

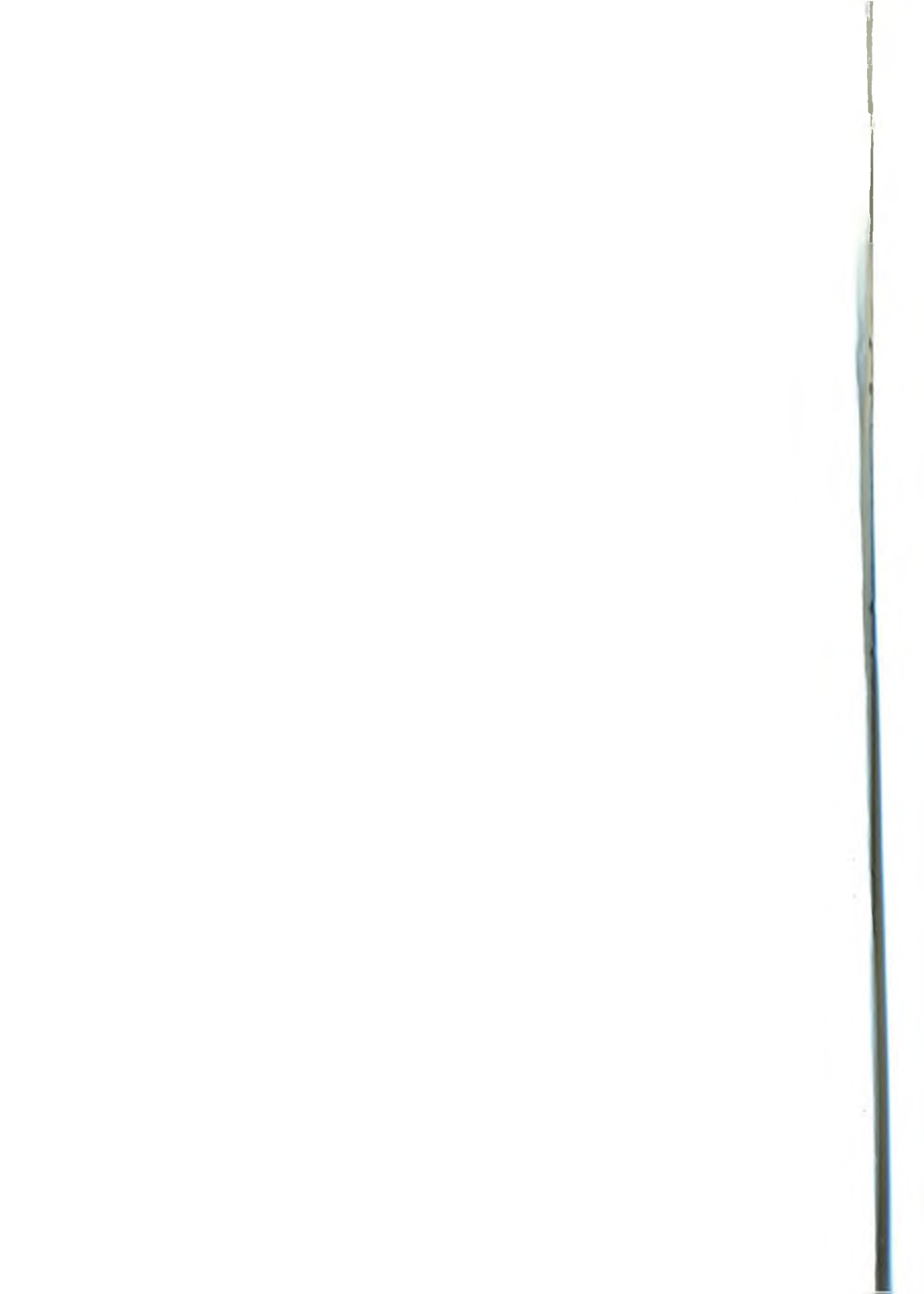
SENATE JOURNAL

FIRST REGULAR SESSION
AND
FIRST EXTRAORDINARY SESSION

Thirty-eighth Legislature of Oklahoma

1981





JOURNAL

of the

SENATE

FIRST REGULAR SESSION
and
FIRST EXTRAORDINARY SESSION
OF THE
THIRTY-EIGHTH LEGISLATURE
OF OKLAHOMA
1981



FIRST REGULAR SESSION

Convened January 6, 1981

Recessed	Reconvened
May 21, 1981	May 26, 1981
May 28, 1981	June 15, 1981
June 17, 1981	June 22, 1981
June 26, 1981	July 20, 1981

Adjourned July 20, 1981

FIRST EXTRAORDINARY SESSION

Convened August 31, 1981

Adjourned September 4, 1981



IN MEMORIAM



GRANTHAM, ROY E.
1-26-1907 — 7-24-1981

District 9
District 20

23rd through 36th Legislatures
(1951 through 1977)

LAMBERT, PHILLIP E.
12-11-1932 — 8-15-1981

District 40

35th and 36th Legislatures
(1975 through 1978)

McCLENDON, LEROY
5-18-1910 — 1-25-1981

District 24
District 5

22nd through 31st Legislatures
(1949 through 1968)

STEVENSON, ALFRED
8-1-1888 — 1-10-1981

District 22

28th and 29th Legislatures
(1961 through 1964)



OFFICERS OF THE SENATE

1ST REGULAR SESSION

38TH LEGISLATURE

1981

SPENCER BERNARD, Rush Springs	President
MARVIN YORK, Oklahoma City	President Pro Tempore
ERNEST D. MARTIN, Ardmore	Majority Floor Leader
WILLIAM M. SCHUELEIN, Miami	Assistant Majority Floor Leader
PAUL TALIAFERRO, Lawton	Majority Whip
FRANK KEATING, Tulsa (resigned 6-12-81)	Minority Floor Leader
PHIL WATSON, Edmond (elected 6-12-81)	Minority Floor Leader
PHIL WATSON, Edmond (resigned 6-12-81)	Assistant Minority Floor Leader
JERRY T. PIERCE, Bartlesville (elected 6-12-81)	Assistant Minority Floor Leader
JERRY T. PIERCE, Bartlesville (resigned 6-12-81)	Minority Whip
TIM LEONARD, Beaver (elected 6-12-81)	Minority Whip
LEE SLATER, Guthrie	Secretary

CALENDAR MONTHS

1st Regular Session

38th Legislature 1981

(The 90 Legislative Days are shown in
boldface type)

JANUARY

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

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28

MARCH

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

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

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

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

JULY

S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

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

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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
††William P. O'Connor	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

† Resigned November 17, 1980

†† Elected January 13, 1981, to fill unexpired term

††† Resigned June 12, 1981

MEMBERSHIP OF SENATE

Terms expire 1984

Name	Address	County	District	Politics
William M. Schuelein	Miami	Craig*, Delaware*, Ottawa	1	D
Herbert Rozell	Tahlequah	Adair, Cherokee, Muskogee*, Sequoyah*, Wagoner*	3	D
Gerald C. Dennis	Antlers	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
Bill Branch	Pauls Valley	Cleveland*, Garvin, Grady*, McClain	15	D
John L. Clifton	Shawnee	Cleveland*, Pottawatomie*	17	D
Norman A. Lamb	Enid	Garfield*, Grant*	19	R
Bernice Shedrick	Stillwater	Lincoln*, Payne*	21	D
Ray A. Giles	Pocasset	Caddo, Grady*	23	D
†Herschel H. Crow, Jr.	Altus	Greer*, Harmon*, Jackson, Tillman	25	D
†Wayne Winn	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
Jerry L. Smith	Tulsa	Tulsa*	39	R
Phil Watson	Edmond	Oklahoma*	41	R
Don Kilpatrick	Del City	Cleveland*, Oklahoma*	43	D
Ed Moore	Oklahoma City	Canadian*, Oklahoma*	45	R
John R. McCune	Oklahoma City	Canadian*, Logan*, Oklahoma*	47	R
Tim Leonard	Beaver	Alfalfa*, Beaver, Cimarron, Harper, Major*, Texas, Woods*, Woodward	49	R

* District contains part of county

† Terms expire 1982 pursuant to SB 352, 1981.

BILLS AND JOINT RESOLUTIONS

of the

1st Session of the 38th Legislature, 1981

SENATE BILLS ENACTED INTO LAW

1	38	58	87	155	210	248	313
5	39	59	88	156	213	253	315
6	40	60	97	161	214	257	317
10	41	61	99	163	215	258	318
14	42	62	102	170	216	263	323
17	43	63	106	178	217	264	324
25	44	64	110	179	222	265	326*
26	45	65	112	182	223	275	327
27	46	66	114	184	227	283	333
28	47	67	122	185	229	286	341
29	48	68	128	188	231	287	342
30	49	69	132	194	232	289	350
31	50	70	139	196	234	292	352
32	52	71	141	197	239	294	356
33	53	73	144	199	242	303	357
34	54	79	146	200	243	305	
35	55	81	148	203	244	308	
36	56	84	149	207	245	309	
37	57	85	154	208	246	312	

Total: 148

SENATE JOINT RESOLUTIONS APPROVED BY GOVERNOR

1	9
3	14
7	15

Total: 6

SENATE JOINT RESOLUTION VETOED

10

Total: 1

*Became law over Governor's veto

HOUSE BILLS ENACTED INTO LAW

1001	1066	1098	1136	1195	1236	1292	1354
1005	1067	1099	1139	1196	1237	1294	1357
1006	1068	1100	1140	1197	1238	1295	1360
1008	1069	1101	1142	1198	1242	1296	1362
1020	1070	1102	1143	1199	1244	1298	1366
1022	1071	1103	1144	1200	1246	1299	1367
1024	1072	1104	1148	1202	1247	1301	1372
1025	1073	1105	1151	1203	1248	1303	1378
1029	1074	1111	1160	1204	1252	1304	1388
1030	1075	1112	1161	1205	1255	1305	1399
1038	1076	1113	1162	1210	1256	1309	1405
1039	1077	1115	1168	1211	1259	1310	1410
1040	1078	1118	1169	1212	1260	1313	1411
1042	1079	1119	1170*	1213	1261	1314	1416
1047	1081	1120	1175	1214	1264	1315	1418
1049	1082	1121	1176	1215	1267	1322	1419
1050	1083	1122	1178	1216	1272	1323	1420
1052	1084	1124	1181	1217	1273	1331	1421
1053	1086	1125	1183	1218	1276	1334	1422
1058	1091	1126	1184	1227	1277	1339	1423
1059	1092	1129	1185	1228	1281	1343	1424
1060	1093	1130	1189	1229	1283	1348	1426
1062	1094	1131	1190	1230	1284	1349	1433
1063	1095	1132	1191	1231	1286	1350	1449
1064	1096	1134	1192	1233	1287	1351	
1065	1097	1135	1194	1234	1289	1353	

Total: 206

HOUSE JOINT RESOLUTIONS APPROVED BY GOVERNOR

1011	1016	1017	1020	Total:	4
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HOUSE JOINT RESOLUTIONS FILED WITH SECRETARY OF STATE

1014	Total:	1
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HOUSE BILLS VETOED

1023	1027	1250	Total:	3
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*Became law over Governor's veto

BILLS AND JOINT RESOLUTIONS

H. R. 10000

H. R. 10000

1001	1002	1003	1004	1005	1006	1007	1008
1009	1010	1011	1012	1013	1014	1015	1016
1017	1018	1019	1020	1021	1022	1023	1024
1025	1026	1027	1028	1029	1030	1031	1032
1033	1034	1035	1036	1037	1038	1039	1040
1041	1042	1043	1044	1045	1046	1047	1048
1049	1050	1051	1052	1053	1054	1055	1056
1057	1058	1059	1060	1061	1062	1063	1064
1065	1066	1067	1068	1069	1070	1071	1072
1073	1074	1075	1076	1077	1078	1079	1080
1081	1082	1083	1084	1085	1086	1087	1088
1089	1090	1091	1092	1093	1094	1095	1096
1097	1098	1099	1100	1101	1102	1103	1104
1105	1106	1107	1108	1109	1110	1111	1112
1113	1114	1115	1116	1117	1118	1119	1120
1121	1122	1123	1124	1125	1126	1127	1128
1129	1130	1131	1132	1133	1134	1135	1136
1137	1138	1139	1140	1141	1142	1143	1144
1145	1146	1147	1148	1149	1150	1151	1152
1153	1154	1155	1156	1157	1158	1159	1160
1161	1162	1163	1164	1165	1166	1167	1168
1169	1170	1171	1172	1173	1174	1175	1176
1177	1178	1179	1180	1181	1182	1183	1184
1185	1186	1187	1188	1189	1190	1191	1192
1193	1194	1195	1196	1197	1198	1199	1200

H. R. 10000

H. R. 10000

H. R. 10000

H. R. 10000

H. R. 10000

H. R. 10000

H. R. 10000

H. R. 10000

Senate Journal

**First Regular Session of the Thirty-eighth Legislature, 1981,
of the State of Oklahoma**

First Legislative Day, Tuesday, January 6, 1981

Pursuant to Article V, Section 26, of the Constitution of the State of Oklahoma, the Senate of the First Regular Session of the Thirty-eighth Legislature assembled in its Chamber at 12:00 noon.

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

President Bernard introduced Chaplain Johnny R. Knight, Church of Christ, Moore, who gave the invocation, which reads as follows:

Lord God of Heaven, we thank Thee for Thy rich bounty. We thank Thee for America, this land that we love so much, and for the freedoms and opportunities provided to us as American citizens.

We thank Thee for the liberty, the right, to worship and serve Thee, and we plead with Thee to preserve this freedom for us. May we remember, "Blessed is the nation whose God is Jehovah." May we remember, "Righteousness exalteth a nation but sin is a reproach to any people." May we ever make it true what we sing in the "Star Spangled Banner," "In God is our trust."

We thank Thee for freedom of speech. We are grateful that this Senate and other legisla-

tive bodies throughout our land may engage in vigorous debate of the issues.

We thank Thee for freedom of the press and pray that members of the media will be diligent and forthright in reporting to the citizens about laws and legislative decisions and events.

We ask Thy protection, dear Lord, of the hostages in Iran. Also, realizing that millions of Americans are held hostage in their homes through fear of being victims of crimes, we pray that our cities and streets in America may be made safe once more.

Finally, we ask Thy blessings upon the families in America and pray that family ties may be strengthened.

May we praise Thee forever, Amen.

President Bernard advised the Senate of the resignation of Senator Don Nickles on November 17, 1980, and directed the Secretary of the Senate to read the Communication.

COMMUNICATION

The following Communication from Senator Don Nickles, District 20 was read:

November 17, 1980

Governor George Nigh
State Capitol Bldg.
Room 212
Oklahoma City, OK 73105

Dear Governor Nigh:

I hereby submit my resignation as State Senator for District No. 20 immediately.

I respectfully request that your office would call for a special election at the earliest possible date to assist the future State Senator and to give the citizens of District 20 representation in the Oklahoma Senate.

It has been my pleasure to work with you and your office during the past two years. I look forward to working together with you for all of Oklahoma in the future.

Sincerely,

Don Nickles /s/
U.S. Senator-Elect

President Bernard announced that a special election has been called by the Governor

to fill the vacancy in District 20 to be held on January 13, 1981.

The roll was ordered called by the President on the 23 holdover members of the Senate:

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

Excused: Dahl and Howard.—2.

Vacancy: District 20.—1.

President Bernard directed the Secretary of the Senate to read the communication from the State Election Board, certifying the results on the 24 newly-elected members to the Senate.

COMMUNICATION

The following Communication from the State Election Board was read:

November 26, 1980

THE HONORABLE SPENCER T. BERNARD
LIEUTENANT GOVERNOR OF OKLAHOMA
PRESIDENT, OKLAHOMA STATE SENATE
211 STATE CAPITOL BUILDING
OKLAHOMA CITY, OK 73105

Dear Sir:

Upon the face of the returns of the General Election, held November 4, 1980, as certified to this office by the several County Election Boards of the State of Oklahoma and as verified by the State Election Board, the attached list of named appear to have been regularly elected to membership in the Senate of Oklahoma from the several Senatorial Districts, as indicated, and accordingly Certificates of Election have heretofore been issued to them by this Board, entitling each to participate in the preliminary organization of the Senate of the Thirty-Eighth Legislature.

NAME	POL.	ADDRESS	DIST. NO.
William M. Schuelein	D	Miami	1
Herb Rozell	D	Tahlequah	3
Gerald C. Dennis	D	Antlers	5
Gene Stipe	D	McAlester	7
John D. Luton	D	Muskogee	9
James McDaniel	D	Fitzhugh	13
Bill Branch	D	Pauls Valley	15
John L. Clifton	D	Shawnee	17
Norman A. Lamb	R	Enid	19
Bernice Shedrick	D	Stillwater	21
Ray A. Giles	D	Pocasset	23
Herschel H. Crow, Jr.	D	Altus	25
Wayne Winn	D	Weatherford	27
Jerry T. Pierce	R	Bartlesville	29
Paul Taliaferro	D	Lawton	31
Rodger A. Randle	D	Tulsa	33
Warren E. Green	R	Tulsa	35
Finis W. Smith	D	Tulsa	37
Jerry L. Smith	R	Tulsa	39
Phil Watson	R	Edmond	41
Don Kilpatrick	D	Del City	43
Ed Moore	R	Oklahoma City	45
John R. McCune	R	Oklahoma City	47
Tim Leonard	R	Beaver	49

Respectfully submitted,

LEE SLATER, Secretary/s/
State Election Board

OATH OF OFFICE

President Bernard announced the Official Oath of Office, as required by Article XV, Sections 1 and 2 of the Constitution of the State of Oklahoma was administered to twenty-one of the newly-elected members on November 18, 1980, in the Senate Chamber by Justice Ralph B. Hodges; to Senator McCune on November 21, 1980, by Justice Robert E. Lavender and to Senators Stipe and Luton on January 6, 1981, by Justice Ralph B. Hodges.

The President ordered the roll called on the 24 newly-elected members of the Senate.

Present: Branch, Clifton, Crow, Dennis,

Giles, Green, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry), Stipe, Taliaferro, Watson and Winn.—24.

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

President Bernard ordered the roll called of the membership of the Senate for the First Regular Session of the 38th Legislature.

Roll call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dennis, Giles, Green,

Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Dahl.—1.

Vacancy: District 20.—1.

President Bernard declared a quorum present.

SENATE RULES

Senator Terrill asked unanimous consent that the Rules of the 37th Legislature, with the following amendment thereto, be adopted as the temporary rules of the Senate for the 38th Legislature, which was the order.

Amendment No. 1:

Delete Rule 8 and insert in lieu thereof the following:

There shall be two types of Senate committees, to-wit: standing committees and select committees. There shall be no more than twelve (12) standing committees, one of which shall be designated as the Policy Committee, one of which shall be designated as the Standards and Ethics Committee and one of which shall be designated as the Executive Nominations Committee. So many of the remainder as are appointed and approved by the Senate shall be designated as Legislation Committees. There shall be as many select committees as are appointed by the President Pro Tempore. The legislation committees shall be the following: Appropriations, Finance, Judiciary, Business and Labor, Education, General Government, Human Resources, Natural Resources and Agriculture.

ELECTION OF SENATE OFFICERS

Senator Finis Smith moved that Senator Marvin York be elected President Pro Tempore of the Senate for the 38th Legislature, which motion was seconded by Senators Terrill and Keating, and adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—45.

Excused: Dahl.—1.

Not Voting: York.—1.

Vacancy: District 20.—1.

Senator Luton moved that the President appoint a committee to escort President Pro Tempore York to the President's desk. The motion was declared adopted and President Bernard appointed Senators Howard, Smith (Finis), Stipe and Keating.

President Bernard, after offering his congratulations to President Pro Tempore York, handed the gavel to the newly-elected President Pro Tempore.

President Pro Tempore York addressed the Senate, as follows:

I left the teaching ranks a few years ago to provide a better financial future for myself and my family. After I left the classroom, I did not again experience the same satisfaction and accomplishment that I found in teaching young people until I entered public service in the Oklahoma Legislature. Both of these are extremely important and awesome

responsibilities. As I begin my term as President Pro Tempore of the Oklahoma State Senate today, I feel the same sense of excitement and challenge that I did when I stood in front of my first class of English students a few years ago — and I have the same lump in my throat. I am touched and honored and awed by the confidence which you, my friends and colleagues in the Oklahoma Senate, have placed in me by electing me your presiding officer.

It is more important now than it has been at almost any time in this century that we in state government reassess the importance of our responsibilities. As the federal government becomes increasingly unable or unwilling to deal with public problems, the role of state and local elected officials becomes increasingly important.

In recent years, Congress and the President have seemed to be paralyzed when it comes to finding effective solutions to public problems. Out of necessity and frustration, state and local governments have assumed new responsibilities. In addition, if the new administration performs as it promised last fall, more and more responsibility will be transferred to us intentionally. Therefore, in our roles as state legislators, we must first recognize the increased role we are called upon to play and then to meet these responsibilities with all the enthusiasm and dedication which such important tasks require.

At the same time that the state and local governments' roles have expanded in relationship to the federal government, a similar movement has occurred in Oklahoma. The legislature — both House and Senate — has taken an increasingly active role in the formulation of state policy. This is particularly important now. At a time when other states are struggling, Oklahoma has the fiscal ability and the leadership not only to satisfy some critical needs that have heretofore been left unmet, but also to begin de-

veloping quality programs for the future. The Governor will present a program to the legislature later today. We in the Senate will develop proposals of our own. And so will the House. We must then set about the task of selecting the best from each. With the state's financial capability and talents of each of the three — Senate, House and Governor — we have the opportunity and the obligation to produce programs that will be respected and envied by people across the country as well as enjoyed by the citizens of Oklahoma.

As the focus shifts to the state level and especially as it shifts to us here in the Senate, we must be aware of one more responsibility — one that we have always had but have occasionally forgotten. In a democratic system, public participation and official accountability are critically important. Today, political observers make much of how cynical the public is about government. However, much of the public's apprehension about government does not result from the programs we adopt and the decisions we make. Instead, it is caused by the way we select those programs and arrive at those decisions. Our actions can and should be made in open sessions. The public has a right to know, in advance, what we will consider so that interested people can present their views. And the public has a right to know how each of us voted. Closed government breeds mistrust. Open government invites respect and confidence. The Oklahoma Senate has much to be proud of — let's let the rest of the world know about it.

One of the things I have enjoyed most about preparing for my new responsibilities as pro tem is the opportunity to get to know and work with so many talented members of the state Senate. It used to be that we encouraged our ablest public officials to seek federal office — to go to Washington, D.C. — where the action is. I am glad that we have gotten out of that habit and are keeping some of the cream of the crop here in Oklahoma. I

am convinced that that is where the action is and where it will be. I look forward to the 38th Legislature with a great deal of hope and anticipation. We have a unique opportunity to be of service to the people of Oklahoma. I am grateful for the confidence that you have placed in me. My hope is that I can live up to your expectations and fulfill our new responsibilities.

President Pro Tempore York presiding.

Senator Giles moved that Senator Ernest D. Martin be elected Majority Floor Leader.

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

Senator Randle moved that Senator William M. Schuelein be elected Assistant Majority Floor Leader.

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

Senator Giles moved that Senator Paul Taliaferro be elected Majority Whip.

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

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

Senator Keating announced the Minority Party Officers, pursuant to the Republican Caucus held May 28, 1980:

Minority Floor Leader: Senator Frank Keating

Assistant Minority Floor Leader: Senator Phil Watson

Minority Whip: Senator Jerry T. Pierce

Minority Caucus Chairman: Senator Warren E. Green

Minority Caucus Secretary: Senator Tim Leonard

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

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

Senator Martin moved that a Committee to Arrange for the Permanent Seating of the Majority Party be appointed, which motion was declared adopted. President Pro Tempore York appointed the following as members on said Committee: Senators Combs, Miller and Cummins.

Senator Combs submitted the following Report on the Committee to Arrange for the Permanent Seating and moved its adoption, which motion was declared adopted.

COMMITTEE REPORT

Mr. President:

We, your Committee to Arrange for the Permanent Seating for members of the Senate of the First Regular Session of the 38th Legislature, having considered the same, wish to report that the seating of the Senate shall be proceeded with in accordance with Senate Rule.

Respectfully submitted,
Mike Combs, Chairman

In accordance with Senate Rule and the above Report, the members of the Majority Party of the Oklahoma Senate were seated.

The Committee to Arrange for the Permanent Seating, having performed its duty, was ordered discharged by President Pro Tempore York.

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

President Pro Tempore York appointed the following Committees:

TO NOTIFY THE GOVERNOR: Senators Howell, Tinsley and Green.

TO NOTIFY THE HONORABLE HOUSE: Senators McDaniel, Landis and McCune.

PRESENTATION OF PLAQUES

President Pro Tempore York, on behalf of the Senate, presented to Senators Howard and Lane plaques bearing their names in appreciation and honor for having served in the Senate as President Pro Tempore and Majority Floor Leader, respectively. Senators Howard and Lane received the gifts and noted their appreciation.

INTRODUCTIONS

President Pro Tempore York introduced to the members his wife, Jo, and children, Heather and Yancy; his sister, Pauline Vanzant; his uncle, J.M. York; his niece, Terri Kirkley; his brother-in-law, Joe Wright; Mrs. Barbara Kilpatrick, wife of Senator Kilpatrick; Judy Randle, wife of Senator Randle; Doris Smith, wife of Senator Finis Smith; Claudine Young, wife of Senator

Young; Francie Cullison, wife of Senator Cullison; Sandy Clifton, wife of Senator Clifton and Barbara Fried, wife of Representative Jim Fried. Senator Branch introduced his wife, Karen; Senator Watson introduced his wife, Mary; Senator Taliaferro introduced his wife, Elaine and Senator Porter introduced his children, Joel and Sonya:

Senator Combs introduced Susan Hire, R.N., Oklahoma City, and Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as Nurses of the Day; Senator Keating introduced Floyd Miller, M.D., Tulsa and Senator Branch introduced David W. Simpson, D.O., as Doctors of the Day.

Sergeant at Arms Craig was recognized for the introduction of the Committee from the Honorable House to Notify the Senate the House is organized. Representatives Caldwell, Cox and Sherrer were received and advised the Senate the House is organized and ready to meet with the Senate in Joint Session at 1:15 p.m.

Senator Howell, on behalf of the Committee to Notify the Governor that the Senate is organized and ready to transact any business that may come before it, reported the duty completed.

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

Senator McDaniel, on behalf of the Committee to Notify the 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.

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

The hour of 1:15 p.m. having arrived, and that being the hour arranged for a Joint Ses-

sion of the 38th Legislature, Senator Martin 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.

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JOINT SESSION

The Senate and House of Representatives of the 38th Legislature, in Joint Session, were called to order by Lieutenant Governor Spencer Bernard, President of the Senate.

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

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Dahl.—1.

Vacancy: District 20.—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 House in Joint Session, as follows:

Present: Abbott, Anderson (Don), Anderson (Robert), Arnold, Atkinson, Baker, Barker, Baughman, Blodgett, Bradley, Brown, Caldwell, Camp, Choate, Cole, Conaghan,

Cotner, Cox, Craighead, Cunningham, Davis (Frank), Davis (Guy), Deatherage, Denman, Duckett, Duke, Dunn, Fair, Feddersen, Fitzgibbon, Ford, Fried, Glover, Graves, Gray, Hamilton, Haney, Harbin, Hargrave, Harper, Harris, Hastings, Henry, Henshaw, Hill, Hobson, Holden, Holt, Hooper, Hopkins, Johnson, Joiner, Kamas, Kelly, Kincheloe, Koppel, Lancaster, Lawter, Lewis, Little, McCaleb, McCorkell, McIntyre, Manar, Manning, Mason, Mentzer, Milacek, Monks, Morgan, Murphy, Osborne, Peterson, Pitezal, Poulos, Reimer, Rieger, Riggs, Robinson, Rogers, Sanders, Sherrer, Shurden, Smith, Sparkman, Stahl, Talley, Taylor, Thompson, Trent, Twidwell, Vanatta, Vaughn, Weichel, Whorton, Widener, Williams (Freddie), Williams (Penny), Williamson, Willis, Mr. Speaker.—101.

Speaker Draper declared a quorum of the House present.

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

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

President Bernard introduced Dr. Dale Smith, Bartlesville, who sang and performed with musical accompaniment.

Representative Dunn moved that the Joint Rules of the 37th Legislature be adopted as the Temporary Joint Rules of the 38th Legislature in Joint Session, which motion was declared adopted.

COMMUNICATIONS

November 7, 1980

The Honorable Jeannette B. Edmondson
Secretary of State
State Capitol
Oklahoma City, Oklahoma 73105

Dear Mrs. Edmondson:

I transmit to you herewith a sealed envelope addressed to the Speaker of the House of Representatives containing the results of the General Election held November 4, 1980, to be delivered by you to the Speaker pursuant to the provisions of the Oklahoma Constitution.

Respectfully,

LEE SLATER, Secretary
State Election Board

November 7, 1980

The Honorable Daniel D. Draper, Jr.
Speaker of the

House of Representatives
State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Mr. Speaker:

I hereby certify that the attached compilation is a complete list of the names of all candidates voted for at the General Election held November 4, 1980, for the offices indicated, and that the figures set opposite the names represent the sum of the total vote cast for each, as certified to this office by the county election boards of the State.

Respectfully submitted,

LEE SLATER, Secretary
State Election Board

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

STATE OFFICERS

D - Democrat
R - Republican
L - Libertarian
I - Independent

CORPORATION COMMISSIONER (Short Term)	RESIDENCE	VOTE
Norma Eagleton (D)	Oklahoma City	659,291
Bill Kennedy (R)	Ripley	346,106

CORPORATION COMMISSIONER (Long Term)		
Hamp Baker (D)	Oklahoma City	556,432
Merle McCollum (R)	Oklahoma City	374,227

UNITED STATES SENATOR		
Don Nickles (R)	Ponca City	587,252
Andy Coats (D)	Oklahoma City	478,283
Robert Murphy (L)	Tulsa	9,757
Charles Nesbitt (I)	Oklahoma City	21,179
Paul E. Trent (I)	Norman	1,823

JUSTICES OF THE SUPREME COURT (Retention Ballot)

Office No. 2

Ralph B. Hodges

Durant

Yes: 594,054
No: 286,470

Office No. 3
Marian P. Opala

Warr Acres

Yes: 551,541
 No: 302,030

Office No. 5
Ben T. Williams

Stratford

Yes: 567,642
 No: 288,751

Office No. 8
Rudolph Hargrave

Wewoka

Yes: 559,728
 No: 292,498

JUDGE OF THE COURT OF CRIMINAL APPEALS (Retention Ballot)

Office No. 1
Tom R. Cornish

McAlester

Yes: 575,754
 No: 286,939

JUDGE OF THE COURT OF APPEALS (Nonpartisan)

District No. 3
Kenneth D. Bacon

Tulsa

Unopposed

District No. 4
Lester A. Reynolds

Oklahoma City

Unopposed

STATE SENATOR

*County divided into two or more districts

D - Democrat
 R - Republican
 L - Libertarian
 I - Independent

DIST. NO.	COUNTY	NAME	VOTE
1	*Craig, *Delaware, Ottawa	William M. Schuelein (D)	Unopposed
3	Adair, Cherokee, *Muskogee, *Sequoyah, *Wagoner	Herb Rozell (D)	Unopposed
5	Choctaw, McCurtain, Pushmataha	Gerald C. Dennis (D) Patrick K. Miller (R)	17,349 4,541
7	*Haskell, *Latimer, *Pittsburg	Gene Stipe (D)	Unopposed
9	*Muskogee	John D. Luton (D)	Unopposed
13	Coal, Hughes, *Murray, *Okfuskee, Pontotoc	James McDaniel (D) Jim Wright (R)	15,894 7,315
15	*Cleveland, Garvin, *Grady, McClain	Bill Branch (D)	Unopposed

DIST. NO.	COUNTY	NAME	VOTE
17	*Cleveland, *Pottawatomie	John L. Clifton (D)	Unopposed
19	*Garfield, *Grant	David Butler (D) Norman A. Lamb (R)	8,367 14,819
21	*Lincoln, *Payne	Bernice Shedrick (D) Ulysses E. Cruzan (R)	19,026 7,559
23	Caddo, *Grady	Ray A. Giles (D)	Unopposed
25	*Greer, *Harmon, Jackson, Tillman	Herschel H. Crow, Jr. (D)	Unopposed
27	*Alfalfa, *Blaine, Custer, Dewey, *Major, *Washita, *Woods	Wayne Winn (D) Bill Betts (R)	11,808 11,547
29	*Craig, Nowata, *Washington	Jerry T. Pierce (R)	Unopposed
31	*Comanche	Paul Taliaferro (D)	Unopposed
33	*Osage, *Tulsa	Rodger A. Randle (D)	Unopposed
35	*Tulsa	Thomas M. Butler (D) Warren E. Green (R) Lynn Crussel (L)	8,539 10,976 858
37	*Pawnee, *Tulsa	Finis W. Smith (D)	Unopposed
39	*Tulsa	Jerry L. Smith (R)	Unopposed
41	*Oklahoma	Phil Watson (R)	Unopposed
43	*Cleveland, *Oklahoma	Don Kilpatrick (D)	Unopposed
45	*Canadian, *Oklahoma	Jerry Steward (D) Ed Moore (R)	5,167 6,598
47	*Canadian, *Logan, *Oklahoma	Edie McLeod (D) John R. McCune (R)	8,245 20,182
49	*Alfalfa, Beaver, Cimarron, Harper, *Major, Texas, *Woods, Woodward	Tim Leonard (R)	Unopposed

STATE REPRESENTATIVE

*County divided into two or more districts

D - Democrat
R - Republican
L - Libertarian
I - Independent

DIST. NO.	COUNTY	NAME	VOTE
1	*McCurtain	Mike Murphy (D)	Unopposed
2	*Adair, Sequoyah	Don Mentzer (D)	Unopposed
3	*LeFlore, *McCurtain	Mick Thompson (D)	Unopposed
4	*Adair, Cherokee	William P. Willis (D)	Unopposed
5	*Adair, *Delaware	Wiley Sparkman (D)	Unopposed
6	Craig, *Mayes, *Ottawa, *Rogers	George Vaughn (D) Kent Ryals (R)	6,989 3,684
7	*Ottawa	Joseph E. Fitzgibbon (D)	Unopposed
8	*Delaware, *Mayes, *Rogers	Ramon Bewley (D) J.D. Whorton (R)	4,032 9,798
9	*Nowata, *Rogers	Stratton Taylor (D)	Unopposed
10	*Osage, *Washington	A.C. Holden (D)	Unopposed
11	*Nowata, *Washington	Jim Bolt (D) Don Koppel (R)	4,898 10,698
12	*Muskogee, *Wagoner	Bill Lancaster (D)	Unopposed
13	*Muskogee	Jim Barker (D)	Unopposed
14	*Muskogee	John Monks (D)	Unopposed
15	*Haskell, McIntosh, *Muskogee, *Pittsburg	Charles R. Peterson (D)	Unopposed
16	*Okmulgee	Frank Shurden (D)	Unopposed
17	*Haskell, Latimer, *LeFlore, *Pittsburg	E.A. Red Caldwell (D)	Unopposed
18	*Pittsburg	Frank Harbin (D)	Unopposed
19	Choctaw, *Pittsburg, Pushmataha	Gary Sherrer (D)	Unopposed
20	*Atoka, *Bryan, *Johnston, Love, Marshall	Bob A. Trent (D)	Unopposed
21	*Bryan	Guy Davis (D)	Unopposed
22	*Atoka, *Coal, *Johnston, Murray, *Pontotoc	Jack Kelly (D)	Unopposed
23	*Tulsa, *Wagoner	Twyla Mason (D) Robert Ritter (R)	9,647 8,829

DIST. NO.	COUNTY	NAME	VOTE
24	*Coal, Hughes, *Okfuskee, *Okmulgee, *Pittsburg	Bill Robinson (D)	Unopposed
25	*Pontotoc	Lonnie L. Abbott (D)	Unopposed
26	*Pottawatomie	Robert H. Henry (D)	Unopposed
27	*Cleveland, *Oklahoma, *Pottawatomie	Steve Lewis (D)	Unopposed
28	Seminole	Enoch Kelly Haney (D)	Unopposed
29	*Creek, *Okfuskee, *Okmulgee	Oval H. Cunningham (D)	Unopposed
30	*Creek	Benny F. Vanatta (D)	Unopposed
31	*Kingfisher, *Logan, *Noble	James R. Ferrell (D) Frank W. Davis (R) Thomas Laurent (L)	3,692 6,650 374
32	Lincoln, *Logan, *Okfuskee	Charlie O. Morgan (D)	Unopposed
33	*Payne	Joe R. Manning, Jr. (R)	Unopposed
34	*Payne	Daniel D. Draper, Jr. (D)	Unopposed
35	*Creek, *Kay, *Noble, *Osage, Pawnee	Don Johnson (D)	Unopposed
36	*Kay, *Osage	Don Anderson (D)	Unopposed
37	*Kay	James Holt (R)	Unopposed
38	*Grant, *Kay	Dorothy D. Conaghan (R) Robert E. Kaps (I)	8,397 607
39	Alfalfa, *Blaine, *Garfield, *Grant, *Major	Robert Milacek (R)	Unopposed
40	*Garfield	Homer F. Rieger (R)	Unopposed
41	*Garfield	Robert E. Anderson (R)	Unopposed
42	*Blaine, *Caddo, *Canadian, *Kingfisher	Tom R. Stephenson (D) Ralph J. Butch Choate (R)	5,345 5,773
43	*Canadian	Donald D. Feddersen (D)	Unopposed
44	*Cleveland	Cleta Deatherage (D) Tom Coker (R) Gordon E. Mobley (L)	8,256 4,864 264
45	*Cleveland	Cal Hobson (D) Linda L. Emery (R)	* 5,726 4,971

DIST. NO.	COUNTY	NAME	VOTE
46	*Garvin, *Grady, *McClain	Jerry F. Smith (D)	Unopposed
47	*Grady, *McClain	Denver Talley (D)	Unopposed
48	*Carter	Don Duke (D)	Unopposed
49	*Carter, Cotton, Jefferson	W.D. Bradley (D) John H. Scaggs (R)	6,650 4,306
50	*Stephens	J.D. Jay Blodgett (D)	Unopposed
51	*Carter, *Garvin, *Stephens	Vernon Dunn (D)	Unopposed
52	*Jackson, *Kiowa	Howard Cotner (D)	Unopposed
53	*Comanche, *Harmon, *Jackson, *Kiowa, Tillman	Bob E. Harper (D)	Unopposed
54	*Cleveland	Dana Hobson (D) Helen G. Cole (R)	7,772 11,368
55	*Caddo, *Kiowa, Washita	Jerry Weichel (D)	Unopposed
56	*Caddo	Tom Manar (D)	Unopposed
57	*Beckham, Custer	Bill Widener (D) L.D. Larry Schreiner, Jr. (R)	5,528 5,101
58	*Major, Woods, *Woodward	Lewis M. Kamas (R)	Unopposed
59	*Beaver, *Beckham, Dewey, Ellis, Harper, Roger Mills, *Woodward	Rollin Reimer (D)	Unopposed
60	*Beckham	Willie Rogers (D)	Unopposed
61	*Beaver, Cimarron, Texas	Walter E. Hill (R)	Unopposed
62	*Comanche	Kenny D. Harris (D) Art Besa (R)	6,281 3,315
63	*Comanche	Marvin L. Baughman (D)	Unopposed
64	*Comanche	Roy B. Hooper, Jr. (D)	Unopposed
65	*Comanche	Jim R. Glover (D)	Unopposed
66	*Tulsa	M. David Riggs (D)	Unopposed
67	*Tulsa	Joan Hastings (R)	Unopposed
68	*Tulsa	Robert E. Hopkins (D)	Unopposed

DIST. NO.	COUNTY	NAME	VOTE
69	*Tulsa	William J. Wiseman, Jr. (D) Nelson Little (R)	6,518 7,528
70	*Tulsa	Penny Williams (D) Jerry M. Lysinger (R)	6,206 4,267
71	*Tulsa	Richard T. Oliver (D) Helen Arnold (R)	2,393 8,542
72	*Tulsa	Don McCorkell, Jr. (D)	Unopposed
73	*Tulsa	Bernard J. McIntyre (D)	Unopposed
74	*Tulsa	Rodney G. Hargrave (D)	Unopposed
75	*Tulsa	Alene B. Baker (D) J. R. Phares (I)	6,317 1,521
76	*Tulsa	Mary Thetford (D) James A. Williamson (R)	4,396 8,528
77	*Tulsa	William F. Poulos (D) Ken Lochrie (R)	4,549 2,217
78	*Tulsa	Charles Cleveland (D) Frank F. Pitezel (R)	4,985 5,661
79	*Tulsa	Charles J. Chibitty, Jr. (D) James E. Henshaw (R)	4,630 6,082
80	*Tulsa, *Wagoner	Lu Patrick (D) Charles R. Ford (R)	7,147 15,504
81	*Oklahoma	Neal A. McCaleb (R)	Unopposed
82	*Oklahoma	Steve L. Perry (D) George H. Osborne (R)	4,293 10,438
83	*Oklahoma	James B. Pitts (D) Gean Atkinson (R)	4,211 5,769
84	*Oklahoma	Howard Cavins (D) Bill Graves (R)	3,248 5,848
85	*Oklahoma	George Camp (R)	Unopposed
86	*Oklahoma	Bob Kerr (D) Rick Stahl (R)	3,779 4,598
87	*Oklahoma	E.C. Sandy Sanders (D)	Unopposed
88	*Oklahoma	Don Denman (D)	Unopposed

DIST. NO.	COUNTY	NAME	VOTE
89	*Oklahoma	Rebecca Hamilton (D) T.D. Storie (R)	2,750 1,567
90	*Oklahoma	J. Mike Lawter (D)	Unopposed
91	*Oklahoma	Charles Gray (D) Bob Lee (R)	4,129 2,541
92	*Oklahoma	Jim Fried (D)	Unopposed
93	*Oklahoma	Ben Brown (D)	Unopposed
94	*Oklahoma	Fred C. Joiner (D) Bruce D. Russell (R) Charles E. Johnson (I)	4,234 2,162 268
95	*Oklahoma	David C. Craighead (D)	Unopposed
96	*Oklahoma	James E. Briscoe (D) Maxine C. Kincheloe (R)	4,055 5,435
97	*Oklahoma	Kevin C. Cox Mack L. Kuykendall (R)	3,654 2,143
98	*Canadian, *Oklahoma	Ross Duckett (D)	Unopposed
99	*Oklahoma	Freddye H. Williams (D)	Unopposed
100	*Canadian, *Oklahoma	Mike Fair (R) Kirby L. Howell (I)	9,149 747
101	*Oklahoma	Carl Twidwell (D)	Unopposed

Senator Martin moved that the President and Speaker appoint committees from the Senate and the Honorable House, respectively, as a Joint Committee to notify the Governor the 38th Legislature is now in Joint Session, ready to receive him and hear his message. The motion was declared adopted and the following were appointed as such committees:

FOR THE SENATE: Senators Kilpatrick, Crutcher, Porter, Watson and Leonard.

FOR THE HOUSE: Representatives Reimer, Sparkman, Hamilton, Widener and Anderson (Don).

INTRODUCTIONS

President Bernard introduced the first lady of the State of Oklahoma, Mrs. Donna Nigh; the second lady, his wife, Vivian Bernard, the wife of the President Pro Tempore of the Senate, Mrs. Jo York and the family of Speaker Draper: wife, Mary Lee, son, Danny, daughter, Cherie, along with Mr. and Mrs. Daniel D. Draper, Sr., parents of Speaker Draper.

Sergeant at Arms, Bob Craig was recognized and announced the arrival of the Chief Executive, the Honorable George Nigh, accompanied by the Joint Committee ap-

pointed to advise the Governor that the Joint Session was ready to receive him.

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

President Bernard presented Governor Nigh to the Joint Session, where he delivered his prepared message.

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

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The Senate reassembled in its Chamber with Senator Finis Smith presiding.

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

Senator Martin moved that the Governor's message, delivered in Joint Session, be incorporated in the Journal for this legislative day, which motion was declared adopted.

MESSAGE OF GOVERNOR GEORGE NIGH

By Constitutional requirement, I am here today to present a balanced budget to members of the Oklahoma Legislature in joint session.

By choice, I am here today to visit with you as equally concerned, equally dedicated, and equally enthusiastic public servants of the people of Oklahoma.

You have before you my recommended budget. It now becomes the property of the respective houses of the legislature. Just as I expect you to attempt to change it if you feel you have a better idea, you should expect me to resist change if I feel my suggestion is best.

Governor Bernard, President Pro Tempore York, Speaker Draper, Ladies and Gentlemen of the joint session, and my fel-

low Oklahomans — The State of the State of Oklahoma is excellent.

The State of the State says there are more of us — the 1980 census shows our population at an all-time high

— We have more people at work than ever before. (1,265,360) and we continue 94.5% fully employed.

— Our people are earning more — the only State in the nation last year where our per capita income outstripped inflation.

— Our labor force is more productive, with the third smallest work stoppage figure of all industrial states.

— Our business climate is healthy — Our gross state product will reach 35.9 billion dollars this year.

— The State of the State says our energy industry is superb. Producing oil or gas in 72 of our 77 counties, we rank third in gas production, fifth in oil, sixth in refinery operations. Drilling reached an all-time high last year and with an average of 401 rigs and will set more records next year.

— Tourism has reached an all-time high, with income up 300 million to a total of \$2.5 billion.

We're gaining national attention as a destination point for tourists, conventions, and film production.

Weather, high interest rates and federal policies have made necessary a new commitment by our State to one of our most basic industries — agriculture. In this regard, I particularly appreciate the leadership of Lt. Governor Spencer Bernard in his successful efforts to find new markets for our agricultural products.

There are many other economic indicators in these and other areas, that project a bright future for this state if we continue to maintain the healthy, stable, better-managed state government that is our common goal.

The wisdom of a strong-diversified economy is shown dramatically by major improvements we have been able to make in the past two years in many areas long overdue. While I certainly cannot list them all, there are several great steps forward. There is more road construction going on in the counties, the cities, and on the state highway system than ever. We are implementing a master plan for a major highway network that will connect all areas of our state.

Our efforts in all three areas of education have been more than noteworthy. Public schools continue to be, and rightfully so, our prime area of emphasis in education with improvements in salaries for teachers and support personnel, but with expansion of major program areas. The past two sessions have seen our appropriations to higher education rank us with the fourth largest percentage increases in the nation, and our Vo-Tech system is second to none.

In corrections, we have reached the point where we can see the light at the end of the tunnel in our six and one-half year old prison lawsuit. Federal Judge Luther Bohanon recognized our work and the good faith effort as testified to by the leadership of the legislature as well as my office.

We have taken the first crucial and substantial steps in our efforts to develop a comprehensive statewide community health system.

This continued strong economic condition makes possible another great opportunity for us.

Since 1978, I have recommended that we look at the State's economic picture annually, and reassess our ability to provide tax relief. In the past two legislative sessions, we have agreed on tax reduction measures which have already or will return a total of \$90 million to Oklahoma's taxpayers.

When I last spoke to the Legislature information showed Oklahoma's 1978 per capita tax rate to be the 44th lowest in the entire nation — and, for calendar year 1980, the same information source indicated we have dropped to 46th in the nation.

Today, I share yet another report which utilizes the "Representative Tax Capacity Approach," which more accurately reflects the burden of the individual taxpayer within a state. By using this method of calculation, the tax burdens of only one State in the Union are lower than those in Oklahoma. However, I sympathize with the philosophy that if you are paying a tax it's too high and I agree with the philosophy that as government reaps the benefits of our prosperity, so should our taxpayers.

We can do more.

In 1972 only 16 states levied a sales tax on prescription drugs. In 1980 only 6 states levied a sales tax on prescription drugs. By next year there should only be 5 states who levy a sales tax on prescription drugs. I recommend that you pass as your earliest piece of legislation, the bill that gets Oklahoma out of the business of making a profit on illness.

By the same logic, state government should not make a profit on death. If you share with me the concern of preserving the family farm, the family business, the right to leave to the person of your choice the fruits of your labor, then you should join me in the elimination of the gift and what is commonly called the inheritance tax.

To insure no danger to the funding of programs within the Department of Human Services by the elimination of the sales tax on prescription drugs, I suggest the re-marking to Human Services of the three and one-half percent of the sales tax that now goes to the general fund.

To insure that the federal government does not benefit from our elimination of the state estate tax, I suggest the bill be written to contain a "pick up" or "gap tax" to retain revenue which would otherwise go to the federal government.

These two tax reductions would become a part of an overall tax reduction program that we have had the past two sessions.

What a unique position — our revenues grow at a rate to allow tax cuts to our people and still far outstrip our constitutional formulas for predicting revenue. We collected over \$200 million dollars in excess of our appropriations last year — and, although the constitution forbids our inclusion of these projections in our official budget proposal, we know we will have another large amount of dollars available after we satisfy the current year's appropriations.

Because we are in this unique situation, I am this year suggesting a unique approach to these funds. In the almost one and one-half billion dollar budget, I have included the proposed expenditure of 96 million dollars from this "surplus" money to be added to the \$30 million Capital Improvement Fund, for a \$126 million expenditure on Capital improvement and other "one-time" projects.

The accumulation of these funds in excess of the current year's appropriation will begin next spring. The expenditures we are recommending, therefore, won't be possible until very late in the legislative session. Should the funds be in excess of \$135 million, I

recommend that consideration be given to additional capital expenditures.

Many of our physical facilities have been long neglected and are in dire need of renovation, repair and outright replacement. This concept is best illustrated at Central State Hospital, in Norman. The physical plant there has grown in bits and pieces over the years — and is now antiquated — terribly inefficient. Figures available to us indicate total renovation needs there exceed \$19 million — I propose to build from the ground up, over a three year period, a totally new, 1980 mental health hospital for \$24 million.

Now is an appropriate time to show our commitment to the basic industry upon which Oklahoma was built and continues to realize as basic to our very way of life, agriculture. By appropriating \$7 million, we can construct here, in the Capitol Complex, an agriculture building that will house most of the agriculture-related agencies to provide a one stop facility and at the same time make available additional space now needed by such agencies as the Corporation Commission and the Legislature.

My budget contains funds to respond to many similar situations around the State.

The total overhaul of the State Personnel System was begun by the last Legislature. There will be further proposals for your consideration this year, to help effect the necessary changes to bring about a true state personnel system charged not only with classification and compensation, but with recruiting, training and retaining qualified state employees.

Let me make it clear, I want to protect the Merit System. Let me make it equally clear, I want a true personnel system. One of your efforts which responded to our needs in this area was the funding of a comprehensive job classification and compensation study for all

employees of the merit system. This effort, called the Hay Study, has involved scores of employees and administrators and provides the basis upon which we can establish reasonable salaries for our employees. With an estimated turnover of 40% last year, you can readily agree that Oklahoma state government is in effect the world's largest training ground for private industry.

To properly respond to the results of this study will require much more detailed implementing work — and, it will require funding at an unprecedented level. For that reason, I have set aside \$40 million in general revenue in a "pay adjustment reserve." As you are well aware, general revenue funds are only approximately 40 per cent of the State payroll — the balance consists of dedicated funds, federal funds, and other revenue sources. Because of this traditional funding pattern, the \$40 million already set aside will provide a total employee pay package of approximately \$100 million. It is my recommendation that this \$100 million be used entirely for State employee salaries, and supporting expenses.

The closer government is to the people, the better I like it. We continue to recognize grave economic problems facing both city and county governments. While there is an obvious limit to what the State can or should do, it is equally obvious that we can share our economic growth with our counterparts at the local level in programs that are easily defined as state obligations. In another sense of fair play to the taxpayers at whatever level, it doesn't seem right to lower state taxes, forcing taxes to be raised at the local level.

In my program for assistance to the cities and towns of our state are four recommendations.

1. \$3.4 million through the Department of Transportation for roads and streets in cities and towns.

2. Save the communities another \$4 million by removing the fee for collection of sales tax.

3. Continue the industrial access road appropriation at \$2.5 million.

4. Appropriate \$1 million for a new airport access roads program to be administered also by the Department of Transportation.

Counties also are feeling an economic pinch due to providing services mandated by the State. My budget calls for relief to two areas. We currently fund only partially the salaries of election board secretaries. I recommend full funding in this area.

Another service provided by the counties is in law enforcement. I recommend the State provide full funding to the District Attorney legal professionals.

These two services assumed by the State will allow the counties to retain \$3.3 million in their budget. I also recommend that we increase to \$2.5 million our lake access road program.

In considering the improvement of the county road system, it is important that we remember the Constitutional requirement that a system of free public schools shall be provided for all the children of the State and this must be interpreted to include a system of all-weather bus routes to accommodate the rural students of Oklahoma.

I therefore recommend that with an appropriation of \$14 million to condense our five-year rural bridge program into a three-year program.

To assure a permanent base for county, city and town roads, bridges and street programs, when we have completed these current programs, I support legislation recommended by the special legislative Road Com-

mittee and authored by Representative Hopkins and Senator Stipe providing that the Motor Vehicle Excise Tax now going to General Revenue Fund be earmarked for transportation in these areas. This program will provide a major, new and stable thrust in three governmental areas of transportation — city, county, and State.

In order to maintain our competitive edge and our advantage over most other States, we must maintain and enhance the quality of life we offer.

We must continue to strengthen our educational functions to more adequately serve the needs of our children — our most precious asset. You will note that my budget for the areas of education is approximately one billion dollars — almost 70% of all the dollars we appropriate. This level of commitment is necessary.

Our support for health-related and mental health-related services must be maintained at our accelerated levels. Not only are we maintaining and dramatically expanding our funding recommendations for the community mental health programs in all areas of the state, we are asking the Mental Health Department to begin development of a program of halfway houses; we are asking funding to enhance the program for emergency medical services in the Health Department, as well as expand our guidance services programs.

We must continue and expand our efforts to assist local law enforcement in any way we can. The efforts and services of the Department of Public Safety, the State Bureau of Investigation and the Bureau of Narcotics and Dangerous Drugs Control have been proven successful — but we need to expand these services and give even greater protection to our citizens.

Not only are we recommending \$7.4 million for a law enforcement center, we should always look for new ideas to make our legal system more effective. For this reason, I have approved pilot-project funding for, and support the concept behind two innovative concepts in the law enforcement area. One would provide specific assistance for the victims of rape. The other, contained in a measure by Representatives Barker and Harbin and Senator Luton, provides otherwise uncompensated assistance to certain victims of other violent crimes. Both of these proposals are conceptually valid and I believe merit your serious attention.

Transportation has previously been mentioned in other related areas. We can be justifiably proud of the appropriations and program of the past two regular and the one special session, record appropriations and innovative programs.

It, of course, would be difficult if not impossible to repeat last year's total figures. When you have record years, it is not always possible to top them with additional record years. However, I am recommending a very substantial increase in the DOT funding for not only the previously mentioned programs but also for continuation of the roads in and near our parks and historical sites.

The State of the State is excellent. It can continue to be excellent and even better if we continue our dedication to a strong economy, diversified both in financial and geographical areas.

I am repeatedly asked what is my number one priority. That is an easy question for me as Governor to answer. My priority is to more nearly afford whatever the priorities that Oklahomans have. That is why this budget calls for renewal of my commitment to the Tourism industry that I love so well! That is why we must strengthen the agriculture business of this state, that is why we

must protect our energy interest; that is why our commitment must be that Oklahomans have the best possible job opportunities.

If we slow down our effort of economic development in any area we may well kill the goose that lays the golden egg.

Within the next months I will be sending you correspondence on some specific areas I have not singled out here today. Some of those recommendations I will make further to you will include the areas of water, railroads, the elderly, the adult mentally retarded, minority business, and plans as they develop for the diamond jubilee, our 75th anniversary in 1982.

These plans will include continuing our phased improvements of the state owned facilities under the jurisdiction of the Historical Society and the Tourism and Recreation Department.

Providing responsive and responsible management to the business of the State of Oklahoma is an obligation that I welcome. The people of Oklahoma expect effective and efficient governmental services.

We have seen the development of a new team spirit among departments, with task forces working in harmony, tackling complex problems to improve the management of state government.

No one appreciates State employees and administrators more than I do. I am particularly proud of the State employees who stay on their jobs, doing their best, and in many instances going above and beyond. While there are thousands upon whom I could brag I want to close my remarks to you today with a tribute to a man who is a legend in his own time. Lloyd Rader.

Listening to another outstanding public servant, E. T. Dunlap, Chancellor of Higher

Education and Lloyd Rader spin yarns about the old days is most enjoyable. I find myself caught up in their stories as if I had been there myself. Then reality makes me realize that I was there myself. I used to hitchhike rides with E.T. when we were in the legislature. I was in the House from McAlester and he was a member from Red Oak. E.T. was Chairman and I was vice-chairman of the House Education Committee.

Wiley Sparkman, Bill Bradley, Gene Stipe and I were in these chambers when Lloyd Rader became head of the Welfare Department, now Human Services.

Everyone knows of my appreciation and support of Lloyd Rader who is recognized nationally for how he had administrated masterfully the programs for those with special needs in Oklahoma. National legislation in his area of endeavor generally has his brand on it before it clears the Congress.

I am pleased to have suggested that the name of the Welfare Department be changed to the Department of Human Services, because I feel that is what this area clearly addresses.

In the past two sessions I have opposed what has been called in some quarters as legislative oversight and in others "get Rader" in bills and resolutions concerning the Department of Human Services.

To show what is in my opinion the make of the man, Lloyd Rader came to my office this week and I said, "Lloyd, what do you think of legislative oversight?" His answer without hesitation or qualification was, "Governor, I think we ought to be for it." Yesterday, Speaker Draper and President Pro Tempore York, Mr. Rader and myself met in my office and they concurred in his recommendations.

As I have said repeatedly Rome wasn't built in a day and it wasn't built by one person. Sometimes it takes longer than we desire and it takes a lot of folks helping. I appreciate your leadership. I appreciate your dedication to serving Oklahoma. I want to help you do your best. I want you to help me to do my best. Together we can do the best for Oklahoma.

COMMITTEE REPORT

Senator Terrill, on behalf of the Committee on Policy, submitted the following report for appointment on the Senate Standing Committees for the 38th Legislature.

AGRICULTURE

Capps, Chairman
Boatner, Vice Chairman

Dahl	Schuelein
Dennis	Shedrick
Johnson	Taliaferro
Lamb	Tinsley
Leonard	Winn
Miller	New Member
Pierce	

APPROPRIATIONS

Randle, Chairman
Kilpatrick, Vice Chairman

Boatner	Rozell
Cate	Schuelein
Crow	Stipe
Giles	Terrill
Lamb	Tinsley
Landis	Watson
Leonard	

BUSINESS and LABOR

Kilpatrick, Chairman
Cullison, Vice Chairman

Clifton	Luton
Combs	Porter
Cummins	Randle
Giles	Smith (Finis)
Green	Smith (Jerry)
Howard	New Member
Keller	

EDUCATION

Howell, Chairman
Cate, Vice Chairman

Branch	Leonard
Cain	Miller
Capps	Rozell
Crow	Shedrick
Dennis	Terrill
Johnston	Watson
Lamb	Young

EXECUTIVE NOMINATIONS

Johnson, Chairman
Cummins, Vice Chairman

Boatner	Keating
Branch	Keller
Capps	Landis
Clifton	Pierce
Dennis	Porter
Giles	Winn
Green	New Member
Howell	

FINANCE

Smith (Finis), Chairman
Combs, Vice Chairman

Capps	McCune
Crutcher	McDaniel
Cullison	Miller
Cummins	Pierce
Dahl	Porter
Green	Shedrick
Howell	Taliaferro

GENERAL GOVERNMENT

Crutcher, Chairman
Landis, Vice Chairman

Boatner	Pierce
Dahl	Schuelein
Johnson	Stipe
Keating	Taliaferro
McCune	Tinsley
McDaniel	Winn
Moore	

HUMAN RESOURCES

Porter, Chairman
Luton, Vice Chairman

Cain	McCune
Cate	Randle
Combs	Rozell
Crow	Terrill
Cullison	Watson
Keller	Young
Kilpatrick	

JUDICIARY

Clifton, Chairman
Cain, Vice Chairman

Branch	Luton
Dennis	Moore
Howard	Smith (Jerry)
Johnson	Winn
Johnston	Young
Keating	New Member
Keller	

NATURAL RESOURCES

McDaniel, Chairman
Giles, Vice Chairman

Branch	Johnston
Clifton	Keating

Crutcher	Landis
Cummins	Moore
Green	Smith (Finis)
Howard	Smith (Jerry)
Howell	Stipe

POLICY

Terrill, Chairman
Dahl, Vice Chairman

Cain	Randle
Crutcher	Schuelein
Cullison	Smith (Finis)
Howard	Stipe
Johnson	Taliaferro
Keating	Watson
Kilpatrick	Young

STANDARDS and ETHICS

Rozell, Chairman
Miller, Vice Chairman

Cate	McCune
Combs	McDaniel
Crow	Moore
Johnston	Shedrick
Lamb	Smith (Jerry)
Leonard	Tinsley
Luton	Watson

Senator Terrill moved that the report on Senate Standing Committees be adopted, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Young.—37.

Excused: Cummins, Dahl, Howard, Keating, Keller, Luton, Pierce, Porter, Winn and York.—10.

Vacancy: District 20.—1.

COMMITTEE REPORT

Senator Schuelein 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	Residence	Total Miles Round Trip	Amount Round Trip
Boatner, Roy A.	Calera	332	\$73.04
Branch, Bill	Pauls Valley	120	26.40
Cain, Bernest H. Jr.	Oklahoma City		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. Jr.	Altus	318	69.96
Crutcher, Bill J.	Claremore	256	56.32
Cullison, Robert V.	Skiatook	240	52.80
Cummins, Don	Tulsa	218	47.96
Dahl, John	Barnsdall	302	66.44
Dennis, Gerald C.	Antlers	324	71.28
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
Johnson, Joe	Heavener	420	92.40
Johnston, Jeff	Seminole	130	28.60
Keating, Frank	Tulsa	240	52.80
Keller, E.W.	Bethany		None
Kilpatrick, Don	Del City	22	4.84
Lamb, Norman A.	Enid	176	38.72
Landis, Kenneth K.	Duncan	200	44.00
Leonard, Tim	Beaver	450	99.00
Luton, John D.	Muskogee	284	62.48
McCune, John R.	Oklahoma City		None
McDaniel, James W.	Fitzhugh	200	44.00
Martin, Ernest D.	Ardmore	210	46.20
Miller, Robert L.	Beggs	250	55.00
Moore, Ed	Oklahoma City	20	4.40
Pierce, Jerry T.	Bartlesville	300	66.00
Porter, E. Melvin	Oklahoma City		None
Randle, Rodger A.	Tulsa	240	52.80
Rozell, Herbert	Tahlequah	400	88.00
Schuelein, William M.	Miami	400	88.00
Shedrick, Bernice	Stillwater	134	29.48
Smith, Finis W.	Tulsa	240	52.80

Smith, Jerry L.	Tulsa	250	55.00
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
Watson, Phil	Edmond	24	5.28
Winn, Wayne	Weatherford	140	30.80
York, Marvin	Oklahoma City		None
Young, John W.	Sapulpa	204	44.88

Respectfully submitted,
William M. Schuelein,
Chairman

The Committee on Mileage Allowance, having performed its duty, was ordered discharged by the Presiding Officer.

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

Senator Taliaferro moved that each member of the Senate be allowed \$350.00 for personal stationery, supplies and materials, which motion was declared adopted.

PREFILED BILLS

The Secretary of the Senate, in compliance with 75 O.S. 1971, Sections 26.11 through 26.14, delivered all bills and resolutions prefiled with the Secretary.

COMMUNICATION

The Presiding Officer acknowledged a communication from the State Board of Equalization and asked that same be incorporated in the Journal for this legislative day:

RESOLUTION OF THE
STATE BOARD OF EQUALIZATION

WHEREAS, according to the provisions of Article X, Section 23, of the Oklahoma Constitution, as amended July 22, 1975, which 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 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 State 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 revenues to be received by the State under the laws in effect on this date, and for the next ensuing fiscal year (fiscal year 1982) 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 procedures set forth in Article X, Section 23, of the Oklahoma Constitution.

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

The estimate of revenues to be received for the next ensuing fiscal year (fiscal year ending June 30, 1982) 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	\$1,308,520,247
Federal Revenue Sharing Fund	— 0 —
Alcoholic Beverage Fund	765,496
State Auditor and Inspector Fund	365,997
State Judicial Fund	2,500,000
Special Conservation Fund	16,105,000
Capital Improvement Fund	30,000,000
Technical and Scientific Education Special Fund	3,858,800
Property and Casualty Rates Board Fund	1,155,729
Insurance Commissioner Fund	4,000,000
Liquefied Petroleum Gas Fund	187,863
Law Enforcement Officers Training Fund	400,000
Oklahoma Tax Commission Fund	26,387,612
Occupational Health and Safety Fund	335,000
Workers' Compensation Administration Fund	3,600,000

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

Done this 26th day of November, 1980.

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

Spencer Bernard, Lieutenant Governor and Vice Chairman of the Board /s/

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

Leo Winters, State Treasurer and Member

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

November 26, 1980

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

Gentlemen:

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

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

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

(2) Next, compute the percentage by which, in each one of the last five (5) preceding fiscal years, the amount of revenue exceeded, or was below, the corresponding amount of revenue for the next preceding fiscal year, the average percentage of increase or decrease for this five-year period shall then be computed. Revenue of a 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
FIRST SESSION OF THE 38TH LEGISLATURE

GENERAL REVENUE FUND

Total Revenue Fiscal Year Ending June 30, 1980 \$1,053,757,837

The five-year average increase yielding

the lesser of the two methods:

19.21% x 2 x \$1,053,757.837 equals 404,853,761

ADJUSTMENTS:

Income Tax

Handicapped Devices Exclusion

(HB 1920, 2nd

Session 37th Leg.) (19,600)

Federal Civil Service Retirement Exclusion

(SB 363, 2nd

Session 37th Leg.) (2,132,360)

Investment Credit for New Jobs

(HB 1926, 2nd

Session 37th Leg.) (5,880,000)

Solar Energy Tax Credit

(HB 1723, 2nd

Session 37th Leg.) (313,600)

Natural Gas for Agriculture Credit

(HB 1764, 2nd

Session 37th Leg.) (49,000)

Savings and Loan Exclusion Increment

(HB 1307, 1st

Session 36th Leg.) (755,459)

Property Tax Circuit Breaker Credit

(SB 489, 2nd

Session 37th Leg.) (48,000)

Drivers License

Free Renewal for Senior Citizens

(SB 266, 2nd

Session 37th Leg.) (640,000)

Sales Tax

Residential Utility Exemption

(HB 1041, 2nd

Session 37th Leg.) (656,600)

Franchise Tax

1 — Bank Holding Company Exemption

(SB 545, 2nd

Session 37th Leg.) (275,000)

Gross Production Tax
 Exemption/Report Elimination
 (SB 618, 2nd
 Session 37th Leg.) 329,000

Cigarette Tax
 To Oklahoma Capital Improvement Fund
 (SB 449, 2nd
 Session 37th Leg.) (30,000,000)

Cash Flow Reserve
 Increment
 (HB 1609, 2nd
 Session 37th Leg.) (30,652,367)

Net Adjustment (71,092,986)

Amount determined by formula \$1,387,518,612

Amount calculated as the summation
 of detailed revenue estimates \$1,308,520,247

TOTAL GENERAL REVENUE FUNDS AVAILABLE
 FOR APPROPRIATION FOR FISCAL YEAR
 1982 BY THE FIRST SESSION OF
 THE 38th LEGISLATURE \$1,308,520,247

ITEMIZED ESTIMATES OF REVENUES TO THE GENERAL REVENUE FUND FOR THE FISCAL YEAR ENDING JUNE 30, 1982
AND COMPARISON REPORT ILLUSTRATING CURRENT AND LAST FISCAL YEAR REVENUES CREDITED AND PROJECTED

SOURCE	CUMULATIVE				FY-80 ACTUAL	FY-81 PROJECTED	FY-82 ESTIMATED
	FY 1980	FY 1981	FIRST 04 MONTHS				
Alcoholic Beverage Excise Tax	\$ 4,405,812.99	\$ 4,214,590.29		\$	12,954,490	\$ 14,163,165	\$ 13,286,331
Beverage Tax	6,274,963.85	6,762,405.15			17,006,273	16,500,000	18,805,402
Cigarette Tax	17,036,589.47	20,111,529.00			64,028,427	58,059,533	28,596,174
Franchise Tax	14,394,045.91	15,954,482.84			16,306,666	16,578,319	20,190,285
Fuels Excise Tax	504,732.48	491,375.96			1,434,131	1,656,291	1,455,476
Gift and Estate Tax	10,189,205.00	12,409,031.07			28,177,764	33,464,413	28,925,000
Gross Production Tax	61,211,501.30	104,070,649.42			240,164,703	283,239,760	428,465,948
Income Tax	251,898,590.98	290,627,644.25			455,166,422	455,482,507	578,865,305
Insurance Premium Tax	8,022,635.41	14,073,247.24			29,307,810	34,000,000	34,770,000
Motor Vehicle Excise Tax	4,835,419.07	14,191,963.12			45,662,801	48,160,000	54,805,720
Sales Tax	3,303,758.87	3,874,577.18			10,322,880	10,804,092	12,721,698
Tobacco Products Tax	1,347,214.33	1,211,474.73			4,001,993	4,163,349	4,302,564
Use Tax	6,797,267.43	7,746,399.29			20,758,047	16,365,220	21,500,000
Filing Fees, Secretary of State	1,035,575.38	1,264,795.55			1,729,529	1,141,010	1,900,000
Coin Device Licenses	289,534.14	341,241.93			839,684	600,000	662,704
Drivers Licenses	1,362,587.29	1,368,063.78			4,729,912	4,250,000	4,450,000
Oversize Truck Permits	243,045.00	287,015.00			743,320	720,271	900,000
Title Fees	87,596.64	440,394.75			1,316,289	1,227,089	1,450,000
Interest on Bank Deposits	22,846,833.24	26,043,715.89			84,942,032	34,729,314	38,567,640
Other Receipts	1,315,647.29	1,596,995.65			8,380,975	5,000,000	8,400,000
Transfers	-0-	-0-			5,783,689	4,850,000	5,500,000
TOTAL REVENUE	\$417,402,556.07	\$527,081,592.09		\$	\$1,053,757,837	\$1,045,154,333	\$1,308,520,247

SPECIAL FUNDS AVAILABLE FOR APPROPRIATION BY
THE FIRST SESSION OF THE 38TH LEGISLATURE

FEDERAL REVENUE SHARING FUNDS

Total Revenue Fiscal Year	
Ended June 30, 1980	\$25,950,407

The five-year average increase yielding the lesser of the two methods: 0.625% x 2 x 25,950,407 equals	<u>324,484</u>
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Amount determined by Formula	\$26,274,891
Estimated Income for FY 1982*	\$ -0-

* General Revenue Sharing for States expired September 30, 1980

Available for Appropriation	<u>\$ -0-</u>
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ALCOHOLIC BEVERAGE FUND

Total Revenue Fiscal Year	
Ended June 30, 1980	\$ 723,258

The last preceding year decrease yielding the lesser of the two methods: 2.92% x 2 x 723,258	<u>42,238</u>
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Amount determined by Formula	\$ 765,496
Estimated Income for FY 1982	850,000

Available for Appropriation	<u>\$765,496</u>
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STATE AUDITOR AND
INSPECTOR FUND

Total Revenue Fiscal Year	
Ended June 30, 1980	\$ 320,660

The last preceding year increase yielding the lesser of the two methods: 7.87% x 2 x 320,660	<u>50,472</u>
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Amount determined by Formula	\$ 371,132
Estimated Income for FY 1982	365,997

Available for Appropriation	<u>\$365,997</u>
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STATE JUDICIAL FUND

Total Revenue Fiscal Year

Ended June 30, 1980	\$ 5,636,273
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The last preceding year decrease
yielding the lesser of the
two methods:

3.02% x 2 x 5,636,273	340,431
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Adjustments:

District Courts salary expense increase (for court reporters and bailiffs) SB 396	(\$200,000)
Attorney for abused child, HB 1840	(<u>200,000</u>)

Net Adjustment	(59,569)
Amount determined by Formula	\$ 5,576,704
Estimated Revenue for FY 1982	2,500,000
Available for Appropriation	<u>\$ 2,500,000</u>

SPECIAL CONSERVATION FUND

Effective Date 1-1-78

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

Total Revenue Fiscal Year

Ended June 30, 1980	\$27,628,707
Estimated Revenue for FY 1982	16,105,000

Available for Appropriation	<u>\$16,105,000</u>
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OKLAHOMA CAPITAL
IMPROVEMENT FUND

Effective Date 7-1-79

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

Estimated Revenue (Statutory) for FY 1982	\$30,000,000
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Available for Appropriation	<u>\$30,000,000</u>
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TECHNICAL AND SCIENTIFIC
EDUCATION SPECIAL FUND

Total Revenue Fiscal Year

Ended June 30, 1980	\$ 4,391,725
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The last preceding year increase
yielding the lesser of the
two methods:

0.23% x 2 x 4,391,725	<u>20,202</u>
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Amount determined by Formula	\$ 4,411,927	
Estimated Revenue for FY 1982	\$ 3,858,800	
Available for Appropriation		<u>\$ 3,858,800</u>

PROPERTY AND CASUALTY
RATES BOARD FUND

Total Revenue Fiscal Year	
Ended June 30, 1980	\$ 1,364,819

The last preceding year decrease yielding the lesser of the two methods:	
(07.66)% x 2 x 1,364,819	<u>(209,090)</u>

Amount determined by Formula	\$ 1,155,729	
Estimated Income for FY 1982	\$ 1,495,000	
Available for Appropriation		<u>\$ 1,155,729</u>

INSURANCE COMMISSIONER FUND

Total Revenue Fiscal Year	
Ended June 30, 1980	\$ 3,874,619

The last preceding fiscal year increase yielding the lesser of the two methods:	
12.1% x 2 x 3,874,619	<u>937,658</u>

Amount determined by Formula	\$ 4,812,277	
Estimated Income for FY 1982	\$ 4,000,000	
Available for Appropriation		<u>\$ 4,000,000</u>

LIQUEFIED PETROLEUM
GAS FUND

Total Revenue Fiscal Year	
Ended June 30, 1980	\$ 167,103

The last preceding fiscal year increase yielding the lesser of the two methods:	
0.98% x 2 x 167,103	3,275

Adjustments:	
Fee increases (HB 1539)	<u>17,485</u>
Amount determined by Formula	\$ 187,863
Estimated Income for FY 1982	\$ 194,500
Available for Appropriation	

**LAW ENFORCEMENT OFFICERS
TRAINING FUND**
Effective Date 7-1-78
(SB 484, 2nd Session, 36th Leg. 1978)

Total Revenue Fiscal Year
Ended June 30, 1980 \$ 352,134
Estimated Income for FY 1982 ⁽¹⁾ 400,000
Available for Appropriation \$ 400,000

**OKLAHOMA TAX
COMMISSION FUND**
Total Revenue Fiscal Year
Ended June 30, 1980 \$21,300,946

The five-year average increase
yielding the lesser of the
two methods:
11.94% x 2 x 21,300,946 \$ 5,086,666

Amount determined by Formula \$26,387,612
Estimated Income for FY 1982 \$26,726,000
Available for Appropriation \$26,387,612

**OCCUPATIONAL HEALTH
AND SAFETY FUND**
Total Revenue Fiscal Year
Ended June 30, 1980 \$ 311,429

The five-year average increase
yielding the lesser of the
two methods:
9.07% x 2 x 311,429 \$6,493

Amount determined by Formula \$ 367,922
Estimated Income for FY 1982 335,000
Available for Appropriation \$ 335,000

**WORKERS' COMPENSATION
ADMINISTRATION FUND**
Effective Date 7-1-78
(HB 1228, 1st Session, 36th Leg. 1977)

Total Revenue Fiscal Year
Ended June 30, 1980 \$ 3,668,308
Estimated Income for FY 1982 ⁽¹⁾ 3,600,000
Available for Appropriation \$ 3,600,000

⁽¹⁾ No historical data available for formula estimate.

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1980 AND 1981 AND ESTIMATED TOTALS FOR 1981 AND 1982

SPECIAL FUNDS	FIRST FOUR MONTHS FY 1980	FIRST FOUR MONTHS FY 1981	ACTUAL TOTAL FY 1980	ESTIMATED TOTAL FY 1981	ESTIMATED TOTAL FY 1982
Federal Revenue Sharing Fund Entitlement Payments and Interest Earnings	\$11,849,410	\$12,802,455	\$25,950,407	\$12,882,094	\$ -0-
Alcoholic Beverage Fund Licenses and Fees	85,756	80,183	723,258	774,798	765,496
State Auditor and Inspector Fund Taxes and License Fees	77,678	91,660	319,676	345,377	365,997
State Judicial Fund Local Court Funds and Fees - Other	1,660,157	1,590,079	5,636,273	3,000,000	2,500,000
Special Conservation Fund Conservation Fund	9,109,332	7,434,448	27,518,734	21,063,723	16,105,000
Oklahoma Capital Improvement Fund			30,000,000	30,000,000	30,000,000
Technical and Scientific Education Special Fund Documentary Stamps	1,736,098	1,566,855	4,391,065	4,877,658	3,858,800
Property and Casualty Rates Board Fund Insurance Premium Tax	367,450	811,310	1,364,819	1,524,699	1,155,729

SPECIAL FUNDS

	FIRST FOUR MONTHS FY 1980	FIRST FOUR MONTHS FY 1981	ACTUAL TOTAL FY 1980	ESTIMATED TOTAL, FY 1981	ESTIMATED TOTAL, FY 1982
Insurance Commissioner Fund					
Insurance Premium Tax	\$ 882,498	\$1,249,622	\$3,080,958	\$2,687,568	\$3,200,000
Insurance Agents Licenses	215,269	582,260	793,661	800,000	800,000
Total	<u>1,097,767</u>	<u>1,831,882</u>	<u>3,874,619</u>	<u>3,487,568</u>	<u>4,000,000</u>
Liquefied Petroleum Gas Fund					
Permits and Fees	126,080	141,384	167,103	188,897	187,863
Law Enforcement Officers Training Fund					
Surcharge on Fines, Forfeits, and Penalties	84,542	106,218	352,134	345,000	400,000
Oklahoma Tax Commission					
Percentages of Taxes and Licenses Collected	5,153,070	7,498,321	20,930,385	22,928,239	26,387,612
Occupational Health and Safety Fund					
Occupational Health and Safety Tax	99,647	119,781	304,751	230,000	335,000
Workers' Compensation Administration Fund					
Taxes	1,134,670	1,959,167	3,568,354	2,541,210	3,500,000
Fees	<u>42,850</u>	<u>23,870</u>	<u>99,954</u>	<u>81,033</u>	<u>100,000</u>
Total	<u>1,177,520</u>	<u>1,983,037</u>	<u>3,668,308</u>	<u>2,622,243</u>	<u>3,600,000</u>

MESSAGE FROM THE HOUSE

Advising pursuant to 74 O.S. 1971, § 1410, the Speaker of the House of Representatives made the following appointments to the Joint Legislative Ethics Committee, which appointments shall be effective for one (1) year from January 6, 1981: Trent, Chairman, Hill, Reimer.

Senator Martin moved that, as provided by 75 O.S. 1971, §§ 26.11 through 26.14, the following prefiled bills and resolution be placed on first reading and that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 7, 1981, at 1:30 p.m., which motion prevailed.

FIRST READING (Prefiled Bills and Resolution)

The following were introduced and read the first time:

SB 1 — By Howell.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 178.1; providing for maintaining continuous inventory by board of county commissioners; raising value of articles to be included in inventory; providing for an accounting; and providing an effective date.

SB 2 — By Howell.

An Act relating to intoxicating beverages; amending 37 O.S. 1971, Section 507, as amended by Section 5, Chapter 159, O.S.L. 1980 (37 O.S. Supp. 1980, Section 507); creating the Oklahoma Alcoholic Beverage Control Board; providing for appointment, terms and quorum; raising compensation for board members; providing for qualifications and meetings; and providing an effective date.

SB 3 — By Howell.

An Act relating to state officers and employees; establishing a registry of burn injur-

ies and deaths; requiring certain reports be filed; directing codification; and providing an effective date.

SB 4 — By Johnston of the Senate and Morgan of the House.

An Act relating to labor; amending 40 O.S. 1971, Section 165.3, as last amended by Section 1, Chapter 12, O.S.L. 1974 (40 O.S. Supp. 1980, Section 165.3); providing for employee payment periods upon discharge, resignation or suspension; including certain employee discharges in regular pay periods; and providing an effective date.

SB 5 — By Johnston.

An Act relating to public health and safety; defining terms; prohibiting for sale or offer for sale of certain frac tanks; directing codification; and providing an effective date.

SB 6 — By Watson of the Senate and Cole and Kamas of the House.

An Act relating to public health and safety; prohibiting restrictions on the use of and permitting the use of Dimethyl Sulfoxide (DMSO); prohibiting disciplinary action against certain physicians, hospitals or related institutions for prescribing or using such substance; prescribing certain written informed request form; authorizing limited regulatory power of the State Board of Health; directing codification; and providing an effective date.

SB 7 — By Boatner.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305); providing for certain exemptions from state sales tax; extending provisions to certain prescription drugs; and providing an effective date.

SB 8 — By Boatner.

An Act relating to banks and trust companies; amending 6 O.S. 1971, Section 104,

as amended by Section 1, Chapter 360, O.S.L. 1980 (6 O.S. Supp. 1980, Section 104); preserving the status of certain companies; requiring registration of businesses engaged in bank or trust-related activities; defining activities; and providing an effective date.

SB 9 — By Cummins.

An Act relating to public health and safety; providing low-interest loans to disaster victims; providing short title; defining terms; creating the Emergency Lending Board; creating the Emergency Relief Loan Fund; stating criteria for loan eligibility; providing certain powers and limitations; making an appropriation; providing lapse date; directing codification; providing an effective date; and declaring an emergency.

SB 10 — By Boatner.

An Act relating to schools; amending 70 O.S. 1971, Section 5-114, as amended by Section 1, Chapter 220, O.S.L. 1980 (70 O.S. Supp. 1980, Section 5-114); providing for treasurers of school districts; providing for assistant treasurers in certain school districts; requiring county residency; delineating new requirements regarding payment of costs by school districts; and providing an effective date.

SB 11 — By Cain of the Senate and Denman of the House.

An Act relating to public health and safety; defining terms; limiting liability of certain persons donating and receiving certain food products; directing codification; and providing an effective date.

SB 12 — By Landis.

An Act relating to public health and safety; providing for short title; providing for rape victims' emergency treatment; defining term; requiring licensed hospitals to provide

emergency services; requiring the State Board of Health to promulgate standards, rules and regulations; authorizing community or areawide plans for emergency services to rape victims; providing for minimum requirements for hospitals providing emergency services to rape victims; providing for reimbursement of costs; creating a revolving fund; prohibiting abortions under this act; providing penalties; directing codification; and providing an effective date.

SB 13 — By Landis.

An Act relating to marriage; amending 43 O.S. 1971, Section 3, as amended by Section 1, Chapter 39, O.S.L. 1975 (43 O.S. Supp. 1980, Section 3); requiring certain persons to consent for minors to marry; prohibiting certain persons from marrying with certain limitations; providing procedures when there are no parents or guardians; and providing an effective date.

SB 14 — By Landis.

An Act relating to counties and county officers; amending Section 7, Chapter 221, O.S.L. 1979, 19 O.S. 1971, Sections 180.65, as amended by Section 1, Chapter 26, O.S.L. 1979, and 547, as amended by Section 13, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1980, Sections 167, 180.65 and 547) and 40 O.S. 1971, Section 197.4, as last amended by Section 2, Chapter 47, O.S.L. 1978 (40 O.S. Supp. 1980, Section 197.4); providing for certain deputies; authorizing appointment of nonsalaried reserve force deputy sheriffs; stating certain powers and limitations; providing for blanket bonds; modifying bond coverage; providing for assistants and other help for certain county officers; providing salary criteria and limiting applicability; providing procedures; defining terms; excluding nonsalaried reserve force deputy sheriffs from minimum wage requirements; and providing an effective date.

SB 15 — By Landis.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 2-308, as last amended by Section 14, Chapter 357, O.S.L. 1980 (47 O.S. Supp. 1980, Section 2-308); providing for payment of accumulated contributions upon termination of service; deleting vested benefit provision; providing an effective date; and declaring an emergency.

SB 16 — By Landis.

An Act relating to the Corporation Commission; defining terms; authorizing Corporation Commission regulation of pole attachments and cable television rates; requiring registration and certificate; granting certain powers; directing codification; and providing an effective date.

SB 17 — By Keating.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.12, as last amended by Section 30, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1980, Section 22.12); modifying licensing requirements for certain nonresidents; expanding reciprocity agreements; and providing an effective date.

SB 18 — By McDaniel of the Senate and Fried of the House.

An Act relating to schools; amending 70 O.S. 1971, Sections 17-101, as last amended by Section 1, Chapter 355, O.S.L. 1980, and 17-105, as last amended by Section 2, Chapter 355, O.S.L. 1980 (70 O.S. Supp. 1980, Sections 17-101 and 17-105); defining terms; modifying certain definitions; modifying retirement age and retirement benefits; modifying conditions for retirement under the system; increasing retirement benefits for certain annuitants; providing an effective date; and declaring an emergency.

SB 19 — By Combs.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305); providing for certain exemptions from stat sales tax; extending provisions to certain prescription drugs; and providing an effective date.

SB 20 — By Combs.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 351, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2358); adjusting Oklahoma taxable income and Oklahoma adjusted gross income; adding an exemption from taxable income for armed forces retirement benefits; and providing an effective date.

SB 21 — By McCune.

An Act relating to public health and safety; providing short title; defining terms; establishing the Marihuana Therapeutic Research Program; providing for a review committee; allowing for reimbursement; limiting program to certain applicants; fixing eligibility; allowing for review and certification; allowing for recertification; specifying licensing; requiring record keeping; requiring consent; allowing contracting for marihuana; providing for alternative supplies; designating responsibility for costs; providing for confidentiality and limited immunity; authorizing implied rights; expanding application; providing penalties; directing codification; and providing an effective date.

SB 22 — By Combs.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 351, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2358), which relates to taxable income; increasing personal exemptions to taxable income; and providing an effective date.

SB 23 — By Smith (Finis).

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 803, as last amended by Section 1, Chapter 36, O.S.L. 1976 (74 O.S. Supp. 1980, Section 803); extending the Merit System to certain employees in the Office of the State Auditor and Inspector and in the Department of Education; providing procedures for inclusion under Merit System; limiting removal from Merit System; outlining offices and positions in the unclassified service and adding exception; repealing 74 O.S. 1971, Sections 803.2 and 803.3, relating to the unclassified service of the Department of Education; providing severability; repealing all conflicting laws or parts of laws; and directing codification.

SB 24 — By Combs.

An Act relating to schools; amending 70 O.S. 1971, Section 13-101, as last amended by Section 1, Chapter 267, O.S.L. 1980 (70 O.S. Supp. 1980, Section 13-101), which relates to exceptional children; expanding the meaning of exceptional children to include chemically dependent children; and declaring an emergency.

SR 1 — By Dahl.

A Resolution expressing support for maximizing hunting opportunities by placing proposed Candy Lake under the control of the Oklahoma Department of Wildlife Conservation; and directing distribution.

FIRST READING

The following were introduced and read the first time:

SB 25 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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.

SB 26 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Office of Joint Bill Processing; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; making the appropriation nonfiscal; providing severability; and declaring an emergency.

SB 27 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 28 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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.

SB 29 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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.

SB 30 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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; providing for payment of expenses of the Board on Legislative Compensation; making appropriation nonfiscal; providing severability; and declaring an emergency.

SB 31 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Office of the Secretary of State making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; limiting number of employees; amending 62 O.S. 1971, Section 276.2, which provides for a Secretary of State Revolving Fund; providing lapse dates; providing severability; and declaring an emergency.

SB 32 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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; stating legislative intent for federal liaison capability; providing for agreement with federal government; providing lapse date; providing severability; and declaring an emergency.

SB 33 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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 2, Chapter 306, O.S.L. 1980 (26 O.S. Supp. 1980, Section 2-118); modifying provisions for certain salaries; designating the salary of the Secretary of the State Election Board; providing for the employment and compensation of personnel; making appropriations nonfiscal; providing severability; setting an effective date; and declaring an emergency.

SB 34 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 35 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 36 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the State Board of Public Affairs; making appropriations thereto; stating the purposes; making an appropria-

tion to the Capitol Cafeteria Revolving Fund and stating the purpose; providing for appointment, duties and compensation of employees of the Public Employees Relations Board; amending 74 O.S. 1971, Section 81b, as last amended by Section 8, Chapter 345, O.S.L. 1980 (74 O.S. Supp. 1980, Section 81b), pertaining to salaries of members; providing for appointment, duties and compensation of officers and employees; limiting the number of employees; providing lapse date; providing severability; providing an effective date; and declaring an emergency.

SB 37 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Department of Economic and Community Affairs; making appropriations thereto; stating the purposes; designating director's maximum salary; providing for appointment, duties and compensation of employees; limiting number of employees; providing administrative support for Oklahoma Crime Commission; providing for the termination of positions; authorizing contracting for certain professional auditing services; providing lapse date; providing severability; and declaring an emergency.

SB 38 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 39 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 40 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Oklahoma Capitol Improvement Authority; making appropriations thereto; stating the purposes; specifying the number of full-time-equivalent employees; providing lapse date; providing severability; and declaring an emergency.

SB 41 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the State Personnel Board; making appropriations thereto; stating the purposes; amending 74 O.S. 1971, Section 813, as last amended by Section 4, Chapter 335, O.S.L. 1980 (74 O.S. Supp. 1980, Section 813), relating to the cost of operating the merit system; fixing the salary of the director; fixing the number of authorized employees; making funds available to obtain or match federal funds; providing lapse date; providing severability; and declaring an emergency.

SB 42 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 43 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Office of the Oklahoma Historical Society and making appropriations thereto; stating the purposes; providing for appointment and compensation of employees; designating the maximum salary for the executive director; limiting the number of employees; setting hours Historical Society will be open; providing transfer of responsibility for certain sites and museums; providing lapse date; providing severability; and declaring an emergency.

SB 44 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 45 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 46 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the State Department of Health; making appropriations thereto; stating the purposes; making appropriation of State Department of Health Domiciliary fa-

cilities inspection funds and providing for additional funds; authorizing transfer of funds; specifying use of certain funds; exempting certain employees from the Workers' Compensation Act; providing for appointment, duties and compensation of personnel; fixing the salary of the Commissioner of Health; limiting number of employees; specifying merit system grades for certain positions; exempting certain employees from full-time-equivalent limitations; providing for termination of positions; stating the method of allocation of funds to the local health departments; providing for the method of payment of claims; providing for utilization of appropriation for child guidance services; providing lapse dates; providing severability; and declaring an emergency.

SB 47 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Oklahoma Health Planning Commission; making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; designating director's maximum salary; limiting number of employees; authorizing the establishment of a revolving fund; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 48 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Board of Medico-legal 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; authorizing use of

all funds appropriated for federal matching purposes; providing lapse date; providing severability; and declaring an emergency.

SB 49 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Department of Mental Health; making appropriations thereto; stating the purposes; directing participation in the Oklahoma Community Mental Health Services Act; directing expenditure for crisis and shelter services; fixing the salary of the Director of Mental Health; providing for the appointment, duties and compensation of employees; specifying merit system grades for certain positions; limiting the number of full-time-equivalent employees; authorizing exemptions from the merit system; authorizing expenditures in support of the Drug Treatment and Rehabilitation Authority and the Alcohol Prevention, Training, Treatment and Rehabilitation Authority; providing lapse date; providing severability; and declaring an emergency.

SB 50 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Oklahoma Department of Public Safety; making appropriations thereto; stating the purposes; providing for appointment and compensation of personnel; limiting the number of full-time-equivalent employees; authorizing the conduct of patrol schools with restrictions; exempting certain positions from full-time-equivalent employee restrictions; authorizing use of all appropriated funds for federal matching purposes; amending 47 O.S. 1971, Sections 14-116, as last amended by Section 10, Chapter 343, O.S.L. 1980 and 22.5k, as last amended by Section 11, Chapter 343, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 14-116 and 22.5k), pertaining to collection of fees; providing lapse dates; directing codification; providing severability; and declaring an emergency.

SB 51 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Department of Public Safety; amending 47 O.S. 1971, Section 2-102, as last amended by Section 1, Chapter 350, O.S.L. 1980 (47 O.S. Supp. 1980, Section 2-102), and 63 O.S. 1971, Section 825.1 as last amended by Section 7, Chapter 350, O.S.L. 1980 (63 O.S. Supp. 1980, Section 825.1), pertaining to members, positions, salaries, qualifications and longevity; providing for the appointment and compensation of the Commissioner of Public Safety; establishing positions, duties, employment and amount of compensation of employees within the Department of Public Safety Waterways Patrol Division; providing severability; setting an effective date; and declaring an emergency.

SB 52 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Office of the Oklahoma Military Department; making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; limiting the number of employees; reappropriating certain funds; providing lapse dates; providing severability; and declaring an emergency.

SB 53 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Oklahoma State Bureau of Investigation; making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; fixing the salary of the director; providing for employees in the unclassified service; limiting the number of full-time-equivalent employees; authorizing use of all appropriated funds for federal matching purposes; providing lapse dates; providing severability; and declaring an emergency.

SB 54 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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; designating director's maximum salary; limiting number of employees; providing lapse date; providing severability; and declaring an emergency.

SB 55 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Council on Law Enforcement Education and Training; making appropriations thereto; stating the purpose; providing for appointment, duties and compensation of employees; fixing the salary of the director; limiting the number of full-time-equivalent employees; providing lapse date; providing severability; and declaring an emergency.

SB 56 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Department of Corrections; making appropriations thereto; stating the purposes; authorizing the appointment, duties and compensation of employees; limiting the number of full-time-equivalent employees; exempting certain positions and setting the compensation for such positions; placing other employees under the Merit System of Personnel Administration; providing for hazardous conditions positions; requiring monthly report of part-time positions; providing for the employment of full-time-equivalent employees to be funded by Industries Revolving Fund only; Expressing legislative intent; amending Section 2, Chapter 315, O.S.L. 1980 and Section 24, Chapter 325, O.S.L. 1975, as last amended by Section 20, Chapter 254, O.S.L. 1979 (57 O.S. Supp. 1980, Sections 561 and 541), pertaining to incar-

ceration and treatment at other facilities and to the Department of Corrections Industries Revolving Fund; reappropriating certain funds; making appropriated funds available for use as federal matching funds; requiring approval of construction by the Legislature; providing lapse dates; directing codification; repealing 57 O.S. 1971, Section 527; providing severability; setting an effective date; an declaring an emergency.

SB 57 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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 the salary of the Director of the Pardon and Parole Board; providing lapse date; providing severability; and declaring an emergency.

SB 58 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Bureau of Narcotics and Dangerous Drugs Control; making appropriations thereto; stating the purposes; providing for duties, compensation and maximum number of employees; limiting the salary of the director; authorizing the expenditure of funds to obtain federal grants or assistance; providing lapse date; providing severability; and declaring an emergency.

SB 59 — By Randle and Kilpatrick 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; specifying purposes for which dedicated funds shall be used; providing for appointment, duties and compensation of employees; limiting number of employees; designating

the maximum salary of the Director of the State Department of Transportation; designating the maximum salary of the Director of the Oklahoma Aeronautics Commission; providing for use of price adjustment clauses; providing codification; providing lapse dates; providing severability; and declaring an emergency.

SB 60 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the State Department of Agriculture; making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of personnel; designating maximum salary of the Commissioner of Agriculture; limiting number of employees with exception; providing lapse date; providing severability; and declaring an emergency.

SB 61 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Oklahoma Tourism and Recreation Department; making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of officials and employees; specifying maximum salary of the Director of the Department of Tourism and Recreation; specifying maximum salary of certain employee positions; limiting number of employees with exception; amending Section 24, Chapter 247, O.S.L. 1976, as last amended by Section 6, Chapter 214, O.S.L. 1980 (74 O.S. Supp. 1980, Section 1829), relating to the Capitol Visitor Information Center; transferring said information center to the Tourism and Recreation Department; providing for agreements with the federal government; creating a special fund for the Tourism and Recreation Department; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 62 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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; allowing for assistance to soil and water conservation districts; providing lapse dates; providing severability; and declaring an emergency.

SB 63 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 64 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

SB 65 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to state agencies; making an appropriation thereto and stating the purpose; specifying amounts that may be expended by state agencies for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 66 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act making an appropriation to the State Emergency Fund and stating the purpose; making funds available for federal matching funds; making appropriation non-fiscal; providing severability; and declaring an emergency.

SB 67 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act making appropriations for specified special projects to various state agencies; stating the purposes; making funds available for federal matching funds; making appropriations nonfiscal; making certain appropriation exempt from Section 41.12 of Title 62; providing severability; and declaring an emergency.

SB 68 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act making an appropriation from designated state funds to pay unpaid claims,

warrants and vouchers cancelled by statute; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 69 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

An Act relating to the Oklahoma Department of Public Safety; making an appropriation for the purchase of motor vehicles; providing lapse date; and declaring an emergency.

SB 70 — By Randle and Kilpatrick of the Senate and Deatherage and Barker of the House.

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

Upon motion of Senator Martin, the Senate adjourned at 2:40 p.m. to meet Wednesday, January 7, 1981, at 1:30 p.m.

Second Legislative Day

Wednesday, January 7, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Luton.—1.

Vacancy: District 20.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by the Chaplain, Mr. Knight, the guest of President Bernard.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following Communication from the office of the Secretary of State was read:

January 6, 1981

Mr. Lee Slater
Secretary, Oklahoma State Senate
535 State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Mr. Slater:

Pursuant to 57 O.S. 1971, §50, please find enclosed copies of the 1980 annual jail reports as filed by each complying County Sheriff, for your disposition.

Sincerely,

Marion D. Lewis /s/
Administrative Assistant

INTRODUCTIONS

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

Senator Clifton introduced Lenora Freeman, R.N., Shawnee, as the Nurse of the Day.

SECOND READING

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

SB 1 — General Government.
 SB 2 — Appropriations.
 SB 3 — General Government.
 SB 4 — Business and Labor.
 SB 5 — Human Resources.
 SB 6 — Human Resources.
 SB 7 — Finance.
 SB 8 — Business and Labor.
 SB 9 — Appropriations.
 SB 10 — Education.
 SB 11 — Human Resources.
 SB 12 — Human Resources.
 SB 13 — Judiciary.
 SB 14 — General Government.
 SB 15 — General Government.
 SB 16 — Business and Labor.
 SB 17 — General Government.
 SB 18 — Education.
 SB 19 — Finance.
 SB 20 — Finance.
 SB 21 — Human Resources.
 SB 22 — Finance.
 SB 23 — General Government.
 SB 24 — Education.
 SB 25 — Appropriations.
 SB 26 — Appropriations.
 SB 27 — Appropriations.
 SB 28 — Appropriations.
 SB 29 — Appropriations.
 SB 30 — Appropriations.
 SB 31 — Appropriations.
 SB 32 — Appropriations.
 SB 33 — Appropriations.
 SB 34 — Appropriations.
 SB 35 — Appropriations.
 SB 36 — Appropriations.
 SB 37 — Appropriations.
 SB 38 — Appropriations.
 SB 39 — Appropriations.
 SB 40 — Appropriations.
 SB 41 — Appropriations.
 SB 42 — Appropriations.
 SB 43 — Appropriations.

SB 44 — Appropriations.
 SB 45 — Appropriations.
 SB 46 — Appropriations.
 SB 47 — Appropriations.
 SB 48 — Appropriations.
 SB 49 — Appropriations.
 SB 50 — Appropriations.
 SB 51 — Appropriations.
 SB 52 — Appropriations.
 SB 53 — Appropriations.
 SB 54 — Appropriations.
 SB 55 — Appropriations.
 SB 56 — Appropriations.
 SB 57 — Appropriations.
 SB 58 — Appropriations.
 SB 59 — Appropriations.
 SB 60 — Appropriations.
 SB 61 — Appropriations.
 SB 62 — Appropriations.
 SB 63 — Appropriations.
 SB 64 — Appropriations.
 SB 65 — Appropriations.
 SB 66 — Appropriations.
 SB 67 — Appropriations.
 SB 68 — Appropriations.
 SB 69 — Appropriations.
 SB 70 — Appropriations.
 SR 1 — Natural Resources.

SPECIAL INTRODUCTION

Senator Boatner introduced former President Pro Tempore of the Senate and former Governor Raymond Gary, Madill, who addressed the Senate. Privileges of the floor were granted to Mr. Jim Pate, also of Madill, who accompanied Governor Gary.

DECLARATION OF VOTE

Senator Dahl asked that the record reflect had he been present at the time the vote was taken on the election of President Pro Tempore York on January 6, 1981, he would have voted "Aye", which was the order.

COMMITTEE REPORT

Senator Terrill, on behalf of the Policy Committee, submitted the following report on the Senate Rules and asked that same be printed in the Journal for this legislative day:

COMMITTEE REPORT ON SENATE RULES

POLICY COMMITTEE

JANUARY 7, 1981

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CHAPTER 1

APPLICATION, PURPOSE, INTERPRETATION AND AMENDMENT OF THE RULES

RULE 1-1. APPLICATION. From the time of their adoption by a majority of the members of the Oklahoma State Senate, the following Rules shall be the Rules for the conduct of business by the Senate. All rules laid down in Jefferson's Manual, as construed and practiced by the United States Senate, are hereby declared to be the governing Rules of the Senate, except wherein they conflict with the Rules herein adopted.

RULE 1-2. PURPOSE. The purpose of the Rules is to provide the members of the Senate with uniform, easily understood procedures for the conduct of business of the Senate, both in its daily and annual sessions; during the interim between annual sessions and in meetings of its committees.

RULE 1-3. INTERPRETATION. The Rules shall be interpreted consistent with the purpose hereinbefore stated. Interpretation of the Rules shall be made by the Presiding Officer, when the Senate is in daily session; by the Chairman, or in his absence the Vice Chairman, of a committee, when a committee is meeting; and at all other times by the President Pro Tempore of the Senate. Such interpretations shall be final unless an appeal of the ruling is made successfully in the following manner:

A. Following the ruling by the Presiding Officer or the Chairman, whichever is appropriate, but before other business is transacted by the Senate or by the committee, a member of the Senate or the committee may appeal the ruling by offering a substitute ruling.

B. Once a motion to adopt a substitute ruling is made, no other business shall be transacted until the motion is disposed of by the Senate or by the committee.

RULE 1-4. AMENDMENT. The Rules may be amended only upon two-thirds vote of the members of the Senate.

RULE 1-5. SUSPENSION. Rules may be suspended upon two-thirds vote of the members of the Senate.

CHAPTER 2

OFFICERS, ELECTION, TERMS, SUCCESSION AND DUTIES

RULE 2-1. OFFICERS. Officers of the Senate shall be:

The President, who shall be the Lieutenant Governor of the State of Oklahoma

The President Pro Tempore

The Majority Floor Leader

The Assistant Majority Floor Leader

The Majority Whip

The Minority Floor Leader

The Assistant Minority Floor Leader

The Minority Whip

The Secretary.

RULE 2-2. ELECTION. The President Pro Tempore shall be elected by a majority of the members of the Senate when the Senate convenes on the first Tuesday after the first Monday in January of each odd-numbered year. The Majority Floor Leader, the Assistant Majority Floor Leader and the Majority Whip shall be designated by the Majority Caucus. The Minority Floor Leader, the Assistant Minority Floor Leader and the Minority Whip shall be designated by the Minority Caucus. The Secretary of the Senate, who shall not be a member of the Senate, shall be elected by a majority of the members following election of the President Pro Tempore and announcement of the aforementioned Majority and Minority officers.

RULE 2-3. TERMS. The terms of all member officers of the Senate shall begin on the first Tuesday after the first Monday in January of each odd-numbered year and shall be for two years; provided, however, that the designee of the Majority Caucus for the office of President Pro Tempore shall assume the duties of that office on the fifteenth (15th) day following the General Election.

RULE 2-4. DUTIES OF THE PRESIDENT PRO TEMPORE. The President Pro Tempore shall be the chief executive officer of the Senate and shall prescribe all policies not otherwise provided by law or by the Rules. He shall serve as Presiding Officer of the Senate during its daily sessions and may designate another member of the Senate to serve as Presiding Officer at such times as he deems appropriate. The President Pro Tempore or his designee shall be responsible for the issuance of all warrants and vouchers and the maintenance of an accurate account of expenditures by the Senate.

CHAPTER 3

PERSONAL STAFF, LEADERSHIP STAFF, SENATE SERVICE STAFF, DUTIES AND COMPENSATION

RULE 3-1. PERSONAL STAFF. Each member of the Senate shall be entitled to designate a personal staff. Such staff employees shall serve at the discretion of, and perform such duties as prescribed by, the individual member of the Senate for whom the staff is employed, subject to such policies as may be established by the Standards and Ethics Committee.

RULE 3-2. LEADERSHIP STAFF. The President Pro Tempore shall be entitled to employ a leadership staff. Such staff employees shall serve at the discretion of, for such

compensation as may be determined by, and perform such duties as prescribed by the President Pro Tempore.

RULE 3-3. SENATE SERVICE STAFF. The Secretary of the Senate, subject to the review and supervision of the President Pro Tempore, shall be authorized to employ a Senate Service Staff. The Senate Service Staff shall be employed according to policies established by the Secretary of the Senate and shall receive such compensation as may be determined by, and perform such duties as prescribed by the Secretary of the Senate. The Senate Service Staff shall be responsible for the following:

- A. Preparation and transmission of all official communications of the Senate.
- B. Legislative procedure of the Senate, including the processing of official acts of the Senate, preparation and publication of the Senate Journal and such other publications as deemed appropriate by the Secretary of the Senate, printing of bills and resolutions and maintenance of such other records as are required by the Senate.
- C. Dissemination of official Senate information to members of the Senate and the public.
- D. The custody and safekeeping of all bills and resolutions, including the accurate engrossment and enrollment thereof.
- E. The purchase, maintenance and distribution of such supplies and materials as are required for the Senate's business.
- F. The security, repair and maintenance of the Senate's property.
- G. Services provided to committees of the Senate, including the maintenance of clerical records and performance of reference services.
- H. The drafting of legislation.
- I. Electronic data processing services.
- J. Such other services as may be prescribed by the Secretary of the Senate or the President Pro Tempore.

CHAPTER 4

OPEN RECORDS, MANDATORY AUDIT, PHYSICAL PROPERTY

RULE 4-1. OPEN RECORDS. All official records of the proceedings of the Senate and its committees shall be open for public inspection during regular office hours.

RULE 4-2. MANDATORY AUDIT. The President Pro Tempore shall cause an audit of the Senate's expenditures to be made at least once each fiscal year. The initial such audit shall be made of the Senate's expenditures for the fiscal year ending June 30, 1982.

RULE 4-3. PHYSICAL PROPERTY. The President Pro Tempore shall be responsible for the physical property of the Senate and for that portion of the Capitol assigned to the Senate. The Secretary of the Senate, under direction of the President Pro Tempore, shall be authorized to perform routine repairs, maintenance and upkeep on such property and facilities. However, major renovation or purchase of equipment requiring "substantial expenditure," as that term is defined by the Committee on Standards and Ethics, shall be approved, in advance, by a majority of the members of the Senate.

RULE 4-4. POSTAGE METER. The President Pro Tempore shall restrict the use of the Senate postage meter to official Senate business. Any question of compliance may be resolved by submission of same by the President Pro Tempore to the Committee on Standards and Ethics.

CHAPTER 5

LEGISLATION, INTRODUCTION, FORM, CONSIDERATION AND RESTRICTIONS

RULE 5-1. LEGISLATION. Legislation to be considered by the Senate shall be limited to Senate Bills, Senate Joint Resolutions, Senate Concurrent Resolutions, Senate Resolutions, House Bills, House Joint Resolutions and House Concurrent Resolutions.

RULE 5-2. INTRODUCTION. Senate Bills, Senate Joint Resolutions, Senate Concurrent Resolutions and Senate Resolutions may be introduced at any time beginning on the 15th day of November each even-numbered year and ending at the time of sine die adjournment of the Second Session during the following even-numbered year. Such legislation may be introduced by presenting same to the Secretary of the Senate, together with as many copies as may be prescribed by the Secretary of the Senate. House Bills, House Joint Resolutions and House Concurrent Resolutions may be introduced upon receipt of a message from the House of Representatives. Each Senate Bill or Resolution shall be assigned a number by the Secretary of the Senate.

RULE 5-3. FORM. No legislation shall be introduced in the Senate, except for House Bills, House Joint Resolutions and House Concurrent Resolutions, unless that legislation shall include a Title and an Enacting or Resolving Clause.

RULE 5-4. CONSIDERATION. All legislation considered by the Senate shall be subject to First Reading, Second Reading, Third Reading and Fourth Reading, as well as consideration by an appropriate committee.

RULE 5-5. RESTRICTIONS. For consideration by the Senate, Senate Concurrent Resolutions, Senate Resolutions and House Concurrent Resolutions shall be limited to the following purposes:

- A. Memorializing Congress, the President of the United States, or an executive agency of the federal government.
- B. Communicating with another entity of state government, or a subdivision thereof.

- C. Disapproving an administrative rule or regulation.
- D. Expressing legislative intent.
- E. Expressing policies of the Senate.

RULE 5-6. COAUTHORS. After introduction in the Senate of any bill or resolution, no Senator shall be shown as coauthor on the face of the bill or resolution unless such Senator shall submit a written request to be so shown.

RULE 5-7. COPIES REQUIRED. No legislation shall be considered by the Senate unless each member has been provided a copy of same.

CHAPTER 6

PROPOSALS

RULE 6-1. PROPOSALS. Any member of the Senate may at any time submit in writing to the President Pro Tempore a proposal for study or consideration by the Senate.

CHAPTER 7

COMMITTEES, TYPES, NUMBER, ORGANIZATION, MEMBERSHIP, DUTIES, AUTHORITY AND PROCEDURES

RULE 7-1. TYPES AND NUMBER. There shall be two types of Senate committees, to-wit: standing committees and select committees. There shall be no more than twelve (12) standing committees, one of which shall be designated as the Policy Committee, one of which shall be designated as the Standards and Ethics Committee and one of which shall be designated as the Executive Nominations Committee. So many of the remainder as are appointed and approved by the Senate shall be designated as legislation committees. There shall be as many select committees as are appointed by the President Pro Tempore. The legislation committees shall be the following: Appropriations, Finance, Judiciary, Business and Labor, Education, General Government, Human Resources, Natural Resources and Agriculture.

RULE 7-2. ORGANIZATION. The President Pro Tempore may designate as many ad hoc subcommittees of each standing committee as he deems appropriate. He shall appoint the chairman and vice chairman of each standing committee and of each select committee.

RULE 7-3. MEMBERSHIP. Membership on standing committees and on select committees shall be subject to the following:

A. The President Pro Tempore shall appoint, subject to the approval of the Senate, the Majority Caucus members of each standing committee.

B. The Minority Floor Leader shall appoint, subject to the approval of the Senate, the Minority Caucus members of each standing committee.

C. Membership of standing committees shall be approved by a majority vote of members of the Senate.

D. The President Pro Tempore may appoint all members of select committees.

E. The President Pro Tempore and Majority Floor Leader shall each be ex officio and voting members of all Senate committees.

RULE 7-4. DUTIES OF THE POLICY COMMITTEE. The Policy Committee shall determine such external policies of the Senate as may be submitted to it by the President Pro Tempore.

RULE 7-5. DUTIES OF THE STANDARDS AND ETHICS COMMITTEE. The Standards and Ethics Committee shall determine such internal policies of the Senate as may be referred to it by the President Pro Tempore, shall consider legislation concerning ethics of, and conduct by, members of the Senate or employees of the Senate and related matters. Specifically, the Standards and Ethics Committee shall write a Code of Ethics for members of the Senate and shall write a Code of Conduct for members of the Senate. The Code of Ethics and Code of Conduct when approved by a majority of the members of the Senate shall be binding on all members. Furthermore, the Standards and Ethics Committee shall provide, upon the request of any member of the Senate, an interpretation of the Code of Ethics or Code of Conduct as it applies to a specific situation; provided, however, that the identity of the member making the request may be kept confidential, at the discretion of said member.

RULE 7-6. DUTIES OF THE EXECUTIVE NOMINATIONS COMMITTEE. The Executive Nominations Committee shall consider all Executive Nominations submitted to the Senate and shall report its recommendations to the Senate.

RULE 7-7. DUTIES OF LEGISLATION COMMITTEES. Legislation committees shall be responsible for the formulation of legislative programs, initiation of legislation and determination of nonlegislative solutions within the jurisdiction of the committee; shall inquire into the administration and execution of all laws within the same jurisdiction; shall consider such proposals as may be submitted to the committee by the President Pro Tempore; and shall be responsible for the continuing codification of all laws within its jurisdiction.

RULE 7-8. DUTIES OF SELECT COMMITTEES. Select committees shall be responsible for such duties as are prescribed at the time of their formation, said duties to include the time during which such committee shall be in existence. No select committee shall be formed without its duties being expressly stated at the time of its formation. If a select committee is appointed for the purpose of conducting an investigation, the Senator requesting the investigation shall not serve as chairman of the committee.

RULE 7-9. AUTHORITY OF COMMITTEES. Any Senate committee shall be authorized to issue process, compel attendance of witnesses and to administer oaths to any person

appearing before any said committee. Any Senate committee which considers legislation shall be empowered to consolidate bills or resolutions, to develop committee substitutes for such bills or resolutions, to amend such bills or resolutions and to develop a committee bill or resolution irrespective of any other legislation.

RULE 7-10. PROCEDURES The following procedures shall be observed by all legislation committees of the Senate.

A. Subject to such exceptions as are provided hereinafter, committees of the Senate shall comply with provisions of the Oklahoma Open Meeting Act. A copy of all notices required by said Act shall be provided to the Secretary of the Senate, and the Secretary of the Senate shall designate the appropriate place for such notices to be posted.

B. The chairman, or in his absence the vice chairman, of a committee shall schedule regularly scheduled, special and emergency meetings of the committees. Special and emergency meetings shall not conflict with a regularly scheduled meeting of any other legislation committee, except with the consent of the President Pro Tempore and the chairman of the affected committee.

C. The agenda for any meeting of a committee shall be set by the chairman and shall be provided to members of the committee and to authors of legislation to be considered by the committee at least twenty-four (24) hours prior to the meeting.

D. A quorum of the committee is required to be present before the committee can transact business. Any member of the committee may request a quorum call at any time the committee is meeting. A number equal to a majority of the regular members of the committee shall constitute a quorum.

E. The chairman, or in his absence the vice chairman, of the committee, or his designee, shall preside at meetings of the committee.

F. When considering legislation or conducting other business, the following procedures shall be observed:

1. No person shall address the committee unless he is first recognized by the chairman for that purpose.

2. The Senate author of the legislation shall be recognized for an explanation.

3. The Senate author may answer questions by members of the committee or other persons recognized by the chairman.

4. Amendments to the legislation may be submitted by the Senate author or by members of the committee.

5. Amendments and motions may be adopted by a voice vote; provided, however, that the Senate author, or any member of the committee, may require a roll call vote.

6. Amendments shall be considered in the order they appear in the legislation, or in the order they are presented to the clerk of the committee. The chairman shall resolve any conflict resulting from claimed priority of presentation.

7. The author of an amendment shall explain his amendment and answer questions by members of the committee, the author of the legislation, or other persons recognized by the chairman.

8. The chairman may recognize any person for debate or comment on the proposed legislation or amendments thereto; provided, however, the chairman may limit the amount of time for any such debate or comment.

9. The vote on a recommendation by the committee to the Senate shall be by recorded roll call and shall require a majority vote of a quorum of the members of the committee for passage.

G. A committee may recommend only two reports to the Senate on legislation, the first being DO PASS, and the second being DO PASS, AS AMENDED.

H. Except for legislation containing appropriations, all legislation recommended by a committee to the Senate shall contain a complete Title, an Enacting or Resolving Clause and both a Senate and a House author.

I. Upon approval of a recommendation of DO PASS or DO PASS, AS AMENDED, by the committee, the chairman shall ask unanimous consent that the legislation be placed on the Consent Calendar for the Senate, which shall be the order unless a member of the committee objects.

J. The chairman may assign to any subcommittee any legislation, proposal or inquiry; provided, however, no subcommittee shall be permitted to report directly to the Senate, but rather to the parent committee.

CHAPTER 8

COMMITTEE OF THE WHOLE AND REPORTS

RULE 8-1. COMMITTEE OF THE WHOLE. Without prior notice, the Senate may, by motion, upon being approved by a majority of the members of the Senate, declare itself a Committee of the Whole, at which time the President Pro Tempore or his designee shall become chairman of said committee. Rules applicable to other Senate committees shall be applied to the Committee of the Whole, except those Rules relating to notice.

RULE 8-2. REPORTS. Once the Committee of the Whole has reported a bill or resolution DO PASS or DO PASS, AS AMENDED, to the Senate, then that bill or resolution shall be considered on Third Reading and shall be voted upon without debate.

CHAPTER 9

REFERRAL OF EXECUTIVE NOMINATIONS

RULE 9-1. REFERRAL OF EXECUTIVE NOMINATIONS. When Executive Nominations shall be made by the Governor to the Senate, said nominations shall be referred for consideration to the Executive Nominations Committee.

CHAPTER 10

PROCEDURES FOR DAILY SESSIONS

RULE 10-1. TIME AND PLACE OF DAILY SESSIONS. On the first Tuesday following the first Monday in January of each year, the Senate shall convene in its chamber on the fourth floor of the Capitol at noon. Thereafter, the Senate shall meet on each Monday, Tuesday, Wednesday and Thursday in the chamber until sine die adjournment. The time of each daily session shall be announced on the preceding legislative day; provided, however, that in the event no such announcement is made, the Senate shall convene at 1:30 p.m. Exceptions to the days on which the Senate shall convene may be made upon a majority vote of the members of the Senate.

RULE 10-2. SEATING. The selection of seats of the membership of the Majority Party shall be made on the first day of the First Session of a Legislature and shall be made by the choice of the individual members in the following order: President Pro Tempore, Majority Floor Leader, Assistant Majority Floor Leader, Majority Whip, Chairman of the Appropriations Committee, Chairman of the Finance Committee and thereafter on the basis of seniority in the Senate; provided, that in cases of equal seniority in the Senate, service in the House of Representatives shall be considered as additional seniority. In the event of equal seniority, preference shall be determined by lot. The members of the Minority Party shall be seated in the same manner in the remaining seats. The President Pro Tempore shall be authorized to make exceptions to the foregoing procedures as he deems necessary.

RULE 10-3. GALLERIES AND HALLWAYS. The President Pro Tempore or his designee shall be empowered to assign seats in the galleries of the Senate and shall be empowered to order the galleries and hallways of the Senate cleared to preserve order or to ensure the safety of the members of the Senate.

RULE 10-4. ATTENDANCE. No business of the Senate shall be conducted without a quorum of its members being in attendance. A majority of the members elected to the Senate shall constitute a quorum. A member of the Senate who is absent from a daily session shall be shown as "excused."

RULE 10-5. QUORUM CALL. Any member of the Senate may, at any time, request the Presiding Officer to question the presence of a quorum. Upon such request, the Presiding Officer shall determine whether or not a quorum is present, and no further business shall be conducted until it is determined that a quorum is present.

RULE 10-6. CALL OF THE SENATE. The Senate may, by majority vote of the members present, operate under Call of the Senate, in which case the Presiding Officer shall be

empowered to compel the attendance of all members of the Senate and shall be empowered to confine the members of the Senate to the chamber. In such case, any member who fails to attend without being excused unanimously by the other members of the Senate shall be recorded as voting "NO" on all questions submitted to the Senate.

RULE 10-7. DECORUM. The decorum of members of the Senate and employees of the Senate during the daily sessions of the Senate shall be determined by the Code of Conduct of the Senate and shall be enforced by the Presiding Officer.

RULE 10-8. PERSONAL PRIVILEGE. Personal privilege will be granted to a member of the Senate only to permit such member to respond to a public attack on the rights, integrity or reputation of a member of the Senate, or upon the Senate collectively or any committee or employee of the Senate. Remarks made by a member of the Senate who is granted personal privilege shall be confined to such a response.

RULE 10-9. INTRODUCTIONS. No persons shall be introduced individually in the galleries except that a member of the Senate may introduce members of his family. It shall also be permissible to introduce officials from other states and countries.

RULE 10-10. PRIVILEGES OF THE FLOOR. No person shall be permitted in the Senate chamber during the daily sessions of the Senate except members and former members of the Senate, employees of the Senate, members of the House of Representatives, the Governor and Lieutenant Governor, former Governors and former Lieutenant Governors and any person who is permitted on the floor by a majority vote of those present; provided, however, that the above privileges shall exclude any person registered as a lobbyist under the statutes of Oklahoma.

RULE 10-11. SENATE LOUNGE AND ANTEROOMS. The President Pro Tempore may prescribe policies restricting the use of the Senate lounge and any rooms adjoining the lounge or the Senate chamber.

CHAPTER 11

ORDER OF BUSINESS FOR DAILY SESSIONS

RULE 11-1. ORDER OF BUSINESS. The Order of Business for each daily session of the Senate shall be:

Prayer

Executive Nominations

Consent Calendar

General Order

Third Reading

House Amendments to Senate Bills and Resolutions

Conference Committee Reports

Fourth Reading

Committee Reports

Second Reading

First Reading

Communications

Other Business.

CHAPTER 12

FLOOR PROCEDURES

RULE 12-1. PRESIDING OFFICER'S AUTHORITY. The Presiding Officer shall maintain order in the Senate. No Senator or other person shall be permitted to address the Senate without first having been recognized by the Presiding Officer.

RULE 12-2. ORDER OF CONSIDERATION OF LEGISLATION. The Majority Floor Leader, or his designee, shall determine the order in which legislation is considered by the Senate.

RULE 12-3. CONSENT CALENDAR. Bills and resolutions so designated by committees of the Senate shall be considered on the Consent Calendar of the Senate. Such bills and resolutions shall not be subject to either amendment or debate on the floor of the Senate. Bills or resolutions assigned to the Consent Calendar shall be referred to General Order upon the request of any Senator if such a request is made prior to the time the bill or resolution is advanced.

RULE 12-4. GENERAL ORDER. All bills and resolutions not designated by a committee of the Senate for the Consent Calendar shall be referred to General Order. On General Order, the following procedures shall be observed:

- A. Explanation of the bill or resolution by the Senate author.
- B. Questions.
- C. Consideration of amendments.
- D. Advancement.

RULE 12-5. AMENDMENTS. Amendments to bills or resolutions shall be in writing and shall be considered only on General Order. Amendments shall be considered first in the

order in which they appear in the bill or resolution; second, according to the largest sum, greatest number or most distant day for amendments appearing in the same place; and third, in the order in which they are submitted. An amendment can be withdrawn at any time before it is voted upon by the author of the amendment. Once an amendment is read, it shall be explained by its author, who shall then answer questions concerning the amendment. If the author of the amendment is not in attendance at the time an amendment is read, then the amendment shall be considered withdrawn unless another member of the Senate wishes to be a coauthor of the amendment.

RULE 12-6. SUBSTITUTE AMENDMENTS. Only one substitute amendment may be considered for any amendment to any bill or resolution. Once read, the same provisions applicable to the original amendment shall apply to the substitute amendment. If the substitute amendment is successful, then the original amendment shall be rendered moot. If the substitute amendment is unsuccessful, then the original amendment shall be considered by the Senate. There shall be no in lieu amendment to any amendment or substitute amendment.

RULE 12-7. ADVANCEMENT. Once a motion to advance has been adopted, then the bill or resolution shall be considered engrossed and on Third Reading.

RULE 12-8. THIRD READING. Upon Third Reading of a bill or resolution, the Senate shall not consider amendments, but shall debate passage of the bill or resolution and then shall vote upon passage.

RULE 12-9. HOUSE AMENDMENTS. Upon receipt of House amendments to Senate bills or resolutions, the Senate author shall make a motion either to accept the amendments, in which case a successful vote on the motion shall automatically advance the bill to Fourth Reading and final passage, or to reject the amendments and request a conference with the House.

RULE 12-10. CONFERENCE COMMITTEES. The President Pro Tempore shall appoint members of the Senate to serve on conference committees with members of the House of Representatives at such times and in such numbers as he deems appropriate.

RULE 12-11. CONFERENCE COMMITTEE REPORTS. Conference Committee Reports shall be considered by the Senate only when a majority of the Senate conferees and a majority of the House conferees sign such report and only when the report is limited to matters in disagreement between the two houses or matters germane to the bill or resolution. If the Senate adopts a Conference Committee Report, then the bill or resolution is before the Senate for Fourth Reading and final passage. If the Senate rejects a Conference Committee Report, then the bill or resolution shall be returned to the conference committee. Upon a report by the Senate conferees that the conferees cannot agree, then the bill or resolution will revert to its former status of consideration of House Amendments to Senate Bills or Resolutions.

RULE 12-12. FOURTH READING. Upon Fourth Reading of a bill or resolution, debate shall be in order on final passage of the bill or resolution, after which the vote shall occur on

final passage. After final passage of a bill or resolution, it shall be signed by the Presiding Officer in open session.

RULE 12-13. COMMITTEE REPORTS ON LEGISLATION. Committee reports on legislation shall be considered adopted by the Senate when read and shall thereafter be placed either on the Consent Calendar or on General Order.

RULE 12-14. COMMITTEE REPORTS ON EXECUTIVE NOMINATIONS. Committee reports on Executive Nominations shall be adopted by a majority of the members of the Senate.

RULE 12-15. OTHER COMMITTEE REPORTS. Committee reports neither on legislation nor on Executive Nominations shall be filed with the Secretary of the Senate, explained by the chairman of the committee making the report and shall not require further action by the Senate, unless such action is called for in the report.

RULE 12-16. SECOND READING. Upon Second Reading of a bill or resolution, the same shall be assigned for committee consideration by the Presiding Officer. All bills carrying appropriations which are referred to any committee other than the Appropriations Committee shall, immediately upon a report by the committee to which referred, be referred to the Appropriations Committee.

RULE 12-17. FIRST READING. A bill or resolution shall be considered introduced upon First Reading and shall automatically be advanced to Second Reading.

RULE 12-18. DEBATE. When a question subject to debate is before the Senate, a motion to limit the time for debate shall be in order, even if debate already has begun. Said motion shall fix the time limits to be allowed for and against the motion, provided that in no case shall the total debate allotted to both sides exceed one hour. If such motion is successful, then the Presiding Officer shall cause the time limits to be enforced and shall divide the time equally for each side of the question. If the motion is once rejected on a question being debated, it can only then be adopted with the approval of two-thirds of those voting.

RULE 12-19. ADJOURNMENT. A motion to adjourn shall always be in order except when the motion shall have been the last voted on and no business transacted thereafter.

RULE 12-20. AFTER ADOPTION OF MOTION TO ADJOURN. Once a motion to adjourn when the desk is clear has been adopted, then no motion shall be considered from the floor of the Senate, whether by unanimous consent or otherwise.

RULE 12-21. SINE DIE ADJOURNMENT. The date and time of sine die adjournment of the Senate shall be fixed by motion or resolution; provided, that once the date and time of such sine die adjournment has arrived, no further business shall be conducted by the Senate, and the Presiding Officer shall declare the Senate adjourned sine die.

RULE 12-22. CORRECTION OF LANGUAGE. The Secretary of the Senate shall, at the direction of the President Pro Tempore and with the approval of the Senate author, have the authority to correct nonsubstantive errors in the language of any bill or resolution at the time the same is engrossed or enrolled. A detailed record of all such corrections shall be maintained by the Secretary and printed in the Journal. The Title of a bill or resolution shall be made to conform to the text, unless the same has been ordered crippled. The Enacting Clause shall be a part of every bill unless the same shall have been ordered stricken. A member of the Senate shall be designated by the President Pro Tempore to verify the correct engrossment and enrollment of legislation.

RULE 12-23. WITHDRAWAL FROM COMMITTEE. Any bill or resolution may be withdrawn from any committee of the Senate upon a two-thirds vote of the members of the Senate. Any bill or resolution so withdrawn shall be considered on General Order.

RULE 12-24. RECONSIDERATION. The final vote on Third Reading or Fourth Reading of any bill or joint resolution may be reconsidered only if a member of the Senate serves notice on the same day such final vote is taken. Once such notice is served, the following procedures shall be observed:

A. In anticipation of the closing days of a regular session, a majority of the members of the Senate may vote that all such motions to reconsider made thereafter shall be disposed of on the same day such notice is served.

B. Except as heretofore provided, the member serving notice for reconsideration of the passage or failure of a bill or resolution shall not be permitted to make the motion to reconsider on the day notice is served, but shall have the exclusive right to make such a motion on the next two succeeding legislative days; provided, that on the third succeeding legislative day, any member of the Senate shall have the right to make such a motion. If no such motion is made on the third succeeding legislative day, then no reconsideration shall be permitted.

C. If the Senate refuses to reconsider, or, if upon reconsideration, shall affirm the first decision, no further consideration shall be in order, except by a two-thirds majority vote of those elected to and constituting the Senate.

D. For adoption, a motion to reconsider the final vote on a bill or resolution must be approved by a majority of the members of the Senate.

E. A motion to reconsider any other action by the Senate must be made by a Senator who voted in the majority and shall be disposed of on the same day it is lodged. The motion to reconsider shall be decided by a majority of those voting on the question.

RULE 12-25. OVERRIDES OF VETOES. When a bill or resolution is returned to the Senate because of veto by the Governor, a motion to vote to override the veto shall be in order at any time.

CHAPTER 13

MOTIONS

RULE 13-1. ORDER OF PRIORITY. Motions shall be considered in the following order of priority:

- A. To adjourn to a time certain.
- B. To adjourn.
- C. Substitute ruling motion.
- D. To recess.
- E. To operate under Call of the Senate.
- F. To limit debate.
- G. To advance.
- H. To suspend the Rules.
- I. To commit to a committee without instructions.
- J. To commit to a committee with instructions.
- K. To amend.

RULE 13-2. DEBATE. Debate shall be in order on all motions, except the following:

- A. To adjourn to a time certain.
- B. To adjourn.
- C. To recess.
- D. To operate under Call of the Senate.
- E. To limit debate.
- F. To advance.
- G. To commit to a committee without instructions.
- H. To table.
- I. To suspend the Rules.

RULE 13-3. MOTIONS TO TABLE. Motions to table shall be in order for all motions except the following:

- A. To adjourn to a time certain.
- B. To adjourn.
- C. To recess.
- D. To operate under Call of the Senate.
- E. To limit debate.
- F. To advance.

RULE 13-4. PRECEDENCE. Motions to table shall take precedence over the original motion. If successful, a motion to table shall constitute a final disposition of the original motion.

RULE 13-5. PRIORITY OF MOTIONS NOT ENUMERATED. Except for those motions otherwise enumerated by priority, all motions shall have equal priority and shall be considered in the order made, or in the order placed on the clerk's desk.

RULE 13-6. WRITTEN MOTIONS. The Presiding Officer may require any motion to be placed in writing upon the clerk's desk.

RULE 13-7. SUBSTITUTE MOTIONS. Only one substitute motion for a motion of equal priority shall be considered. If the substitute motion fails, the original motion shall be disposed of before another motion of the same priority can be considered.

RULE 13-8. VOTE REQUIRED. Unless otherwise provided, a motion shall be declared adopted if it is approved by a majority of the members present and voting thereon.

CHAPTER 14

VOTING

RULE 14-1. MANNER OF VOTING. All votes of the Senate shall be by voice vote, division or roll call vote subject to the following:

- A. The voting machine shall be used to record the vote whenever a roll call vote is taken on any question. The machine shall also be used to determine the presence or absence of a quorum. In the event the machine is not operating properly, all roll call votes and determinations of quorums may be taken by calling the roll.

The voting machine shall be under the control of the Presiding Officer and shall be operated by such clerk as the Presiding Officer shall direct.

B. During any roll call, every Senator present shall vote. During said roll call the Presiding Officer shall request every Senator in the chamber who has not voted to vote. If any Senator so requested fails to vote, the Presiding Officer shall, upon declaring the roll, order that said Senator be shown as voting "No" on the question. Said order shall be printed in the Journal directly following the printing of the results of the roll call as reflected by the voting machine and said "No" vote shall be included in the determination of the passage or failure of the question. In all other cases, a Senator who fails to vote shall be shown as "excused" in the Journal.

C. On any question for which a roll call vote is not required, a roll call vote shall be in order only if same is requested before the question is put. Once the question has been put and a voice vote taken, the Presiding Officer shall state the side that appears to such Presiding Officer to have prevailed, and any member then may request a division, but shall not be entitled to request a roll call vote. Upon declaration of the vote, such declaration shall be final.

D. No Senator shall be permitted to vote or change his vote after the result shall have been announced by the Presiding Officer.

E. If a member's voting machine is inoperative, he shall rise and advise the Presiding Officer of the malfunction. In such event the Senator will be permitted to verbally declare his vote on the question and the vote will then be recorded by the clerk.

F. When a division is called for, those voting in the affirmative shall rise at their seats and remain standing until counted; then those voting in the negative shall rise and stand until they are counted, whereupon the Presiding Officer shall declare the result.

CHAPTER 15

LOBBYISTS, PRESS

RULE 15-1. LOBBYISTS. All lobbying activities in the Senate shall be governed and regulated by statute and by the Rules of the Senate.

RULE 15-2. PRESS. The Secretary of the Senate, at the direction of the President Pro Tempore, may issue credentials to members of the press and may limit access to the Press Gallery to those members of the press holding such credentials.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 8, 1981, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:45 p.m. to meet Thursday, January 8, 1981, at 10:00 a.m.

Third Legislative Day

Thursday, January 8, 1981

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

Present: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Excused: Clifton, Giles, Howard, Lamb, Luton, Smith (Jerry L.), and Terrill.—7.

Vacancy: District 20—1.

President Bernard declared a quorum present.

The prayer was offered by Chaplain Knight, the guest of President Bernard.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cate introduced Clyde A. Lynn, M.D., Norman, as Doctor of the Day. The Presiding Officer, on behalf of Senator

Lamb, introduced Naomi Pekrul, R.N., Enid, as Nurse of the day.

President Pro Tempore York presiding.

FIRST READING

The following were introduced and read the first time.

SB 71 — By Kilpatrick.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2459, as amended by Section 1, Chapter 361, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2459), which relates to sessions of county boards of equalization; providing alternative dates for said sessions in certain counties; and providing an effective date.

SB 72 — By Green.

An Act relating to motor vehicles; modifying the fee and license plate requirements for vehicles owned by active members of the Oklahoma National Guard; directing codification; and providing an effective date.

SB 73 — By Green.

An Act relating to jurors; declaring legislative intent; defining term; authorizing the juror on call system; directing codification; and providing an effective date.

SB 74 — By Dahl.

An Act relating to game and fish; amending Section 6-501, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1980, Section 6-501); prohibiting and restricting certain devices on certain water courses; providing exceptions; providing removal of certain devices; providing penalty; and declaring an emergency.

SB 75 — By Dahl of the Senate and Sanders of the House.

An Act relating to game and fish; amending Sections 5-203, Chapter 17, O.S.L. 1974, as amended by Section 1, Chapter 184, O.S.L. 1977 and 5-411, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1980, Sections 5-203 and 5-411), which relate to the hunting of wildlife; prohibiting attempts to illegally wound or kill wildlife under certain circumstances; and declaring an emergency.

SB 76 — By Boatner.

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 22.1, 22.30j, 236 and 583, as last amended by Sections 14, 15, 16 and 17, Chapter 273, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 22.1, 22.30j, 236 and 583), Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13, Chapter 273, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 591.1, 591.2, 591.3, 591.4, 591.5, 591.6, 591.7, 591.8, 591.9, 591.10, 591.11, 591.12 and 591.13) and Section 18, Chapter 273, O.S.L. 1980 (21 O.S. Supp. 1980, Section 1048), which relate to the Automotive Dismantlers and Parts Recycler Act; repealing all conflicting laws or parts of laws; and declaring an emergency.

SB 77 — By Keating.

An Act relating to labor; amending 40 O.S. 1971, Section 54, as amended by Section 1, Chapter 11, O.S.L. 1977 (40 O.S. Supp. 1980, Section 54), which relates to fees charged by private employment agencies; authorizing fees in certain contracts to be set by oral agreement; and providing an effective date.

SB 78 — By Crow.

An Act relating to elections; repealing Sections 1 through 12, Chapter 154, O.S.L. 1974, as renumbered by Section 12, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1980, Sections 15-101 through 15-112), which relate to the Campaign Contributions and Expenditures Act; and declaring an emergency.

SCR 1 — By Boatner.

A Concurrent Resolution authorizing the Department of Human Services to establish regional group homes and detention centers, provided sufficient funds are available.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Charles W. Barnes, Sr., Del City, as member to the Oklahoma State Board of Public Accountancy.

John W. "Dub" Bynum, Catoosa, as lay-member to the State Mining Board.

Dr. Hubert Calloway, Seminole, as member to the Board of Regents of Seminole Junior College.

Yolanda Charney, Owasso, as member to the Human Rights Commission.

Bill Doenges, Bartlesville, as member to the Oklahoma Motor Vehicle Commission.

Wallace Goodman, Jr., Nowata, as member to the Board of Regents of Claremore Junior College.

Don R. Greenhaw, Sentinel, as member to the Wildlife Conservation Commission.

William Lamar Horton, Shawnee, as member to the State Arts Council of Oklahoma.

Betty Langdon, Norman, as member to the State Arts Council of Oklahoma.

David Oakley, Bartlesville, as member of District 2 to the Used Motor Vehicle and Parts Commission.

Norris Price, Del City, as Director, Department of Civil Defense.

Albert Reisen, Jr., Ardmore, as member to the State Arts Council of Oklahoma.

Bob C. Roden, Claremore, as member to the Oklahoma Industrial Finance Authority.

Jeanne Smith, Moore, as member to the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery.

Kay Vetter, Claremore, as member to the State Textbook Committee.

Donald D. Vick, Del City, as member to the Board of Registration for Professional Engineers and Land Surveyors.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 12, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 10:20 a.m. to meet Monday, January 12, 1981, at 1:30 p.m.

Fourth Legislative Day

Monday, January 12, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Cullison and Johnston.—2.

Vacancy: District 20.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Rod Masteller, Putnam City Baptist Church, Oklahoma City, the guest of Governor George Nigh.

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

INTRODUCTIONS

Senator Watson introduced John L. Jones, M.D., Oklahoma City, as Doctor of the Day.

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

LOBBYISTS REGISTRATIONS (Including organizations represented)

The following lobbyists registrations were received by the Joint Legislative Ethics Committee January 1, 1981 through January 9, 1981:

Allee, Dick, Oklahoma Farm Bureau.

Anderson, Robert Hughey, Western Surety Co.

Andrews, Mary J., Oklahoma State Assn. of Life Underwriters.

Atkinson, G.G., Liberty National Bank and Trust Co.

Baird, Everette W., National Assn. of Retired Federal Employees.

Baldridge, Henry, Oklahoma State Council of Carpenters.

Barber, Imogene W., Oklahoma Assn. of Electric Cooperatives.

Bensinger, Cheryl Leah Selman, Tulsa Classroom Teachers Assn.

Berry, Bobby Dean, Oklahoma Dental Assn.

Birchfield, Del D., Committee for Better Legal and Banking Services, Inc.

Birdwell, Harry, Oklahoma Assn. of Electric Cooperatives.

Blankenship, Jap Worth, United Parcel Service, Inc.

Boettcher, Fred L., 3M Co.

Bonds, W.K., Liberty National Bank and Trust Co.

Brandenburg, Robert L., Oklahoma Assn. of Realtors.

Brower, Doyle Eugene, 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.

Calame, Gene D., Globe Life and Accident Insurance Co.

Campbell, Robert S., Public Service Co. of Oklahoma.

Claiborne, Ben, Independent Insurance Agents of Oklahoma, Inc.

Colbert, J.D., Southwestern Bell Telephone Co.

Comfort, Frank M., Oklahoma Municipal Police Officers Assn.

Conner, John O'Melia, Oklahoma Automobile Dealers Assn. and Oklahoma City Motor Car Dealers Assn.

Costello, James E., Southwestern Bell Telephone Co.

Coulston, E.T., Wyeth Laboratories.

Cravens, Leo Wayne, Oklahoma State Home Builders Assn.

Dank, David M., Oklahoma Retail Merchants Assn.

Derryberry, Larry, American Insurance Assn.

Dietrich, Allen, Oklahoma Farm Bureau.

Doublin, Gary D., Oklahoma Assn. of Realtors.

Dryden, David C., Oklahoma Division, American Automobile Assn.

Duncan, William M., Assn. of Domestic Fire and Casualty Insurance Companies of Oklahoma, Inc.

Elsener, Kent Nelson, Oklahoma Assn. of Electric Cooperatives.

Farha, James T., Standard Life and Accident Insurance Co.

Fleming, J.D., Oklahoma Farmers Union.

Fletcher, George Russell, Oklahoma Farm Bureau Mutual Insurance Co.

Foster, Rebecca Ann, Independent Bankers Assn. of Oklahoma.

Funnell, Roberta Ann, Oklahoma People's Lobby.

Gardner, Harvey C., American Agriculture Movement, American Agriculture Movement of Oklahoma, and Oklahoma Gasohol, Inc.

Garrett, Jick Duane, Tulsa Public Schools.

Garrison, Denzil D., Phillips Petroleum Co.

Gatti, Louis A., Oklahoma Malt Beverage Assn.

Groom, Matthew D., National Assn. of Retired Federal Employees, American Assn. of Retired Persons, and Senior Citizens.

Gutteridge, Donald Joe, Jr., American Fidelity Insurance Co., American Fidelity Assurance Co., and American Council of Life Insurers.

Hales, Ellsworth Henry, Tulsa Public Schools.

Hamill, James G., The City of Oklahoma City.

Hamilton, James G., Oklahoma Lumbermen's Assn.

Hargis, V. Burns, Allstate Insurance.

Harris, Robert E., Oklahoma Bankers Assn.

Harrison, Bill, Oklahoma Vocational Assn. and Oklahoma Vocational Technical Education Council, Inc.

Harrison, Harry H., Pfizer, Inc.

Henry, Jerry L., Oklahoma Mortgage Bankers Assn.

Hightower, John Stephen, Georgia-Pacific Corp.

House, Millard L., Tulsa Public Schools.

Huddleston, Charles G., Oklahoma Farm Bureau.

Huff, Joe, Oklahomans for Better Banking.

Hughes, William L., M.D., Oklahoma State Medical Association.

Hunt, David D., Capitol Hill Funeral Home, Inc., Hahn-Cook Funeral Home, Inc., and Resthaven Memory Gardens of Oklahoma City Trust.

Isch, Jack, Oklahoma City Public Schools, District I-89, Oklahoma City Vocational-Technical, District No. 22.

Jarrell, Jimmie L., Oklahoma Farmers Union.

Johns, Jerry F., Southwestern Insurance Information Service.

Johnson, Joe F., Oklahoma State AFL-CIO.

Jones, Bob E., CAE, Oklahoma Osteopathic Assn.

Jones, Charles E., Oklahoma Savings League.

Jordan, Henry C., General Telephone Co. of the Southwest.

Kelley, Steven Russell, Oklahoma Independent Petroleum Assn.

Kiesling, Donald F., Fort Howard Paper Co.

Kubier, Julius E., Associated Industries of Oklahoma.

Kyle, John, Associated Motor Carriers of Oklahoma, Inc.

Landrum, Robin D., Oklahoma Farm Bureau.

Lehew, Max L., Southwestern Bell Telephone Co.

Long, Curtis M., ONEOK Inc.

Loosley, Edwin Clark, Conoco Inc.

McCormick, Robert Louis, Jr., Independent Bankers Assn. of Oklahoma.

McFall, Kenneth R., Oklahoma Farm Bureau.

McKeown, James Peter, Independent Bankers Assn. of Oklahoma.

McLennan, Ross J., S.A.N.E.-PAC.

McMullen, Alfred H., General Motors Corp., Government Relations.

McNally, Kathleen Marie, Oklahoma Farm Bureau.

McQuay, Mary Margaret, National Organization for Women, Oklahomans for Safe and Legal Abortion, and Oklahoma Clinic for Women, Reproductive Services, Inc., Dr. Larry Burns.

McSpadden, Clem, Oklahoma Mining and Reclamation Assn.

Meyer, Henry A., III, Motorcycle Industry Council, Inc.

Mitchell, Dudley L., Associated Builders and Contractors of Oklahoma, Inc.

Mitchell, Marcial Y., Capitol Hill Funeral Home, Inc., Hahn-Cook Funeral Home, Inc., and Resthaven Memory Gardens of Oklahoma City Trust.

Moore, Frank, Oklahoma Farm Bureau.

Moore, R.B., Brotherhood of Maintenance of Way Employees.

Morgan, Richard L., Getty Oil Co.

Moyer, William A., Oklahoma Municipal League.

Murphy, Harold D., N.A.R.F.E.

Murphy, Thomas C., Fort Howard Paper Co.

Nagel, Bruce W., Fort Howard Paper Co.

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

Nichols, Leigh, Motor Vehicle Manufacturers Assn.

Northcutt, Suzette, Oklahoma Congress of Parents and Teachers.

Norton, Charles E. "Chalk", Professional Fire Fighters of Oklahoma, AFL-CIO/CLC.

O'Daniell, Leonard R., Oklahoma State Firefighters Assn.

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

Orth, Rosemary, Fort Howard Paper Co.

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.

Paddleford, James H., State Farm Insurance Companies.

Patrick, Jay Dee, Oklahoma State AFL-CIO.

Payzant, Thomas, Oklahoma City Public Schools, District I-89, and Oklahoma City Vocational-Technical, District No. 22.

Pearson, Max Meredith, United Parcel Service.

Pitts, William O., Kansas-Oklahoma Division, Mid-Continent Oil and Gas Assn.

Plummer, H. Wayne, Weyerhaeuser Co.

Price, James H., Metropolitan Tulsa Chamber of Commerce.

Pugh, Roger D., National Federation of Independent Business.

Ray, Tom Walter, Tulsa Vo-Tech School.

Reynolds, Marvin L., Oklahoma Assn. of Christian Schools.

Rhodes, Horace G., Assn. of Oklahoma Life Insurance Companies.

Rider, Donald C., Oklahoma Municipal League.

Robison, Vince, Associated Motor Carriers of Oklahoma, Inc.

Rogers, Lois Deane, Oklahoma Religious Coalition for Abortion Rights.

Roscher, Elden G., Oklahoma Retail Grocers Assn.

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.

Sears, Beryl Franklin, Oklahoma Farm Bureau.

Shaffer, Earl David, Committee for Better Banking and Legal Services, Inc.

Shatswell, J.W., Transport Workers Union Local 514, Tulsa.

Skeith, William H. "Bill", Assn. of Oklahoma General Contractors.

Smith, Charles Allen, Municipal Electric Systems of Oklahoma.

Smith, Virgil L. (Fred), Sun Co., Inc.

Stafford, Barry Gene, Oklahoma Podiatry Assn.

Steele, Daniel G., Oklahoma Bankers Assn.

Stockton, Cecil, Oklahoma Farm Bureau.

Stratton, Wayne Robert, Alliance of American Insurers.

Stuckey, Charles Vernon, Oklahoma Society of Certified Public Accountants.

Taylor, Wallace A., Oklahoma Pharmaceutical Assn.

Thompson, Claud, Sooner Alcohol Narcotics Education.

Tramuto, James A., United Energy Resources, Inc.

Unger, Charles Kerr, Recreation Vehicle Industry Assn.

Vahlberg, Robert Joseph, Southwestern Insurance Information Service, Inc.

Vaughn, Raymond L., Jr., Oklahoma Podiatry Assn.

Virtue, Nancy, Oklahoma Education Assn.

Wallgren, Virgil O., Oklahoma 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 Oklahoma County Officers Assn.

Watson, Weldon Lee, Oklahoma Natural Gas Co.

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 Ann, Oklahoma Nurses Assn.

Williams, James O., Oklahoma Farm Bureau.

Williams, Ross J., Oklahoma State AFL-CIO.

Witcher, Bob, Oklahomans for Better Banking.

Witherspoon, John C., International Paper Co.

Wright, Clarence J., Jr., The American Legion, Department of Oklahoma.

Wright, Teresa M., C.W.A. Local 6016.

Zimmerman, Jim L., United Transportation Union.

FIRST READING

The following were introduced and read the first time.

SB 79 — By McCune.

An Act relating to elections; amending Section 10, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1980, Section 14-110), which relates to alternative voting methods for physically incapacitated persons; expanding the class of persons eligible to vote by absentee ballot; providing for severability; and setting an effective date.

SB 80 — By McCune.

An Act relating to civil procedure; authorizing judicial review of financial resources of both parties in directing payment of legal services and costs in divorce and related proceedings; directing codification; and providing an effective date.

SB 81 — By McCune.

An Act relating to motor vehicles; amending Section 1, Chapter 206, O.S.L. 1977, as amended by Section 1, Chapter 200, O.S.L. 1980 (47 O.S. Supp. 1980, Section 22.4c), which relates to special license plates for former prisoners of war; expanding the definition of motor vehicle to include motorcycles, mopeds and motor scooters; and declaring an emergency.

SB 82 — By Boatner.

An Act relating to liens; repealing Sections 1, 2, 3, 4 and 5, Chapter 359, O.S.L. 1980 (42 O.S. Supp. 1980, Sections 142.1, 142.2, 142.3, 142.4 and 142.5), which relate to notice requirements for certain liens; and declaring an emergency.

SB 83 — By Boatner.

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 22.15a and 565, at last amended by Sections 2 and 1, Chapter 134, O.S.L. 1980 and Sections 3, 4, 5 and 6, Chapter 134, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 22.15a, 565, 578, 579, 580 and 580.1), which relate to procedures for licensure of certain motor vehicle dealers and manufacturers, to grounds for revocation of certain licenses by Oklahoma Motor Vehicle Commission and to procedures for establishing certain motor vehicle dealerships; repealing all conflicting laws or parts of laws; and declaring an emergency.

SB 84 — By Shedrick.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 809, as last amended by Section 3, Chapter 1, O.S.L. 1975 (68 O.S. Supp. 1980, Section 809), which relates to estate tax lineal deductions; increasing the lineal aggregate deduction; and providing an effective date.

SB 85 — By Young.

An Act relating to the Oklahoma Firefighters Pension and Retirement Board; making an appropriation thereto; stating the purpose; and declaring an emergency.

SB 86 — By Young.

An Act relating to the Oklahoma Law Enforcement Retirement Board; making an appropriation thereto; stating the purpose; and declaring an emergency.

SB 87 — By Young.

An Act relating to the Oklahoma Police Pension and Retirement Board; making an appropriation thereto; stating the purpose; and declaring an emergency.

SJR 1 — By Crutcher.

A Joint Resolution authorizing Allen West to bring suit against the State of Oklahoma to determine the amount of damages, if any, sustained by him on account of the construc-

tion of State Highway 266 approximately 1,000 to 2,000 feet north of his property and State Highway 167 approximately 1,000 to 2,000 feet east of his property, located in the vicinity of Sections 10, 11, 12 and 15 of Township 20 North, Range 14 East, all within Rogers County, Oklahoma, and directing the payment of any judgment rendered in the suit to be derived from the State Highway Maintenance and Construction Fund; and declaring an emergency.

SJR 2 — By McCune.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article VI of the Oklahoma Constitution, which relates to the Pardon and Parole Board; expanding its powers by granting final authority over paroles; reducing thereby powers of the Governor; providing Ballot Title; and directing filing.

SECOND READING

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

- SB 71 — General Government.**
- SB 72 — Finance.**
- SB 73 — Judiciary.**
- SB 74 — Natural Resources.**
- SB 75 — Natural Resources.**
- SB 76 — General Government.**
- SB 77 — Business and Labor.**
- SB 78 — General Government.**
- SCR 1 — Human Resources.**

Senator Finis Smith presiding.

COMMITTEE REPORT

The Committee Report on Senate Rules, submitted by the Committee on Policy, shown on Pages 53 through 73 was called up for consideration.

Senator Stipe moved to amend proposed Rule 7-10 A., Page 63, by adding a new

sentence after the word "posted." as follows:

"The Secretary shall post one such notice on the bulletin board of the Senate located outside the Senate chamber.", which amendment was declared adopted.

Rule 7-10 A., as amended, now reads as follows:

RULE 7-10A. Subject to such exceptions as are provided hereinafter, committees of the Senate shall comply with provisions of the Oklahoma Open Meeting Act. A copy of all notices required by said Act shall be provided to the Secretary of the Senate, and the Secretary of the Senate shall designate the appropriate place for such notices to be posted. The Secretary shall post one such notice on the bulletin board of the Senate located outside the Senate chamber.

Senator Boatner moved to amend proposed Rule 7-10, Page 63, by adding a new Section D. and relettering:

"D. The Chairman, or his or her designee, shall cause to be placed on the Agenda for consideration of the committee, legislation requested by the author of the bill. Such placement on the Agenda shall be scheduled within 10 legislative days of the author's request.", which amendment was declared failed of adoption.

Senator Randle moved to amend proposed Rule 12-18., Page 69, by striking after the words "allotted to" the words "both sides exceed one hour" at the end of the second sentence, and substituting the following: "each side be less than one-half hour.", which amendment was declared adopted.

Rule 12-18., as amended, now reads as follows:

RULE 12-18. DEBATE. When a question subject to debate is before the Senate, a mo-

tion to limit the time for debate shall be in order, even if debate already has begun. Said motion shall fix the time limits to be allowed for and against the motion, provided that in no case shall the total debate allotted to each side be less than one-half hour. If such motion is successful, then the Presiding Officer shall cause the time limits to be enforced and shall divide the time equally for each side of the question. If the motion is once rejected on a question being debated, it can only then be adopted with the approval of two-thirds of those voting.

Senator Howell moved to amend proposed Rule 7-10 A. by adding after the word "hereinafter," and before the word "committees" the word "legislation", which amendment was withdrawn.

President Pro Tempore York moved that the proposed Senate Rules, as amended, be adopted, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, How-

ell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Crow, Cullison, Johnston and Pierce.—4.

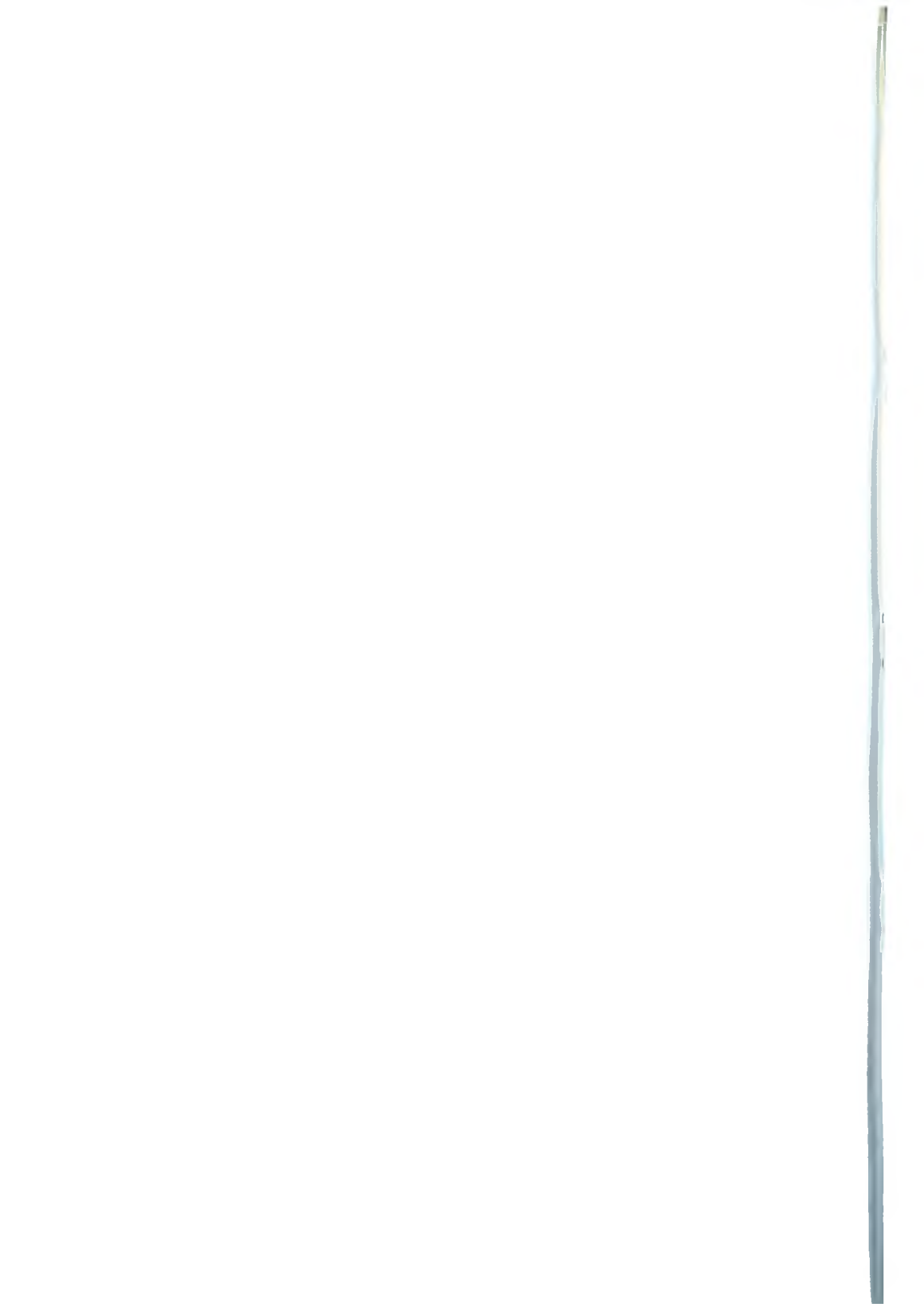
Vacancy: District 20.—1.

COMMITTEE APPOINTMENT

Pursuant to 74 O.S. 1971, Section 1410, President Pro Tempore York made the following appointments to the Joint Legislative Ethics Committee: Senators Rozell, Vice Chairman; Dahl and Green.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 13, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:40 p.m. to meet Tuesday, January 13, 1981, at 1:30 p.m.



Fifth Legislative Day

Tuesday, January 13, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—43.

Excused: Howell, Johnston, Luton and Tinsley.—4.

Vacancy: District 20.—1.

President Pro Tempore York declared a quorum present.

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

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

George W. Armstrong, Marlow, as member to the War Veterans Commission of Oklahoma.

Johnny S. Bogle, Lone Grove, as member to the Liquefied Petroleum Gas Board.

Robert Burton, Heavener, as member to the State Mining Board.

Robert Blackstone Carlile, Tahlequah, as member to the Oklahoma Indian Affairs Commission.

Henry Cooper, Atoka, as member to the State Board for Property and Casualty Rates.

Wm. Crawford, Frederick, as member to the State Arts Council of Oklahoma.

Nedra Garrett, Mangum, as lay-member to the Savings and Loan Board.

John Groendyke, Enid, as member to the Wildlife Conservation Commission.

Leona Hagerman, Wagoner, as member to the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery.

Charles Hughes, Okay, as member to the State Textbook Committee.

Jarrell L. Jennings, Sr., Bartlesville, as member to the Will Rogers Memorial Commission.

Merle Phillips, M.A., Enid, as member to the Board of Examiners for Speech Pathology and Audiology.

David L. Roberts, Poteau, as member to the Board of Regents of Carl Albert Junior College.

Ernest Simpson, Norman, as Director to the Governor's Commission on the Handicapped Concerns.

Ross Swimmer, Tahlequah, as member to the Oklahoma Industrial Development Commission.

Patrick Turner, Norman, as member to the Oklahoma Board of Private Schools.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 44 — Appropriations, and be referred to Consent Calendar.

SB 45 — Appropriations, and be referred to Consent Calendar.

CS for SB 70 — Appropriations, and be referred to Consent Calendar.

SECOND READING

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

SB 79 — General Government

SB 80 — Judiciary

SB 81 — General Government

SB 82 — Judiciary

SB 83 — General Government

SB 84 — Finance

SB 85 — Appropriations

SB 86 — Appropriations

SB 87 — Appropriations

SJR 1 — Judiciary

SJR 2 — Judiciary

FIRST READING

The following were introduced and read the first time.

SB 88 — By Martin.

An Act relating to children; amending 10 O.S. 1971, Section 1505, which relates to county juvenile and assistant juvenile officers; decreasing population requirements for assistant juvenile officers; and declaring an emergency.

SB 89 — By Stipe.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1061, which relates to the Oklahoma Housing Authorities Act; prohibiting discrimination in service contracts, with certain exceptions; and declaring an emergency.

SB 90 — By Stipe.

An Act relating to soldiers and sailors; repealing Section 12, Chapter 255, O.S.L. 1975 (72 O.S. Supp. 1980, Section 236), which relates to duties and compensation of employees of the Talihina Veterans Center; and declaring an emergency.

SB 91 — By Stipe.

An Act relating to soldiers and sailors; authorizing the War Veterans Commission of Oklahoma to transfer certain funds; establishing manner and purpose of expenditure of funds; directing codification; and declaring an emergency.

SB 92 — By Stipe.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 156, as amended by Section 11, Chapter 273, O.S.L. 1978 (47 O.S. Supp. 1980, Section 156), which relates to the purchase by certain departments of motor vehicles; expanding the category of departments permitted to purchase motor vehicles to include the Oklahoma Department of Veterans Affairs and the Oklahoma Veterans Centers; providing for additional uses of motor vehicles; permitting volunteers to be transported in motor vehicles; and declaring an emergency.

SB 93 — By Stipe.

An Act relating to motor vehicles; repealing Section 1, Chapter 3, O.S.L. 1974 (47 O.S. Supp. 1980, Section 11-801a), which relates to the maximum speed limit of fifty-five miles per hour; providing for severability; repealing conflicting laws; and declaring an emergency.

SB 94 — By Stipe.

An Act relating to motor vehicles; repealing Section 1, Chapter 3, O.S.L. 1974, as amended by Section 1, Chapter 80, O.S.L. 1976 (47 O.S. Supp. 1980, Section 11-801a), which relates to the maximum speed limit on limited access highways and other roads; providing for severability; repealing conflicting laws; and declaring an emergency.

SB 95 — By Stipe.

An Act relating to soldiers and sailors; authorizing the War Veterans Commission of Oklahoma or its delegates to establish personnel training programs; identifying available facilities for training; identifying source of funds; establishing procedures for reimbursement of funds in certain circumstances; directing codification; and declaring an emergency.

SB 96 — By Smith (Finis).

An Act relating to marriage; repealing 43 O.S. 1971, Sections 31, 32, 33, 34, 35, 36 and 37, which relate to premarital examinations for syphilis; and declaring an emergency.

SB 97 — By Smith (Finis).

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1621, 1622, 1623, 1624, 1625, 1627, 1628, 1629 and 1630, which relate to fireworks; stating intent; defining terms; establishing conditions of marketing; prohibiting certain fireworks; establishing fees; requiring licenses; specifying penalties; regulating public dis-

play fireworks; providing severability; and declaring an emergency.

SB 98 — By Smith (Finis).

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. 1980, Section 2702), which relates to agreements to collect municipal taxes; preserving authority for agreements; eliminating authority for consideration for services under these agreements; providing an effective date; and declaring an emergency.

SB 99 — By Smith (Finis).

An Act relating to state officers and employees; repealing 74 O.S. 1971, Section 113, which relates to the state printer; and declaring an emergency.

SB 100 — By Smith (Finis).

An Act relating to county home rule; providing short title; providing any county may adopt a county 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; directing codification; and repealing all conflicting laws or parts of laws.

SB 101 — By Crow.

An Act relating to revenue and taxation; providing short title; stating purpose; directing apportionment of revenues of county income tax; prescribing the manner and procedure for adoption and repeal thereof; setting tax rates; directing codification; and establishing an effective date.

SB 102 — By McCune.

An Act relating to property; providing for the tracing and recovery of stolen precious metals; defining terms; requiring records to be kept, reported and available for inspection; prohibiting the alteration of precious metals; providing penalties; providing severability; directing codification; and providing an effective date.

SB 103 — By Stipe of the Senate and Caldwell of the House.

An Act relating to soldiers and sailors; establishing procedures for monies of discharged or deceased patients of state institutions within the jurisdiction of the War Veterans Commission of Oklahoma to escheat to the state when unclaimed; providing for notice; limiting time when monies may be claimed; directing codification; and declaring an emergency.

SB 104 — By Stipe of the Senate and Caldwell of the House.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 151, as amended by Section 1, Chapter 57, O.S.L. 1980 (47 O.S. Supp. 1980, Section 151), which relates to the marking of state-owned automobiles; deleting the provision that commissioner of public safety may designate alternate colors and markings; and declaring an emergency.

SB 105 — By Stipe of the Senate and Caldwell of the House.

An Act relating to soldiers and sailors; amending Section 6, Chapter 139, O.S.L. 1972, as amended by Section 6, Chapter 249, O.S.L. 1973 (72 O.S. Supp. 1980, Section 63.7), which relates to the requirements for administrative personnel under the jurisdiction and direct supervision of the War Veterans Commission of Oklahoma; deleting the requirement that administrative personnel be honorably discharged from the Armed Forces; directing that veterans be given consideration for employment; and declaring an emergency.

SB 106 — By Stipe of the Senate and Caldwell of the House.

An Act relating to soldiers and sailors; amending 72 O.S. 1971, Section 63.5, which relates to collection of monies by the War Veterans Commission for patient care and treatment; directing recovery of daily per capita cost with individualized adjustments; authorizing patients' retention of personal funds; establishing priority of payment sources; authorizing treatment for spouses of veterans in certain cases; permitting direct conversion by Veterans Commission of Patients' Trust Funds with certain exceptions; and declaring an emergency.

SB 107 — By Stipe of the Senate and Caldwell of the House.

An Act relating to statutes and reports; amending 75 O.S. 1971, Section 301, as amended by Section 28, Chapter 64, O.S.L. 1978 (75 O.S. Supp. 1980, Section 301), which relates to definitions of terminology for purposes of administrative procedure; exempting from the definition of agency the War Veterans Commission of Oklahoma, the Director of the Oklahoma Department of Veterans Affairs, and the Administrative Heads of the Oklahoma Veterans Centers in certain circumstances; and declaring an emergency.

SJR 3 — By Smith (Finis) of the Senate and Harper of the House.

A Joint Resolution relating to insurance regulation; expressing legislative intent that the State Board for Property and Casualty Rates as recreated by the Oklahoma Legislature effective January 1, 1981, is the successor of the State Board for Property and Casualty Rates existing prior to January 1, 1981, and expressing legislative intent that the State Board for Property and Casualty Rates staff be transferred to the re-created State Board for Property and Casualty Rates effective January 1, 1981, and that such staff be compensated from the regular appropriation made heretofore; and declaring an emergency.

SR 2 — By Giles.

A Resolution memorializing and strongly recommending that the United States Congress repeal the windfall profits tax on domestic crude oil; and directing distribution.

SR 3 — By Stipe.

A Resolution calling upon the President, Congress and the Federal Reserve Board to immediately lower interest rates; and directing distribution.

SR 4 — By Crow.

A Resolution memorializing the Office of the Governor to annually advise the Oklahoma State Senate of the total number of appointments made by the Governor during the previous year; requiring minority composition information; and directing distribution.

INTRODUCTIONS

Senator McCune introduced Sterling S. Baker, M.D., Edmond, as Doctor of the Day.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent, which was granted, that **SBs 74 and 75** and **SR 1** be withdrawn from the Committee on Natural Resources and referred to the Committee on Agriculture.

COMMITTEE APPOINTMENT

Pursuant to Senate Rules 7-1 and 7-8, President Pro Tempore York appointed the Senate Select Committee on Legislative Reapportionment and Congressional Redistricting.

President Pro Tempore York announced that the Committee would recommend a plan to reapportion the Legislature according to the provisions of Article V, Section 11A of the Oklahoma Constitution and that the task was to be completed within 90 legislative days after the convening of the first regular session of the Legislature following the Federal Decennial Census.

Further, the duties of the Committee would include recommending a plan for Congressional Redistricting to be completed prior to the 1982 election period.

**LEGISLATIVE
REAPPORTIONMENT AND
CONGRESSIONAL REDISTRICTING**

Johnston, Chairman
Luton, Vice Chairman

Capps	Leonard
Combs	Smith (Finis)
Dahl	Smith (Jerry L.)
Johnson	Terrill
Kilpatrick	Watson

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 14, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 1:45 p.m. to meet Wednesday, January 14, 1981, at 1:30 p.m.

Sixth Legislative Day

Wednesday, January 14, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Dennis, Howard, Johnston, Keller, Luton and Porter.—6.

Vacancy: District 20.—1.

President Pro Tempore York declared a quorum present.

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

CONSENT CALENDAR

SB 44 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 44** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 44** was considered engrossed and placed on Third Reading.

THIRD READING

SB 44 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: Leonard and McCune.—2.

Excused: Dennis, Howard, Johnston, Keller, Luton and Porter.—6.

Vacancy: District 20.—1.

The bill and emergency passed.

SB 44 was referred for engrossment.

CONSENT CALENDAR

SB 45 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 45** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 45** was considered engrossed and placed on Third Reading.

THIRD READING

SB 45 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Dennis, Howard, Johnston, Keller, Luton and Porter.—6.

Vacancy: District 20.—1.

The bill and emergency passed.

SB 45 was referred for engrossment.

CONSENT CALENDAR

SB 70 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 70** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 70** was considered engrossed and placed on Third Reading.

THIRD READING

SB 70 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Dennis, Howard, Johnston, Keller, Luton and Porter.—6.

Vacancy: District 20.—1.

The bill and emergency passed.

SB 70 was referred for engrossment.

COMMITTEE REPORT

The following was reported by the committee named, ordered printed and placed on the Calendar.

DO PASS, as amended:

SB 17 — General Government, as co-authored by Ford, and be referred to Consent Calendar.

SECOND READING

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

SB 88 — Judiciary
SB 89 — Human Resources
SB 90 — General Government
SB 91 — General Government
SB 92 — General Government
SB 93 — General Government
SB 94 — General Government
SB 95 — General Government
SB 96 — Judiciary
SB 97 — Finance
SB 98 — Finance
SB 99 — General Government
SB 100 — General Government
SB 101 — Finance
SB 102 — Judiciary
SB 103 — General Government
SB 104 — General Government
SB 105 — General Government
SB 106 — General Government
SB 107 — General Government
SJR 3 — Business and Labor
SR 2 — Natural Resources
SR 3 — Business and Labor
SR 4 — Policy

FIRST READING

The following were introduced and read the first time.

SB 108 — By Combs of the Senate and Hooper of the House.

An Act relating to crimes and punishments; stating legislative intent; defining terms; providing penalties; allowing seizure; requiring destruction; and directing codification.

SB 109 — By Stipe of the Senate and Caldwell of the House.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 2-101, as amended by Section 1, Chapter 133, O.S.L. 1975, 2-405 and 2-503, as amended by Section 1, Chapter 194, O.S.L. 1978 (63 O.S. Supp. 1980, Sections 2-101 and 2-503), which relate to controlled dangerous substances; defining drug paraphernalia;

adding prohibitions and penalties for possession, manufacture, delivery and advertisement of drug paraphernalia; specifying additional property subject to forfeiture; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1002**.

HCR 1002 — By Draper of the House and Smith (Finis) of the Senate.

A Concurrent Resolution directing the State Supreme Court to prepare and submit recommendations to the legislature on reapportionment of judicial districts for district courts; imposing due date; and directing distribution.

The above numbered Resolution was read the first time.

INTRODUCTIONS

Senators Terrill and Taliaferro introduced William A. Matthey, M.D., Lawton, as Doctor of the Day.

Senator Winn introduced Winona Madison, R.N., Clinton, as Nurse of the Day.

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

ANNOUNCEMENT

Pursuant to the provisions of Senate Rule 12-22, President Pro Tempore York announced that Senator McCune had been designated to verify the correct engrossment and enrollment of legislation.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 15, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:05 p.m. to meet Thursday, January 15, 1981, at 1:30 p.m.

Eighth Legislative Day

Monday, January 19, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—39.

Excused: Cummins, Green, Keating, Lamb, Moore, Stipe, Terrill and Young.—8.

Vacancy: District 20.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend William H. Bentley, Midwest City, Director of United Methodist Churches Prison Ministries, the guest of Senator Terrill.

Senator Martin moved that the Senate depart from its regular Order of Business on this legislative day to allow the following Communication from the State Election

Board read, which motion was declared adopted.

COMMUNICATION

January 19, 1981

The Honorable Marvin York
President Pro Tempore of the Senate
Oklahoma State Senate
State Capitol Building
Oklahoma City, OK 73105

Dear Senator York:

After a canvass of the returns made by the County Election Boards of Grant and Kay Counties of the results of the Special Election in State Senate District No. 20, held on January 13, 1981, the State Election Board presents the attached certification of vote for that office.

The State Election Board finds that William P. O'Connor received the highest number of votes and directs that a Certificate of Election be issued to him as provided by law.

Sincerely,

Lee Slater /s/
Lee Slater, Secretary
State Election Board

Chapter 352, O.S.L. 1980 (11 O.S. Supp. 1980, Sections 29-203 and 49-122.4), which relate to firefighters; adding provision for reduction by attrition in number of firefighters; changing calendar to fiscal year as date for transfer of surplus funds; and declaring an emergency.

SB 111 — By Landis.

An Act relating to counties and county officers; amending Section 7, Chapter 221, O.S.L. 1979, 19 O.S. 1971, Sections 180.65, as last amended by Section 1, Chapter 26, O.S.L. 1979, and 547, as amended by Section 13, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1980, Sections 167, 180.65 and 547) and 40 O.S. 1971, Section 197.4, as last amended by Section 2, Chapter 47, O.S.L. 1978 (40 O.S. Supp. 1980, Section 197.4), which relate to deputy sheriffs; providing for certain deputies; authorizing appointment of nonsalaried reserve force deputy sheriffs; stating certain powers and limitations; providing for blanket bonds; modifying bond coverage; providing for assistants and other help for certain county officers; providing salary criteria and limiting applicability; providing procedures; defining terms; excluding nonsalaried reserve force deputy sheriffs from minimum wage requirements; and providing an effective date.

SB 112 — By Keating.

An Act relating to children; amending 10 O.S. 1971, Sections 1104, as amended by Section 5, Chapter 259, O.S.L. 1977, 1107, as last amended by Section 1, Chapter 169, O.S.L. 1980, 1116, as last amended by Section 2, Chapter 248, O.S.L. 1979, 1118, as amended by Section 5, Chapter 257, O.S.L. 1979, 1138, and 1139, as amended by Section 21, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1980, Sections 1104, 1107, 1116, 1118 and 1139), which relate to proper content and service of petition and summons for child and custodians; adding adult requirements to issuance of child arrest warrants;

providing procedures for detention or release of child; adding authorization for medical treatment of detained child; authorizing orders of disposition for wards of the court; adding and authorizing restitution; providing for judicial modification of certain decrees or orders; deleting certain exception; adding requirement of parole status prior to modification; providing certain powers to department with adjudicated delinquents; creating additional placement; providing for discharge of children adjudicated delinquent; adding authorization of court ordered discharge under certain conditions; and providing an effective date.

SB 113 — By Crutcher.

An Act relating to the Grand River Dam Authority; amending 82 O.S. 1971, Sections 861, as amended by Section 1, Chapter 283, O.S.L. 1978, 862, 863, as amended by Section 1, Chapter 172, O.S.L. 1978, 865, 866, 869, 874, 875 and 876 (82 O.S. Supp. 1980, Sections 861 and 863), 62 O.S. 1971, Sections 7.1, as amended by Section 10, Chapter 46, O.S.L. 1973, and Section 17, Chapter 46, O.S.L. 1973, as last amended by Section 1, Chapter 145, O.S.L. 1980 (62 O.S. Supp. 1980, Sections 7.1 and 7.2), 74 O.S. 1971, Sections 85.12, as last amended by Section 17, Chapter 345, O.S.L. 1980, 110.1, as amended by Section 1, Chapter 63, O.S.L. 1977, 118.9, as last amended by Section 5, Chapter 325, O.S.L. 1980, 118.12, as last amended by Section 8, Chapter 325, O.S.L. 1980, 129.1, 129.3, 565, as amended by Section 2, Chapter 146, O.S.L. 1978, and Section 1, S.J.R. No. 28, O.S.L. 1973 (74 O.S. Supp. 1980, Sections 85.12, 110.1, 118.9, 118.12, 565 and 803.4) and 67 O.S. 1971, Sections 153 and 203, which relate to regulations and procedures governing the Grand River Dam Authority; naming additional bodies of water; adding certain powers; changing qualification and per diem for Board of Directors; changing requirements for authorization of contracts; requiring conformance with certain statutes;

changing recipients of audit reports; authorizing issuance of bonds and bond anticipation notes; increasing amount of cash which may be received upon sale; transferring supervision; permitting fees for certain uses of property; making certain violations misdemeanor and providing punishment; defining bonds as securities; exempting property and certain bond revenues from taxes; exempting the Grand River Dam Authority from various provisions of certain state agencies and acts; adding offices to those already unclassified under Merit System; repealing 82 O.S. 1971, Section 881, which relates to expiration of the Grand River Dam Authority Act; and declaring an emergency.

SB 114 — By Combs of the Senate and Hooper of the House.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 2-101, as amended by Section 1, Chapter 133, O.S.L. 1975, 2-405 and 2-503, as amended by Section 1, Chapter 194, O.S.L. 1978 (63 O.S. Supp. 1980, Sections 2-101 and 2-503), which relates to drugs; defining and adding terms; adding criteria for judicial determination of what constitutes drug paraphernalia; prohibiting use of certain substances; modifying certain prohibited acts; providing exceptions; adding prohibited acts; providing penalties; providing for forfeiture of certain items; specifying additional property subject to forfeiture; directing codification; and providing an effective date.

SB 115 — By Smith (Finis).

An Act relating to courts; amending 20 O.S. 1971, Section 1102A as last amended by Section 1, Chapter 255, O.S.L. 1979 (20 O.S. Supp. 1980, Section 1102A), which relates to judicial disability retirement, time periods, amounts, determination of benefits and survivor benefits; adding court and attorney expenses; and declaring an emergency.

SB 116 — By Smith (Finis).

An Act relating to courts; amending 20 O.S. 1971, Sections 122 and 123, as last

amended by Section 3, Chapter 87, O.S.L. 1978 (20 O.S. Supp. 1980, Section 123), which relate to the number, appointments, vacancies and jurisdiction of special judges; updating the federal decennial census; authorizing district judges to modify, by majority, jurisdiction of special judges with Supreme Court approval; providing severability; repealing conflicting laws; and declaring an emergency.

SR 5 — By Giles.

A Resolution memorializing and strongly urging the United States Congress to repeal the five separate acts of the National Energy Act of 1978; and directing distribution.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1003**.

HCR 1003 — By Draper of the House and York of the Senate.

A Concurrent Resolution adopting the Joint Rules for the Thirty-eighth Legislature.

The above numbered Resolution was read the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 44, 45 and 70 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Cate introduced Phil Haddock, M.D., Norman, as Doctor of the Day.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand ad-

journed to meet Monday, January 19, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 1:50 p.m. to meet Monday, January 19, 1981, at 1:30 p.m.

Seventh Legislative Day

Thursday, January 15, 1981

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

Roll Call:

Present: Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Boatner, Clifton, Crow, Luton, Smith (Jerry L.) and Tinsley.—6.

Vacancy: District 20.—1.

President Pro Tempore York declared a quorum present.

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

CONSENT CALENDAR

Upon request of Senator Martin, **SB 17** was withdrawn from the Consent Calendar

and referred to General Order pursuant to Senate Rule 12-3.

COMMITTEE REPORT

The following was reported by the committee named, ordered printed and placed on the Calendar.

DO PASS, as amended:

SB 6 — Human Resources

SECOND READING

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

SB 108 — Judiciary

SB 109 — Human Resources

HCR 1002 — Judiciary

FIRST READING

The following were introduced and read the first time.

SB 110 — By Combs.

An Act relating to cities and towns; amending Section 29-203, Chapter 256, O.S.L. 1977, as amended by Section 51, Chapter 352, O.S.L. 1980 and Section 36,

January 16, 1981

We certify the following to be the result of the Special General Election held on January 13, 1981, for State Senate District No. 20 following the election in Grant and Kay Counties:

John A. Heinze (D)5,127
William P. O'Connor (R)5,699

The State Election Board further certifies that William P. O'Connor is elected to the office of State Senate District No. 20.

State Election Board
Grace Hudlin, Chairman
Drew Neville, Vice Chairman/s/
Lee Slater, Secretary/s/

OATH OF OFFICE

President Pro Tempore York announced the Official Oath of Office, as required by Article XV, Sections 1 and 2 of the Constitution of the State of Oklahoma, was administered to Senator William P. O'Connor on this date, in the Senate Chamber by Justice Marian P. Opala.

President Pro Tempore York, on behalf of the members, welcomed Senator O'Connor and in accordance with Senate Rule 12-3, the new Senator was seated by the following Special Committee appointed to escort him to his seat: Senators Watson, Pierce and Leonard.

The Presiding Officer ordered the roll called on the entire membership of the Senate:

Roll call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick,

Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—40.

Excused: Cummins, Green, Keating, Lamb, Moore, Stipe, Terrill and Young.—8.

COMMITTEE APPOINTMENTS

Senator Watson, Assistant Minority Floor Leader, announced that Senator O'Connor has been appointed to serve as a member on the following Standing Committees for the First Regular Session of the 38th Legislature, as determined by the Minority Floor Leader, Senator Keating: Committees on Agriculture, Business and Labor, Finance and Executive Nominations.

Senator Martin asked unanimous consent that the above committee assignments be approved, which was the order.

President Pro Tempore York announced that the Committee Report on Mileage Allowance, shown on Page 25, has been amended to include the following allowance for Senator O'Connor and asked that same be printed in the Journal for this legislative day, which was the order:

William P. O'Connor, Ponca City, total miles round trip 220, amount \$48.40.

President Pro Tempore York announced further that Senator O'Connor had been provided with two rolls of first-class stamps and \$350.00 for personal stationery, supplies and materials, in accordance with standard Senate procedure.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent to amend the report of the Committee on Policy of Tuesday, January 6, 1981, shown

on Page 23, by removing Senator Miller as a member of the Committee on Finance and adding him as a member of the Committee on Appropriations, which was the order.

SPECIAL COMMITTEE APPOINTMENT

President Pro Tempore York announced the appointment of Senators Green and Moore as a Special Committee to attend the inauguration of the Honorable Ronald Reagan as President of the United States in Washington, D.C., on Tuesday, January 20, 1981.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Eldan E. Brown, Oklahoma City, as member from District 5, to the Oklahoma Used Motor Vehicle and Parts Commission.

Thomas J. Carlile, D.O., Oklahoma City, as member of the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery.

Bussie Corbus, Commerce, as member to the Ottawa Reclamation Authority.

James A. Cox, M.D., Oklahoma City, as member to the State Board of Health.

William L. Cunningham, Guthrie, as member to the Savings and Loan Board.

Alfred S. Dodson, Tulsa, as member to the Oklahoma State Board of Embalmers and Funeral Directors.

Marzee Douglass, Ardmore, as member to the Oklahoma Human Rights Commission.

Otis English, Claremore, as member to the State Mining Board.

Samuel Lee Garner, Hugo, as member to the Oklahoma State Board of Nursing Homes.

Thomas P. Guirner, Okmulgee, as (American Legion) member to the War Veterans Commission of Oklahoma.

Pocahontas A. Greadington, Tulsa, as lay-member to the Oklahoma State Board of Nursing Homes.

J. Scott Hickerson, D.O., Cleveland, as member to the Physician Manpower Training Commission.

Fannie Hill, Tulsa, as member to the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery.

Chester Hodge, Okmulgee, as member to the Police Pension and Retirement Board.

Francis Hollingsworth, M.D., El Reno, as member to the Physician Manpower Training Commission.

Dr. Delmar C. Hoot, Perry, as member to the Board of Regents of Northern Oklahoma College.

Bill Landgraf, Madill, as member to the Oklahoma Pecan Commission.

Lloyd Lentz, Guthrie, as member to the Real Estate Commission.

D.P. Lilly, Okmulgee, as member to the State Board for Property and Casualty Rates.

Carl D. Lyons, Tulsa, as member to the Board of Pharmacy.

Jeannie Lunsford, Stratford, as member to the Oklahoma Indian Affairs Commission.

Anne McWilliams, Broken Arrow, as member to the Board of Regents for Tulsa Junior College.

Charles Ryan, Warr Acres, as member to the Polygraph Examiners Board.

Richard Smith, Tishomingo, as member to the Oklahoma State Board of Embalmers and Funeral Directors.

Dean Stewart, Broken Bow, as member from District 3 to the Oklahoma Used Motor Vehicle and Parts Commission.

A.L. Suman, Pitcher, as member to the Ottawa Reclamation Authority.

Betty Terry, Oklahoma City, as member from District 4 to the Oklahoma Used Motor Vehicle and Parts Commission.

Paul Thomas, Pitcher, as member to the Ottawa Reclamation Authority.

Ernest R. Tucker, Idabel, as Industrial member, District 3, to the Oklahoma Water Resources Board.

Helen Virgin, Moore, as member to the Physician Manpower Training Commission.

Bob Walker, Sulphur, as member to the State Board of Nursing Homes.

Barbara Walter, Hennessey, as member to the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery.

Walter Wilson, D.O., Tulsa, as member to the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery.

Robert Zumwalt, Tecumseh, as member to the State Board of Nursing Homes.

SECOND READING

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

SB 110 — General Government

SB 111 — General Government

SB 112 — Judiciary

SB 113 — Natural Resources

SB 114 — Human Resources

SB 115 — Judiciary

SB 116 — Judiciary

SR 5 — Natural Resources

HCR 1003 — Policy

FIRST READING

The following were introduced and read the first time.

SB 117 — By Boatner.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1271, which relates to grounds for divorce; providing an additional ground; and providing an effective date.

SB 118 — By Boatner.

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 4-110, 23.1, 562, 564 and 566, as last amended by Sections 1, 7, 9, 10 and 12, Chapter 85, O.S.L. 1980, Sections 1 and 2, Chapter 176, O.S.L. 1976, as amended by Sections 2 and 3,

Chapter 85, O.S.L. 1980, Sections 16, 17, 19, 20, 21 and 22, Chapter 85, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 4-110, 23.1, 562, 564, 566, 7-601, 7-602, 581, 582, 584, 585, 586 and 587), 68 O.S. 1971, Sections 2104, 2105 and 2106, as amended by Sections 13, 14 and 15, Chapter 85, O.S.L. 1980 (68 O.S. Supp. 1980, Sections 2104, 2105 and 2106), which relate to licensing registration and titles of motor vehicles and to the Oklahoma Used Motor Vehicle and Parts Commission; repealing all conflicting laws or parts of laws; and declaring an emergency.

SB 119 — By Boatner.

An Act relating to husband and wife; repealing 32 O.S. 1971, Section 2, which relates to the husband as head of the family; and providing an effective date.

SB 120 — By Dahl.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2256, which relates to municipal solid waste management systems; providing certain limitations; providing for repeal of conflicting laws; providing for severability; and providing an effective date.

SB 121 — By Smith (Finis).

An Act relating to courts; amending 20 O.S. 1971, Section 1102, which relates to eligibility and procedures for judicial retirement and vacancies; adding armed forces service to retirement credit; and declaring an emergency.

SB 122 — By Smith (Finis).

An Act relating to courts; amending 20 O.S. 1971, Section 103.1, as amended by Section 1, Chapter 78, O.S.L. 1979 (20 O.S. Supp. 1980, Section 103.1), which relates to the terms, appointments, jurisdiction and duties of temporary judges; authorizing approved pro tempore appointments with reasonable per diem and expenses; and declaring an emergency.

SB 123 — By Howard and Dennis of the Senate and Fried of the House.

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, as amended by Section 6, Chapter 261, O.S.L. 1977, 1315, as amended by Section 10, Chapter 261, O.S.L. 1977 and Section 1, Chapter 201, O.S.L. 1972, as amended by Section 12, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1980, Sections 1303, 1304, 1306, 1307, 1315 and 1318), which relate to state employees group health and life insurance; adding reference to certain beneficiaries; modifying and supplementing definitions; mandating legal representation; altering grievance procedures; allowing comprehensive plan; allowing participation by certain school employees and retirees and specifying procedures; permitting in lieu payments; altering restrictions for reemployed employees; directing codification; providing severability; repealing conflicting laws; and providing an effective date.

SB 124 — By Smith (Jerry).

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 351, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2358), which relates to adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income; increasing dividend exclusion; and providing an effective date.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1020**.

HB 1020 — By Vaughn, Duckett and Cole.

An Act relating to cities and towns; amending Section 34-101, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1980, Section 34-101); providing for municipal police officers; providing for auxiliary municipal police officers, procedures and requirements related thereto; and providing an effective date.

Advising adoption of and transmitting for consideration Engrossed **HCR 1001**.

HCR 1001 — By Hopkins.

A Concurrent Resolution memorializing the Congress of the United States to reimburse the state for its apportioned amount of lost federal revenue resulting from the federal fuel tax exemption on gasoline; and directing distribution.

The above numbered Bill and Resolution were read the first time.

INTRODUCTIONS

Senator Watson introduced Chester Beam, M.D., Edmond, as Doctor of the Day.

Senator Taliaferro, on behalf of himself and Senator Terrill, introduced Dorothy Yarbrow, R.N., Lawton, as Nurse of the Day, along with her daughter, Vinita.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 20, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:10 p.m. to meet Tuesday, January 20, 1981, at 1:30 p.m.

Ninth Legislative Day

Tuesday, January 20, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—39.

Excused: Cate, Cummins, Green, Keller, Lamb, Moore, Smith (Finis), Stipe and Winn.—9.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Bentley, the guest of Senator Terrill.

GENERAL ORDER

SB 17 by Keating of the Senate and Ford of the House was read and considered.

Senator Keating moved that **SB 17** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 17** was considered engrossed and placed on Third Reading.

THIRD READING

SB 17 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—37.

Excused: Cate, Cummins, Green, Keller, Lamb, Moore, O'Connor, Porter, Smith (Finis), Stipe and Winn.—11.

The Presiding Officer recognized Senator O'Connor who advised the Chair of an apparent malfunction in his voting apparatus. Senator O'Connor asked that the record reflect a vote of "Aye" on **SB 17**.

The Presiding Officer, citing the provisions of Senate Rule 14-1 E. directed the Clerk to reflect the corrected roll call on **SB 17**, as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Excused: Cate, Cummins, Green, Keller, Lamb, Moore, Porter, Smith (Finis), Stipe and Winn.—10.

The bill passed.

SB 17 was referred for engrossment.

Senators Cate, Keller, Finis Smith and Winn asked to be shown present, which was the order.

GENERAL ORDER

SB 6 by Watson of the Senate and Cole and Kamas of the House was read and considered.

Senator Watson moved that **SB 6** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 6** was considered engrossed and placed on Third Reading.

THIRD READING

SB 6 was read for the third time at length.

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

Aye: Branch, Capps, Clifton, Crutcher, Cullison, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Leonard, McCune, McDaniel, Miller, Pierce, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Watson, Winn, York and Young.—27.

Nay: Boatner, Cain, Cate, Combs, Crow, Giles, Landis, Luton, Martin, Randle, Rozell, Schuelein, Taliaferro and Tinsley.—14.

Excused: Cummins, Green, Lamb, Moore, O'Connor, Porter and Stipe.—7.

The Presiding Officer recognized Senator O'Connor who advised the Chair of an apparent malfunction in his voting apparatus. Senator O'Connor asked that the record reflect a vote of "Aye" on **SB 6**.

The Presiding Officer, citing the provisions of Senate Rule 14-1 E. directed the Clerk to reflect the corrected roll call on **SB 6**, as follows:

Aye: Branch, Capps, Clifton, Crutcher, Cullison, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Watson, Winn, York and Young.—28.

Nay: Boatner, Cain, Cate, Combs, Crow, Giles, Landis, Luton, Martin, Randle, Rozell, Schuelein, Taliaferro and Tinsley.—14.

Excused: Cummins, Green, Lamb, Moore, Porter and Stipe.—6.

The bill passed.

SB 6 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 39 — Appropriations.
HCR 1002 — Judiciary.

DO PASS, as amended:

SB 28 — Appropriations.
SB 29 — Appropriations.
SB 31 — Appropriations.
SB 40 — Appropriations.

SECOND READING

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

SB 117 — Judiciary.
SB 118 — General Government.
SB 119 — Judiciary.
SB 120 — Human Resources.
SB 121 — Judiciary.
SB 122 — Judiciary.
SB 123 — General Government.
SB 124 — Finance.
HB 1020 — General Government.
HCR 1001 — Finance.

FIRST READING

The following were introduced and read the first time.

SB 125 — By Cain of the Senate and Fitzgibbon of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1455, as amended by Section 1, Chapter 88, O.S.L. 1973, 1462 and 1464 (59 O.S. Supp. 1980, Section 1455), which relate to the Polygraph Examination Board; providing for certain polygraph examinations; defining

terms; providing polygraph examination for persons seeking employment; requiring questions be relevant to employment performance or employment sought; prohibiting certain inquiries; prohibiting disclosure to unauthorized third parties; requiring voluntary examination with informed consent; requiring copy of report be given to examinee upon request; providing penalties; creating Polygraph Examiners Board; increasing number of members; providing qualifications for reciprocity; providing for reimbursement; increasing license fees; repealing 59 O.S. 1971, Sections 1473 and 1474, which relate to injunctions and penalties; directing codifications; and providing an effective date.

SB 126 — By McDaniel.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 858, as amended by Section 1, Chapter 4, O.S.L. 1980 (47 O.S. Supp. 1980, Section 858), which relates to vehicle safety inspections, fees and records; adding an exemption to persons aged sixty-five and over; adding payment to inspection stations for exempted inspections; providing an effective date; and declaring an emergency.

SB 127 — By Tinsley.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 199.3, as amended by Section 1, Chapter 215, O.S.L. 1978 (59 O.S. Supp. 1980, Section 199.3), which relates to the State Board of Cosmetology; changing the times for conduct of examinations, and adding provision that Board shall choose place for such examinations; and providing an effective date.

SB 128 — By Terrill.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 14-103B, which relates to automobile transporters; limiting height of automobile transporter vehicles; and declaring an emergency.

SB 129 — By Smith (Finis) of the Senate and Riggs of the House.

An Act relating to torts; providing for liability of joint tortfeasors for single harm to injured party; directing codification; repealing conflicting laws; and declaring an emergency.

SCR 2 — By Smith (Finis) of the Senate and Glover of the House.

A Concurrent Resolution directing the Oklahoma Tax Commission to defer collection and enforcement of certain assessed penalties for failure to file producers monthly production reports; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1086** and **1087**.

HB 1086 — By Sanders of the House and Johnson of the Senate.

An Act relating to game and fish; amending Section 6-303, Chapter 17, O.S.L. 1974, as amended by Section 1, Chapter 43, O.S.L. 1975 (29 O.S. Supp. 1980, Section 6-303); providing methods of taking non-game fish; providing for Commission authority to designate waters open to such activities; providing penalties; and providing an effective date.

HB 1087 — By Sanders and Reimer of the House and Dahl of the Senate.

An Act relating to game and fish; amending Section 5-202, Chapter 17, O.S.L. 1974, as amended by Section 1, Chapter 49, O.S.L. 1977 (29 O.S. Supp. 1980, Section 5-202); providing requirement for permission to hunt or ride upon land of another; providing certain exceptions; specifying duty of certain rangers; providing penalties; and providing an effective date.

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

INTRODUCTIONS

Senator O'Connor introduced his wife, Flo.

Senator Combs introduced Stephen K. Cagle, M.D., Oklahoma City, as Doctor of the Day.

Senator Johnson introduced Jane Montgomery, R.N., Sallisaw, as Nurse of the Day.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 21, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:10 p.m. to meet Wednesday, January 21, 1981, at 1:30 p.m.

Tenth Legislative Day

Wednesday, January 21, 1981

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

Roll call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Cummins, Johnston, Keller, Moore, Porter, Smith (Finis) and Winn.—7.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Bentley, the guest of Senator Terrill.

INTRODUCTIONS

Senator Tinsley introduced Y.E. Parkhurst, M.D., Geary, as Doctor of the Day, and Debbie McDonald, R.N., Geary, as Nurse of the Day.

GENERAL ORDER

SB 28 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 28** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 28** was considered engrossed and placed on Third Reading.

THIRD READING

SB 28 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Nay: Smith (Jerry L.).—1.

Excused: Cummins, Johnston, Keller, McDaniel, Moore, Porter, Smith (Finis), Stipe and Winn.—9.

The bill and emergency passed.

SB 28 was referred for engrossment.

Senators Finis Smith, Keller and Winn asked to be shown present, which was the order.

GENERAL ORDER

SB 29 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 29** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 29** was considered engrossed and placed on Third Reading.

THIRD READING

SB 29 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cummins, Johnston, Moore, Porter and Stipe.—5.

The bill and emergency passed.

SB 29 was referred for engrossment.

GENERAL ORDER

SB 31 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 31** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 31** was considered engrossed and placed on Third Reading.

THIRD READING

SB 31 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Nay: Crow, Landis and McCune.—3.

Excused: Cummins, Johnston, Moore, Porter and Stipe.—5.

The bill passed.

Senator Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Nay: 2. Excused: 5.

The emergency passed.

SB 31 was referred for engrossment.

GENERAL ORDER

SB 39 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 39** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 39** was considered engrossed and placed on Third Reading.

THIRD READING

SB 39 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Excused: Cummins, Johnston, Moore, Porter, Stipe and Winn.—6.

The bill and emergency passed.

SB 39 was referred for engrossment.

GENERAL ORDER

SB 40 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 40** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 40** was considered engrossed and placed on Third Reading.

THIRD READING

SB 40 was read the the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Smith (Jerry L.).—1.

Excused: Cummins, Johnston, Moore, Porter and Stipe.—5.

The bill and emergency passed.

SB 40 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6 and **17** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HCR 1002 introduced on Page 95, by Draper of the House and Smith (Finis) of the Senate was called up for consideration.

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

COMMITTEE REPORTS

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

DO PASS:

SB 77 — Business and Labor, coauthored by Williams (Penny) (Principal House author).

SB 79 — General Government, coauthored by McCorkell (Principal House author), and be referred to Consent Calendar.

SB 81 — General Government, coauthored by Manning (Principal House author), and be referred to Consent Calendar.

SB 99 — General Government, coauthored by Manar (Principal House author), and be referred to Consent Calendar.

SJR 2 — Judiciary, coauthored by Smith (Finis) of the Senate and Thompson (Principal House author).

DO PASS, as amended:

SB 10 — Education, coauthored by Davis (Guy) (Principal House author), and be referred to Consent Calendar

SB 30 — Appropriations

SB 34 — Appropriations

SB 54 — Appropriations

SECOND READING

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

SB 125 — Judiciary

SB 126 — Finance

SB 127 — Business and Labor

SB 128 — General Government

SB 129 — Judiciary

SCR 2 — Finance

HB 1086 — Agriculture

HB 1087 — Agriculture

FIRST READING

The following were introduced and read the first time.

SB 130 — By Smith (Jerry).

An Act relating to civil procedure; amending Section 1, Chapter 57, O.S.L. 1979 (12 O.S. Supp. 1980, Section 940), which relates to the recovery of damages resulting from negligent or willful injury to property; limiting civil action to personal property; and providing an effective date.

SB 131 — By Randle.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 215.14, as last amended by Section 4, Chapter 259, O.S.L. 1980 (19 O.S. Supp. 1980, Section 215.14); providing for district attorneys salaries; providing for increments; providing for retirement; authorizing the administration and disbursement of salaries; and providing an effective date.

SB 132 — By Miller, Capps, Boatner, Branch, Cullison, Cummins, Dahl, Giles, Lamb, Landis, Tinsley, Watson, Winn and Young of the Senate and Dunn, Milacek and Duckett of the House.

An Act relating to schools; providing for parental inspection of certain materials; defining term; prohibiting certain research or experimentation programs without parental consent; and directing codification.

SB 133 — By Cate and Giles.

An Act relating to state government; amending 74 O.S. 1971, Section 910, as last amended by Section 3, Chapter 317, O.S.L. 1980 (74 O.S. Supp. 1980, Section 910), which relates to the procedure for eligible employers to join the Oklahoma Public Employees Retirement System; allowing county hospitals which have joined the system with-

in a certain time period to withdraw; establishing procedures for withdrawal; and declaring an emergency.

SB 134 — By Cate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 351, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2358), which relates to adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income; adding an exemption for military retirement benefits; and providing an effective date.

SB 135 — By Smith (Finis).

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2405, 2406, as last amended by Section 1, Chapter 65, O.S.L. 1973, 2407 and 2420 (68 O.S. Supp. 1980, Section 2406), which relate to ad valorem tax assessment; excluding certain household personal property from exemption; expanding the definition of homestead for homestead exemption ad valorem taxation purposes to include certain personal property; adding homestead exemption amount for personal property; excluding certain household property from definition of personal property; repealing conflicting laws; providing for severability; and declaring an emergency.

SB 136 — By Watson.

An Act relating to schools; establishing the Comprehensive Health Education Instruction Act of 1981; stating purposes; defining terms; prescribing duties of the State Board of Education and the State Department of Education; providing for employment and qualifications of certain personnel in Department of Education; creating Comprehensive Health Education Program; providing instructional components for said program; establishing role of local boards of education of school districts in program; requiring certain reports; making provisions

cumulative; directing codification; and declaring an emergency.

SB 137 — By McDaniel.

An Act relating to motor vehicles; amending Section 1, Chapter 206, O.S.L. 1977, as amended by Section 1, Chapter 200, O.S.L. 1980 (47 O.S. Supp. 1980, Section 22.4c), which relates to special license plates for prisoners of war; adding widowed spouses of prisoners of war as qualified for special plates; and declaring an emergency.

SJR 4 — By Smith (Jerry).

A Joint Resolution rejecting the amendment to the Constitution of the United States extending representation in Congress to the District of Columbia; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1028**.

HB 1028 — By Hobson, Cole, Henry and Duckett of the House and Cate of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 1409; prohibiting certain acts by a legislator; allowing exceptions; expanding certain prohibitions; and providing an effective date.

The above numbered **HB** was read the first time.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 22, 1981, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:00 p.m. to meet Thursday, January 22, 1981, at 11:00 a.m.

Hugh Warren, Ada, as member to the Oklahoma Turnpike Authority.

CONSENT CALENDAR

SB 79 by McCune of the Senate and McCorkell of the House was read and considered.

Senator McCune moved that **SB 79** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 79** was considered engrossed and placed on Third Reading.

THIRD READING

SB 79 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Excused: Crow, Cummins, Luton, Miller, Moore, Porter, Smith (Jerry L.) and Stipe.—8.

The bill passed.

SB 79 was referred for engrossment.

CONSENT CALENDAR

Upon request of Senator McCune, **SB 81**, shown on this legislative day on the Consent Calendar order of business, will be laid over until Monday, January 26, 1981.

CONSENT CALENDAR

Upon request of Senator Finis Smith, **SB 99** was withdrawn from the Consent Calendar and referred to General Order, pursuant to Rule 12-3.

GENERAL ORDER

SB 99 by Smith (Finis) of the Senate and Manar of the House was read and considered.

Senator Finis Smith moved that **SB 99** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 99** was considered engrossed and placed on Third Reading.

THIRD READING

SB 99 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Excused: Crow, Cummins, Luton, Miller, Moore, Porter, Smith (Jerry L.) and Stipe.—8.

The bill and emergency passed.

SB 99 was referred for engrossment.

INTRODUCTION

Senator Pierce introduced James R. Taylor, M.D, Bartlesville, as Doctor of the Day.

GENERAL ORDER

SB 77 by Keating of the Senate and Williams (Penny) of the House was read and considered.

Senator Keating moved that **SB 77** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 77** was considered engrossed and placed on Third Reading.

THIRD READING

SB 77 was read for the third time at length.

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

Aye: Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, O'Connor, Pierce, Terrill, Watson, Winn and York.—27.

Nay: Boatner, Cain, Johnson, Johnston, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley and Young.—13.

Excused: Crow, Cummins, Luton, Miller, Moore, Porter, Smith (Jerry L.) and Stipe.—8.

The bill passed.

SB 77 was referred for engrossment.

GENERAL ORDER

SB 30 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 30** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 30** was considered engrossed and placed on Third Reading.

THIRD READING

SB 30 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McDaniel, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Winn and York.—30.

Nay: Green, Keating, Lamb, Leonard, McCune, O'Connor, Watson and Young.—8.

Excused: Crow, Cummins, Keller, Luton, Miller, Moore, Pierce, Porter, Smith (Jerry L.) and Stipe.—10.

The bill passed.

Senators Leonard and Lamb desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 6. Excused: 10.

The emergency passed.

SB 30 was referred for engrossment.

GENERAL ORDER

SB 34 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 34** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 34** was considered engrossed and placed on Third Reading.

THIRD READING

SB 34 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Winn, York and Young.—37.

Nay: Keating and Watson.—2.

Excused: Crow, Cummins, Keller, Luton, Miller, Moore, Porter, Smith (Jerry L.) and Stipe.—9.

The bill and emergency passed.

SB 34 was referred for engrossment.

GENERAL ORDER

SB 54 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 54** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 54** was considered engrossed and placed on Third Reading.

THIRD READING

SB 54 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Excused: Crow, Cummins, Keller, Luton, Miller, Moore, Pierce, Porter, Smith (Jerry L.) and Stipe.—10.

The bill and emergency passed.

SB 54 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 75 — Agriculture, coauthored by Johnson of the Senate.

SR 1 — Agriculture.

DO PASS, as amended:

SB 14 — General Government, coauthored by Vaughn (Principal House au-

thor) and be referred to Consent Calendar.

SB 71 — General Government, co-authored by Gray (Principal House author) and be referred to Consent Calendar.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 28, 29, 31, 39 and **40** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

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

- SB 130** — Judiciary
- SB 131** — General Government
- SB 132** — Education
- SB 133** — General Government
- SB 134** — Finance
- SB 135** — Finance
- SB 136** — Education
- SB 137** — Finance
- SJR 4** — General Government
- HB 1028** — Standards and Ethics

FIRST READING

The following were introduced and read the first time.

SB 138 — By Rozell of the Senate and Mentzer of the House.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 1301-102, 1301-103, 1301-104, 1301-105, 1301-106, 1301-107, 1301-201, 1301-202, 1301-203, 1301-205, 1301-208, 1301-301, 1301-302, 1301-303, 1301-304, 1301-305, and 1301-314, which relate to forestry; defining terms; providing educational programs; providing for duties and implementational programs; defining duties, qualifications and powers of Director and division; providing for protection areas; requiring road crews to extinguish fires; authorizing rules and regulations; providing for unlawful and lawful burning of land; authorizing acquisitions and land leases; providing for proceeds and dispositions of lands; au-

thorizing federal cooperation; directing management and administration; authorizing rules and regulations; transferring the forestry division to the Oklahoma Conservation Commission; directing recodification; and providing an effective date.

SB 139 — By Combs.

An Act relating to cities and towns; amending Section 49-106, Chapter 256, O.S.L. 1977, as amended by Section 15, Chapter 352, O.S.L. 1980 (11 O.S. Supp. 1980, Section 49-106), which relates to firefighters; exempting certain annuities from state or municipal taxes; and declaring an emergency.

SB 140 — By Howard.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 41, as amended by Section 29, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1980, Section 41) which relates to disability payments; removing limit of lump-sum payment; repealing conflicting laws; providing severability; and declaring an emergency.

SR 6 — By Capps.

A Resolution memorializing the City Council of Oklahoma City to take all measures necessary to keep the Cowboy Hall of Fame in Oklahoma City; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1105** and **1115**.

HB 1105 — By Hopkins, Hill, Lancaster, Monks, Peterson and Rogers.

An Act relating to public buildings and public works; amending 61 O.S. 1971, Section 130, as last amended by Section 10, Chapter 266, O.S.L. 1975 (61 O.S. Supp. 1980, Section 130); providing alternative procedures for notice and bids under emergency situation; modifying vote needed to declare emergency by the Oklahoma Transportation Commission in reference to notice and bids; increasing contract amount for the

SB 30 was referred for engrossment.

GENERAL ORDER

SB 34 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 34** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 34** was considered engrossed and placed on Third Reading.

THIRD READING

SB 34 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Winn, York and Young.—37.

Nay: Keating and Watson.—2.

Excused: Crow, Cummins, Keller, Luton, Miller, Moore, Porter, Smith (Jerry L.) and Stipe.—9.

The bill and emergency passed.

SB 34 was referred for engrossment.

GENERAL ORDER

SB 54 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 54** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 54** was considered engrossed and placed on Third Reading.

THIRD READING

SB 54 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Excused: Crow, Cummins, Keller, Luton, Miller, Moore, Pierce, Porter, Smith (Jerry L.) and Stipe.—10.

The bill and emergency passed.

SB 54 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 75 — Agriculture, coauthored by Johnson of the Senate.

SR 1 — Agriculture.

DO PASS, as amended:

SB 14 — General Government, coauthored by Vaughn (Principal House au-

thor) and be referred to Consent Calendar.

SB 71 — General Government, co-authored by Gray (Principal House author) and be referred to Consent Calendar.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 28, 29, 31, 39 and **40** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

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

- SB 130** — Judiciary
- SB 131** — General Government
- SB 132** — Education
- SB 133** — General Government
- SB 134** — Finance
- SB 135** — Finance
- SB 136** — Education
- SB 137** — Finance
- SJR 4** — General Government
- HB 1028** — Standards and Ethics

FIRST READING

The following were introduced and read the first time.

SB 138 — By Rozell of the Senate and Mentzer of the House.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 1301-102, 1301-103, 1301-104, 1301-105, 1301-106, 1301-107, 1301-201, 1301-202, 1301-203, 1301-205, 1301-208, 1301-301, 1301-302, 1301-303, 1301-304, 1301-305, and 1301-314, which relate to forestry; defining terms; providing educational programs; providing for duties and implementational programs; defining duties, qualifications and powers of Director and division; providing for protection areas; requiring road crews to extinguish fires; authorizing rules and regulations; providing for unlawful and lawful burning of land; authorizing acquisitions and land leases; providing for proceeds and dispositions of lands; au-

thorizing federal cooperation; directing management and administration; authorizing rules and regulations; transferring the forestry division to the Oklahoma Conservation Commission; directing recodification; and providing an effective date.

SB 139 — By Combs.

An Act relating to cities and towns; amending Section 49-106, Chapter 256, O.S.L. 1977, as amended by Section 15, Chapter 352, O.S.L. 1980 (11 O.S. Supp. 1980, Section 49-106), which relates to firefighters; exempting certain annuities from state or municipal taxes; and declaring an emergency.

SB 140 — By Howard.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 41, as amended by Section 29, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1980, Section 41) which relates to disability payments; removing limit of lump-sum payment; repealing conflicting laws; providing severability; and declaring an emergency.

SR 6 — By Capps.

A Resolution memorializing the City Council of Oklahoma City to take all measures necessary to keep the Cowboy Hall of Fame in Oklahoma City; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1105** and **1115**.

HB 1105 — By Hopkins, Hill, Lancaster, Monks, Peterson and Rogers.

An Act relating to public buildings and public works; amending 61 O.S. 1971, Section 130, as last amended by Section 10, Chapter 266, O.S.L. 1975 (61 O.S. Supp. 1980, Section 130); providing alternative procedures for notice and bids under emergency situation; modifying vote needed to declare emergency by the Oklahoma Transportation Commission in reference to notice and bids; increasing contract amount for the

Oklahoma Department of Transportation for which emergency applies; and declaring an emergency.

HB 1115 — By Weichel, Draper, Duckett, Murphy, Peterson, Glover, Thompson and Lancaster of the House and Crutcher of the Senate.

An Act relating to roads, bridges and ferries; amending Sections 4 and 5, Chapter 307, O.S.L. 1980 (69 O.S. Supp. 1980, Sections 660 and 661); directing implementation of the County Bridge Improvement Act; providing for funding; specifying eligible roads; declaring legislative intent; authorizing funding for certain projects off the county major collector system; providing selection process; setting type of bridge priorities; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

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

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 26, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 11:55 a.m. to meet Monday, January 26, 1981, at 1:30 p.m.

Twelfth Legislative Day

Monday, January 26, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Keating, Pierce, Porter and Terrill.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Robert W. Daniel, Yale Avenue Christian Church, Tulsa, the guest of Senator Howard.

CONSENT CALENDAR

Upon request of Senator Boatner, **SB 10** was withdrawn from the Consent Calendar

and referred to General Order, pursuant to Rule 12-3.

Upon request of Senator McCune, **SB 81**, shown on this legislative day on the Consent Calendar order of business, will be laid over until Tuesday, January 27, 1981.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Zula M. Bay, Midwest City, as member to the State Board for Property and Casualty Rates.

Roger L. Davis, Oklahoma City, as member to the State Board of Registration for Foresters.

Victor F. Diffie, Bethany, as Chairman to the Used Motor Vehicle and Parts Commission.

J. A. Duggan, Oklahoma City, as member to the State Fire Marshal Commission.

Kathryn E. Empie, Oklahoma City, as member to the Board of Regents of the University of Science and Arts of Oklahoma.

Douglas M. Gibson, Oklahoma City, as member to the Board of Registration for Social Workers.

Kenneth B. Hall, Oklahoma City, as employer member to the Employment Security Commission.

Larry L. Kelley, Yukon, as member to the Fire Protection Personnel Standards and Education Commission.

J. Edd New, Oklahoma City, as member to the Oklahoma State Board of Public Accountancy.

James H. Norick, Oklahoma City, as Municipal member, District 5, to the Oklahoma Water Resources Board.

Ed Old, Oklahoma City, as member to the Oklahoma State Credit Union Board.

Virginia C. Pollock, Harrah, as member to the State Board of Electrology.

Jim Wingert, Oklahoma City, as member to the Police Pension and Retirement Board.

INTRODUCTIONS

Senator Cummins introduced L.E. Schoeffler, M.D., Broken Arrow, as Doctor of the Day.

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

Senator Taliaferro introduced his cousins, Mr. and Mrs. Roy Erstine, Stuttgart, Arkansas. Also introduced were his son, Rickey Taliaferro and wife, Claudia.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 30, 34, 54, 77, 79 and 99 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 10 by Boatner of the Senate and Davis (Guy) of the House was read and considered.

Senator Johnston asked to be named a coauthor of **SB 10**, which was the order.

Senator Johnston moved to amend **SB 10**, Page 3, Lines 2 through 7, by deleting all of the language on Lines 2 through 7 and inserting in its place the following: "Provided further, any local treasurer or assistant local treasurer need not be a resident of the school district where said local treasurer or assistant local treasurer is appointed to serve, although any local treasurer or assistant local treasurer shall be a resident of the county in which the school district is located. Nothing herein shall prevent said local treasurer or assistant local treasurer from being appointed for more than one school district.", which amendment was declared adopted.

Senator Boatner moved that **SB 10**, as coauthored and amended be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 10** was considered engrossed and placed on Third Reading.

THIRD READING

SB 10 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Keating, Pierce, Porter, Stipe and Terrill.—5.

The bill passed.

SB 10 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 96 — Judiciary, coauthored by Gray (Principal House author).

SR 4 — Policy

HCR 1003 — Policy

SECOND READING

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

SB 138 — Agriculture

SB 139 — Finance

SB 140 — Business and Labor

SR 6 — General Government

HB 1105 — General Government

HB 1115 — General Government

FIRST READING

The following were introduced and read the first time.

SB 141 — By Combs.

An Act relating to public buildings and public works; providing a preference to Oklahoma residents on competitive bids except when there is no resident bidder or when reciprocity applies; repealing conflicting laws; directing codification; and declaring an emergency.

SB 142 — By Howard.

An Act relating to workers' compensation; amending Section 20, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1980, Section 17), which relates to determination of disability; adding certain provisions relating to physicians; repealing existing laws; providing severability; and declaring an emergency.

SB 143 — By Howard.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 12, which relates to employer liability; limiting exclusive compensation liability to immediate employer only; repealing conflicting laws; providing severability; and declaring an emergency.

SB 144 — By Taliaferro of the Senate and Talley of the House.

An Act relating to public health and safety; providing short title; specifying purpose; defining terms; authorizing rules and regulations; providing duties of Commissioner of Health; providing for sale of Grade A milk and milk products only and providing exceptions; authorizing Grade A label for intrastate purposes; defining adulterated and misbranded; requiring permits for certain facilities and providing application procedures; providing for certain contingent permits; providing for deposit of certain monies in a certain fund; providing for certain sampling and testing; providing for suspension and revocation of permits; providing grounds for suspending certain permits; requiring procedure for certain diseases; providing for certain herds; prohibiting certain acts; providing penalty; providing severability; providing exceptions; repealing 63 O.S. 1971, Sections 1-1301, as amended by Section 1, Chapter 273, O.S.L. 1973, 1-1302, 1-1303, 1-1304, 1-1305, 1-1306, 1-1307, 1-1308, as amended by Section 3, Chapter 273, O.S.L. 1973, 1-1309, 1-1310, 1-1311, 1-1312, 1-1313, 1-1314, 1-1315 and Section 2, Chapter 273 O.S.L. 1973 (63 O.S. Supp. 1980, Sections 1-1301, 1-1308 and 1-1316), which relate to milk; directing codification; and declaring an emergency.

SB 145 — By Taliaferro.

An Act relating to waters and water rights; amending Section 1, Chapter 253, O.S.L. 1972 and Section 2, Chapter 253, O.S.L. 1972, as amended by Section 39, Chapter 159, O.S.L. 1980 (82 O.S. Supp. 1980,

Sections 1085.1 and 1085.2), which relate to the Oklahoma Water Resources Board; deleting provisions for per diem; providing for employment of necessary personnel; providing for per diem increase for members; and directing codification.

SB 146 — By Capps of the Senate and Weichel of the House.

An Act relating to agriculture; amending 2 O.S. 1971, Section 9-132, which relates to livestock auction markets; increasing the amount of corporate surety bond; and providing an effective date.

SB 147 — By Young.

An Act relating to revenue and taxation; providing for the payment of gross production taxes and royalty interests on the crude oil content of tank bottoms; providing method for ascertaining crude oil content; providing requirements for the cleaning and removal of tank bottoms; providing for certain license and permit requirements and exceptions; authorizing the Tax Commission to establish rules, regulations and forms; directing codification; and declaring an emergency.

SB 148 — By McCune.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 350, which relates to a deduction from sentence of time spent on unrevoked parole; adding revoked parole; making provisions retroactive and prospective; and providing an effective date.

SB 149 — By Cummin.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 316, which relates to certification of county road mileage; making certification annual; deleting population limits; repealing conflicting laws; providing severability; and declaring an emergency.

SB 150 — By Capps of the Senate and Weichel of the House.

An Act relating to agriculture; providing for a penalty when none is specified; directing codification; and providing an effective date.

SB 151 — By Keller.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976 (68 O.S. Supp. 1980, Section 1303), which relates to apportionment of sales tax revenues; repealing apportionment to state assistance fund; amending apportionment to general revenue fund; providing effective date; and declaring an emergency.

SB 152 — By Shedrick.

An Act relating to public finance; amending 62 O.S. 1971, Section 7.2, as last amended by Section 1, Chapter 145, O.S.L. 1980 (62 O.S. Supp. 1980, Section 7.2), which relates to Special Agency Account Board; allowing purchase of materials and services from a campus operation when rates are as economical as commercial rates; providing severability; setting an effective date; and declaring an emergency.

SJR 5 — By Cummins.

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, which relates to limitations on the amount of indebtedness of political subdivisions; allowing a county, subject to voter approval, to incur indebtedness of up to twenty percent of the valuation of the taxable property in the county for the purpose of constructing or repairing county roads and bridges; providing for a ballot title; directing filing; and ordering a special election.

SCR 3 — By Moore of the Senate and Shurden of the House.

A Concurrent Resolution memorializing the Congress of the United States to remove jurisdiction of all federal courts to order

forced busing to achieve racial balance; and directing distribution.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand ad-

journed to meet Tuesday, January 27, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:10 p.m. to meet Tuesday, January 27, 1981, at 1:30 p.m.

Thirteenth Legislative Day

Tuesday, January 27, 1981

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

Roll Call:

Present: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—38.

Excused: Branch, Dennis, Howard, Keating, Keller, Landis, Smith (Finis), Stipe, Terrill and Young.—10.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Daniel, the guest of Senator Howard.

ANNOUNCEMENT

President Pro Tempore York announced the appointment of a special delegation from the Senate to attend funeral services for former Senator Leroy McClendon, who served

in the Senate in the 22nd through 31st Legislatures. Appointed to attend were: Senators Smith (Finis), Stipe, Dennis, Terrill and Young.

INTRODUCTIONS

Senator Lamb introduced Mark D. Holcomb, M.D., Enid, as Doctor of the Day.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

CONSENT CALENDAR

Upon request of Senator Martin, on behalf of Senator Landis, **SB 14**, shown on the Consent Calendar for this legislative day, will be laid over until Wednesday, January 28, 1981.

Upon request of Senator McCune, **SB 81** was withdrawn from the Consent Calendar and referred to General Order.

GENERAL ORDER

Upon request of Senator Martin, **SBs 75 and 96**, shown on General Order on the Agenda for this legislative day, will be laid over until Wednesday, January 28, 1981.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 10 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SR 1 by Dahl was read and considered.

SR 1 was read at length, adopted upon motion of Senator Dahl and referred for enrollment.

SR 4 by Crow was read and considered.

SR 4 was read at length, adopted upon motion of Senator Crow and referred for enrollment.

Senator Luton presiding.

GENERAL ORDER

HCR 1003 by Draper of the House and York of the Senate was called up for consideration.

HCR 1003 was read at length and adopted upon motion of President Pro Tempore York, the roll call thereon being as follows.

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—37.

Excused: Branch, Dennis, Howard, Keating, Keller, Landis, Porter, Smith (Finis), Stipe, Terrill and Young.—11.

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

Senators Howard, Keating and Landis asked to be shown present, which was the order.

COMMITTEE REPORTS

The following was reported by the committee named, ordered printed and placed on the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 88 — Judiciary, coauthored by Duke (Principal House author), and be referred to Consent Calendar.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

JOHNNY SCOTT BOGLE, Lone Grove, as a member of the Liquefied Petroleum Gas Board, to serve a four (4) year term ending June 30, 1984. Mr. Bogle succeeds James Hardin.

ROBERT BURTON, Heavener, as a member of the State Mining Board, to serve an unexpired term ending April 19, 1983. Mr. Burton will succeed Otis English.

DON R. GREENHAW, Sentinel, as a member of the Wildlife Conservation Commission, to serve an unexpired term ending July 1, 1987. Mr. Greenhaw succeeds Marvin Lawver.

LEONAR. HAGERMAN, Wagoner, as a member of the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery, to serve a four (4) year term ending June 30, 1984. Original appointment.

DAVID W. OAKLEY, Bartlesville, as a member of the Used Motor Vehicle and Parts Commission, to serve a two (2) year term

ending June 30, 1982. Original appointment.

MERLE ALLEN PHILLIPS, Enid, as a member of the Board of Examiners for Speech Pathology and Audiology, to serve a three (3) year term ending August 17, 1982. Mr. Phillips succeeds Robert Thompson.

NORRIS PRICE, Del City, as Director of the Department of Civil Defense, to serve at the pleasure of the Governor. Mr. Price succeeds Hayden Hanes.

PATRICK DEAN TURNER, Norman, as a member of the Oklahoma Board of Private Schools, to serve a six (6) year term ending July 1, 1986. Mr. Turner succeeds himself.

DONALD D. VICK, Del City, as a member of the Board of Registration for Engineers and Land Surveyors, to serve a five (5) year term ending June 28, 1985. Mr. Vick succeeds himself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

SB 141 — General Government

SB 142 — Business and Labor

SB 143 — Business and Labor

SB 144 — Human Resources

SB 145 — Natural Resources

SB 146 — Agriculture

SB 147 — Finance

SB 148 — Judiciary

SB 149 — General Government

SB 150 — Agriculture

SB 151 — Finance

SB 152 — Finance

SJR 5 — Judiciary

SCR 3 — Judiciary

FIRST READING

The following were introduced and read the first time.

SB 153 — By Dennis and Rozell.

An Act relating to game and fish; prohibiting certain activities by the Wildlife Conservation Commission; directing codification; and providing an effective date.

SB 154 — By Taliaferro.

An Act relating to weights and measures; amending 83 O.S. 1971, Section 112, as amended by Section 1, Chapter 198, O.S.L. 1980 (83 O.S. Supp. 1980, Section 112), which relates to the authority of the Corporation Commission; allowing voluntary calibration program for certain tanks and containers; allowing mandatory calibration testing under certain circumstances; and declaring an emergency.

SB 155 — By Crow of the Senate and Cotner of the House.

An Act relating to professions and occupations; amending Section 13, Chapter 104, O.S.L. 1978 (59 O.S. Supp. 1980, Section 1636), which relates to certificates and fees; modifying certain expiration dates; repealing existing laws; and providing severability.

SB 156 — By Crow and Martin.

An Act relating to cities and towns; amending Section 39, Chapter 356, O.S.L. 1980 (11 O.S. Supp. 1980, Section 50-133), which relates to the Oklahoma Police Pension and Retirement Fund; increasing the percentage of disbursed funds to be retained by the State Board from two to four percent; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1084, 1111, 1125 and 1148.

HB 1084 — By Sanders of the House and Landis of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1013; authorizing the Tax Commission to provide and promulgate certain rules and regulations; providing for a bond; requiring a license, permit and surety bond for transportation of certain products; providing that copies of certain invoices or load tickets be subject to inspection by the Tax Commission, its representatives, or any Oklahoma law enforcement agency; providing penalties for certain violations; requiring certain decalcomania; and declaring an emergency.

HB 1111 — By Draper, Baughman and Duckett of the House and Shedrick of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 5104, as amended by Section 2, Chapter 120, O.S.L. 1978 (68 O.S. Supp. 1980, Section 5104); providing for design and distribution of certain stamps by the Oklahoma Tax Commission; directing distribution of proceeds from sales of tax stamps; providing operative date; and declaring an emergency.

HB 1125 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to the State Department of Health; making a supplemental appropriation thereto; stating the purposes; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

HB 1148 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to public education; amending Section 2, Chapter 217, O.S.L. 1980; making supplemental appropriation to the State Board of Vocational and Technical Education; reducing certain appropriation; providing lapse date; providing severability; and declaring an emergency.

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

Senators Smith (Finis), Stipe, Dennis, Terrill and Young asked to be shown present, which was the order.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 28, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 5:00 p.m. to meet Wednesday, January 28, 1981, at 1:30 p.m.

Fourteenth Legislative Day

Wednesday, January 28, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—44.

Excused: Dahl, Howard, Keller and Winn.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Daniel, the guest of Senator Howard.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations shown on pages 130-131, which motion was declared

adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, York and Young.—43.

Excused: Dahl, Howard, Keller, Watson and Winn.—5.

Pursuant to Rule 14-1 E., Senator Watson advised the Chair of an apparent malfunction in his voting apparatus and asked that the record reflect a vote of "Aye" on the Johnson motion to adopt the Committee Report on Executive Nominations, which was the order. The Presiding Officer directed the Clerk to declare the vote on the Johnson motion to adopt the Committee Report on Executive Nominations as: 44 Aye, 4 Excused, which was the order.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

C.S. Lewis, Jr., M.D., Tulsa, as member to the Physician Manpower Training Commission.

Roxana Lorton, Tulsa, as member to the State Arts Council of Oklahoma.

Simon Parker, Hugo, as member to the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery.

J. Milton Patrick, Skiatook, as member of the Board of Directors to the Grand River Dam Authority.

Cynthia Ann Rambo, Norman, as Director to the Department of Economic and Community Affairs.

Richard Vallejo, Oklahoma City, as member to the Oklahoma Human Rights Commission.

Mary Warner, Oklahoma City, as Secretary to the State Board of Public Affairs.

CONSENT CALENDAR

Upon request of Senator Martin, on behalf of Senator Taliaferro, **SB 14** was withdrawn from the Consent Calendar and referred to General Order.

Upon request of Senator Martin, on behalf of Senator Landis, **SB 88** was withdrawn from the Consent Calendar and referred to General Order.

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

GENERAL ORDER

SB 96 by Smith (Finis) of the Senate and Gray of the House was read and considered.

Senator Finis Smith moved that **SB 96** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 96** was considered engrossed and placed on Third Reading.

THIRD READING

SB 96 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Luton, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley and York.—35.

Nay: Boatner, Lamb, Landis, Leonard, McCune, Moore, Porter, Rozell, Watson and Young.—10.

Excused: Howard, Keller and Winn.—3.

The bill and emergency passed.

SB 96 was referred for engrossment.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 1 and **4** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 75 by Dahl and Johnson of the Senate and Sanders of the House was read and considered.

Senator Dahl moved that **SB 75** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 75** was considered engrossed and placed on Third Reading.

THIRD READING

SB 75 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Watson, York and Young.—39.

Nay: Branch, Dennis, Martin, Moore, Pierce and Taliaferro.—6.

Excused: Howard, Terrill and Winn.—3.

The bill passed.

Senator Winn asked to be shown present and desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Nay: 6. Excused: 2.

The emergency passed.

SB 75 was referred for engrossment.

GENERAL ORDER

SJR 2 by McCune and Smith (Finis) of the Senate and Thompson of the House was read and considered.

Senator McCune moved that **SJR 2** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 2** was considered engrossed and placed on Third Reading.

Senator Randle presiding.

THIRD READING

SJR 2 was read for the third time at length.

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

Aye: Cain, Clifton, Crow, Crutcher, Green, Keating, Keller, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Watson and York.—23.

Nay: Boatner, Branch, Capps, Cate, Combs, Cullison, Cummins, Dahl, Dennis, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Miller, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Winn and Young.—24.

Excused: Howard.—1.

The resolution failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator McCune moved that the vote be reconsidered whereby **SJR 2** failed of passage.

GENERAL ORDER

SB 14 by Landis of the Senate and Vaughn of the House was read and considered.

Senator Taliaferro moved to amend **SB 14**, Page 4, Line 6, by adding after the word "sheriffs" and before the word "in" the words "and volunteer firefighters" and amend the Title, which amendment was laid over.

Senator Crow moved as a substitute motion that **SB 14** be laid over until the Director of the Law Enforcement Training Council reports to the Senate as to his projected cost of said Bill.

Senator Landis moved to table the Crow substitute motion, which motion to table was declared failed of adoption.

Senator Crow moved adoption of the substitute motion, which motion was declared adopted.

INTRODUCTIONS

Senator McDaniel introduced Lloyd G. Williams, M.D., Wetumka, as Doctor of the Day.

Senator Cate introduced Fredonna Steely, R.N., Noble, as Nurse of the Day.

GENERAL ORDER

SB 88 by Martin of the Senate and Duke of the House was read and considered.

Senator Martin moved to amend **SB 88**, Page 1, Line 4, by striking after the word "county" on Line 4, and before the word "appoint" on Line 5, the language "excise board" and substituting the word "commissioners", which amendment was declared adopted.

Senator Landis moved to amend **SB 88**, Page 2, Line 13, by deleting after the word "from" and before the word "funds" the word "county" and substituting the words "District Court", which amendment was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Dahl, Giles, Green, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Taliaferro, Terrill, Tinsley, Watson and Winn.—25.

Nay: Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Howell, Johnson, Johnston, Kilpatrick, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, York and Young.—22.

Excused: Howard.—1.

Senator Martin moved that **SB 88** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 88** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Martin moved that the vote be reconsidered whereby **SB 88** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Martin moved that the vote be reconsidered whereby the Landis amendment to **SB 88** was adopted, citing the provisions of Rule 12-24 E.

Senator Landis moved to table the Martin motion to reconsider the vote whereby the Landis amendment to **SB 88** was adopted, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Giles, Lamb, Landis, Leonard, Rozell, Taliaferro, Tinsley and Winn.—9.

Nay: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry

L.), Stipe, Terrill, Watson, York and Young.—37.

Excused: Howard and Porter.—2.

Senator Martin moved adoption of the motion to reconsider the vote whereby the Landis amendment to **SB 88** was declared adopted, which motion was declared adopted.

Senator Martin moved that **SB 88**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 88** was considered engrossed and placed on Third Reading.

President Pro Tempore York presiding.

THIRD READING

SB 88 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Nay: Johnson, Landis, Moore, Pierce and Rozell.—5.

Excused: Howard, Porter and Randle.—3.

The bill passed.

Senators Porter 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: 4. Excused: 2.

The emergency passed.

SB 88 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 90 — General Government, co-authored by Johnson of the Senate and Caldwell of the House (Principal), and be referred to the Consent Calendar.

SB 91 — General Government, co-authored by Caldwell (Principal House author), and be referred to the Consent Calendar.

SB 92 — General Government, co-authored by Caldwell (Principal House author), and be referred to the Consent Calendar.

SB 93 — General Government, co-authored by Caldwell (Principal House author).

SB 94 — General Government, co-authored by Moore of the Senate and Caldwell of the House (Principal).

SB 95 — General Government, co-authored by Caldwell (Principal House author), and be referred to the Consent Calendar.

SB 110 — General Government, co-authored by Fitzgibbon (Principal House author), and be referred to the Consent Calendar.

SB 123 — General Government, co-authored by Boatner.

SJR 4 — General Government, co-authored by Graves (Principal House au-

thor), and be referred to the Consent Calendar.

DO PASS, as amended:

SB 20 — Finance, coauthored by Cain and Taliaferro of the Senate and Hamilton of the House (Principal).

SB 112 — Judiciary, coauthored by Cain of the Senate and McCorkell of the House (Principal).

SB 137 — Finance, coauthored by Kelly (Principal House author).

SECOND READING

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

SB 153 — Agriculture

SB 154 — Business and Labor

SB 155 — Business and Labor

SB 156 — Finance

HB 1084 — Finance

HB 1111 — Finance

HB 1125 — Appropriations

HB 1148 — Appropriations

FIRST READING

The following were introduced and read the first time.

SB 157 — By Landis.

An Act relating to corporations; amending 18 O.S. 1971, Section 807, which relates to corporate names; adding alternative designations; providing severability; and providing an effective date.

SB 158 — By Dennis and Stipe.

An Act relating to the Department of Public Safety; making an appropriation thereto; stating the purpose; creating a county sheriff's fund in each county treasury; providing lapse date; providing an effective date; and declaring an emergency.

SB 159 — By Terrill.

An Act relating to schools; amending 70 O.S. 1971, Section 10-105, as last amended by Section 4, Chapter 248, O.S.L. 1979 (70 O.S. Supp. 1980, Section 10-105), which relates to school attendance; excusing school attendance for the observation of Christian holy days; and declaring an emergency.

SB 160 — By Young.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1004, which relates to apportionment and use of gross production tax revenue; altering the apportionment of tax revenues; deferring expenditure of certain funds; creating the Gross Production Tax Trust Fund; declaring legislative intent; repealing 68 O.S. 1971, Section 1004a, which relates to apportionment of tax on value; stating an effective date; and declaring an emergency.

SB 161 — By Cate and Cain of the Senate and Deatherage of the House.

An Act relating to children; amending 10 O.S. 1971, Section 1201, which relates to creating a Juvenile Bureau and a Citizens' Advisory Committee in certain counties; prohibiting this authority where the Department continues intake, probation and parole services; and declaring an emergency.

SB 162 — By Crow.

An Act relating to courts; amending 20 O.S. 1971, Section 1104, as amended by Section 3, Chapter 255, O.S.L. 1979 (20 O.S. Supp. 1980, Section 1104), which relates to judicial retirement compensation; adjusting formula percentage; and providing an effective date.

SB 163 — By McDaniel.

An Act relating to consumer credit; amending 14A O.S. 1971, Sections 2-201 and 2-207, which relate to consumer credit service charges; increasing annual credit service charge percentage rate for nonrevolving accounts and monthly credit service charge

percentage rate for revolving accounts; and declaring an emergency.

SJR 6 — By Young.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new section to Article X thereof, to be designated as Article X, Section 12b; requiring a certain percentage of gross production tax revenue to be apportioned; establishing a trust fund; providing Ballot Title; directing filing; and ordering a special election.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1019, 1023, 1025, 1038 and 1126.**

HB 1019 — By Conaghan, Vaughn, Peterson, Reimer, Glover and Duckett of the House and Clifton of the Senate.

An Act relating to counties and county officers; providing for the appointment of reserve deputy sheriffs including certain restrictions; providing for a maximum number of working hours for reserve deputy sheriffs; providing an educational requirement for reserve deputy sheriffs; providing for the salaries of reserve deputy sheriffs; providing for bond and workers' compensation coverage; directing codification; and providing an effective date.

HB 1023 — By Cotner of the House and Crow of the Senate.

An Act relating to professions and occupations; amending Section 13, Chapter 104, O.S.L. 1978 (59 O.S. Supp. 1980, Section 1636); providing for certain certificates and fees; and modifying certain expiration dates.

HB 1025 — By Fried and Duckett of the House and Johnston of the Senate.

An Act relating to statutes and reports;

amending 75 O.S. 1971, Section 308, as last amended by Section 1, Chapter 253, O.S.L. 1978 (75 O.S. Supp. 1980, Section 308); requiring the filing of agency rules with the Speaker and President Pro Tempore; modifying time when certain rules are to be filed; providing procedure for approving or disapproving rules; expanding time limit for disapproving rules; and providing an effective date.

HB 1038 — By Twidwell, Duckett, Cotner, Duke and Baughman of the House and Johnson of the Senate.

An Act relating to intoxicating liquors; prohibiting consumption of intoxicating or nonintoxicating beverages by certain persons; providing exemptions; directing codification; and providing an effective date.

HB 1126 — By Abbott and Duke.

An Act relating to state officers and employees; allowing state employees leave to attend professional meetings with certain qualifications; directing codification; and providing an effective date.

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

MESSAGE FROM THE HOUSE

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

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

The Joint Rules, as adopted by Enrolled **HCR 1003**, read as follows:

JOINT RULES

RULE 1

JOINT SESSION — HOW CONVENED

When any business shall require a Joint Session of the Senate and House of Repre-

sentatives, the Senate, preceded by its officers, shall be conducted into the Chamber of the House and there be seated, the President of the Senate taking a seat by the side of the Speaker of the House, at his right.

RULE 2 OFFICERS OF JOINT SESSION

The President of the Senate shall be the Presiding Officer of the Joint Session and the Secretary of the Senate shall call the roll of the Senate, to be announced by the President of the Senate. The Clerk of the House shall call the roll of the House, which shall be announced by the Speaker of the House. Both the Secretary of the Senate and the Clerk of the House shall keep a report of the proceedings to be entered in the Journals of their respective houses.

RULE 3 MANNER OF PRESENTING BILLS AND OTHER MEASURES

All bills, resolutions, votes, and amendments by either house, to which the concurrence of both is necessary, as well as messages, shall be presented to the other by the Clerk or Secretary of the house from which they are sent, or by the Assistant Secretary or Assistant Clerk, or by messengers.

RULE 4 REVENUE BILLS ORIGINATE IN HOUSE

All bills for raising revenue shall originate in the House. The Senate may propose amendments to revenue bills. No revenue bill shall be passed during the last five (5) days of the session. (Art. V, Section 33, Oklahoma Constitution)

RULE 5 CONTENTS OF BILLS

Every act of the Legislature shall embrace but one subject, which shall be clearly ex-

pressed in its title, except general appropriation bills, general revenue bills, and bills adopting a code, digest, or revision of statutes; and no law shall be revised, amended, or the provisions thereof extended or conferred, by reference to its title only; but so much thereof as is revised, amended, extended, or conferred shall be reenacted and published at length; provided, that if any subject be embraced in any act contrary to the provisions of this Rule, such act shall be void only as to so much of the law as may not be expressed in the title thereof. (Art. V, Section 57, Oklahoma Constitution)

RULE 6 ENGROSSMENT OF BILLS AND RESOLUTIONS

All bills and resolutions ordered to be engrossed shall be engrossed by the house in which the same originated.

RULE 7 ENROLLMENT OF BILLS AND JOINT RESOLUTIONS

All bills and joint resolutions must be enrolled and reported to each house by the respective house within three (3) days after their final passage; provided, however, that if notice is served to reconsider the final passage of any bill or joint resolution in either house prior to its presentation to the Governor, the respective house shall hold the same until disposition of said reconsideration.

RULE 8 MANNER OF ENROLLMENT

No bill or joint resolution shall be sent to the Governor for his approval unless the same shall have been clearly and fairly enrolled without obliteration or interlineation. [75 Okla. Stat., Section 12a (1971)]

**RULE 9
SIGNING OF BILLS
AND JOINT RESOLUTIONS**

The Presiding Officer of each house shall, in the presence of the house over which he presides, sign all bills and joint resolutions passed by the Legislature, immediately after the same shall have been publicly read at length, and the fact of the reading and signing shall be entered upon the Journal, but the reading at length may be dispensed with by a two-thirds ($\frac{2}{3}$) vote of a quorum present, which vote, by yeas and nays, shall also be entered upon the Journal. (Art. V, Section 35, Oklahoma Constitution)

**RULE 10
CONFERENCE COMMITTEE**

(a) When a bill or resolution is returned by either house to the other with amendments, and the house where the bill or resolution originated refuses to concur in said amendments, a Conference, by a majority vote of those present and voting, may be requested. Such action shall be transmitted by Message in which shall be included the names of the conferees on the part of the requesting house. Upon receipt of such Message, the other house may, in like manner, grant such Conference, notifying the requesting house by Message and stating the names of its conferees.

(b) A Conference Committee shall consist of three (3) members of the Senate and three (3) members of the House, unless otherwise specified, to be appointed by the President Pro Tempore of the Senate and the Speaker of the House, respectively. In all cases, the first-named member of the house in which the bill or resolution originated shall be chairman of the Conference Committee. The Committee shall meet at a convenient time, to be established by the chairman.

(c) No Conference Committee shall proceed with its business until such time as a

quorum of each committee is present and any member of said Committee may request a roll call at any time to determine the presence of a quorum. The roll call of the Conference Committee shall be from the printed Journals of the respective houses, or from an official list furnished by the Presiding Officer of the respective houses.

(d) Only matters in disagreement between the two (2) houses, or matters germane to the bill or resolution, shall be subject to consideration by the Conference Committee and a Conference Committee Report shall not be subject to amendment.

(e) In case of agreement by a majority of the members of each house, the Conference Committee Report shall first be made, with the papers referred accompanying it, to the house which refused to concur in amendments, and there acted upon, the action taken to be immediately reported, by Message, by the Secretary or the Clerk to the other house, the papers referred accompanying the Message. The Conference Committee Report shall be signed by all members of the Committee or by a majority of those of each house.

(f) In the event of the failure of either house to adopt the Conference Committee Report, the bill or resolution as reported by the Conference Committee shall remain with the house where the failure to adopt occurred and that house may, at any time thereafter, request further conference and the original or new conferees shall be appointed for the further consideration of amendments.

(g) In case the conferees of the two (2) houses are unable to agree they shall report that fact to both houses, and the bill shall accompany the report to the house in which it originated. The bill shall revert to the status it occupied before being sent to Conference Committee.

RULE 11 ANNOUNCEMENT OF MESSAGE

Messages between the houses are to be sent only while the receiving house is sitting.

RULE 12 ADOPTION AND AMENDMENTS OF JOINT RULES; VIOLATIONS

(a) Joint Rules shall be adopted in Joint Session by a majority vote of the membership of each house, or such Rules may be adopted by a concurrent resolution by a majority vote of the membership of each house. Thereafter said Rules may be amended, modified, or repealed only by the adoption of a concurrent resolution by a two-thirds ($\frac{2}{3}$) vote of the membership of each house.

(b) If either house violates a Joint Rule, a point of order may be raised in the other house, and decided in the same manner as in the case of violation of the Rules of such house. If it is decided that the Joint Rules have been violated, the bill or resolution involved in that violation shall be returned to the house wherein the alleged violation occurred without further action.

(c) Except for violation of a Joint Rule, any bill or resolution passed by one house and transmitted to the second house shall be deemed properly before said second house for consideration.

RULE 13 APPROPRIATION BILLS PRIVILEGED

Appropriation bills shall be privileged bills advanced upon the Calendar of both houses and take precedence over all other bills.

RULE 14 AMENDMENT OF BILLS OR RESOLUTIONS

Bills or resolutions under consideration must not be interlined or defaced. All amendments offered must be in writing, upon a separate sheet of paper, showing whether House or Senate bill, the number, and the section, line and page, or word, where the amendment begins shall be particularly noted, also the part stricken out, if any. A typewritten copy of all amendments which are adopted shall be attached to the original bill and transmitted to the other house.

RULE 15 COAUTHORS OF BILLS AND RESOLUTIONS

The addition of names, as coauthors, to any bill or resolution, by either house, shall not require the concurrence of the other; provided, however, if said name offered as a coauthor shall represent a member of the other house, then and in that event it shall require the request in writing by the member. The addition of coauthors shall not constitute an amendment to a bill or resolution.

RULE 16 DESIGNATION OF REGULAR SESSIONS

The regular session of the Legislature which convened in January, 1967, shall be designated as the "First Regular Session of the Thirty-first Oklahoma Legislature," and each Legislature subsequently convening in odd-numbered years shall be designated as the next consecutively-numbered Legislature. Beginning with the session convening in 1968, regular sessions convening in even-numbered years shall be designated as the "Second Regular Session of the . . . (same number as for the immediate prior regular session) Oklahoma Legislature."

**RULE 17
LEGISLATIVE PROCEDURE
SCHEDULE**

(a) The First Regular Session of each Legislature shall adhere to the following rules:

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

2. No deadlines shall be established for requesting the drafting of bills or joint resolutions, nor for their introduction during the First Regular Session, nor for reporting bills or joint resolutions from committee, except as provided in subsections 3 and 5 below.

3. The 35th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from committee shall not be placed on the Calendar for consideration in said house until the first day of the Second Regular Session.

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

5. The 59th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from committee shall not be placed on the Calendar for

consideration in said house until the first day of the Second Regular Session.

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

7. Upon a two-thirds ($\frac{2}{3}$) vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

8. Upon a two-thirds ($\frac{2}{3}$) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(b) The Second Regular Session of each Legislature shall adhere to the following rules:

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

2. The 11th legislative day shall be the final date for requesting the drafting of bills and joint resolutions for introduction.

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

4. The 27th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house.

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

6. The 43rd legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house.

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

8. Upon a two-thirds ($\frac{2}{3}$) vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

9. Upon a two-thirds ($\frac{2}{3}$) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(c) This Rule shall be inapplicable to any House or Senate bill dealing with reapportionment of legislative or congressional districts.

RULE 18 PENDING LEGISLATION AT ADJOURNMENT OF FIRST REGULAR SESSION

Any bill or joint resolution pending in the Legislature at the final adjournment of the First Regular Session of a Legislature shall carry over to the Second Regular Session with the same status as if there had been no adjournment; provided, however, that this Rule shall not apply to bills and joint resolutions pending in a Conference Committee at the time of said adjournment.

RULE 19 RECONSIDERATION OF BILLS AND JOINT RESOLUTIONS DURING SECOND REGULAR SESSION

It shall not be in order for either house, by suspension of the Rules or by any other means, to reconsider in the Second Regular Session the vote by which any bill or joint resolution was defeated in the First Regular Session.

RULE 20 NUMBERING OF BILLS IN SECOND REGULAR SESSION

Bills and resolutions introduced in the Second Regular Session of a Legislature shall be numbered consecutively with the last bill and resolution, respectively, introduced in the First Regular Session of the same Legislature.

RULE 21 RECALL OF BILLS AND JOINT RESOLUTIONS FROM THE GOVERNOR

Bills and joint resolutions presented to the Governor, and on which final action by the Governor is pending, may be recalled only by a concurrent resolution introduced in the house of origin of said bill or joint resolution and adopted by both houses; provided, however, bills and joint resolutions may be recalled from the Governor upon a joint request of the Presiding Officers of both houses for the exclusive purpose of correcting typographical and grammatical errors therein when such request for recall identifies the errors to be corrected. The amendment of such bill or joint resolution recalled on request of the Presiding Officers shall be limited to the correction of errors as stated in the recall request. The recall request shall be printed in full in the Journal of each house.

**RULE 22
FORM OF BILLS AND
JOINT RESOLUTIONS TO
AMEND EXISTING LAW**

(a) All bills and joint resolutions calling for legislative action to amend any provisions of existing law shall indicate such amendments when typewritten by underlining all new matter, and when printed by the use of capital letter type, and shall show matter stricken or eliminated from existing law when typewritten by striking through such language to be repealed, and when printed by the use of bold-face type enclosed in brackets.

(b) Any bill or joint resolution seeking to change existing statutes shall set forth in the title thereof a citation to all statutes to be repealed or amended and a brief summary of the subject matter dealt with in the existing statute.

**RULE 23
NUMERALS IN BILLS AND
JOINT RESOLUTIONS**

(a) In all bills and joint resolutions numerals shall be written out in words followed by the corresponding figures enclosed in parentheses.

(b) In all bills and joint resolutions specifying sums of money, such sums shall be written out in words followed in parentheses by the corresponding figures preceded by the dollar sign.

**RULE 24
JOINT HEARINGS**

With the concurrence of the Speaker and the President Pro Tempore, joint hearings before corresponding subject-matter com-

mittees of the two (2) houses may be held upon agreement of the chairmen of said committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby.

**RULE 25
USE OF CHAMBERS, OFFICES,
AND MEETING ROOMS**

The chambers, offices, and meeting rooms under the jurisdiction and control of the Legislature shall be used only for the official business of the Legislature during legislative sessions. No private organization, nonlegislative state agency or department, or the employees thereof, shall be permitted to use said chambers, offices, or meeting rooms during the interim between sessions without the consent of the Presiding Officer of the house having jurisdiction and control hereof. Committee meeting rooms under jurisdiction and control of one house of the Legislature may, with the consent of the Presiding Officer thereof, be used for committee meetings of the other house.

**RULE 26
DURATION OF JOINT RULES**

Joint Rules adopted by the First Regular Session of a Legislature shall be in full force and effect during both regular sessions of the same Legislature, unless amended, modified, or repealed as provided herein.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 29, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:50 p.m. to meet Thursday, January 29, 1981, at 1:30 p.m.

Fifteenth Legislative Day

Thursday, January 29, 1981

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

Roll Call:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cate, Dahl, Howard, Randle and Smith (Jerry L.).—5.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Daniel, the guest of Senator Howard.

INTRODUCTIONS

Senator Watson introduced Joseph E. Leonard, M.D., Edmond, as Doctor of the Day and Nancy Wimmer, Oklahoma City, medical student.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

James E. Durham, Okeene, as member to the Tourism and Recreation Commission.

Forrest Lee, Boley, as member to the Oklahoma Human Rights Commission.

Kenneth Nash, Oklahoma City, as member to the Police Pension and Retirement Board.

Avalon Reese, Muskogee, as member to the Oklahoma State Regents for Higher Education.

CONSENT CALENDAR

SB 110 by Combs of the Senate and Fitzgibbon of the House was read and considered.

Senator Combs moved that **SB 110** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 110** was considered engrossed and placed on Third Reading.

THIRD READING

SB 110 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cate, Dahl, Howard, Randle and Smith (Jerry L.).—5.

The bill and emergency passed.

SB 110 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 75, 88 and 96 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 112 by Keating and Cain of the Senate and McCorkell of the House was read and considered.

Senator Keating asked unanimous consent to amend **SB 112**, Page 8, Line 16, by changing the word "recognize" to read "recognized", which was the order.

Senator Young moved to amend **SB 112**, Page 7, Line 6, by striking after the word "deprived" and before the word "shall" on

Line 7, the language "or in need of supervision".

Senator Keating moved to table the Young motion to amend, which motion to table was declared adopted.

Senator Landis moved to amend **SB 112**, Page 8, Line 12, by adding after the word "treatment." the following language: "Said child's parent, guardian or custodian shall be responsible for such medical expenses as ordered by the Court.", which amendment was declared adopted.

Senator Keating moved that **SB 112**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 112** was considered engrossed and placed on Third Reading.

THIRD READING

SB 112 was read for the third time at length.

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

Aye: Branch, Cain, Clifton, Combs, Cullison, Cummins, Dennis, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Shedrick, Taliaferro, Tinsley, Watson, Winn and York.—32.

Nay: Boatner, Crow, Luton, Schuelein, Smith (Finis), Stipe and Young.—7.

Excused: Capps, Cate, Crutcher, Dahl, Howard, Howell, Randle, Smith (Jerry L.) and Terrill.—9.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Luton moved that the vote be reconsidered whereby **SB 112** passed.

COMMITTEE REPORTS

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

DO PASS:

SB 114 — Human Resources, coauthored by Shedrick, Luton, Young and Cullison.

SB 128 — General Government, coauthored by Twidwell (Principal House author), and be referred to the Consent Calendar.

DO PASS, as amended:

SB 113 — Natural Resources, coauthored by Fitzgibbon (Principal House author).

SECOND READING

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

- SB 157** — Business and Labor
- SB 158** — Appropriations
- SB 159** — Education
- SB 160** — Finance
- SB 161** — Judiciary
- SB 162** — Judiciary
- SB 163** — Finance
- SJR 6** — Finance
- HB 1019** — General Government
- HB 1023** — Business and Labor
- HB 1025** — Judiciary
- HB 1038** — Judiciary
- HB 1126** — General Government

FIRST READING

The following were introduced and read the first time.

SB 164 — By McDaniel.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305), which relates to sales tax exemptions; and adding exemption for sale of artificial limbs.

SB 165 — By Capps.

An Act relating to waters and water rights; amending 52 O.S. 1971, Section 142, 63 O.S. 1971, Sections 1-903, 1-905, 1-908, 1-909, 1-910, as last amended by Section 1, Chapter 138, O.S.L. 1979, 1-911, Sections 3, 4, as amended by Section 65, Chapter 47, O.S.L. 1979, and 5, Chapter 172, O.S.L. 1974 (63 O.S. Supp. 1980, Sections 1-910, 1-933, 1-934 and 1-935), Sections 5 and 12, Chapter 242, O.S.L. 1972, 82 O.S. 1971, Sections 934, as last amended by Section 3, Chapter 206, O.S.L. 1976 and 935 (82 O.S. Supp. 1980, Sections 926.5, 926.12 and 934), which relate to sewage disposal and waste water treatment; transferring certain duties from the Corporation Commission to the Oklahoma Water Resources Board; defining certain reporting duties of the State Board of Health; removing certain powers related to waters from the Commissioner of Health; transferring sewage permitting powers from the Commissioner of Health to the Oklahoma Water Resources Board; designating Water Resources Board as official agency to deal with federal agencies in certain areas; authorizing the acceptance and use of certain funds and property; transferring the Waste Water Research and Management Fund; authorizing administrative activities; authorizing investigations and other actions; removing certain powers related to waters from the Pollution Control Coordinating Board; providing for water quality standards; conferring powers and materials; directing recodifications; directing codification; repealing conflicting laws; providing for severability; providing an effective date; and declaring an emergency.

SB 166 — By Crow.

An Act relating to motor vehicles; providing authority of the Department of Public Safety to deny application for or cancel driver's license for persons with epilepsy; requiring reports; establishing penalty; providing for appeals; directing codification; and providing an effective date.

SCR 4 — By Dennis of the Senate and Murphy and Thompson of the House.

A Concurrent Resolution praising Leroy McClendon; expressing condolences; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1047, 1052, 1091, 1098 and 1121.**

HB 1047 — By Abbott, Draper, Baughman, Duckett, Monks, Caldwell and Widener of the House and Luton of the Senate.

[State Officers and Employees — Amending 74 O.S. Supp. 1980, Sections 913, 920A and 930.1 — Emergency]

HB 1052 — By Kelly, Denman, Riggs, Cotner, Morgan, Duckett, Conaghan, Camp and Craighead of the House and Cain of the Senate.

An Act relating to public health and safety; providing for certain good faith donations of food; limiting civil and criminal liability; allowing appropriate agencies to regulate or ban the use of certain food; defining terms; directing codification; and declaring an emergency.

HB 1091 — By Abbott, Shurden, Hooper and Duke of the House and McDaniel of the

Senate.

An Act relating to crimes and punishments; prohibiting escape or attempts to escape from lawful arrest or detention by a peace officer; providing certain penalties; directing codification; and providing an effective date.

HB 1098 — By Trent, Thompson, Whorton, Holden, Abbott, Kelly, Murphy, Caldwell and Anderson (Robert) of the House and Boatner of the Senate.

An Act relating to cities and towns; amending Section 49-101, Chapter 256, O.S.L. 1977, as amended by Section 8, Chapter 352, O.S.L. 1980 (11 O.S. Supp. 1980, Section 49-101); providing for volunteer firefighters pension; adding a minimum pension requirement for certain firefighters; requiring a report; and declaring an emergency.

HB 1121 — By Henry.

An Act relating to partnership; amending 54 O.S. 1971, Section 81; requiring filing and publication of certain certificates; specifying information to be included in such certificates; providing an exception; and providing an effective date.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 2, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:30 p.m. to meet Monday, February 2, 1981, at 1:30 p.m.

Sixteenth Legislative Day

Monday, February 2, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Howard, Pierce, Porter and Terrill.—4.

President Pro Tempore York declared a quorum present.

The following prayer was offered by Reverend Benjamin S. Patrick, Director of Department of Chaplaincy Services, Hillcrest Medical Center, Tulsa, the guest of Senator Randle.

O God and Father of us all, we thank Thee for the great State of Oklahoma — its heritage in history, its natural resources, its in-

dustries, its farms, and most of all its people. So, we ask Thy special favor on these who serve in this legislative body and who are entrusted with the awesome responsibility of leading, guiding, and representing the citizens of this State. Grant them wisdom and courage in this endeavor.

In a day when many in high places in this nation have proved unworthy of the offices that have been entrusted to them and when people often have lost faith in their government, may these in this Senate be outstanding examples of personal integrity and honesty. May they be sensitive to the problems and needs of this State, wise in their deliberations, and courageous in their actions that not only will the citizens of Oklahoma be served in the best way but also this State will be a shining example of wise, just, and responsible government.

We thank Thee for these whom the citizens of this State have believed in enough to assign the task of government. May they ever heed the prophet of old — to “do justly, love mercy, and walk humbly with their God.” Amen.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent to suspend Rules 5-4 and 5-5 to allow con-

sideration of **SCR 4**, which was the order. Upon request of Senator Martin, the Senate departed from the regular order of business to General Order.

GENERAL ORDER

SCR 4 by Dennis of the Senate and Murphy and Thompson of the House was read and considered.

Senator Dennis asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 4**, which was the order.

SCR 4, as coauthored, was read at length, adopted upon motion of Senator Dennis and ordered referred for engrossment.

INTRODUCTIONS

Senator Shedrick introduced Doug Franklin, Stillwater, medical student and Senator McCune introduced Stanley Rogers, D.O., Oklahoma City, as Doctors of the Day.

Senator Tinsley introduced Mary Gilmore, R.N., Kingfisher, as Nurse of the Day.

Senator Keating introduced Thomas Ashcroft, M.D., Tulsa, as Doctor of the Day.

CONSENT CALENDAR

Upon request of Senator Martin, on behalf of Senator Crow, **SBs 90, 91, 92** and **95** were withdrawn from the Consent Calendar and referred to General Order.

GENERAL ORDER

SB 14, considered on Page 135, by Landis of the Senate and Vaughn of the House was considered further.

Senator Clifton moved to amend **SB 14** by crippling the Title, which amendment was declared adopted.

Upon request of Senator Martin, on behalf of Senator Taliaferro, the amendment to **SB 14**, shown on Page 135, was withdrawn.

Senator Landis moved that **SB 14**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 14** was considered engrossed and placed on Third Reading.

THIRD READING

SB 14 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—37.

Nay: Branch, Crow, Dennis, Howell, Miller and Stipe.—6.

Excused: Howard, Pierce, Porter, Smith (Finis) and Terrill.—5.

The bill passed.

SB 14 was referred for engrossment.

Senators Howard and Pierce asked to be shown present, which was the order.

GENERAL ORDER

SB 93 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Keller moved to amend **SB 93**, Page 1, Line 2, by adding after the word

“repealed.” the following: “as to Turnpikes and Interstate Highways.”

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: Boatner, Branch, Capps, Cate, Clifton, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Moore, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Tinsley, Winn and York.—32.

Nay: Cain, Combs, Cullison, Keating, Keller, Kilpatrick, Landis, McCune, O'Connor, Pierce, Smith (Finis), Smith (Jerry L.), Watson and Young.—14.

Excused: Porter and Terrill.—2.

Senator Stipe moved that **SB 93** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 93** was considered engrossed and placed on Third Reading.

THIRD READING

SB 93 was read for the third time at length.

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

Aye: Branch, Capps, Cate, Clifton, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Lamb, Leonard, McDaniel, Martin, Miller, Moore, Pierce, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley and Winn.—28.

Nay: Boatner, Cain, Combs, Crutcher, Cullison, Howell, Keating, Kilpatrick, Landis, Luton, McCune, O'Connor, Ran-

dle, Rozell, Shedrick, Watson, York and Young.—18.

Excused: Porter and Terrill.—2.

The bill passed.

Senators Crutcher, Landis, Luton 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: 14. Excused: 2.

The emergency passed.

SB 93 was referred for engrossment.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 110 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 94 by Stipe and Moore of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 94** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 94** was considered engrossed and placed on Third Reading.

THIRD READING

SB 94 was read for the third time at length.

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

Aye: Branch, Capps, Cate, Clifton, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Lamb, Leonard, McDaniel, Martin, Miller, Moore, Pierce, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley and Winn.—29.

Nay: Boatner, Cain, Combs, Crutcher, Cullison, Howell, Keating, Kilpatrick, Landis, Luton, McCune, O'Connor, Randle, Rozell, Shedrick, Watson, York and Young.—18.

Excused: Porter.—1.

The bill passed.

Senators Crutcher, Landis, Luton and Rozell 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 94 was referred for engrossment.

GENERAL ORDER

SB 90 by Stipe and Johnson of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 90** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 90** was considered engrossed and placed on Third Reading.

THIRD READING

SB 90 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Porter and Smith (Finis).—2.

The bill and emergency passed.

SB 90 was referred for engrossment.

GENERAL ORDER

SB 92 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 92** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 92** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Stipe moved that the vote be reconsidered whereby **SB 92** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Cate moved to amend **SB 92**, Page 2, Line 6, by adding after the word "Conservation," and before the word "the" the following: "the Cerebral Palsy Center," which amendment was declared adopted.

Senator Stipe moved that **SB 92**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 92** was considered engrossed and placed on Third Reading.

THIRD READING

SB 92 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—41.

Nay: Keating, Leonard, Pierce and Young.—4.

Excused: Combs, Porter and Smith (Finis).—3.

The bill passed.

Senator Combs desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Nay: 4. Excused: 2.

The emergency passed.

SB 92 was referred for engrossment.

GENERAL ORDER

SB 95 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 95** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 95** was considered engrossed and placed on Third Reading.

THIRD READING

SB 95 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Schuelein, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—40.

Nay: Crow, Shedrick and Young.—3.

Excused: Howard, Moore, Porter, Randle and Smith (Finis).—5.

The bill passed.

Senator Howard desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Nay: 3. Excused: 4.

The emergency passed.

SB 95 was referred for engrossment.

LOBBYIST REGISTRATIONS

(Addendum since January 12, 1981, Page 79 — including organizations represented)

Armstrong, Harold Dean, American Mortgage Investment Co.

Bazhaw, Lana Jo, United Teaching Profession.

Benshoof, Jerome Allen, Transport Workers Union.

Blair, Rome J., Kansas City Southern Railway Co.

Borthick, James Anthony, Oklahoma State Society of Ophthalmologists, American Assn. of Child Care Centers, Oklahoma Youth Orchestra, Inc., and Consolidated Oil Service, Inc.

Brainard, Lawrence K., Oklahoma Oil Marketers Assn.

Brewer, Robert Andrew, Tulsa Public Schools.

Chatterton, Nancy R., Tulsa Public Schools.

Dillard, Jack Kelly, Tenneco Inc.

Dixon, Walter Thomas, Capitol Hill Funeral Home, Inc., Hahn-Cook Funeral Home, Inc., Resthaven Memory Gardens of Oklahoma City Trust, and Service Corporation International.

Dudley, Ed, Oklahoma Railways Committee.

Dyer, Claude Allen, National Education Assn., Oklahoma Education Assn., and Tulsa Classroom Teachers Assn.

Elder, Charles, Oklahoma Land Title Assn. and Oklahoma Assn. of Defense Counsel.

Erskine, John M., Jr., Standard Oil (Indiana) and its Amoco Subsidiaries.

Foster, Edd C., International Assn. of Machinists and Aerospace Workers.

Hampton, Joe Neal, Enid Board of Trade and Oklahoma Grain and Feed Assn.

Hartman, George L., Tulsa Public Schools.

Hatton, Jacqueline Eunice, American First Land Title Insurance Co.

Hicks, Robert L., Oklahoma Gas and Electric Co.

Howell, Peter B., Jr., American Airlines, Inc.

Hunt, David Bruce, United Teaching Profession and Oklahoma Education Assn.

Ingraham, Sandra Jo, Food Action Coalition.

Jameson, Richard L., Oklahoma Wildlife Federation.

Kelsey, Lyle Reed, Oklahoma State Medical Assn.

Ketchum, Michael L., Monsanto Co.

Lane, Jim E., United Parcel Service, Oklahomans for Better Banking, and Oklahoma Optometric Assn.

Lee, Carol J. Guess, Tulsa Public Schools.

Mayfield, Leo C., Cooperative Council Oklahoma School Administration.

McComber, George Mike, County Officers Association of Oklahoma.

Payne, Gary E., Alliance of American Insurers.

Rankin, Guy M., Great Southern Life, Representative.

Rhodes, Charlie William, Oklahoma Common Cause.

Robertson, Dan R., Atlantic Richfield Co.

Semrod, Joe, Liberty National Bank and Trust Co.

Sloan, Raymond Earl, The Upjohn Co.

Smith, Norman A., Montgomery Ward and Co.

Smyth, Barry Christopher, Gulf Oil Corp./Public Affairs.

Springer, Jack G., Oklahoma State Chamber of Commerce.

Thomason, M. Ruth, Tulsa Classroom Teachers Assn. and Oklahoma Education Assn.

Toma, Albert H., III, Fort Howard Paper Co.

Towner, James Neal, Blue Cross and Blue Shield of Oklahoma.

Ulman, James P., Oklahoma State Chamber of Commerce.

White, Michael L., Texaco Inc.

Whitsel, Ila Jane, Education Support Personnel of Oklahoma.

Wilson, J.E. "Jim", Oklahoma Gas and Electric Co.

SECOND READING

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

SB 164 — Finance
SB 165 — Natural Resources
SB 166 — General Government
HB 1047 — Finance
HB 1052 — Judiciary
HB 1091 — Judiciary
HB 1098 — Finance
HB 1121 — Business and Labor

FIRST READING

The following were introduced and read the first time:

SB 167 — By Crow.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 504, Section 4, Chapter 220, O.S.L. 1978, 519, as amended by Section 21, Chapter 220, O.S.L. 1978, 523, as last amended by Section 9, Chapter 277, O.S.L. 1979, Section 6, Chapter 220, O.S.L. 1978, 602, Section 29, Chapter 220, O.S.L. 1978, Section 31, Chapter 220, O.S.L. 1978, 604, as amended by Section 27, Chapter 220, O.S.L. 1978, 704, 706 and 1004 (68 O.S. Supp. 1980, Sections 504.1, 519, 523, 523.1, 602.1, 602.2 and 604), which relate to apportionment of motor fuel tax revenue for county roads and bridges; making apportionment to Department of Transportation; preserving apportionment formulas and purposes for which tax revenues are to be used; establishing county highway construction and maintenance fund; repealing Sections 12 and 13, Chapter 288, O.S.L. 1979 (68 O.S. Supp. 1980, Sections 530 and 531), which relate to authorization and administration of county motor fuel and diesel tax; providing severability; repealing conflicting laws; and stating an effective date.

SB 168 — By Crow.

An Act relating to Corporation Commission; authorizing owners of cotton gins to operate certain transport vehicles; directing codification; and declaring an emergency.

SB 169 — By McCune.

An Act relating to revenue and taxation; establishing a program of collection assistance to state agencies; providing for collection expenses; requiring notice; allowing hearings; directing division and deposit of monies collected; specifying priority of claims; providing for accounting; allowing disclosure; directing deposit of collection fees; allowing rulemaking; applying administrative procedures act; directing codification; providing severability; and providing an effective date.

SB 170 — By Johnston.

An Act relating to cities and towns; authorizing certain political activities by municipal employees; providing restrictions; prohibiting employer coercion; providing penalty; directing codification; and providing an effective date.

SB 171 — By Smith (Jerry).

An Act relating to intoxicating liquors; defining terms; repealing conflicting laws; providing for severability; directing codification; and declaring an emergency.

SB 172 — By Smith (Jerry).

An Act relating to schools; establishing certain high school graduation requirements; allowing the establishment of testing, retesting and remedial procedures; providing for certificates of completion; directing codification; providing an effective date; and declaring an emergency.

SB 173 — By Smith (Jerry).

An Act relating to intoxicating liquors; repealing 37 O.S. 1971, Sections 211, 212 and 214 through 218, which prohibit, except and provide penalties for the dispensing of certain alcoholic beverages where dancing is conducted; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1134**.

HB 1134 — By Twidwell and Thompson of the House and Keller of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 302 and 304; modifying provisions pertaining to the prevention or disturbance of legislative meetings; prohibiting certain conduct; modifying provisions pertaining to the prevention of the discharge of duties by legislative personnel; providing penalty; directing codification; and declaring an emergency.

The above numbered **HB** was read for the first time.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent that **SB 125** be withdrawn from the Committee on Judiciary and referred to the Committee on Business and Labor, which was the order.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 3, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:50 p.m. to meet Tuesday, February 3, 1981, at 1:30 p.m.

Seventeenth Legislative Day

Tuesday, February 3, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—45.

Excused: Cate, Porter and Winn.—3.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Patrick, the guest of Senator Randle.

INTRODUCTIONS

Senator Giles introduced Wayne Huey, D.O., Tuttle, and Senator Finis Smith introduced Steve Novack, Tulsa, medical student, as Doctors of the Day.

CONSENT CALENDAR

SB 128 by Terrill of the Senate and Tidwell of the House was read and considered.

Senator Terrill moved that **SB 128** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 128** was considered engrossed and placed on Third Reading.

THIRD READING

SB 128 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—45.

Excused: Cate, Porter and Winn.—3.

The bill and emergency passed.

SB 128 was referred for engrossment.

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

CONSENT CALENDAR

SJR 4 by Smith (Jerry) of the Senate and Graves of the House was read and considered.

Senator Watson asked to be named a co-author of **SJR 4**, which was the order.

Senator Jerry Smith moved that **SJR 4**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 4** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 4 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, and Young.—35.

Nay: Cain, Cullison, Dennis, Howell, Kilpatrick, Luton, Randle, Shedrick, Smith (Finis), Winn and York.—11.

Excused: Cate and Porter.—2.

The resolution passed.

SJR 4 was referred for engrossment.

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

GENERAL ORDER

SB 71 by Kilpatrick of the Senate and Gray of the House was read and considered.

Senator Howell asked to be named a coauthor of **SB 71**, which was the order.

Senator Kilpatrick moved that **SB 71**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 71** was considered engrossed and placed on Third Reading.

THIRD READING

SB 71 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Nay: Randle and Smith (Jerry L.).—2.

Excused: Porter.—1.

The bill and emergency passed.

SB 71 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

Pursuant to Rule 12-22, the following nonsubstantive error was corrected and approved: **SCR 4**, Page 1, Line 24, change the figure and word "24 years" to read "20 years".

SBs 14, 90, 92, 93, 94, 95 and **SCR 4** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 123 by Howard, Dennis and Boatner of the Senate and Fried of the House was read and considered.

Senators Stipe and Schuelein asked to be named coauthors of **SB 123**, which was the order.

Senator Johnston moved to amend **SB 123**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Shedrick moved to amend **SB 123**, Page 18, Line 9, by adding after the word "district" on Line 9 and before the word "shall" on Line 10, the following language: " , or a majority of all eligible employees," , which amendment was declared failed of adoption.

Senator Howard moved that **SB 123**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 123** was considered engrossed and placed on Third Reading.

THIRD READING

SB 123 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Kilpatrick, Landis, Luton, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—29.

Nay: Capps, Giles, Johnson, Johnston, Keating, Keller, Lamb, Leonard, McCune, Martin, Moore, O'Connor, Smith (Finis), Smith (Jerry L.), Watson and Young.—16.

Excused: Pierce and Porter.—2.

*Not Voting: Crutcher.—1.

*Senator Crutcher asked to be shown "not voting" on **SB 123** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

SB 123 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator McCune moved that the vote be reconsidered whereby **SJR 2** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Clifton, Crow, Crutcher, Cummins, Dennis, Green, Keating, Keller, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—28.

Nay: Capps, Cate, Combs, Cullison, Dahl, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Miller, Schuelein, Stipe and Winn.—16.

Excused: Howard, Pierce, Porter and Randle.—4.

THIRD READING

SJR 2 was read for the third time at length.

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

Aye: Cain, Clifton, Crow, Crutcher, Cummins, Dennis, Green, Keating, Keller, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Tinsley, Watson, York and Young.—25.

Nay: Boatner, Branch, Capps, Cate, Combs, Cullison, Dahl, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Miller, Schuelein, Stipe and Winn.—19.

Excused: Pierce, Porter, Randle and Taliaferro.—4.

The resolution passed.

SJR 2 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 117 — Judiciary, coauthored by Shedrick of the Senate and Williams (Penny) (Principal House author).

SB 129 — Judiciary.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

ELDAN E. BROWN, Oklahoma City, as a member of the Oklahoma Used Motor Vehicle and Parts Commission, to serve a six (6) year term ending June 30, 1986. Original appointment.

HENRY COOPER, Atoka, as a member of the State Board for Property and Casualty Rates, to serve a four (4) year term ending December 31, 1984. Original appointment.

HEBER FINCH, Sapulpa, as a member of the Alcoholic Beverage Control Board, to serve a seven (7) year term ending June 23, 1987. Mr. Finch will succeed Owen W. Lentz.

SAMUEL LEE GARNER, Hugo, as a member of the State Board of Nursing Homes, to serve an unexpired term ending July 1, 1982. Mr. Garner succeeds Syble Hawley Scott.

POCAHONTAS GREADINGTON, Tulsa, as a member of the State Board of Nursing Homes, to serve a three (3) year term ending October 1, 1983. Original appointment.

JOHN GROENDYKE, Enid, as a member of the Wildlife Conservation Commission, to serve an eight (8) year term ending July 1, 1988. Mr. Groendyke succeeds himself.

LLOYD LENTZ, Guthrie, as a member of the Oklahoma Real Estate Commission, to serve a three (3) year term ending July 1, 1983. Mr. Lentz succeeds himself.

J. MILTON PATRICK, Skiatook, as a member of the Grand River Dam Authority, to serve an unexpired term ending January 1, 1983. Mr. Patrick succeeds James Sneed.

AVALON B. REESE, Muskogee, as a member of the Oklahoma Regents for Higher Education, to serve a nine (9) year term end-

ing May 16, 1989. Ms. Reese will succeed Ruby Hall.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

- SB 167** — Finance
- SB 168** — Business and Labor
- SB 169** — Finance
- SB 170** — Business and Labor
- SB 171** — Judiciary
- SB 172** — Education
- SB 173** — Judiciary
- HB 1134** — Judiciary

FIRST READING

The following were introduced and read the first time:

SB 174 — By Rozell.

An Act relating to probate procedure; amending 58 O.S. 1971, Section 941, which relates to a legal presumption of death for absent or missing persons; providing time period; adding judicial determination of death for certain missing persons; and declaring an emergency.

SB 175 — By Capps.

An Act relating to waters and water rights; amending Sections 2, 4, 5, 6, 8, 9, 10, 11, 12, 13, and 16, Chapter 251, O.S.L. 1976, as amended by Sections 1, 3, 4, 5, 7, 8, 9, 10, 11, 12 and 15, Chapter 260, O.S.L. 1978, Section 7, Chapter 251, O.S.L. 1976, as last amended by Section 1, Chapter 137, O.S.L. 1979, and Section 13, Chapter 260, O.S.L. 1978 (63 O.S. Supp. 1980, Sections 2752, 2754, 2755, 2756, 2757, 2758, 2759, 2760, 2761, 2762, 2763, 2763.1 and 2765),

which relate to controlled industrial waste; transferring powers and duties from the State Department of Health to the Oklahoma Water Resources Board; requiring applicant to provide notice and insurance; requiring permits and disposal plans; allowing suspension and revocation of permits or licenses; providing for the initiation of civil or criminal action; prohibiting plowing of waste into soil; directing recodification; directing codification; repealing Sections 3 and 15, Chapter 251, O.S.L. 1976, as amended by Sections 2 and 14, Chapter 260, O.S.L. 1978 (63 O.S. Supp. 1980, Sections 2753 and 2764), which relate to the Director of the Controlled Industrial Waste Management Division of the State Department of Health and reciprocity of waste shipments; repealing conflicting laws; providing for severability; providing an effective date; and declaring an emergency.

SB 176 — By Capps of the Senate and Baughman of the House.

An Act relating to water and water rights; amending Section 6, Chapter 228, O.S.L. 1972 and Sections 8, 9 and 10, Chapter 180, O.S.L. 1973 (2 O.S. Supp. 1980, Sections 1406, 1427, 1428, and 1429), which relate to funds received by the Oklahoma Water Resources Board and counties; providing for creation and use of Oklahoma Weather Modification Fund; renaming County Weather Modification Fund; directing recodification; and providing an effective date.

SB 177 — By Boatner.

An Act relating to civil procedure; providing procedures for exploration damages to surface owners, tenants and lessees; providing procedures for ingress; including municipal ordinances; authorizing purchase of land, or lump-sum damages or annual damage payments; providing procedures for right-of-way; including service of process and appointing commission of freeholders; providing inspection for future damages; providing procedures for filing and report re-

cording; authorizing award, review of report and distribution; providing for appeals; providing for appointment and compensation of freeholders; granting certain authority to legal guardians; authorizing certain court order; providing for treble damages; repealing conflicting laws; directing codification; providing severability; and declaring an emergency.

SB 178 — By Boatner and Smith (Finis).

An Act relating to banks and trust companies; amending 6 O.S. 1971, Section 711, as amended by Section 10, Chapter 208, O.S.L. 1977 (6 O.S. Supp. 1980, Section 711), which relates to bank and trust company directors and officers; amending the requisite qualifications of such officers and directors; repealing conflicting laws; providing for severability; and declaring an emergency.

SB 179 — By Boatner and Smith (Finis).

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1550.1, 1550.2, 1550.21, 1550.22, 1550.23, 1550.24, 1550.25, 1550.26, 1550.27, 1550.28, 1550.29, 1550.30 and 1550.31, which relate to the Credit Card Crime Act; defining terms; including debit cards for electronic banking facilities; prohibiting certain uses of credit on debit cards; providing penalties; defining terms; including debit card; prohibiting use without consent of cardholder or issuer; defining offenses relating to theft, use, possession, sale, forgery, fraud, revoked cards, false representation and possession of equipment or materials to fraudulently reproduce credit and debit cards; and declaring an emergency.

SB 180 — By Dahl.

An Act relating to game and fish; amending Section 5-405, Chapter 17, O.S.L. 1974, as amended by Section 3, Chapter 171, O.S.L. 1977 (29 O.S. Supp. 1980, Section 5-405), which relates to furbearing animals; permitting the killing of furbearers under

certain conditions; providing an effective date; and declaring an emergency.

SCR 5 — By Smith (Finis) of the Senate and Willis of the House.

A Concurrent Resolution memorializing the United States Congress, the United States Treasurer and the Internal Revenue Service to cancel, reconsider, revoke, withdraw and vacate revenue procedure 80-240; and directing distribution.

SCR 6 — By Smith (Finis) of the Senate and Willis of the House.

A Concurrent Resolution memorializing the United States Congress, the United States Treasury and the Internal Revenue Service to cause Revenue Procedure 80-55 to be reconsidered, cancelled, vacated and withdrawn as being contrary to the best interests of the public; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1130 and 1151**.

HB 1130 — By Abbott, Draper, Mentzer and Duckett.

[Motor Vehicles — Amending 47 O.S. Supp. 1980, Sections 2-300, 2-305, 2-307, 2-311 and 6-101 — Law Enforcement Retirement — Emergency]

HB 1151 — By Murphy, Craighead and Rieger of the House and Johnson of the Senate.

An Act relating to cities and towns; amending Sections 12-102 and 12-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1980, Sections 12-102 and 12-103); providing for composition of town boards of trustees; increasing membership of town boards of trustees; prescribing residency requirements; providing that removal of a trustee from a ward shall not cause a vacancy in office; providing for nominations and elec-

tions; authorizing certain petitions; providing procedures and requirements; directing codification; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1004**.

HCR 1004 — By Kamas, Johnson, Manar, Baughman, Haney, Little, Milacek, Cotner, Hooper and Henshaw of the House and McDaniel of the Senate.

A Concurrent Resolution acknowledging receipt of the Oklahoma Comprehensive Water Plan as prepared and presented by the

Oklahoma Water Resources Board; approving and adopting, in principle, the plan; directing the Oklahoma Water Resources Board to proceed in its administration and planning activities consistent with the policies and recommendations stated in the plan; and directing distribution.

The above numbered Resolution was read the first time.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 4, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:45 p.m. to meet Wednesday, February 4, 1981, at 1:30 p.m.

Eighteenth Legislative Day

Wednesday, February 4, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Patrick, the guest of Senator Randle.

GENERAL ORDER

SB 114 by Combs, Shedrick, Luton, Young and Culison of the Senate and Hooper of the House was read and considered.

Senators Stipe, Keating, Moore, Cummins, McCune, Leonard, Lamb, Landis,

Capps and Giles asked to be named coauthors of **SB 114**, which was the order.

Pursuant to Joint Rule 15, Representative Hastings asked to be named a coauthor of **SB 114**, which was the order.

Senator Combs moved to amend **SB 114**, as follows:

Page 12, Line 17, insert after the word "used" and before the word "intended," the following: "or".

Page 12, Line 17, by striking the comma after the word "use" and before the word "or".

Page 12, Lines 17 and 18, by striking after the word "use" and before the word "in" the following language: "or designed for use," which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 13, Lines 10 and 11, by striking after the word "use" on Line 10, and before the word "in" on Line 11, the following language: "or designed for use", and by inserting the word "or" after the word "used," and before the word "intended", on Page 13, Line 10, which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Pages 13 and 14, Line 18, by striking after the word "use" and before the word "in" on Line 1, Page 14, the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended", on Page 13, Line 18, which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, as follows: By striking after the word "use", Page 14, Line 7, and before the word "in" on Line 8, the following language: ", or designed for use", and by inserting the word "or" after the word "used," on Line 6, Page 14, before the word "intended" on Line 7, Page 14; and by striking on Page 14, Line 12, after the word "use" and before the word "in", the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended" on Line 11, Page 14; by striking on Page 14, Line 18, after the word "use" the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended" on Lines 17 and 18, Page 14, which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 15, as follows: By striking after the word "use" on Line 6 and before the word "in" on Line 7, the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended" on Line 6, Page 15; Page 15, Lines 10 and 11 by striking after the word "use" on Line 10, and before the word "in" on Line 11, the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended" on Lines 9 and 10, Page 15; and Page 15, Line 16, by striking after the word "use", the following language: ", or designed for use" and by inserting the word "or" after the word "used," and before the word "in-

tended" on Lines 15 and 16, Page 15, which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 16, by striking after the word "use" on Line 3, and before the word "in", the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended" on Line 2, Page 16; Page 16, Lines 7 and 8 by striking after the word "use" on Line 7 and before the word "in" on Line 8, the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended" on Lines 6 and 7, Page 16; Page 16, Line 13, by striking after the word "use" and before the word "in" the following language: ", or designed for use"; and by inserting the word "or" after the word "used," and before the word "intended" on Line 12, Page 16; Page 16, Lines 17 and 18, by striking after the word "use" and before the word "in" on Line 18, the following language: ", or designed for use", and by inserting the word "or" after the word "used," and before the word "intended" on Line 17, Page 16, which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 18, Lines 10 and 11, by striking after the word "gins" and before the word "intended" the following language: "designed for use or", which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 19, by striking after the word "persons" on Line 11, and before the word "intend" on Line 12, the following language: "whom he knows, or should reasonably know," and by inserting in lieu thereof the following language: "who"; Page 19, Line 15, by striking after the word "is" and before the word "drug", the following language: "designed for use as", which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 20, Line 3, by striking all of the language on Line 3: "8. National and local advertising concerning its use;" and by renumbering the remaining sections, which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 22, by striking after the word "circumstances" on Line 4, and before the word "that" on Line 5, the following language: "where one reasonably should know, that" and by inserting in lieu thereof the following language: "in which", which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 22, by striking all of the language on Lines 14 through 18 on Page 22, and Lines 1 through 3 on Page 23, and by renumbering the remaining sections, which amendment was declared adopted.

Senator Combs moved to amend **SB 114**, Page 26, Line 8, by adding a new Section 6 to read as follows: "Section 6. Severability. — 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 the remaining sections and amending the Title to conform, which amendment was declared adopted.

Senator Combs moved that **SB 114**, as coauthored and amended, be advanced.

Pursuant to Rule 12-7, **SB 114** was considered engrossed and placed on Third Reading.

THIRD READING

SB 114 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Nay: Smith (Finis).—1.

The bill passed.

SB 114 was referred for engrossment.

INTRODUCTIONS

Senator Cullison, on behalf of Senator Dahl, introduced Rudolph J. Wolf, D.O., Skiatook, and Senator Winn introduced Kirk Gastineau, Clinton, medical student, as Doctors of the Day.

Senator Watson introduced Adelina Tonguette, R.N., Oklahoma City, as Nurse of the Day.

Upon request of Senator Martin, the Senate departed to the following Order of Business:

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 162.

Senator Crow asked unanimous consent that the name "Heber Finch" be stricken from the list of Gubernatorial nominations in the Committee Report on Executive Nominations, and considered by the Senate separate and apart from the list of nominees in said Committee Report, which was the order.

The roll was ordered called on the Johnson motion to adopt the Committee Report on Executive Nominations, as amended by the Crow request, which motion was declared adopted, the roll call thereon resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

Senator Johnson moved the confirmation of Heber Finch, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Randle, Schuelein, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, York and Young.—35.

Nay: Cate, Combs, Crow, Keating, Leonard, Martin, Miller, Porter, Rozell, Shedrick, Smith (Finis), Tinsley and Winn.—13.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 71, 123, 128 and SJRs 2 and 4 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 117 by Boatner and Shedrick of the Senate and Williams (Penny) of the House was read and considered.

Senators Cate and York asked to be named coauthors of **SB 117**, which was the order.

Senator Boatner moved that **SB 117** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 117** was considered engrossed and placed on Third Reading.

THIRD READING

SB 117 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dennis, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Watson, Winn, York and Young.—31.

Nay: Capps, Cummins, Dahl, Giles, Johnson, Keating, Lamb, Landis, Martin, Moore, Pierce, Randle, Schuelein, Stipe, Taliaferro and Tinsley.—16.

Excused: Porter.—1.

The bill passed.

SB 117 was referred for engrossment.

GENERAL ORDER

SB 129 by Smith (Finis) of the Senate and Riggs of the House was read and considered.

Senator Finis Smith moved that **SB 129** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 129** was considered engrossed and placed on Third Reading.

THIRD READING

SB 129 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Moore, Porter, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, York and Young.—26.

Nay: Boatner, Capps, Crow, Crutcher, Giles, Green, Keating, Keller, Landis, McCune, Martin, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Terrill, Watson and Winn.—20.

Excused: Miller and Tinsley.—2.

The bill passed.

Senators Martin, Capps, Green, Landis, Shedrick, Randle and Schuelein desired to vote aye on the emergency.

On the questions of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 13. Excused: 2.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Crow moved that the vote be reconsidered whereby **SB 129** and the emergency passed.

COMMITTEE REPORTS

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

DO PASS:

SB 103 — General Government, and be referred to the Consent Calendar.

SB 105 — General Government

SB 106 — General Government

SB 107 — General Government, and be referred to the Consent Calendar.

SB 133 — General Government, co-authored by Talley (Principal House author), and be referred to the Consent Calendar.

SB 147 — Finance, coauthored by Vanatta (Principal House author).

SB 152 — Finance, coauthored by Manning (Principal House author).

SCR 2 — Finance, coauthored by Taliaferro.

SR 6 — General Government, coauthored by Keating, and be referred to the Consent Calendar.

DO PASS, as amended:

SB 97 — Finance, coauthored by Milacek (Principal House author).

SECOND READING

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

SB 174 — Judiciary

SB 175 — Natural Resources

SB 176 — Finance

SB 177 — Natural Resources

SB 178 — Business and Labor

SB 179 — Judiciary

SB 180 — Agriculture

SCR 5 — Finance

SCR 6 — Finance

HB 1130 — Finance

HB 1151 — General Government

HCR 1004 — Natural Resources

FIRST READING

The following were introduced and read the first time:

SB 181 — By Luton.

An Act relating to crimes and punishments; prohibiting minors from playing bingo; repealing Section 13, Chapter 265, O.S.L. 1973 (21 O.S. Supp. 1980, Section 995.13), which permits minors accompanied by a parent or guardian to play bingo in licensed facilities; directing codification; and providing an effective date.

SB 182 — By Luton of the Senate and Denman of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 328.15, 328.21 and 328.28, which relate to the State Dental Act; expanding the contractual powers of the Board; modifying the examination procedure; revising the unlawful practices and rules of professional conduct; providing severability; and repealing conflicting laws.

SB 183 — By Clifton.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.7, as amended by Section 1, Chapter 84, O.S.L. 1980 (57 O.S. Supp. 1980, Section 332.7), which relates to the duty of review, consideration and parole recommendations by the Pardon and Parole Board, with certain exceptions; increasing prohibitions for parole recommendations for certain convicted felons; and providing an effective date.

SB 184 — By Clifton of the Senate and Peterson of the House.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 735, 759 and 814, which relate to the issuance of execution within five years, or the judgment becomes dormant; providing certain exceptions; providing for recording of executions; providing for appraisal, providing for costs;

providing for execution to sheriff of another county; adding clarification for certain provisions; repealing 12 O.S. 1971, Section 706.1, which relates to time limitations on liens and judgments; and providing an effective date.

SB 185 — By Clifton.

An Act relating to corporations; amending 18 O.S. 1971, Sections 804, 806, 807, 809, 810, as amended by Section 1, Chapter 6, O.S.L. 1979, 811 and 814 (18 O.S. Supp. 1980, Section 810), which relate to the formation and operation of professional corporations; allowing related professionals to incorporate; and providing an effective date.

SB 186 — By Luton of the Senate and Barker of the House.

An Act relating to civil procedure; authorizing attorney's fee set by the court to prevailing party in defamation action; requiring fee to be taxed and collected as costs; repealing 12 O.S. 1971, Section 1446, which establishes a minimum judgment in a defamation action, requires attorney's fee and costs for defendant in certain cases; directing codification; and declaring an emergency.

SB 187 — By Cate.

An Act relating to intoxicating liquors; amending 37 O.S. 1971, Section 241, which prohibits the sale, barter or gift of intoxicating liquors to minors; defining minor; requiring seller to request and review documentation of age; providing penalty; providing penalty for false documentation of age; providing penalty for delivery of alcoholic beverage to a minor; providing penalties for first and subsequent offenses by seller; repealing conflicting laws; providing severability; directing codification; and declaring an emergency.

SB 188 — By Crutcher of the Senate and Willis of the House.

An Act relating to the Corporation Commission; amending Section 1, Chapter 291,

O.S.L. 1975 (17 O.S. Supp. 1980, Section 160.1), which relates to the ratemaking authority and general jurisdiction of the Corporation Commission; excluding certain steam supply systems operated by public trusts; and declaring an emergency.

SJR 7 — By Clifton of the Senate and Peterson of the House.

A Joint Resolution relating to the State Legislature; directing the re-creation of a special committee on the study of land records systems; providing for the appointment of members, chairman and vice chairman; authorizing expenditures and procedures for expenses of members, per diem and mileage; prescribing scope and purpose of study; requiring reports and recommendations; and declaring an emergency.

SJR 8 — By Johnson of the Senate and Sanders of the House.

A Joint Resolution directing a legislative study of the license sales of the Oklahoma Department of Wildlife Conservation; providing a deadline; and declaring an emergency.

SR 7 — By Pierce.

A Resolution rejecting the rule of the Council on Law Enforcement Education and Training requiring a minimum of three hundred police basic training hours; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1030, 1060, 1120 and 1141**.

HB 1030 — By Baughman, Glover, Monks, Peterson, Reimer, Davis (Frank), Conaghan, Whorton, Thompson and Vanatta of the House and Landis of the Senate.

An Act relating to counties and county officers; authorizing the board of county commissioners to offer limited rewards concerning certain crimes; authorizing creation

and maintenance of county reward funds; providing penalties; directing codification; and declaring an emergency.

HB 1060 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to insurance; amending 36 O.S. 1971, Section 312.1, as last amended by Section 10, Chapter 30, O.S.L. 1979 (36 O.S. Supp. 1980, Section 312.1); providing for the disbursement of certain fees and taxes; providing for a special disbursement to the Firefighters Pension and Retirement Board; and declaring an emergency.

HB 1120 — By Henry, Vanatta, Twidwell, Harbin, Cotner, Morgan, Davis (Guy) and Duckett.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 1751 and 1759, as amended by Sections 1 and 2, Chapter 253, O.S.L. 1976 (12 O.S. Supp. 1980, Sections 1751 and 1759); authorizing certain small claims suits; increasing the allowable monetary amount of such claims; providing procedure for claims, counterclaims, setoffs and judgments in excess of such amount; and providing an effective date.

HB 1141 — By Weichel, Murphy, Duckett, Davis (Guy) and Widener.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-101, as last amended by Section 23, Chapter 357, O.S.L. 1980 (47 O.S. Supp. 1980, Section 6-101); requiring certain licenses; providing procedures for issuing and renewing certain licenses; fixing fees; exempting certain persons from paying fees; providing that certain licenses have no expiration date; authorizing the promulgation of rules and regulations; providing for disbursement of funds; providing for employment of additional personnel; and providing an effective date.

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

BILL RELEASED

SB 112 was referred for engrossment.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand ad-

journed to meet Thursday, February 5, 1981, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:00 p.m. to meet Thursday, February 5, 1981, at 11:00 a.m.

Nineteenth Legislative Day

Thursday, February 5, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniell, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn, York and Young.—37.

Excused: Crow, Dennis, Howard, Keating, Luton, Miller, Rozell, Smith (Finis), Smith (Jerry L.), Stipe and Tinsley.—11.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Patrick, the guest of Senator Randle.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Mary Carolyn Bonds, Muskogee, as member to the Department of Libraries Board.

Julia M. Thomas, Midwest City, as member to the Board of Regents of Oscar Rose Junior College.

CONSENT CALENDAR

SR 6 by Capps and Keating was read and considered.

SR 6 was adopted upon motion of Senator Capps and referred for enrollment.

CONSENT CALENDAR

SB 133 by Cate and Giles of the Senate and Talley of the House was read and considered.

Senator Cate moved that **SB 133** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 133** was considered engrossed and placed on Third Reading.

THIRD READING

SB 133 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn and York.—35.

Nay: Boatner and Young.—2.

Excused: Crow, Dennis, Howard, Keating, Luton, Miller, Rozell, Smith (Finis), Smith (Jerry L.), Stipe and Tinsley.—11.

The bill and emergency passed.

SB 133 was referred for engrossment.

GENERAL ORDER

SB 137 by McDaniel of the Senate and Kelly of the House was read and considered.

Senator McDaniel moved that **SB 137** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 137** was considered engrossed and placed on Third Reading.

THIRD READING

SB 137 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn, York and Young.—37.

Excused: Crow, Dennis, Howard, Keating, Luton, Miller, Rozell, Smith (Finis), Smith (Jerry L.), Stipe and Tinsley.—11.

The bill and emergency passed.

SB 137 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 146 — Agriculture, and be referred to the Consent Calendar.

SB 150 — Agriculture

SR 2 — Natural Resources, coauthored by Branch, Green, Howell, Landis, McDaniel and Moore.

DO PASS, as amended:

CS for SB 12 — Human Resources, coauthored by Harbin (Principal) and Hamilton of the House.

SB 18 — Education

SR 5 — Natural Resources, coauthored by Branch, Green, Landis and Moore.

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

SECOND READING

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

- SB 181** — Judiciary
- SB 182** — Business and Labor
- SB 183** — Judiciary
- SB 184** — Judiciary
- SB 185** — Business and Labor
- SB 186** — Judiciary
- SB 187** — Judiciary
- SB 188** — Business and Labor
- SJR 7** — Judiciary

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent, which was granted, that when **SJR 8** is read the second time it be referred direct to the Calendar.

SECOND READING (Continued)

The following were read the second time and referred to the Committees or as otherwise indicated:

- SJR 8** — Direct to Calendar
- SR 7** — Education
- HB 1030** — General Government
- HB 1060** — Appropriations
- HB 1120** — Judiciary
- HB 1141** — Finance

FIRST READING

The following were introduced and read the first time:

SB 189 — By Keating.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 351, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2358), which relates to determination of Oklahoma taxable income and Oklahoma adjusted gross income; adding deduction for artists' contribution of work; defining terms; repealing conflicting laws; providing severability; and providing an effective date.

SB 190 — By Keating.

An Act relating to officers; providing short title; defining terms; establishing pro-

cedures for causes of action in tort against the state and its entities for acts or omissions of state officers or employees; waiving sovereign immunity with certain limitations; allowing liability for injury or damage within a maximum amount; providing for apportionment among multiple claimants; authorizing the purchase of insurance; excluding certain evidence; directing the payment of judgment or settlement; prescribing the defense of the action; providing for severability; directing codification; setting an effective date; and declaring an emergency.

SB 191 — By Crow of the Senate and Weichel of the House.

An Act relating to labor; amending 40 O.S. 1971, Sections 196.2 and 196.6, which relate to minimum wages on public works; defining prevailing wage and review board; creating Labor Commission Review Board; modifying time for determination of prevailing wage, adding requirement concerning payrolls, providing that commissioner establish prevailing wage rates for certain classes of public works, establishing certain public works classifications, requiring certain information from commissioner, and transferring certain authority from commissioner to review board; providing severability; and declaring an emergency.

SB 192 — By Crow of the Senate and Weichel of the House.

An Act relating to labor; repealing 40 O.S. 1971, Sections 196.1, 196.2, 196.3, 196.4, 196.5, 196.6, 196.7, 196.8, 196.9, 196.10, 196.11 and 196.12, which relate to minimum wages on public works; providing severability; and declaring an emergency.

SB 193 — By Pierce.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1283, which prohibits a felon from carrying a firearm; further prohibiting felon to have firearm about his person; defining term; prohibiting persons to possess sawed-off shot-

guns; providing penalty; directing codification; and providing an effective date.

SB 194 — By Shedrick.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1283, which prohibits felons from carrying firearms; adding prohibition of possession and accessible proximity of firearms; and declaring an emergency.

SB 195 — By Clifton of the Senate and Peterson of the House.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1289, as last amended by Section 1, Chapter 278, O.S.L. 1979 (12 O.S. Supp. 1980, Section 1289); providing for periodic payments and termination of alimony payments; providing for payments pertaining to support and property division; providing for certain liens; requiring certain court orders or judgments to be filed with the county clerk; providing jurisdiction; and providing an effective date.

SB 196 — By Howell and Smith (Finis).

An Act relating to corporations; amending 18 O.S. 1971, Section 1.153, which relates to amendments of articles of incorporation; modifying the class of share holders entitled to vote; and providing an effective date.

SB 197 — By Howell.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 946, as amended by Section 15, Chapter 246, O.S.L. 1972 (63 O.S. Supp. 1980, Section 946), which relates to the exhuming of bodies; providing for a hearing upon application for exhumation by a district attorney; requiring notice be given to decedent's family; and providing an effective date.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1039, 1058, 1131 and 1139.

HB 1039 — By Hooper.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 1-134, as amended by Section 1, Chapter 304, O.S.L. 1978 and 1-136, as amended by Section 3, Chapter 304, O.S.L. 1978 (47 O.S. Supp. 1980, Sections 1-134 and 1-136); providing for inclusion of motorized bicycle in definition of motor vehicle and motor-driven cycle; and providing an effective date.

HB 1058 — By Denman, Davis (Guy), Duke, Cunningham, Kelly, Vaughn, Kamas, Johnson, Morgan, Robinson, Taylor, Lancaster, Joiner, Widener and Hooper of the House and Crow of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 581, 584 and 588; modifying definition of the practice of optometry; expanding requirements for issuance of a certificate to practice optometry; modifying prohibited acts; providing penalty; and providing an effective date.

HB 1131 — By Mentzer.

An Act relating to the Council on Law Enforcement Education and Training; amending 70 O.S. 1971, Section 3311, as last amended by Section 1, Chapter 225, O.S.L. 1980 (70 O.S. Supp. 1980, Section 3311); specifying duties and powers of the Council on Law Enforcement Education and Training; modifying procedure of reimbursement of certain expenses; and declaring an emergency.

HB 1139 — By Kamas, Johnson, Manar, Baughman, Craighead, Haney, Little, Milacek, Cotner and Hooper of the House and McDaniel of the Senate.

An Act relating to waters and water rights; amending Section 14, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1980, Section 1085.14); providing for the continuing study of the state's water laws; requesting recommendations; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1006**.

HCR 1006 — By Hobson, Denman, Bradley, Sparkman, Fitzgibbon, Gray, Hopkins, Kelly, Reimer, Vaughn, Cox, Hamilton, Glover, Draper, Whorton, Holt, Duke, Willis, Barker, and Trent of the House and York, Kilpatrick and Cate of the Senate.

A Concurrent Resolution changing the name of the "Oklahoma Cerebral Palsy Center" to the "J.D. McCarty Center for Handicapped Children"; and directing distribution.

The above numbered Resolution was read the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 112, 114 and 117 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 6 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SPECIAL INTRODUCTIONS

Senator Martin introduced Mrs. Ira Hall and Mrs. Mark Everett to the members and asked unanimous consent, which was granted, that they be allowed privileges of the floor. Mrs. Hall, on behalf of the Oklahoma Historical Society, addressed the Senate on the subject of "Black Heritage Month."

CONSENT CALENDAR

On request of Senator Crutcher, **SB 107** was withdrawn from the Consent Calendar and referred to General Order.

INTRODUCTIONS

Senator Lamb introduced Winfield Scott, D.O., Enid and Senator Martin introduced Matt Loewen, Ardmore, medical student, as Doctors of the Day.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 9, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 11:35 a.m. to meet Monday, February 9, 1981, at 1:30 p.m.

Twentieth Legislative Day

Monday, February 9, 1981

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

Roll Call:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Winn, York and Young.—37.

Excused: Crow, Howard, Howell, Johnston, Keller, Pierce, Porter, Smith (Finis), Stipe, Terrill and Watson.—11.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Clarence Edward Smith, Calvary Tabernacle Pentecostal Church of God, Lawton, the guest of Senator Taliaferro.

SPECIAL INTRODUCTION

Senator Keating introduced 'Emeka Chukwujindu, Legislative Assistant of the

National Assembly of Nigeria, and Joe Chukwurah, Editor, Anambra State House of Assembly, Nigeria, to the members and asked unanimous consent that they be granted privileges of the floor for the extension of their visit to Oklahoma, February 9-20, which was the order.

CONSENT CALENDAR

SJR 8 by Johnson of the Senate and Sanders of the House was read and considered.

Senator Johnson moved that **SJR 8** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 8** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 8 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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green,

Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Winn, York and Young.—36.

Excused: Crow, Howard, Howell, Johnston, Keller, Luton, Pierce, Porter, Smith (Finis), Stipe, Terrill and Watson.—12.

The resolution and emergency passed.

SJR 8 was referred for engrossment.

INTRODUCTIONS

Senator Keating introduced Edwin Berger, D.O., Tulsa, and Senator Cullison, on behalf of Senator Finis Smith, introduced B.J. Woods, Jenks, medical student, as Doctors of the Day. Mrs. Edwin Berger was also introduced.

Senator Taliaferro, on behalf of Senator Terrill, introduced Delores Kruger, R.N., Lawton as Nurse of the Day.

Senators Crow, Howard and Howell asked to be shown present, which was the order.

GENERAL ORDER

SB 152 by Shedrick of the Senate and Manning of the House was read and considered.

Senator Cate asked to be named a coauthor of **SB 152**, which was the order.

Senator Cate moved that **SB 152**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 152** was considered engrossed and placed on Third Reading.

THIRD READING

SB 152 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Winn, York and Young.—39.

Excused: Johnston, Keller, Luton, Pierce, Porter, Smith (Finis), Stipe, Terrill and Watson.—9.

The bill and emergency passed.

SB 152 was referred for engrossment.

Senators Pierce, Keller and Johnston asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 133 and 137 and SJR 8 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

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

DO PASS:

SB 132 — Education, coauthored by Keller, Moore and O'Connor.

DO PASS, as amended:

SB 144 — Human Resources.

SECOND READING

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

SB 189 — Finance

SB 190 — Judiciary

SB 191 — Business and Labor

SB 192 — Business and Labor

SB 193 — Judiciary

SB 194 — Judiciary

SB 195 — Judiciary

SB 196 — Business and Labor

SB 197 — Human Resources

HB 1039 — General Government

HB 1058 — Human Resources

HB 1131 — Education

HB 1139 — Natural Resources

HCR 1006 — Human Resources

FIRST READING

The following were introduced and read the first time:

SB 198 — By Tinsley and Howell.

An Act relating to railroads; amending 66 O.S. 1971, Sections 252, 253, 254 and 255, which relate to required structure and equipment of cabooses; excluding certain trains from compliance; providing for the use of an occupied caboose as the rear car on certain trains; providing exceptions; requiring certain equipment; providing for extensions of time for compliance; empowering the Corporation Commission with investigatory and enforcement authority and duties; repealing 66 O.S. 1971, Sections 251 and 269, which relate to the applicability of and penalties for a violation of caboose regulations; directing codification; and setting an effective date.

SB 199 — By Capps of the Senate and Hill of the House.

An Act relating to agriculture; amending Section 3, Chapter 2, O.S.L. 1980 (2 O.S. Supp. 1980, Section 1903), which relates to the Oklahoma Fuel Alcohol Act; modifying state permits and fees; conforming to the Bureau of Alcohol, Tobacco and Firearms regulations; maintaining security of plant premises; requiring the recordation of quantities of spirits produced, received and rendered unfit for beverage use; providing for regulation of spirits rendered unfit for beverage use with exceptions; regulating the sale of ethyl alcohol and gasoline mixtures; providing for severability; and declaring an emergency.

SB 200 — By Tinsley.

An Act relating to waters and water rights; amending 82 O.S. 1971, Sections 1501-103 and 1501-205, as amended by Section 159, Chapter 30, O.S.L. 1979 (82 O.S. Supp. 1980, Section 1501-205), which relate to the Oklahoma Conservation Commission; defining additional terms; authorizing jurisdiction over nonpoint source programs; directing administration of a cost/share program; and declaring an emergency.

SB 201 — By Cate of the Senate and Hobson of the House.

An Act relating to waters and water rights; amending Section 19, Chapter 248, O.S.L. 1972 (82 O.S. Supp. 1980, Section 1020.19), which relates to the metering of water wells; and providing additional authority for the Oklahoma Water Resources Board to meter water wells.

SB 202 — By Smith (Jerry).

An Act relating to consumer credit; adding a limitation on creditors' remedies; providing for notice and time to respond to guarantors of deficient or defaulted consumer credit transactions; providing for codification; repealing conflicting laws; and declaring an emergency.

SJR 9 — By McDaniel of the Senate and Murphy of the House.

A Joint Resolution relating to the renaming of the "East Central Oklahoma Health Social Services Center" as the "Miller-Abbott Health Social Services Center"; directing the Board of Affairs to cause a suitable marker to be placed on the building; directing distribution; and declaring an emergency.

SR 8 — By Stipe.

A Resolution memorializing the Department of Tourism and Recreation to formulate

a comprehensive plan for a state park surrounding the Cowboy Hall of Fame; and directing distribution.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 10, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 1:55 p.m. to meet Tuesday, February 10, 1981, at 1:30 p.m.

Twenty-first Legislative Day

Tuesday, February 10, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—43.

Excused: Clifton, Luton, Smith (Finis), Stipe and Winn.—5.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Smith, the guest of Senator Taliaferro.

CONSENT CALENDAR

SB 146 by Capps of the Senate and Weichel of the House was read and considered.

Senator Capps moved that **SB 146** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 146** was considered engrossed and placed on Third Reading.

THIRD READING

SB 146 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—43.

Excused: Clifton, Luton, Smith (Finis), Stipe and Winn.—5.

The bill passed.

SB 146 was referred for engrossment.

Senators Luton and Winn asked to be shown present, which was the order.

INTRODUCTIONS

Senator Johnson introduced Thomas Pickard, D.O., Poteau, and Steve Morris, Tulsa, medical student, as Doctors of the Day. On behalf of Senator Combs, Senator Johnson introduced Susan Hire, R.N., Bethany, as Nurse of the Day.

GENERAL ORDER

SB 12 by Landis of the Senate and Harbin and Hamilton of the House was read and considered.

Senator Landis moved to amend **SB 12**, Page 6, Line 9, as follows: Removing the semicolon after the word "disease" and by adding after the word "and" the following language: "an HCG urine test to determine the presence of pregnancy at time of alleged rape; and", which amendment was declared adopted.

Senator Crow moved to amend **SB 12**, Page 8, Line 8½ as follows: By adding a new Section 11 to read as follows: "Section 11. No person shall be eligible for any benefits of the "Rape Victims Emergency Treatment Act" without a signed statement from the district attorney which certifies that the victim has fully cooperated in apprehension and prosecution of the rapist.", and by re-numbering the remaining sections.

Senator Cummins moved to table the Crow amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Combs, Cummins, Dahl, Keller, Kilpatrick, Randle, Schuelein, Smith (Jerry L.), Terrill, York and Young.—13.

Nay: Boatner, Branch, Capps, Crow, Crutcher, Cullison, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Shedrick, Taliaferro, Tinsley, Watson and Winn.—32.

Excused: Clifton, Smith (Finis) and Stipe.—3.

Senator Crow pressed his motion to amend, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Combs, Crow, Crutcher, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Landis, McCune, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Taliaferro, Tinsley and Winn.—24.

Nay: Branch, Cain, Cate, Cullison, Cummins, Dahl, Howell, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Randle, Schuelein, Shedrick, Smith (Jerry L.), Terrill, Watson, York and Young.—21.

Excused: Clifton, Smith (Finis) and Stipe.—3.

Senator Landis moved that **SB 12**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 12** was considered engrossed and placed on Third Reading.

THIRD READING

SB 12 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Nay: Boatner, Keating, O'Connor and Pierce.—4.

Excused: Clifton, Smith (Finis) and Stipe.—3.

The bill passed.

SB 12 was referred for engrossment.

GENERAL ORDER

SR 2 by Giles, Branch, Green, Howell, Landis, McDaniel and Moore was read and considered.

SR 2 was read at length, adopted upon motion of Senator Giles and referred for enrollment.

GENERAL ORDER

SR 5 by Giles, Branch, Green, Landis and Moore was read and considered.

SR 5 was read at length, adopted upon motion of Senator Giles and referred for enrollment.

GENERAL ORDER

SB 150 by Capps of the Senate and Weichel of the House was read and considered.

Senators Jerry Smith and Pierce moved to amend **SB 150**, Page 1, Lines 2 and 3 as follows: By striking the words, "or regula-

tions adopted under the Code," which amendment was declared adopted.

Senator Capps moved that **SB 150**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 150** was considered engrossed and placed on Third Reading.

THIRD READING

SB 150 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, Cullison, Dahl, Dennis, Giles, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, McCune, Martin, Randle, Taliaferro, Winn and York.—21.

Nay: Branch, Combs, Crow, Crutcher, Cummins, Green, Howard, Keller, Leonard, Luton, McDaniel, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Terrill, Tinsley, Watson and Young.—24.

Excused: Clifton, Smith (Finis) and Stipe.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B, Senator Capps moved that the vote be reconsidered whereby **SB 150** failed of passage.

MOTION TO RECONSIDER VOTE

Senator Crow moved that the vote be reconsidered whereby **SB 129** and the emergency passed.

Senator Young asked unanimous consent that the Crow motion be extended until Monday, February 16, to which objection was heard. Senator Young moved to suspend Rule 12-24B., and that the Crow motion be extended until Monday, February 16, which motion failed, the roll call thereon being as follows:

Aye: Cain, Cate, Cullison, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Luton, Martin, Pierce, Porter, Randle, Schuelein, Smith (Jerry L.), Taliaferro, Terrill, York and Young.—22.

Nay: Boatner, Branch, Capps, Crow, Crutcher, Cummins, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Rozell, Shedrick, Tinsley, Watson and Winn.—22.

Excused: Clifton, Combs, Smith (Finis) and Stipe.—4.

Senator Crow pressed his motion to reconsider whereby **SB 129** and the emergency passed, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Crow, Crutcher, Cummins, Giles, Keller, Lamb, Landis, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Terrill, Tinsley, Watson and Winn.—25.

Nay: Cain, Cate, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Leonard, Luton, Martin, Smith (Jerry L.), Taliaferro, York and Young.—19.

Excused: Clifton, Combs, Smith (Finis) and Stipe.—4.

SB 129 was thereby placed on Third Reading.

DECLARATION OF VOTE

Senator Watson asked that the record reflect that had he been present at the time of third reading and final passage when the votes were taken, he would have voted "Aye" on **SB 152** and **SJR 8**.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 152 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 1063, 1070, 1093, 1112, 1113** and **1181**.

HB 1063 — By Deatherage, Barker and Duckett of the House and Randle and Kilpatrick of the Senate.

An Act relating to the Department of Mental Health; making supplemental appropriations thereto; stating the purposes; reappropriating certain funds for a different purpose; providing lapse dates; providing severability; and declaring an emergency.

HB 1070 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Indian Affairs Commission — Appropriation — Emergency]

HB 1093 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to the Commission on Fire Protection Personnel Standards and Education; making an appropriation thereto; stating the purpose and manner of expenditures; expressing legislative intent for utilization of appropriated funds; providing lapse date; and declaring an emergency.

HB 1112 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Human Rights Commission — Appropriation — Emergency]

HB 1113 — By Manning, Draper, Joiner and Twidwell of the House and Shedrick of the Senate.

[Workers' Compensation — Amending 85 O.S. Supp. 1980, Sections 2b and 149 — Repealing 11 O.S. Supp. 1980, Section 23-107 — Emergency]

HB 1181 — By Joiner and Hooper of the House and Kilpatrick of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 328.36 and 328.37; requiring permits to establish and operate dental laboratories; providing for procedures and fees; modifying information required for certain applications; and providing an effective date.

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

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 32 — Appropriations

SB 161 — Judiciary, coauthored by Keating, and be referred to the Consent Calendar.

SECOND READING

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

SB 198 — General Government

SB 199 — Finance

SB 200 — Agriculture

SB 201 — Natural Resources

SB 202 — Finance

SJR 9 — Human Resources

SR 8 — General Government

FIRST READING

The following were introduced and read the first time:

SB 203 — By Cummins.

An Act relating to elections; amending Sections 1, 2, 3 and 8, Chapter 201, O.S.L. 1974, and 4 and 5, Chapter 201, O.S.L. 1974, as amended by Sections 25 and 26, Chapter 240, O.S.L. 1979, as all renumbered by Section 11, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1980, Sections 14-101, 14-102, 14-103, 14-104, 14-105 and 14-108), which relate to absentee voting; modifying elections when absentee ballots are available; designating absentee ballots as mail and in-person absentee ballots; providing time for requesting and returning mail absentee ballots; providing application for mail absentee ballots; adding alternative to ballot notarization; designating time and procedure for in-person absentee ballots; providing voting board to be on duty for in-person absentee voting; repealing Sections 10, 11, 12 and 13, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, and Section 28, Chapter 240, O.S.L. 1979 (26 O.S. Supp. 1980, Sections 14-110, 14-111, 14-112, 14-113 and 14-113.1), which relate to absentee ballots; directing codification; providing severability; providing an effective date; and declaring an emergency.

SB 204 — By Cummins.

An Act relating to motor vehicles; amending Section 2, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1980, Section 22.4-3), which relates to certificates of registration and license plates; expanding type of vehicles required to carry certificate; stipulating time and manner of issuance; specifying certificate contents; requiring written explanation

tions; providing for costs; providing severability; repealing conflicting laws; and declaring an emergency.

SB 205 — By Boatner.

An Act relating to oil and gas; providing short title; defining terms; declaring intent; requiring advance notice to surface owners and tenants prior to drilling operations; providing for notification of injury; authorizing settlements and arbitration; providing for damages; providing certain exceptions; authorizing arbitration with procedures; providing for duties, fees and costs; providing for property restoration; requiring sureties; requiring certain safety standards; providing penalties; providing for application of this act; requiring mineral leases to be in plain English; providing for water use and payment; directing codification; providing severability; and declaring an emergency.

SB 206 — By Terrill.

An Act relating to prisons and reformatories; defining term; providing an exception; providing school transportation for students in custody; assigning duties and costs; directing codification; and declaring an emergency.

SB 207 — By McDaniel of the Senate and Johnson of the House.

An Act relating to public health and safety; amending 2 O.S. 1971, Section 9-212, 63 O.S. 1971, Sections 1-904, 1-908 and 1-1701 and Section 10, Chapter 242, O.S.L. 1972 (82 O.S. Supp. 1980, Section 926.10), which relate to water pollution control; adding certain violations and penalties; adding State Board of Health duty; deleting certain notice requirements; and adding cer-

tain district attorney and attorney general duties.

SB 208 — By Randle.

An Act relating to the Corporation Commission; amending Section 11, Chapter 298, O.S.L. 1980, which relates to unclassified employees for the commission, altering a salary maximum; and declaring an emergency.

SB 209 — By Taliaferro.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305), which relates to sales tax exemptions; adding an exemption for certain sales by funeral directors; and stating an effective date.

SCR 7 — By McCune of the Senate and Vaughn of the House.

A Concurrent Resolution relating to the use of marihuana by cancer chemotherapy patients and expressing legislative intent that the Oklahoma Medical Association shall be asked to initiate an immediate educational plan and procedure for the purpose of disseminating information available on the delta-9-THC distribution program of the National Cancer Institute and encouraging participation in the research program; and directing distribution.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 11, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:40 p.m. to meet Wednesday, February 11, 1981, at 1:30 p.m.

Twenty-second Legislative Day

Wednesday, February 11, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Porter and Stipe.—2.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Smith, the guest of Senator Taliaferro.

EXECUTIVE NOMINATIONS

Senator Johnson asked that the Clerk read the list of nominees from the Committee on Executive Nominations and asked that the Senate advise and consent to the confirma-

tions of same, and advised the Senate that the list has not been printed in the Digest for this legislative day, to which request objection was heard.

Senator Martin announced that the Committee Report on Executive Nominations would be scheduled in the Agenda for consideration at a later time.

CONSENT CALENDAR

Upon request of Senator Martin, **SB 81** was withdrawn from the Consent Calendar and referred to General Order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 12 and 146 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SRs 2 and 5 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CONSENT CALENDAR

SB 161 by Cate, Cain and Keating of the Senate and Deatherage of the House was read and considered.

Senator Cate moved that **SB 161** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 161** was considered engrossed and placed on Third Reading.

THIRD READING

SB 161 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, Winn and York.—43.

Nay: Taliaferro, Terrill and Young.—3.

Excused: Porter and Stipe.—2.

The bill passed.

Senators Terrill and Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Nay: 1. Excused: 2.

The emergency passed.

SB 161 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Capps moved to reconsider the vote whereby **SB 150** failed of passage, pursuant to Rule 12-24 B, which motion was

declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Porter and Stipe.—2.

THIRD READING

Senator Capps asked unanimous consent that **SB 150** be withdrawn from the Calendar and rereferred to the Committee on Agriculture, which was the order.

GENERAL ORDER

SB 132 by Miller, Capps, Boatner, Branch, Cullison, Cummins, Dahl, Giles, Lamb, Landis, Tinsley, Watson, Winn, Young, Keller, Moore and O'Connor of the Senate and Dunn, Milacek and Duckett of the House was read and considered.

Senators Pierce and Green asked to be named coauthors of **SB 132**, which was the order.

Senator Shedrick moved to amend **SB 132**, Page 1, Lines 1, 2 and 3 by striking all language after the word "material" on Line 1, and striking all language on Line 2, and further striking all language before the word "used" on Line 3.

Senator Lamb moved to table the Shedrick motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, Winn and Young.—33.

Nay: Cain, Cate, Dennis, Howard, Howell, Luton, Randle, Shedrick, Taliaferro, Terrill and York.—11.

Excused: Boatner, Kilpatrick, Porter and Stipe.—4.

Senator Shedrick moved to amend **SB 132**, Page 2, Lines 6, 7 and 8 by striking all language on Lines 6, 7 and 8 and substituting the following language: "treatment, evaluation testing, survey, or questionnaire designed to explore or develop new educational techniques."

Senator Lamb moved to table the Shedrick motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Clifton, Combs, Crow, Cummins, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Tinsley, Watson and Winn.—23.

Nay: Boatner, Cain, Cate, Crutcher, Cullison, Dahl, Dennis, Giles, Howell, Luton, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, York and Young.—21.

Excused: Howard, Kilpatrick, Porter and Stipe.—4.

Senator Shedrick moved to amend **SB 132**, Page 2, Lines 11 and 12, by striking the word "applicable" after the word "any" on Line 11, and further striking the word "pro-

grams" on Line 12 before the word "to" and substituting the following language: "research or experimentation".

Senator Lamb moved to table the Shedrick motion to amend, which motion to table was declared adopted upon a division of the question.

Senator Shedrick moved to amend **SB 132**, Page 2, Line 12, by adding after the word "psychiatric" and before the word "examination" the following language: "or psychological", which amendment was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Howard, Kilpatrick, Porter and Stipe.—4.

Senator Shedrick moved to amend **SB 132**, Page 2, Line 12, by striking after the word "testing" the word "or" and adding a comma after the word "testing", which amendment was declared adopted.

Senator Shedrick moved to amend **SB 132**, Page 2, Lines 13 and 14, by striking on Line 13 after the word "or" the following language: "psychological examination, testing or" and by striking on Line 14, the word "treatment" and before the word "in" and substituting the following language: "any technique", and by adding on Line 14 after the word "the" and before the word "purpose" the word "primary".

Senator Cate raised a point of order and requested a ruling of the Chair in that the proposed amendments by Senator Shedrick on Page 2, Lines 13 and 14 should be examined and considered separately, in that two substantive thoughts existed, to which point of order the Chair sustained.

Senator Shedrick moved to amend **SB 132**, Page 2, Line 13, by striking on Line 13 after the word "or" the following language: "psychological examination, testing or" and by striking on Line 14, the word "treatment" and before the word "in" and substituting the following language: "any technique", which amendment was declared adopted.

Senator Shedrick moved to amend **SB 132**, Page 2, Line 14, by adding after the word "the" and before the word "purpose" the word "primary".

Senator Lamb moved to table the Shedrick motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Schuelein, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and Young.—35.

Nay: Cain, Dahl, Howell, Martin, Randle, Rozell, Shedrick, Smith (Finis), Terrill and York.—10.

Excused: Howard, Porter and Stipe.—3.

Senator Miller moved that **SB 132**, as co-authored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 132** was considered engrossed and placed on Third Reading.

THIRD READING

SB 132 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Howell and Shedrick.—2.

Excused: Porter and Stipe.—2.

The bill passed.

SB 132 was referred for engrossment.

INTRODUCTIONS

Senator Lamb introduced Sam Price, D.O., Enid, and Senator Crutcher introduced Jim Beson, Claremore, medical student, as Doctors of the Day.

Senator Cain introduced Dianna Robayo, R.N., Oklahoma City, as Nurse of the Day.

GENERAL ORDER

SB 81 by McCune of the Senate and Manning of the House was read and considered.

Senator McCune moved to amend **SB 81**, Page 3, Line 8, by inserting after the word

“plates”, and before the word “shall” the following language: “for all motor vehicles as defined in Subsection D of this act but excluding motorcycles, mopeds and motor scooters,”, which amendment was declared adopted.

Senator McCune moved to amend **SB 81**, Page 3, Line 10, by deleting after the word “plates”, and before the word “the” the word “and” and inserting the following: “, shall have”, which amendment was declared adopted.

Senator McCune moved to amend **SB 81**, Page 3, Line 10, by deleting after the word “OK”, and before the word “shall” the following: “period (.) The plates”, which amendment was declared adopted.

Senator McCune moved to amend **SB 81**, Page 3, Line 13, by adding after the word “letters.” the following language: “License plates for motorcycles, mopeds and motor scooters shall be as regularly issued and shall have a decal placed vertically on the left side on which the words “Ex-Pow” shall be printed in addition to the information included upon all yearly decals as required by this title.”, which amendment was declared adopted.

Senator Cate moved to amend **SB 81**, Page 4, Line 4½, by adding the following: “Provided, however, inclusion of such vehicles herein for purposes of this Section shall not affect requirements for licensing of operators of same.”, which amendment was declared adopted.

Senator McCune moved that **SB 81**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 81** was considered engrossed and placed on Third Reading.

THIRD READING

SB 81 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—45.

Excused: Porter, Stipe and Young.—3.

The bill and emergency passed.

SB 81 was referred for engrossment.

GENERAL ORDER

SB 144 by Taliaferro of the Senate and Talley of the House was read and considered.

Senator Giles asked to be named a co-author of **SB 144**, which was the order.

Senator Taliaferro moved that **SB 144**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 144** was considered engrossed and placed on Third Reading.

THIRD READING

SB 144 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, O'Connor, Randle, Rozell, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Boatner, Green, Howard, Johnson, Leonard, Miller, Moore, Pierce, Schuelein, Shedrick and Smith (Jerry L.).—11.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

SB 144 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 8 — Business and Labor, co-authored by Smith (Finis) of the Senate and Thompson of the House (Principal).

SB 154 — Business and Labor, co-authored by Thompson (Principal House author), and be referred to the Consent Calendar.

SB 155 — Business and Labor.

SB 170 — Business and Labor, co-authored by Fitzgibbon (Principal House author).

SB 178 — Business and Labor, co-authored by Thompson (Principal House author).

SR 3 — Business and Labor, and be referred to the Consent Calendar.

DO PASS, as amended:

SB 36 — Appropriations

SB 42 — Appropriations

SB 43 — Appropriations

SB 52 — Appropriations

SB 57 — Appropriations

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

THOMAS JEFFERSON CARLILE, Oklahoma City, as a member of the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery, to serve a two (2) year term ending June 30, 1982. Original appointment.

MARZEE DOUGLASS, Ardmore, as a member of the Oklahoma Human Rights Commission, to serve a three (3) year term ending July 15, 1982. Mr. Douglass succeeds himself.

CARL D. LYONS, Tulsa, as a member of the Board of Pharmacy, to serve a five (5) year term ending June 30, 1985. Mr. Lyons succeeds Robert Haslett.

BETTY TERRY, Oklahoma City, as a member of the Oklahoma Used Motor Vehicle and Parts Commission, to serve a four (4) year term ending June 30, 1984. Original appointment.

ERNEST R. TUCKER, Idabel, as a member of the Oklahoma Water Resources Board, to serve an unexpired term ending May 14, 1981.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

SB 203 — General Government
SB 204 — Finance
SB 205 — Natural Resources
SB 206 — Judiciary
SB 207 — Human Resources
SB 208 — Appropriations
SB 209 — Finance
SCR 7 — Human Resources
HB 1063 — Appropriations
HB 1070 — Appropriations
HB 1093 — Appropriations
HB 1112 — Appropriations
HB 1113 — General Government
HB 1181 — Business and Labor

FIRST READING

The following were introduced and read the first time:

SB 210 — By Stipe and Winn.

An Act relating to state government; amending 74 O.S. 1971, Section 1315, as amended by Section 10, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1980, Section 1315), which relates to State Employees Group Health and Life Insurance, and adding provision extending benefits to certain employees.

SB 211 — By Young.

An Act relating to the State Department of Education; making a supplemental appropriation thereto; stating the purpose; making funds available for current year operations; providing method of allocation of funds; providing lapse date; providing severability; and declaring an emergency.

SB 212 — By York.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 224, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2357), which relates to credits against Oklahoma income tax; providing for a general income tax credit; and declaring an emergency.

SB 213 — By Howell.

An Act relating to corporations; amending 18 O.S. 1971, Sections 1.11, 1.11a and 1.11c, which relate to corporate names; providing for the use of similar names under certain circumstances; prohibiting the use of a deceptively similar fictitious name; and providing an effective date.

SB 214 — By Howell.

An Act relating to schools; amending Sections 2, 3 and 4, Chapter 211, O.S.L. 1980 and 70 O.S. 1971, Section 13-101, as last amended by Section 1, Chapter 267, O.S.L. 1980 (70 O.S. Supp. 1980, Sections 13-101, 1210.301, 1210.302 and 1210.303), which relate to gifted and talented children; modifying certain definitions; providing for administration of programs; providing for duties of the State Department of Education; providing for implementation of programs; requiring certain reports; providing for cooperative programs; providing special services for certain exceptional children; directing codification; providing an effective date; and declaring an emergency.

SB 215 — By Howell.

An Act relating to professions and occupations; amending Sections 1, 2, 3, 5, 6, 8, 9, 10 and 11, Chapter 79, O.S.L. 1979 (59 O.S. Supp. 1980, Sections 813, 814, 815, 817, 818, 820, 821, 822 and 823), which relate to electrolysis; increasing per diem allocation; redefining electrolysis; redefining qualifications for licensure; modifying examination procedures; increasing licensure fees; increasing penalties for failure to comply with the act; expanding grounds for suspension or revocation of license; providing for the adoption of rules and regulations; directing codification; providing for severability; and providing an effective date.

SB 216 — By Terrill.

An Act relating to banks and trust companies; amending 6 O.S. 1971, Sections 2010, as last amended by Section 1, Chapter

46, O.S.L. 1978, 2013, as last amended by Section 6, Chapter 267, O.S.L. 1974, 2018, and 2022, as amended by Section 8, Chapter 267, O.S.L. 1974 (6 O.S. Supp. 1980, Sections 2010, 2013 and 2022), which relate to credit unions; allowing credit committee to be appointed; allowing dividend and interest to be paid at various rates; eliminating maximum dividend or interest payable; changing requirements of notice for dissolution; amending merger provisions; adding provisions for joint tenancy shares and deposits; adding disposition of payable on death shares; adding provision for trust shares; directing codification; and declaring an emergency.

SB 217 — By Johnson.

An Act relating to mines and mining; providing short title; making findings and declarations regarding mined land reclamation; providing general authority to the Oklahoma Conservation Commission; authorizing fund participation; authorizing access to, acquisition of and sale of certain land; providing for liens; authorizing certain emergency powers; directing codification; repealing conflicting laws; providing severability; and declaring an emergency.

SB 218 — By Johnson.

An Act relating to public health and safety; defining term; prohibiting cause of action or damages for wrongful life; prohibiting any action, damages or penalties for failure to prevent a live birth; directing codification; and providing an effective date.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1061, 1165** and **HJR 1011**.

HB 1061 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to insurance; amending 36 O.S. 1971, Section 312.1, as last amended by Section 10, Chapter 30, O.S.L. 1979 (36 O.S. Supp. 1980, Section 312.1); providing for the disbursement of certain fees and taxes; providing for a special disbursement to the Police Pension and Retirement Board; and declaring an emergency.

HB 1165 — By Cotner of the House and Rozell of the Senate.

An Act relating to records; creating County Record Boards; providing for disposition of certain records; providing exceptions; requiring certain procedures; authorizing right of access to certain records; providing for equipment and supplies; authorizing certain appropriations; requiring the state librarian to perform certain duties; providing for certain manuals; repealing Section 1, Chapter 22, O.S.L. 1972, Section 1, Chapter 198, O.S.L. 1972, as amended by Section 66, Chapter 30, O.S.L. 1979, Section 1, Chapter 232, O.S.L. 1972, Sections 2 and 3, Chapter 232, O.S.L. 1972, as amended by Sections 67 and 68, Chapter 30, O.S.L. 1979 (19 O.S. Supp. 1980, Sections 155.1 through 155.5), 20 O.S. 1971, Sections 1005, as last amended by Section 1, Chapter 61, O.S.L. 1980 and Section 1, Chapter 175, O.S.L. 1972 (20 O.S. Supp. 1980, Sections 1005 and 1008); directing recodification; directing codification; and providing an effective date.

HJR 1011 — By Fair of the House and Combs of the Senate.

A Joint Resolution disapproving certain regulations adopted by the State Fire Marshal Commission; directing distribution; and declaring an emergency.

The above numbered **HBs** and **HJR** were read the first time.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand ad-

jourled to meet Thursday, February 12, 1981, at 12:00 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:00 p.m. to meet Thursday, February 12, 1981, at 12:00 p.m.

Twenty-third Legislative Day

Thursday, February 12, 1981

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

Roll Call:

Present: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Excused: Branch, Crow, Dahl, Howard, Johnston, Keating, Porter, Smith (Jerry L.), Stipe and Winn.—10.

President Pro Tempore York presiding.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Smith, the guest of Senator Taliaferro.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 196, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Excused: Branch, Crow, Dahl, Howard, Johnston, Keating, Porter, Smith (Jerry L.), Stipe and Winn.—10.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

James Edward Graves, Picher, as member to the Ottawa Reclamation Authority.
James Bryant Turpen, Duncan, as

Administrator to the Oklahoma Liquefied Petroleum Gas Board.

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

GENERAL ORDER

SB 32 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 32** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 32** was considered engrossed and placed on Third Reading.

THIRD READING

SB 32 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, Crutcher, Cullison, Cummins, Dennis, Giles, Howell, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Taliaferro, Terrill, Tinsley, York and Young.—28.

Nay: Combs, Green, Johnson, Keller, Landis, Leonard, McCune, Moore, O'Connor, Shedrick and Watson.—11.

Excused: Branch, Crow, Dahl, Howard, Keating, Porter, Smith (Jerry L.), Stipe and Winn.—9.

The bill passed.

Senators Landis, Shedrick, Johnson 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: 7. Excused: 9.

The emergency passed.

SB 32 was referred for engrossment.

INTRODUCTIONS

Senator Cullison, on behalf of Senator Dahl, introduced Gordon Laird, D.O., Pawnee, as Doctor of the Day and Senator Tinsley introduced Christina Bonavida, R.N., Warr Acres, as Nurse of the Day.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 81, 132, 144 and 161 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 97 by Smith (Finis) of the Senate and Milacek of the House was read and considered.

Senator Lamb asked to be named a co-author of **SB 97**, which was the order.

Senator Boatner moved to amend **SB 97**, Page 24, Lines 3 through 7 by striking the Emergency Clause and inserting in lieu thereof the following: "Section 11. This Act shall become effective October 1, 1981."

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

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: Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis) and Watson.—26.

Nay: Boatner, Clifton, Crow, Howell, Landis, Miller, Moore, Pierce, Rozell, Taliaferro, Terrill, Tinsley, Winn, York and Young.—15.

Excused: Branch, Dahl, Howard, Keating, Porter, Smith (Jerry L.) and Stipe.—7.

Senator Finis Smith moved that **SB 97**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 97** was considered engrossed and placed on Third Reading.

THIRD READING

SB 97 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Boatner, Crow, Howell, Pierce, Rozell and Taliaferro.—6.

Excused: Branch, Dahl, Howard, Keating, Porter, Smith (Jerry L.) and Stipe.—7.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Boatner moved that the vote be reconsidered whereby **SB 97** and the emergency passed.

GENERAL ORDER

SCR 2 by Smith (Finis) and Taliaferro of the Senate and Glover of the House was read and considered.

Senators Keller and Watson asked to be named coauthors of **SCR 2**, which was the order.

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

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent that **SB 207** be withdrawn from the Committee on Human Resources and referred to the Committee on Natural Resources, which was the order.

COMMITTEE REPORT

The following was reported by the committee named, ordered printed and placed on the Calendar unless otherwise indicated:

DO PASS:

SB 176 — Finance

SECOND READING

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

SB 210 — General Government
SB 211 — Appropriations
SB 212 — Finance
SB 213 — Business and Labor
SB 214 — Education

- SB 215** — Business and Labor
SB 216 — Business and Labor
SB 217 — Natural Resources
SB 218 — Judiciary
HB 1061 — Appropriations
HB 1165 — General Government
HJR 1011 — General Government

Senators Howard and Keating asked to be shown present, which was the order.

FIRST READING

The following were introduced and read the first time.

SB 219 — By Porter.

An Act relating to insurance; amending 36 O.S. 1971, Section 3621, which relates to construction of policies; adding provision concerning coverage for certain abortions; and declaring an emergency.

SB 220 — By Giles of the Senate and Dunn of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1004; modifying the apportionment of the gross production tax; making certain apportionment nonchargeable towards state aid; creating the Statewide Water Development Revolving Fund; specifying revenue to accrue to the fund; providing for expenditures from the fund; directing codification; and declaring an emergency.

SB 221 — By Giles and Lamb of the Senate and Weichel of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 809, as last amended by Section 3, Chapter 1, O.S.L. 1975 (68 O.S. Supp. 1980, Section 809), which relates to estate tax exemptions for certain persons; adding an elective exemption for farms and businesses; setting requirements for elective exemption; defining terms; and providing an effective date.

SB 222 — By O'Connor.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 353.9, as amended by Section 3, Chapter 83, O.S.L. 1976, 353.11, 353.18, as last amended by Section 4, Chapter 83, O.S.L. 1976, and 353.26, as amended by Section 5, Chapter 83, O.S.L. 1976 (59 O.S. Supp. 1980, Sections 353.9, 353.18 and 353.26), which relate to the powers and duties of the Board of Pharmacy; increasing maximum fee for certain applications; assessing application fee for each examination; increasing fees for reciprocal certificates of registration; increasing maximum annual renewal fees; deleting provisions for payment of certain fees to the State Board of Pharmacy by the Oklahoma Pharmaceutical Association; increasing maximum license fees; increasing permit fees for manufacturers, packagers and wholesalers; allowing written notice by certified mail; repealing conflicting laws; providing severability; and declaring an emergency.

SB 223 — By Taliaferro.

An Act relating to intoxicating liquors; prohibiting operation of private clubs during certain hours; providing a penalty; defining private club; repealing 37 O.S. 1971, Sections 211, 212 and 214, which prohibit the sale, consumption or dispensing of certain intoxicating liquors near or where dancing is conducted; directing codification; and providing an effective date.

SB 224 — By Keller.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 351, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2358), which relates to adjustments to arrive at Oklahoma taxable income and adjusted gross income; increasing exemption amount to persons aged sixty-five or over; and stating an effective date.

SB 225 — By Smith (Finis) of the Senate and Sparkman of the House.

An Act relating to revenue and taxation; declaring legislative intent; amending 68 O.S. 1971, Sections 1001, as last amended by Section 1, Chapter 129, O.S.L. 1980 and 1004 (68 O.S. Supp. 1980, Section 1001), which relate to the levy and apportionment of the gross production tax; exempting certain royalty interests; apportioning the gross production tax to counties; amending the apportionment formula; creating the County Gross Production Fund; repealing conflicting laws; providing for severability; and declaring an emergency.

SB 226 — By Smith (Finis) of the Senate and Denman of the House.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 131, as amended by Section 1, Chapter 193, O.S.L. 1972 (85 O.S. Supp. 1980, Section 131), 85 O.S. 1971, Sections 132, 136, 137, 139 and 141, which relate to the State Insurance Fund; requiring competition; modifying the determination of rates; adding requirement for refund; directing refunds; modifying certain expense limitations; adding audit requirement; providing severability; repealing conflicting laws; and declaring an emergency.

SB 227 — By Smith (Finis).

An Act relating to revenue and taxation; 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 credit and 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; providing for duration of tax; providing for contractual agreements to collect tax and enforcement and assessment of penalties; repealing 68 O.S. 1971, Sections 1301, 1302, 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976, 1304, as amended by Section 1, Chapter 288, O.S.L. 1980, 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980, 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, as amended by Section 3, Chapter 288, O.S.L. 1980, 1308, 1309, 1310, as amended by Section 2, Chapter 117, O.S.L. 1977, 1311, 1312, 1313, 1317, 1318, 1319, 1320, 1321 and 1322, Sections 1, 2, 3, 4 and 5, Chapter 98, O.S.L. 1973 (68 O.S. Supp. 1980, Sections 1303, 1304, 1305, 1305b, 1305c, 1305d, 1305e, 1305f, 1306, 1307, 1310, 1323, 1324, 1325, 1326 and 1327), which relate to sales tax code purpose, rate, exemptions, due dates, payments, brackets, duty to collect tax, cities' and towns' maximum tax and their exceptions; repealing conflicting laws; directing codification; providing for severability; and declaring an emergency.

SB 228 — By Luton.

An Act relating to probate procedure; amending Section 1, Chapter 240, O.S.L. 1974, as last amended by Section 2, Chapter 286, O.S.L. 1980 (58 O.S. Supp. 1980, Section 912), which relates to termination of joint tenancy by other than judicial determination; repealing the tax waiver requirement for certain estates passing to decedent's spouse; and declaring an emergency.

SB 229 — By Crow of the Senate and Holden 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.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1008, 1040 and 1122.**

HB 1008 — By Cole, Anderson (Don), Hamilton, Trent and Holt of the House and Cate and Shedrick of the Senate.

An Act relating to schools; providing procedures for certain disciplinary actions of educational support personnel; providing for demotions, terminations, suspensions and board proceedings when criminally charged; authorizing hearings at certain periods; directing codification; providing an effective date; and declaring an emergency.

HB 1040 — By Hooper, Fair, Shurden, Vaughn, Manar, Duckett, Taylor, Holden, Glover and Graves of the House and Combs of the Senate.

An Act relating to crimes and punishments; stating legislative intent; defining terms; providing penalties; allowing seizure; requiring destruction; directing codification; and providing an effective date.

HB 1122 — By Henry and Cotner of the House and Clifton of the Senate.

An Act relating to fees; amending 28 O.S. 1971, Section 121, as last amended by Section 1, Chapter 76, O.S.L. 1979 (28 O.S. Supp. 1980, Section 121); raising fees for printing legal notices; providing for collection and deposit of such fees; and declaring an emergency.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 16, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 1:00 p.m. to meet Monday, February 16, 1981 at 1:30 p.m.

Twenty-fourth Legislative Day

Monday, February 16, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Keller, Pierce, Porter, Smith (Finis) and Stipe.—5.

President Pro Tempore York declared a quorum present.

The prayer was offered by John O'Dell, Fellowship of Christian Athletes, Ada, the guest of Senator McDaniel.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Marion B. Rook, Edmond, as member to the State Board for Property and Casualty Rates.

Jan Weaver, Oklahoma City, as member to the Capitol-Medical Center Improvement and Zoning Commission.

Gwendolyn Younger, Oklahoma City, as member to the Capitol-Medical Center Improvement and Zoning Commission.

GENERAL ORDER

SB 36 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 36** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 36** was considered engrossed and placed on Third Reading.

THIRD READING

SB 36 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Crow, Crutcher, Cullison, Cummins,

Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Nay: Combs, McCune, Moore and O'Connor.—4.

Excused: Clifton, Keller, Pierce, Porter, Smith (Finis) 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: 39. Nay: 4. Excused: 5.

The emergency passed.

SB 36 was referred for engrossment.

GENERAL ORDER

SB 42 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 42** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 42** was considered engrossed and placed on Third Reading.

THIRD READING

SB 42 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Keller, Pierce, Porter and Smith (Finis).—4.

The bill and emergency passed.

SB 42 was referred for engrossment.

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

UNANIMOUS CONSENT REQUEST

Senator Randle asked unanimous consent that **SB 43** be withdrawn from the Calendar and rereferred to the Committee on Appropriations, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 32 and **SCR 2** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 52 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 52** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 52** was considered engrossed and placed on Third Reading.

THIRD READING

SB 52 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Pierce, Porter and Smith (Finis).—3.

The bill and emergency passed.

SB 52 was referred for engrossment.

GENERAL ORDER

SB 57 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 57** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 57** was considered engrossed and placed on Third Reading.

THIRD READING

SB 57 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green,

Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Nay: McCune and Moore.—2.

Excused: Crutcher, Miller, Pierce, Porter and Smith (Finis).—5.

The bill and emergency passed.

SB 57 was referred for engrossment.

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

GENERAL ORDER

SB 113 by Crutcher of the Senate and Fitzgibbon of the House was read and considered.

Senator Crutcher moved to amend **SB 113**, Page 30, Line 16, by adding after the word "The" and before the word "funds" the following language: "surplus funds and revenues of the district shall be deposited in interest bearing accounts yielding a rate of return at least equal to that earned by the Treasurer of the State of Oklahoma on like amounts invested for the same period. In addition, the surplus", which amendment was declared adopted.

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

Senator Jerry Smith moved to amend **SB 113**, Page 38, Line 4, through Page 44, Line 3, by striking all language in Section 8, and renumbering subsequent Sections.

Senator Crutcher moved to table the Jerry Smith motion to amend, which motion was

declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Landis, Luton, McDaniel, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Tinsley and York.—29.

Nay: Combs, Crow, Cummins, Giles, Keller, Kilpatrick, Lamb, Leonard, McCune, Martin, Moore, O'Connor, Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn and Young.—18.

Excused: Smith (Finis).—1.

Senator Jerry Smith moved to amend **SB 113**, Page 39, Line 9, by adding after the word "Patrol" and before the period, the words: "subject to the approval of the Legislature.", which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Crow, Cummins, Giles, Green, Howard, Keating, Keller, Landis, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—23.

Nay: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Miller, Porter, Randle, Rozell, Terrill and York.—24.

Excused: Smith (Finis).—1.

Senator Pierce moved to amend **SB 113**, Page 43, Lines 4 through 8, by deleting all language on Lines 4 through 8, which amendment was declared adopted.

Senators Randle and Crow moved to amend **SB 113**, Page 73, Line 10½, by adding a new Section 22 as follows: "Section 22. The Grand River Dam Authority shall be subject to the Oklahoma Administrative Procedures Act." and renumber subsequent Sections, which amendment was declared adopted.

Senator Crutcher moved that **SB 113**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 113** was considered engrossed and placed on Third Reading.

THIRD READING

SB 113 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Winn and York.—30.

Nay: Boatner, Capps, Combs, Crow, Giles, Keating, Keller, Lamb, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Stipe, Watson and Young.—17.

Excused: Smith (Finis).—1.

The bill passed.

Senators Stipe, Landis, Capps and Giles desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 13. Excused: 1.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Stipe moved that the vote be reconsidered whereby **SB 113** and the emergency passed.

INTRODUCTION

Senator Winn introduced V. Ray Cordry, Jr., D.O., Alva, as Doctor of the Day.

COMMITTEE REPORTS

The following was reported by the committee named, ordered printed and placed on the Calendar unless otherwise indicated:

DO PASS:

SB 156 — Finance, coauthored by Hopkins (Principal House author).

DO PASS, as amended:

CS for **SB 33** — Appropriations.

SECOND READING

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

SB 219 — Judiciary
SB 220 — Finance
SB 221 — Finance
SB 222 — Business and Labor
SB 223 — Judiciary
SB 224 — Finance
SB 225 — Finance
SB 226 — Business and Labor
SB 227 — Finance
SB 228 — Judiciary
SB 229 — Appropriations
HB 1008 — Education
HB 1040 — Judiciary
HB 1122 — Finance

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent that **SB 168** be withdrawn from the Committee on Business and Labor and referred to the Committee on Agriculture, which was the order.

FIRST READING

The following were introduced and read the first time:

SB 230 — By McDaniel.

An Act relating to schools; providing class length of fifty minutes for grades nine through twelve; directing codification; providing an effective date; and declaring an emergency.

SB 231 — By Landis of the Senate and Twidwell of the House.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 510, as last amended by Section 6, Chapter 210, O.S.L. 1980 (57 O.S. Supp. 1980, Section 510), which relates to powers and duties of Director of Department of Corrections; deleting provisions concerning director's powers and duties toward county, city and town jails; and declaring an emergency.

SB 232 — By Randle of the Senate and Riggs of the House.

An Act relating to prisons and reformatories; amending Section 5, Chapter 258, O.S.L. 1977 (57 O.S. Supp. 1980, Section 549), which relates to powers and duties of State Board of Corrections; providing for the powers to negotiate, collect and preserve wages and negotiate working conditions on behalf of prisoners employed in prisons, establish procedures for withdrawal of funds by prisoners, make leases or other contracts consistent with operation of prison industries and establish conditions for expenditures by the Department of Corrections; providing for the duties to establish the percentages of such

wages which shall be available for apportionment to inmate savings and transfer any inmate funds remaining in Department Trust Fund two years subsequent to discharge or death of inmate; allowing for expenditures and claims of such funds; providing severability; and declaring an emergency.

SB 233 — By Rozell.

An Act relating to schools; creating a Capital Assistance Program; creating a Needs Assessment Committee; providing for committee selection, terms and reimbursement; providing requirements for the Capital Foundation Program; providing requirements for the special appropriation for capital outlay; requiring setting of priorities and establishing criteria; making an appropriation to the State Department of Education; providing purposes; providing lapse date; providing severability; directing codification; and declaring an emergency.

SB 234 — By Dahl.

An Act relating to prisons and reformatories, which relates to credits for meritorious acts; providing for a limit on the number of credits for each meritorious act performed; prohibiting the Department of Corrections from revoking credits awarded to an inmate; directing codification; and providing an effective date.

SB 235 — By Boatner and Winn.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305), which relates to sales tax exemptions; adding an exemption for deposits paid on retail goods and services; repealing conflicting laws; and providing an effective date.

SB 236 — By Luton.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 351, O.S.L. 1980 (68 O.S. Supp. 1980, Section

2358), which relates to adjustments to arrive at taxable income and adjusted gross income; increasing amount of standard deductions; and providing an effective date.

SB 237 — By Terrill.

An Act relating to the Consumer Credit Code; amending 14A O.S. 1971, Sections 2-201, 2-602, 3-508A and 3-602, which relate to maximum credit charges; deregulating credit service charges and loan finance charges where the amount financed is four thousand dollars or more; and declaring an emergency.

SB 238 — By Cate.

An Act relating to insurance; amending Section 18, Chapter 362, O.S.L. 1980 (36 O.S. Supp. 1980, Section 2018), which relates to payment of assessments; modifying treatment of assessments paid; and declaring an emergency.

SB 239 — By Clifton.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 705, as amended and renumbered by Sections 3 and 5, Chapter 119, O.S.L. 1972 (12 O.S. Supp. 1980, Section 32.2); providing for memorializing of court proceedings; clarifying such procedures; and providing an effective date.

SB 240 — By Clifton.

An Act relating to property; repealing Section 1, Chapter 235, O.S.L. 1977 (60 O.S. Supp. 1980, Section 178.7), which relates to payments in lieu of taxes to be made by lessees of certain public trust property; and declaring an emergency.

SB 241 — By Clifton.

An Act relating to public health and safety; repealing Section 15, Chapter 251, O.S.L. 1976, as amended by Section 14, Chapter 260, O.S.L. 1978 (63 O.S. Supp. 1980, Section 2764), which relates to mandatory reciprocity among states when shipping controlled industrial wastes; and declaring an emergency.

SB 242 — By Miller.

An Act relating to elections; amending Section 20, Chapter 75, O.S.L. 1974, as renumbered by Section 10, Chapter 90, O.S.L. 1976, and as amended by Section 15, Chapter 240, O.S.L. 1979 (26 O.S. Supp. 1980, Section 4-120), which relates to cancellation of registration; deleting certain provisions; specifying voluntary voter removal; establishing cancellation provision for failure to vote; establishing provision for holding certain cancelled registration forms; cancelling registration of convicted felons, mental incompetents, transients and deceased persons; establishing registry of cancelled voters; providing for reregistration; directing certification of certain lists; repealing Sections 21 and 22, Chapter 75, O.S.L. 1974, as renumbered by Section 10, Chapter 90, O.S.L. 1976 and Section 23, Chapter 75, O.S.L. 1974, as renumbered by Section 10, Chapter 90, O.S.L. 1976, and as amended by Section 16, Chapter 240, O.S.L. 1979 (26 O.S. Supp. 1980, Sections 4-121, 4-122 and 4-123), which relate to cancellation, re-registration and certification provisions; directing codification; providing for severability; repealing conflicting laws; and declaring an emergency.

SB 243 — By Luton of the Senate and Fitzgibbon of the House.

An Act relating to motor vehicles; prohibiting use of certain devices to detect presence of or interfere with radar; prohibiting advertising, sale, manufacture, or distribution of such devices; specifying penalty; providing defense to violation; providing exceptions; directing codification; providing severability; and providing an effective date.

SB 244 — By Green.

An Act relating to fees; amending 28 O.S. 1971, Section 86, as amended by Section 1, Chapter 189, O.S.L. 1977 (28 O.S. Supp. 1980, Section 86), which relates to jurors' fees; providing that certain counties may contract for district court juror parking; pro-

viding for payment out of court fund; and stating an effective date.

SB 245 — By Leonard.

An Act relating to agriculture; allowing the Wheat Utilization, Research and Market Development Commission and the Oklahoma Peanut Commission to invest monies and to retain interest; directing codification; repealing conflicting laws; providing for severability; providing an effective date; and declaring an emergency.

SB 246 — By Watson of the Senate and Hamilton of the House.

An Act relating to professions and occupations; amending Section 4, Chapter 187, O.S.L. 1980 (59 O.S. Supp. 1980, Section 577.4), which relates to nurse-midwives; adding provision for establishment of application fee; providing an effective date; and declaring an emergency.

SB 247 — By Watson of the Senate and Hamilton of the House.

An Act relating to state government; amending Section 4, Chapter 285, O.S.L. 1976, as amended by Section 1, Chapter 17, O.S.L. 1980 (74 O.S. Supp. 1980, Section 803.5), which relates to unclassified service of the merit system; adding registered nurses licensed in Oklahoma; providing an effective date; and declaring an emergency.

SB 248 — By Watson of the Senate and Hamilton of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 567.3, as amended by Section 1, Chapter 65, O.S.L. 1980, 567.4, as amended by Section 1, Chapter 235, O.S.L. 1978, 567.5, 567.6, 567.7, as amended by Section 2, Chapter 235, O.S.L. 1978, 567.8 and 567.11 (59 O.S. Supp. 1980, Sections 567.3, 567.4 and 567.7), which relate to professional nurses; modifying definition; increasing compensation of board members; adding provisions for certain examinations for reg-

istered nurses; changing provisions for certain examinations for practical nurses; modifying registration fees; adding provisions for applications for nurse practitioner; modifying grounds for denial, revocation or suspension of licenses; modifying certain exceptions; providing severability; repealing conflicting laws; providing an effective date; and declaring an emergency.

SB 249 — By Pierce.

An Act relating to schools; amending Section 10, Chapter 238, O.S.L. 1978, as last amended by Section 4, Chapter 355, O.S.L. 1980 (70 O.S. Supp. 1980, Section 17-116.1), which relates to teachers' retirement benefits; modifying annuitant provisions; providing severability; and declaring an emergency.

SB 250 — By Pierce.

An Act relating to probate procedure; authorizing transactions for personal representatives; providing for retention and receipt of assets and performance of contracts; allowing satisfaction of written charitable pledges, deposition, investment, acquisition or disposal of certain assets; providing for repairs of structures allowing development or abandonment of property and making of leases; providing for voting of stocks, payment of assessments, holding of securities, insurance of assets and borrowing of money; allowing for debt compromises and payments and allocation of income; providing for employment of persons, prosecution or defense of claims, continuance and incorporation of business; providing for representative exoneration and distribution of estate; directing codification; providing severability; and providing an effective date.

SB 251 — By Stipe of the Senate and Harbin of the House.

An Act relating to prisons and reformatories; providing a uniform allowance for uniformed employees of the Department of Corrections; providing for the establishment

of an official dress code; allowing the withdrawal of the allowance in certain instances; requiring the return of uniforms upon termination of employment; directing codification; setting an effective date; and declaring an emergency.

SB 252 — By Stipe of the Senate and Harbin of the House.

An Act relating to prisons and reformatories; providing for hazardous duty pay in certain situations; directing codification; providing an effective date; and declaring an emergency.

SJR 10 — By Young of the Senate and Cunningham of the House.

A Joint Resolution authorizing Paul Edward Campbell and Mary Jean Campbell to bring suit against the State of Oklahoma to determine the amount of damages, if any, sustained by them on account of the construction of a Department of Transportation highway maintenance yard in the Northwest Quarter of the Southeast Quarter of Section 5, Township 16 North, Range 9 East in Creek County, Oklahoma; and directing the payment of any judgment rendered in the suit against this state to be paid out of the State Highway Maintenance and Construction Fund.

SCR 8 — By Boatner.

A Concurrent Resolution memorializing the United States Congress to amend the Internal Revenue Code of 1954 to equalize individual income tax rates between married and single taxpayers; and directing distribution.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 17, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:45 p.m. to meet Tuesday, February 17, 1981, at 1:30 p.m.

Twenty-fifth Legislative Day

Tuesday, February 17, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Howell, Keating, Porter and Smith (Finis).—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Gary Lower, Oklahoma City, representing the Fellowship of Christian Athletes, the guest of Senator Combs.

SPECIAL INTRODUCTIONS

Senator Shedrick introduced a group of young students who have achieved state and

national acclaim in scholastics in their particular fields of endeavor and asked unanimous consent, which was granted, that they be allowed privileges of the floor to receive Citations from the Senate. Introduced were: Mark Herndon, Mary Ford, Mike Daniel, Regina George, Julie Burkhardt, Rita Martinez and Steve Outlaw.

CONSENT CALENDAR

SB 103 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 103** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 103** was considered engrossed and placed on Third Reading.

THIRD READING

SB 103 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-

lison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Howell, Keating, Porter and Smith (Finis).—4.

The bill and emergency passed.

SB 103 was referred for engrossment.

CONSENT CALENDAR

SR 3 by Stipe was read and considered.

Senator Combs asked to be named a co-author of **SR 3**, which was the order.

SR 3, as coauthored, was read at length, adopted upon motion of Senator Stipe and referred for enrollment.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 36, 42, 52 and 57 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

CONSENT CALENDAR

SB 154 by Taliaferro of the Senate and Thompson of the House was read and considered.

Senator Taliaferro moved that **SB 154** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 154** was considered engrossed and placed on Third Reading.

THIRD READING

SB 154 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, O'Connor, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—34.

Nay: Boatner, Johnson, Landis, McCune, Miller, Moore, Pierce, Rozell, Smith (Jerry L.) and Young.—10.

Excused: Keating, Porter, Smith (Finis) and Stipe.—4.

The bill passed.

Senators Landis and Miller 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 154 was referred for engrossment.

GENERAL ORDER

SB 8 by Boatner and Smith (Finis) of the Senate and Thompson of the House was read and considered.

Senator Boatner moved that **SB 8** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 8** was considered engrossed and placed on Third Reading.

THIRD READING

SB 8 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Leonard, McDaniel, Miller, O'Connor, Randle, Rozell, Shedrick, Smith (Jerry L.), Watson and Winn.—25.

Nay: Cain, Combs, Crow, Howell, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Moore, Pierce, Schuelein, Taliaferro, Tinsley, York and Young.—18.

Excused: Keating, Porter, Smith (Finis), Stipe and Terrill.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Luton moved that the vote be reconsidered whereby **SB 8** passed.

GENERAL ORDER

SB 155 by Crow of the Senate and Cotner of the House was read and considered.

Senator Crow moved that **SB 155** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 155** was considered engrossed and placed on Third Reading.

THIRD READING

SB 155 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Keating, Porter, Smith (Finis), Stipe and Terrill.—5.

The bill passed.

SB 155 was referred for engrossment.

GENERAL ORDER

SB 156 by Crow and Martin of the Senate and Hopkins of the House was read and considered.

Senator Crow moved that **SB 156** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 156** was considered engrossed and placed on Third Reading.

THIRD READING

SB 156 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Nay: Landis.—1.

Excused: Keating, Porter, Smith (Finis) and Stipe.—4.

The bill and emergency passed.

SB 156 was referred for engrossment.

GENERAL ORDER

SB 170 by Johnston of the Senate and Fitzgibbon of the House was read and considered.

Senator Howell moved to amend **SB 170**, Page 1, Line 3, by adding a period after the word "entities" and by striking the words "and except as provided herein," on Lines 3 and 4 of Page 1, and inserting before the word "may" on Line 4, Page 1, the following language: "Any municipal employee", which amendment was declared adopted.

Senator Howell moved to amend **SB 170**, Page 1, Line 4, by striking after the word "in" the word "certain" and striking the word "other" on Page 2, Line 1 before the word "partisan", and on Page 2, Line 3, by striking after the word "shall" and before the word "be" the word "not" and inserting the word "only" and on Page 2, Line 3, by striking after the word "during" and before the word "hours" the word "the" and inserting in lieu thereof the words "off-duty" and by striking the words "of his employment" on Page 2, Lines 3 and 4, and adding

a period after the word "hours", which amendment was declared adopted.

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

Senator Schuelein presiding.

Senator Howell moved to amend **SB 170**, Page 2, Line 4, by striking after the word "federal" and before the word "statutes" on Line 5, the words "or state", and by striking on Page 2, Line 5, after the word "statutes" the words "financing in whole or in part, or", which amendment was declared adopted.

Senator Cate moved to amend **SB 170**, Page 2, Line 6, by adding after the word "of" and before the word "municipal" the word "certain" and by adding after the word "shall" on Page 2, Line 6, and before the word "supersede" on Page 2, Line 7, the following "as to such employees," which amendment was declared adopted.

Senator Keller moved to amend **SB 170**, Page 2, Line 13, by adding after the word "corporation" and before the word "in" the following: "or governing body, officer or representative of any trade or labor union".

Senator Johnston moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, York and Young.—29.

Nay: Giles, Green, Keating, Keller, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Smith (Jerry L.), Watson and Winn.—15.

Excused: Crow, Porter, Smith (Finis) and Stipe.—4.

Senator Johnston moved that **SB 170**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 170** was considered engrossed and placed on Third Reading.

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

THIRD READING

SB 170 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: Green, Keller, Landis, Moore, O'Connor, Schuelein and Smith (Jerry L.).—7.

Excused: Smith (Finis) and Stipe.—2.

The bill passed.

SB 170 was referred for engrossment.

GENERAL ORDER

SB 176 by Capps of the Senate and Baughman of the House was read and considered.

Senator Capps moved to amend **SB 176**, Page 6, Line 18, and Page 7, Line 1, by

striking the effective date of "July 1, 1982" and replacing with "October 1, 1981.", which amendment was declared adopted.

Senator Capps moved that **SB 176**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 176** was considered engrossed and placed on Third Reading.

THIRD READING

SB 176 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—44.

Excused: Giles, Smith (Finis), Stipe and York.—4.

The bill passed.

SB 176 was referred for engrossment.

GENERAL ORDER

SB 178 by Boatner and Smith (Finis) of the Senate and Thompson of the House was read and considered.

Senator Boatner moved that **SB 178** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 178** was considered engrossed and placed on Third Reading.

THIRD READING

SB 178 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Nay: Crow, Luton and Rozell.—3.

Excused: Giles, Keller, Smith (Finis) and Stipe.—4.

The bill and emergency passed.

SB 178 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 69 — Appropriations

HB 1125 — Appropriations

HB 1148 — Appropriations

The Committee on Executive Nominations has considered the following nominations:

GEORGE ARMSTRONG, Marlow, as a member of the War Veterans Commission of Oklahoma to serve a three (3) year term ending July 1, 1983. Mr. Armstrong succeeds himself.

WILLIAM L. CUNNINGHAM, Guthrie, as a member of the Oklahoma Savings and Loan Board to serve an unexpired term ending April 17, 1981. Mr. Cunningham succeeds J.L. Stewart.

NEDRA LEE GARRETT, Mangum, as a member of the Oklahoma Savings and Loan Board to serve a four (4) year term ending April 7, 1984. Ms. Garrett succeeds Thomas W. Brown.

THOMAS GILMER, Okmulgee, as a member of the War Veterans Commission of Oklahoma to serve a three (3) year term ending July 1, 1983. Mr. Gilmer succeeds himself.

DAVID RANDOLPH MILSTEN, Tulsa, as a member of the Will Rogers Memorial Commission to serve a six (6) year term ending March 1, 1986. Mr. Milsten succeeds himself.

RICHARD E. SHEPHERD, Oklahoma City, as a member of the Oklahoma State Board of Nursing Homes to serve a three (3) year term ending October 1, 1983. Original appointment.

REME JEANNE SMITH, Newcastle, as a member of the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery to serve a seven (7) year term ending June 30, 1987. Original appointment.

MARY WARNER, Oklahoma City, as a member of the Board of Public Affairs to serve a three (3) year term ending January 1, 1983. Ms. Warner succeeds Tom McCall.

HUGH B. WARREN, Ada, as a member of the Oklahoma Turnpike Authority to serve

an eight (8) year term ending July 1, 1988. Mr. Warren succeeds himself.

WALTER WILSON, Tulsa, as a member of the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery to serve a one (1) year term ending June 30, 1981. Original appointment.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

SB 230 — Education
SB 231 — General Government
SB 232 — General Government
SB 233 — Appropriations
SB 234 — General Government
SB 235 — Finance
SB 236 — Finance
SB 237 — Finance
SB 238 — Business and Labor
SB 239 — Judiciary
SB 240 — Judiciary
SB 241 — Judiciary
SB 242 — General Government
SB 243 — Judiciary
SB 244 — Finance
SB 245 — Finance
SB 246 — Business and Labor
SB 247 — General Government
SB 248 — Business and Labor
SB 249 — Finance
SB 250 — Judiciary
SB 251 — Appropriations
SB 252 — Appropriations
SJR 10 — Judiciary
SCR 8 — Finance

FIRST READING

The following were introduced and read the first time:

SB 253 — By Johnson.

An Act relating to prisons and reformatories; amending Section 20, Chapter 325, O.S.L. 1975, as last amended by Section 9, Chapter 210, O.S.L. 1980 (57 O.S. Supp. 1980, Section 537), which relates to operating procedures for canteen services within correctional institutions; modifying fiscal treatment of certain canteen employees; providing severability; and declaring an emergency.

SB 254 — By Boatner.

An Act relating to securities; defining terms; requiring disclosure of noninsured status of certain securities and deposits; directing codification; and declaring an emergency.

SB 255 — By McCune.

An Act relating to schools; amending 70 O.S. 1971, Sections 509.2, as amended by Section 1, Chapter 221, O.S.L. 1978 and 509.8 (70 O.S. Supp. 1980, Section 509.2), which relate to teacher bargaining; prohibiting teacher organizations from representing member for a certain time period after a strike; and providing an effective date.

SB 256 — By Clifton.

An Act relating to counties and county officers; amending Section 2, Chapter 9, O.S.L. 1973, as amended by Section 1, Chapter 69, O.S.L. 1975 (19 O.S. Supp. 1980, Section 131.1), which relates to registration requirements for candidates for county offices; deleting time period for registration of party affiliation; and declaring an emergency.

SB 257 — By Clifton.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1123, which prohibits lewd or indecent proposals or acts to certain children; deleting age requirement; and declaring an emergency.

SB 258 — By Clifton.

An Act relating to congressional and legislative districts; amending 14 O.S. 1971, Sections 80 and 108, as amended by Sections 1 and 2, Chapter 40, O.S.L. 1973 (14 O.S. Supp. 1980, Sections 80 and 108), which relate to residency and party affiliation requirements of legislative candidates; deleting time period for registration of party affiliation; and declaring an emergency.

SB 259 — By Cain of the Senate and McCorkell of the House.

An Act relating to children; providing short title; declaring legislative intent; defining term; directing the Department of Human Services to establish and administer subsidized adoption programs; providing procedures for the eligibility of certain children; requiring express subsidy agreements based on the child's needs; requiring annual sworn certification of continued need for subsidies; authorizing modification or termination of subsidy agreements; authorizing nonresident adoption; requiring confidentiality; providing for review of subsidy decisions; providing severability; repealing conflicting laws; repealing Section 2, Chapter 39, O.S.L. 1977 (10 O.S. Supp. 1980, Section 60.13a), which relates to economic incentives to adoptive parents for hard-to-place children; directing codification; and providing an effective date.

SB 260 — By Terrill.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 72, as amended by Section 1, Chapter 118, O.S.L. 1977 and 88 (59 O.S. Supp. 1980, Section 72), which relate to barbers; increasing hours of study required for license applicants; increasing hours of instruction and minimum time periods for barber schools; providing an effective date; and declaring an emergency.

SB 261 — By Cate.

An Act relating to motor vehicles; amending Section 1, Chapter 292, O.S.L. 1979, as

amended by Section 5, Chapter 116, O.S.L. 1980 (47 O.S. Supp. 1980, Section 22.2A), which relates to apportionment of license fees and monies; repealing requirement to deposit monies in sinking funds; and declaring an emergency.

SB 262 — By Taliaferro.

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.61, as amended by Section 9, Chapter 221, O.S.L. 1979, 180.62, as last amended by Section 1, Chapter 234, O.S.L. 1978, 180.63, as last amended by Section 2, Chapter 234, O.S.L. 1978, 180.64A, as last amended by Section 4, Chapter 234, O.S.L. 1978 (19 O.S. Supp. 1980, Sections 180.61, 180.62, 180.63 and 180.64A), which relate to the classification and basic salaries of county officers; creating a separate classification for certain county sheriffs; establishing certain salary computations; deleting certain salary computations; and setting an effective date.

SB 263 — By Taliaferro.

An Act relating to motor vehicles; establishing a penalty for accident involvement under certain circumstances; requiring notification of district attorney; directing codification; and providing an effective date.

SB 264 — By Crow.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 509, as last amended by Section 3, Chapter 209, O.S.L. 1980 and 2423 (68 O.S. Supp. 1980, Section 509), which relate to diesel fuel tax exemptions and certificate of assessment for farm tractors; providing for verification of qualified use of exempted fuel; amending assessment procedure; and declaring an emergency.

SB 265 — By Smith (Finis) 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 88, O.S.L. 1980 (68 O.S. Supp. 1980, Section 50001), which relates to salary of Fire Marshal; raising salary of State Fire Marshal and Assistant State Fire Marshal; levying a tax on fire insurance companies; creating a revolving fund; providing for expenditures; and declaring an emergency.

SB 266 — By Smith (Finis).

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2355, as last amended by Section 4, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2355); increasing certain income tax rate; reenacting imposition of certain tax, classification of certain taxpayers and certain schedules; providing for severability; and stating an effective date.

SB 267 — By Smith (Finis).

An Act relating to revenue and taxation; requiring certain affidavits be filed with Secretary of State; providing for certain fees; setting penalties for failure to file certain affidavits; authorizing release of certain information; repealing 18 O.S. 1971, Section 1.207a, which relates to Franchise Tax Code, 68 O.S. 1971, Sections 1201, 1202, 1203, 1204, 1205, 1206, as amended by Section 1, Chapter 132, O.S.L. 1980, 1207, 1208, 1209, 1210, 1211, 1212, 1213 and 1214 (68 O.S. Supp. 1980, Section 1206); directing codification; providing for severability; stating an effective date; and declaring an emergency.

SB 268 — By York.

An Act relating to revenue and taxation; repealing 68 O.S. 1971, Sections 1201, 1202, 1203, 1204, 1205, 1206, as amended by Section 1, Chapter 132, O.S.L. 1980, 1207, 1208, 1209, 1210, 1211, 1212, 1213 and 1214 (68 O.S. Supp. 1980, Section 1206), which relate to the Franchise Tax Code; and declaring an emergency.

SJR 11 — By Terrill.

A Joint Resolution directing the Commissioner of Mental Health and the Director of Human Services to jointly prepare a service plan to include reimbursement provisions for community-based clinical services; providing for the identification of community mental health services eligible for reimbursement, the specification of criteria for services to be reimbursed, and an administrative review of the services; and directing the Commissioner of Mental Health to certify providers of community mental health services for medicaid reimbursement and to match federal funds with appropriated funds.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1022, 1129, 1188 and 1210.**

HB 1022 — By Milacek, Reimer and Lewis.

An Act relating to officers; amending 51 O.S. 1971, Section 6; prohibiting dual office holding for state officers and deputies; providing exceptions; including city and county law enforcement officers; and declaring an emergency.

HB 1129 — By Twidwell.

An Act relating to schools; amending 70 O.S. 1971, Section 509.4, as amended by Section 1, Chapter 185, O.S.L. 1978 (70 O.S. Supp. 1980, Section 509.4); defining professional educator; allowing principals and assistant principals to form separate entity for collective bargaining; and declaring an emergency.

HB 1188 — By Draper of the House and Young of the Senate.

[Revenue and Taxation — Amending 68 O.S. 1971, Section 1004 — Emergency]

HB 1210 — By Rogers, Blodgett and Glover.

An Act relating to public lands; amending 64 O.S. 1971, Section 281; authorizing the Commissioners of the Land Office to lease certain lands for oil and gas purposes; providing for rules and regulations; providing for election of royalty payments; providing for notice; providing for right of rejection; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 110**.

The above numbered Bill was referred for enrollment.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 18, 1981, at 1:15 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:15 p.m. to meet Wednesday, February 18, 1981, at 1:15 p.m.

Twenty-sixth Legislative Day

Wednesday, February 18, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Smith (Finis).—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Jerry Brown, Edmond, representing the Fellowship of Christian Athletes, the guest of Senator Watson.

Senator Martin announced that the Senate would depart from the Regular Order of Business to meet with the House of Representatives for the purpose of a Second Joint

Session at 1:30 p.m. to honor Oklahoma's own Susan Powell, Miss America; and that upon adjournment of the Joint Session, would reconvene in the Senate Chamber to complete the Order of Business for this legislative day.

The hour of 1:30 p.m. having arrived, Senator Martin moved that the Senate proceed to the Chamber of the House of Representatives, which motion was declared adopted.

*

JOINT SESSION

The Senate and House of Representatives of the 1st Regular Session of the 38th Legislature, in the Second Joint Session, was called to order by Lieutenant Governor Spencer Bernard, President of the Senate.

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

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, John-

ston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Smith (Finis).—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, Anderson (Don), Anderson (Robert), Arnold, Atkinson, Baker, Barker, Baughman, Blodgett, Bradley, Brown, Caldwell, Camp, Choate, Cole, Conaghan, Cotner, Cox, Craighead, Cunningham, Davis (Frank), Davis (Guy), Deatherage, Denman, Duckett, Duke, Dunn, Fair, Feddersen, Fitzgibbon, Ford, Fried, Glover, Graves, Gray, Hamilton, Haney, Harbin, Hargrave, Harper, Harris, Hastings, Henry, Henshaw, Hill, Hobson, Holt, Hooper, Hopkins, Johnson, Joiner, Kamas, Kelly, Kincheloe, Koppel, Lancaster, Lawter, Lewis, Little, McCaleb, McCorkell, McIntyre, Manar, Mason, Mentzer, Milacek, Monks, Morgan, Murphy, Osborne, Peterson, Pitezal, Reimer, Rieger, Riggs, Robinson, Rogers, Sanders, Sherrer, Shurden, Smith, Sparkman, Talley, Taylor, Thompson, Trent, Twidwell, Vanatta, Vaughn, Weichel, Whorton, Widener, Williams (Freddie), Williams (Penny), Williamson, Willis, Mr. Speaker.—97.

Excused: Holden, Manning, Poulos, Stahl.—4.

Speaker Draper declared a quorum of the House present.

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

SPECIAL INTRODUCTIONS

President Bernard introduced Governor George Nigh, accompanied by Mrs. Nigh, to the members assembled in Joint Session.

Governor Nigh addressed the Joint Session with introductory remarks and presented Susan Powell, Miss America, to the Joint Session, who responded with an address.

Senator Capps, on behalf of the Senate, and Representative Rogers, on behalf of the House, presented Miss America with Citations commemorating this occasion. Mr. Wendell Powell, father of Susan, was also introduced.

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

*

The Senate reassembled in its Chamber with Senator Schuelein presiding, who was designated so to do by the President Pro Tempore.

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

President Pro Tempore York presiding.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Pages 220-221, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Winn, York and Young.—37.

Nay: Green, Keating, Keller, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—9.

Excused: Smith (Finis) and Stipe.—2.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 103, 154, 155, 156, 170, 176 and 178 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 110 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 3 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 33 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 33** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 33** was considered engrossed and placed on Third Reading.

THIRD READING

SB 33 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Smith (Finis) and Stipe.—2.

The bill and emergency passed.

SB 33 was referred for engrossment.

INTRODUCTIONS

Senator Cummins introduced J. Michael Ritze, D.O., Broken Arrow, as Doctor of the Day.

Senator Tinsley introduced J.M. Upton, R.N., Yukon, as Nurse of the Day.

Senator Schuelein presiding.

GENERAL ORDER

HB 1148 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1148** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1148** was placed on Third Reading.

THIRD READING

HB 1148 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Smith (Finis) and Stipe.—2.

The bill and emergency passed.

HB 1148 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 69 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 69** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 69** was considered engrossed and placed on Third Reading.

THIRD READING

SB 69 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb,

Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Smith (Finis), Stipe and Terrill.—3.

The bill and emergency passed.

SB 69 was referred for engrossment.

GENERAL ORDER

HB 1125 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1125** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1125** was placed on Third Reading.

THIRD READING

HB 1125 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Smith (Jerry L.).—1.

Excused: O'Connor, Smith (Finis) and Stipe.—3.

The bill and emergency passed.

HB 1125 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 147 by Young of the Senate and Vanatta of the House was read and considered.

Senator Young moved to amend **SB 147**, Page 2, Line 5, by adding after the word "originates." and before the word "When" the following sentence: "Tank bottom royalty interest payments required by this Section and gross production taxes shall be paid by the producer operating said lease.", which amendment was declared adopted.

Senator Young moved that **SB 147**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 147** was considered engrossed and placed on Third Reading.

THIRD READING

SB 147 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Giles, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—30.

Nay: Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Johnston, Landis, McCune, McDaniel, Martin, Moore, Pierce and Terrill.—16.

Excused: Smith (Finis) and Stipe.—2.

The bill passed.

Senators Martin and Cullison desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 14. Excused: 2.

The emergency passed.

SB 147 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Luton moved the vote be reconsidered whereby **SB 8** passed, pursuant to Rule 12-24 B.

Senator Boatner moved to table the Luton motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Crow, Cullison, Dahl, Miller, Rozell, Smith (Jerry L.) and Winn.—8.

Nay: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, York and Young.—37.

Excused: Keating, Smith (Finis) and Stipe.—3.

Senator Luton moved adoption of the motion to reconsider the vote whereby **SB 8** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison,

Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Nay: Crow.—1.

Excused: Smith (Finis) and Stipe.—2.

THIRD READING

Senator Luton moved that **SB 8** be rereferred to the Committee on Business and Labor, which motion was declared adopted upon a division of the question.

COMMITTEE REPORTS

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

DO PASS:

SB 142 — Business and Labor, coauthored by Denman (Principal House author)

SB 143 — Business and Labor, coauthored by Denman (Principal House author)

SB 149 — General Government, coauthored by Crutcher, Taliaferro and Pierce of the Senate, and Monks of the House (Principal)

SB 162 — Judiciary, coauthored by Denman (Principal House author)

SB 182 — Business and Labor

DO PASS, as amended:

SB 25 — Appropriations

SB 26 — Appropriations

SB 27 — Appropriations

SB 47 — Appropriations

SB 140 — Business and Labor, co-

authored by Denman (Principal House author)

SB 187 — Judiciary, coauthored by Deatherage (Principal House author)

SECOND READING

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

SB 253 — Appropriations

SB 254 — Business and Labor

SB 255 — Business and Labor

SB 256 — Judiciary

SB 257 — Judiciary

SB 258 — Judiciary

SB 259 — Judiciary

SB 260 — Business and Labor

SB 261 — Finance

SB 262 — General Government

SB 263 — Judiciary

SB 264 — Finance

SB 265 — Appropriations

SB 266 — Finance

SB 267 — Finance

SB 268 — Finance

SJR 11 — Human Resources

HB 1022 — General Government

HB 1129 — Business and Labor

HB 1188 — Finance

HB 1210 — Natural Resources

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent that **SB 243** be withdrawn from the Committee on Judiciary and referred to the Committee on General Government, which was the order.

FIRST READING

The following were introduced and read the first time:

SB 269 — By Young.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.1, as last

amended by Section 14, Chapter 273, O.S.L. 1980 (47 O.S. Supp. 1980, Section 22.1), which relates to definitions of motor vehicles; excluding automotive dismantler and parts recycler from definition of used motor vehicle dealer; repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13, Chapter 273, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 591.1, 591.2, 591.3, 591.4, 591.5, 591.6, 591.7, 591.8, 591.9, 591.10, 591.11, 591.12 and 591.13) and Section 18, Chapter 273, O.S.L. 1980 (21 O.S. Supp. 1980, Section 1048), which relate to automotive dismantlers and parts recyclers; repealing conflicting laws; and declaring an emergency.

SB 270 — By Young.

An Act relating to motor vehicles and to revenue and taxation; amending 47 O.S. 1971, Section 4-110, as amended by Section 1, Chapter 85, O.S.L. 1980, Sections 1 and 2, Chapter 176, O.S.L. 1976, as amended by Sections 2 and 3, Chapter 85, O.S.L. 1980, 47 O.S. 1971, Sections 22.1, as last amended by Section 14, Chapter 273, O.S.L. 1980, 22.15a, as last amended by Section 2, Chapter 134, O.S.L. 1980, 22.30j, as last amended by Section 15, Chapter 273, O.S.L. 1980, 23.1, as amended by Section 7, Chapter 85, O.S.L. 1980, 23.6, as last amended by Section 16, Chapter 273, O.S.L. 1980, 562, 564, as last amended by Sections 9 and 10, Chapter 85, O.S.L. 1980, 565, as last amended by Section 1, Chapter 134, O.S.L. 1980, and 566, as amended by Section 12, Chapter 85, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 4-110, 7-601, 7-602, 22.1, 22.15a, 22.30j, 23.1, 23.6, 562, 564, 565 and 566), and 68 O.S. 1971, Sections 2104, 2105 and 2106, as amended by Sections 13, 14 and 15, Chapter 85, O.S.L. 1980 (68 O.S. Supp. 1980, Sections 2104, 2105 and 2106), which relate to certain certificates of title; requiring certain dealer security; requiring certain dealer certification of security; defining used car dealer; requiring license for certain used

car dealers; providing for certain licenses under certain conditions for used cars, mobile homes and house trailers; requiring salvage license for certain persons; requiring records for certain car dealers; requiring affirmations on applications for certain manufacturers and certain dealers licenses; requiring notice from certain dealers regarding title and taxes; requiring certain plates on certain used cars; requiring certain dealers to obtain new title; redefining used car dealer; requiring certain dealers to assign certain certificates; providing certain license expiration date; permitting applicant license without certain location requirement or certain occupation; providing for revocation or suspension of license for certain persons and acts; deleting requirement of notice of certain license revocations, denials or suspensions; qualifying definition of new vehicle; disallowing exemption for unlicensed dealers; requiring certain dealers to pay sales tax; repealing Sections 16, 17, 18, as amended by Section 17, Chapter 273, O.S.L. 1980, 19, 20, 21 and 22, Chapter 85, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 581, 582, 583, 584, 585, 586 and 587, which relate to the Oklahoma Used Motor Vehicle and Parts Commission; certain license requirements; denial, revocation and suspension of certain licenses, certain injunctive actions and certain petty cash fund; repealing conflicting laws; and declaring an emergency.

SB 271 — By Landis.

An Act relating to oil and gas; providing for the preservation of existing marketing and distribution facilities of petroleum products in the state; providing short title; defining terms; requiring compliance as a condition of doing business; defining prohibited acts; allowing exemptions; providing right of action; directing codification; providing severability; and declaring an emergency.

SB 272 — By Clifton.

An Act relating to cities and towns; amending Section 14-111, Chapter 256,

O.S.L. 1977, as amended by Section 1, Chapter 247, O.S.L. 1980, Section 27-104, Chapter 256, O.S.L. 1977, Section 27-119, Chapter 256, O.S.L. 1977, Section 27-129, Chapter 256, O.S.L. 1977, as amended by Section 3, Chapter 247, O.S.L. 1980 and Section 28-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1980, Sections 14-111, 27-104, 27-119, 27-129 and 28-102), which relate to municipal court jurisdiction and procedure; providing procedures for enforcement and penalties for violations of municipal ordinances; increasing certain fines; specifying judicial qualifications; increasing monetary jurisdictions of certain judges; providing for jury trials in municipal courts; increasing monetary jurisdiction of juries; providing for appellate procedures; increasing jurisdictional amount for appeal; establishing municipal court jurisdiction, jury trials, maximum punishments and double jeopardy; increasing amount for jury trial; and providing an effective date.

SB 273 — By Cullison.

An Act relating to intoxicating liquors; amending 37 O.S. 1971, Section 536, which prohibits certain discriminations by sellers of alcoholic beverages to wholesalers; providing penalties; adding approved charges; providing severability; and providing an effective date.

SB 274 — By Cullison.

An Act relating to public health and safety; stating legislative policy; defining terms; requiring certain equipment in self-service, coin-operated car washes; directing codification; and providing an effective date.

SB 275 — By Smith (Finis).

An Act relating to property; authorizing personal and real property to be acquired, held and conveyed by a public trust; providing for acknowledgement, and the form thereof, to real property conveyance by a public trust; and providing for codification.

SCR 9 — By Tinsley.

A Concurrent Resolution urging the Governor of the State of Oklahoma to declare July 4, 1981, as "Free Enterprise Day in Oklahoma"; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1142, 1167 and 1204.**

HB 1142 — By Sherrer, Dunn, Murphy, Thompson, Vaughn, Davis (Guy), Harbin, Bradley, Glover, Feddersen, Weichel, Anderson (Robert), Conaghan, Harper, Hill, Kamas, Manar, Manning, Milacek, Peterson, Reimer, Robinson, Rogers, Smith, Whorton and Kelly of the House and Dennis of the Senate.

An Act relating to agriculture; amending 2 O.S. 1971, Section 6-100; declaring the state a brucellosis eradication area; providing for the testing of cattle; providing certain indemnity payments; providing funding; providing an effective date; and declaring an emergency.

HB 1167 — By Abbott, Fried, Duckett, Fair, Reimer, Joiner and Brown of the House and McDaniel of the Senate.

[Schools — Amending 70 O.S. Supp. 1980, Sections 17-101, 17-105, 17-114.1 and 17-116.2 — Modifying Provisions Concerning Teachers' Retirement — Emergency]

HB 1204 — By Deatherage, Barker, Johnson, Hooper and Murphy of the House and Randle and Kilpatrick of the Senate.

An Act relating to the Office of the Oklahoma Historical Society; reappropriating and redesignating certain funds; providing procedures and restrictions for expenditure of funds; requiring report of expenditures; directing codification; providing lapse date; providing severability; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 110**.

The above numbered Enrolled Bill was referred to the Governor.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand ad-

joined to meet Thursday, February 19, 1981, at 12:00 p.m., which motion prevailed.

BILL RELEASED

SB 97 was referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 3:15 p.m. to meet Thursday, February 19, 1981, at 12:00 p.m.

Twenty-seventh Legislative Day

Thursday, February 19, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—42.

Excused: Clifton, Keller, Smith (Finis), Smith (Jerry L.), Winn and Young.—6.

President Pro Tempore York declared a quorum present.

The prayer was offered by Chuck Bowman, Edmond, Director of Fellowship of Christian Athletes, the guest of Senator Watson.

INTRODUCTIONS

President Pro Tempore York introduced Tim King, D.O., Oklahoma City, as Doctor of the Day.

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

Senator Combs introduced his niece, Julie Combs, Oklahoma City, who has been serving as a Page this legislative week.

GENERAL ORDER

SB 25 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 25** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 25** was considered engrossed and placed on Third Reading.

THIRD READING

SB 25 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard,

Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—40.

Excused: Cate, Clifton, Keller, Pierce, Smith (Finis), Smith (Jerry L.), Winn and Young.—8.

The bill and emergency passed.

SB 25 was referred for engrossment.

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

GENERAL ORDER

SB 26 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 26** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 26** was considered engrossed and placed on Third Reading.

THIRD READING

SB 26 was 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, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—41.

Excused: Cate, Clifton, Pierce, Smith (Finis), Smith (Jerry L.), Winn and Young.—7.

The bill and emergency passed.

SB 26 was referred for engrossment.

GENERAL ORDER

SB 27 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 27** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 27** was considered engrossed and placed on Third Reading.

THIRD READING

SB 27 was 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, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—41.

Excused: Cate, Clifton, Pierce, Smith (Finis), Smith (Jerry L.), Winn and Young.—7.

The bill and emergency passed.

SB 27 was referred for engrossment.

GENERAL ORDER

SB 47 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 47** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 47** was considered engrossed and placed on Third Reading.

THIRD READING

SB 47 was 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, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—38.

Nay: Keating, McCune and Moore.—3.

Excused: Cate, Clifton, Pierce, Smith (Finis), Smith (Jerry L.), Winn and Young.—7.

The bill and emergency passed.

SB 47 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Martin, on request of Senator Stipe, asked unanimous consent that the date be extended on the motion to reconsider the vote whereby **SB 113** and the emergency passed until Wednesday, February 25, 1981,

the 30th Legislative Day, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 33, 69, 97 and **147** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

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

DO PASS:

SB 89 — Human Resources, coauthored by Murphy (Principal House author), and be referred to the Consent Calendar

SB 188 — Business and Labor

SB 215 — Business and Labor, coauthored by Hastings (Principal House author)

SJR 9 — Human Resources, and be referred to the Consent Calendar

SR 8 — General Government

DO PASS, as amended:

CS for **SB 5** — Human Resources, coauthored by Morgan (Principal) and Haney of the House, and be referred to the Consent Calendar

CS for **SB 49** — Appropriations, coauthored by Terrill

SB 131 — General Government, coauthored by Lewis (Principal House author)

SB 199 — Finance

SB 204 — Finance, coauthored by Lancaster (Principal House author)

SB 212 — Finance, coauthored by Smith (Finis), Combs, Kilpatrick, Crutcher, Cullison, Cummins, Green, McDaniel, O'Connor, Pierce, Shedrick and Taliaferro of the Senate and Gray (Principal House author)

SCR 7 — Human Resources, and be referred to the Consent Calendar

SECOND READING

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

- SB 269** — General Government
- SB 270** — General Government
- SB 271** — Natural Resources
- SB 272** — Judiciary
- SB 273** — Judiciary
- SB 274** — Business and Labor
- SB 275** — Judiciary
- SCR 9** — Business and Labor
- HB 1142** — Agriculture
- HB 1167** — Finance
- HB 1204** — Appropriations

FIRST READING

The following were introduced and read the first time:

SB 276 — By Kilpatrick.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1453, 1455, as amended by Section 1, Chapter 88, O.S.L. 1973, 1456, as amended by Section 42, Chapter 47, O.S.L. 1979, 1458, as amended by Section 2, Chapter 88, O.S.L. 1973, 1460, 1461, 1462, 1463, 1464, 1465, 1466, 1467, 1468, 1469, 1470, 1471, 1472, 1473 and 1474 (59 O.S. Supp. 1980, Sections 1455, 1456 and 1458), which relate to polygraph examiners; modifying definitions; naming Administrator of act; abolishing Polygraph Examiners Board; adding provision concerning Polygraph Examiners Fund; providing for director's designee; modifying certain fees; changing courts at which certain actions may be taken; providing fee for in-state schools accreditation; providing penalty for second violations of this act; and declaring an emergency.

SB 277 — By Terrill of the Senate and Fitzgibbon of the House.

An Act relating to schools; establishing the Educational Employment Relations Act; stating purpose; defining terms; prohibiting certain acts; establishing an Education Employment Relations Commission; providing for membership, appointment, compensation, reimbursement, duties and location of Commission; providing for Executive Director of Commission; stating employees rights; prescribing procedures for recognition of certain exclusive representatives; providing for certain elections and procedures therefor; providing for certain professional negotiations and procedures therefor; providing for mediation; providing for impasse resolution and procedures therefor; declaring certain acts to be unlawful; specifying relief from certain acts; subjecting certain actions to the Administrative Procedures Act; specifying effective date of certain professional negotiations agreements; stating exceptions; directing codification; repealing 70 O.S. 1971, Sections 509.1, 509.2, as amended by Section 1, Chapter 221, O.S.L. 1978, 509.3, 509.4, as amended by Section 1, Chapter 185, O.S.L. 1978, 509.6, 509.7, 509.8, 509.9 and 509.10 (70 O.S. Supp. 1980, Sections 509.2 and 509.4), which relate to negotiation between school employees and districts; providing for severability; and declaring an emergency.

SB 278 — By Howell.

An Act relating to professions and occupations; providing short title; defining terms; prohibiting certain acts; specifying certain exemptions; establishing an Oklahoma Marital and Family Therapy Licensing Board; providing for organization, meeting and reimbursement of the board; providing for member qualifications; specifying the board's powers and duties; providing requirements for licensure of marital and family therapists; specifying grounds for revocation or suspension of licenses; subjecting board actions to the Administrative Procedures Act; imposing certain penalties; providing for injunctive relief; providing for pri-

vileged communications; requiring an annual report by the board; directing codification; providing for severability; and providing an effective date.

SB 279 — By Stipe.

An Act relating to state officers and employees; stating legislative intent; establishing rights and obligations of public employers and employees respecting labor relations; defining terms; granting right to collective bargaining and attendant privileges under certain circumstances; precluding strikes; stipulating rights, duties, obligations and procedures of Public Employees Relations Board; stating obligations of public employer; stipulating certain aspects of arbitration and arbitration procedures; determining procedures and contents of employment agreements; establishing method of legislative approval of appropriation of certain funds respecting agreements; determining penalties; directing codification; repealing conflicting laws; providing for severability; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1027, 1033, 1199 and 1217.**

HB 1027 — By Hobson, Cole, Fitzgibbon, Riggs, Taylor, McCorkell, Vaughn and Duckett of the House and Cate of the Senate.

An Act relating to public finance; providing for the deduction of membership dues from the wages of employees in certain organizations; providing procedures; directing codification; providing an effective date; and declaring an emergency.

HB 1033 — By Peterson, Monks, Feddersen, Duke, Thompson, Vaughn, Manar and Davis (Guy) of the House and Smith (Jerry) of the Senate.

An Act relating to fees; amending 28 O.S. 1971, Section 86, as amended by Section 1,

Chapter 189, O.S.L. 1977 (28 O.S. Supp. 1980, Section 86); providing for jury fees and reimbursement for certain expenses; providing an effective date; and declaring an emergency.

HB 1199 — By Kamas of the House and Johnson of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 1551; recreating the Commission on Fire Protection Personnel Standards and Education in accordance with the Oklahoma Sunset Law; and declaring an emergency.

HB 1217 — By Johnson of the House and Kilpatrick of the Senate.

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 932, as amended by Section 1, Chapter 125, O.S.L. 1976, 932.2, as amended by Section 2, Chapter 78, O.S.L. 1974 and 934, as last amended by Section 3, Chapter 206, O.S.L. 1976 (82 O.S. Supp. 1980, Sections 932, 932.2 and 934); recreating the Department of Pollution Control and the Pollution Control Coordinating Board, in accordance with the Oklahoma Sunset Law; prohibiting federal projects by the Department except with certain permission; modifying composition of the board and terms and appointments of certain members; providing for state funding exclusively of administration of Department; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1125 and 1148.**

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 23, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 12:20 p.m. to meet Monday, February 23, 1981, at 1:30 p.m.

Twenty-eighth Legislative Day

Monday, February 23, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and Young.—35.

Excused: Cate, Clifton, Crutcher, Cullison, Howell, Johnston, Keating, Keller, Kilpatrick, Luton, Stipe, Terrill and York.—13.

Senator Schuelein declared a quorum present.

The prayer was offered by Jack Gray, Evangelist, Jack Gray Ministry, Tulsa, the guest of Senator Young.

CONSENT CALENDAR

SCR 7 by McCune of the Senate and Vaughn of the House was read and considered.

Senator McCune moved the adoption of **SCR 7**, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Crow, Cummins, Green, Howard, Johnson, McCune, McDaniel, Martin, O'Connor, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Tinsley and Watson.—18.

Nay: Branch, Capps, Combs, Dahl, Dennis, Giles, Lamb, Landis, Leonard, Miller, Moore, Pierce, Rozell, Shedrick, Taliaferro, Winn and Young.—17.

Excused: Cate, Clifton, Crutcher, Cullison, Howell, Johnston, Keating, Keller, Kilpatrick, Luton, Stipe, Terrill and York.—13.

SCR 7 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25, 26, 27 and **47** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 131 by Randle of the Senate and Lewis of the House was read and considered.

Senator Randle asked unanimous consent to amend **SB 131**, page 1, by crippling the Title, which was the order.

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

Senator Randle asked unanimous consent, which was granted, that further consideration of **SB 131**, as amended, be deferred temporarily.

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

GENERAL ORDER

SB 199 by Capps of the Senate and Hill of the House was read and considered.

Senator Capps moved that **SB 199** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 199** was considered engrossed and placed on Third Reading.

THIRD READING

SB 199 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, and Young.—37.

Excused: Cate, Clifton, Crutcher, Cullison, Johnston, Keating, Keller, Kilpatrick, Stipe, Terrill and York.—11.

The bill and emergency passed.

SB 199 was referred for engrossment.

Senators Cate and Keller asked to be shown present, which was the order.

GENERAL ORDER

SB 131, as amended, was considered further.

Senator Landis moved to amend **SB 131**, Page 3, Lines 10 and 11, by deleting after the word "county" on Line 10 and before the word "shall" on Line 11, all language, which motion to amend was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Capps, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, McDaniel, O'Connor, Taliaferro and Young.—14.

Nay: Boatner, Cain, Cate, Combs, Crow, Cummins, Dahl, Dennis, Howard, Luton, McCune, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson and Winn.—24.

Excused: Clifton, Crutcher, Cullison, Johnston, Keating, Kilpatrick, Martin, Stipe, Terrill and York.—10.

Senator Landis moved to amend **SB 131**, Page 3, Line 12, by deleting after the first word "Oklahoma." on Line 12 and before the word "The" on Line 15 all language, which motion to amend was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Capps, Crow, Giles, Green, Johnson, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Smith (Jerry L.), Taliaferro, Tinsley and Young.—17.

Nay: Boatner, Cain, Cate, Combs, Cummins, Dahl, Dennis, Howard, Howell, Keller, Luton, McDaniel, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Watson and Winn—22.

Excused: Clifton, Crutcher, Cullison, Johnston, Keating, Kilpatrick, Stipe, Terrill and York.—9.

Senator Pierce moved to amend **SB 131**, Page 3, Line 14, by deleting after the word "of" and before the word "assistant" the word "two" and inserting the word "one."

Senator Luton moved to table the Pierce motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Combs, Crow, Cummins, Dahl, Dennis, Howard, Howell, Keller, Lamb, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, Winn and Young.—31.

Nay: Branch, Giles, Green, Johnson, Landis, Leonard and McCune.—7.

Excused: Clifton, Crutcher, Cullison, Johnston, Keating, Kilpatrick, Stipe, Terrill, Tinsley and York.—10.

Senator Randle moved that **SB 131**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 131** was considered engrossed and placed on Third Reading.

THIRD READING

SB 131 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and Young.—39.

Excused: Clifton, Crutcher, Cullison, Johnston, Keating, Kilpatrick, Stipe, Terrill and York.—9.

The bill passed.

SB 131 was referred for engrossment.

INTRODUCTIONS

Senator Boatner introduced Chris Moses, D.O., Madill, and Senator Taliaferro, on behalf of Senator Terrill and himself, introduced Dan Stephenson, Lawton, medical student, as Doctors of the Day. Also introduced was Mrs. Jane Moses, wife of Dr. Moses.

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

COMMITTEE REPORTS

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

DO PASS:

SB 1 — General Government, coauthored by Craighead (Principal House author), and

be referred to the Consent Calendar.

SB 173 — Judiciary, coauthored by Henshaw (Principal House author).

SB 179 — Judiciary, coauthored by Thompson (Principal House author).

SB 195 — Judiciary.

SJR 7 — Judiciary, and be referred to the Consent Calendar.

DO PASS, as amended:

CS for SB 73 — Judiciary, coauthored by Lawter (Principal House author).

SB 141 — General Government, coauthored by Lawter (Principal House author).

SB 148 — Judiciary, coauthored by Brown (Principal House author).

SB 153 — Agriculture, coauthored by Boatner of the Senate and Sherrer (Principal), Murphy and Thompson of the House.

SB 183 — Judiciary, coauthored by Lewis (Principal House author).

SB 184 — Judiciary.

SB 207 — Natural Resources.

SECOND READING

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

SB 276 — Business and Labor

SB 277 — Business and Labor

SB 278 — Business and Labor

SB 279 — Business and Labor

HB 1027 — Finance

HB 1033 — Finance

HB 1199 — General Government

HB 1217 — Natural Resources

FIRST READING

The following were introduced and read the first time:

SB 280 — By Keating of the Senate and Hill of the House.

An Act relating to professions and occupations; providing short title; defining terms;

excepting certain persons; creating Board of Private Investigators and Security Agencies; establishing membership, organization, rules, terms, compensation and powers of Board; requiring license and prohibiting misrepresentation; prescribing certain licensure requirements, classifications and fees; assigning responsibilities to licensees; directing establishment of training programs; specifying form and limits of licenses; restricting and requiring certain actions of licensees; providing for registration and pocket cards; requiring security and insurance; authorizing action on security; providing suspension procedures; providing penalties; providing for enforcement; providing for expiration, renewal and revocation of licenses; directing codification; repealing conflicting laws; providing severability; providing an effective date; and declaring an emergency.

SB 281 — By Capps of the Senate and Anderson (Don) of the House.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 866.2, as amended by Section 1, Chapter 122, O.S.L. 1978 (19 O.S. Supp. 1980, Section 866.2), which relates to city-county planning and zoning powers; deleting provisions relating to lake area planning and zoning commissions; providing authority for county commissioners to create Lake Area Planning Commissions; providing method of creation; providing for membership; defining jurisdiction; granting certain powers; defining certain duties; providing penalties; directing codification; repealing 19 O.S. 1971, Section 866.36, as amended by Section 2, Chapter 122, O.S.L. 1978 (19 O.S. Supp. 1980, Section 866.36), which relates to creation of Lake Area Planning and Zoning Commission; and declaring an emergency.

SB 282 — By Capps.

An Act relating to oil and gas; amending 52 O.S. 1971, Section 87.1, as last amended by Section 1, Chapter 33, O.S.L. 1980

(52 O.S. Supp. 1980, Section 87.1), which relates to the spacing of oil and gas well drilling units; changing maximum unit size for gas wells; providing an effective date; and declaring an emergency.

SB 283 — By Schuelein of the Senate and Twidwell of the House.

An Act relating to prisons and reformatories; empowering Director of Corrections to suspend employees under certain circumstances; directing codification; and declaring an emergency.

SB 284 — By Giles of the Senate and Weichel of the House.

An Act relating to oil and gas; amending Section 1, Chapter 205, O.S.L. 1980 (52 O.S. Supp. 1980, Section 540), which relates to payments of proceeds from oil and gas production; clarifying extent of penalty; transferring enforcement actions from district courts to the Oklahoma Corporation Commission; authorizing recovery of costs and fees; providing implementation and enforcement; providing effective date; providing transition; and declaring an emergency.

SB 285 — By McDaniel.

An Act relating to public health and safety; providing for elections to be called by county commissioners or by initiative petition for the purpose of authorizing fees and charges for county solid waste services; setting due date for fees and charges; directing that unpaid fees and charges become a lien against property, collectible by public auction; and directing codification.

SB 286 — By Smith (Finis) of the Senate and Hobson of the House.

An Act relating to creation of the Oklahoma Municipal Power Authority; providing for short title; providing for legislative findings and declaration of necessity; providing for authority members; providing for defini-

tions; providing for public property of authority; providing for powers, rights and privileges of authority; providing for issuance of bonds; providing for judicial determination by Supreme Court of validity of bonds, contracts and other acts; providing for eminent domain power; providing that bonds are legal investments; providing for powers of eligible public agencies and public trusts; providing for rents, rates and other charges of authority and Corporation Commission exemption; providing for acquisition and construction contracts; providing for financial statements and filing; providing for meetings and records; providing for construction of act; providing that powers are declared supplementary; providing that bonds constitute an irrevocable contract; providing for partial invalidity; directing codification; and declaring an emergency.

SB 287 — By Howell.

An Act relating to schools; amending 70 O.S. 1971, Sections 5-129, as last amended by Section 1, Chapter 222, O.S.L. 1977, 8-104, 12-102, 12-103, 13-101, as last amended by Section 1, Chapter 267, O.S.L. 1980, 13-108, 16-114, as last amended by Section 6, Chapter 99, O.S.L. 1976, 18-108, as amended by Section 1, Chapter 20, O.S.L. 1974 and 19-104 (70 O.S. Supp. 1980, Sections 5-129, 13-101, 16-114 and 18-108), which relate to certain educational accounts, funds and programs; allowing a petty cash account at each school; authorizing the investment of school activity funds in certain methods; redefining an emergency student transfer; allowing a centralized educational film depository; redefining I.E.P.; allowing the State Board of Education to specify class size; allowing additional replacement for textbooks destroyed in fire; redefining student eligibility for driver education; correcting kindergarten age requirements; repealing Section 28, Chapter 234, O.S.L. 1974 (70 O.S. Supp. 1980, Section 8-111), which relates to emergency transfers; providing severability; and setting an effective date.

SB 288 — By Leonard.

An Act relating to waters and water rights; amending Sections 9 and 15; Chapter 248, O.S.L. 1972 (82 O.S. Supp. 1980, Sections 1020.9 and 1020.15), which relate to Oklahoma Ground Water Law; providing severability; repealing conflicting laws; and declaring an emergency.

SB 289 — By Crow.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 515, as amended by Section 17, Chapter 220, O.S.L. 1978 (68 O.S. Supp. 1980, Section 515); which relates to motor fuel and diesel fuel transporter permit; abrogating capacity certificate requirement; and declaring an emergency.

SB 290 — By Taliaferro of the Senate and Manar of the House.

An Act relating to the Capitol and Capitol buildings and grounds; empowering the President Pro Tempore of the Senate and members of the House of Representatives to designate certain parking in certain areas; restricting parking to designated spaces; assigning the parking of certain officials; granting certain officials accesses; providing for visitor parking; directing codification; repealing conflicting laws; and declaring an emergency.

SJR 12 — By Keating.

A Joint Resolution defining "trauma center"; directing the Department of Health and the University of Oklahoma School of Medicine to review the need for trauma centers; to formulate a statewide plan for trauma centers; requiring a report to be submitted to the Legislature; directing distribution; and declaring an emergency.

SJR 13 — By Smith (Jerry).

A Joint Resolution concerning the capacity of Oklahoma correctional facilities; amending Section 2 of Enrolled House Joint Resolution No. 1064, 2nd Session of the 37th Oklahoma Legislature, Oklahoma Ses-

sion Laws 1980, Page 1202, which relates to certain alternatives if correctional facilities reach maximum capacity; deleting certain alternatives; directing distribution; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1213, 1214 and 1215.**

HB 1213 — By Kelly of the House and McCune of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2254; recreating the Solid Waste Management Advisory Committee in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership qualifications, appointments and terms, administration of meetings, functions and per diem expenses reimbursement of members; and declaring an emergency.

HB 1214 — By Kelly of the House and Boatner of the Senate.

An Act relating to state government; amending Section 2, Chapter 153, O.S.L. 1972, as amended by Section 38, Chapter 159, O.S.L. 1980 (74 O.S. Supp. 1980, Section 2002); recreating the Department of Economic Development in accordance with the Oklahoma Sunset Law; authorizing temporary assignment of employees; continuing provisions relating to appointment of members and employees and their compensation; and declaring an emergency.

HB 1215 — By Kelly of the House and Boatner of the Senate.

An Act relating to industrial development; amending Section 1, Chapter 153, O.S.L. 1972, as amended by Section 1, Chapter 272, O.S.L. 1979 (74 O.S. Supp. 1980, Section 2001); recreating the Oklahoma Economic Development Commission in accordance with the Oklahoma Sunset Law; continuing provisions relating to member-

ship qualifications and appointments, reimbursement, administration of meetings, and functions, authority and duties of the Commission; increasing membership of Commission; increasing compensation of members; increasing number for quorum; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 146**.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 19, 1981, of Enrolled **SB 110**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 24, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:15 p.m. to meet Tuesday, February 24, 1981, at 1:30 p.m.

Twenty-ninth Legislative Day

Tuesday, February 24, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Capps, Crutcher, Cullison, Johnston and Kilpatrick.—5.

President Pro Tempore York declared a quorum present.

The prayer was offered by Jack Gray, evangelist, the guest of Senator Young.

SPECIAL INTRODUCTIONS

Senator Randle introduced Dr. T. S. Lin—Leader, Speaker, Taipei City Council and Chairman of Taipei Sister Cities Committee, along with a delegation from the City of

Taipei, Taiwan, Republic of China, and asked unanimous consent, which was granted, that Dr. Lin be granted privileges of the floor to address the Senate.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 7 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator York, on behalf of Senator Capps, introduced Sam Cornelius, D.O., Cordell, and John Sears, Roosevelt, medical student, as Doctors of the Day.

Senator York also introduced Marguerite Ballard, R.N., Oklahoma City, as Nurse of the Day.

Senator Schuelein presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 131 and 199 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 146 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

J.E. "Jack" Carter, Lawton, as member to the State Transportation Commission.

Marion Diel, Clinton, as member to the State Transportation Commission.

CONSENT CALENDAR

SB 1 by Howell of the Senate and Craighead of the House was read and considered.

Senator Howell moved that **SB 1** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 1** was considered engrossed and placed on Third Reading.

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: Boatner, Branch, Cain, Cate, Clifton, Combs, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—38.

Nay: Crow.—1.

Excused: Capps, Crutcher, Cullison, Johnston, Kilpatrick, Porter, Smith (Finis), York and Young.—9.

The bill passed.

SB 1 was referred for engrossment.

CONSENT CALENDAR

SB 89 by Stipe of the Senate and Murphy of the House was read and considered.

Senator Stipe moved that **SB 89** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 89** was considered engrossed and placed on Third Reading.

THIRD READING

SB 89 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—38.

Excused: Capps, Combs, Crutcher, Cullison, Johnston, Kilpatrick, Randle, Smith (Finis), York and Young.—10.

The bill passed.

Senator York desired to vote aye on the emergency.

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

The emergency passed.

SB 89 was referred for engrossment.

CONSENT CALENDAR

SJR 9 by McDaniel of the Senate and Murphy of the House was read and considered.

Senator Howell asked to be named coauthor of **SJR 9**, which was the order.

Senator McDaniel moved that **SJR 9**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 9** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 9 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Capps, Crutcher, Cullison, Johnston, Keating, Kilpatrick and Randle.—7.

The bill and emergency passed.

SJR 9 was referred for engrossment.

GENERAL ORDER

SB 73 by Green of the Senate and Lawter of the House was read and considered.

Senator Jerry Smith moved to amend **SB 73**, Page 3, Line 5, by striking all words on Lines 5, 6, 7 and 8 and renumber Line 9 as paragraph 1, and renumber subsequent paragraphs, which amendment was declared adopted.

Senator Leonard moved to amend **SB 73**, Page 4, Line 15, by deleting after the word "a" and before the word "center" the words, "recorded, message", which amendment was declared adopted.

Senator Green moved that **SB 73**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 73** was considered engrossed and placed on Third Reading.

Senator Watson presiding.

THIRD READING

SB 73 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Johnson, Keating, Keller, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley, Watson, Winn and York.—36.

Nay: Howard, Howell, Lamb, Luton, Taliaferro and Young.—6.

Excused: Capps, Crutcher, Cullison, Johnston, Kilpatrick and Porter.—6.

The bill passed.

SB 73 was referred for engrossment.

Senator Schuelein presiding.

GENERAL ORDER

SB 49 by Randle, Kilpatrick and Terrill of the Senate and Deatherage and Barker of the House was read and considered.

Senator Terrill moved that **SB 49** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 49** was considered engrossed and placed on Third Reading.

THIRD READING

SB 49 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: Green, Moore and Smith (Jerry L.).—3.

Excused: Capps, Crutcher, Cullison, Johnston, Kilpatrick and Porter.—6.

The bill and emergency passed.

SB 49 was referred for engrossment.

GENERAL ORDER

SB 179 by Boatner and Smith (Finis) of the Senate and Thompson of the House was read and considered.

Senator Boatner moved that **SB 179** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 179** was considered engrossed and placed on Third Reading.

THIRD READING

SB 179 was 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, Branch, Cain, Cate, Clifton, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Capps, Crutcher, Cullison, Johnston, Kilpatrick, O'Connor and Smith (Finis).—7.

The bill and emergency passed.

SB 179 was referred for engrossment.

INTRODUCTION

Senator Watson, on behalf of Senator Cummins, introduced former Senator Bob Funston.

GENERAL ORDER

SB 212 by York, Smith (Finis), Combs, Kilpatrick, Crutcher, Cullison, Cummins, Green, McDaniel, O'Connor, Pierce, Shedrick and Taliaferro of the Senate and Gray of the House was read and considered.

Senators Cain, Moore, Tinsley and Landis asked to be named coauthors of **SB 212**, which was the order.

Senator York moved that **SB 212**, as co-authored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 212** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Cate moved to suspend Rule 12-8 to allow an amendment to **SB 212** by crippling the Title.

Senator York moved to table the Cate motion to suspend, which motion to table was declared adopted.

THIRD READING

SB 212 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—38.

Nay: Luton, Stipe and Young.—3.

Excused: Capps, Crutcher, Cullison, Howell, Johnston, Kilpatrick and Randle.—7.

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: 39. Nay: 3. Excused: 6.

The emergency passed.

SB 212 was referred for engrossment.

GENERAL ORDER

SB 215 by Howell of the Senate and Hastings of the House was read and considered.

Senator Howell moved to amend **SB 215**, Page 2, Line 17, by striking after the word "their" and before the words "of one" the words "office for a term" and substituting the words "offices for terms", which amendment was declared adopted.

Senator Howell moved to amend **SB 215**, Page 9, Line 2, by striking the word "provided" before the words "the forms" and inserting the words "to provide", which amendment was declared adopted.

Senator Howell moved that **SB 215**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 215** was considered engrossed and placed on Third Reading.

THIRD READING

SB 215 was read for the third time at length.

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

Aye: Branch, Cate, Clifton, Crow, Dahl, Giles, Green, Howell, Johnson, Keating, Luton, McCune, McDaniel, Martin, Miller,

O'Connor, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn and York.—26.

Nay: Boatner, Cain, Combs, Cummins, Lamb, Landis, Leonard, Moore, Pierce, Watson and Young.—11.

Excused: Capps, Crutcher, Cullison, Dennis, Howard, Johnston, Keller, Kilpatrick, Randle, Smith (Finis) and Terrill.—11.

The bill passed.

SB 215 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 70**, as amended.

HAs to the above numbered bill were read and consideration deferred.

COMMITTEE REPORTS

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

DO PASS:

SB 208 — Appropriations, coauthored by Hobson (Principal House author).

HB 1060 — Appropriations.

HB 1061 — Appropriations.

DO PASS, as amended:

SB 3 — General Government, coauthored by Duckett (Principal House author).

CS for SB 74 — Agriculture, coauthored by Rogers (Principal House author).

CS for SB 185 — Business and Labor, coauthored by Landis of the Senate and Lewis of the House (Principal).

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

MARY C. BONDS, Muskogee, as a member of the Oklahoma Department of Libraries Board, to serve a six (6) year term ending July 1, 1986. Ms. Bonds succeeds Fern Ward.

WILLIAM H. CRAWFORD, Frederick, as a member of the State Arts Council of Oklahoma, to serve a three (3) year term ending July 1, 1983. Mr. Crawford succeeds Mae Townes.

ROBERT W. DAVIS, Tulsa, as a member of the Oklahoma Industrial Development Commission, to serve a six (6) year term ending July 1, 1985. Mr. Davis succeeds Robert K. Goodwin.

J.A. DUGGAN, Oklahoma City, as a member of the State Fire Marshal Commission, to serve a five (5) year term ending July 1, 1985. Mr. Duggan succeeds Maurice F. Martin.

BETTY LANGDON, Norman, as a member of the State Arts Council of Oklahoma, to serve a three (3) year term ending July 1, 1983. Ms. Langdon succeeds herself.

JOSEPH EDWARD LEONARD, Edmond, as a member of the Board of Examiners for Speech Pathology and Audiology, to serve a three (3) year term ending August 17, 1983. Dr. Leonard succeeds Dr. Raymond Smith.

D.P. LILLY, Okmulgee, as a member of the State Board for Property and Casualty Rates, to serve a four (4) year term ending December 31, 1983. Original appointment.

J. EDD NEW, Oklahoma City, as a member of the Oklahoma State Board of Public

Accountancy, to serve a five (5) year term ending June 30, 1985. Mr. New succeeds Wayne Garrison.

DEAN STEWART, Broken Bow, as a member of the Used Motor Vehicle and Parts Commission, to serve a four (4) year term ending June 30, 1984. Original appointment.

JULIA M. THOMAS, Midwest City, as a member of the Board of Regents of Oscar Rose Junior College, to serve a seven (7) year term ending July 1, 1987. Ms. Thomas succeeds John Conrad.

JAMES BRYANT TURPEN, Duncan, as the administrator of the Oklahoma Liquefied Petroleum Gas Board, to serve an unexpired term ending July 1, 1983. Mr. Turpen succeeds Ronald Chance.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

- SB 280** — Business and Labor
- SB 281** — General Government
- SB 282** — Natural Resources
- SB 283** — General Government
- SB 284** — Natural Resources
- SB 285** — Human Resources
- SB 286** — Finance
- SB 287** — Education
- SB 288** — Natural Resources
- SB 289** — Finance
- SB 290** — General Government
- SJR 12** — Human Resources
- SJR 13** — General Government
- HB 1213** — Human Resources
- HB 1214** — General Government
- HB 1215** — General Government

FIRST READING

The following were introduced and read the first time:

SB 291 — By York.

An Act relating to motor vehicles; amending Section 8, Chapter 273, O.S.L. 1980 (47 O.S. Supp. 1980, Section 591.8), which relates to the transfer of salvage title certificate by licensed automotive dismantler and parts recycler; stipulating that restored vehicles be inspected; authorizing the issuance of regular or duplicate title after inspection; requiring inspection fees; directing disposition of fees; and declaring an emergency.

SB 292 — By York of the Senate and Draper of the House.

An Act relating to state officers and employees; amending 12 O.S. 1971, Sections 33 and 35, 14A O.S. 1971, Section 6-504, as amended by Section 3, Chapter 101, O.S.L. 1979 (14A O.S. Supp. 1980, Section 6-504), Sections 4 and 8, Chapter 252, O.S.L. 1977 (17 O.S. Supp. 1980, Sections 253 and 257), Section 10, Chapter 214, O.S.L. 1977 (25 O.S. Supp. 1980, Section 310), Section 13, Chapter 3, O.S.L. 1979 (52 O.S. Supp. 1980, Section 260.13), Section 20, Chapter 325, O.S.L. 1975, as last amended by Section 9, Chapter 210, O.S.L. 1980, and Section 24, Chapter 325, O.S.L. 1975, as last amended by Section 20, Chapter 254, O.S.L. 1979 (57 O.S. Supp. 1980, Sections 537 and 541), 60 O.S. 1971, Section 178, as amended by Section 3, Chapter 222, O.S.L. 1976 (60 O.S. Supp. 1980, Section 178), Section 17, Chapter 46, O.S.L. 1973, as last amended by Section 1, Chapter 145, O.S.L. 1980, 62 O.S. 1971, Section 41.4 and Section 1, Chapter 72, O.S.L. 1972 (62 O.S. Supp. 1980, Sections 7.2 and 41.41), Section 5, Chapter 217, O.S.L. 1973, as last amended by Section 1, Chapter 188, O.S.L. 1980 (63 O.S. Supp. 1980, Section 1-112), Section 3, Chapter 165, O.S.L. 1978 (65 O.S. Supp. 1980, Section 3-113.3), 68 O.S.

1971, Section 106, as amended by Section 114, Chapter 30, O.S.L. 1979 (68 O.S. Supp. 1980, Section 106), Section 2, Chapter 271, O.S.L. 1975, as last amended by Section 1, Chapter 250, O.S.L. 1979 (70 O.S. Supp. 1980, Section 697.2), 70 O.S. 1971, Section 23-103, 71 O.S. 1971, Section 6, Section 10, Chapter 323, O.S.L. 1975, Section 1, Chapter 161, O.S.L. 1972, as amended by Section 6, Chapter 325, O.S.L. 1980, 74 O.S. 1971, Sections 291, as last amended by Section 1, Chapter 332, O.S.L. 1980, 324.2, 423, 425, 428, Sections 3, Senate Joint Resolution No. 13, O.S.L. 1973, as amended by Section 1, Chapter 155, O.S.L. 1978, 4 and 5, Senate Joint Resolution No. 13, O.S.L. 1973, 456, as last amended by Section 1, Chapter 282, O.S.L. 1980, 471, as amended by Section 1, Chapter 173, O.S.L. 1975, 773, Section 9, Chapter 244, O.S.L. 1977, as amended by Section 5, Chapter 175, O.S.L. 1979, Section 12, Chapter 244, O.S.L. 1977, as amended by Section 6, Chapter 175, O.S.L. 1979, 1554, Section 24, Chapter 247, O.S.L. 1976, as last amended by Section 6, Chapter 214, O.S.L. 1980, Section 10, Chapter 9, O.S.L. 1977, Sections 1 and 2, Chapter 256, O.S.L. 1978 (74 O.S. Supp. 1980, Sections 8.7, 118.9a, 291, 452.3, 452.4, 452.5, 456, 471, 1533, 1536, 1829, 3910, 4001 and 4002), 75 O.S. 1971, Sections 12a, 26.11, 26.14 and Section 14, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1980, Section 1085.14); abolishing the State Legislative Council, the Executive Committee and all committees thereof; deleting statutory references to said Council, transferring certain duties and functions of Council to the legislative leadership; creating a Joint Bill Processing Department and a Legislative Fiscal Office; transferring certain responsibilities from Fiscal Services Division of Legislative Council to Legislative Fiscal Office; extending certain powers of legislative committees; transferring Visitor Information Center to the Office of Lieutenant Governor; modifying procedures

pertaining to registration of lobbying activities; modifying procedures pertaining to pre-filing of legislation; creating a Joint Legislative Ethics Committee; providing for membership thereof; requiring transmittal of Executive Orders to legislative leadership; requiring filing of Gubernatorial appointments with Senate; repealing 57 O.S. 1971, Section 342, 74 O.S. 1971, Sections 118.14, 430, 451, 452, Sections 1 and 2, Senate Joint Resolution No. 13, O.S.L. 1973, Section 1, Chapter 12, O.S.L. 1978, 453, Section 2, Chapter 252, O.S.L. 1978, 454, 455, 457, 458, 459, 460, 461 (as enacted by Section 1, Page 630, O.S.L. 1949), 461 (as enacted by Section 3, Page 630, O.S.L. 1949), 462 and 1410 (74 O.S. Supp. 1980, Sections 452.1, 452.2, 452.6 and 453.1) and 75 O.S. 1971, Section 26.21; directing codification; providing an effective date; and declaring an emergency.

SB 293 — By McDaniel.

An Act relating to agriculture; allowing certain agents of the State Board of Agriculture to carry loaded firearms while engaged in animal damage control; requiring that the names of such agents be provided to the Department of Public Safety; and directing codification.

SB 294 — By Randle, Kilpatrick and York.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 292, as last amended by Section 1, Chapter 264, O.S.L. 1980 (74 O.S. Supp. 1980, Section 292), which relates to employees of the Senate; modifying positions, numbers and salaries of temporary and permanent employees of the Senate; providing an effective date; and declaring an emergency.

SB 295 — By Green.

An Act relating to state government; amending 74 O.S. 1971, Sections 61, 66 and 68, which relate to the State Board of Public Affairs; providing for per diem and expenses

for Board members; removing certain restrictions on outside employment of Board members; authorizing the employment of certain personnel; repealing 74 O.S. 1971, Section 81b, as last amended by Section 8, Chapter 345, O.S.L. 1980 (74 O.S. Supp. 1980, Section 81b), which relates to salaries of board members; repealing conflicting laws; and providing an effective date.

SB 296 — By Terrill.

An Act relating to public health and safety; amending Section 2, Chapter 129, O.S.L. 1972, as amended by Section 7, Chapter 62, O.S.L. 1977, Sections 3 and 4, Chapter 129, O.S.L. 1972, Section 5, Chapter 129, O.S.L. 1972, as amended by Section 8, Chapter 62, O.S.L. 1977 and Sections 2, 4 and 6, Chapter 62, O.S.L. 1977 (63 O.S. Supp. 1980, Sections 330.72, 330.73, 330.74, 330.75, 330.77, 330.79 and 330.81), which relate to emergency medical care; redefining authorized mobile intensive care paramedic program; redefining certain personnel; authorizing certain acts of paramedics; authorizing certain medical procedures by certain paramedics; defining and redefining terms; redefining certain powers and duties of Commissioner of Public Health; requiring verification of certain license applications by the State Board of Health; authorizing licensing of ambulance services allowing injunctive relief; directing codification; repealing conflicting laws; providing severability; providing an effective date; and declaring an emergency.

SB 297 — By Terrill.

An Act relating to public health and safety; amending Sections 3 and 4, Chapter 137, O.S.L. 1974, as amended by Sections 3 and 4, Chapter 64, O.S.L. 1978, Sections 7, 10 and 11, Chapter 137, O.S.L. 1974, Sections 5, 6 and 27, Chapter 64, O.S.L. 1978 (63 O.S. Supp. 1980, Sections 2110, 2111, 2114, 2117, 2118, 2122, 2123 and 2144), which relate to alcohol treatment programs; modifying definitions; expanding powers

and duties of the Authority; modifying facilities which are exempted from certification; modifying who may apply for licenses; modifying annual fees for licenses; increasing percentage of revolving fund used for administration; altering alcohol services areas; requiring rules and regulations to comply with a statute; changing reporting requirements for recipients of revolving fund; providing an effective date; and declaring an emergency.

SB 298 — By Terrill.

An Act relating to motor vehicles; amending Sections 1 and 2, Chapter 35, O.S.L. 1973 (47 O.S. Supp. 1980, Sections 149.3 and 149.4), which relate to insignias for motor vehicles owned by physically disabled persons; transferring issuance of insignia to the Office of Handicapped Concerns; deleting fee requirement; providing state to pay cost; repealing 47 O.S. 1971, Section 15-112, which relates to insignias for motor vehicles owned by physically disabled persons; providing severability; and providing an effective date.

SB 299 — By Terrill.

An Act relating to insurance; requiring health insurance policies issued in Oklahoma offer optional coverage for alcohol and drug dependencies; limiting coverage to treatment in qualified facilities; establishing minimum time limits for benefits; granting exceptions; directing codification; and providing an effective date.

SB 300 — By Terrill.

An Act relating to insurance; requiring health insurance policies issued in Oklahoma include coverage for alcohol and drug dependencies; limiting coverage to treatment in qualified facilities; establishing minimum time limits for benefits; granting exceptions; directing codification; and providing an effective date.

SB 301 — By Terrill.

An Act relating to poor persons; stating purpose; defining terms; requiring a service plan; allowing for purchase of services from approved facilities; amending 56 O.S. 1971, Section 164, as amended by Section 1, Chapter 38, O.S.L. 1973 (56 O.S. Supp. 1980, Section 164), which relates to eligibility for public assistance, changing eligibility requirements; directing codification; providing an effective date; and declaring an emergency.

SB 302 — By Keating.

An Act relating to insurance; amending 36 O.S. 1971, Sections 6125, as last amended by Section 1, Chapter 277, O.S.L. 1980 (36 O.S. Supp. 1980, Section 6125), which relates to prepaid funeral benefits; limiting contract price; providing severability; repealing conflicting laws; providing an effective date; and declaring an emergency.

SB 303 — By Cate and York of the Senate and Hobson of the House.

An Act relating to relating to criminal procedure; creating the Oklahoma Appellate Public Defender System; providing for qualifications, administration and duties; authorizing appointments of personnel; requiring judicial assignments for certain indigent criminal appeals; providing exceptions; requiring demonstrated indigence; providing procedures for transcripts and records; requiring judicial notice of appellate appointments; directing payment of costs and court fees; providing time period for appointment of counsel; directing codification; repealing 22 O.S. 1971, Section 1074, which relates to court-appointed counsel for indigent defendants; repealing conflicting laws; and declaring an emergency.

SB 304 — By Young.

An Act relating to civil procedure; amending Section 1, Chapter 245, O.S.L. 1978 (12 O.S. Supp. 1980, Section 13); providing procedures for class actions including

method for determining members of class; and providing effective date.

SB 305 — By Howell and Clifton.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.43, as last amended by Section 1, Chapter 120, O.S.L. 1980 (19 O.S. Supp. 1980, Section 180.43), which relates to the actual expenses for maintenance of prisoners in county jails; authorizing certain expenses; requiring reports and audits; authorizing alternatives to travel reimbursement or allowance; permitting reimbursement for certain travel; authorizing contracts, allowances and payments by the United States; requiring a separate revolving fund; authorizing expenditures of surplus funds; providing procedures for claims; requiring reports and audits; repealing conflicting laws; and declaring an emergency.

SB 306 — By Keating.

An Act relating to civil procedure; providing for dismissal of actions; directing codification; repealing 12 O.S. 1971, Sections 683 and 684, which relate to dismissal of actions; repealing conflicting laws; providing severability; and providing an effective date.

SB 307 — By Clifton of the Senate and Lewis of the House.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 2-101 and 2-106, as amended by Sections 1 and 5, Chapter 133, O.S.L. 1975 (63 O.S. Supp. 1980, Sections 2-101 and 2-106), which relate to controlled dangerous substances; defining terms; including firearms; providing penalties for drug dealer's possession of firearms; providing for certain powers and duties; authorizing subpoena power; directing codification; and providing an effective date.

SB 308 — By Howell.

An Act relating to schools; amending Sections 7, 8, 9 and 15, Chapter 262, O.S.L.

1977 (70 O.S. Supp. 1980, Sections 6-103.3, 6-103.4, 6-103.5 and 6-103.11), which relate to the suspension or dismissal of teachers; extending time limit for superintendent's recommendation in certain situations; stipulating manner of service of notice; providing procedures for dismissal of probationary teachers; setting time limit for selecting a hearing judge; and requiring the hearing judge to write the hearing report.

SB 309 — By Lamb.

An Act relating to children; amending 10 O.S. 1971, Sections 5, as last amended by Section 1, Chapter 71, O.S.L. 1978 and 60.16, as amended by Section 2, Chapter 71, O.S.L. 1978 (10 O.S. Supp. 1980, Sections 5 and 60.16), which relate to grandparental rights; providing for reasonable visitation rights when one or both parents are deceased or divorced; providing for judicial discretion in certain circumstances; providing for reasonable grandparental rights of visitation when one or both natural parents are deceased or divorced and a consent to adoption is executed to a natural parent's spouse; providing severability; and providing an effective date.

SR 9 — By York.

A Resolution providing for a comprehensive study of the Department of Human Services; creating a Select Committee to conduct the study; authorizing and empowering the committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, punish for contempt, employ reporters and other necessary personnel, and prepare verbatim transcripts of the proceedings; authorizing payment of travel and expense allowance for committee members and staff; authorizing service of officers; authorizing assistance from state agencies; and requiring a written report of findings and recommendations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1064, 1071, 1074, 1077, 1079, 1095, 1211 and 1212.**

HB 1064 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Court of Criminal Appeals — Appropriation — Emergency]

HB 1071 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Cerebral Palsy Center — Appropriation — Emergency]

HB 1074 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Office of the Banking Department — Appropriation — Emergency]

HB 1077 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Office of the Insurance Commissioner — Appropriation — Emergency]

HB 1079 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Liquefied Petroleum Gas Board — Appropriation — Emergency]

HB 1095 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Commissioners of the Land Office — Appropriation — Emergency]

HB 1211 — By Lawter of the House and Howell and Luton of the Senate.

An Act relating to the militia; amending 44 O.S. 1971, Section 41; providing for the composition of the militia for the state; providing for certain classes of militia; and providing an effective date.

HB 1212 — By Lawter of the House and Howell and Luton of the Senate.

An Act relating to militia; amending 44 O.S. 1971, Section 47; providing for period of enlistment in the National Guard; providing for certain qualifications; providing for an enlistment contract; providing for an oath; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1007**.

HCR 1007 — By Holt, Hobson, Manar, Ford, Cotner, Whorton and Draper of the House and Cate of the Senate.

A Concurrent Resolution memorializing the Congress of the United States to repeal certain sections of the Power Plant and In-

dustrial Fuel Use Act of 1978; and directing distribution.

The above numbered Resolution was read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 146**.

The above numbered Enrolled Bill was referred to the Governor.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 25, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 4:45 p.m. to meet Wednesday, February 25, 1981, at 1:30 p.m.

Thirtieth Legislative Day

Wednesday, February 25, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Capps, Cate, Keating, Kilpatrick, Porter, Stipe and Terrill.—7.

President Pro Tempore York declared a quorum present.

The prayer was offered by Jack Gray, evangelist, the guest of Senator Young.

SPECIAL INTRODUCTIONS

Senator Martin introduced the following persons from the State of Arkansas, and asked unanimous consent that they be granted privileges of the floor, which was the

order: Lieutenant Governor Winston Bryant; Lyncola Sullivan, Miss Arkansas; Senator James Teague; Cone McGee, Arkansas Department of Tourism and Terry Smith, Director of Tourism. Lieutenant Governor Bryant and Senator Teague addressed the members and presented the Oklahoma Senate with a Resolution adopted by the Arkansas General Assembly, which was read by the Clerk.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Pages 254 and 255, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Excused: Cain, Capps, Cate, Keating, Kilpatrick, Porter, Rozell, Stipe and Terrill.—9.

Senators Cate and Terrill asked to be shown present, which was the order.

CONSENT CALENDAR

SJR 7 by Clifton of the Senate and Peterson of the House was read and considered.

Senator Clifton moved that **SJR 7** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 7** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 7 was read for the third time at length.

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

Aye: Boatner, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Cain, Capps, Keating, Kilpatrick, Porter, Shedrick and Stipe.—7.

The resolution and emergency passed.

SJR 7 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 1, 49, 73, 89, 179, 212, 215 and **SJR 9** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Leonard introduced W. A. Miller, D.O., Woodward, and Senator Cummins introduced Jean Root, Tulsa, medical student, as Doctors of the Day.

Senator Taliaferro, on behalf of Senator Terrill and himself, introduced Anita Jones, R.N., Lawton, as Nurse of the Day.

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

GENERAL ORDER

SB 208 by Randle of the Senate and Hobson of the House was read and considered.

Senator Randle moved that **SB 208** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 208** was considered engrossed and placed on Third Reading.

THIRD READING

SB 208 was read for the third time at length.

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

Aye: Boatner, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Cain, Capps, Keating, Kilpatrick, Porter, Stipe and Terrill.—7.

The bill passed.

Senators Terrill and 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.

SB 208 was referred for engrossment.

GENERAL ORDER

HB 1060 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1060** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1060** was placed on Third Reading.

THIRD READING

HB 1060 was read for the third time at length.

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

Aye: Boatner, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Excused: Cain, Capps, Kilpatrick, Porter, Stipe and Terrill.—6.

The bill and emergency passed.

HB 1060 was properly signed and ordered returned to the Honorable House.

SPECIAL INTRODUCTIONS

Senator Cate introduced Olympic Champion gymnast, Bart Conner; his mother and father, Mr. and Mrs. Harold Conner and his coach, Paul Ziert to the members and asked unanimous consent, which was granted, that they be allowed privileges of the floor. A Citation from the Senate was presented to Bart Conner, who responded with appropriate remarks in an address to the Senate.

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

GENERAL ORDER

HB 1061 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1061** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1061** was placed on Third Reading.

THIRD READING

HB 1061 was read for the third time at length.

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

Aye: Boatner, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith

(Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cain, Capps, Kilpatrick, Stipe and Terrill.—5.

The bill and emergency passed.

HB 1061 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 3 by Howell of the Senate and Duckett of the House was read and considered.

Senator Howell moved that **SB 3** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 3** was considered engrossed and placed on Third Reading.

THIRD READING

SB 3 was read for the third time at length.

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

Aye: Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keller, Lamb, Luton, McCune, Martin, Miller, Moore, O'Connor, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley and York.—30.

Nay: Boatner, Cummins, Giles, Green, Keating, Landis, Leonard, McDaniel, Pierce, Rozell, Smith (Jerry L.), Watson, Winn and Young.—14

Excused: Cain, Capps, Kilpatrick and Stipe.—4.

The bill passed.

SB 3 was referred for engrossment.

GENERAL ORDER

SB 141 by Combs of the Senate and Lawter of the House was read and considered.

Senator Combs moved that **SB 141** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 141** was considered engrossed and placed on Third Reading.

THIRD READING

SB 141 was read for the third time at length.

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

Aye: Branch, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Johnston, Keller, Lamb, Luton, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—29.

Nay: Boatner, Cate, Giles, Green, Howell, Johnson, Keating, Landis, Leonard, McCune, Moore, Pierce, Schuelein, Smith (Finis) and Young.—15.

Excused: Cain, Capps, Kilpatrick and Stipe.—4.

The bill passed.

Senators Smith (Finis), Landis and Howell desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows:

Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Cate moved that the vote be reconsidered whereby **SB 141** and the emergency passed.

GENERAL ORDER

SB 173 by Smith (Jerry) of the Senate and Henshaw of the House was read and considered.

Senator Jerry Smith moved that **SB 173** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 173** was considered engrossed and placed on Third Reading.

THIRD READING

SB 173 was read for the third time at length.

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

Aye: Cate, Clifton, Crow, Cummins, Dennis, Green, Howard, Keating, McCune, Pierce, Porter, Randle, Smith (Finis), Smith (Jerry L.) and York.—15.

Nay: Boatner, Branch, Combs, Crutcher, Cullison, Dahl, Giles, Howell, Johnson, Johnston, Keller, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—29.

Excused: Cain, Capps, Kilpatrick and Stipe.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Jerry Smith moved that the vote be reconsidered whereby **SB 173** failed of passage.

GENERAL ORDER

SB 183 by Clifton of the Senate and Lewis of the House was read and considered.

Senator Clifton moved that **SB 183** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 183** was considered engrossed and placed on Third Reading.

THIRD READING

SB 183 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, Clifton, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—37.

Nay: Branch, Combs, Cummins, McCune, Rozell and Young.—6.

Excused: Cain, Capps, Crow, Kilpatrick and Stipe.—5.

The bill passed.

Senators Crow, Rozell and Branch desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Nay: 4. Excused: 4.

The emergency passed.

SB 183 was referred for engrossment.

GENERAL ORDER

SB 184 by Clifton of the Senate and Peterson of the House was read and considered.

Senator Cate moved to amend **SB 184**, Page 4, Line 1, by striking subsection "C." and relettering, which amendment was declared adopted.

Senator Clifton moved that **SB 184**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 184** was considered engrossed and placed on Third Reading.

THIRD READING

SB 184 was read for the third time at length.

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

Aye: Boatner, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Johnston, Keating, Keller, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Randle, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson and York.—29.

Nay: Dahl, Howell, Johnson, Lamb, Landis, Martin, Moore, Pierce, Rozell, Schuelein, Winn and Young.—12.

Excused: Cain, Capps, Giles, Kilpatrick, Stipe, Taliaferro and Terrill.—7.

The bill passed.

SB 184 was referred for engrossment.

GENERAL ORDER

SB 188 by Crutcher of the Senate and Willis of the House was read and considered.

Pursuant to Joint Rule 15, Representative Whorton asked to be named a coauthor of **SB 188**, which was the order.

Senator Finis Smith moved to amend **SB 188**, Page 4, Line 13, by striking after the word "customers" and before the word "and" on Line 14 all language and substituting the following: "presently served by or located within the Mid-America Industrial District," which amendment was declared adopted.

Senator Cate moved to amend **SB 188**, Page 4, Line 15, by striking after the word "resale" the period and inserting the following: "or (2) an institution of higher education, or related entities, now operating such steam facilities not for profit" and on Page 4, Line 8, by changing "exception" to "exceptions" and on Page 4, Line 11, after the word "over" and before the word "steam" add "(1)", which amendment was declared adopted.

Senator Crutcher moved that **SB 188**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 188** was considered engrossed and placed on Third Reading.

THIRD READING

SB 188 was 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, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Landis, Luton, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—37.

Nay: Keller, Lamb, Leonard, McCune and O'Connor.—5.

Excused: Cain, Capps, Giles, Kilpatrick, Stipe and Terrill.—6.

The bill and emergency passed.

SB 188 was referred for engrossment.

GENERAL ORDER

SB 195 by Clifton of the Senate and Peterson of the House was read and considered.

Senator Clifton moved that **SB 195** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 195** was considered engrossed and placed on Third Reading.

THIRD READING

SB 195 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Combs, Cummins, Dennis, Green, Howard, Johnston, Keating, Keller, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Randle, Smith (Finis), Smith (Jerry L.), Taliaferro and York.—24.

Nay: Boatner, Crutcher, Cullison, Dahl, Giles, Howell, Johnson, Lamb, Landis,

Martin, Moore, Pierce, Rozell, Schuelein, Shedrick, Terrill, Watson, Winn and Young.—19.

Excused: Capps, Crow, Kilpatrick, Stipe and Tinsley.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Clifton moved that the vote be reconsidered whereby **SB 195** failed of passage.

PENDING CONSIDERATION OF HAS

HAS to **SB 70** were called up for consideration.

Upon motion of Senator Randle, the Senate concurred in **HAS** to **SB 70**.

SB 70, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn, York and Young.—43.

Excused: Capps, Kilpatrick, Porter, Stipe and Tinsley.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Crutcher asked unanimous consent, which was granted, that the motion to reconsider the vote whereby **SB 113** and the emergency passed be extended 3 legislative days, until Tuesday, March 3, 1981.

COMMITTEE REPORTS

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

DO PASS:

SB 203 — General Government, co-authored by Mason (Principal House author).

SB 206 — Judiciary, coauthored by Riggs (Principal House author).

SB 218 — Judiciary, coauthored by Moore of the Senate and Talley of the House (Principal).

SB 223 — Judiciary, coauthored by Branch and Moore of the Senate and Hargrave (Principal) and Baughman of the House.

SB 228 — Judiciary, coauthored by Barker (Principal House author), and be referred to the Consent Calendar.

SB 234 — General Government, co-authored by Weichel (Principal House author).

SB 245 — Finance, coauthored by Boatner, Capps, Lamb, Miller, Taliaferro and Winn of the Senate and Hill (Principal), Kamas and Weichel of the House.

SJR 10 — Judiciary.

SCR 5 — Finance.

SCR 6 — Finance, coauthored by Shedrick.

DO PASS, as amended:

SB 53 — Appropriations.

SB 65 — Appropriations.

SB 84 — Finance, Show York as Principal Senate author and Shedrick as co-

author, coauthored by Combs, McDaniel, Pierce and Taliaferro of the Senate and Draper of the House (Principal).

SB 163 — Finance, coauthored by Henry (Principal House author).

SB 219 — Judiciary, coauthored by Moore of the Senate and Holden of the House (Principal).

SCR 3 — Judiciary.

HB 1063 — Appropriations.

SECOND READING

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

SB 291 — General Government

SB 292 — Policy

SB 293 — Agriculture

SB 294 — Policy

SB 295 — General Government

SB 296 — Human Resources

SB 297 — Human Resources

SB 298 — General Government

SB 299 — Business and Labor

SB 300 — Business and Labor

SB 301 — Human Resources

SB 302 — Business and Labor

SB 303 — Judiciary

SB 304 — Judiciary

SB 305 — General Government

SB 306 — Judiciary

SB 307 — Human Resources

SB 308 — Education

SB 309 — Judiciary

SR 9 — Policy

HB 1064 — Appropriations

HB 1071 — Appropriations

HB 1074 — Appropriations

HB 1077 — Appropriations

HB 1079 — Appropriations

HB 1095 — Appropriations

HB 1211 — General Government

HB 1212 — General Government

HCR 1007 — Business and Labor

FIRST READING

The following were introduced and read the first time:

SB 310 — By McCune.

An Act relating to professions and occupations; amending Section 4, Chapter 274, O.S.L. 1980 (59 O.S. Supp. 1980, Section 15.35), which relates to accountant continuing education; prescribing manner for requiring participation of accountants in continuing education; excusing certain certificate and license holders from continuing education participation; and declaring an emergency.

SB 311 — By Howell.

An Act relating to schools; amending Section 1, Chapter 292, O.S.L. 1979, as amended by Section 5, Chapter 116, O.S.L. 1980, 47 O.S. 1971, Sections 22.5m, as last amended by Section 2, Chapter 190, O.S.L. 1977 and 24.3 (47 O.S. Supp. 1980, Sections 22.2A and 22.5m), and 63 O.S. 1971, Section 804.14, 68 O.S. 1971, Sections 1004 and 1806 and 70 O.S. 1971, Sections 18-112 and 18-114, as last amended by Section 2, Chapter 284, O.S.L. 1980 (70 O.S. Supp. 1980, Section 18-114), which relate to the establishment, apportionment and distribution of fees, taxes and other monies; creating the Common School Fund; directing certain monies into the fund; providing schedule of support of certain public school activities; modifying the calculation of state aid; providing for weighted average daily attendance calculation; providing a minimum guarantee of state aid; providing for allocation of funds for teachers' salary increases; modifying minimum salary schedule; providing for expenditure of federal funds by local boards of education; requiring compliance with federal law; providing for proportional reduction or withholding of funds to districts under certain circumstances; directing codification; repealing 47 O.S. 1971, Section 24.4 and 70 O.S. 1971, Sections 10-104 and 18-109, as last amended by Section 10, Chapter 353, O.S.L. 1980 (70 O.S. Supp. 1980, Section 18-109), which relate to school population and finance; providing severability; providing an effective date; and declaring an emergency.

SB 312 — By Porter.

An Act relating to insurance; defining terms; providing for direct payments to the Department of Human Services from insurers for reimbursement of medical assistance; providing for no discharge of insurer's obligation to the Department of Human Services if after notice insurer pays otherwise; specifying what constitutes notice to insurers of the furnishing of medical assistance; requiring notice to insurer by insured filing claim of the furnishing of medical assistance and providing a penalty; prohibiting the limiting of payments by insurers based on eligibility for medical assistance; severing provisions contrary to this act; directing codification; and declaring an emergency.

SB 313 — By Clifton.

An Act relating to state government; authorizing state agencies to retain legal representation where the Attorney General determines a conflict of interest; authorizing appointment; requiring payment by the retaining agency; directing codification; and providing an effective date.

SB 314 — By Terrill of the Senate and Gray of the House.

An Act relating to motor vehicles; amending Section 1, Chapter 292, O.S.L. 1979, as amended by Section 5, Chapter 116, O.S.L. 1980 (47 O.S. Supp. 1980, Section 22.2A); modifying apportionment of certain revenues under the motor vehicle license and registration act; and providing an effective date.

SB 315 — By McDaniel.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 205, as last amended by Section 115, Chapter 30, O.S.L. 1979 (68 O.S. Supp. 1980, Section 205), which relates to confidentiality of records and files of the Oklahoma Tax Commission; allowing the examination of certain gross production tax records by the Oklahoma Department of Energy or by the Oklahoma Geological Survey under certain

conditions; and directing that information be kept confidential except on an aggregate basis.

SB 316 — By Rozell and York of the Senate and Gray of the House.

An Act relating to schools; amending 68 O.S. 1971, Section 1004 and 70 O.S. 1971, Section 18-109, as last amended by Section 10, Chapter 353, O.S.L. 1980, 18-112 and 18-114, as last amended by Section 2, Chapter 284, O.S.L. 1980 (70 O.S. Supp. 1980, Sections 18-109 and 18-114), which relate to the apportionment and distribution of school funding monies; making appropriations to the State Board of Education; providing a schedule of support of certain public school activities; creating and directing distribution of the State School Building Fund; modifying the distribution of the gross production tax; modifying the state aid formula; providing for district power equalization aid and district power equalization building fund aid; providing a minimum guarantee of state aid; providing state teachers' salary increases; modifying minimum salary schedule; providing for allocation of funds for homebound children; providing for apportionment of funds for textbooks; providing for allocation of funds for teacher consultant stipends; providing for allocation of funds for regional education service centers; providing for apportionment of funds for federal school lunch matching; providing for expenditure of federal funds by local boards of education; requiring compliance with certain federal revenue sharing laws; providing for proportionate reduction or withholding of funds to districts under certain circumstances; providing lapse dates; directing codification; providing severability; providing an effective date; and declaring an emergency.

SJR 14 — By Cullison of the Senate and Hopkins of the House.

A Joint Resolution concerning the capacity of Oklahoma correctional facilities; permitting certain persons to determine maximum capacity of correctional facilities; pro-

viding certain alternatives if correctional facilities reach maximum capacity; providing reimbursement for counties for certain expenses; directing distribution; and declaring an emergency.

SJR 15 — By Shedrick of the Senate and Hastings of the House.

A Joint Resolution directing the Department of Public Safety to include in the Oklahoma drivers' manual information about controlled dangerous substances and to include in every written examination of applicants for a license to operate a motor vehicle questions testing factual knowledge of alcohol and controlled dangerous substances usage as it relates to operating a motor vehicle; specifying date by which the information is to be included in the manual; directing distribution; providing an effective date; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1109, 1175 and 1250**.

HB 1109 — By Monks of the House and Cain of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 141.4 and 141.9; requiring the State Fire Marshal to issue permits for explosives and blasting agents; providing certain waivers; providing requirement for certain information; providing certain fee; providing for government agency compliance; providing for expiration date and renewal provisions; providing sanction for possession without proof of compliance with section; requiring certain employers to assure knowledge of certain provisions by certain employees; providing for violations committed by certain employees; providing penalties; and providing an effective date.

HB 1175 — By Monks, Smith, Koppel, Robinson and Hargrave of the House and

Dahl of the Senate.

An Act relating to soldiers and sailors; amending 72 O.S. 1971, Section 67.13a, as last amended by Section 1, Chapter 1, O.S.L. 1978 (72 O.S. Supp. 1980, Section 67.13a); defining war veterans; expanding such definitions; and declaring an emergency.

HB 1250 — By Weichel, Sanders, Rogers, Kamas, Barker, Hobson, Lancaster, Cunningham, Harbin, Hopkins, Feddersen, Bradley, Glover, Mentzer, Peterson, Thompson, Lawter, Denman, Harper, Dunn, Sherrer and Monks of the House and Taliaferro, Dahl, Tinsley, Miller and York of the Senate.

An Act relating to corporations; amending 18 O.S. 1971, Section 953, as amended by

Section 1, Chapter 101, O.S.L. 1978 (18 O.S. Supp. 1980, Section 953); providing certain actions for divestment of interest in land held by a corporation; providing for partition by shareholders; and providing an effective date.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 26, 1981, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:15 p.m. to meet Thursday, February 26, 1981, at 1:00 p.m.

Thirty-first Legislative Day

Thursday, February 26, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Howard, Keller, Kilpatrick, Luton, Randle and Stipe.—6.

President Pro Tempore York declared a quorum present.

The prayer was offered by Jack Gray, evangelist, the guest of Senator Young.

DECLARATION OF VOTE

Senator Capps asked that the record reflect had he been present at the time the roll was called on Third Reading on **SB 212**, he

would have voted "Aye" on the bill and emergency, which was the order.

MOTION

Senator Martin moved that the Senate request the return of **HBs 1060** and **1061** from the House of Representatives for further consideration, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising that pursuant to the request of the Honorable Senate, the below-listed **HB's** are being returned for further consideration: **HB 1060; HB 1061.**

MOTION TO RECONSIDER VOTE

Senator Martin moved the vote be reconsidered whereby **HB 1060** and the emergency passed on Third Reading, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor,

Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Howard, Keller, Kilpatrick, Luton, Randle, Stipe and Terrill.—7.

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

THIRD READING

Senator Martin asked unanimous consent that the vote be reconsidered whereby **HB 1060** was placed on Third Reading, which was the order.

Senator Martin moved that the vote be reconsidered whereby **HB 1060** was advanced, which motion was declared adopted.

HB 1060 was thereby placed on General Order.

MOTION TO RECONSIDER VOTE

Senator Martin moved that the vote be reconsidered whereby **HB 1061** and the emergency passed on Third Reading, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Keller, Kilpatrick, Luton, Randle and Stipe.—5.

THIRD READING

Senator Martin asked unanimous consent that the vote be reconsidered whereby **HB 1061** was placed on Third Reading, which was the order.

Senator Martin moved that the vote be reconsidered whereby **HB 1061** was advanced, which motion was declared adopted.

HB 1061 was thereby placed on General Order.

INTRODUCTIONS

Senator Lamb introduced Ronnie Martin, D.O., Enid, and Senator Cummins introduced Kendall Southern, Coweta, medical student, as Doctors of the Day. Also introduced was Mrs. Ronnie Martin.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 3, 183, 184, 188, 208 and **SJR 7** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 70 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 74 by Dahl of the Senate and Rogers of the House was read and considered.

Senator Dahl moved that **SB 74** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 74** was considered engrossed and placed on Third Reading.

THIRD READING

SB 74 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, Winn, York and Young.—40.

Nay: Martin, Taliaferro and Terrill.—3.

Excused: Keller, Kilpatrick, Luton, Randle and Stipe.—5.

The bill and emergency passed.

SB 74 was referred for engrossment.

GENERAL ORDER

SB 206 by Terrill of the Senate and Riggs of the House was read and considered.

Senator Terrill moved that **SB 206** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 206** was considered engrossed and placed on Third Reading.

THIRD READING

SB 206 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Dennis, Green, Howard, Johnston, Keating, Landis, Leonard, McCune, Martin, Porter, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Winn and York.—21.

Nay: Boatner, Branch, Capps, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Lamb, McDaniel, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Tinsley, Watson and Young.—22.

Excused: Keller, Kilpatrick, Luton, Randle and Stipe.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Terrill moved that the vote be reconsidered whereby **SB 206** failed of passage.

GENERAL ORDER

SB 219 by Porter and Moore of the Senate and Holden of the House was read and considered.

Senator Cummins asked to be named a coauthor of **SB 219**, which was the order.

Senator Porter moved that **SB 219**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 219** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Porter asked unanimous consent that the vote be reconsidered whereby **SB 219** was considered engrossed and placed on Third Reading, which was the order.

Senator Porter moved that the vote be reconsidered whereby **SB 219** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Cain moved to amend **SB 219**, Page 2, Line 2, by striking after the word "policy." and before the words "Section 2." on Line 12, all language and inserting in lieu the following language: "A health insurance company in Oklahoma may develop contracts, plans, or policies to limit or restrict coverage for abortions."

Senator Porter moved to table the Cain motion to amend, which motion to table was declared adopted.

Senator Porter moved that **SB 219**, as co-authored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 219** was considered engrossed and placed on Third Reading.

THIRD READING

SB 219 was read for the third time at length.

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

Aye: Branch, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—36.

Nay: Boatner, Cain, Cate, Dahl, Green, Shedrick and Smith (Jerry L.).—7.

Excused: Keller, Kilpatrick, Luton, Randle and Stipe.—5.

The bill and emergency passed.

SB 219 was referred for engrossment.

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

GENERAL ORDER

SCR 5 by Smith (Finis) of the Senate and Willis of the House was read and considered.

SCR 5 was read at length, adopted upon motion of Senator Finis Smith and referred for engrossment.

GENERAL ORDER

SCR 6 by Smith (Finis) and Shedrick of the Senate and Willis of the House was read and considered.

SCR 6 was read at length, adopted upon motion of Senator Finis Smith and referred for engrossment.

GENERAL ORDER

SB 53 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 53** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 53** was considered engrossed and placed on Third Reading.

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

THIRD READING

SB 53 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Shedrick, Taliaferro, Terrill, Tinsley, Winn and York.—38.

Nay: Boatner, Pierce, Schuelein, Smith (Finis), Smith (Jerry L.) and Watson.—6.

Excused: Kilpatrick, Luton, Stipe 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: 39. Nay: 6. Excused: 3.

The emergency passed.

SB 53 was referred for engrossment.

GENERAL ORDER

Senator Randle asked unanimous consent, which was granted, that **HBs 1060** and **1061** be withdrawn from the Calendar and referred to the Committee on Appropriations.

GENERAL ORDER

SB 65 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 65** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 65** was considered engrossed and placed on Third Reading.

THIRD READING

SB 65 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Johnson, Kilpatrick, Luton and Stipe.—4.

The bill passed.

Senator Johnson desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

SB 65 was referred for engrossment.

GENERAL ORDER

HB 1063 by Deatherage, Barker and Duckett of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1063** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1063** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1063 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnston, Keating, Keller, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—36.

Nay: Boatner, Crow, Crutcher, Green, Johnson, Landis, Pierce, Smith (Jerry L.) and Young.—9.

Excused: Kilpatrick, Luton and Stipe.—3.

The bill and emergency passed.

HB 1063 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 115 — Judiciary, coauthored by Henry (Principal House author).

SB 116 — Judiciary, coauthored by Henry (Principal House author).

SB 159 — Education, coauthored by Hooper (Principal House author).

SB 231 — General Government, and be referred to the Consent Calendar.

SB 239 — Judiciary, coauthored by Lewis (Principal House author), and be referred to the Consent Calendar.

SB 247 — General Government.

SB 255 — Business and Labor, co-

authored by Graves (Principal House author).

SB 268 — Finance, coauthored by Draper (Principal House author).

SCR 9 — Business and Labor, coauthored by Duckett (Principal) and Feddersen of the House, and be referred to the Consent Calendar.

DO PASS, as amended:

SB 48 — Appropriations.

SB 122 — Judiciary, coauthored by Henry (Principal House author).

SB 196 — Business and Labor, coauthored by Lewis (Principal House author).

SB 216 — Business and Labor, coauthored by Fitzgibbon (Principal House author).

SB 222 — Business and Labor, coauthored by Martin of the Senate and Hastings of the House (Principal).

SB 232 — General Government, and be referred to the Consent Calendar.

SB 243 — General Government.

SB 274 — Business and Labor, coauthored by Anderson (Don) (Principal House author).

SECOND READING

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

SB 310 — Business and Labor

SB 311 — Education

SB 312 — Business and Labor

SB 313 — Judiciary

SB 314 — Finance

SB 315 — Finance

SB 316 — Education

SJR 14 — General Government

SJR 15 — General Government

HB 1109 — Judiciary

HB 1175 — General Government

HB 1250 — Agriculture

UNANIMOUS CONSENT REQUESTS

Senator Martin asked unanimous consent that **SB 285** be withdrawn from the Committee on Human Resources and referred to the Committee on Natural Resources and that **SB 294** be withdrawn from the Committee on Policy and referred to the Committee on Appropriations, which was the order.

FIRST READING

The following were introduced and read the first time:

SB 317 — By Luton.

An Act relating to cities and towns; providing for short title; declaring legislative intent; fixing procedures and limits of act; providing for redevelopment plans; authorizing acquisition of property for central business district redevelopment plans; providing for special obligation bonds; defining terms; fixing procedure for increased valuation from redevelopment plans; providing a relocation plan; stating object of taxes levied under redevelopment plans; authorizing issuance of industrial revenue bonds for projects under this act; directing codification; repealing conflicting laws; and declaring an emergency.

SB 318 — By Capps of the Senate and Weichel of the House.

An Act relating to agriculture; amending 2 O.S. 1971, Section 9-202 and 9-208, as amended by Sections 1 and 2, Chapter 70, O.S.L. 1973 (2 O.S. Supp. 1980, Sections 9-202 and 9-208), which relate to the Oklahoma Feed Yards Act; subjecting concentrated animal feeding operations to the permit or license program; defining terms; requiring license or permit; and providing an effective date.

SB 319 — By Randle.

An Act relating to abstracting; amending 1 O.S. 1971, Section 13, which relates to

indexes or abstract books; updating obsolete language; and declaring an emergency.

SB 320 — By McDaniel of the Senate and Morgan and Cunningham of the House.

An Act relating to public health and safety; providing certain restrictions for the siting of injection wells used in the disposal of controlled industrial waste; and directing codification.

SB 321 — By O'Connor.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 353.7 and 353.8, as amended by Sections 1 and 2, Chapter 83, O.S.L. 1976, 353.18, as last amended by Section 4, Chapter 83, O.S.L. 1976 and 353.26, as amended by Section 5, Chapter 83, O.S.L. 1976 (59 O.S. Supp. 1980, Sections 353.7, 353.8, 353.18 and 353.26), which relate to pharmacy and pharmacists; adding provision that Board may levy certain fines; increasing compensation to Pharmacy Board members; modifying inspection provisions; and declaring an emergency.

SB 322 — By Taliaferro.

An Act relating to state government; amending 74 O.S. 1971, Sections 291, as last amended by Section 1, Chapter 332, O.S.L. 1980, Section 4, Chapter 123, O.S.L. 1972, as last amended by Section 2, Chapter 332, O.S.L. 1980, and Section 9, Chapter 123, O.S.L. 1972, as last amended by Section 4, Chapter 332, O.S.L. 1980 (74 O.S. Supp. 1980, Sections 291, 500.4 and 500.9), which relate to legislators' mileage and rates of reimbursements, overnight lodging and out-of-state trips; increasing mileage and certain reimbursements; providing an effective date; and declaring an emergency.

SB 323 — By Giles.

An Act relating to oil and gas; authorizing the Corporation Commission to prescribe and promulgate rules and regulations which require operators of oil and gas wells or

leases upon which oil and gas wells are located to remove surface trash and debris from the vicinity of their operations; directing codification; and declaring an emergency.

SB 324 — By Porter.

An Act relating to poor persons; amending 56 O.S. 1971, Section 200, which relates to liens by the Department of Human Services for medical expenses; deleting time requirement; defining term; extending department liens to insurance and workers' compensation; providing for automatic assignment; directing codification; providing severability; and declaring an emergency.

SB 325 — By Young.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 224, O.S.L. 1980 (68 O.S. Supp. 1980, Section 2357), which relates to credits against Oklahoma income tax; adding a credit for cost of water wells; providing for maximum amount of credit; and declaring an emergency.

SB 326 — By Watson and Randle.

An Act relating to state government; amending Section 9, Chapter 244, O.S.L. 1977, as amended by Section 5, Chapter 175, O.S.L. 1979 (74 O.S. Supp. 1980, Section 1533), which relates to the State Clearinghouse within the Department of Economic and Community Affairs; exempting certain types of federal assistance from the notification process; providing that the clearinghouse shall provide certain information to state officials; creating a Federal Funds Oversight Committee; giving the Federal Funds Oversight Committee authority to approve or disapprove applicable federal assistance applications; providing that the Legislature may reverse such decisions; providing for examination of records relating to any federal assistance program; providing severability; providing effective date; and declaring an emergency.

SB 327 — By Cate.

An Act relating to public buildings and public works; amending Sections 1, 2, 3 and 4, Chapter 156, O.S.L. 1974 and Section 21, Chapter 201, O.S.L. 1978 (61 O.S. Supp. 1980, Sections 61, 62, 63, 64 and 65), which relate to the employment of consultants on public works; stating legislative findings; modifying and adding definitions; applying provisions to political subdivisions; deleting provisions regarding past work by consultants; modifying negotiation procedures; excluding application of act from certain projects; directing codification; providing severability; and providing an effective date.

SB 328 — By Terrill.

An Act relating to schools; amending Section 3, Chapter 271, O.S.L. 1975, as amended by Section 5, Chapter 220, O.S.L. 1977, Section 6, Chapter 271, O.S.L. 1975, as last amended by Section 2, Chapter 250, O.S.L. 1979, and Section 9, Chapter 212, O.S.L. 1976, as amended by Section 6, Chapter 181, O.S.L. 1978 (70 O.S. Supp. 1980, Sections 697.3, 697.6 and 697.11), which relate to membership of the Physician Manpower Training Commission; adding certain ex officio commission members; allowing additional percentages of interns and residents located outside Oklahoma City and Tulsa; fixing maximums for residency and internship positions; and declaring an emergency.

SB 329 — By Terrill.

An Act relating to the Department of Human Services; making appropriations thereto; authorizing expenditure of funds; providing for construction, acquisition, renovation and operation of certain public facilities; providing for contracts with government agencies and nonprofit Oklahoma corporations; setting standards for their operations; making appropriations nonfiscal; providing effective date; and declaring an emergency.

SB 330 — By Keating, Green, Keller, Lamb, Leonard, McCune, Moore, O'Con-

nor, Pierce, Smith (Jerry) and Watson of the Senate and McCaleb, Anderson (Robert), Arnold, Atkinson, Camp, Choate, Cole, Conaghan, Davis (Frank), Fair, Ford, Graves, Henshaw, Hill, Holt, Kamas, Kincheloe, Koppel, Little, Manning, Milacek, Osborne, Pitezal, Rieger, Stahl and Williamson of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305), which relates to exemptions from state sales tax; adding exemptions for certain food products and prescription drugs; and stating an effective date.

SB 331 — By Clifton.

An Act relating to courts; amending Section 9, Chapter 293, O.S.L. 1975, as last amended by Section 1, Chapter 113, O.S.L. 1979 (20 O.S. Supp. 1980, Section 1226), which relates to the maximum amount of library funds transferred to certain counties; raising the amount; and providing an effective date.

SB 332 — By Johnson.

An Act relating to mines and mining; amending 45 O.S. 1971, Sections 724, 728, as amended by Section 2, Chapter 231, O.S.L. 1972, and Sections 19 and 41, Chapter 249, O.S.L. 1979 (45 O.S. Supp. 1980, Sections 728, 745.16 and 774), which relate to surface mining and land reclamation; changing time periods for permits; increasing fees; changing bonding requirements; declaring expenditure to be for a public purpose; allowing civil actions; providing for payment of court costs by the state in certain instances; repealing conflicting laws; providing severability; and declaring an emergency.

SB 333 — By Johnson.

An Act relating to mines and mining; amending 45 O.S. 1971, Sections 1, as last amended by Section 1, Chapter 190, O.S.L.

1980, 37, 65, 81, 87, 105, 114, 116, 154, 181, 191, 201, 213, 233, 241, 261, 264, 272, 305, 309, 311, 322, 331, 361, 371 and 396 (45 O.S. Supp. 1980, Section 1), which relate to coal mining; increasing membership of the State Mining Board; providing for the re-creation of mining districts; increasing fines for certain violations; requiring certain tests, surveys and reports; requiring ample ventilation; making certain requirements for stoppings, overcasts and undercasts; requiring emergency exits; requiring certain entry sizes; requiring emergency communications systems; lowering distance requirement for discharge tubing; transferring certain report-related duties to the Chief Mine Inspector; requiring telephones at certain locations; providing for temporary splices in trailing cables; increasing required bore hole distance; defining terms; reducing allowable quartz or silica percentage in rock-dusting materials; directing codification; repealing 45 O.S. 1971, Sections 21 and 86, which relate to mining districts and ventilating furnaces; repealing conflicting laws; providing for severability; and declaring an emergency.

SB 334 — By Randle.

An Act relating to public health and safety; amending Sections 2, 3, 4, 5 and 6, Chapter 176, O.S.L. 1979 (63 O.S. Supp. 1980, Sections 2802, 2803, 2804, 2805 and 2806), which relate to the Emergency Telephone Act; modifying definitions; providing for county plans for the implementation of 911 systems; directing boards of county commissioners to develop the plans; providing for development of standards for the plans by Department of Public Safety; providing for development of state implementation plan for the 911 system by Department of Public Safety; requiring submission of plans by certain specified dates; requiring compliance with Administrative Procedures Act; directing codification; repealing Section 7, Chapter 176, O.S.L. 1979 (63 O.S. Supp. 1980, Section 2807), which relates to submission

of plans; providing an effective date; and declaring an emergency.

SB 335 — By Johnson of the Senate and Monks of the House.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 38.1, as renumbered by Section 67, Chapter 103, O.S.L. 1977, and as last amended by Section 25, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1980, Section 22.30s), which relates to license plates for disabled veterans; permitting certain totally disabled veterans to purchase motor vehicle license plates for one dollar; providing for severability; repealing conflicting laws; and declaring an emergency.

SB 336 — By Clifton.

An Act relating to property; amending 60 O.S. 1971, Sections 652, as amended by Section 1, Chapter 304, O.S.L. 1980, 653, 654, 656, 658, 661 and 662 (60 O.S. Supp. 1980, Section 652), which relate to certain properties held by banking or financial organizations; establishing time periods for presumption of abandonment; decreasing time period; providing for unclaimed funds held by life insurance corporations; decreasing time period; providing for funds held by utilities; decreasing holding period; providing for abandonment of undistributed dividends and distributions of business associations; decreasing time period; providing for certain property held by fiduciaries; decreasing time period for presumption of abandonment; requiring reporting of property presumed abandoned; requiring notice, identification and publication of abandoned property; deleting minimum value; and declaring an emergency.

SB 337 — By Clifton.

An Act relating to property; amending 60 O.S. 1971, Sections 652, as amended by Section 1, Chapter 304, O.S.L. 1980, 653, 654, 655, 656, 658, Section 1, Chapter 229, O.S.L. 1978, 661 and 662 (60 O.S. Supp.

1980, Sections 652 and 658.1), which relate to the period of abandonment of certain property; providing for certain reports to the Tax Commission of certain mineral interests subject to escheat; specifying authority of commission in promulgating certain regulations and procedures; requiring notice and payment or delivery to the Commission of benefits accrued to previous holders of certain mineral interests subject to escheat; eliminating minimum value of property required to be reported to and published by the Commission; and declaring an emergency.

SB 338 — By Clifton.

An Act relating to schools; amending 70 O.S. 1971, Section 6-102, as amended by Section 1, Chapter 205, O.S.L. 1972 (70 O.S. Supp. 1980, Section 6-102), which authorizes the purchase of face amount investment annuity certificates for full-time employees and teachers of school districts and employees of institutions, agencies, and boards comprising the Oklahoma State System of Higher Education; including purchase from regulated investment companies; and providing an effective date.

SB 339 — By York.

An Act relating to state government; creating the Office of Personnel Management, designating the chief administrative officer of said office and providing for his duties; designating classified employees, exempt and discretionary positions; outlining hiring procedures; prohibiting certain activities; providing for examinations and appointments; providing appeal procedures; providing for codification; repealing 74 O.S. 1971, Sections 801, 802, 803.1, 803.2, 803.3, 807, 808, 809, 810, 814, 816, 817.1, 817.2, 820, 834, 835, 836, 837, 838, 839, 803, as last amended by Section 1, Chapter 36, O.S.L. 1976, 804, as amended by Section 1, Chapter 59, O.S.L. 1975, 805, as amended by Section 1, Chapter 338, O.S.L. 1980, 806, as amended by Section 2, Chapter 338, O.S.L. 1980, 813, as last amended by Sec-

tion 4, Chapter 335, O.S.L. 1980, 815, as amended by Section 8, Chapter 245, O.S.L. 1977, 817, as amended by Section 1, Chapter 357, O.S.L. 1975, 818, as amended by Section 1, Chapter 75, O.S.L. 1972, 831, as last amended by Section 1, Chapter 165, O.S.L. 1976, 832, as last amended by Section 3, Chapter 59, O.S.L. 1975, 833, as last amended by Section 4, Chapter 338, O.S.L. 1980 (74 O.S. Supp. 1980, Sections 803, 804, 805, 806, 813, 815, 817, 818, 831, 832 and 833) and Section 1, S.J.R. No. 28, O.S.L. 1973, Section 4, Chapter 285, O.S.L. 1976, as amended by Section 1, Chapter 17, O.S.L. 1980, Section 1, Chapter 24, O.S.L. 1979, Section 6, Chapter 264, O.S.L. 1979, Section 2, Chapter 179, O.S.L. 1978, as last amended by Section 3, Chapter 233, O.S.L. 1980, Section 3, Chapter 338, O.S.L. 1980, Section 2, Chapter 357, O.S.L. 1975, Section 1, Chapter 159, O.S.L. 1972, Section 1, Chapter 2, O.S.L. 1973, Section 4, Chapter 233, O.S.L. 1980, Section 1, Chapter 303, O.S.L. 1974, as last amended by Section 1, Chapter 97, O.S.L. 1979, Section 2, Chapter 303, O.S.L. 1974, Section 3, Chapter 303, O.S.L. 1974 and Section 4, Chapter 303, O.S.L. 1974, as amended by Section 7, Chapter 179, O.S.L. 1978 (74 O.S. Supp. 1980, Sections 803.4, 803.5, 803.6, 803.7, 805.1, 806.1, 817.4, 822, 823, 828.21, 829, 830, 830.1 and 830.2), which relate to Merit System of Personnel Administration; providing for severability; setting an effective date; and declaring an emergency.

SB 340 — By York.

An Act relating to state government; creating the Ethics and Merit Commission and outlining its duties; prohibiting certain activity by state employees and by legislators; providing hearing procedure for violations; creating the joint legislative ethics committee; directing codification; repealing 74 O.S. 1971, Sections 1401, 1402, 1403, 1405, 1406, 1407, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416 and Sections 1 and 2,

Chapter 153, O.S.L. 1976 (74 O.S. Supp. 1980, Sections 1404 and 1408), which relate to the code of ethics for state officials and employees; providing for severability; setting an effective date; and declaring an emergency.

SJR 16 — By Taliaferro.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article XXIII of the Oklahoma Constitution, which relates to salary or emoluments of public officials; providing salaries shall not be diminished but may be increased during the term of office; providing terms of officers shall not be extended and that officers shall continue to perform duties until qualification of successors; providing for ballot title; and directing filing.

SCR 10 — By Schuelein.

A Concurrent Resolution relating to the State Department of Mental Health; providing for the State Department of Mental Health to act as the exclusive agent for federal assistance for mental health services; and directing distribution.

SCR 11 — By Dahl of the Senate and Rogers of the House.

A Concurrent Resolution designating the week of March 15 through March 21 as "American Energy Week"; declaring Oklahomans for Energy and Jobs, Inc., as the state coordinating organization for American Energy Week; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1029, 1065, 1067, 1218, 1220, 1228, 1255 and 1260.

HB 1029 — By Hobson and Monks of the House and Cate of the Senate.

An Act relating to public health and safety; providing short title; defining terms; re-

quiring registrations; conditioning permits; prohibiting excavation, demolition or explosives near certain underground facilities; providing exceptions; requiring notice; specifying duties; providing notice exceptions; requiring certain markings; prohibiting use of certain equipment; encouraging notification centers; providing notification center requirements; providing presumptions; directing codification; providing an effective date; and declaring an emergency.

HB 1065 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

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

HB 1067 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Courts — Appropriations — Office of District Courts — Emergency]

HB 1218 — By Draper, Riggs, Hobson, Henry, McCorkell, Baughman, Anderson (Don) and Taylor of the House and York of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 404, 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976 and 2102, as last amended by Section 4, Chapter 116, O.S.L. 1980 (68 O.S. Supp. 1980, Sections 1303 and 2102), Section 3, Chapter 260, O.S.L. 1977 (63 O.S. Supp. 1980, Section 830); providing for apportionment of revenues derived from sales tax; establishing the Human Services Fund and providing procedures relating thereto; providing for distribution of certain boat and motor excise tax revenues; providing procedures for and distribution of certain tobacco products tax revenues; providing for apportionment and distribution of certain vehicle excise tax revenues; repealing 10 O.S.

1971, Sections 175.14 through 175.17, 456 and 457, 56 O.S. 1971, Sections 180, as amended by Section 29, Chapter 47, O.S.L. 1979, 181a, 194, 197.1 through 197.3, 198.2 through 198.8, Sections 1 and 2, Chapter 148, O.S.L. 1974, Section 1, Chapter 119, O.S.L. 1976, as amended by Section 1, Chapter 112, O.S.L. 1977, Section 2, Chapter 119, O.S.L. 1976, 216 through 221, 307, 308, 316, 318, 324, 325 (56 O.S. Supp. 1980, Sections 200.2 through 200.5), 74 O.S. 1971, Section 189 and Chapter 2A, P. 220, O.S.L. 1959; providing operative dates; and declaring an emergency.

HB 1220 — By Osborne, Vaughn and Fair of the House and York of the Senate.

An Act relating to counties and county officers; amending Section 1, Chapter 157, O.S.L. 1976 (19 O.S. Supp. 1980, Section 510); providing qualifications for county sheriffs; providing an exception; eliminating requirements; and providing an effective date.

HB 1228 — By Sanders and Cole of the House and Giles of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 803, as last amended by Section 1, Chapter 36, O.S.L. 1976 (74 O.S. Supp. 1980, Section 803); expanding the unclassified service of the state; and declaring an emergency.

HB 1255 — By Lawter of the House and Howell and Luton of the Senate.

An Act relating to militia; authorizing the acceptance of gifts to the 45th Infantry Division Museum; requiring certain records; allowing for exchange of certain items; directing codification; and declaring an emergency.

HB 1260 — By Harbin and Anderson (Don) of the House and Johnson of the Senate.

An Act relating to state government; amending Section 2, Chapter 123, O.S.L. 1972, as last amended by Section 1, Chapter 119, O.S.L. 1980 (74 O.S. Supp. 1980, Section 500.2); providing for reimbursement of certain expenses; providing exceptions and limitations; authorizing certain acts by certain administrative officers; requiring itemized statements; authorizing the Department of Public Safety to enter into certain contracts and agreements; providing an operative date; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 70**.

The above numbered Enrolled Bill was referred to the Governor.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 2, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:10 p.m. to meet Monday, March 2, 1981, at 1:30 p.m.

the first part of the paper, the authors discuss the importance of the study of the history of the Dutch language. They then proceed to discuss the history of the Dutch language in the Netherlands and in the Dutch colonies. The authors conclude that the study of the history of the Dutch language is of great importance for the understanding of the Dutch language and its development.

The second part of the paper discusses the history of the Dutch language in the Dutch colonies. The authors discuss the history of the Dutch language in the Dutch East Indies, the Dutch East Africa, and the Dutch West Indies. They conclude that the study of the history of the Dutch language in the Dutch colonies is of great importance for the understanding of the Dutch language and its development.

2. The history of the Dutch language in the Dutch colonies

The history of the Dutch language in the Dutch colonies is a complex and multifaceted one. It is a history that is shaped by the interactions between the Dutch language and the languages of the various peoples of the Dutch colonies. The authors discuss the history of the Dutch language in the Dutch East Indies, the Dutch East Africa, and the Dutch West Indies.

The history of the Dutch language in the Dutch East Indies is a particularly interesting one. It is a history that is shaped by the interactions between the Dutch language and the languages of the various peoples of the Dutch East Indies. The authors discuss the history of the Dutch language in the Dutch East Indies, the Dutch East Africa, and the Dutch West Indies. They conclude that the study of the history of the Dutch language in the Dutch colonies is of great importance for the understanding of the Dutch language and its development.

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Thirty-second Legislative Day

Monday, March 2, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, York and Young.—37.

Excused: Howard, Keating, Keller, Lamb, Luton, Miller, Pierce, Porter, Stipe, Terrill and Winn.—11.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Jack Graham, First Baptist Church, Duncan, the guest of Senator Landis.

GENERAL ORDER

SB 48 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 48** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 48** was considered engrossed and placed on Third Reading.

THIRD READING

SB 48 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Kilpatrick, McCune, McDaniel, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, York and Young.—29.

Nay: Boatner, Giles, Landis, Leonard, Moore, O'Connor, Smith (Jerry L.) and Watson.—8.

Excused: Howard, Keating, Keller, Lamb, Luton, Miller, Pierce, Porter, Stipe, Terrill and Winn.—11.

The bill passed.

Senators Landis, Giles and O'Connor desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 5. Excused: 11.

The emergency passed.

SB 48 was referred for engrossment.

CONSENT CALENDAR

SCR 9 by Tinsley of the Senate and Duckett and Feddersen of the House was read and considered.

SCR 9 was read at length, adopted upon motion of Senator Tinsley and referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 53, 65, 74, 219 and **SCRs 5** and **6** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House.

HB 1063 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 115 by Smith (Finis) of the Senate and Henry of the House was read and considered.

Senator Landis moved to amend **SB 115**, Page 5, Line 17, by striking after the word "section" all language on Lines 17 and 18 through the word "State." on Page 6, Line 5.

Senator Finis Smith moved to table the Landis motion to amend, which motion to table was declared adopted.

Senator Finis Smith moved that **SB 115** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 115** was considered engrossed and placed on Third Reading.

Senators Winn, Stipe, Keating, Lamb, Miller and Luton asked to be shown present, which was the order.

THIRD READING

SB 115 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Watson, Winn and York.—36.

Nay: Cain, Green, Landis, Shedrick, Taliaferro, and Young.—6.

Excused: Howard, Keller, Pierce, Porter, Terrill and Tinsley.—6.

The bill passed.

Senators Tinsley, Landis and Green 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 115 was referred for engrossment.

GENERAL ORDER

SB 91 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 91** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 91** was considered engrossed and placed on Third Reading.

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

THIRD READING

SB 91 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Rozell, Smith (Finis), Stipe, Tinsley, Watson and York.—29.

Nay: Capps, Crow, Cullison, Giles, Lamb, Landis, Leonard, Moore, Randle, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Winn and Young.—15.

Excused: Howard, Pierce, Porter and Terrill.—4.

The bill passed.

Senators Schuelein, Taliaferro, Landis, Capps, Giles and Winn desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 9. Excused: 4.

The emergency passed.

SB 91 was referred for engrossment.

INTRODUCTION

Senator Cain introduced Danny J. Cassidy, M.D., Oklahoma City, as Doctor of the Day.

GENERAL ORDER

SB 105 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 105** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 105** was considered engrossed and placed on Third Reading.

THIRD READING

SB 105 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn and York.—37.

Nay: Branch, Giles, Keller, Moore, Smith (Jerry L.), Watson and Young.—7.

Excused: Howard, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

SB 105 was referred for engrossment.

GENERAL ORDER

SB 106 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 106** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 106** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Stipe asked unanimous consent that further consideration of **SB 106** be deferred temporarily, which was the order.

GENERAL ORDER

SB 107 by Stipe of the Senate and Caldwell of the House was read and considered.

Senator Stipe moved that **SB 107** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 107** was considered engrossed and placed on Third Reading.

THIRD READING

SB 107 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Lutton, McDaniel, Martin, Miller, O'Connor,

Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Watson, Winn, York and Young.—40.

Nay: Keller, McCune and Moore.—3.

Excused: Howard, Pierce, Porter, Taliaferro and Terrill.—5.

The bill passed.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent to suspend Rule 12-24 B., to allow immediate consideration of a motion to reconsider the vote whereby **SB 107** passed, which was the order.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby **SB 107** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Lutton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Watson, Winn, York and Young.—42.

Excused: Cate, Howard, Pierce, Porter, Taliaferro and Terrill.—6.

THIRD READING

Senator Stipe asked unanimous consent to suspend Rule 12-8 to allow consideration of amendments to **SB 107** on Third Reading, which was the order.

Senator Stipe moved to amend **SB 107**, Page 4, Line 10, by striking after the word

“property;” the word “and” and inserting in lieu thereof the word “or”, which amendment was declared adopted.

Senator Stipe moved to amend **SB 107**, Page 5, Line 6, by striking after the word “treatment” on Line 5, and before the word “to” on Line 6 the word “changes” and inserting in lieu thereof the word “charges”, which amendment was declared adopted.

THIRD READING

SB 107 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keat-ing, Kilpatrick, Lamb, Landis, Leonard, Lu-ton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Nay: Keller, McCune and Moore.—3.

Excused: Howard, Pierce, Porter and Ter-rill.—4.

The bill and emergency passed.

SB 107 was referred for engrossment.

THIRD READING

Senator Stipe asked unanimous consent to suspend Rule 12-8 to allow consideration of an amendment to **SB 106**, which was the order.

Senator Crow moved to amend **SB 106**, Page 6, Line 4, by striking after the word “the” and before the word “to” on Line 6

all language and inserting in lieu thereof the following language: “General Fund of the State of Oklahoma”, which amendment was declared adopted.

THIRD READING

SB 106 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keat-ing, Kilpatrick, Lamb, Landis, Leonard, Lu-ton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Watson, Winn, York and Young.—41.

Nay: Keller and Moore.—2.

Excused: Howard, Pierce, Porter, Talia-ferro and Terrill.—5.

The bill and emergency passed.

SB 106 was referred for engrossment.

GENERAL ORDER

SB 116 by Smith (Finis) of the Senate and Henry of the House was read and considered.

Senator Finis Smith moved that **SB 116** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 116** was con-sidered engrossed and placed on Third Reading.

THIRD READING

SB 116 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Johnson, Keating, Lamb, Lutton, Martin, Miller, Randle, Schuelein, Smith (Finis), Stipe, Taliaferro, Winn, York and Young.—26.

Nay: Branch, Clifton, Green, Howell, Johnston, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, Moore, O'Connor, Rozell, Shedrick, Smith (Jerry L.), Tinsley and Watson.—18.

Excused: Howard, Pierce, Porter and Terrill.—4.

The bill passed.

Senators Howell, Landis, Shedrick, Leonard, Tinsley 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: 12. Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Keller moved that the vote be reconsidered whereby **SB 116** and the emergency passed.

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

GENERAL ORDER

SB 122 by Smith (Finis) of the Senate and Henry of the House was read and considered.

Senator Finis Smith moved that **SB 122** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 122** was considered engrossed and placed on Third Reading.

THIRD READING

SB 122 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnston, Keating, Kilpatrick, Lamb, Leonard, Lutton, McCune, McDaniel, Martin, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, York and Young.—34.

Nay: Branch, Crow, Howell, Keller, Landis, Miller, Moore, Rozell, Stipe, Taliaferro and Winn.—11.

Excused: Pierce, Porter and Terrill.—3.

The bill passed.

Senator Miller 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.

SB 122 was referred for engrossment.

GENERAL ORDER

SR 8 by Stipe was read and considered.

SR 8 was read at length, adopted upon motion of Senator Stipe and referred for enrollment.

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

GENERAL ORDER

SJR 10 by Young of the Senate and Cunningham of the House was read and considered.

Senator Young moved that **SJR 10** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 10** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 10 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Randle, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Clifton, Combs, Crow, Giles, Johnson, Kilpatrick, McDaniel, Rozell, Schuelein, Smith (Finis) and Smith (Jerry L.).—11.

Excused: Pierce and Porter.—2.

The resolution passed.

SJR 10 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 168 — Agriculture, coauthored by Harper (Principal House author).

SB 210 — General Government, coauthored by Weichel (Principal House author).

DO PASS, as amended:

CS for **SB 136** — Education, coauthored by Terrill and Cate of the Senate and Taylor of the House (Principal).

CS for **SB 174** — Judiciary, coauthored by Mentzer (Principal House author).

CS for **SB 194** — Judiciary, coauthored by Moore, Pierce and Winn of the Senate and Mentzer of the House (Principal).

SB 217 — Natural Resources, coauthored by Thompson (Principal House author).

SJR 1 — Judiciary, coauthored by Taylor (Principal House author).

SECOND READING

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

SB 317 — General Government

SB 318 — Agriculture

SB 319 — Business and Labor

SB 320 — Natural Resources

SB 321 — Business and Labor

SB 322 — Appropriations

SB 323 — Business and Labor

SB 324 — Finance

SB 325 — Finance

SB 326 — General Government

SB 327 — General Government

SB 328 — Education

SB 329 — Appropriations

SB 330 — Finance

SB 331 — Appropriations

SB 332 — Natural Resources

SB 333 — Natural Resources

SB 334 — Human Resources

SB 335 — Finance

SB 336 — Judiciary

SB 337 — Judiciary
SB 338 — Education
SB 339 — Policy
SB 340 — Policy
SJR 16 — Finance
SCR 10 — Human Resources
SCR 11 — Business and Labor
HB 1029 — Business and Labor
HB 1065 — Appropriations
HB 1067 — Appropriations
HB 1218 — Finance
HB 1220 — General Government
HB 1228 — General Government
HB 1255 — General Government
HB 1260 — Finance

FIRST READING

The following were introduced and read the first time:

SB 341 — By Clifton.

An Act relating to insurance; amending 36 O.S. 1971, Sections 609, 2120 and 2926, which relate to certain insurance policies; prohibiting assessable or contingent liability policies in the state; providing for kinds of insurance which an insurer may or may not transact; providing for revocation of authority under certain circumstances; repealing 36 O.S. 1971, Sections 2117, 2118, 2923, 2924 and 2925, which provide for assessments and aggregate the contingent liability for mutual and reciprocal insurers; and providing an effective date.

SB 342 — By York.

An Act relating to statutes and reports; amending 75 O.S. 1971, Sections 171 and 172, which relate to the authorization for the compilation and contents of the Oklahoma Statutes; modifying such procedures; repealing 75 O.S. 1971, Sections 173, 174, 175, 176, 177, 178, 179, as amended by Section 2, Chapter 19, O.S.L. 1972 (75 O.S. Supp. 1980, Section 179), 180, 181 and 183, which relate to prior authorization and procedures for compilation of the Oklahoma Statutes; and declaring an emergency.

SB 343 — By Cate and Clifton.

An Act relating to state officers and employees; appropriating funds from the General Revenue Fund to the Oklahoma Center for Criminal Justice; providing lapse date; providing an effective date; and declaring an emergency.

SB 344 — By Clifton.

An Act relating to children; amending 10 O.S. 1971, Section 504, which relates to the use of blood tests to determine paternity; modifying the effect of test results; and declaring an emergency.

SB 345 — By Young.

An Act relating to professions and occupations; amending Section 4, Chapter 274, O.S.L. 1980 (59 O.S. Supp. 1980, Section 15.35), which relates to accountancy; prescribing manner for requiring participation of accountants in continuing education; excusing certain certificate and license holders from continuing education participation; and declaring an emergency.

SB 346 — By Clifton.

An Act relating to dependent and neglected children; amending Sections 4 and 5, Chapter 173, O.S.L. 1977 (56 O.S. Supp. 1980, Sections 238.3 and 238.4), which relate to notice and finding of financial responsibility for certain parents and certain determinations if parent fails to appear and certain rights of appeal; modifying notice and finding of support debt; modifying certain contents; modifying service of process; providing for an automatic hearing procedure; providing for temporary current and future support; providing for certain hearing procedure; modifying findings and judgment; repealing Sections 2 and 3, Chapter 173, O.S.L. 1977 (56 O.S. Supp. 1980, Sections 238.1 and 238.2), which relate notice of debt for support of dependent children and requiring certain employers to honor assignments of earnings; and providing an effective date.

SB 347 —By Clifton.

An Act relating to the attachment of wages; providing for the attachment of wages to satisfy child support obligations; directing codification; and providing an effective date.

SB 348 —By Combs.

An Act relating to insurance; amending 36 O.S. 1971, Section 6055, which relates to performance of services or procedures by members of the healing arts; expanding the definition to include chiropractors; and declaring an emergency.

SB 349 —By Johnston.

An Act relating to oil and gas; amending 52 O.S. 1971, Section 318.1, which relates to drilling and plugging regulations of Corporation Commission; requiring bond prior to compliance with said regulations; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1053, 1096, 1104, 1185, 1190, 1247 and 1248.**

HB 1053 —By Fitzgibbon and Vaughn of the House and Crutcher of the Senate.

[Waters and Water Rights — amending 82 O.S. Supp. 1980, Section 870 — Grand River Dam Authority — Emergency]

HB 1096 —By Draper of the House and York of the Senate.

[Revenue and Taxation — amending 68 O.S. Supp. 1980, Section 302-2 — Tobacco Tax — Emergency]

HB 1104 —By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Public Employees Retirement System — Appropriation — Emergency]

HB 1185 —By Vanatta and Henry of the House and Clifton and Shedrick of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991c, as last amended by Section 2, Chapter 66, O.S.L. 1979 (22 O.S. Supp. 1980, Section 991c); providing procedure for deferred judgments; authorizing the court to order certain defendants to perform community service; and providing an effective date.

HB 1190 —By Conaghan of the House and O'Connor of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 465.20; prohibiting certain acts relating to certain toxic substances; providing exceptions; providing penalties; directing codification; and declaring an emergency.

HB 1247 —By Twidwell and Draper of the House and Schuelein of the Senate.

An Act relating to prisons and reformatories; authorizing transfer or exchange of certain foreign convicted offenders; directing codification; providing operative date; and declaring an emergency.

HB 1248 —By Twidwell of the House and Schuelein of the Senate.

An Act relating to prisons and reformatories; amending Section 1, Chapter 62, O.S.L. 1980 (57 O.S. Supp. 1980, Section 224); permitting state inmates to be transferred to certain state agencies or to county or municipal jails for certain work projects; requiring approval of certain persons for such transfer; permitting certain credit time for work; providing for care and custody of such inmates; and providing an effective date.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 2, 1981, of Enrolled **SBs 70 and 146.**

LOBBYIST REGISTRATIONS

(Addendum since February 2, 1981, Page 155 — including organizations represented)

Bonnell, Lawrence Eugene, representing National Organization for the Reform of Marijuana Laws.

Dean, Derek Holt, representing National Organization for the Reform of Marijuana Laws.

Doeksen, William Ray, representing Monsanto Chemical Co. and Oklahoma Agricultural Chemical Co.

Hawkins, Gerald T., representing United Mine Workers of America, Coal Miners Political Action Committee.

Heath, Sara Ellen, representing Cooper Industries, Inc.

Helderman, Roy C., representing Oklahoma Assn. of Professional Insurance Agents.

Hyman, Terry M., representing Oklahoma Assn. of County Commissioners and Citizens of Love County.

Keleher, Timothy H., representing Household Finance Corp.

Kenslow, Rodney C., representing Edmond Chamber of Commerce, Edmond Industrial Development Authority, and Arcadia Lakes Assn.

Larsen, Joyce G., representing Tulsa Classroom Teachers Assn. and Oklahoma Education Assn.

McEwen, Michael T., representing Okla-

homa Hospital Assn.

Moore, Verne D., representing Yukon Indemnity Co. and Farmers Alliance Insurance Co.

Morency, Robert Paul, representing Oklahoma Credit Union League.

Mulkey, Jack E., representing Edmond Chamber of Commerce, Edmond Industrial Development Authority, and Arcadia Lakes Assn.

Nance, Ken, representing C.I.R.M., consisting of Champlin Petroleum Co., Vickers Refining Co., Sinclair Oil Co., Hudson Oil Co., and Derby Refining Oil; The Electric Utilities Assn. of Oklahoma, and Mid-America Lumbermens Assn.

Roberson, Richard Lawrence, representing Legal Services of Eastern Oklahoma, Inc.

Ruth, Ken, representing Committee for Better Legal and Banking Services, Inc.

Smith, Linda Luann, representing Tulsa Classroom Teachers Assn.

Tobias, Carl W., representing Employer's Unity, Inc.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 3, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:40 p.m. to meet Tuesday, March 3, 1981, at 1:30 p.m.

Thirty-third Legislative Day

Tuesday, March 3, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, York and Young.—45.

Excused: Keller, Tinsley and Winn.—3.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Graham, the guest of Senator Landis.

EXECUTIVE NOMINATION

The following Gubernatorial nomination was read and referred to the Committee on Executive Nominations:

Terry L. Nickels, D.O., Moore, as member to the Oklahoma State Board of Nursing Homes.

UNANIMOUS CONSENT REQUESTS

Senator Finis Smith asked unanimous consent to suspend the provisions of Rule 7-10 H. to allow the Committee on Finance to hear and report with the authority to amend the following measures by crippling the Titles to same, which was the order: **SBs 160, 167, 220 and 225 and SJR 6.**

Senator Finis Smith asked unanimous consent that when **SB 227** is reported out of the Committee on Finance that multilith copies of same be distributed to all Senators prior to consideration, which was the order.

CONSENT CALENDAR

SB 228 by Luton of the Senate and Barker of the House was read and considered.

Senator Luton moved that **SB 228** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 228** was considered engrossed and placed on Third Reading.

THIRD READING

SB 228 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, York and Young.—45.

Excused: Keller, Tinsley and Winn.—3.

The bill and emergency passed.

SB 228 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 48, 91, 105, 106, 107, 115 and 122 and **SJR 10** and **SCR 9** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 8 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTION

Senator Watson introduced H. Jack Brown, M.D., Edmond, as Doctor of the Day.

Senators Keller and Winn asked to be shown present, which was the order.

GENERAL ORDER

SB 136 by Watson, Terrill and Cate of the Senate and Taylor of the House was read and considered.

Senator Johnson moved to amend **SB 136**, Page 3, Line 13, by striking the words "Employ a" and inserting in lieu thereof the following language: "Assign a person presently employed as", which amendment was declared adopted.

Senator Lamb moved to amend **SB 136**, Page 5, Line 3, by striking after the first word "program" and before the word "Such" on Line 4, all language, and inserting a period after the word "program".

Senator Watson moved to table the Lamb motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Howard, Howell, Johnston, Luton, McDaniel, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson and York.—22.

Nay: Boatner, Branch, Capps, Combs, Cummins, Dahl, Giles, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Schuelein, Winn and Young.—24.

Excused: Porter and Tinsley.—2.

On the question of adoption of the Lamb motion to amend, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Capps, Combs, Cummins, Dahl, Giles, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Miller, Moore, Pierce, Schuelein, Smith (Jerry L.), Winn and Young.—23.

Nay: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Howard, How-

ell, Johnston, Luton, McDaniel, O'Connor, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson and York.—23.

Excused: Porter and Tinsley.—2.

Senator Shedrick moved to amend **SB 136**, Page 1, by striking the Title, which motion to amend was declared adopted upon a division of the question.

Senator Lamb moved to amend **SB 136**, Page 5, Line 7, by striking after "C." all language on Lines 7, 8 and 9 and inserting the following: "Curriculum for any form of sex education requested by a school board may not include any brochures, flyers, pictures, drawings, textbooks, films, filmstrips, tapes, discussions, or speakers, that deal with as acceptable or natural, either overtly or covertly, homosexuality, communal living, pre-marital sex, abortion, distribution and use of contraceptives to unmarried minors, various sexual positions, masturbation, sex games, role playing, values clarification, slang or any other non-scientific terminology, or any other materials, methods, or content deemed inappropriate by the community. No additional resources outside of the community approved curriculum is allowed. Classes will be segregated by sex to preserve the dignity, intimacy and sanctity of the subject matter.", which amendment was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Combs, Crow, Cummins, Dahl, Giles, Green, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Miller, Moore, Pierce, Rozell, Schuelein, Smith (Jerry L.), Taliaferro, Winn and Young.—25.

Nay: Boatner, Cain, Cate, Clifton, Crutcher, Cullison, Dennis, Howard, Howell, Johnston, Johnston, Luton, McDaniel, O'Connor, Randle, Shedrick, Smith (Finis), Stipe, Terrill, Watson and York.—21.

Excused: Porter and Tinsley.—2.

Senator Moore moved to amend **SB 136**, Page 5, Line 13½, by adding a new Section 7 as follows: "Section 7. The provisions of this Act shall terminate October 1, 1983.", and renumbering.

Senator Johnston moved to table the Moore motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Howard, Howell, Johnson, Johnston, Luton, McDaniel, Martin, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Watson and York.—23.

Nay: Boatner, Branch, Capps, Combs, Cummins, Dahl, Giles, Green, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Schuelein, Taliaferro, Winn and Young.—23.

Excused: Porter and Tinsley.—2.

On the question of adoption of the Moore motion to amend, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Combs, Cummins, Dahl, Giles, Green, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Schuelein, Smith (Jerry L.), Taliaferro, Winn and Young.—25.

Nay: Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Howard, Howell, Johnson, Johnston, Luton, Martin, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Terrill, Watson and York.—21.

Excused: Porter and Tinsley.—2.

Senator Terrill moved to amend **SB 136**, Page 5, Line 7, by restoring after "C." all language on Lines 7, 8 and 9, and striking the Lamb amendment.

Senator Lamb raised a point of order and asked for a ruling of the Chair to declare the Terrill motion out of order in that the Lamb amendment to **SB 136**, Page 5, Lines 7, 8 and 9 had been adopted by a roll call vote and was not subject to any action other than reconsideration by one voting in the majority, Rule 12-24 E. The Presiding Officer ruled the Terrill motion out of order.

Senator Giles moved to rerefer **SB 136** with all amendments to the Committee on Education, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Combs, Dahl, Giles, Green, Keller, Kilpatrick, Lamb, Landis, Leonard, Miller, Moore, Pierce, Schuelein, Winn and Young.—18.

Nay: Cain, Cate, Crow, Crutcher, Cullison, Cummins, Dennis, Howard, Howell, Johnson, Johnston, Keating, Luton, McCune, McDaniel, Martin, O'Connor, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson and York.—27.

Excused: Clifton, Porter and Tinsley.—3.

Senator Lamb moved to amend **SB 136**, by striking the Emergency Clause on Page 6, Lines 3, 4, 5, 6 and 7, which motion to amend was declared adopted upon a division of the question.

Senator Watson moved that **SB 136**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 136** was considered engrossed and placed on Third Reading.

THIRD READING

SB 136 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Howell, Johnson, Johnston, Keating, Luton, McDaniel, Martin, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Watson, Winn and York.—26.

Nay: Boatner, Branch, Capps, Combs, Cummins, Giles, Green, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Miller, Moore, Pierce, Schuelein, Stipe, Taliaferro and Young.—20.

Excused: Howard and Tinsley.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Pierce moved that the vote be reconsidered whereby **SB 136** passed.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1063**, requesting Conference and naming Conferees as follows: Deatherage, Barker and Kelly.

CONFEREES APPOINTED — HB 1063

Senator Martin moved that the Senate grant the request of the House for a conference on **HB 1063**, which motion was declared adopted. President Pro Tempore York appointed the following as Conferees on **HB 1063**: Senators Randle, Kilpatrick and Terrill.

MOTION TO RECONSIDER VOTE

Senator Jerry Smith moved the vote be reconsidered whereby **SB 173** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Howell, Johnson, Johnston, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson and York.—31.

Nay: Boatner, Branch, Combs, Giles, Keating, Keller, Kilpatrick, Lamb, Landis, Miller, Moore, Rozell, Shedrick, Winn and Young.—15.

Excused: Dahl and Tinsley.—2.

THIRD READING

Senator Jerry Smith asked unanimous consent that **SB 173** be withdrawn from the Calendar and rereferred to the Committee on Judiciary, which was the order.

THIRD READING

SB 129 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnston, Kilpatrick, Leonard, Luton, Pierce, Porter, Randle, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, York and Young.—24.

Nay: Boatner, Capps, Crow, Crutcher, Giles, Green, Johnson, Keating, Keller,

Lamb, Landis, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Terrill, Watson and Winn.—23.

Excused: Tinsley.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Finis Smith moved that the vote be reconsidered whereby **SB 129** failed of passage.

COMMITTEE REPORTS

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

DO PASS:

SB 242 — General Government, co-authored by Cunningham (Principal House author).

DO PASS, as amended:

SB 85 — Appropriations, coauthored by Baughman (Principal House author).

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

GENE P. CARLSON, Stillwater, as a member of the Commission on Fire Protection Personnel Standards and Education, to serve a five (5) year term ending August 1, 1981. Mr. Carlson succeeds Connie Williams Osterhout.

JAMES A. COX, Oklahoma City, as a member of the State Board of Health, to serve an unexpired term ending June 30, 1981. Dr. Cox succeeds Dr. Thomas Donica.

VICTOR DIFFEE, Bethany, as a member of the Oklahoma Used Motor Vehicle and Parts Commission, to serve a coterminous term ending January 1, 1983. Original appointment.

OTIS ENGLISH, Claremore, as a member of the State Mining Board, to serve an unexpired term ending April 19, 1982. Mr. English succeeds Benny L. Klutts.

DOUGLAS M. GIBSON, Oklahoma City, as a member of the Oklahoma State Board of Licensed Social Workers, to serve an unexpired term ending June 1, 1982. Mr. Gibson succeeds Pauline E. Mayer

CHESTER HENRY HODGE, Okmulgee, as a member of the Oklahoma Police Pension and Retirement Board, to serve a three (3) year term ending July 1, 1983. Mr. Hodge succeeds himself.

CARROLL J. JACKSON, JR., Tulsa, as a member of the Oklahoma Used Motor Vehicle and Parts Commission, to serve a two (2) year term ending June 30, 1982. Original appointment.

LARRY L. KELLEY, Yukon, as a member of the Commission on Fire Protection Personnel Standards and Education, to serve a five (5) year term ending August 1, 1985. Mr. Kelley succeeds Kenneth McMillin.

BILL B. LANDGRAF, Madill, as a member of the Oklahoma Pecan Commission, to serve a three (3) year term ending July 1, 1983. Mr. Landgraf succeeds himself.

KENNETH NASH, Oklahoma City, as a member of the Police Pension and Retirement Board, to serve at the Governor's pleasure. Original appointment.

VIRGINIA POLLOCK, Harrah, as a member of the State Board of Electrology, to serve an unexpired term ending May 10, 1981. Ms. Pollock succeeds Maryanne Fite.

CYNTHIA ANN RAMBO, Norman, as the Director of the Oklahoma Department of Economic and Community Affairs, to serve at the Governor's pleasure. Ms. Rambo succeeds Bob Funston.

DAVID L. ROBERTS, Poteau, as a member of the Board of Regents of Carl Albert Junior College, to serve a seven (7) year term ending July 1, 1987. Mr. Roberts succeeds Dr. Herman L. Thomas.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

- SB 341 — Business and Labor
- SB 342 — Policy
- SB 343 — Appropriations
- SB 344 — Judiciary
- SB 345 — Business and Labor
- SB 346 — Judiciary
- SB 347 — Judiciary
- SB 348 — Business and Labor
- SB 349 — Natural Resources
- HB 1053 — Business and Labor
- HB 1096 — Finance
- HB 1104 — Appropriations
- HB 1185 — Judiciary
- HB 1190 — Judiciary
- HB 1247 — Judiciary
- HB 1248 — General Government

FIRST READING

The following were introduced and read the first time:

- SB 350 — By York.

An Act relating to state government and roads, bridges and ferries; amending Section 23, Chapter 247, O.S.L. 1976 (74 O.S.

Supp. 1980, Section 1811.4) and 69 O.S. 1971, Section 504, which relate to the State Capitol Park and its maintenance by the State Transportation Commission; describing State Park Number One; providing for maintenance by the State Transportation Commission; and declaring an emergency.

SCR 12 — By Smith (Jerry) and Shedrick of the Senate and Manning, Weichel and Ford of the House.

A Concurrent Resolution expressing legislative intent that the Veterinary Medical Teaching Hospital at Oklahoma State University be renamed the Daniel D. Draper, Jr., Veterinary Medical Teaching Hospital; requesting the Board of Regents for Oklahoma Agricultural and Mechanical Colleges place a suitable marker; and directing distribution.

SCR 13 — By Rozell.

A Concurrent Resolution relating to the Illinois River; directing the Oklahoma Department of Wildlife Conservation, the Oklahoma Scenic Rivers Commission and the Department of Tourism and Recreation to attempt to reach a solution to current problems so that public access is preserved; prohibiting the Oklahoma Department of Wildlife Conservation from selling the five access areas for at least one year; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1011, 1230 and 1234.**

HB 1011 — By Sparkman, Trent, Abbott, Baker, Caldwell, Cox, Kincheloe, McIntyre, Mentzer, Williams (Freddye), Joiner, Willis, Kamas, Johnson, Peterson, Riggs, Whorton, Bradley, Barker, Henry, Denman, Murphy, Monks, Caldwell, Duckett, Harbin, Duke, Taylor, Vaughn, Manar, Davis (Guy) of the House and Stipe of the Senate.

[Poor Persons — Providing Certain Payments — Emergency]

HB 1230 — By Cotner, Mason and Davis (Frank).

An Act relating to elections; providing procedures for voting at other than regular voting location under certain circumstances; providing voting assistance to certain individuals; directing codification; providing operative date; and declaring an emergency.

HB 1234 — By Deatherage, Barker, Henry, Arnold, Baughman, Haney, Hobson, Harbin, Johnson, Manning, Talley, Thompson, Henshaw, Cotner, Morgan, Holden, Taylor and Vaughn of the House and Randle of the Senate.

An Act relating to public finance; amending 62 O.S. 1971, Sections 41.4, 41.7, 41.12, as last amended by Section 2, Chapter 155, O.S.L. 1980, 41.29 and Section 1, Chapter 72, O.S.L. 1972 (62 O.S. Supp. 1980, Sections 41.12 and 41.41); modifying certain duties of the Director of State Finance; providing for work programs and allotment requests; providing for transfer of items of appropriation; requiring budget estimates by certain agencies; modifying requirements and procedures; providing for data processing expenses; deleting certain requirement; providing for zero-based budgeting; authorizing the subcommittee of the appropriations and budget committee to direct certain agencies to use zero-based budgeting; providing format; providing for procedures; providing for assistance to agencies in preparing zero-based budget requests; defining terms; directing codification; and declaring an emergency.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 4, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 113 and **141** were referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 3:45 p.m. to meet Wednesday, March 4, 1981, at 1:30 p.m.

Thirty-fourth Legislative Day

Wednesday, March 4, 1981

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

President Pro Tempore York presiding.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson, Winn, York and Young.—44.

Excused: Cate, Howell, Terrill, Tinsley.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Graham, the guest of Senator Landis.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on

Executive Nominations, shown on Pages 301 and 302, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson, York and Young.—43.

Excused: Cate, Howell, Terrill, Tinsley, Winn.—5.

INTRODUCTIONS

Senator Dahl introduced Patricia Wehling, R.N., Fairmont, and Senator O'Connor introduced Kathy McCarter, R.N., Ponca City, as Nurses of the Day.

Senator Keller introduced Vassil V. Tchokoev, M.D., Mustang, as Doctor of the Day.

GENERAL ORDER

SCR 3 by Moore of the Senate and Shurden of the House was read and considered.

SCR 3 was read at length, adopted upon motion of Senator Moore and referred for engrossment.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 113, 141 and 228 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 245 by Leonard, Boatner, Capps, Lamb, Miller, Taliaferro and Winn of the Senate and Hill, Kamas, and Weichel of the House was read and considered.

Senator Landis asked to be named a co-author of **SB 245**, which was the order.

Senator Leonard moved that **SB 245**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 245** was considered engrossed and placed on Third Reading.

Senators Cate and Terrill asked to be shown present, which was the order.

THIRD READING

SB 245 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keat-

ing, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Howell.—1.

The bill and emergency passed.

SB 245 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent, which was granted, that the motion to reconsider the vote whereby **SB 206** failed of passage be extended until Thursday, March 5, 1981, the 35th Legislative Day.

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

MOTION TO RECONSIDER VOTE

Senator Finis Smith moved that the vote be reconsidered whereby **SB 129** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Nay: Keller, Landis, Schuelein.—3.

Excused: Moore, Porter.—2.

THIRD READING

Senator Finis Smith asked unanimous consent that **SB 129** be withdrawn from the Calendar and rereferred to the Committee on Judiciary, which was the order.

COMMITTEE REPORTS

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

DO PASS:

SB 98 — Finance, coauthored by Combs of the Senate and Hargrave of the House (Principal).

SB 139 — Finance, coauthored by Fitzgibbon (Principal House author).

SB 209 — Finance, coauthored by Baughman (Principal House author).

SB 257 — Judiciary, coauthored by Hooper (Principal House author).

SB 263 — Judiciary, coauthored by Glover (Principal House author).

SB 264 — Finance, coauthored by Harper (Principal House author).

SB 273 — Judiciary, coauthored by Fitzgibbon (Principal House author).

SB 275 — Judiciary, coauthored by Henry (Principal House author).

SB 289 — Finance, coauthored by Thompson (Principal House author).

SB 292 — Policy.

SB 314 — Finance.

SB 315 — Finance, coauthored by Hobson (Principal House author).

SB 324 — Finance, coauthored by Denman (Principal House author).

SB 342 — Policy, coauthored by Draper (Principal House author).

SCR 8 — Finance, coauthored by McDaniel and Shedrick of the Senate and Davis (Guy) of the House (Principal).

SR 9 — Policy, coauthored by Watson.

DO PASS, as amended:

CS for **SB 37** — Appropriations.

SB 41 — Appropriations.

SB 55 — Appropriations.

CS for **SB 59** — Appropriations.

SB 86 — Appropriations, coauthored by Baughman (Principal House author).

SB 87 — Appropriations, coauthored by Baughman (Principal House author).

CS for **SB 102** — Judiciary, coauthored by Keating of the Senate and Atkinson of the House (Principal).

SB 130 — Judiciary, coauthored by Henry (Principal House author).

SB 189 — Finance, coauthored by Deatherage (Principal House author).

SB 227 — Finance, coauthored by Draper (Principal House author).

SB 303 — Judiciary.

SECOND READING

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

SB 350 — Agriculture

SCR 12 — Policy

SCR 13 — Natural Resources

HB 1011 — Appropriations

HB 1230 — General Government

HB 1234 — Finance

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1100, 1101, 1103, 1162, 1193 and 1196.**

HB 1100 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Physician Manpower Training Commission — Appropriations — Amending 70 O.S. Supp. 1980, Section 625.5 — Emergency]

HB 1101 — By Deatherage, Barker and Harbin of the House and Randle and Kilpatrick of the Senate.

[State Arts Council — Appropriation — Emergency]

HB 1103 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to the State Department of Agriculture; making an appropriation; stating the purposes; amending Section 2, Chapter 137, O.S.L. 1980 (2 O.S. Supp. 1980, Section 2-26), relating to the Department of Agriculture Emergency Insect Control Special Fund; modifying language relating to expenditures from said fund; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

HB 1162 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to the Oklahoma Department of Public Safety; making a supplemental appropriation thereto; stating the purpose; reappropriating and redesignating certain funds; amending Section 1, Chapter 233, O.S.L. 1980; mandating a salary increase; providing lapse dates; providing severability; and declaring an emergency.

HB 1193 — By Fitzgibbon, Lewis, Peterson, Weichel and Vaughn of the House and Schuelein of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.65, as last amended by Section 1, Chapter 26, O.S.L. 1979 (19 O.S. Supp. 1980, Section 180.65); providing for personnel for

certain county officers; providing basis for salaries; deleting county excise board approval for salaries and staffing; requiring board of county commissioners approval for salaries and staffing; deleting certain procedures; and providing an effective date.

HB 1196 — By Davis (Guy) of the House and Boatner of the Senate.

An Act relating to state government; amending Section 4, Chapter 323, O.S.L. 1975 and Section 2, Chapter 111, O.S.L. 1975, as amended by Section 2, Chapter 175, O.S.L. 1979 (74 O.S. Supp. 1980, Sections 8.1 and 1522); recreating the Department of Economic and Community Affairs in accordance with the Oklahoma Sunset Law and continuing provisions relating to the functions and responsibilities of the Department; recreating the Oklahoma Crime Commission in accordance with the Oklahoma Sunset Law and establishing the Commission within the Department of Economic and Community Affairs; and declaring an emergency.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 5, 1981, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:00 p.m. to meet Thursday, March 5, 1981, at 1:00 p.m.

Thirty-fifth Legislative Day

Thursday, March 5, 1981

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

Senator Kilpatrick presiding.

Roll Call:

Present: Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Excused: Branch, Cate, Keating, Keller, Porter, Smith (Finis), Stipe and Terrill.—8.

President Pro Tempore York presiding.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Graham, the guest of Senator Landis.

GENERAL ORDER

SJR 1 by Crutcher of the Senate and Taylor of the House was read and considered.

Senator Crutcher moved that **SJR 1** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 1** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 1 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: Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Watson, Winn, York and Young.—37.

Nay: Johnson and Smith (Jerry L.).—2.

Excused: Branch, Capps, Cate, Keating, Keller, Porter, Smith (Finis), Stipe and Terrill.—9.

The resolution and emergency passed.

SJR 1 was referred for engrossment.

Senators Finis Smith and Keller asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 245 and **SCR 3** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

CONSENT CALENDAR

SB 5 by Johnston of the Senate and Morgan and Haney of the House was read and considered.

Senator Johnston moved that **SB 5** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 5** was considered engrossed and placed on Third Reading.

THIRD READING

SB 5 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, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Talia-

ferro, Tinsley, Watson, Winn, York and Young.—40.

Excused: Branch, Capps, Cate, Clifton, Keating, Porter, Stipe and Terrill.—8.

The bill passed.

SB 5 was referred for engrossment.

INTRODUCTION

Senator Cain introduced Tim Farley, Oklahoma City, medical student, as Doctor of the Day.

UNANIMOUS CONSENT REQUEST

Senator Keller asked unanimous consent, which was granted, that the motion to reconsider the vote whereby **SB 116** passed be extended until Monday, March 9, 1981, the 36th Legislative Day.

Senators Stipe, Cate and Terrill asked to be shown present, which was the order.

COMMITTEE REPORTS

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

DO PASS:

SB 197 — Human Resources, coauthored by Deatherage (Principal House author), and be referred to the Consent Calendar.

SB 229 — Appropriations.

SB 261 — Finance, coauthored by Cummins of the Senate and Hobson of the House (Principal).

SB 279 — Business and Labor, coauthored by Fitzgibbon (Principal), Gray and Harbin of the House.

SB 295 — General Government, coauthored by Ford (Principal House author).

SB 305 — General Government, coauthored by Landis and Taliaferro of the

Senate and Twidwell of the House (Principal).

SB 306 — Judiciary, coauthored by Twidwell (Principal House author).

SB 307 — Human Resources.

SB 309 — Judiciary, coauthored by Henry (Principal House author).

SB 318 — Agriculture, and be referred to the Consent Calendar.

SB 327 — General Government, coauthored by Hobson (Principal House author).

SJR 3 — Business and Labor, coauthored by Combs.

DO PASS, as amended:

SB 58 — Appropriations.

CS for **SB 60** — Appropriations.

SB 62 — Appropriations.

SB 66 — Appropriations.

CS for **SB 67** — Appropriations.

SB 68 — Appropriations.

CS for **SB 78** — General Government, coauthored by Bradley (Principal House author).

CS for **SB 200** — Agriculture, coauthored by Weichel (Principal House author).

SB 211 — Appropriations, coauthored by Abbott (Principal House author).

CS for **SB 220** — Finance, coauthored by Landis.

SB 259 — Judiciary.

SB 287 — Education, coauthored by Fried (Principal) and Reimer of the House.

SB 293 — Agriculture, coauthored by Johnson of the Senate and Weichel of the House (Principal).

CS for **SB 313** — Judiciary, coauthored by Lewis (Principal House author).

SB 337 — Judiciary, coauthored by Davis (Frank) (Principal House author).

SB 339 — Policy, coauthored by Barker (Principal House author).

CS for **SB 340** — Policy, coauthored by Barker (Principal House author).

SB 344 — Judiciary, coauthored by Lewis (Principal House author).

SB 350 — Agriculture, coauthored by

Deatherage (Principal House author), and be referred to the Consent Calendar.

SECOND READING

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

HB 1100 — Appropriations

HB 1101 — Appropriations

HB 1103 — Appropriations

HB 1162 — Appropriations

HB 1193 — General Government

HB 1196 — General Government

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1252, 1276 and 1304**.

HB 1252 — By Draper and Taylor of the House and York of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1446; defining privileged communication; limiting publications subject to punishment as libel; establishing requirements for pleadings, proof and defenses; authorizing judgment costs and fees; directing codification; providing operative date; and declaring an emergency.

HB 1276 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to the Office of the Attorney General and offices of district attorneys and the District Attorneys Training Coordination Council; making supplemental appropriation thereto; stating the purpose; providing lapse date; and declaring an emergency.

HB 1304 — By Hobson, Fitzgibbon, Denman, Bradley, Reimer, Kelly and Draper of the House and York of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 485.1,

485.3, as amended by Section 4, Chapter 191, O.S.L. 1976 (63 O.S. Supp. 1980, Section 485.3), 485.9 and 485.10; providing for the J.D. McCarty Center for Handicapped Children; stating purpose; extending care for developmental diseases; authorizing the Oklahoma Cerebral Palsy Commission to perform certain functions; providing for name changes; providing for certain annuity contracts; providing an operative date; and declaring an emergency.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 9, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 1:20 p.m. to meet Monday, March 9, 1981, at 1:30 p.m.

Thirty-sixth Legislative Day

Monday, March 9, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Excused: Cate, Keating, Lamb, Moore, Pierce and Terrill.—6.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Joe A. Dickens, Tulsa, the guest of Senator Finis Smith.

INTRODUCTIONS

Senator McCune introduced Nolen Armstrong, M.D., Oklahoma City, as Doctor of the Day.

Senator Howell introduced Kathie Adams, R.N., Oklahoma City, and Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as Nurses of the Day. Also introduced was Sherri Gilmour, niece of Ms. Gilmour.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 5 and **SJR 1** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 98 by Smith (Finis) and Combs of the Senate and Hargrave of the House was read and considered.

Senator Finis Smith moved that **SB 98** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 98** was considered engrossed and placed on Third Reading.

THIRD READING

SB 98 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson and York.—39.

Excused: Cate, Keating, Lamb, Moore, Pierce, Porter, Terrill, Winn and Young.—9.

The bill passed.

Senator Winn 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 98 was referred for engrossment.

GENERAL ORDER

SB 162 by Crow of the Senate and Denman of the House was read and considered.

Senator Crow asked unanimous consent to amend **SB 162**, Page 1, by crippling the Title, which was the order.

Senator Crow moved that **SB 162**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 162** was considered engrossed and placed on Third Reading.

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

THIRD READING

SB 162 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York.—40.

Nay: Cain.—1.

Excused: Cate, Keating, Moore, Pierce, Porter, Terrill and Young.—7.

The bill passed.

SB 162 was referred for engrossment.

GENERAL ORDER

SB 223 by Taliaferro, Branch and Moore of the Senate and Hargrave and Baughman of the House was read and considered.

Senator Landis asked to be named a co-author of **SB 223**, which was the order.

Senator Taliaferro moved that **SB 223**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 223** was considered engrossed and placed on Third Reading.

THIRD READING

SB 223 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Winn, York and Young.—33.

Nay: Crow, Giles, Howard, McCune, O'Connor, Smith (Finis), Stipe, Tinsley and Watson.—9.

Excused: Cate, Keating, Moore, Pierce, Porter and Terrill.—6.

The bill passed.

SB 223 was referred for engrossment.

Senators Keating and Cate asked to be shown present, which was the order.

GENERAL ORDER

SB 227 by Smith (Finis) of the Senate and Draper of the House was read and considered.

Senator Keller moved to amend **SB 227**, Page 2, Line 7, by adding after the number "1350." new Sections 2 and 3 as follows:

"Section 2. Section 1303 of Title 68 of the Oklahoma Statutes is hereby repealed."

"Section 3. The Oklahoma Tax Commission shall each month transfer the revenues derived hereunder during the preceding month to the General Revenue Fund of the

State Treasury to be expended pursuant to legislative appropriation," and by renumbering the following Sections accordingly.

Senator Finis Smith moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn, York and Young.—36.

Nay: Green, Keating, Keller, Lamb, Leonard, McCune, O'Connor, Smith (Jerry L.) and Watson.—9.

Excused: Moore, Pierce and Terrill.—3.

Senator Finis Smith moved to amend **SB 227**, Pages 29 and 30, Line 16, by striking Sections 1370, 1371, 1372 and 1373 of Section 2 of the bill, which amendment was declared adopted.

Senator Finis Smith moved to amend **SB 227**, Page 30, Line 31, by striking after the word "through" and before the word "of" the figure "1373" and substituting therefor the figure "1369", which amendment was declared adopted.

Senator Finis Smith moved that **SB 227**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 227** was considered engrossed and placed on Third Reading.

THIRD READING

SB 227 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Nay: Keating and Keller.—2.

Excused: Moore, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

SB 227 was referred for engrossment.

GENERAL ORDER

SB 264 by Crow of the Senate and Harper of the House was read and considered.

Senator Crow moved that **SB 264** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 264** was considered engrossed and placed on Third Reading.

THIRD READING

SB 264 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, John-

ston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Moore, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

SB 264 was referred for engrossment.

Senator Schuelein presiding.

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

GENERAL ORDER

SB 275 by Smith (Finis) of the Senate and Henry of the House was read and considered.

Senators Finis Smith and Howell moved to amend **SB 275**, Page 2, Lines 6 through 12, by deleting Section 2, which amendment was declared adopted.

Senator Finis Smith moved that **SB 275**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 275** was considered engrossed and placed on Third Reading.

THIRD READING

SB 275 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles,

Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—46.

Excused: Moore and Terrill.—2.

The bill passed.

SB 275 was referred for engrossment.

GENERAL ORDER

SB 289 by Crow of the Senate and Thompson of the House was read and considered.

Senator Crow moved that **SB 289** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 289** was considered engrossed and placed on Third Reading.

THIRD READING

SB 289 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: McDaniel, Moore and Terrill.—3.

The bill and emergency passed.

SB 289 was referred for engrossment.

GENERAL ORDER

SB 292 by York of the Senate and Draper of the House was read and considered.

Senator York moved that **SB 292** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 292** was considered engrossed and placed on Third Reading.

THIRD READING

SB 292 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—40.

Nay: Boatner, Howard, Keller and Young.—4.

Excused: Moore, Porter, Stipe and Terrill.—4.

The bill and emergency passed.

SB 292 was referred for engrossment.

GENERAL ORDER

SB 342 by York of the Senate and Draper of the House was read and considered.

Senator York moved that **SB 342** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 342** was considered engrossed and placed on Third Reading.

THIRD READING

SB 342 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Moore, Porter and Terrill.—3.

The bill and emergency passed.

SB 342 was referred for engrossment.

GENERAL ORDER

SCR 8 by Boatner, McDaniel and Shedrick of the Senate and Davis (Guy) of the House was read and considered.

Senator Combs asked to be named a co-author of **SCR 8**, which was the order.

SCR 8, as coauthored, was read at length,

adopted upon motion of Senator Boatner and referred for engrossment.

GENERAL ORDER

SR 9 by York and Watson was read and considered.

Senator Pierce asked to be named a co-author of **SR 9**, which was the order.

SR 9, as coauthored, was read at length, adopted upon motion of Senator York and referred for enrollment.

GENERAL ORDER

SB 174 by Rozell of the Senate and Mentzer of the House was read and considered.

Senator Rozell moved to amend **SB 174**, Page 2, Line 12, by adding after the word "person" and before the word "to" the following: "who is 80 years of age or older," which amendment was declared adopted.

Senator Rozell moved that **SB 174**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 174** was considered engrossed and placed on Third Reading.

THIRD READING

SB 174 was read for the third time at length.

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

Aye: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Johnson, Kilpatrick, Landis, Luton, McDaniel, Miller, O'Connor, Randle, Rozell, Shedrick, Tinsley, Winn, York and Young.—25.

Nay: Branch, Capps, Combs, Cullison, Howard, Howell, Johnston, Keating, Keller, Lamb, Leonard, McCune, Martin, Pierce, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro and Watson.—19.

Excused: Moore, Porter, Stipe and Terrill.—4.

The bill passed.

Senators Capps, Taliaferro and Schuelein desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 28. Nay: 16. Excused: 4.

The emergency failed.

SB 174 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Keller moved that the vote be reconsidered whereby **SB 116** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Johnson, Moore, Porter and Terrill.—4.

THIRD READING

Senator Finis Smith asked unanimous consent that the vote be reconsidered whereby **SB 116** was considered engrossed and

placed on Third Reading, to which request objection was heard.

Senator Keller moved to rerefer **SB 116** to the Judiciary Committee.

Senator Finis Smith moved to table the Keller motion to rerefer, which motion to table was declared adopted.

Senator Finis Smith asked unanimous consent that the vote be reconsidered whereby **SB 116** was considered engrossed and placed on Third Reading, which was the order.

Senator Finis Smith moved that the vote be reconsidered whereby **SB 116** was advanced, which motion was declared adopted.

SB 116 was thereby placed on General Order.

ANNOUNCEMENT

Senator Martin announced to the members of the death of former Sergeant at Arms of the Senate, Frank Truel, and that funeral services for Mr. Truel would be at 10:00 a.m. Tuesday, March 10, 1981, at the Hahn-Cook Funeral Home, Oklahoma City.

FIRST READING

SR 10 — By Stipe.

A Resolution noting the life and accomplishments of a great Oklahoman, Frank Lewis Truel; citing his achievements as a public servant; expressing the sympathy and condolences of the Senate of Oklahoma to the family of Mr. Truel; and directing distribution.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent, which was granted, to suspend the provisions of Rules 5-4 and 5-5 to allow immediate consideration of **SR 10** on General Order.

GENERAL ORDER

Senator Luton asked to be named first coauthor of **SR 10**, which was the order.

Senator Stipe asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 10**.

SR 10, as coauthored, was read at length, adopted upon motion of Senator Stipe and ordered referred for enrollment.

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

COMMITTEE REPORTS

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

DO PASS:

SB 2 — Appropriations, coauthored by Barker (Principal) of the House, and be referred to the Consent Calendar.

SB 213 — Business and Labor, coauthored by Denman (Principal) of the House.

SB 256 — Judiciary, Remove Clifton as Author and from the bill; Substitute Smith (Jerry) as Author, and coauthored by Ford (Principal) of the House.

SB 258 — Judiciary, Remove Clifton as Author and from the bill; Substitute Smith (Jerry) as Author, and coauthored by Ford (Principal) of the House.

SB 267 — Finance, coauthored by Draper (Principal) of the House.

SB 328 — Education, coauthored by Vaughn (Principal) of the House.

SB 334 — Human Resources, coauthored by Hobson (Principal) of the House.

SJR 13 — General Government, coauthored by Ford (Principal) of the House.

SCR 11 — Business and Labor.

DO PASS, as amended:

SB 35 — Appropriations.

SB 38 — Appropriations.

SB 43 — Appropriations.

SB 46 — Appropriations.

SB 50 — Appropriations.

SB 51 — Appropriations.

CS for SB 56 — Appropriations.

SB 61 — Appropriations.

SB 63 — Appropriations.

SB 64 — Appropriations.

CS for SB 100 — General Government.

CS for SB 124 — Finance, coauthored by Ford (Principal) of the House.

CS for SB 127 — Business and Labor, coauthored by Feddersen (Principal) of the House.

SB 158 — Appropriations, coauthored by Murphy (Principal) of the House.

SB 160 — Finance, coauthored by Morgan (Principal) of the House.

SB 164 — Finance, coauthored by Kelly (Principal) of the House.

SB 167 — Finance, coauthored by Morgan (Principal) of the House.

CS for SB 190 — Judiciary, coauthored by Henry (Principal) of the House.

SB 214 — Education, coauthored by Cain of the Senate and Fried (Principal) of the House.

SB 225 — Finance.

CS for SB 226 — Business and Labor.

SB 237 — Finance, coauthored by Barker (Principal) of the House.

SB 244 — Finance, coauthored by Lawter (Principal) of the House.

SB 246 — Business and Labor, coauthored by Duckett of the House.

SB 248 — Business and Labor, coauthored by Duckett of the House.

SB 251 — Appropriations.

SB 252 — Appropriations.

SB 253 — Appropriations, coauthored by Thompson (Principal) of the House.

SB 265 — Appropriations.

SB 266 — Finance.

CS for SB 277 — Business and Labor.

CS for SB 281 — General Government.

CS for SB 283 — General Government.

CS for SB 284 — Natural Resources, coauthored by Landis and Howell.

SB 286 — Finance.

SB 288 — Natural Resources, coauthored

by Capps, Lamb, Miller, Rozell, Stipe, Watson and Winn of the Senate and Hill (Principal), Anderson (Robert), Dunn, Glover, Harper, Hooper, McCaleb, Reimer, Vaughn, Weichel and Talley of the House.

SB 290 — General Government.

SB 294 — Appropriations, coauthored by Deatherage (Principal) of the House.

SB 296 — Human Resources, coauthored by Henry (Principal) of the House.

SB 297 — Human Resources, coauthored by Vaughn (Principal) of the House.

SB 308 — Education, coauthored by Fried (Principal) of the House.

SB 312 — Business and Labor, coauthored by Denman (Principal) of the House.

SB 316 — Education, coauthored by Howell and Miller.

SB 317 — General Government, coauthored by Barker (Principal) of the House.

SB 320 — Natural Resources.

SB 322 — Appropriations, coauthored by Hooper (Principal) of the House.

SB 323 — Business and Labor, coauthored by Manar (Principal) of the House.

SB 326 — General Government, coauthored by Talley (Principal) of the House.

SB 331 — Appropriations, coauthored by Craighead (Principal) of the House.

CS for SB 332 — Natural Resources, coauthored by Thompson (Principal) of the House.

CS for SB 333 — Natural Resources, coauthored by Thompson (Principal) of the House.

SB 341 — Business and Labor, coauthored by Lewis (Principal) of the House.

SB 349 — Natural Resources, coauthored by Morgan (Principal) of the House.

SJR 6 — Finance, coauthored by Morgan (Principal) of the House.

SJR 14 — General Government.

SJR 15 — General Government.

CS for HB 1060 — Appropriations.

SECOND READING

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

HB 1252 — Judiciary

HB 1276 — Appropriations

HB 1304 — Human Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1006, 1048, 1270 and 1343.**

HB 1006 — By Barker, Harbin, Fair, Shurden, Williamson, Vaughn, Widener, Monks, Willis, Murphy, Hooper, Duke, Kelly, Camp, Conaghan, Taylor and Holden of the House and Luton, Lamb and Winn of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 455, as last amended by Section 1, Chapter 158, O.S.L. 1977 (21 O.S. Supp. 1980, Section 455); providing and increasing penalties for preventing witnesses from giving testimony; and providing an effective date.

HB 1048 — By Barker, Harbin, Fair, Shurden, Williamson, Vaughn, Monks, Duke, Willis, Kelly, Taylor and Holden of the House and Luton of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 13; granting certain rights to victims, defendants and the state in certain criminal actions; and declaring an emergency.

HB 1270 — By Baughman of the House and Howell of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 118.12, as last amended by Section 8, Chapter 325, O.S.L. 1980 (74 O.S. Supp. 1980, Section 118.12); authorizing certain state agencies to maintain certain electronic data processing equipment; expanding such authorization; and declaring an emergency.

HB 1343 — By Lawter and Monks of the House and Crow of the Senate.

An Act relating to labor; amending 40 O.S. 1971, Sections 196.2, 196.5, 196.6, 196.9, 196.10, 196.11 and 196.12; expanding definitions; requiring compliance with prevailing wage rate by public bodies and contractors; adding a contract provision; creating the Wage Appeals Board; specifying membership; providing procedure for determining the prevailing wage rate; specifying prevailing wage rate for building construction trades; providing construction categories; modifying contents of required wage records; providing for certain investigations and penalties; providing for suit by workman; providing for Commissioner of Labor to be a witness in certain suits; providing for the employment of apprentices and trainees; modifying penalties for violation of this act; providing additional powers for the Commissioner of Labor; providing exemptions; directing codification; providing severability; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 9**.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 10 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 10, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 136 was referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 3:40 p.m. to meet Tuesday, March 10, 1981, at 1:30 p.m.

Thirty-seventh Legislative Day

Tuesday, March 10, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—43.

Excused: Crutcher, Johnston, Keller, Stipe and Young.—5.

The prayer was offered by Reverend Dickens, the guest of Senator Finis Smith.

CONSENT CALENDAR

SB 197 by Howell of the Senate and Deatherage of the House was read and considered.

Senator Howell moved that **SB 197** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 197** was considered engrossed and placed on Third Reading.

THIRD READING

SB 197 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Keating, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—39.

Nay: Green, Lamb, Moore and Smith (Jerry L.).—4.

Excused: Crutcher, Johnston, Keller, Stipe and Young.—5.

The bill passed.

SB 197 was referred for engrossment.

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

INTRODUCTIONS

Senator McCune introduced Dan Lane, M.D., Oklahoma City, as Doctor of the Day. Senator Combs introduced Susan Hire, R.N., Bethany, as Nurse of the Day.

CONSENT CALENDAR

SB 231 by Landis of the Senate and Twidwell of the House was read and considered.

Senator Landis moved that **SB 231** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 231** was considered engrossed and placed on Third Reading.

THIRD READING

SB 231 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Johnston, Keating, Keller and Stipe.—4.

The bill passed.

Senator Keating desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

SB 231 was referred for engrossment.

Senator Schuelein presiding.

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

CONSENT CALENDAR

SB 232 by Randle of the Senate and Riggs of the House was read and considered.

Senator Randle moved that **SB 232** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 232** was considered engrossed and placed on Third Reading.

THIRD READING

SB 232 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Johnston and Stipe.—2.

The bill and emergency passed.

SB 232 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 227 and **292** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

CONSENT CALENDAR

SB 239 by Clifton of the Senate and Lewis of the House was read and considered.

Senator Clifton moved that **SB 239** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 239** was considered engrossed and placed on Third Reading.

THIRD READING

SB 239 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—42.

Nay: Boatner and Rozell.—2.

Excused: Johnston, Porter, Stipe and Young.—4.

The bill passed.

SB 239 was referred for engrossment.

CONSENT CALENDAR

SB 318 by Capps of the Senate and Weichel of the House was read and considered.

Senator Capps moved that **SB 318** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 318** was considered engrossed and placed on Third Reading.

THIRD READING

SB 318 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Keller.—1.

Excused: Johnston, Porter and Stipe.—3.

The bill passed.

SB 318 was referred for engrossment.

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

CONSENT CALENDAR

SB 350 by York of the Senate and Deatherage of the House was read and considered.

Senator York moved that **SB 350** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 350** was considered engrossed and placed on Third Reading.

THIRD READING

SB 350 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Nay: Giles.—1.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

SB 350 was referred for engrossment.

GENERAL ORDER

SB 37 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 37** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 37** was considered engrossed and placed on Third Reading.

THIRD READING

SB 37 was 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, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Combs, Green, Keating, Keller, Leonard, Luton, McCune, Moore, O'Connor, Pierce and Smith (Jerry L.).—11.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

SB 37 was referred for engrossment.

GENERAL ORDER

SB 56 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 56** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 56** was considered engrossed and placed on Third Reading.

THIRD READING

SB 56 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Nay: Smith (Jerry L.).—1.

Excused: Stipe.—1.

The bill and emergency passed.

SB 56 was referred for engrossment.

GENERAL ORDER

SB 41 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 41** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 41** was considered engrossed and placed on Third Reading.

THIRD READING

SB 41 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Stipe.—1.

The bill and emergency passed.

SB 41 was referred for engrossment.

President Pro Tempore York presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 98, 136, 162, 174, 223, 264, 275, 289 and 342 and SCR 8 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 9 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 9 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 55 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 55** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 55** was considered engrossed and placed on Third Reading.

THIRD READING

SB 55 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: McDaniel and Stipe.—2.

The bill and emergency passed.

SB 55 was referred for engrossment.

GENERAL ORDER

SB 63 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 63** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 63** was considered engrossed and placed on Third Reading.

THIRD READING

SB 63 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Winn, York and Young.—43.

Nay: O'Connor, Smith (Jerry L.) and Watson.—3.

Excused: Keating and Stipe.—2.

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: 44. Nay: 3. Excused: 1.

The emergency passed.

SB 63 was referred for engrossment.

GENERAL ORDER

HB 1060 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1060** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1060** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1060 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Stipe.—1.

The bill and emergency passed.

HB 1060 was referred for engrossment.

GENERAL ORDER

SB 85 by Young of the Senate and Baughman of the House was read and considered.

Senators Finis Smith and Schuelein asked to be named coauthors of **SB 85**, which was the order.

Senator Young moved that **SB 85**, as co-authored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 85** was considered engrossed and placed on Third Reading.

THIRD READING

SB 85 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, John-

ston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Smith (Jerry L.) and Stipe.—2.

The bill and emergency passed.

SB 85 was referred for engrossment.

GENERAL ORDER

SB 86 by Young of the Senate and Baughman of the House was read and considered.

Senator Schuelein asked to be named a coauthor of **SB 86**, which was the order.

Senator Young moved that **SB 86**, as co-authored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 86** was considered engrossed and placed on Third Reading.

THIRD READING

SB 86 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

SB 86 was referred for engrossment.

GENERAL ORDER

SB 87 by Young of the Senate and Baughman of the House was read and considered.

Senators Finis Smith and Schuelein asked to be named coauthors of **SB 87**, which was the order.

Senator Young moved that **SB 87**, as co-authored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 87** was considered engrossed and placed on Third Reading.

THIRD READING

SB 87 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

SB 87 was referred for engrossment.

GENERAL ORDER

SB 116 by Smith (Finis) of the Senate and Henry of the House was read and considered.

Senator Finis Smith moved to amend **SB 116**, Page 7, Line 9, by striking Section C and substituting a new Section C to read as follows: "C. Special judges in judicial districts encompassing counties having a population of 300,000 or more according to the preceding Federal Decennial Census may hear any action or proceeding within their judicial administrative district when such actions or proceedings are so designated by a majority of the district judges of such judicial district to the extent and for the time approved by the Supreme Court."

Senator Keller moved to table the Finis Smith motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Howell, Keller, Landis and Smith (Jerry L.).—4.

Nay: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Porter and Stipe.—2.

On the question of adoption of the Finis Smith motion to amend, it was declared adopted.

Senator Keller moved to amend **SB 116**, Page 7, Line 14, by adding after the adopted Finis Smith amendment the following: "as long as such actions do not involve felonies, matters involving claims for damages in ex-

cess of \$10,000.00, estates exceeding \$25,000.00 in value or domestic cases where either party objects to such assignment."

Senator Finis Smith moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—37.

Nay: Cain, Clifton, Green, Johnston, Keller, Landis, Moore, O'Connor and Smith (Jerry L.).—9.

Excused: Porter and Stipe.—2.

Senator Finis Smith moved that **SB 116**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 116** was considered engrossed and placed on Third Reading.

Senator Luton presiding.

THIRD READING

SB 116 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, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Johnson, Keating, Lamb, Leonard, Luton, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith

(Finis), Taliaferro, Terrill, Watson, Winn, York and Young.—29.

Nay: Branch, Cain, Clifton, Combs, Giles, Green, Howell, Johnston, Keller, Kilpatrick, Landis, McCune, McDaniel, Moore, Porter, Shedrick, Smith (Jerry L.) and Tinsley.—18.

Excused: Stipe.—1.

The bill passed.

Senators Kilpatrick, Combs, Cain, Branch and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 13. Excused: 1.

The emergency passed.

SB 116 was referred for engrossment.

GENERAL ORDER

SB 148 by McCune of the Senate and Brown of the House was read and considered.

Senator McCune moved that **SB 148** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 148** was considered engrossed and placed on Third Reading.

THIRD READING

SB 148 was read for the third time at length.

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

Aye: Cain, Cate, Cullison, Dahl, Green, Howard, Johnson, Johnston, Keating, Kel-

ler, Kilpatrick, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Terrill, Watson, York and Young.—25.

Nay: Boatner, Branch, Capps, Clifton, Combs, Crow, Crutcher, Cummins, Dennis, Giles, Howell, Lamb, Landis, McDaniel, Martin, Moore, Pierce, Rozell, Shedrick, Taliaferro and Tinsley.—21.

Excused: Stipe and Winn.—2.

The bill passed.

SB 148 was referred for engrossment.

President Pro Tempore York presiding.

GENERAL ORDER

SB 168 by Crow of the Senate and Harper of the House was read and considered.

Senator Crow moved that **SB 168** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 168** was considered engrossed and placed on Third Reading.

THIRD READING

SB 168 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis),

Smith (Jerry L.), Tinsley, Watson and York.—41.

Nay: Dahl, Giles, Taliaferro, Terrill and Young.—5.

Excused: Stipe and Winn.—2.

The bill and emergency passed.

SB 168 was referred for engrossment.

GENERAL ORDER

SB 196 by Howell and Smith (Finis) of the Senate and Lewis of the House was read and considered.

Senator Howell moved that **SB 196** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 196** was considered engrossed and placed on Third Reading.

THIRD READING

SB 196 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—46.

Excused: Stipe and Winn.—2.

The bill passed.

SB 196 was referred for engrossment.

GENERAL ORDER

SB 209 by Taliaferro of the Senate and Baughman of the House was read and considered.

Senator Taliaferro moved that **SB 209** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 209** was considered engrossed and placed on Third Reading.

THIRD READING

SB 209 was read for the third time at length.

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

Aye: Branch, Capps, Cullison, Cummins, Dahl, Giles, Green, Keller, Lamb, Landis, Leonard, Luton, McCune, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson and York.—25.

Nay: Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Dennis, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, McDaniel, Miller, Rozell, Shedrick, Tinsley and Young.—20.

Excused: Porter, Stipe and Winn.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Keating moved that the vote be reconsidered whereby **SB 209** passed.

GENERAL ORDER

SB 217 by Johnson of the Senate and Thompson of the House was read and considered.

Senator Johnson moved that **SB 217** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 217** was considered engrossed and placed on Third Reading.

THIRD READING

SB 217 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—44.

Nay: Boatner.—1.

Excused: Porter, Stipe and Winn.—3.

The bill and emergency passed.

SB 217 was referred for engrossment.

GENERAL ORDER

SB 242 by Miller of the Senate and Cunningham of the House was read and considered.

Senator Miller moved that **SB 242** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 242** was considered engrossed and placed on Third Reading.

THIRD READING

SB 242 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Leonard, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, York and Young.—32.

Nay: Green, Johnston, Keating, Keller, Lamb, Luton, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—12.

Excused: Porter, Smith (Finis), Stipe and Winn.—4.

The bill and emergency passed.

SB 242 was referred for engrossment.

GENERAL ORDER

SB 243 by Luton of the Senate and Fitzgibbon of the House was read and considered.

Senator Jerry Smith moved to amend **SB 243**, Page 2, Line 2, by deleting subsection 1. Lines 2 through 5 and renumbering.

Senator Luton moved to table the Jerry Smith motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Cullison, Dahl, Dennis, Giles, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson and York.—30.

Nay: Cate, Crutcher, Cummins, Green, Howard, Howell, Johnston, Keating, Keller, Landis, Moore, Pierce, Smith (Jerry L.), Terrill and Young.—15.

Excused: Porter, Stipe and Winn.—3.

Senator Moore moved to amend **SB 243**, Page 3, Line 9½, by adding a new paragraph 3 as follows: "3. any citizens band radio.", which amendment was declared failed of adoption.

Senator Luton moved that **SB 243** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 243** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Luton asked unanimous consent that the vote be reconsidered whereby **SB 243** was considered engrossed and placed on Third Reading, which was the order.

Senator Luton moved that the vote be reconsidered whereby **SB 243** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Luton moved that the vote be reconsidered whereby the Moore amendment to **SB 243** was declared failed of adoption, which motion was declared adopted.

Senator Moore moved to amend **SB 243**, Page 3, Line 9½, by adding a new paragraph

3 as follows: "3. Any citizens band radio.", which amendment was declared adopted.

Senator Luton moved that **SB 243**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 243** was considered engrossed and placed on Third Reading.

THIRD READING

SB 243 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, Dahl, Giles, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson and York.—32.

Nay: Boatner, Branch, Cummins, Dennis, Green, Howard, Johnston, Keating, Keller, Pierce, Smith (Jerry L.), Terrill and Young.—13.

Excused: Porter, Stipe and Winn.—3.

The bill passed.

SB 243 was referred for engrossment.

BILL WITHDRAWN

Senator Cullison asked unanimous consent, which was granted, that **SB 273** be withdrawn from the Calendar and rereferred to the Committee on Judiciary.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed

on the Calendar unless otherwise indicated:

DO PASS:

HB 1052 — Judiciary.

DO PASS, as amended:

HB 1033 — Finance.

HB 1084 — Finance.

SECOND READING

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

HB 1006 — Judiciary

HB 1048 — Judiciary

HB 1270 — General Government

HB 1343 — Business and Labor

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1021, 1024, 1083, 1102, 1135, 1169, 1176, 1232, 1237, 1238, 1312, 1333 and 1359.**

HB 1021 — By Harbin, Cole and Whorton of the House and Landis of the Senate.

[Motor Vehicles — Amending 47 O.S. Supp. 1980, Section 22.4c — License Plates — Effective Date]

HB 1024 — By Sanders of the House and Combs of the Senate.

[Professions and Occupations — Amending 59 O.S. Supp. 1980, Section 170 — Chiropractic Scholarships — Emergency]

HB 1083 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Office of the Securities Commission — Appropriation — Emergency]

HB 1102 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Department of Energy — Appropriation — Emergency]

HB 1135 — By Weichel of the House and Capps of the Senate.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 1301-103 and 1301-107; providing for the powers and responsibilities of the State Board of Agriculture; designating certain powers and duties of the Forestry Division; allowing entrance upon lands by certain persons; providing exemption from liability of certain persons; providing for special officers; providing for bonds, powers, duties, removal, and compensation of such special officers; and providing an effective date.

HB 1169 — By Robinson and Trent of the House and McDaniel of the Senate.

An Act relating to waters and water rights; amending Sections 1, 13 and 15, Chapter 256, O.S.L. 1972 (82 O.S. Supp. 1980, Sections 105.1, 105.13 and 105.15); providing for provisional temporary permits; defining terms; providing for extension of time for certain construction of works; modifying such extension; repealing Section 1, Chapter 275, O.S.L. 1979 (82 O.S. Supp. 1980, Section 105.33); and declaring an emergency.

HB 1176 — By Shurden.

An Act relating to landlord and tenant; amending Section 15, Chapter 257, O.S.L. 1978, as amended by Section 2, Chapter 168, O.S.L. 1980 (41 O.S. Supp. 1980, Section 115); providing certain procedures for damage or security deposits; and providing an effective date.

HB 1232 — By Kelly.

An Act relating to roads, bridges and ferries; amending Section 4, Chapter 307, O.S.L. 1980 (69 O.S. Supp. 1980, Section 660); providing for a program to replace or repair certain bridges; providing for funding; removing certain limitations on state funds; and declaring an emergency.

HB 1237 — By Cotner and Conaghan of the House and Crow of the Senate.

An Act relating to railroads; requiring railroad corporations to file certain maps with the Archives and Records Division of the Oklahoma Department of Libraries; directing codification; and providing an effective date.

HB 1238 — By Hobson, Manning, Arnold, Hill, McCaleb and Morgan of the House and McDaniel of the Senate.

An Act relating to public health and safety; amending Sections 2 through 4, Chapter 251, O.S.L. 1976, as amended by Sections 1 through 3, Chapter 260, O.S.L. 1978, Section 6, Chapter 251, O.S.L. 1976, as amended by Section 5, Chapter 260, O.S.L. 1978, Section 7, Chapter 251, O.S.L. 1976, as last amended by Section 1, Chapter 137, O.S.L. 1979, Sections 8 through 13, Chapter 251, O.S.L. 1976, as amended by Sections 7 through 12, Chapter 260, O.S.L. 1978 and Section 16, Chapter 251, O.S.L. 1976, as amended by Section 15, Chapter 260, O.S.L. 1978 (63 O.S. Supp. 1980, Sections 2752 through 2754, 2756, 2757, 2758 through 2763 and 2765); redefining definitions and terms relating to regulation of industrial waste; modifying qualifications of the Director of Industrial Waste Management Division; providing for additional duties of the Division; modifying scope of certain rules and regulations; providing for cooperation with federal agencies; prescribing certain notices and public meetings; modifying certain hearing provisions; providing for certain emergency permits; modifying certain site, operation and maintenance criteria for facilities and for closed facilities; prohibiting certain acts and providing certain exemptions; modifying certain provisions for manifests; increasing certain criminal penalties; providing for a certain civil penalty; prohibiting Director from opposing permissive intervention; repealing Section 15, Chapter 251, O.S.L. 1976, as amended by Section 14, Chapter 260, O.S.L. 1978 (63 O.S. Supp. 1980,

Section 2764); directing renumbering; directing codification; providing an effective date; and declaring an emergency.

HB 1312 — By Monks and Rogers.

An Act relating to elections; amending Section 5-112, Chapter 153, O.S.L. 1974, as amended by Section 1, Chapter 11, O.S.L. 1978 and Section 5-113, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1980, Sections 5-112 and 5-113); providing for petitions and filing fees of certain candidates; raising certain filing fees; modifying percentage of vote for forfeiture of filing fee; and providing an effective date.

HB 1333 — By Deatherage, Talley, Baughman, Arnold, Harbin, Haney, Johnson, Hobson, Manning, Thompson and McCaleb of the House and Watson of the Senate.

[State Officers and Employees — Amending 74 O.S. Supp. 1980, Sections 1526 and 1533 — Comprehensive Plans — Emergency]

HB 1359 — By Denman of the House and Crutcher of the Senate.

An Act relating to the Consumer Credit Code; amending 14A O.S. 1971, Sections 1-301, 2-301, 3-301, 3-602 and 5-204, as amended by Section 6, Chapter 263, O.S.L. 1976 (14A O.S. Supp. 1980, Section 5-204); exempting certain loans from the definition of consumer related loan; exempting certain sales, leases and loans from certain disclosures and rescission rights; defining terms; adding definition; requiring certain information; adding an exception; providing for rescission of certain transactions; providing an exception; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1010 and 1011**.

HCR 1010 — By Arnold of the House and Smith (Jerry) of the Senate.

A Concurrent Resolution calling for a first option to governmental entities, including school districts, in the purchase or lease of existing public buildings.

HCR 1011 — By Deatherage of the House and Randle of the Senate.

A Concurrent Resolution urging administrative heads of state agencies covered by the state employees group health and life insurance act to assure that claims are submitted to the Claims Administration Contractor within a certain time period; and directing distribution.

The above numbered Resolutions were read the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 9**.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 11, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 4:25 p.m. to meet Wednesday, March 11, 1981, at 1:30 p.m.

THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION
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Thirty-eighth Legislative Day

Wednesday, March 11, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—45.

Excused: Porter, Stipe and Young.—3.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Dickens, the guest of Senator Finis Smith.

INTRODUCTIONS

Senator Howell introduced Wilbur Lewis, M.D., Midwest City, as Doctor of the Day and Senator Green introduced Jeannette Hanten, R.N., Tulsa, as Nurse of the Day.

Senator Capps introduced his mother.

CONSENT CALENDAR

SB 2 by Howell of the Senate and Barker of the House was read and considered.

Senator Howell moved that **SB 2** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 2** was considered engrossed and placed on Third Reading.

THIRD READING

SB 2 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—42.

Excused: Cullison, Landis, Luton, Porter, Stipe and Young.—6.

The bill passed.

SB 2 was referred for engrossment.

GENERAL ORDER

SB 35 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 35** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 35** was considered engrossed and placed on Third Reading.

THIRD READING

SB 35 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—43.

Excused: Landis, Luton, Porter, Stipe and Young.—5.

The bill and emergency passed.

SB 35 was referred for engrossment.

GENERAL ORDER

SB 38 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 38** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 38** was considered engrossed and placed on Third Reading.

THIRD READING

SB 38 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—40.

Nay: Keating, Moore and Pierce.—3.

Excused: Landis, Luton, Porter, Stipe and Young.—5.

The bill and emergency passed.

SB 38 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 37, 41, 55, 56, 63, 85, 86, 87, 116, 148, 168, 196, 197, 217, 231, 232, 239, 242, 243, 318 and 350 were each correctly engrossed, properly signed and ordered

transmitted to the Honorable House for consideration.

HB 1060 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

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

GENERAL ORDER

SB 59 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 59** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 59** was considered engrossed and placed on Third Reading.

THIRD READING

SB 59 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Landis, Luton, Porter and Stipe.—4.

The bill and emergency passed.

SB 59 was referred for engrossment.

GENERAL ORDER

SB 60 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 60** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 60** was considered engrossed and placed on Third Reading.

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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dennis, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Leonard, McDaniel, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, York and Young.—33.

Nay: Dahl, Giles, Green, Keating, Lamb, McCune, Martin, Pierce, Smith (Jerry L.), Watson and Winn.—11.

Excused: Landis, Luton, Porter and Stipe.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Dahl moved that the vote be reconsidered whereby **SB 60** passed.

GENERAL ORDER

SB 62 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 62** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 62** was considered engrossed and placed on Third Reading.

THIRD READING

SB 62 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Nay: Moore.—1.

Excused: Landis, Luton, Porter and Stipe.—4.

The bill and emergency passed.

SB 62 was referred for engrossment.

GENERAL ORDER

SB 66 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 66** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 66** was considered engrossed and placed on Third Reading.

THIRD READING

SB 66 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Landis, Luton, Porter and Stipe.—4.

The bill and emergency passed.

SB 66 was referred for engrossment.

GENERAL ORDER

SB 68 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 68** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 68** was considered engrossed and placed on Third Reading.

THIRD READING

SB 68 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles,

Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Landis, Luton, Miller, Porter and Stipe.—5.

The bill and emergency passed.

SB 68 was referred for engrossment.

GENERAL ORDER

SB 331 by Clifton of the Senate and Craighead of the House was read and considered.

Senators Cain and Johnston asked to be named coauthors of **SB 331**, which was the order.

Senator Clifton moved that **SB 331**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 331** was considered engrossed and placed on Third Reading.

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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—42.

Nay: Young.—1.

Excused: Landis, Miller, Porter, Randle and Stipe.—5.

The bill passed.

SB 331 was referred for engrossment.

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

GENERAL ORDER

SB 78 by Crow of the Senate and Bradley of the House was read and considered.

Senator Crow moved to amend **SB 78**, Page 2, Line 9, by inserting after the word "Board" and before the word "unless" on Line 11, the following language: ", persons filing declarations of candidacy for county offices in each of the seventy-seven (77) counties and persons filing declarations of candidacy for municipal offices in municipalities of more than fifteen thousand (15,000) population, according to the last decennial census," which amendment was declared adopted.

Senator Crow moved to amend **SB 78**, Page 3, Line 17, by inserting after the word "for" the following: "; (a)" and on Page 4, Line 1, after the word "services," the following: "(b) an expenditure permitted by the Federal Election Campaigns Act in Title 2 U.S.C.A. § 441B(2) (c) as enacted May 11, 1976," which amendment was declared adopted.

Senator Crow moved to amend **SB 78**, Page 4, Line 14, by placing a period after the word "Board" and striking the balance of the sentence., which amendment was declared adopted.

Senator Lamb moved to amend **SB 78**, Page 8, Line 1, by adding after the word "ballot." and before the word "reports" the

word "If" and by adding after the word "reports" and before the word "not" the word "are" and on Page 8, Line 4, by adding after the word "elections" and before the word "shall" the words "such reports" and by changing on Page 8, Line 3, the word "of" to "on", which amendment was declared adopted.

Senators Pierce and Keating moved to amend **SB 78**, Page 12, Lines 15 and 18, by deleting after the word "be" on Line 15 and before the period on Line 18 all language and insert the following: "subject to a fine of not less than \$1,000.00 and not more than \$5,000.00." and by striking the language on Page 13, Lines 1 and 2, which amendment was declared adopted.

Senator Crow moved that **SB 78**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 78** was considered engrossed and placed on Third Reading.

THIRD READING

SB 78 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Rozell, Schuelein, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—38.

Nay: Howard, Howell, Johnston, Luton, O'Connor, Shedrick, Smith (Jerry L.) and Young.—8.

Excused: Randle and Stipe.—2.

The bill and emergency passed.

SB 78 was referred for engrossment.

GENERAL ORDER

SB 18 by McDaniel of the Senate and Fried of the House was read and considered.

Senator Howell asked to be named a co-author of **SB 18**, which was the order.

Senator McDaniel moved to amend **SB 18**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator McDaniel moved to amend **SB 18**, Page 9, Lines 8 and 9, by restoring the stricken language "attained age fifty-eight (58) or who has" and by amending the language "fifty-eight (58)" to read "fifty-six (56)", which amendment was declared adopted.

Senator Terrill moved to amend **SB 18**, Page 5, Line 15, by changing after the word "title" the period to a comma and adding the following: ", and shall in addition to years credit enumerated in this Act include up to five (5) years credit for service at a private college or university within the State of Oklahoma. Said service credit shall be paid for by the person claiming the same by a formula determined by the Board of Trustees of the system.", which amendment was declared adopted.

Senator Crow moved to amend **SB 18**, Page 25, Line 7½, by adding a new Section as follows:

"Section 3. Section 6, Chapter 355, O.S.L. 1980 (70 O.S. Supp. 1980, Section 17-105.1), is amended to read as follows:

Section 17-105.1. In the event the total retirement payments made to a retired member and the retired member's annuitant, if any, are less than the member's accumulated contributions with interest as credited at the

time of retirement under Section 17-105 of this title, the difference shall be paid to the member's designated beneficiary or if no designated beneficiary survives, then to the member's nearest surviving next of kin as determined by law. This provision shall apply to retired members dying on or after July 1, [1979] 1968.", which amendment was declared adopted.

Senator Schuelein presiding.

Senator Crow moved to amend **SB 18**, Page 25, by adding a new Section 4 to read as follows:

"Section 4. Section 11, Chapter 238, O.S.L. 1978, as amended by Section 5, Chapter 355, O.S.L. 1980 (70 O.S. Supp. 1980, Section 17-116.2), is amended to read as follows:

Section 17-116.2.

A. Beginning July 1, 1980, a member who retires on or after the member's normal retirement age or whose retirement is because of disability shall receive an annual allowance for life, payable monthly, in an amount equal to two percent (2%) of the member's highest five-year average salary upon which member contributions were made, multiplied by the number of the member's years of creditable service.

Beginning July 1, 1976, a classified member shall have his retirement allowance calculated on a minimum average salary of Six Thousand Five Hundred Dollars (\$6,500.00) and an unclassified member shall have his retirement allowance calculated on a minimum average salary of Five Thousand Three Hundred Fifty Dollars (\$5,350.00). No retirement benefit payments shall be made retroactively.

Except for those members retiring because of a disability, the retirement allowance shall be subject to adjustment for those members retiring before normal retirement age in

accordance with the actuarial equivalent factors adopted by the Board of Trustees.

B. Beginning July 1, 1979, the amount contributed by each member to the retirement system shall be five percent (5%) of the regular annual compensation not in excess of the maximum compensation level. For the period July 1, 1979, through June 30, 1980, the maximum compensation level shall be Fifteen Thousand Dollars (\$15,000.00). Subject to the provisions of this subsection effective each July 1, beginning with July 1, 1980, the maximum annual compensation level shall be increased or decreased in the same percentage proportion as the percentage of increase or decrease in the average annual compensation of members participating in the Retirement System and the maximum compensation level shall be established by rounding to the nearest One Hundred Dollars (\$100.00). The State Superintendent of Public Instruction shall certify to the Board of Trustees the average annual compensation and the percentage of change from the preceding year on or before January 31 of each year the average salary of the member participating in the Retirement System. The certification shall be based on salary payments made for the fiscal year preceding certification. The average salary shall be determined as follows: Total salary for those persons enrolled in the Retirement System based on salary payments made for the preceding fiscal year divided by the total number of members.

Provided, however, that the maximum compensation level shall be increased on any July 1 if and only if the contributions to the System are sufficient to meet the accruing actuarial current service cost of the System and amortize the unfunded past service cost by level dollar payments over a forty-year period commencing July 1, 1970. Such determination shall be made at the sole discretion of the Board of Trustees acting under the advice of the actuary.

1. An individual who withdrew from the Teachers' Retirement System and whose salary was in excess of Seven Thousand Eight Hundred Dollars (\$7,800.00) and had elected to contribute only on Seven Thousand Eight Hundred Dollars (\$7,800.00) before his withdrawal shall contribute on the earning ceiling as provided for in this section on his reentry into membership in the Teachers' Retirement System.

2. An individual who elected to contribute on a maximum of Seven Thousand Eight Hundred Dollars (\$7,800.00) per annum shall, beginning July 1, 1979, contribute on his earning ceiling as provided for in this section.

C. Each employer shall cause to be deducted from the salary of each member on each and every payroll of such employer for each and every payroll period, five percent (5%) of his earnable compensation.

1. Deductions shall begin with the first payroll period of the school year. In determining the amount earnable by a member in a payroll period, the Board of Trustees shall consider the rate of annual compensation payable to such member on the first day of the payroll period as continuing throughout such payroll period, and it may omit deductions from compensation for any period less than a full period, and to facilitate the making of deductions, it may modify the deduction required of any member by such an amount as shall not exceed one-tenth of one percent ($\frac{1}{10}$ of 1%) of the annual compensation upon the basis of which such deduction is to be made. EFFECTIVE JULY 1, 1981 IT [It] is further provided that **[one who became a member of] ANY ACTIVE CONTRIBUTING MEMBER WHO JOINED the Teachers' Retirement System subsequent to July 1, 1943, may pay the [actuarial determined cost] NORMAL COST, WHICH SHALL MEAN THE SINGLE SUM WHICH WOULD HAVE BEEN PAID UNDER EXISTING STATUTES AT**

THE TIME THE SERVICE WAS PERFORMED, PLUS INTEREST for years of teaching service in Oklahoma from the date of establishment of the System in 1943 to date of membership, in a lump sum, or in installments equal to establishing one (1) year of creditable service AND PROVIDING FURTHER THAT THOSE MEMBERS WHO HAVE PAID THE ACTUARIALLY DETERMINED COST MAY NOW HAVE THOSE PAYMENTS REFUNDED UPON MAKING PROPER WRITTEN APPLICATION TO THE TEACHERS' RETIREMENT SYSTEM. For purposes of this option, teaching service in Oklahoma shall include the teaching of vocational agricultural courses within Oklahoma for the federal government. The option provided in this section shall be exercised before December 30, [1980] 1981. Years for which contributions are paid shall count as membership service under this plan. A member may receive credit for not more than five (5) years of teaching service rendered in the public schools, American Military Dependent Schools, state colleges or state universities outside this state by paying his contributions and membership fees to the retirement system, subject to the regulations of the Board of Trustees, providing he is not receiving and is not eligible to receive retirement credit or benefits from said service in any other public retirement system subject to the following provisions:

- a. The member is required to have two (2) years of employed service teaching earned in Oklahoma for each year of out-of-state or military membership credit granted.
- b. The out-of-state payment will be the actuarial determined cost on the basis of what his annual salary would have been in Oklahoma or out-of-state, whichever is greater, had he been employed as a teacher. The option allowed under this subsection must be

exercised within twelve (12) months after such credit has accumulated.

2. In addition to the deductions hereinabove provided for, any member who becomes a member of the Armed Forces of the United States of America during any period of national emergency, including World War II, the Korean conflict, the Vietnam conflict or others as may be determined by the Board of Trustees, or whose entrance into or training for the teaching profession was interrupted by his entrance into said Armed Forces, and who was or shall have become a member of the Teachers' Retirement System shall be granted the privilege of making up his five percent (5%) contributions as provided for in this section for not to exceed five (5) years of service in the Armed Forces of the United States by electing to pay said contributions on the basis of the rate of pay in his contract as a teacher at the time his service in the Armed Forces commenced or in the case of a teacher who was not teaching prior to entering the Armed Forces, on the basis of the salary of the first year of teaching after being honorably discharged from the Armed Forces. Such contributions shall be credited in the regular manner, and the period for which said contributions were paid shall be counted as creditable years of service and allocated to the period during which the military service was rendered. The option provided in this section shall be exercised within twelve (12) months after the effective date of this act or within twelve (12) months from the date a member becomes eligible to elect such option, whichever is later.

D. Any member who shall be absent from the teaching service because of election to the State Legislature or appointment to the executive branch in an education-related capacity shall be allowed to retain his membership in the Teachers' Retirement System upon payment of the five percent (5%) contribution as provided for in this sec-

tion and his service credits shall continue to be accumulated during such absence.

E. Any member who shall be absent from the teaching service because of election or appointment as a local, state or national education association officer shall be allowed to retain his membership in the Teachers' Retirement System upon payment of the five percent (5%) contribution as provided for in this section and his service credits shall continue to be accumulated during such absence. Provided, however, any one such absence shall not exceed four (4) continuous years.

F. Any member, at the time of retirement, shall be entitled to have the accumulated days of sick leave, not to exceed any limits prescribed by law, counted toward establishing the years of service of the member.", and renumber subsequent Section and amending the Title to conform, which amendment was declared adopted.

Senator McDaniel moved that **SB 18**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 18** was considered engrossed and placed on Third Reading.

THIRD READING

SB 18 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson and Winn.—35.

Nay: Cain, Giles, Green, Keating, Leonard, McCune, Smith (Finis), Smith (Jerry L.), York and Young.—10.

Excused: Porter, Randle and Stipe.—3.

The bill and emergency passed.

SB 18 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Johnson asked unanimous consent, which was granted, that the members of the Committee on Executive Nominations be allowed to meet during session on this legislative day.

GENERAL ORDER

SB 163 by McDaniel of the Senate and Henry of the House was read and considered.

Senators Terrill and McDaniel moved to amend **SB 163**, Page 8, Line 6½, by adding after the word "monthly," a new Section 3 as follows:

"SECTION 3. 14A O.S. 1971, Section 3-508A, is amended to read as follows:

Section 3-508A. (1) With respect to a supervised loan, including a loan pursuant to a revolving account, a supervised lender may contract for and receive a loan finance charge not exceeding that permitted by this section.

(2) The loan finance charge, calculated according to the Actuarial Method, may not exceed the equivalent of the greater of either of the following:

(a) the total of

(i) thirty percent (30%) per year on that part of the unpaid balances of the principal which is Three Hundred Dollars (\$300.00) or less;

(ii) twenty-one percent (21%) per year on that part of the unpaid balances of the principal which is more than Three Hundred Dollars (\$300.00) but does not exceed One Thousand Dollars (\$1,000.00); and

(iii) fifteen percent (15%) per year on that part of the unpaid balances of the principal which is more than One Thousand Dollars (\$1,000.00); or

(b) [eighteen percent (18%)] TWENTY-FOUR PERCENT (24%) per year on the unpaid balances of the principal.

(3) This section does not limit or restrict the manner of contracting for the loan finance charge, whether by way of add-on, discount[,] or otherwise, so long as the rate of the loan finance charge does not exceed that permitted by this section. If the loan is precomputed

(a) the loan finance charge may be calculated on the assumption that all scheduled payments will be made when due; and

(b) the effect of prepayment is governed by the provisions on rebate upon prepayment (Section 3-210).

(4) The term of a loan, for the purpose of this section, commences on the date the loan is made. Differences in the lengths of months are disregarded and a day may be counted as 1/30 of a month. Subject to classifications and differentiations the lender may reasonably establish, a part of a month in excess of fifteen (15) days may be treated as a full month if periods of fifteen (15) days or less are disregarded and if that procedure is not consistently used to obtain a greater yield than would otherwise be permitted.

(5) Subject to classifications and differentiations the lender may reasonably establish, he may make the same loan finance charge on all principal amounts within

a specified range. A loan finance charge so made does not violate subsection (2) if

(a) when applied to the median amount within each range, it does not exceed the maximum permitted in subsection (2); and

(b) when applied to the lowest amount within each range, it does not produce a rate of loan finance charge exceeding the rate calculated according to paragraph (a) by more than eight percent (8%) of the rate calculated according to paragraph (a).", and by renumbering, which amendment was declared adopted.

Senator McDaniel moved that **SB 163**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 163** was considered engrossed and placed on Third Reading.

THIRD READING

SB 163 was read for the third time at length.

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

Aye: Cate, Clifton, Crow, Crutcher, Culison, Cummins, Dennis, Giles, Green, Kilpatrick, McDaniel, Moore, O'Connor, Pierce, Rozell, Schuelein, Taliaferro, Terrill, Watson, Winn and York.—21.

Nay: Boatner, Branch, Cain, Combs, Dahl, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Porter, Shedrick, Smith (Jerry L.), Tinsley and Young.—22.

Excused: Capps, Howard, Randle and Stipe.—4.

*Not Voting: Smith (Finis).—1.

*Senator Finis Smith asked to be shown not voting on **SB 163** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator McDaniel moved that the vote be reconsidered whereby **SB 163** failed of passage.

GENERAL ORDER

SB 194 by Shedrick, Moore, Pierce and Winn of the Senate and Mentzer of the House was read and considered.

Senators Combs and Branch asked to be named coauthors of **SB 194**, which was the order.

Senators Shedrick and Pierce moved to amend **SB 194**, Page 3, Line 10 by deleting the figure "1289.5A" and inserting in lieu thereof the figure "1289.18.", which amendment was declared adopted.

Senator McCune moved to amend **SB 194**, Page 2, Line 1, by adding after the word "felony" and before the word "in" the words "in which a firearm was used".

Senator Lamb moved to table the McCune motion to amend, which motion to table was declared adopted.

Senator Shedrick moved that **SB 194**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 194** was considered engrossed and placed on Third Reading.

THIRD READING

SB 194 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Porter.—1.

Excused: Capps, Randle and Stipe.—3.

The bill passed.

SB 194 was referred for engrossment.

Senator Luton presiding.

GENERAL ORDER

SB 216 by Terrill of the Senate and Fitzgibbon of the House was read and considered.

Senator Finis Smith moved to amend **SB 216**, Page 10, Line 15, by striking after the word "writing" all language to the end of the sentence on Line 17, on which amendment no action was taken.

Senator Finis Smith moved to amend **SB 216**, Page 10, Line 16, by striking after the word "members" and before the word "at" the word "present", which amendment was declared adopted.

Senator Terrill moved that **SB 216**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 216** was considered engrossed and placed on Third Reading.

THIRD READING

SB 216 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—39.

Nay: Crutcher, Leonard, Smith (Finis) and Young.—4.

Excused: Capps, Porter, Randle, Shedrick and Stipe.—5.

The bill passed.

Senator Shedrick desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Nay: 4. Excused: 4.

The emergency passed.

SB 216 was referred for engrossment.

GENERAL ORDER

SB 218 by Johnson and Moore of the Senate and Talley of the House was read and considered.

Senator Johnston asked to be named a coauthor of **SB 218**, which was the order.

Senator Terrill moved to amend **SB 218**,

Pages 1 and 2, by striking all of Section 1 and renumbering.

Senator Lamb moved to table the Terrill motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Combs, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Smith (Finis), Taliaferro, Tinsley, Watson and Winn.—29.

Nay: Cain, Cate, Clifton, Crutcher, Green, Howard, Martin, Shedrick, Smith (Jerry L.), Terrill, York and Young.—12.

Excused: Capps, Crow, Dennis, McDaniel, Porter, Randle and Stipe.—7.

Senator Clifton moved to amend **SB 218**, Page 2, Line 11, by adding after the word "alive." the following: "Provided this Act shall not release a doctor or any other person under his administration from liability for reasonable and professional standards of medical care."

Senator Lamb moved to table the Clifton motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Combs, Cullison, Cummins, Dahl, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Schuelein, Smith (Finis), Taliaferro, Watson, Winn and Young.—23.

Nay: Boatner, Cain, Cate, Clifton, Crutcher, Dennis, Green, Howard, Howell, Kilpatrick, Miller, Rozell, Shedrick, Smith (Jerry L.), Terrill, Tinsley and York.—17.

Excused: Capps, Crow, Giles, Luton,

McDaniel, Porter, Randle and Stipe.—8.

Senator Johnson moved that **SB 218**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 218** was considered engrossed and placed on Third Reading.

THIRD READING

SB 218 was read for the third time at length.

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

Aye: Branch, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Schuelein, Smith (Finis), Taliaferro, Watson, Winn, and Young.—25.

Nay: Boatner, Cain, Cate, Clifton, Dennis, Green, Howard, Howell, Kilpatrick, Miller, Rozell, Shedrick, Terrill, Tinsley and York.—15.

Excused: Capps, Crow, Luton, McDaniel, Porter, Randle, Smith (Jerry L.) and Stipe.—8.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Johnson moved that the vote be reconsidered whereby **SB 218** passed.

GENERAL ORDER

SCR 11 by Dahl of the Senate and Rogers of the House was read and considered.

SCR 11 was read at length, adopted upon motion of Senator Dahl and referred for engrossment.

BILL WITHDRAWN

Senator Martin asked unanimous consent, which was granted, that **SB 307** be withdrawn from the Calendar and rereferred to the Committee on Human Resources.

COMMITTEE REPORT

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

DO PASS, as amended:

SR 7 — Education

COMMITTEE REPORT

DO PASS:

Proposed Code of Standards and Ethics — recommended by the Standards and Ethics Committee pursuant to Senate Rule 7-5.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

CHARLES WILLIAM BARNES, Del City, as a member of the State Board of Public Accountancy, to serve a coterminous term ending January 1, 1983. Original appointment.

ZULA MAE BAY, Midwest City, as a member of the State Board of Property and Casualty Rates, to serve a two (2) year term ending December 31, 1982. Original appointment.

KENNETH HALL, Oklahoma City, as a member of the Oklahoma Employment Security Commission, to serve a five (5) year term ending July 2, 1981. Mr. Hall succeeds Roy Kendrick.

DR. FRANCIS HOLLINGSWORTH, El Reno, as a member of the Physician Manpower Training Commission, to serve a five (5) year term ending June 1, 1985. Dr. Hollingsworth succeeds himself.

EDWIN OLD, Oklahoma City, as a member of the State Credit Union Board, to serve a four (4) year term ending October 11, 1984. Mr. Old succeeds Vestal Long.

CHARLES V. RYAN, Oklahoma City, as a member of the Oklahoma Board of Polygraph Examiners, to serve a six (6) year term ending May 17, 1986. Mr. Ryan succeeds himself.

ERNEST MONROE SIMPSON, Norman, as the Director of the Office of Handicapped Concerns, to serve at the pleasure of the Governor. Original appointment.

ROSS O. SWIMMER, Tahlequah, as a member of the State Industrial Commission, to serve a six (6) year term ending July 1, 1986. Mr. Swimmer succeeds himself.

JAMES ALLEN WINGERT, Village, as a member of the Police Pension and Retirement Board, to serve a three (3) year term ending July 1, 1983. Mr. Wingert succeeds himself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

HB 1021 — General Government
HB 1024 — Business and Labor
HB 1083 — Appropriations

- HB 1102** — Appropriations
- HB 1135** — Agriculture
- HB 1169** — Natural Resources
- HB 1176** — Business and Labor
- HB 1232** — General Government
- HB 1237** — Business and Labor
- HB 1238** — Natural Resources
- HB 1312** — General Government
- HB 1333** — Appropriations
- HB 1359** — Finance
- HCR 1010** — General Government
- HCR 1011** — Business and Labor

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1059, 1075, 1090, 1092, 1099, 1137, 1192, 1202, 1203, 1227, 1257, 1286, 1321, 1366, 1378, 1397** and **1405** and **HJR 1010**.

HB 1059 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to the State Board for Property and Casualty Rates; making a supplemental appropriation thereto; providing lapse date; and declaring an emergency.

HB 1075 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Commission on Consumer Credit — Amending 59 O.S. Supp. 1980, Section 1513 — Appropriation — Emergency]

HB 1090 — By Abbott and Duckett of the House and McDaniel of the Senate.

An Act relating to crimes and punishments; prohibiting assault and battery with a motor vehicle; providing penalties; directing codification; and providing an effective date.

HB 1092 — By Abbott, Shurden and Hooper of the House and McDaniel of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 540A, as amended by Section 1, Chapter

115, O.S.L. 1980 (21 O.S. Supp. 1980, Section 540A); prohibiting eluding or attempting to elude a peace officer; providing for assistance from other peace officers; providing penalties; and providing an effective date.

HB 1099 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Office of the Attorney General — Appropriation — Emergency]

HB 1137 — By Twidwell, Monks and Hooper of the House and Howell of the Senate.

An Act relating to fees; amending 28 O.S. 1971, Section 101, as amended by Section 1, Chapter 147, O.S.L. 1973 (28 O.S. Supp. 1980, Section 101); authorizing collection of certain fees; establishing a fee schedule; creating a revolving fund; providing for collection of certain costs; allowing enforcement by imprisonment; modifying a definition; directing codification; and providing an effective date.

HB 1192 — By Draper of the House and Terrill of the Senate.

[Professions and Occupations — Amending Sections in Title 59 — Licensed Architects]

HB 1202 — By Johnson of the House and Crutcher of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 1304, as last amended by Section 1, Chapter 108, O.S.L. 1979 (74 O.S. Supp. 1980, Section 1304); recreating the State Employees Group Health and Life Insurance Board in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership, designation by certain persons of members of their staff to the board, legal advisor and hearing officers, and election and duties of officers of the Board; requiring Board to adopt rules and regulations relating to pay-

ment for medical services; and declaring an emergency.

HB 1203 — By Johnson of the House and Johnson of the Senate.

An Act relating to cemeteries; amending 8 O.S. 1971, Section 203, as last amended by Section 3, Chapter 159, O.S.L. 1980 (8 O.S. Supp. 1980, Section 203); recreating the State Burial Board in accordance with the Oklahoma Sunset Law; adding representatives to the Board; amending provisions relating to membership qualifications, appointments, terms and administration of meetings; and declaring an emergency.

HB 1227 — By Baughman and Glover of the House and Taliaferro of the Senate.

An Act relating to railroads; allowing certain persons priority in purchasing certain real property of railroads under certain circumstances; providing procedures; directing codification; and declaring an emergency.

HB 1257 — By Graves, Vaughn, Monks and Whorton of the House and Watson, Winn, Moore and Porter of the Senate.

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

HB 1286 — By Holden of the House and Crutcher of the Senate.

An Act relating to insurance and workers' compensation; amending 85 O.S. 1971, Section 41, as amended by Section 29, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1980, Section 41); requiring certain insurance benefits and certain workers' compensation benefits under a certain amount to be paid in certain immediately negotiable forms; and directing codification.

HB 1321 — By Hooper and Arnold of the House and Taliaferro of the Senate.

An Act relating to insurance; amending Sections 5 and 7, Chapter 164, O.S.L. 1980 and Sections 8 and 12, Chapter 178, O.S.L.

1973 (36 O.S. Supp. 1980, Sections 1425, 1427, 6208 and 6212); providing for application, qualifications and fees for insurance agent licenses; providing procedures relating to insurance consultants license; modifying examination exemptions for adjusters; requiring certain fees; changing license fee for adjusters; and providing an effective date.

HB 1366 — By Baughman, Dunn and Vaughn of the House and York of the Senate.

An Act relating to motor vehicles; amending 18 O.S. 1971, Section 381.57, as last amended by Section 28, Chapter 168, O.S.L. 1978 (18 O.S. Supp. 1980, Section 381.57), 31 O.S. 1971, Section 1, as last amended by Section 1, Chapter 342, O.S.L. 1980 (31 O.S. Supp. 1980, Section 1), 47 O.S. 1971, Sections 1-123, 4-107, 4-110, as amended by Section 1, Chapter 85, O.S.L. 1980, Section 1, Chapter 105, O.S.L. 1978, Sections 12-405, 12-408, 14-103A, as last amended by Section 1, Chapter 125, O.S.L. 1980, 22.1, as last amended by Section 14, Chapter 273, O.S.L. 1980, Section 2, Chapter 292, O.S.L. 1979, Sections 22.5b, as last amended by Section 8, Chapter 209, O.S.L. 1978, 22.5m, as last amended by Section 2, Chapter 190, O.S.L. 1977, Section 27, Chapter 209, O.S.L. 1978, Section 22.12, as last amended by Section 30, Chapter 103, O.S.L. 1977, Section 3, Chapter 292, O.S.L. 1979, as amended by Section 1, Chapter 116, O.S.L. 1980, Sections 22.15a, as last amended by Section 2, Chapter 134, O.S.L. 1980, 22.20, as last amended by Section 2, Chapter 116, O.S.L. 1980, Section 7, Chapter 284, O.S.L. 1979, Section 5, Chapter 292, O.S.L. 1979, Sections 22.30c, as amended by Section 48, Chapter 103, O.S.L. 1977, 22.30 1, as last amended by Section 22, Chapter 209, O.S.L. 1978, Section 6, Chapter 292, O.S.L. 1979, and Section 2, Chapter 39, O.S.L. 1974 (47 O.S. Supp. 1980, Sections 4-110, 7-607, 14-103A, 22.1, 22.4-3, 22.5b, 22.5m, 22.5r, 22.12, 22.13a, 22.15a, 22.20, 22.22-1, 22.23-1, 22.30c, 22.30 1, 22.30 1-2a and

851), 52 O.S. 1971, Section 420.4, as last amended by Section 2, Chapter 236, O.S.L. 1980 (52 O.S. Supp. 1980, Section 420.4), 68 O.S. 1971, Sections 2101 and 2104, as amended by Section 13, Chapter 85, O.S.L. 1980, 47 O.S. 1971, Section 22.5e, as amended and renumbered by Sections 64 and 67, Chapter 103, O.S.L. 1977, 68 O.S. 1971, Sections 5301, 5302, 5303, 5304 and 5306, as last amended by Sections 1, 2, 3, 4 and 5, Chapter 216, O.S.L. 1978 (68 O.S. Supp. 1980, Sections 2104, 2104.2, 5301, 5302, 5303, 5304 and 5306), and Sections 2, 3, 4 and 5, Chapter 150, O.S.L. 1972, as amended by Sections 1, 2, 3 and 4, Chapter 203, O.S.L. 1974 (74 O.S. Supp. 1980, Sections 500.52, 500.53, 500.54 and 500.55); substituting the term "manufactured home" for the terms "mobile home" and "house trailer"; granting certain associations the power to make and invest in certain loans; exempting certain property from attachment, execution or other forced sale; providing for certain property in bankruptcy proceedings; providing for certain exemptions; providing certain procedures; defining terms; providing for certificates of registration, license plates, decals, manufactured home license registration decals, issuance of such, requirements and specification of plates and temporary plates; providing exceptions; providing for license plates and fees for certain vehicles for certain nonprofit entities; providing for license and registration fees concerning manufactured homes; providing for distribution; providing for license plates, fees and decals for physically disabled persons; providing for the registration of motor vehicles of non-residents; providing for exemptions; providing for annual fees; providing for certain systems of registration and registration periods; providing for a change of registration periods; providing penalties; providing for the licensing of manufacturers, new and used motor vehicle dealers, manufactured home dealers, and salvage dealers; providing for in-transit licenses; providing for failure to

register vehicle and pay fees; providing for bad checks, seizure of vehicles, sale of seized vehicles and disposition of proceeds from sale of seized vehicles; providing for the appointment of motor license agents, bonds and duties of said agents; providing for the collection and disposition of fees; providing for certain offenses and penalties for such offenses; prohibiting unauthorized release of certain license plates and decals by motor license agents; providing for compensation and fees for motor license agents; providing for a Mail Order Vehicle Registration Notification Program; providing for the apportionment of certain revenue; providing for a surety bond; providing for payments for certain registration fees, license plates and decals; prohibiting the removal, falsification or use of unauthorized identification numbers on engines of vehicles; providing for certain offenses and penalties in connection with certificates of title; requiring certain miscellaneous equipment; requiring the display of warning devices when certain vehicles are disabled; providing for certain manufactured home and industrialized home combinations; providing for certain lengths, widths and limitations on movements; requiring certain inspections and inspection stickers; requiring certain registration permits, fees and insurance for certain dealers, transporters, installers and operators; determining the value of certain vehicles and manufactured homes for excise tax purposes; providing for the imposition of tax on certain new vehicles and vessels in lieu of ad valorem tax; authorizing affixing of certain stamp prior to sale and registration of certain vehicles; providing for amount of stamp; providing for initial registration of vehicles or vessels used in another state or county; providing for certain procedures involving certain tax stamps; providing for certain services to certain state employees; providing for certain requisitions and competitive bids; requiring compliance with certain acts; and providing an effective date.

HB 1378 — By Draper, Mentzer, Fitzgibbon, Murphy, Kelly, Monks, Dunn, Peterson, Glover, Weichel, Sanders, Sparkman, Caldwell, Hopkins, Bradley, Taylor, Hamilton, Arnold, Denman, Craighhead, Hobson, Williams (Penny), Hargrave, Henry, Riggs, McCorkell, Barker, Anderson (Don), Baker and Brown of the House and York, Martin, Rozell and Smith (Finis) of the Senate.

An Act relating to public health and safety; amending Sections 2, 15, 18, 20, 21 and 22, Chapter 241, O.S.L. 1980 (63 O.S. Supp. 1980, Sections 1-1902, 1-1915, 1-1918, 1-1920, 1-1921 and 1-1922); defining terms relating to the Nursing Home Care Act; providing for conditional license and inspection; specifying rights and responsibilities under act; providing procedures for protection of residents' funds; providing contract provisions and procedures including modification of certain contract requirements; and providing procedures for establishing Residents' Advisory Council.

HB 1397 — By Harper.

An Act relating to insurance; amending 36 O.S. 1971, Sections 610 and 613, as amended by Sections 1 and 4, Chapter 185, O.S.L. 1980 (36 O.S. Supp. 1980, Sections 610 and 613); establishing capital minimum surplus and deposit requirements of all companies equally; providing exceptions; and providing an effective date.

HB 1405 — By Baughman of the House and Taliaferro of the Senate.

An Act relating to agriculture; amending Section 5, Chapter 110, O.S.L. 1980 (2 O.S. Supp. 1980, Section 9-45); providing for the Grain Storage Indemnity Fund; providing procedures and assessments related thereto; increasing commencing payment amount; and declaring an emergency.

HJR 1010 — By Hopkins.

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

the Oklahoma Constitution by adding a new section to Article X to be designated 27B; providing for the indebtedness of certain political subdivisions; allowing publicly owned building, road, street and highway improvements under certain conditions; providing Ballot Title; and directing filing.

The above numbered HBs and Resolution were read the first time.

COMMUNICATION

In view of the attached letter and pursuant to Senate Rule 7-2, I hereby appoint Senator Mike Combs as Chairman of the Senate Committee on Finance, and Senator Finis Smith as Vice Chairman of same Committee.

/s/ Marvin York
President Pro Tempore

March 4, 1981

President Pro Tempore
Marvin York
Room 422

Dear Senator York:

As you know, I have served the past nine years as Chairman of the Senate Committees handling revenue and tax related matters, and the four years preceding that as the President Pro Tempore of the Senate. Although the challenges and involvements associated with the honor and recognition incident to my service have been very rewarding the obligations have been time consuming and physically demanding. Therefore, consistent with my philosophy that the public interest is best served when legislative leadership is regularly rotated and a recognition that the demands of this very important position can best be filled by an energetic, dedicated young person, I am submitting my resignation as Chairman of the Finance Committee

with the recommendation that the Vice Chairman, Senator Mike Combs, be named permanent chairman.

Let me make it perfectly clear in anticipation of any possible speculation to the contrary that this resignation is not prompted by any dissatisfaction with anyone or with your administration. To the contrary, I feel that you are doing a good job, I am proud to serve with you, and I hereby renew my pledge of continued support of you and your objectives as the leader of the Senate.

Having said that, let me repeat that my reason for resignation at this time is simply based upon a long considered opinion that it is time for me to step down, and my further belief that Senator Combs, having figuratively served his apprenticeship, is well prepared to assume and discharge the heavy responsibilities of Committee Chairman. In that connection, I would like to add what is probably obvious to you and all who have worked with Senator Combs on the Finance Committee.

Senator Combs has a true talent that permits him to unravel and understand the com-

plexities of revenue and tax matters. This innate mental ability coupled with a real interest in serving the public, an inquiring and perceptive mind convinces me that he is able and deserving of the responsibility and recognition that would be associated with his succeeding to the Chairmanship.

Therefore, I would appreciate it if you would accept my renewed pledge of support to you and your administration by honoring my resignation in favor of Senator Combs.

Respectfully,

/s/ Finis Smith
SENATOR FINIS SMITH,
Chairman
Finance Committee
District 37

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 12, 1981, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 5:00 p.m. to meet Thursday, March 12, 1981, at 11:00 a.m.

Thirty-ninth Legislative Day

Thursday, March 12, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Excused: Capps, Howard, Johnston, Keller, Luton, Porter, Randle, Smith (Finis) and Stipe.—9.

President Pro Tempore York declared a quorum present.

The prayer was offered by Senator Watson.

UNANIMOUS CONSENT REQUEST

Senator Johnson asked unanimous consent, which was granted, to suspend Rule 7-6 and asked that the Committee Report on Executive Nominations, shown on Page

352, be amended to reflect the following Gubernatorial nomination, which was the order:

MARION DIEI, Clinton, as a member of the State Transportation Commission, to serve an eight (8) year term ending February 15, 1989. Mr. Diei succeeds Johnny M. Perry.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 352 and as amended, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—38.

Excused: Capps, Howard, Johnston, Keller, Luton, Porter, Randle, Smith (Finis), Stipe and Young.—10.

INTRODUCTIONS

Senator Moore introduced Loretta G. Engles, M.D., Oklahoma City, and Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as the Doctor and Nurse of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 2, 35, 38, 59, 62, 66, 68, 78, 194 and **SCR 11** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 257 by Clifton of the Senate and Hooper of the House was read and considered.

Pursuant to Joint Rule 15, Representative Lewis asked to be named a coauthor of **SB 257**, which was the order.

Senator Clifton moved that **SB 257**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 257** was considered engrossed and placed on Third Reading.

THIRD READING

SB 257 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith

(Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Excused: Capps, Howard, Johnston, Keller, Luton, Porter, Randle, Smith (Finis) and Stipe.—9.

The bill and emergency passed.

SB 257 was referred for engrossment.

GENERAL ORDER

SB 58 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Kilpatrick moved that **SB 58** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 58** was considered engrossed and placed on Third Reading.

THIRD READING

SB 58 was 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Nay: Schuelein.—1.

Excused: Capps, Howard, Johnston, Keller, Luton, Porter, Randle, Smith (Finis) and Stipe.—9.

The bill and emergency passed.

SB 58 was referred for engrossment.

GENERAL ORDER

SB 203 by Cummins of the Senate and Mason of the House was read and considered.

Senator Cummins moved to amend **SB 203**, Page 2, Line 11, by adding after the word "board." and before Section 2 on Line 12, the following sentence: "Provided, however, this section shall not apply to charter cities, except that such cities may by ordinance allow absentee ballots in their municipal elections if their charter does not specifically prohibit them.", which amendment was declared adopted.

Senator Cummins moved **SB 203**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 203** was considered engrossed and placed on Third Reading.

Senators Johnston and Keller asked to be shown present, which was the order.

THIRD READING

SB 203 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McDaniel, Martin, O'Connor, Pierce, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—29.

Nay: Boatner, Branch, Giles, Johnson, McCune, Miller, Moore, Rozell, Schuelein, Smith (Jerry L.) and Young.—11.

Excused: Capps, Clifton, Howard, Luton, Porter, Randle, Smith (Finis) and Stipe.—8.

The bill passed.

Senators Schuelein, Giles and Branch 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 203 was referred for engrossment.

GENERAL ORDER

SB 207 by McDaniel of the Senate and Johnson of the House was read and considered.

Senator McDaniel moved to amend **SB 207**, Page 12, Line 16, by deleting after the word "the" and before the word "Attorney" the word "County" and inserting in lieu the word "District", which amendment was declared adopted.

Senator McDaniel moved that **SB 207**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 207** was considered engrossed and placed on Third Reading.

THIRD READING

SB 207 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Combs, Crutcher, Cummins, Dennis, Giles, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Mar-

tin, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Terrill and York.—25.

Nay: Boatner, Crow, Cullison, Dahl, Green, Keller, Miller, Moore, Pierce, Taliaferro, Tinsley, Watson and Young.—13.

Excused: Capps, Clifton, Howard, Luton, O'Connor, Porter, Randle, Smith (Finis), Stipe and Winn.—10.

The bill passed.

SB 207 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SCR 13 — Natural Resources, co-authored by Pierce.

HCR 1004 — Natural Resources.

DO PASS, as amended:

CS for HB 1008 — Education.

SECOND READING

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

HB 1059 — Appropriations
HB 1075 — Appropriations
HB 1090 — Judiciary
HB 1092 — Judiciary
HB 1099 — Appropriations
HB 1137 — Finance
HB 1192 — Business and Labor
HB 1202 — General Government
HB 1203 — General Government
HB 1227 — Business and Labor
HB 1257 — Human Resources
HB 1286 — Business and Labor
HB 1321 — Business and Labor

HB 1366 — Finance
HB 1378 — Human Resources
HB 1397 — Business and Labor
HB 1405 — Agriculture
HJR 1010 — General Government

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1080, 1097, 1118, 1123, 1161, 1189, 1195, 1197, 1205, 1287, 1301, 1324, 1334, 1349, 1351, 1360, 1388 and 1410.**

HB 1080 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[State Mining Board — Appropriation — Emergency]

HB 1097 — By Draper of the House and York of the Senate.

[State Officers and Employees — Amending 74 O.S. Supp. 1980, Section 3601 — Limiting Number of Employees — Emergency]

HB 1118 — By Barker, Harbin, Hamilton, Lewis, McCorkell, Mason, Widener, Vaughn, Holden, Taylor, Brown, Monks, Duke, Sparkman, Shurden, Duckett, Camp, Ford, Conaghan, Harris and Hooper of the House and Luton, Lamb, Winn and Stipe of the Senate.

An Act relating to crimes and punishments; providing for the Oklahoma Crime Victims Compensation Act; stating legislative intent; providing short title; defining terms; creating a Crime Victims Compensation Board, procedures relating to their appointment, terms, compensation, powers and duties; authorizing awards for compensation for economic loss under certain circumstances to qualified applicants; limiting awards under certain circumstances; restricting Board authority as to claimant and possible collateral source benefits; providing hearing procedures; providing for medical examination requirements including limited

waiver of physician-patient privilege; authorizing award without requirement of prosecution or conviction of any individual; providing procedures for subrogation rights; providing for special types of awards procedures; providing for annual reports and their distribution; prohibiting filing of false claim with penalty therefor; creating the Crime Victims Compensation Revolving Fund and procedures for expenditures; providing schedule of payments to the fund by certain persons; providing severability; directing codification; and providing an effective date.

HB 1123 — By Deatherage of the House and Randle of the Senate.

An Act relating to state government; amending Section 2, Chapter 123, O.S.L. 1972, as last amended by Section 1, Chapter 119, O.S.L. 1980 (74 O.S. Supp. 1980, Section 500.2); providing for reimbursable expenses of certain individuals; modifying provisions for reimbursement of travel expenses of persons seeking employment with a state agency; providing emergency subsistence for certain employees; requiring certain itemized statement; prohibiting certain claims; providing an effective date; and declaring an emergency.

HB 1161 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Educational Television Authority — Appropriation — Emergency]

HB 1189 — By Henry and McCorkell of the House and Clifton of the Senate.

An Act relating to children; amending 10 O.S. 1971, Section 60.6, as last amended by Section 4, Chapter 297, O.S.L. 1974 (10 O.S. Supp. 1980, Section 60.6); providing procedure for adoption of child with certain exceptions; and declaring an emergency.

HB 1195 — By Davis (Guy) of the House and Johnson of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections

1202, 1208, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1218, 1219 and 1220; abolishing the Board of Registration for Foresters in accordance with the Oklahoma Sunset Law; transferring the Board's powers, duties and obligations to the Department of Agriculture and the funds of the Professional Foresters Fund to the Department of Agriculture Revolving Fund; prohibiting certain acts and providing for enforcement and penalties; repealing 59 O.S. 1971, Sections 1203, 1204, 1205, 1206, 1207 and 1209, as amended by Section 14, Chapter 159, O.S.L. 1980 (59 O.S. Supp. 1980, Section 1209); and providing an effective date.

HB 1197 — By Kamas of the House and McCune of the Senate.

An Act relating to cities and towns; amending Section 52-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1980, Section 52-103); recreating the Commission for Training for Municipal Clerks, Treasurers and Finance Officers in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership appointments and terms, administration of meetings, and reimbursement of members; and declaring an emergency.

HB 1205 — By Harper of the House and Smith (Finis) of the Senate.

An Act relating to insurance; amending 36 O.S. 1971, Section 2737; providing requirements for reports and valuations of societies including authorizing method of valuation of society certificates; providing operative date; and declaring an emergency.

HB 1287 — By Hill, Henry, Vaughn and Davis (Frank) of the House and Leonard of the Senate.

An Act relating to the Commercial Code; amending 12A O.S. 1971, Section 9-401, as amended by Section 3, Chapter 313, O.S.L. 1975 (12A O.S. Supp. 1980, Section 9-401); eliminating requirement that security interest in livestock be perfected by duplicate filing; and providing an effective date.

HB 1301 — By Harris of the House and Smith (Finis) of the Senate.

An Act relating to small claims procedure; amending 12 O.S. 1971, Sections 1759, as amended by Section 2, Chapter 253, O.S.L. 1976, and 1764, as last amended by Section 3, Chapter 212, O.S.L. 1978 (12 O.S. Supp. 1980, Sections 1759 and 1764) and 20 O.S. 1971, Section 1202, as last amended by Section 1, Chapter 112, O.S.L. 1979, and Section 9, Chapter 293, O.S.L. 1975, as last amended by Section 1, Chapter 113, O.S.L. 1979 (20 O.S. Supp. 1980, Sections 1202 and 1226); increasing limit for certain small claims actions; specifying filing fees for small claims actions; limiting exceptions for small claims fees for transfer to law library fund and removing certain limitations therefor; providing operative date; and declaring an emergency.

HB 1324 — By Shurden, Hooper and Twidwell of the House and Clifton of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 2-401, as amended by Section 1, Chapter 22, O.S.L. 1975 (63 O.S. Supp. 1980, Section 2-401), 2-403, 2-406 and 2-407; providing that certain prohibited acts relating to manufacturing, distributing, theft of, or acquiring through fraud or misrepresentation certain controlled dangerous substances and certain violations of registration requirements thereof will not be subject to suspended sentences, deferred sentences or probation; and providing an effective date.

HB 1334 — By Morgan.

An Act relating to aircraft and airports; amending 3 O.S. 1971, Section 90, as amended by Section 3, Chapter 40, O.S.L. 1979 (3 O.S. Supp. 1980, Section 90); providing for construction and repair of certain airports; providing minimum requirements and procedures for receiving assistance; and declaring an emergency.

HB 1349 — By Hobson of the House and Cate of the Senate.

An Act relating to the Corporation Commission; amending Section 1, Chapter 263, O.S.L. 1977 and Section 1, Chapter 227, O.S.L. 1977 (17 O.S. Supp. 1980, Sections 180.1 and 180.2); providing for advertising expenses of public utilities; modifying definition to exclude certain communications; prohibiting promotional payments from being used in determining rates; excluding certain payments; and providing an effective date.

HB 1351 — By Ford, Vaughn and Cole of the House and Smith (Jerry) of the Senate.

An Act relating to elections; amending Section 3-120, Chapter 153, O.S.L. 1974, as amended by Section 9, Chapter 240, O.S.L. 1979 (26 O.S. Supp. 1980, Section 3-120); providing for polling places; providing certain immunities from tort liability; providing an effective date; and declaring an emergency.

HB 1360 — By Draper, Dunn, Fitzgibbon, Murphy, Glover, Gray, Duke, Thompson, McIntyre, Rogers, Davis (Frank), Whorton, Duckett, Davis (Guy), Hill, Milacek, Rieger and Graves of the House and York of the Senate.

[Revenue and Taxation — Amending 68 O.S. Supp. 1980, Sections 803, 825 and 2358 — Estate Tax — Repealing Nine Sections of Title 68 — Emergency]

HB 1388 — By Feddersen, Caldwell, Lewis, Rogers and Cotner of the House and Tinsley of the Senate.

An Act relating to railroads; amending 66 O.S. 1971, Section 304, as last amended by Section 1, Chapter 139, O.S.L. 1980, Section 2, Chapter 139, O.S.L. 1980 and 309, as amended by Section 7, Chapter 164, O.S.L. 1978 (66 O.S. Supp. 1980, Sections 304, 304.1 and 309); providing powers and duties of State Department of Transportation including disposing of state-owned railroad property; authorizing action to clarify consti-

tutionality of certain acts; authorizing receipt of certain monies for a specific fund; and declaring an emergency.

HB 1410 — By Hooper, Widener and Twidwell of the House and Taliaferro of the Senate.

An Act relating to insurance; defining certain terms with exceptions; providing minimum standards for medicare supplement policies for policyholders of certain age; providing certain requirements relating to loss ratios, preexisting conditions, information and outline of coverage and certain disclo-

sure and notice provisions; directing codification; and providing an effective date.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 16, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 12:10 p.m. to meet Monday, March 16, 1981, at 1:30 p.m.

Fortieth Legislative Day

Monday, March 16, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Crow, Cummins, Luton, O'Connor and Porter.—5.

Senator Schuelein declared a quorum present.

The prayer was offered by Senator Lamb.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 18, 58, 203, 207, 216 and 257 were each correctly engrossed, properly signed

and ordered transmitted to the Honorable House for consideration.

BILL WITHDRAWN — REFERRED

Senator Martin asked unanimous consent, which was granted, that **HB 1257** be withdrawn from the Committee on Human Resources and referred to the Committee on Judiciary.

GENERAL ORDER

SB 288 by Leonard, Capps, Lamb, Miller, Rozell, Stipe, Watson and Winn of the Senate and Hill, Anderson (Robert), Dunn, Glover, Harper, Hooper, McCaleb, Reimer, Vaughn, Weichel and Talley of the House was read and considered.

Senator Landis asked to be named a coauthor of **SB 288**, which was the order.

Senator Leonard asked unanimous consent that the xerox copy of **SB 288** reproduced and distributed to all Senators in compliance with Rule 5-7 be the version of the bill for consideration on this legislative day, which was the order.

Senator Dahl moved to amend **SB 288**, Page 3, Line 23, by adding after the word

"continues." a new Section 3 and renumbering; "Section 3. Osage County shall be exempt from the provision of subsection 11 of Section 2 of this Act."

On the question of adoption of the Dahl motion to amend, it was declared failed of adoption upon a division of the question.

Senator Dahl asked unanimous consent that further consideration of **SB 288** be deferred temporarily, which was the order.

GENERAL ORDER

SB 339 by York of the Senate and Barker of the House was read and considered.

Senator York moved to amend **SB 339**, Page 6, Line 3, by inserting after the word "Governor" the following: ", with the confirmation of the Senate," which amendment was declared adopted.

Senator Keating moved to amend **SB 339**, Page 15, Lines 3, 4, 5, 6 and 7, by striking after the word "offices;" on Line 3 and before the word "and" on Line 7, all language, which amendment was declared adopted.

Senator York moved to amend **SB 339**, Page 15, Line 17, by inserting after the word "regulations." and before Section 10 on Line 18, the following language: "Provided, however that no permanent classified employee's position shall be changed involuntarily to the unclassified service," which amendment was declared adopted.

Senator Cate moved to amend **SB 339**, Page 14, Line 10½, by adding a new subsection 18 as follows: "18. Employees of either the House of Representatives or the State Senate," which amendment was declared adopted.

Senator Shedrick moved to amend **SB 339**, Page 23, Lines 4 through 10, by delet-

ing after the word "employed." on Line 4 all language on Lines 4, 5, 6, 7, 8, 9 and 10, which amendment was declared adopted.

Senator Keating moved to amend **SB 339**, Page 25, Line 6, by adding after the word "classified" and before the word "service." the words "or unclassified", which amendment was declared adopted.

Senator Keating moved to amend **SB 339**, Page 34, by striking after the word "tests." on Line 8 and before the word "Any" on Line 13 all language, which amendment was withdrawn.

Senator York moved to amend **SB 339**, Page 40, Line 8, by striking all language after the word "demotion." and before the word "Within" on Page 41, Line 3., which amendment was declared adopted upon a division of the question.

Senator Crutcher presiding.

Senator York moved that **SB 339**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 339** was considered engrossed and placed on Third Reading.

THIRD READING

SB 339 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Miller, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro,

Terrill, Tinsley, Watson, Winn, York and Young.—37.

Nay: Boatner, Keller, Moore, Rozell, and Stipe.—5.

Excused: Crow, Cummins, Lamb, Luton, O'Connor, and Porter.—6.

The bill and emergency passed.

SB 339 was referred for engrossment.

INTRODUCTIONS

Senator Watson introduced Senator Norma Russell, Minority Floor Leader of the State of South Carolina to the members and asked unanimous consent, which was granted, that she be granted privileges of the floor.

Senator Giles introduced William Harrison, M.D., Chickasha, as Doctor of the Day and Senator Cain introduced Marjorie Peak, R.N., Oklahoma City, as Nurse of the Day.

SPECIAL INTRODUCTION

Senator Martin introduced Governor George Nigh who addressed the members and presented Mr. Richard Blake, actor, who has portrayed the character of Abraham Lincoln in theatre productions across the nation. Mr. Blake was granted privileges of the floor to address the Senate.

GENERAL ORDER

SB 340 by York of the Senate and Barker of the House was read and considered.

Senator York moved to amend **SB 340**, Page 3, Line 12, by striking after the word "years." and before the word "of" the words "one member" and substituting the words "two members" and on Page 3, Line 14, as follows: By striking after the word "Senate" and before the word "of" the

words "one member" and substituting the words "two members"; and on Page 3, Line 16, as follows: By striking after the word "Representatives." and before the word "members" the word "seven" and substituting the word "five", which amendment was declared adopted.

Senator York moved to amend **SB 340**, Page 4, Line 2, by striking all language after the word "Commission," and before the word "At" on Line 8, and substituting in lieu thereof the following language: "one member appointed by the President Pro Tempore, one member appointed by the Speaker and one member appointed by the Governor shall be for a term of three years; and one member appointed by the President Pro Tempore, one member appointed by the Speaker and one member appointed by the Governor shall be for a term of two years. The remaining three initial appointments by the Governor shall be designated to serve a term of one year.", which amendment was declared adopted.

Senator York moved that **SB 340**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 340** was considered engrossed and placed on Third Reading.

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

THIRD READING

SB 340 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick,

Landis, Leonard, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: Keller, Moore, and Smith (Jerry L.).—3.

Excused: Crow, Cummins, Lamb, Luton, O'Connor, and Stipe.—6.

The bill passed.

Senator Stipe desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Nay: 3. Excused: 5.

The emergency passed.

SB 340 was referred for engrossment.

GENERAL ORDER

SB 288 was considered further.

Senator Dahl moved to amend **SB 288**, Page 3, Line 23, by adding after the word "continues." a new Section 3 as follows: "The provisions of subsection 11 of Section 2 of this Act shall only be applicable to minerals and water owned collectively by the Osage Indian Tribe when authorized and approved by the Osage Tribal Council and the U.S. Bureau of Indian Affairs." and by renumbering, which amendment was declared adopted.

Senator Dahl moved to amend **SB 288**, Page 3, Line 13, by adding after the word "formation." and before the word "Any" on Line 14, the following: "This Act shall not apply to amount of fresh water of one percent (1%) or less of the available fresh ground water for all other uses."

Senator Leonard moved to table the Dahl motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Green, Howell, Johnson, Johnston, Keating, Keller, Landis, Leonard, McDaniel, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson and Winn.—26.

Nay: Branch, Combs, Cullison, Dahl, Dennis, Giles, Howard, Kilpatrick, McCune, Martin, Pierce, Stipe, Taliaferro, Terrill, York and Young.—16.

Excused: Crow, Cummins, Lamb, Luton, Moore and O'Connor.—6.

Senator Leonard moved that **SB 288**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 288** was considered engrossed and placed on Third Reading.

THIRD READING

SB 288 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Nay: Howard and Pierce.—2.

Excused: Crow, Cummins, Lamb, Luton, O'Connor and Terrill.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Pierce moved that the vote be reconsidered whereby **SB 288** passed.

GENERAL ORDER

SB 189 by Keating of the Senate and Deatherage of the House was read and considered.

Senator Keating moved to amend **SB 189**, Page 29, Line 12, by adding after the word "taxpayer" and before the word "whose" the words: "who owns or", which amendment was declared adopted.

Senator Keating moved to amend **SB 189**, Page 29, Lines 12 and 13 by striking after the word "taxpayer" and before the word "shall" on Line 13 the words "whose personal efforts created the work", which amendment was withdrawn.

Senator Keller moved to amend **SB 189**, Page 10, Line 8, by adding after the word "sale." the following: "The exemption allowed to persons age 65 and over shall be increased to \$6,000.00."

Senator Keating moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Howell, Johnston, Keating, Kilpatrick, Leonard, McDaniel, Martin, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, York and Young.—22.

Nay: Boatner, Branch, Combs, Dennis, Giles, Green, Johnson, Keller, Landis, Mc-

Cune, Miller, Moore, Pierce, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley and Watson.—18.

Excused: Crow, Cummins, Howard, Lamb, Luton, O'Connor, Porter and Winn.—8.

Senator Schuelein presiding.

Senator Stipe moved to amend **SB 189**, Page 30, Line 18, by inserting after the word "wood," and before the word "metal," the word "needlecraft," which amendment was declared adopted.

Senator Keating moved that **SB 189**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 189** was considered engrossed and placed on Third Reading.

THIRD READING

SB 189 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, Dahl, Dennis, Green, Howell, Johnston, Keating, Lamb, Leonard, McCune, McDaniel, Martin, Moore, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—30.

Nay: Boatner, Branch, Crutcher, Giles, Howard, Johnson, Keller, Kilpatrick, Landis, Miller, Porter, Shedrick and Stipe.—13.

Excused: Crow, Cummins, Luton, O'Connor and Winn.—5.

The bill passed.

SB 189 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Dahl moved that the vote be reconsidered whereby **SB 60** passed, which motion was withdrawn upon the unanimous consent request of Senator Dahl.

Senator Dahl asked unanimous consent, which was granted, that the time be extended until Wednesday, March 18, 1981, the 42nd Legislative Day, on the motion to reconsider the vote whereby **SB 60** passed.

SECOND READING

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

- HB 1080** — Appropriations
- HB 1097** — Appropriations
- HB 1118** — Judiciary
- HB 1123** — Appropriations
- HB 1161** — Appropriations
- HB 1189** — Judiciary
- HB 1195** — Agriculture
- HB 1197** — General Government
- HB 1205** — Finance
- HB 1287** — Finance
- HB 1301** — Judiciary
- HB 1324** — Judiciary
- HB 1334** — General Government
- HB 1349** — Business and Labor
- HB 1351** — General Government
- HB 1360** — Finance
- HB 1388** — Business and Labor
- HB 1410** — Business and Labor

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1046, 1069, 1094, 1160, 1174, 1183, 1216, 1313 and 1315 and HJR 1016.**

HB 1046 — By Riggs, Anderson (Don), McCorkell and Manar of the House 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 declaring an emergency.

HB 1069 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Office of the Workers' Compensation Court — Appropriation — Emergency]

HB 1094 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Office of Handicapped Concerns — Appropriation — Emergency]

HB 1160 — By Williamson of the House and Smith (Jerry) of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-402, as amended by Section 5, Chapter 229, O.S.L. 1972 (63 O.S. Supp. 1980, Section 2-402); providing penalties for possession of certain controlled dangerous substances; providing certain exceptions; and providing an effective date.

HB 1174 — By Henshaw, Little, Draper, Murphy, Willis, Mentzer, Bradley, Camp, Davis (Frank), Denman, Duke, Dunn, Fitzgibbon, Ford, Lawter, McCaleb, McIntyre, Osborne, Poulos, Robinson, Shurden, Smith, Sparkman, Stahl, Twidwell, Pitezal, Vaughn, Choate, Conaghan, Koppel, Atkinson, Duckett, Kelly, Morgan, Cotner, Williamson, Taylor, and Graves of the House and Smith (Jerry) of the Senate.

An Act relating to revenue and taxation; amending Section 1, Chapter 313, O.S.L. 1974, as amended by Section 1, Chapter 227, O.S.L. 1979 (68 O.S. Supp. 1980, Section 2407.1); providing additional homestead exemption for certain homesteads; increasing the gross household income limitations eligible for additional exemption; defining terms; providing for forms and proce-

dures for filing for additional exemption; providing for verification of amount of gross household income; and providing an effective date.

HB 1183 — By Riggs, Anderson (Don), Arnold, Hamilton, Mason, Vaughn and Duckett of the House and Johnston of the Senate.

[State Government -- Sexual Assault Examination Fund — Emergency]

HB 1216 — By Kelly of the House and Crutcher of the Senate.

[Pollution Control — Amending 63 O.S. Supp. 1980, Section 1-1802 — Air Quality Council — Sunset Law — Emergency]

HB 1313 — By Rogers and Anderson (Don) of the House and Giles of the Senate.

An Act relating to oil and gas; amending 52 O.S. 1971, Sections 29 and 232; increasing the percent of capacity of flow of gas well allowed to be taken; providing for exceptions under certain conditions; providing for certain drilling rights; placing certain restrictions on the output of the natural gas flow; and providing an effective date.

HB 1315 — By Sanders of the House and Johnson of the Senate.

An Act relating to game and fish; amending Sections 4-110 and 4-112, Chapter 17, O.S.L. 1974, as last amended by Sections 1 and 2, Chapter 186, O.S.L. 1978, Sections 4-113, 4-114 and 4-120, Chapter 17, O.S.L. 1974, as amended by Sections 3, 4 and 5, Chapter 238, O.S.L. 1975, Sections 4-115, 4-116 and 4-117, Chapter 17, O.S.L. 1974, Section 1, Chapter 5, O.S.L. 1980, Section 4-201, Chapter 17, O.S.L. 1974, as last amended by Section 1, Chapter 131, O.S.L. 1976 (29 O.S. Supp. 1980, Sections 4-110, 4-112, 4-113, 4-114, 4-115, 4-116, 4-117, 4-120, 4-130 and 4-201); providing for certain fishing and hunting licenses; authorizing the Director to select certain days in which certain licenses are not required; providing for certain hunting/fishing annual combina-

tion license; providing for certain lifetime licenses; providing for certain minnow dealers interstate licenses; providing for certain surety bonds; providing for certain regulations; requiring compliance with certain statutes and resolutions; providing for minnow dealers intrastate licenses; providing for minnow dealers vehicle license; providing for certain trout fishing license; providing for the Oklahoma Waterfowl Hunting Stamp; providing for certain procedures and regulations; providing for expiration dates; providing for certain departmental procedures; providing for certain licensing agents; providing for exceptions; providing for certain fees; providing penalties; providing for certain license to continue in effect after discontinuance of said license; repealing Section 4-112, Chapter 17, O.S.L. 1974, as amended by Section 1, Chapter 37, O.S.L. 1975; providing effective dates; and declaring an emergency.

HJR 1016 — By Twidwell, Henry and Taylor of the House and Cullison of the Senate.

A Joint Resolution providing for a study of the Workers' Compensation Act and Workers' Compensation Programs operated, administered or supervised by the Board of Managers of the State Insurance Fund; creating a special committee to conduct said study; providing for a report; making funds from the State Insurance Fund available; directing compliance with competitive bidding; authorizing the payment of necessary travel and expenses for committee members; requiring a written report of findings and recommendations; and declaring an emergency.

The above numbered **HBs** and **HJR** were read the first time.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 17, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 209 was referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 4:10 p.m. to meet Tuesday, March 17, 1981, at 1:30 p.m.

Forty-first Legislative Day

Tuesday, March 17, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—42.

Excused: Cate, Crow, Cummins, Keating, Luton and Tinsley.—6.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Jerry Don Abernathy, Director of Evangelism of the Baptist General Convention for the State of Oklahoma, the guest of Senator Lamb.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 189, 209, 339 and 340 were each correctly engrossed, properly signed and or-

dered transmitted to the Honorable House for consideration.

MOTION TO RECONSIDER VOTE

Senator Dahl moved the vote be reconsidered whereby **SB 60** passed, which motion was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—36.

Nay: Boatner, Howard, Miller, Rozell and Smith (Jerry L.).—5.

Excused: Cate, Crow, Cullison, Cummins, Keating, Luton and Tinsley.—7.

SB 60 remains on Third Reading.

Senators Tinsley and Keating asked to be shown present, which was the order.

GENERAL ORDER

SB 46 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Kilpatrick moved that **SB 46** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 46** was considered engrossed and placed on Third Reading.

THIRD READING

SB 46 was 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, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Cate, Crow, Cummins and Luton.—4.

The bill and emergency passed.

SB 46 was referred for engrossment.

GENERAL ORDER

SB 50 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 50** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 50** was considered engrossed and placed on Third Reading.

THIRD READING

SB 50 was 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, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cate, Crow, Cummins, Luton and Taliaferro.—5.

The bill and emergency passed.

SB 50 was referred for engrossment.

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

GENERAL ORDER

SB 51 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 51** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 51** was considered engrossed and placed on Third Reading.

THIRD READING

SB 51 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rangle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Cummins and Luton.—3.

The bill and emergency passed.

SB 51 was referred for engrossment.

GENERAL ORDER

SB 222 by O'Connor and Martin of the Senate and Hastings of the House was read and considered.

Senator O'Connor moved that **SB 222** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 222** was considered engrossed and placed on Third Reading.

THIRD READING

SB 222 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Ro-

zell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—40.

Nay: Boatner, Dahl, Pierce and Young.—4.

Excused: Crow, Cummins, Luton and Porter.—4.

The bill and emergency passed.

SB 222 was referred for engrossment.

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

GENERAL ORDER

SB 226 by Smith (Finis) of the Senate and Denman of the House was read and considered.

Senator Crutcher asked to be named a co-author of **SB 226**, which was the order.

Senator Keller moved to amend **SB 226**, Page 13, Line 2, by deleting after the word "up" all language through Line 12.

Senator Kilpatrick presiding.

Senator Finis Smith moved to table the Keller motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Capps, Cate, Crutcher, Cullison, Green, Leonard, McDaniel, Martin, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—19.

Nay: Boatner, Cain, Clifton, Combs, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Miller, Moore, O'Connor, Pierce, Porter,

Schuelein, Smith (Jerry L.), Winn and Young.—27.

Excused: Crow and Cummins.—2.

On the question of adoption of the Keller motion to amend, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Combs, Dahl, Giles, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Miller, Moore, O'Connor, Pierce, Porter, Schuelein, Smith (Jerry L.), Winn.—25.

Nay: Branch, Capps, Cate, Crutcher, Cullison, Dennis, Green, Leonard, McDaniel, Martin, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—21.

Excused: Crow and Cummins.—2.

Senator Finis Smith moved that **SB 226**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 226** was considered engrossed and placed on Third Reading.

THIRD READING

SB 226 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Cain, Clifton, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Luton, Porter and Schuelein.—11.

Excused: Crow and Cummins.—2.

The bill and emergency passed.

SB 226 was referred for engrossment.

INTRODUCTION

Senator Kilpatrick introduced his daughter, Kimberly, who is serving as an Honorary Page this legislative day.

Senator Randle presiding.

MOTION TO RECONSIDER VOTE

Senator McDaniel moved the vote be reconsidered whereby **SB 163** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Clifton, Combs, Crutcher, Cullison, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York.—37.

Nay: Cain, Cate, Dahl, Howell, Porter, Stipe and Young.—7.

Excused: Crow, Cummins and Miller.—3.

*Not Voting: Smith (Finis).—1.

*Senator Finis Smith asked to be shown not voting on the McDaniel motion to reconsider the vote whereby **SB 163** failed of passage, for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

THIRD READING

Senator McDaniel asked unanimous consent, which was granted, to amend **SB 163** on Third Reading by crippling the Title.

THIRD READING

SB 163 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Crutcher, Cullison, Dennis, Giles, Green, Howard, Johnston, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—30.

Nay: Cain, Combs, Dahl, Howell, Johnson, Keating, Keller, Lamb, Leonard, Porter, Rozell, Smith (Jerry L.), Stipe and Young.—14.

Excused: Crow, Cummins and Kilpatrick.—3.

*Not Voting: Smith (Finis).—1.

*Senator Finis Smith asked to be shown not voting on **SB 163** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

Senators Leonard and Lamb desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 3. Not Voting: 1.

The emergency passed.

SB 163 was referred for engrossment.

GENERAL ORDER

SB 265 by Smith (Finis) of the Senate and Hopkins of the House was read and considered.

Senator Finis Smith moved that **SB 265** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 265** was considered engrossed and placed on Third Reading.

THIRD READING

SB 265 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Cummins and Landis.—3.

The bill and emergency passed.

SB 265 was referred for engrossment.

GENERAL ORDER

SB 102 by McCune and Keating of the Senate and Atkinson of the House was read and considered.

Senator McCune moved to amend **SB 102**, Page 2, Line 8, by adding after the word "handling" and before the word "precious"

the word "used", which amendment was declared adopted.

Senator McCune moved to amend **SB 102**, Page 3, Line 15, by adding after the word "any" and before the word "precious" the word "used", which amendment was declared adopted.

Senator McCune moved to amend **SB 102**, Page 4, Line 12, by adding after the word "purchase" and before the word "precious" the word "used", which amendment was declared adopted.

Senator Boatner moved to amend **SB 102**, Page 5, Line 14, by deleting subsection E. and renumber, which amendment was declared adopted.

Senator McCune moved that **SB 102**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 102** was considered engrossed and placed on Third Reading.

THIRD READING

SB 102 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Howard, Martin, Moore and Pierce.—4

Excused: Crow and Cummins.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Howard moved that the vote be reconsidered whereby **SB 102** passed.

GENERAL ORDER

SB 286 by Smith (Finis) of the Senate and Hobson of the House was read and considered.

Senator Finis Smith moved that **SB 286** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 286** was considered engrossed and placed on Third Reading.

THIRD READING

SB 286 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Cummins and Porter.—3.

The bill and emergency passed.

SB 286 was referred for engrossment.

GENERAL ORDER

SB 84 by York, Shedrick, Combs, McDaniel, Pierce, and Taliaferro of the Senate and Draper of the House was read and considered.

Senators Green, Johnson, Capps, Landis and Moore asked to be named coauthors of **SB 84**, which was the order.

Senator Pierce moved to amend **SB 84**, by deleting all language in the Bill beginning with the Title and inserting in lieu thereof the following language:

An Act relating to revenue and taxation; providing for the Oklahoma Estate Tax Reform Act of 1981; providing short title; defining a term; providing an estate tax; specifying the amount; providing procedures; specifying time of payment; providing interest penalty; prohibiting assessment or court proceedings after a certain time period; allowing Tax Commission to appraise estates under certain circumstances; providing for execution on decedent's property under certain circumstances; providing for state lien; providing exceptions to certain time limitations; providing for disbursement of revenues collected; requiring Tax Commission to administer the Act; repealing 68 O.S. 1971, Section 802, Section 4, Chapter 312, O.S.L. 1974, 803, as last amended by Section 1, Chapter 1, O.S.L. 1975, 804, 805, 806, as amended by Section 2, Chapter 206, O.S.L. 1973, 807, as last amended by Section 1, Chapter 266, O.S.L. 1976, 808, as last amended by Section 3, Chapter 312, O.S.L. 1974, Sections 1 and 2, Chapter 121, O.S.L. 1975, 809, as last amended by Section 3, Chapter 1, O.S.L. 1975, 811, 812, as last amended by Section 1, Chapter 202, O.S.L. 1980, 813, 814, 815, as last amended by Section 4, Chapter 286, O.S.L. 1980, 815.1, as amended by Section 2, Chapter 207, O.S.L. 1980, 816, as amended by Section 6, Chapter 206, O.S.L. 1973, 816.1, 817, 818, 819, 820, 821, as amended

by Section 5, Chapter 286, O.S.L. 1980, 822, 823, 824, 825, as last amended by Section 1, Chapter 51, O.S.L. 1974, Sections 1 and 2, Chapter 110, O.S.L. 1977, 901, as last amended by Section 1, Chapter 150, O.S.L. 1976, 902, 903, as amended by Section 2, Chapter 224, O.S.L. 1975, 904, 905, 906, as amended by Section 1, Chapter 53, O.S.L. 1974, 907, 908 and 909 (68 O.S. Supp. 1980, Sections 802.1, 803, 806, 807, 808, 808.1, 802.2, 809, 812, 815, 815.1, 816, 821, 825, 826, 827, 901, 903 and 906); directing codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This act shall be known and may be cited as the "Oklahoma Estate Tax Reform Act of 1981".

SECTION 2. The terms "executor", "administrator" and "legal representative", as used in this act, shall be held to mean the executor or administrator or trustee or legal representative of the decedent whose estate is subject to an estate tax under the laws of this state. In the event no executor or administrator is appointed and qualified, then the term "executor" as used herein shall be held to mean any person in actual or constructive possession and acting for any estate subject to tax under the laws of this state.

SECTION 3. There is hereby levied upon all net estates, wherein there is property having a tax situs in Oklahoma, a tax equal to the full amount of state tax permissible when levied by and paid to the state as a credit or deduction in computing any federal estate tax payable by such estate. The tax shall not exceed, in the aggregate, the amount which may, by federal law, be allowed to be credited against or deducted from the federal estate tax. The rates of taxation, the definition of net estate and methods of arriving at the net estate shall be the same as provided in

federal law, except that property not having a tax situs in Oklahoma shall be excluded in arriving at the net estate. If only a portion of an estate of a decedent has a taxable situs in this state, such maximum tax credit shall be determined by multiplying the entire amount of the credit allowable against the federal estate tax for state death taxes, by the percentage which the value of the portion of the estate of the decedent which has a taxable situs in this state has to the value of the entire estate.

SECTION 4. The executor of the estate of any person who died owning property having a tax situs in this state and whose estate is subject to the payment of a federal estate tax shall file with the Tax Commission a duplicate of all returns which are required by federal law, for the purpose of determining the estate taxes. When the duplicate return is filed, the Tax Commission shall compute the amount of state estate tax and shall assess such amount against the estate. If, after the filing of duplicate returns as required by this section and the assessment of state estate taxes, the federal authorities shall increase or decrease the amount of federal estate tax, an amended return shall be filed with the Tax Commission, showing all the changes made in the original return. The Tax Commission shall assess against said estate any additional amount due or refund any amount of a decrease.

SECTION 5. The tax levied by this act shall be due on or before nine (9) months after the death of the decedent and shall be paid by the executor to the Tax Commission; provided if the Tax Commission finds that the payment on the due date would impose undue hardship upon the estate, the Tax Commission may extend the time for payment of all or any part, not to exceed ten (10) years from the original due date. In such case, the amount for which the extension is granted shall be paid on or before the date thus set, unless further extended within the ten-year time limitation. If the time for pay-

ment is extended, there shall be collected, in addition to the tax, interest thereon from the original due date to the date of payment at a rate determined by the Tax Commission. The Tax Commission may require security for the deferred payments or may release any part or remainder of the estate from any claim or lien for the payment of the tax.

SECTION 6. The amount of the estate tax levied by this act and any deficiency shall be assessed within thirty (30) days after the return is filed, and no court proceeding or assessment for the collection of such taxes shall be commenced after the expiration of ten (10) years after the return is filed.

SECTION 7. Upon the failure to file with the Tax Commission the returns required by this act within nine (9) months from the date of death of the decedent, such estate may be appraised and assessed for the estate taxes levied by the Tax Commission. The Tax Commission shall have authority to require the production of any evidence that will enable it to determine the value of the property of such estate subject to be taxed under this act.

SECTION 8. The tax levied on estates by this act, after notice and opportunity to protest, shall have the force of a judgment on which execution may be issued by the Tax Commission. If an executor of any estate taxable under this act fails to pay the amount assessed against the estate within six (6) months after notice of the amount to be paid or nine (9) months after the death of the decedent, whichever is later, provided that no extension is granted, the Tax Commission shall issue execution directed to the sheriff of any county in which any of the property of the estate is located for the amount of such tax against the estate. The execution shall be enforced by levy and sale and the amount due shall bear interest at the rate of one percent (1%) per month until paid.

SECTION 9. The state shall have a lien for all taxes and interest which are or may become due under this act on all property of a decedent subject to taxes under this act for a period of ten (10) years from the date of death of the decedent.

SECTION 10. In the event that after due return made, the final assessment of the tax or final assessment of the value of the estate for the purpose of the federal tax shall not have been arrived at when payment would become due under this act, the time for payment of the tax due under this act shall, on showing being made to the Tax Commission, be extended until final assessment of the tax or value of the estate for the purpose of the federal tax. Provided, the Tax Commission may require the payment of an amount of the tax as it may determine will not be in excess of the total tax that will be due the state, as shown by tax return made, when the final determination of the amount of the assessment of the tax shall have been made for federal tax purposes.

SECTION 11. All revenues collected under the provisions of this act shall be paid monthly by the Tax Commission to the State Treasurer to be placed to the credit of the General Revenue Fund of this state to be used for governmental functions and to be paid out only pursuant to direct appropriation by the legislature.

SECTION 12. The administration of this act shall be exercised by the Tax Commission, which shall prescribe the forms and rules of procedure in conformity with this act for making returns and for the ascertainment, assessment and collection of the taxes levied by this act.

SECTION 13. 68 O.S. 1971, Sections 802, Section 4, Chapter 312, O.S.L. 1974, 803, as last amended by Section 1, Chapter 1, O.S.L. 1975, 804, 805, 806, as amended by Section 2, Chapter 206, O.S.L. 1973, 807, as last amended by Section 1, Chapter

266, O.S.L. 1976, 808, as last amended by Section 3, Chapter 312, O.S.L. 1974, Sections 1 and 2, Chapter 121, O.S.L. 1975, 809, as last amended by Section 3, Chapter 1, O.S.L. 1975, 811, 812, as last amended by Section 1, Chapter 202, O.S.L. 1980, 813, 814, 815, as last amended by Section 4, Chapter 286, O.S.L. 1980, 815.1, as amended by Section 2, Chapter 207, O.S.L. 1980, 816, as amended by Section 6, Chapter 206, O.S.L. 1973, 816.1, 817, 818, 819, 820, 821, as amended by Section 5, Chapter 286, O.S.L. 1980, 822, 823, 824, 825, as last amended by Section 1, Chapter 51, O.S.L. 1974, Sections 1 and 2, Chapter 110, O.S.L. 1977, 901, as last amended by Section 1, Chapter 150, O.S.L. 1976, 902, 903, as amended by Section 2, Chapter 224, O.S.L. 1975, 904, 905, 906, as amended by Section 1, Chapter 53, O.S.L. 1974, 907, 908 and 909 (68 O.S. Supp. 1980, Sections 802.1, 803, 806, 807, 808, 808.1, 808.2, 809, 812, 815, 815.1, 816, 821, 825, 826, 827, 901, 903 and 906), are hereby repealed.

SECTION 14. Sections 1 through 12 of this act shall be codified in the Oklahoma Statutes as Sections 830 through 841 of Title 68, unless there is created a duplication in numbering.

SECTION 15. This act shall become effective January 1, 1982.

Senator York moved to table the Pierce motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dennis, Giles, Howell, Johnson, Kilpatrick, Luton, McDaniel, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, York and Young.—26.

Nay: Dahl, Green, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce,

Smith (Jerry L.), Tinsley, Watson and Winn.—18.

Excused: Crow, Cummins, Howard and Stipe.—4.

Senator York moved that **SB 84**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 84** was considered engrossed and placed on Third Reading.

THIRD READING

SB 84 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—42.

Nay: Young.—1.

Excused: Crow, Cummins, Howard, Moore and Stipe.—5.

The bill passed.

SB 84 was referred for engrossment.

Senator Kilpatrick presiding.

GENERAL ORDER

SB 124 by Smith (Jerry) of the Senate and Ford of the House was read and considered.

Senator Combs asked unanimous consent to amend **SB 124** by crippling the Title, which was the order.

Senator Jerry Smith moved that **SB 124**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 124** was considered engrossed and placed on Third Reading.

THIRD READING

SB 124 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, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Cain, Johnson and Kilpatrick.—3.

Excused: Branch, Crow and Cummins.—3.

The bill passed.

SB 124 was referred for engrossment.

GENERAL ORDER

SB 139 by Combs of the Senate and Fitzgibbon of the House was read and considered.

Senator Combs moved that **SB 139** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 139** was considered engrossed and placed on Third Reading.

THIRD READING

SB 139 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Cummins and Howell.—3.

The bill and emergency passed.

SB 139 was referred for engrossment.

GENERAL ORDER

SB 234 by Dahl of the Senate and Weichel of the House was read and considered.

Senator Dahl moved that **SB 234** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 234** was considered engrossed and placed on Third Reading.

THIRD READING

SB 234 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Nay: Boatner, Branch, Clifton, Combs, Johnston, Keller and Landis.—7.

Excused: Crow, Cummins and Howell.—3.

The bill passed.

SB 234 was referred for engrossment.

GENERAL ORDER

SB 244 by Green of the Senate and Lawter of the House was read and considered.

Senator Jerry Smith moved to amend **SB 244**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Green moved to amend **SB 244**, Page 2, Line 12, by adding after the word "reimbursement" and before the word "parking" the word "for", which amendment was declared adopted.

President Pro Tempore York presiding.

Senator Green moved that **SB 244**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 244** was considered engrossed and placed on Third Reading.

THIRD READING

SB 244 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Cate, Crow, Cummins and Howell.—4.

The bill passed.

SB 244 was referred for engrossment.

GENERAL ORDER

SB 326 by Watson and Randle of the Senate and Talley of the House was read and considered.

Senator Watson moved that **SB 326** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 326** was considered engrossed and placed on Third Reading.

THIRD READING

SB 326 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Nay: Shedrick.—1.

Excused: Crow and Cummins.—2.

The bill and emergency passed.

SB 326 was referred for engrossment.

GENERAL ORDER

SB 263 by Taliaferro of the Senate and Glover of the House was read and considered.

Senator Terrill asked to be named a co-author of **SB 263**, which was the order.

Senator Landis moved to amend **SB 263**, Page 1, Line 3, by striking after the word "law" and before the word "shall" on Line 5, all language, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Cate, Combs, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, Miller, O'Connor, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Watson, Winn and Young.—27.

Nay: Capps, Clifton, Crutcher, Cullison, Dahl, Dennis, Johnson, Leonard, McCune, McDaniel, Martin, Pierce, Rozell, Shedrick, Taliaferro, Terrill, Tinsley and York.—18.

Excused: Crow, Cummins and Moore.—3.

Senator Taliaferro moved that **SB 263**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 263** was considered engrossed and placed on Third Reading.

THIRD READING

SB 263 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Nay: Cate and Dennis.—2.

Excused: Crow, Cummins, Moore and Winn.—4.

The bill passed.

SB 263 was referred for engrossment.

Senator Kilpatrick presiding.

GENERAL ORDER

SB 261 by Cate and Cummins of the Senate and Hobson of the House was read and considered.

Senator Cate moved that **SB 261** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 261** was considered engrossed and placed on Third Reading.

THIRD READING

SB 261 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—43.

Excused: Crow, Cummins, Howard, Porter and Tinsley.—5.

The bill and emergency passed.

SB 261 was referred for engrossment.

GENERAL ORDER

SB 284 by Giles, Landis and Howell of the Senate and Weichel of the House was read and considered.

Senator Combs asked to be named a co-author of **SB 284**, which was the order.

Senator Finis Smith moved to amend **SB 284**, Page 3, Lines 7, 8 and 9, by striking after the word "marketable," all the language on those lines and substituting therefor the following: "or are not paid for any other cause, all such proceeds withheld from the party entitled thereto beyond sixty (60) days shall accrue interest from the date of pur-

chase at the", which amendment was declared adopted.

Senator Cate moved to amend **SB 284**, Page 3, Line 13½, by adding after "withheld." the following: "Provided, if such proceeds are held in a non-interest bearing trust account, such rate of interest shall not accrue."

Senator Giles moved to table the Cate motion to amend, which motion to table was declared adopted.

Senator Finis Smith moved to amend **SB 284**, Page 5, Line 12, by inserting after the word "act." the following:

"C. Nothing in this Act shall be construed to affect or create any new obligation of any first purchaser for disbursement of funds to persons entitled to payment for production purchased pursuant to gas purchase contracts executed before July 1, 1981.", which amendment was declared adopted.

Senator Giles moved that **SB 284**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 284** was considered engrossed and placed on Third Reading.

President Pro Tempore York presiding.

THIRD READING

SB 284 was 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, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Johnston, Keating, Kilpatrick, Lamb,

Landis, Leonard, Luton, McDaniel, Martin, Miller, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—35.

Nay: Cate, McCune, Moore, O'Connor, Pierce, Randle, Rozell and Smith (Jerry L.).—8.

Excused: Crow, Cummins, Keller, Porter and Winn.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Pierce moved that the vote be reconsidered whereby **SB 284** passed.

GENERAL ORDER

SB 313 by Clifton of the Senate and Lewis of the House was read and considered.

Senator Clifton moved that **SB 313** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 313** was considered engrossed and placed on Third Reading.

THIRD READING

SB 313 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry

L.), Stipe, Tinsley, Watson, York and Young.—37.

Nay: Cate, Howell, Leonard, Moore, Taliaferro and Terrill.—6.

Excused: Crow, Cummins, Keller, Porter and Winn.—5.

The bill passed.

SB 313 was referred for engrossment.

GENERAL ORDER

SJR 3 by Smith (Finis) and Combs of the Senate and Harper of the House was read and considered.

Senator Finis Smith moved that **SJR 3** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 3** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 3 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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Excused: Crow, Cummins, Dennis, Keller, Porter and Winn.—6.

The resolution and emergency passed.

SJR 3 was referred for engrossment.

GENERAL ORDER

SJR 14 by Cullison of the Senate and Hopkins of the House was read and considered.

Senator Cullison moved to amend **SJR 14**, Page 3, Line 7, by adding after the word "inmate" and before the word "then" the following: "and seventy-five (75) square feet per inmate for dormitory space," which amendment was declared adopted.

Senator Cullison moved that **SJR 14**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 14** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 14 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: Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—38.

Nay: Boatner, Branch, Combs, Keating and Young.—5.

Excused: Crow, Cummins, Keller, Porter and Winn.—5.

The resolution and emergency passed.

SJR 14 was referred for engrossment.

GENERAL ORDER

SJR 15 by Shedrick of the Senate and Hastings of the House was read and considered.

Senator Shedrick moved that **SJR 15** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 15** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 15 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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Nay: Landis.—1.

Excused: Crow, Cummins, Keller, Porter and Winn.—5.

The resolution and emergency passed.

SJR 15 was referred for engrossment.

COMMITTEE APPOINTMENT

Pursuant to the provisions of **SR 9**, President Pro Tempore York appointed the following members to serve on the Select Committee on the Department of Human Services: Senators Terrill, Chairman; Cullison, Vice Chairman, Boatner, Cain, Crutcher, Shedrick and Watson.

COMMITTEE REPORTS

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

DO PASS:

HB 1059 — Appropriations.

HB 1162 — Appropriations.

HB 1204 — Appropriations.

HB 1247 — Judiciary, and be referred to the Consent Calendar.

DO PASS, as amended:

HB 1065 — Appropriations.

HB 1252 — Judiciary, coauthored by Clifton.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

HUBERT L. CALLAWAY, Seminole, as a member of the Board of Regents of Seminole Junior College, to serve a seven (7) year term ending June 30, 1987. Mr. Callaway succeeds Michael D. Simmons.

J.E. CARTER, Lawton, as a member of the Transportation Commission, to serve an eight (8) year term ending February 15, 1989. Mr. Carter succeeds himself.

YOLANDA CHARNEY, Tulsa, as a member of the Oklahoma Human Rights

Commission, to serve a three (3) year term ending July 15, 1983. Ms. Charney succeeds Danny Little Axe.

LAWRENCE H. HART, Clinton, as a member of the Oklahoma Human Rights Commission, to serve a three (3) year term ending July 15, 1982. Mr. Hart succeeds himself.

FORREST LEE, Boley, as a member of the Oklahoma Human Rights Commission, to serve a three (3) year term ending July 15, 1983.

MARY JEANNIE LUNSFORD, Stratford, as a member of the Oklahoma Indian Affairs Commission, to serve a three (3) year term ending August 15, 1982. Ms. Lunsford succeeds Chief Sylvester Tinker.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

- HB 1046** — Judiciary
- HB 1069** — Appropriations
- HB 1094** — Appropriations
- HB 1160** — Judiciary
- HB 1174** — Finance
- HB 1183** — Appropriations
- HB 1216** — General Government
- HB 1313** — Natural Resources
- HB 1315** — Agriculture
- HJR 1016** — Business and Labor

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1042, 1049, 1068, 1132, 1200, 1221, 1244, 1267, 1298, 1303, 1309, 1310, 1314, 1323, 1331, 1354, 1355 and 1423.**

HB 1042 — By Peterson.

An Act relating to motor vehicles; amending Section 6, Chapter 181, O.S.L. 1979, as last amended by Section 1, Chapter 341, O.S.L. 1980 (47 O.S. Supp. 1980, Section 23.2b); providing for perfection of a security interest in certain motor vehicles; setting certain guidelines and procedures; providing certain new computer installation; adjusting distribution; providing for purchase and installation of remote computer equipment; providing procedures for release of such interests; providing guidelines related to titles; providing for perfection of prior interests; providing an effective date; and declaring an emergency.

HB 1049 — By Barker, Harbin, Rieger, Vaughn and Widener of the House and Luton, Winn and Lamb of the Senate.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.2; providing for Pardon and Parole Board meetings; authorizing certain actions by the Board; providing procedures for notice of hearings; and providing an effective date.

HB 1068 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[State Supreme Court and the Court of Appeals — Appropriation — Emergency]

HB 1132 — By Graves, Hooper and Duckett of the House and Smith (Jerry) of the Senate.

An Act relating to crimes and punishments; amending Section 6, Chapter 1, 1st Extraordinary Session, O.S.L. 1976 (21 O.S. Supp. 1980, Section 701.12); providing for certain aggravating and mitigating circumstances in imposition of death penalty; and declaring an emergency.

HB 1200 — By Lawter of the House and Combs of the Senate.

An Act relating to insurance; amending 36 O.S. 1971, Section 4405; specifying certain

accident and health policy provisions; adding provision for continued coverage under certain circumstances; requiring conversion privileges on certain policies; limiting application of conversion privilege; providing for application of section; defining terms; directing codification; and providing an effective date.

HB 1221 — By Harbin of the House and Stipe of the Senate.

An Act relating to prisons and reformatories; providing additional sick leave for certain Department of Corrections employees; providing procedure for granting such additional sick leave with certain limitations; providing operative date; and declaring an emergency.

HB 1244 — By Taylor of the House and Crutcher of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 901.11; providing for fire protection appraisal records; modifying the information required in such records; and providing an effective date.

HB 1267 — By Riggs of the House and Randle of the Senate.

An Act relating to cities and towns; authorizing the governing body of certain municipalities to create districts for certain additional public improvements; providing for preparation of an assessment roll; enumerating the contents of such assessment roll; providing for certain reassessment hearings; providing for notice and publication; limiting duration of certain districts; providing procedures and rules for discontinuance of certain districts; directing codification; and declaring an emergency.

HB 1298 — By Vanatta of the House and Combs of the Senate.

An Act relating to corporations; amending 18 O.S. 1971, Section 1.74; exempting public utilities from the prohibition against the creation of a sinking fund for a series within a

class of stock without the provision that a sinking fund as beneficial to the whole class exists or be created; and declaring an emergency.

HB 1303 — By Hamilton, Gray, McCorkell and Fair of the House and Keating of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1111, 1112, 1113 and 1114; modifying the definition of rape; providing for and defining the crime of rape by instrumentation in the first and second degrees; modifying limitations on convictions for rape; modifying provisions determining the sufficiency of the crime; directing codification; and providing an effective date.

HB 1309 — By Hopkins.

An Act relating to blind persons; amending 7 O.S. 1971, Section 19.1; allowing certain persons to have trained guide dogs on certain common carriers; prohibiting certain charges; prohibiting denial of admittance to certain places; providing for liability; and providing an effective date.

HB 1310 — By Lewis, Fair, Hamilton, Shurden, Hooper, Harper and Duckett of the House and Clifton of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1077; providing for bail on appeal after conviction and making exceptions thereto; and providing an effective date.

HB 1314 — By Sanders and Camp of the House and Taliaferro of the Senate.

An Act relating to game and fish; establishing the Oklahoma Nongame Wildlife Improvement Program; providing for funding; defining nongame wildlife; creating a revolving fund; providing for certain administrative costs; providing severability; directing codification; and providing an effective date.

HB 1323 — By Shurden, Hamilton and Barker of the House and Terrill of the Senate.

An Act relating to state government; creating Oklahoma Reward System to be administered by the Oklahoma State Bureau of Investigation; providing procedures for implementation of system; creating a revolving fund; providing operative date; and declaring an emergency.

HB 1331 — By Hopkins and Caldwell of the House and Stipe and Crow of the Senate.

An Act relating to mines and mining; amending Sections 2, 3, 6, 11 and 13, Chapter 148, O.S.L. 1978 (45 O.S. Supp. 1980, Sections 902, 903, 906, 911 and 913); providing for surface mining safety standards; providing for certification for certain mining positions; providing for certification fees; providing for temporary permits; providing for rules and procedures for proper storage of explosives and loading, hauling and dumping; and declaring an emergency.

HB 1354 — By Fair, Hamilton and Harris of the House and Branch of the Senate.

An Act relating to crimes and punishments; prohibiting persons from forcing certain persons to engage in certain crimes against nature; providing for penalties; directing codification; and providing an effective date.

HB 1355 — By Hamilton, Fair, Davis (Frank) and Shurden of the House and Branch of the Senate.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.7, as amended by Section 1, Chapter 84,

O.S.L. 1980 (57 O.S. Supp. 1980, Section 332.7); providing for parole eligibility; requiring the Pardon and Parole Board to perform certain duties; requiring certain felons to serve certain minimum periods of confinement before being eligible for parole; and providing an effective date.

HB 1423 — By Draper and Taylor of the House and Cullison of the Senate.

An Act relating to public health and safety; prohibiting sale or offer for sale of certain pull-top or flip-top containers; defining terms; directing codification; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 11**.

The above numbered Resolution was referred for enrollment.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 18, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 218 was referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 5:55 p.m. to meet Wednesday, March 18, 1981, at 1:30 p.m.

Forty-second Legislative Day

Wednesday, March 18, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, Winn, York and Young.—39.

Excused: Cate, Crow, Crutcher, Cummins, Howard, Johnston, Stipe, Taliaferro and Terrill.—9.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Abernathy, the guest of Senator Lamb.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Pages 390 and 391, which motion was declared

adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, Winn, York and Young.—39.

Excused: Cate, Crow, Crutcher, Cummins, Howard, Johnston, Stipe, Taliaferro and Terrill.—9.

Senators Crutcher and Terrill asked to be shown present, which was the order.

GENERAL ORDER

SB 61 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 61** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 61** was considered engrossed and placed on Third Reading.

THIRD READING

SB 61 was 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, Branch, Cain, Capps, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Tinsley, Watson, Winn, York and Young.—38.

Nay: Smith (Jerry L.).—1.

Excused: Cate, Clifton, Crow, Cummins, Howard, Johnston, Stipe, Taliaferro and Terrill.—9.

The bill and emergency passed.

SB 61 was referred for engrossment.

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

GENERAL ORDER

SB 64 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 64** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 64** was considered engrossed and placed on Third Reading.

THIRD READING

SB 64 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Howell, Johnson, Kilpatrick, Landis, Luton, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Winn, York and Young.—28.

Nay: Crutcher, Green, Keating, Keller, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—12.

Excused: Cate, Crow, Cummins, Howard, Johnston, McDaniel, Stipe and Terrill.—8.

The bill passed.

Senators Stipe and Cate 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: 30. Nay: 12. Excused: 6.

The emergency failed.

SB 64 was referred for engrossment.

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

INTRODUCTIONS

Senator Martin introduced Antonio C. Lee, M.D., Sulphur, as Doctor of the Day.

Senator Capps, on behalf of Senator Crow, introduced Margaret Thomas, R.N., Altus, as Nurse of the Day.

GENERAL ORDER

SB 67 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Randle moved that **SB 67** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 67** was considered engrossed and placed on Third Reading.

THIRD READING

SB 67 was 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, Branch, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Lamb, Landis, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn, York and Young.—32.

Nay: Combs, Green, Keating, Keller, Kilpatrick, Leonard, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—12.

Excused: Crow, Cummins, Johnston and Terrill.—4.

The bill and emergency passed.

SB 67 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent to suspend the provisions of Rule 7-10 H. on House legislation considered and reported by Senate committees, which was the order.

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

GENERAL ORDER

SB 20 by Combs, Cain and Taliaferro of the Senate and Hamilton of the House was read and considered.

Senators Stipe, Luton, Howell, and Terrill asked to be named coauthors of **SB 20**, which was the order.

Senator Combs moved that **SB 20**, as co-authored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 20** was considered engrossed and placed on Third Reading.

THIRD READING

SB 20 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dennis, Giles, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and York.—40.

Nay: Dahl, Howard, Johnson and Young.—4.

Excused: Crow, Cummins, Smith (Finis) and Terrill.—4.

The Chair advised that Senator Finis Smith, having been present in the Chamber during the vote on **SB 20** would be shown voting "Nay" in compliance with Rule

14-1B. The vote thereby resulted as follows:
Aye: 40. Nay: 5. Excused: 3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B., Senator Keller moved that the vote be reconsidered whereby **SB 20** passed.

DECLARATION OF VOTE

Senator Terrill asked that the record reflect had he been present at the time of Third Reading of **SB 20** when the vote was taken he would have voted "Aye", which was the order.

Senator Kilpatrick presiding.

GENERAL ORDER

SB 220 by Giles and Landis of the Senate and Dunn of the House was read and considered.

Senator Dahl asked to be named a coauthor of **SB 220**, which was the order.

Senator Luton presiding.

Senator Giles moved to amend **SB 220**, Page 2, Lines 14 through 18, by striking all language and inserting the following new subparagraph (c):

"(c.) The tax hereby levied shall also attach to, and is levied on, what is known as the royalty interest payable to the Osage Indian Tribe; said interest shall not exceed the amount authorized by Congress and the amount of such tax shall be a lien on such interest."

On the question of adoption of the Giles motion to amend, it was declared adopted.

Senator Lamb moved to amend **SB 220**, Page 13, Line 3, by striking the letter "s" on the word "paragraphs" and strike the word and letter, "and (d)" and by striking the word "equally" on Page 12, Line 18 and Page 13, Line 1, which amendment was declared adopted.

Senator Giles moved that **SB 220**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 220** was considered engrossed and placed on Third Reading.

THIRD READING

SB 220 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Nay: Leonard, Martin, Miller, Rozell and Stipe.—5.

Excused: Crow, Cummins and Porter.—3.

The bill and emergency passed.

SB 220 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 46, 50, 51, 84, 124, 139, 163, 218, 222, 226, 234, 244, 261, 263, 265, 286, 313

and **326** and **SJR**s **3**, **14** and **15** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 11 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 225 by Smith (Finis) of the Senate and Sparkman of the House was read and considered.

Senators Schuelein and Luton asked to be named coauthors of **SB 225**, which was the order.

Senator McDaniel moved to amend **SB 225**, Page 1, Lines 1 through 7, by striking all of Section 1, which amendment was declared adopted.

Senator McDaniel moved to amend **SB 225**, Page 11, Line 16, by striking after the word "year" and before the word "from" "1980" and inserting in lieu thereof "1981".

Senator Finis Smith moved to table the McDaniel motion to amend, which motion to table was declared failed of adoption, the roll thereon being as follows:

Aye: Boatner, Cain, Combs, Crutcher, Cullison, Dennis, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Luton, McCune, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Terrill and York.—21.

Nay: Branch, Capps, Cate, Clifton, Dahl, Johnston, Keating, Keller, Lamb, Landis, Leonard, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and Young.—24.

Excused: Crow, Cummins and Porter.—3.

On the question of adoption of the McDaniel motion to amend, it was declared adopted.

Senator McDaniel moved to amend **SB 225**, Page 15, Lines 16, 17 and 18, by deleting all language on Lines 16, 17 and 18 and all language on Page 16, Line 1, and by amending Line 18 on Page 10 to read "twenty-two percent (22%)" in lieu of "twenty-one percent (21%)", which amendment was declared adopted.

Senator McDaniel moved to amend **SB 225**, Page 16, Lines 13 through 17, by striking the Emergency Clause and substituting in lieu thereof the following:

"Section 5. This Act shall become effective July 1, 1982.", which amendment was declared adopted.

Senator Finis Smith moved that **SB 225**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 225** was considered engrossed and placed on Third Reading.

Senator Schuelein presiding.

THIRD READING

SB 225 was read for the third time at length.

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

Aye: Boatner, Cain, Cate, Combs, Crutcher, Cullison, Dennis, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Luton, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson and York.—26.

Nay: Branch, Capps, Clifton, Dahl, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Tinsley, Winn and Young.—19.

Excused: Crow, Cummins and Porter.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Lamb moved that the vote be reconsidered whereby **SB 225** passed.

GENERAL ORDER

SB 160 by Young of the Senate and Morgan of the House was read and considered.

Senators Pierce and McCune asked to be named coauthors of **SB 160**, which was the order.

Senator Young moved that **SB 160**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 160** was considered engrossed and placed on Third Reading.

THIRD READING

SB 160 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schue-

lein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—44.

Excused: Crow, Cummins, Porter and Winn.—4.

The bill and emergency passed.

SB 160 was referred for engrossment.

GENERAL ORDER

SJR 6 by Young of the Senate and Morgan of the House was read and considered.

Senators Pierce and McCune asked to be named coauthors of **SJR 6**, which was the order.

Senator Young moved that **SJR 6**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SJR 6** was considered engrossed and placed on Third Reading.

THIRD READING

SJR 6 was read for the third time at length, as follows:

SJR 6 — By Young, Pierce and McCune of the Senate and Morgan of the House.

[Constitutional Amendment — Gross Production Tax — Special Election]

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 38TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article X of the Constitution of the State of

Oklahoma by adding a new Section 12b, to read as follows:

Section 12b. Twenty percent (20%) of any and all gross production taxes on oil, gas or other minerals, levied and collected by statute, in excess of the amount collected in Fiscal Year 1981, shall be paid monthly to the State Treasurer and deposited by him in a trust established as the State Gross Production Tax Permanent Trust Fund. The trust shall be maintained by the State Treasurer and shall forever remain inviolate. The monies paid into the trust fund shall be the principal and only the interest income earned by the principal shall be apportioned yearly to the General Fund for appropriation by the Legislature.

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 requiring that twenty percent (20%) of all gross production tax revenues collected in excess of the amount collected in Fiscal Year 1981 be deposited in a trust fund; requiring that only the interest earned by the trust be appropriated by the Legislature

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 runoff 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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson and Young.—38.

Nay: Howell, Landis, Leonard, McDaniel, Rozell and Stipe.—6.

Excused: Crow, Cummins, Winn and York.—4.

The Resolution was declared passed.

The question being, "Shall **SJR 6**, by Young, Pierce and McCune of the Senate and Morgan of the House entitled:

[Constitutional Amendment — Gross Production Tax — 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 runoff 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 runoff primary election or special election whichever occurs first, as provided in Section 1, Article 24, of the Constitution of Oklahoma?"

The roll call was ordered and resulted as follows:

Aye: Cate, Clifton, Cullison, Dahl, Green, Keating, Keller, McCune, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Terrill and Young.—19.

Nay: Boatner, Branch, Cain, Capps, Combs, Crutcher, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Miller, Rozell, Shedrick, Stipe, Taliaferro, Tinsley and Watson.—25.

Excused: Crow, Cummins, Winn and York.—4.

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.

SJR 6 was ordered referred for engrossment.

GENERAL ORDER

SB 140 by Howard of the Senate and Denman of the House was read and considered.

Senator Tinsley moved to amend **SB 140**, Page 6, Line 10, by inserting a new Section 2 as follows:

"Section 2. Attorney fees shall be fixed at twenty percent (20%) of the total award on all cases, but shall not exceed that amount. When an appeal is filed to the Court of Appeals or Supreme Court, the fee shall be set at twenty-five percent (25%) of the total award but shall not exceed that amount." and by renumbering and amending the Title, which amendment was declared adopted.

Senator Howard moved that **SB 140**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 140** was considered engrossed and placed on Third Reading.

THIRD READING

SB 140 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Dennis, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, York and Young.—31.

Nay: Capps, Cullison, Dahl, Giles, Green, Johnson, Keller, Landis, McCune, O'Connor, Schuelein, Taliaferro, Tinsley and Watson.—14.

Excused: Crow, Cummins and Winn.—3.

The bill passed.

Senators Tinsley and Schuelein desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 12. Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Howard moved that the vote be reconsidered whereby **SB 140** passed.

GENERAL ORDER

SB 142 by Howard of the Senate and Denman of the House was read and considered.

Senator Howard moved that **SB 142** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 142** was considered engrossed and placed on Third Reading.

THIRD READING

SB 142 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Dennis, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Leonard, Luton, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley and York.—30.

Nay: Capps, Crutcher, Cullison, Dahl, Giles, Green, Johnston, Keller, Landis, McCune, McDaniel, O'Connor, Taliaferro, Watson and Young.—15.

Excused: Crow, Cummins and Winn.—3.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows: Aye: 30. Nay: 15. Excused: 3.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Howard moved that the vote be reconsidered whereby **SB 142** passed.

President Pro Tempore York presiding.

GENERAL ORDER

SB 143 by Howard of the Senate and Denman of the House was read and considered.

Senator Howard moved to amend **SB 143**, Page 2, Lines 1, 2 and 3 by striking after the word "liability" on Line 1, and before the word "for" on Line 3, all language and insert the following:

"at common law, or otherwise, of only the employer, independent contractor, intermediate employer, or principal employer and any of its employees, which furnishes full compensation benefits", which amendment was declared adopted.

Senator Howard moved that **SB 143**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 143** was considered engrossed and placed on Third Reading.

THIRD READING

SB 143 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Dennis, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Luton, Martin, Moore, Porter, Randle, Shedrick, Smith (Finis), Stipe, Terrill, Tinsley, York and Young.—25.

Nay: Capps, Crutcher, Cullison, Dahl, Giles, Green, Johnson, Keating, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Rozell, Schuelein, Smith (Jerry L.), Taliaferro, Watson and Winn.—21.

Excused: Crow and Cummins.—2.

The bill passed.

Senators Crutcher, Winn, Schuelein, Green, Landis, Miller, Cullison and Rozell desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 13. Excused: 2.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Howard moved that the vote be reconsidered whereby **SB 143** passed.

MOTION TO RECONSIDER VOTE

Senator Howard asked unanimous consent to suspend the provisions of Rule 12-24B to allow immediate consideration of a motion to reconsider the vote whereby the emergency section to **SB 142** failed of passage, which was the order.

The vote occurring on the Howard motion to reconsider the vote whereby the emergency section to **SB 142** failed of passage, was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dennis, Giles, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—39.

Nay: Dahl, Green, Johnston, McCune and O'Connor.—5.

Excused: Cate, Crow, Cummins and Winn.—4.

THIRD READING

Senators Taliaferro, Crutcher, Giles, McDaniel and Landis desired to vote aye on the emergency section to **SB 142**.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 10. Excused: 3.

The emergency passed.

Senator Howell presiding.

GENERAL ORDER

SB 100 by Smith (Finis) was read and considered.

Pursuant to Joint Rule 15, Representative Riggs asked to be named Principal House Author of **SB 100**, which was the order.

Senator Finis Smith moved that **SB 100** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 100** was considered engrossed and placed on Third Reading.

THIRD READING

SB 100 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, Dahl, Howard, Howell, Johnson, Kilpatrick, Leonard, Luton, McDaniel, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, York and Young.—25.

Nay: Boatner, Branch, Capps, Dennis, Giles, Green, Johnston, Keating, Keller, Lamb, Landis, McCune, Martin, Miller, Moore, O'Connor, Rozell, Shedrick, Stipe and Tinsley.—20.

Excused: Crow, Cummins and Winn.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Finis Smith moved that the vote be reconsidered whereby **SB 100** passed.

GENERAL ORDER

SB 266 by Smith (Finis) was read and considered.

Pursuant to Joint Rule 15, Representative Ben Brown asked to be named principal House author of **SB 266**, which was the order.

Senator Finis Smith moved that **SB 266**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 266** was considered engrossed and placed on Third Reading.

THIRD READING

SB 266 was read for the third time at length.

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

Aye: Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley and Watson.—33.

Nay: Boatner, Cain, Johnson, Kilpatrick, Miller, Porter, Rozell, Stipe and Young.—9.

Excused: Crow, Cummins, Howard, Keating, Winn and York.—6.

The bill passed.

SB 266 was referred for engrossment.

GENERAL ORDER

SB 182 by Luton of the Senate and Denman of the House was read and considered.

Senator Luton moved that **SB 182** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 182** was considered engrossed and placed on Third Reading.

THIRD READING

SB 182 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune,

McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—44.

Excused: Crow, Cummins, Howard and Winn.—4.

The bill passed.

SB 182 was referred for engrossment.

GENERAL ORDER

SB 210 by Stipe and Winn of the Senate and Weichel of the House was read and considered.

Senator Stipe moved that **SB 210** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 210** was considered engrossed and placed on Third Reading.

THIRD READING

SB 210 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Crutcher, Dahl, Dennis, Giles, Green, Howard, Howell, Landis, Luton, Miller, Randle, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley and Watson.—23.

Nay: Capps, Combs, Cullison, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Rozell, Smith (Finis), Smith (Jerry L.) and Young.—20.

Excused: Crow, Cummins, Johnston, Winn and York.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Stipe moved that the vote be reconsidered whereby **SB 210** failed.

GENERAL ORDER

SB 251 by Stipe of the Senate and Harbin of the House was read and considered.

Senators Dahl, Johnson and Capps asked to be named coauthors of **SB 251**, which was the order.

Senator Stipe moved that **SB 251**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 251** was considered engrossed and placed on Third Reading.

THIRD READING

SB 251 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Young.—43.

Excused: Crow, Cummins, Johnston, Winn and York.—5.

The bill and emergency passed.

SB 251 was referred for engrossment.

GENERAL ORDER

SB 252 by Stipe of the Senate and Harbin of the House was read and considered.

Senators Dahl, Johnson and Capps asked to be named coauthors of **SB 252**, which was the order.

Senator Stipe moved that **SB 252**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 252** was considered engrossed and placed on Third Reading.

THIRD READING

SB 252 was 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, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley and Watson.—38.

Nay: Branch, Landis, Porter, Schuelein and Young.—5.

Excused: Crow, Cummins, Johnston, Winn and York.—5.

The bill and emergency passed.

SB 252 was referred for engrossment.

GENERAL ORDER

SB 279 by Stipe of the Senate and Fitzgibbon, Gray and Harbin of the House was read and considered.

Senators Cate and Shedrick moved to amend **SB 279**, Page 28, Lines 15 and 16, by deleting after the word "than" on Line 15, the words and figure "Ten Dollars (\$10.00)" and inserting in lieu thereof the words and figure "One Hundred Dollars (\$100.00)" and by further deleting after the word "than" on Line 16 and before the word "for" the words and figure "One Hundred Dollars (\$100.00)" and inserting in lieu thereof the words and figure "One Thousand Dollars (\$1,000.00)", which amendment was declared adopted.

Senator Stipe moved that **SB 279**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 279** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Stipe asked unanimous consent to amend **SB 279** on Third Reading, to which request objection was heard.

The Presiding Officer advised the Senate that the provisions of Rule 12-22 provide for nonsubstantive errors in the language of a bill to be corrected at the time of engrossment or enrollment.

Senator Cate asked unanimous consent to amend **SB 279**, Page 28, Line 6, by deleting after the word "public" and before the word "to" the word "employer" and substituting the word "employee", which was the order.

Senator Clifton moved to amend **SB 279**, Page 21, Lines 5 and 6 by inserting after the word "shall" on Line 5 and before the word

“supersede” on Line 6 the word “not”, which amendment was declared adopted upon the unanimous consent request of Senator Stipe.

Senator Young moved that **SB 279** be referred to the Committee on Business and Labor.

Senator Stipe moved to table the Young motion to rerefer, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Crutcher, Dennis, Howard, Kilpatrick, Luton, McDaniel, Martin, Porter, Randle, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and York.—18.

Nay: Boatner, Branch, Capps, Clifton, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Smith (Jerry L.), Watson and Young.—25.

Excused: Combs, Crow, Cullison, Cummins and Winn.—5.

President Pro Tempore York presiding.

Senator Young pressed his motion to rerefer **SB 279** to the Committee on Business and Labor, which motion to rerefer was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Clifton, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Smith (Jerry L.), Watson and Young.—25.

Nay: Boatner, Cain, Cate, Combs, Crutcher, Cullison, Dennis, Howard, Kilpatrick, Luton, Martin, Porter, Randle,

Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and York.—20.

Excused: Crow, Cummins and Winn.—3.

GENERAL ORDER

SB 248 by Watson of the Senate and Hamilton and Duckett of the House was read and considered.

Senator Watson moved that **SB 248** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 248** was considered engrossed and placed on Third Reading.

THIRD READING

SB 248 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, York and Young.—41.

Nay: Dennis, Pierce and Rozell.—3.

Excused: Crow, Cummins, Terrill and Winn.—4.

The bill and emergency passed.

SB 248 was referred for engrossment.

GENERAL ORDER

SB 303 by Cate and York of the Senate and Hobson of the House was read and considered.

Pursuant to Joint Rule 15, Representative Frank Davis asked to be named a coauthor of **SB 303**, which was the order.

Senator Cate moved that **SB 303** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 303** was considered engrossed and placed on Third Reading.

THIRD READING

SB 303 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, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Luton, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Tinsley, York and Young.—30.

Nay: Branch, Capps, Giles, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Moore, O'Connor, Pierce, Stipe, Taliaferro and Watson.—15.

Excused: Crow, Cummins and Winn.—3.

The bill passed.

Senators Landis and Branch 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.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Pierce moved that the vote be reconsidered whereby **SB 303** passed.

GENERAL ORDER

SB 316 by Rozell, York, Howell and Miller of the Senate and Gray of the House was read and considered.

Senator Giles moved to amend **SB 316**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Keller moved to amend **SB 316**, Page 5, Line 11, by adding after the figure "\$1,400,000.00" a new line item as follows:

Alternative Education	
Program	\$500,000.00

which amendment was declared adopted.

Senator Rozell moved that **SB 316**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 316** was considered engrossed and placed on Third Reading.

THIRD READING

SB 316 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell,

Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—45.

Excused: Crow, Cummins and Winn.—3.

The bill and emergency passed.

SB 316 was referred for engrossment.

GENERAL ORDER

SB 317 by Luton of the Senate and Barker of the House was read and considered.

Senator Finis Smith asked to be named a coauthor of **SB 317**, which was the order.

Senator Luton moved that **SB 317**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 317** was considered engrossed and placed on Third Reading.

THIRD READING

SB 317 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley, Watson and York.—36.

Nay: Keller, Lamb, Landis, Leonard, Moore, Pierce, Taliaferro and Young.—8.

Excused: Crow, Cummins, Randle and Winn.—4.

The bill and emergency passed.

SB 317 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

HB 1019 — General Government, and be referred to the Consent Calendar.

HB 1039 — General Government, coauthored by Taliaferro.

HB 1098 — Finance, coauthored by Crutcher and Shedrick.

HB 1120 — Judiciary, coauthored by Smith (Finis).

HB 1121 — Business and Labor, coauthored by Smith (Finis).

HB 1122 — Finance, coauthored by Combs and Green.

HB 1151 — General Government, and be referred to the Consent Calendar.

HB 1181 — Business and Labor.

HB 1185 — Judiciary, coauthored by Branch, Cain and Johnson of the Senate.

HB 1190 — Judiciary.

HB 1196 — General Government, and be referred to the Consent Calendar.

HB 1199 — General Government, and be referred to the Consent Calendar.

HB 1218 — Finance, coauthored by Combs.

HCR 1011 — Business and Labor.

DO PASS, as amended:

HB 1112 — Appropriations.

SECOND READING

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

HB 1042 — Finance

HB 1049 — Judiciary

HB 1068 — Appropriations
HB 1132 — Judiciary
HB 1200 — Business and Labor
HB 1221 — General Government
HB 1244 — General Government
HB 1267 — General Government
HB 1298 — Business and Labor
HB 1303 — Judiciary
HB 1309 — Human Resources
HB 1310 — Judiciary
HB 1314 — Agriculture
HB 1323 — Judiciary
HB 1331 — Natural Resources
HB 1354 — Judiciary
HB 1355 — Judiciary
HB 1423 — Human Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1236** and **1372**.

HB 1236 — By Deatherage, Barker, Draper, Fried, Taylor, Cole, Joiner, Brown, Vaughn, Murphy, Thompson, Baughman and Hobson of the House and Randle and Kilpatrick of the Senate.

[Schools — Amending Sections 18-107, 18-112 and 18-114 of Title 70 — Appropriation — Repealing 70 O.S. Supp. 1980, Section 18-109 — Emergency]

HB 1372 — By Weichel.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 1023, 1024, 1025, 1028, 1029, 1030, as last amended by Section 1, Chapter 145, O.S.L. 1978, 1031, 1032, and 1034, as amended by Section 2, Chapter 91, O.S.L. 1976 (2 O.S. Supp.

1980, Sections 1030 and 1034); broadening definition of wheat producers for purposes of this act; providing for membership of the Oklahoma Wheat Commission; enlarging the membership and modifying districts; broadening scope of and specifying powers of Wheat Commission; providing reimbursement to Commission and persons designated by the Commission, including foreign and national officials; providing that Commission may retain attorneys for wheat producers; allows expenditure of funds in recognition of certain individuals; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 11**.

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

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1060**, as amended.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 19, 1981, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 6:05 p.m. to meet Thursday, March 19, 1981, at 11:00 a.m.

Forty-third Legislative Day

Thursday, March 19, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Clifton, Crow, Cummins, Johnston, Keating, Randle and Winn.—7.

Senator Combs declared a quorum present.

The prayer was offered by Reverend Abernathy, the guest of Senator Lamb.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Jerry Goodman, Tulsa, as member to the Commission on Consumer Credit.

Gerald Smith, Altus, as member to the Board of Regents of Western Oklahoma State College.

GENERAL ORDER

SCR 13 by Rozell and Pierce was read and considered.

SCR 13 was adopted upon motion of Senator Rozell and referred for engrossment.

GENERAL ORDER

SB 312 by Porter of the Senate and Denman of the House was read and considered.

Senator Porter moved to amend **SB 312**, Page 3, Line 5, by deleting after the word "notice" the words "of furnishing of" and substituting in lieu thereof the word "that", and on Line 6, after the word "assistance" and before the comma, insert: "has been furnished", which amendment was declared adopted.

Senator Porter moved to amend **SB 312**, Page 3, by deleting after the word "insurer" the words "would be obligated" on Lines 1

and 2, and substituting in lieu thereof the words: "who has not discharged its obligation", and on Page 3, Line 3, insert after the ",", the word "and", which amendment was declared adopted.

Senator Porter moved to amend **SB 312**, Page 4, Line 15½, by adding a new paragraph as follows:

"The insurer who receives such claim shall notify the Department of Human Services of its obligation on such claim and shall pay the obligation to the provider of service or if the Department of Human Services has provided medical assistance thereon, pay the Department of Human Services.", which amendment was declared adopted.

Senator Porter moved that **SB 312**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 312** was considered engrossed and placed on Third Reading.

THIRD READING

SB 312 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finnis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Young.—40.

Excused: Clifton, Crow, Cummins, Johnston, Keating, Randle, Winn and York.—8.

The bill passed.

SB 312 was referred for engrossment.

Senators Johnston and Winn asked to be shown present, which was the order.

GENERAL ORDER

SB 324 by Porter of the Senate and Denman of the House was read and considered.

Senator Porter moved that **SB 324** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 324** was considered engrossed and placed on Third Reading.

THIRD READING

SB 324 was 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, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finnis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Excused: Clifton, Crow, Cummins, Keating, Kilpatrick, Randle and York.—7.

The bill and emergency passed.

SB 324 was referred for engrossment.

INTRODUCTIONS

Senator Tinsley introduced Patricia Scott, R.N., Watonga, as Nurse of the Day.

Senator Winn introduced James R. Rhym-
er, M.D., Clinton, as Doctor of the Day.

GENERAL ORDER

SB 159 by Terrill of the Senate and Hoop-
er of the House was read and considered.

Senator Cate moved to amend **SB 159**,
Page 4, Lines 9 through 17, by deleting all
language and substituting in lieu thereof the
following: "4. Any child whose religious
beliefs require nonparticipation in secular
activities, or observation of any particular
religious holiday, is hereby excused from
attending school on said days.", which
amendment was declared adopted.

Senator Terrill moved that **SB 159**, as
amended, be advanced, which motion was
declared adopted.

Pursuant to Rule 12-7, **SB 159** was con-
sidered engrossed and placed on Third
Reading.

THIRD READING

SB 159 was 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, Branch, Cain, Capps,
Cate, Combs, Crutcher, Cullison, Dahl,
Dennis, Giles, Green, Howard, Howell,
Johnson, Johnston, Keller, Kilpatrick,
Lamb, Landis, Leonard, Luton, McCune,
McDaniel, Martin, Miller, Moore, O'Con-
nor, Pierce, Porter, Rozell, Schuelein, Shed-
rick, Smith (Finis), Smith (Jerry L.), Stipe,
Taliaferro, Terrill, Tinsley, Watson, Winn
and Young.—42.

Excused: Clifton, Crow, Cummins, Keat-
ing, Randle and York.—6.

The bill and emergency passed.

SB 159 was referred for engrossment.

**President Pro Tempore York pre-
siding.**

GENERAL ORDER

SB 297 by Terrill of the Senate and
Vaughn of the House was read and con-
sidered.

Senator Terrill moved that **SB 297** be ad-
vanced, which motion was declared
adopted.

Pursuant to Rule 12-7, **SB 297** was con-
sidered engrossed and placed on Third Read-
ing.

THIRD READING

SB 297 was read for the third time at
length.

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

Aye: Boatner, Branch, Cain, Capps,
Cate, Combs, Crutcher, Cullison, Dahl,
Dennis, Giles, Green, Howard, Howell,
Johnson, Johnston, Keller, Kilpatrick,
Lamb, Leonard, Luton, McCune, McDan-
iel, Martin, Miller, Moore, O'Connor, Ro-
zell, Schuelein, Shedrick, Smith (Finis),
Stipe, Taliaferro, Terrill, Tinsley, Watson,
Winn, York and Young.—39.

Nay: Landis, Pierce and Smith (Jerry
L.).—3.

Excused: Clifton, Crow, Cummins, Keat-
ing, Porter and Randle.—6.

The bill and emergency passed.

SB 297 was referred for engrossment.

SPECIAL INTRODUCTION

President Pro Tempore York introduced the Honorable G.N.A. Atulomah, Speaker of the Imo State Assembly, Nigeria, along with a delegation of government leaders from Nigeria. Privileges of the floor were granted to Speaker Atulomah who addressed the Senate.

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

Senator Schuelein presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 61, 64, 67, 160, 182, 220, 248, 251, 252, 266, 316 and 317 and SJR 6 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 314 by Terrill of the Senate and Gray of the House was read and considered.

Senator Taliaferro asked to be named a coauthor of **SB 314**, which was the order.

Senator Terrill moved to amend **SB 314**, Page 4, Line 17, by striking the figures "1980-1981." and restoring the figures "1979-1980.", which amendment was declared adopted.

Senator Terrill moved that **SB 314**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 314** was considered engrossed and placed on Third Reading.

THIRD READING

SB 314 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—36.

Nay: Keller, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—6.

Excused: Clifton, Crow, Cummins, Keating, Porter and Young.—6.

The bill passed.

SB 314 was referred for engrossment.

GENERAL ORDER

SB 328 by Terrill of the Senate and Vaughn of the House was read and considered.

Senator Watson asked to be named a coauthor of **SB 328**, which was the order.

Senator Terrill moved that **SB 328**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 328** was considered engrossed and placed on Third Reading.

THIRD READING

SB 328 was 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, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Clifton, Crow, Cummins, Keating, Porter and Randle.—6.

The bill and emergency passed.

SB 328 was referred for engrossment.

GENERAL ORDER

SB 323 by Giles of the Senate and Manar of the House was read and considered.

Senator Capps asked to be named a co-author of **SB 323**, which was the order.

Senator Giles moved to amend **SB 323**, Page 2, Line 5½, by adding a new Section 2 as follows:

“SECTION 2. Upon completion or abandonment of any gas or oil well, the Corporation Commission is directed to prescribe and promulgate rules and regulations which require the lease operator to remove all unnecessary operating equipment, structures, surface debris, abutment or obstacles used in the operation of the well from the land upon which the well is located, and shall grade the surface of the soil in such manner as to leave the surface, as nearly as practicable, in the condition it was before such operating equipment, structures, surface debris, abutments and obstacles were placed thereon, unless the owner of the land and the

abandoning party have entered into a contract providing otherwise.”

Senator Giles asked unanimous consent that further consideration of **SB 323**, with amendment attached, be deferred temporarily, which was the order.

GENERAL ORDER

SB 200 by Tinsley of the Senate and Weichel of the House was read and considered.

Senator Tinsley moved that **SB 200** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 200** was considered engrossed and placed on Third Reading.

THIRD READING

SB 200 was 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, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Nay: Smith (Jerry L.).—1.

Excused: Clifton, Crow, Cummins, Giles, Keating and York.—6.

The bill and emergency passed.

SB 200 was referred for engrossment.

GENERAL ORDER

SB 323 was considered further.

Senator Finis Smith moved to amend the Giles amendment to **SB 323**, Page 2, Line 15½, by striking the first line thereof: "Upon completion of abandonment of any gas or oil well," and by changing the word "the" to read "The" before the word "Corporation" and by striking after the word "Commission" and before the word "prescribe" the words: "is directed to" and substituting therefor the word "may", which amendment to the Giles amendment was declared adopted.

Senator Dahl moved to amend the Giles amendment to **SB 323**, as amended, Page 2, by adding after the word "otherwise" the following: ", provided however, the provisions of this Section shall not apply to Osage County unless and until the Osage Tribal Council and the Bureau of Indian Affairs have consented in writing to the jurisdiction of the Oklahoma Corporation Commission.", which amendment to the Giles amendment, as amended, was declared adopted.

On the question of adoption of the Giles amendment, as amended, it was declared adopted.

Senator Keller moved to amend **SB 323**, Page 2, after the adopted Giles amendment, as amended, by adding after the word "Commission." the following: "Upon compliance with this Section, any claim or legal proceeding for damages by the owner of the land shall not exceed two times the reasonable market value of the damaged land."

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

Senator Young moved to table the Keller motion to amend, which motion to table was

declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Keller and Moore.—2.

Excused: Crow, Cummins, Keating and Porter.—4.

Senator Giles moved that **SB 323**, as authored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 323** was considered engrossed and placed on Third Reading.

THIRD READING

SB 323 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Crow, Cummins, Keating and Porter.—4.

The bill and emergency passed.

SB 323 was referred for engrossment.

GENERAL ORDER

SB 246 by Watson of the Senate and Hamilton and Duckett of the House was read and considered.

Senator Watson moved that **SB 246** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 246** was considered engrossed and placed on Third Reading.

THIRD READING

SB 246 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Keller, Lamb, Luton, McDaniel, Martin, Miller, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley, Watson, Winn and York.—29.

Nay: Boatner, Branch, Combs, Giles, Johnston, Kilpatrick, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Schuelein, Taliaferro and Young.—15.

Excused: Crow, Cummins, Keating and Porter.—4.

The bill passed.

Senators Schuelein, Branch and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

SB 246 was referred for engrossment.

GENERAL ORDER

SB 309 by Lamb of the Senate and Henry of the House was read and considered.

Senator Howell asked to be named a co-author of **SB 309**, which was the order.

Senator Lamb asked unanimous consent that further consideration of **SB 309** be deferred temporarily, which was the order.

Senator Terrill presiding.

GENERAL ORDER

SR 7 by Pierce was read and considered.

SR 7 was read at length, adopted upon motion of Senator Pierce and referred for enrollment.

GENERAL ORDER

SB 185 by Clifton and Landis of the Senate and Lewis of the House was read and considered.

Senator Clifton moved that **SB 185** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 185** was considered engrossed and placed on Third Reading.

THIRD READING

SB 185 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Crow, Cummins, Keating, Porter and Stipe.—5.

The bill passed.

SB 185 was referred for engrossment.

GENERAL ORDER

SB 309 was considered further.

Senators Finis Smith and Terrill moved to amend **SB 309**, by striking all language on Lines 13 through 18 on Page 3, through Lines 1 through 7 on Page 4, which amendment was declared adopted.

Senators Finis Smith moved to amend **SB 309**, Page 5, Line 17, by striking after the word "of" and before the word "child's" the word "the" and substitute the words "any unadopted", which amendment was declared adopted.

Senator Lamb moved that **SB 309**, as co-authored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 309** was considered engrossed and placed on Third Reading.

THIRD READING

SB 309 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—40.

Nay: McCune, O'Connor, Watson and Young.—4.

Excused: Crow, Cummins, Keating and Porter.—4.

The bill passed.

SB 309 was referred for engrossment.

GENERAL ORDER

SB 341 by Clifton of the Senate and Lewis of the House was read and considered.

Senator Clifton moved that **SB 341** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 341** was considered engrossed and placed on Third Reading.

THIRD READING

SB 341 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—40.

iel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Cain, Crow, Cummins, Keating, O'Connor and Porter.—6.

The bill passed.

SB 341 was referred for engrossment.

MOTION TO RECONSIDER VOTES

Senator Howard moved the vote be reconsidered whereby **SB 140** passed, which motion to reconsider was tabled upon motion of Senator Cate.

SB 140 was referred for engrossment.

Senator Howard moved the vote be reconsidered whereby **SB 142** passed, which motion to reconsider was tabled upon motion of Senator Cate.

SB 142 was referred for engrossment.

Senator Howard moved the vote be reconsidered whereby **SB 143** passed, which motion to reconsider was tabled upon motion of Senator Cate.

SB 143 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

HB 1142 — Agriculture, coauthored by Capps, Dahl, Johnson, Lamb, O'Connor, Shedrick, and Taliaferro of the Senate.

DO PASS, as amended:

HB 1047 — Finance.

HB 1079 — Appropriations.

HB 1086 — Agriculture.

HB 1210 — Natural Resources, coauthored by Crutcher (Principal) and Landis of the Senate.

SECOND READING

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

HB 1236 — Appropriations.

HB 1372 — Agriculture.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1066, 1172, 1173, 1178, 1194, 1198, 1262, 1272, 1292, 1296, 1299, 1306, 1328, 1356, 1358, 1396, 1399, 1402 and 1433 and HJR 1001.**

HB 1066 — By Deatherage, Barker, Vaughn and Manar of the House and Randle and Kilpatrick of the Senate.

[Offices of the Attorney General and District Attorneys — District Attorneys Training Coordination Council — Appropriation — Emergency]

HB 1172 — By Fair, Hamilton, Osborne, Harris and Shurden of the House and Branch and Moore of the Senate.

[Crimes and Punishments — Amending 21 O.S. 1971, Section 1115 — Effective Date]

HB 1173 — By Fair, Hamilton and Harris of the House and Branch and Moore of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 801, as amended by Section 1, Chapter 76, O.S.L. 1973 (21 O.S. Supp. 1980, Section 801); providing robbery or attempted robbery with certain instruments shall be a felony; providing for and modifying punishment; and providing an effective date.

HB 1178 — By Deatherage, Lewis and Henry of the House and McDaniel of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1154; defining the term autopsy; and specifying situations when an autopsy may be performed.

HB 1194 — By Davis (Guy) of the House and Crutcher of the Senate.

[Professions and Occupations — Amending Sections in Title 59 — Repealing 59 O.S. Supp. 1980, Section 1456 — Transfer of the Polygraph Examiners Board — Emergency]

HB 1198 — By Kamas of the House and Johnson of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Sections 324.1 and 324.3, as last amended by Section 1, Chapter 23, O.S.L. 1972 (74 O.S. Supp. 1980, Section 324.3) and 68 O.S. 1971, Section 50001, as last amended by Section 1, Chapter 88, O.S.L. 1980 (68 O.S. Supp. 1980, Section 50001); recreating the State Fire Marshal Commission in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership composition, terms and appointments; increasing per diem; providing for legislative appropriation of Fire Marshal Fund; and declaring an emergency.

HB 1262 — By Draper, Henry, Glover, Weichel, Peterson, Duke, Monks, Feddersen, Davis (Frank), Vaughn, Manar, Fitzgibbon, Davis (Guy), Duckett, Whorton and Harris of the House and Shedrick, York, Branch, Winn and Crow of the Senate.

[Counties and County Officers — Amending Sections in Title 19 — Procedures for Administration — District Attorneys — Emergency]

HB 1272 — By Craighead of the House and Terrill of the Senate.

An Act relating to schools; amending 70

O.S. 1971, Sections 1-109, as last amended by Section 1, Chapter 1, O.S.L. 1979 and 18-110, as amended by Section 1, Chapter 28, O.S.L. 1978 (70 O.S. Supp. 1980, Sections 1-109 and 18-110); requiring certain number of days, weeks and months in a school year; stating exceptions; setting certain limitations; providing that certain exceptions shall not reduce state aid of school districts; and declaring an emergency.

HB 1292 — By Davis (Guy), Duke and Duckett of the House and Tinsley of the Senate.

[Counties and County Officers — Amending Sections in Title 19 — Provisions for Basic Salaries — Emergency]

HB 1296 — By Lawter.

An Act relating to insurance; providing a certain time of day for expiration of certain insurance policies on the date such policies expire; directing codification; and providing an effective date.

HB 1299 — By Davis (Frank), Camp, Henry and Williamson of the House and Clifton of the Senate.

An Act relating to elections; amending Section 16-107, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1980, Section 16-107), Section 1, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1980, Section 14-101) and 70 O.S. 1971, Section 2-102, as amended by Section 2, Chapter 274, O.S.L. 1974 (70 O.S. Supp. 1980, Section 2-102); modifying time municipal primary elections are to be held; authorizing absentee ballots in certain elections; expanding authorization to include municipal and school elections; requiring certain amount of time between municipal primary and general elections; providing elector qualifications for school district elections; deleting the prohibition of absentee ballots; and providing an effective date.

HB 1306 — By Davis (Frank) and Williamson of the House and Clifton of the Senate.

An Act relating to civil procedure; providing verdict form for actions where negligence and contributory negligence are at issue; directing codification; and providing an effective date.

HB 1328 — By Vanatta and Mason of the House and Clifton and Shedrick of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991b, as last amended by Section 1, Chapter 128, O.S.L. 1978 (22 O.S. Supp. 1980, Section 991b); providing procedures for revocation of a deferred sentence; and providing an effective date.

HB 1356 — By Cotner.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 970; prohibiting slot machines; excluding certain amusement devices; prohibiting amusement machines or devices near public schools; changing prohibition to gambling devices near public schools; providing penalties; and declaring an emergency.

HB 1358 — By Atkinson, Henry and Fitzgibbon of the House and Combs of the Senate.

An Act relating to contracts; amending Section 3, Chapter 227, O.S.L. 1972, as last amended by Section 2, Chapter 192, O.S.L. 1980 (15 O.S. Supp. 1980, Section 753); declaring certain business practices unlawful; and providing an effective date.

HB 1396 — By Fried, Deatherage, Draper, Murphy, Thompson, Vaughn and Hobson of the House and Randle and Kilpatrick of the Senate.

[Public Finance — Amending Sections in Titles 47, 63 and 68 — Common School Fund — Operative Date]

HB 1399 — By Lawter.

[Labor — Amending Sections in Title 40 — Repealing 40 O.S. Supp. 1980, Sections 5-105 and 5-106 — Emergency]

HB 1402 — By Manning.

An Act relating to schools; amending 70 O.S. 1971, Section 6-102, as amended by Section 1, Chapter 205, O.S.L. 1972 (70 O.S. Supp. 1980, Section 6-102); expanding type of investments for purposes of tax-deferred payments for teachers; and declaring an emergency.

HB 1433 — By Deatherage, Barker and McCaleb of the House and Randle and Kilpatrick of the Senate.

An Act relating to the Tourism and Recreation Department; making supplemental appropriation thereto; stating the purposes; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

HJR 1001 — By Sparkman, Trent, Abbott, Williams (Freddie), Caldwell, McIntyre, Mentzer, Reimer, Peterson, Duckett, Davis (Guy), Harbin, Murphy, Vaughn, Whorton, Hamilton and Kelly of the House and Schuelein of the Senate.

A Joint Resolution declaring legislative intent that certain persons be included in the vendor drug program; directing the Department of Human Services to promulgate rules and regulations allowing certain persons to participate in the vendor drug program; and directing distribution.

The above numbered HBs and HJR were read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1060**.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 23, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 288 was referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 12:50 p.m. to meet Monday, March 23, 1981, at 1:30 p.m.

Forty-fourth Legislative Day

Monday, March 23, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Cate, Howard, Keating, Luton, Pierce, Smith (Finis) and Terrill.—7.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Ross B. Kirven, First Presbyterian Church, Durant, the guest of Senator Boatner.

COMMITTEE REPORT

The Committee Report on the Committee on Standards and Ethics, shown on Page 352, was called up for consideration.

Senator Rozell moved to amend the Standards Code Page 8, as follows:

Paragraph 5.: Changing the words "inconsistent with" to the word "beneath"

Paragraph 6.: Changing the words "inconsistent with" to the word "beneath"

Paragraph 9.: Inserting the word "disturbing" after the word "any" and before the word "private"

Striking the word "prohibited" and inserting the word "discouraged", which amendments were declared adopted.

Senator Rozell moved the adoption of the Committee Report on Standards and Ethics, as amended, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro,

Tinsley, Watson, Winn, York and Young.—41.

The Committee Report, as amended, reads as follows:

Excused: Cate, Howard, Keating, Luton, Pierce, Smith (Finis) and Terrill.—7.

A CODE OF ETHICS FOR THE OKLAHOMA STATE SENATE

ARTICLE I

The Senate finds and declares that high moral and ethical standards among public servants are essential to the orderly conduct of a free government; that a code of ethics for the guidance of public officers and employees is necessary in order to eliminate conflicts of interest in public office, improve standards of public service, and promote and strengthen the faith and confidence of the people in their government.

All Senators, before entering upon the duties of their offices, according to Article XV of the Oklahoma State Constitution, take and subscribe to the following oath or affirmation: "I, . . . , do solemnly swear (or affirm) that I will support, obey, and defend the Constitution of the United States, and the Constitution of the State of Oklahoma, and that I will not, knowingly, receive, directly or indirectly, any money or other valuable thing, for the performance or nonperformance of any act or duty pertaining to my office, other than the compensation allowed by law; I further swear (or affirm) that I will faithfully discharge my duties as Senator to the best of my ability."

The Senate also recognizes that, in Oklahoma, service in the Senate is not a full-time occupation and is not compensated on that basis with the result that Senators must look to income from sources other than their senatorial salaries and allowances to feed, shelter and clothe themselves and their families. That being true, conflicts of interest of varying degrees may occur from time to time for even the most careful and conscientious Senator as a part-time public official. It is, therefore, the purpose of this Code of Ethics for the Oklahoma State Senate to set reasonable and practicable standards and guidelines governing the conduct of Senators that will assure this body of attracting to it men and women of high integrity, character and dedication and yet not so stringent and restrictive as to limit service herein only to the very poor or the very wealthy.

ARTICLE II

SECTION 1. A Senator has a personal interest which is in conflict with the proper discharge of his or her duties if he or she has reason to believe or expect that he or she will derive a direct monetary gain or suffer a direct monetary loss by reason of his or her official activity.

SECTION 2. According to Oklahoma State Statute, Title 74, Chapter 39, no Senator shall:

(a) Directly or indirectly solicit or accept any compensation, gift, loan, entertainment, favor or service given for the purpose of influencing such Senator in the discharge of his

official duties. Provided, however, that this section shall not apply to bona fide campaign contributions;

(b) Use his official position to solicit or secure special privileges or exemptions for himself or others, except as may be provided by law;

(c) Disclose or offer to disclose confidential information acquired by reason of his official position to any person, group or others not entitled to receive such confidential information, nor shall he use such information for his personal gain or benefit;

(d) Sell, offer to sell or cause to be sold, either as an individual or through any business enterprise in which he holds a substantial financial interest, goods or services to any state agency or to any business entity licensed by or regulated by the state agency except as provided in Section 1405(a) Title 74, Oklahoma State Statutes.

(e) Receive or solicit any compensation that would impair his independence of judgment, for his services as a Senator, from any source other than the State of Oklahoma, unless otherwise provided by law; or

(f) Accept or solicit other employment which would impair his efficiency or independence of judgment in the performance of his public duties.

When a Senator is in doubt as to the application of the Act as to himself or to any employee under his supervision, he may submit to the Attorney General a fully written statement of the facts and questions he may have. The Attorney General shall then render an opinion to the Senator and may publish these opinions, or abstracts thereof, with the name of the Senator advised, unless the Senator requests otherwise in writing.

ARTICLE III

Campaign Finances

SECTION 1. Senators shall be careful and diligent in complying with the requirements of the general law of the state regulating campaign financial disclosures, as contained in Title 26, Section 15-104, Oklahoma State Statutes.

ARTICLE IV

Senate Ethics Committee

Section 1. The committee shall have the authority to receive and consider complaints concerning alleged violations of the Code of Ethics or statutes governing senatorial ethics or conduct and to investigate such complaints and hold hearings. The committee may also initiate investigations upon a complaint being filed by one or more of its membership. Before the committee exercises any of the authority granted in this section with respect to any investigation or hearing it shall, by majority vote of the whole membership of the committee, define the nature and scope of its inquiry. All proceedings before the committee concerning alleged violations of the Code of Ethics or statutes governing senatorial ethics or conduct shall be conducted in executive session.

SECTION 2. Complaints must be in writing, signed by the person making the complaint, stating all available facts, under oath, or affirmation, which oath or affirmation must be taken personally before the chairman or any member of the Senate Committee on Standards and Ethics. The committee shall initially investigate complaints. If, after the initial investigation, a majority of the committee determines that there is probable cause to believe that a violation of the Code of Ethics or of a statute governing senatorial ethics or conduct might have occurred, a copy of the complaint and a further statement of the alleged violation shall be served upon the alleged violator. He or she shall have twenty (20) days after service thereof to respond in writing to the complaint and statement.

SECTION 3. The Senate Committee on Standards and Ethics shall be clothed with all the powers granted to investigating committees generally by the Oklahoma State Statutes, and any person who, having been served with a subpoena to appear before the committee, willfully fails to appear, or who, having appeared willfully refuses to answer questions of the committee or produce any papers, documents, records, or other items of evidence called for by the committee, is guilty of contempt and is punishable as provided by the Oklahoma State Statutes. Further, any person who willfully swears or affirms falsely in any material manner, in respect to any matter under inquiry by the committee, upon oath or affirmation, to the complaint or in giving testimony, or who produces false evidence, is guilty of perjury and is punishable as provided in the Oklahoma State Statutes. Further, any person who willfully evades the service of a subpoena by the committee is punishable as provided by the Oklahoma State Statutes.

STANDARDS: According to Black's Law Dictionary, the definition of "Standards" is "Stability, general recognition, and conformity to established practice. A type, model, or combination of elements accepted as correct or perfect."

STANDARDS CODE FOR THE SENATE AND STAFF:

1. Coat and tie for male members, dress or pants suits for female members.
2. Each Senator is personally responsible for his or her own staff. All other staff members of the Senate are under the authority of the Secretary of the Senate. Complaints pertaining to employees, either personal staff or Senate staff, should be made to the proper authority rather than to the individual.
3. (a) On the floor during session and in committee, members should endeavor to be congenial and complimentary. Members should avoid personal attacks and dealing in personalities. (b) During public occasions away from the Capitol, members should endeavor to keep personalities out of their discussions and deal with programs, not personalities.
4. The consumption of alcohol is forbidden in the Chamber, and any member who is in the Chamber in an intoxicated state will be removed by security personnel. Staff personnel in an intoxicated condition will be terminated.
5. It is beneath the dignity of the Senate for members to consume food products, such as sandwiches or ice cream bars, in the Chamber.

6. Members of the Senate should continually conduct themselves in accordance with the standards which will reflect credit upon themselves and the Senate. It is beneath the dignity of the Senate for a member to sit upon a desk, or to place his feet upon a desk in the chamber.

7. Members should refrain from intentionally using the gallery to the detriment of fellow Senators.

8. No member should intentionally absent himself from the Chamber during a vote for the purpose of avoiding casting a vote.

9. While a Senator is speaking, no Senator should enter into any disturbing private conversation or pass between the speaking Senator and the Presiding Officer. Profane, obscene, or indecent language is discouraged in the Senate and in all standing or special committees of the Senate.

10. A Senator shall address other members with the title "Senator" when addressing one another during formal Senate proceedings either on the floor of the Senate or in committee.

11. Any member who feels that the standards of the Senate are being violated by either a member of the Senate or the staff should seek redress by submitting a complaint concerning the violation to the Senate Committee on Standards and Ethics.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby the Committee Report on Standards and Ethics was adopted, pursuant to Rule 12-24 B, and requested a Ruling of the Chair as to the time element for such a motion to be considered.

The Presiding Officer ruled the Stipe motion in order and consistent with the provisions of Rule 12-24 B., in that the moving Senator could elect to press his motion in the same manner as on bills and resolutions in the two days afforded by the Rule and the third day the motion could be before the Senate body for consideration.

The Presiding Officer asked that the record reflect the Stipe motion to reconsider the vote whereby the Committee Report on the Committee on Standards and Ethics was adopted as declared adopted upon the unanimous consent request of Senator Stipe, which was the order.

INTRODUCTIONS

Senator Crow introduced Shirley Howard, R.N., Blair, as Nurse of the Day.

Senator Dennis introduced Jone Kendrick, M.D., Idabel, as Doctor of the Day.

SPECIAL INTRODUCTION

Senator Howell introduced Major General J.T. Edwards, Commanding General of Tinker Air Force Base, and asked unanimous consent, which was granted, that Major General Edwards be granted privileges of the floor to address the Senate.

Senators Cate, Pierce, Luton and Howard asked to be shown present, which was the order.

Senator Combs presiding.

GENERAL ORDER

HB 1162 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1162** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1162** was placed on Third Reading.

THIRD READING

HB 1162 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, and Young.—43.

Excused: Keating, Moore, Smith (Finis), Terrill and York.—5.

The bill and emergency passed.

HB 1162 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 140, 142, 143, 159, 185, 200, 246, 288, 297, 309, 312, 314, 323, 324, 328, and 341 and **SCR 13** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 7 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Schuelein presiding.

GENERAL ORDER

SB 153 by Dennis, Rozell and Boatner of the Senate and Sherrer, Murphy and Thompson of the House was read and considered.

Senator McDaniel moved to amend **SB 153**, Page 2, Line 2, by adding after the word "Choctaw," and before the word "Johnston", the word "Coal," which amendment was declared adopted.

Senator Johnson moved to amend **SB 153**, Page 2, Line 4, by striking the period after the word "Wagoner" and adding the following language: "except on state and federal owned lands and cooperative hunts on private lands by agreement with landowners."

Senator Combs presiding.

Senator Dennis moved to table the Johnson motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Branch, Cate, Crow, Dennis, Howell, Leonard, Luton, Miller, O'Connor, Porter, Rozell, Shedrick, Smith (Jerry L.), Tinsley and Winn.—16.

Nay: Cain, Capps, Combs, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Lamb, Landis, McCune, Martin, Moore, Pierce, Randle, Schuelein, Taliaferro, Watson and Young.—24.

Excused: Clifton, Keating, Kilpatrick, McDaniel, Smith (Finis), Stipe, Terrill and York.—8.

On the question of adoption of the Johnson motion to amend, it was declared adopted.

Senator Miller moved to amend **SB 153**, Page 2, Line 4, by adding after the adopted

Johnson amendment a new Section 2 to read as follows: "Section 2. The provisions of this Act shall not apply to bow hunters." and renumbering, which amendment was declared adopted.

Senator Jerry Smith moved to amend **SB 153**, Page 2, Line 5, by adding a new Section 3 to read as follows: "Section 3. No person may hunt on any other person's land without the written permission of the landowners or hunting rights owner or unless the land is posted for hunting." and renumbering, which amendment was declared adopted.

Senator Dahl moved to amend **SB 153**, Page 2, Line 9, by adding after "1981." the language: "This Act shall be in effect for a period of two (2) years or until October 1, 1983, whichever is earlier.", which amendment was declared adopted.

Senator Dennis moved that **SB 153**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 153** was considered engrossed and placed on Third Reading.

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

THIRD READING

SB 153 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Crow, Dennis, Landis, Leonard, Luton, Miller, O'Connor, Pierce, Rozell, Smith (Jerry L.), Stipe and Winn.—15.

Nay: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keat-

ing, Keller, Kilpatrick, Lamb, McCune, Martin, Moore, Randle, Schuelein, Shedrick, Taliaferro, Tinsley and Watson.—27.

Excused: McDaniel, Porter, Smith (Finnis), Terrill, York and Young.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Rozell moved that the vote be reconsidered whereby **SB 153** failed.

GENERAL ORDER

SB 164 by McDaniel of the Senate and Kelly of the House was read and considered.

Senator Jerry Smith moved to amend **SB 164**, Page 2, Line 3, by restoring the stricken language on Lines 3 and 4, which amendment was declared failed of adoption.

Senators Keller and Pierce moved to amend **SB 164**, Page 10, Line 5½, by adding a new paragraph as follows: "Prescriptive medicines and drugs," and relettering, which amendment was declared adopted.

Senator Boatner moved to amend **SB 164**, Page 10, Line 6½, by adding the following: "Sale of core or castings amounts in which a deposit is required of the purchaser.", which amendment was declared adopted.

Senator McDaniel moved to amend **SB 164**, Page 1, by crippling the Title, which amendment was declared adopted.

Senators Jerry Smith and Pierce moved to amend **SB 164**, Page 10, Line 5½, by adding a new subsection: "Edible food and beverages.", which amendment was declared adopted.

Senator McDaniel moved that **SB 164**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 164** was considered engrossed and placed on Third Reading.

THIRD READING

SB 164 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Smith (Jerry L.), Taliaferro, Tinsley, Watson, York and Young.—31.

Nay: Cate, Crow, Cullison, Dahl, Howard, Kilpatrick, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick and Stipe.—14.

Excused: Smith (Finis), Terrill and Winn.—3.

The bill passed.

SB 164 was referred for engrossment.

GENERAL ORDER

SB 167 by Crow of the Senate and Morgan of the House was read and considered.

Senator Crow moved that **SB 167** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 167** was considered engrossed and placed on Third Reading.

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

THIRD READING

Senator Young moved to rerefer **SB 167** to the Committee on Finance, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Capps, Clifton, Crutcher, Dahl, Dennis, Howell, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Schuelein, Stipe, Tinsley, Winn and Young.—23.

Nay: Boatner, Cain, Cate, Combs, Crow, Cullison, Cummins, Giles, Green, Howard, Johnson, Keating, Keller, Luton, Martin, Randle, Rozell, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Watson and York.—23.

Excused: Porter and Smith (Finis).—2.

THIRD READING

SB 167 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, Combs, Crow, Dennis, Green, Howard, Keating, Keller, Smith (Jerry L.), Terrill and Watson.—12.

Nay: Boatner, Branch, Capps, Clifton, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Tinsley, Winn, York and Young.—34.

Excused: Porter and Smith (Finis).—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Howard moved the vote be reconsidered whereby **SB 102** passed.

Senator McCune moved to table the Howard motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Johnston, Keating, Keller, Leonard, McCune, Moore, Watson and Young.—8.

Nay: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Winn and York.—34.

Excused: Giles, McDaniel, Pierce, Smith (Finis), Smith (Jerry L.) and Stipe.—6.

On the question of adoption of the Howard motion to reconsider the vote whereby **SB 102** passed, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Keating.—1.

Excused: Giles, McDaniel, Pierce, Smith (Finis) and Stipe.—5.

THIRD READING

Senator Howard asked unanimous consent that the vote be reconsidered whereby **SB 102** was considered engrossed and placed on Third Reading, which was the order.

Senator Howard moved the vote be reconsidered whereby **SB 102** was advanced, which motion was declared adopted.

SB 102 was thereby placed on General Order.

GENERAL ORDER

SB 214 by Howell and Cain of the Senate and Fried of the House was read and considered.

Senator Shedrick moved to amend **SB 214**, Page 3, Lines 4, 5 and 6 as follows: by striking all language on Line 6, Page 3, by further deleting the word "or" after the word "ability" on Line 5, Page 3, and by adding the word "or" after the word "ability" on Line 4, Page 3, which amendment was declared adopted.

Senator Howell moved that **SB 214**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 214** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Johnston asked unanimous consent to suspend the provisions of Rule 12-8 to consider an amendment on Third Reading, to which request objection was heard.

Senator Johnston moved that the vote be reconsidered whereby **SB 214** was considered engrossed and placed on Third Reading.

Senator Howell moved to table the Johnston motion to reconsider, which motion to table was declared failed of adoption, upon a division of the question.

Senator Johnston moved that the vote be reconsidered whereby **SB 214** was considered engrossed and placed on Third Reading, which motion was declared adopted.

Senator Howell asked unanimous consent to amend **SB 214** on Third Reading by crippling the Title, to which request objection was heard.

Senator Johnston moved that the vote be reconsidered whereby **SB 214** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Johnston moved to amend **SB 214**, Page 1, by striking all language in Sections 1 through 7 and inserting a new Section 1 as follows: "The provisions of 70 O.S. 1980 §§ 1210.301 through 1210.306 are hereby repealed." and by renumbering subsequent Sections.

Senator Howell moved to table the Johnston motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Cummins, Giles, Howard, Howell, Keating, Keller, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Randle, Smith (Jerry L.), Taliaferro, Terrill and Watson.—21.

Nay: Boatner, Branch, Capps, Crow, Crutcher, Cullison, Dahl, Dennis, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Miller, Moore, Pierce, Porter, Rozell, Schuelein, Shedrick, Winn and Young.—23.

Excused: Smith (Finis), Stipe, Tinsley and York.—4.

On the question of adoption of the Johnston motion to amend **SB 214**, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Crow, Crutcher, Cullison, Dahl, Dennis, Green, Johnson, Johnston, Kilpatrick, Lamb, Miller, Moore, Pierce, Porter, Rozell, Schuelein, Shedrick, Winn and Young.—22.

Nay: Cain, Cate, Clifton, Combs, Cummins, Giles, Howard, Howell, Keating, Keller, Landis, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Randle, Smith (Jerry L.), Taliaferro, Terrill and Watson.—22.

Excused: Smith (Finis), Stipe, Tinsley and York.—4.

Senator Moore moved to amend **SB 214**, Page 1, by crippling the Title, which motion to amend was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Winn and Young.—37.

Nay: Combs, Luton, McCune, McDaniel, Smith (Jerry L.) and Watson.—6.

Excused: Porter, Smith (Finis), Stipe, Tinsley and York.—5.

Senator Howell moved that **SB 214**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 214** was considered engrossed and placed on Third Reading.

THIRD READING

SB 214 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Watson and Winn.—40.

Nay: Boatner and Crow.—2.

Excused: Porter, Smith (Finis), Stipe, Tinsley, York and Young.—6.

The bill and emergency passed.

SB 214 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Moore asked unanimous consent that the remarks of Major General Edwards be incorporated in the Journal for this legislative day, to which request objection was heard.

COMMITTEE REPORTS

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

DO PASS:

HB 1213 — Human Resources.
HCR 1006 — Human Resources.

DO PASS, as amended:

HB 1022 — General Government, coauthored by Landis (Principal) of the Senate.

HB 1024 — Business and Labor.

HB 1192 — Business and Labor, coauthored by Green.

SECOND READING

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

HB 1066 — Appropriations
HB 1172 — Judiciary
HB 1173 — Judiciary
HB 1178 — Judiciary
HB 1194 — Business and Labor
HB 1198 — General Government
HB 1262 — Appropriations
HB 1272 — Education
HB 1292 — Appropriations
HB 1296 — Business and Labor
HB 1299 — General Government
HB 1306 — Judiciary
HB 1328 — Judiciary
HB 1356 — Judiciary
HB 1358 — Judiciary
HB 1396 — Finance
HB 1399 — Business and Labor
HB 1402 — Education
HB 1433 — Appropriations
HJR 1001 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1005, 1072, 1082, 1145, 1191, 1283, 1284, 1391 and 1411.**

HB 1005 — By Barker, Harbin, Peterson, Hamilton, Lewis, McCorkell, Vaughn and Widener of the House and Luton, Lamb, Winn and Stipe of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 215.15, as last amended by Section 2, Chapter 187, O.S.L. 1977 (19 O.S. Supp. 1980,

Section 215.15); authorizing assistants, investigators, clerks and stenographers for district attorneys; providing for qualifications, experience and salary schedules; including victim-witness coordinators; providing duties of victim-witness coordinators; directing codification; and providing an effective date.

HB 1072 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

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.

HB 1082 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[State Board for Property and Casualty Rates — Appropriation — Emergency]

HB 1145 — By Henry of the House and Clifton of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 18c, Section 7, Chapter 259, O.S.L. 1976 and Section 8, Chapter 259, O.S.L. 1976, as amended by Section 1, Chapter 132, O.S.L. 1977 (74 O.S. Supp. 1980, Sections 150.7 and 150.8); providing for a legal officer for the Oklahoma State Bureau of Investigation; prohibiting employment of attorneys by state officers, boards, bureaus or commissions; expanding exceptions; providing for employees of the Bureau; expanding exemption of employees from the Merit System; expanding powers and duties of the Director of the Bureau; and declaring an emergency.

HB 1191 — By Hopkins of the House and Smith (Finis) of the Senate.

[Counties and County Officers — County Budget Act — Emergency]

HB 1283 — By Manar, Fried, Kincheloe, Sherrer, Mason, Brown, Conaghan, Rei-

mer, Duckett and Cole of the House and Terrill of the Senate.

An Act relating to schools; providing procedure for schools to follow in dealing with students under the influence of nonintoxicating or alcoholic beverages or controlled dangerous substances; requiring certain written policies; requiring filings; providing time limit for filings and penalty; directing codification; providing an effective date; and declaring an emergency.

HB 1284 — By Manar, Fried, Kincheloe, Sherrer, Mason, Brown, Conaghan, Reimer, Duckett and Cole of the House and Terrill of the Senate.

An Act relating to schools; providing certain school officials with immunity from certain types of civil liability; directing codification; providing an effective date; and declaring an emergency.

HB 1391 — By Monks, Draper and Deatherage of the House and Kilpatrick of the Senate.

[State Government — Amending 74 O.S. Supp. 1980, Section 292.1 — Employees of House of Representatives — Emergency]

HB 1411 — By Hopkins of the House and Johnson of the Senate.

An Act relating to public financing; creating the Department of Labor Educational Seminar Revolving Fund; providing procedures relating thereto; directing codification; and declaring an emergency.

The above numbered HBs were read the first time.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 24, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 284 was referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 5:00 p.m. to meet Tuesday, March 24, 1981, at 1:30 p.m.

Forty-fifth Legislative Day

Tuesday, March 24, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Smith (Finis).—1.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Kirven, the guest of Senator Boatner.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent to suspend the provisions of Rule 12-24B. on all motions to reconsider a vote on Senate

Bills and Resolutions made Tuesday, March 24th, Wednesday, March 25th and Thursday, March 26th, 1981, and be disposed of before the close of business on Thursday, March 26, 1981, which was the order.

SPECIAL INTRODUCTION

Governor Nigh, on behalf of Senators Stipe, York and Young, introduced the National President of the Jaycees, Mr. Gib Garrow, Wilburton, to the members, who addressed the Senate. Privileges of the floor were granted to Mr. Garrow and his party upon the unanimous consent request of Senator York. Also introduced was Gary Bas-teen, Oklahoma President of the Jaycees.

President Pro Tempore York presiding.

GENERAL ORDER

SB 211 by Young of the Senate and Abbott of the House was read and considered.

Senator Stipe asked to be named a coauthor of **SB 211**, which was the order.

Senator Young moved that **SB 211**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 211** was considered engrossed and placed on Third Reading.

THIRD READING

SB 211 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—44.

Excused: Kilpatrick, Porter, Smith (Finis) and Winn.—4.

The bill and emergency passed.

SB 211 was referred for engrossment.

INTRODUCTIONS

Senator McCune introduced Jimmie Loessberg, R.N., Oklahoma City, as Nurse of the Day.

Senator Branch introduced Jack J. Beller, M.D., Norman, as Doctor of the Day.

Senator Kilpatrick presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 164, 214 and 284 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 287 by Howell of the Senate and Fried and Riemer of the House was read and considered.

Senator Stipe moved to amend **SB 287**, Page 18, Line 15, by restoring the stricken language on Line 15 through page 19, Line 8 and by striking all new language on Page 19, Lines 8 through 12, beginning with the word "Teaching" on Line 8 through the word "Education." on Line 11, which amendment was declared adopted.

Senator Howell moved that **SB 287**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 287** was considered engrossed and placed on Third Reading.

THIRD READING

SB 287 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—42.

Excused: Clifton, Crow, Howard, Porter, Smith (Finis) and Tinsley.—6.

The bill passed.

SB 287 was referred for engrossment.

INTRODUCTION

Senator Winn introduced former Senator Ed Berrong.

GENERAL ORDER

SB 308 by Howell of the Senate and Fried of the House was read and considered.

Senator Rozell moved to amend **SB 308**, Page 6, Line 14, by adding after the word "Title" and before the word "The" the words: ", or any prearranged cause as determined by the local board.", which amendment was declared adopted.

Senator Rozell moved to amend **SB 308**, Page 7, Line 5, by adding after the word "statutory" and before the word "cause" the words "or prearranged", which amendment was declared adopted.

Senator Howell moved that **SB 308**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 308** was considered engrossed and placed on Third Reading.

THIRD READING

SB 308 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Randle and Smith (Finnis).—3.

The bill passed.

SB 308 was referred for engrossment.

BILL WITHDRAWN— REREFERRED

Senator Cummins asked unanimous consent that **SB 204** be withdrawn from the Calendar and rereferred to the Committee on Finance, which was the order.

GENERAL ORDER

SB 253 by Johnson of the Senate and Thompson of the House was read and considered.

Senator Johnson moved to amend **SB 253**, Page 4, Lines 1 and 2, by striking after the word "Governor," the words "Office of the Legislative Council," and substituting in lieu thereof the following:

"The Speaker of the House of Representatives, the President Pro Tempore of the Senate, The", which amendment was declared adopted.

Senator Johnson moved to amend **SB 253**, Page 1, by restoring the Title to read as follows:

"An Act relating to prisons and reformatories; amending Section 20, Chapter 325, O.S.L. 1975, as last amended by Section 9, Chapter 210, O.S.L. 1980 (57 O.S. Supp. 1980, Section 537), which relates to operating procedures for canteen services within correctional institutions; modifying fiscal treatment of certain canteen employees; providing severability; and declaring an emergency.", which amendment was declared adopted.

Senator Johnson moved that **SB 253**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 253** was considered engrossed and placed on Third Reading.

THIRD READING

SB 253 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Cain, Howell, Luton and Smith (Finis).—4.

The bill passed.

Senator Luton desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

SB 253 was referred for engrossment.

GENERAL ORDER

SB 290 by Taliaferro of the Senate and Manar of the House was read and considered.

Senator Taliaferro moved that **SB 290** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 290** was considered engrossed and placed on Third Reading.

THIRD READING

SB 290 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Nay: Green, Keating, Keller, McCune, Pierce, Smith (Jerry L.).—6.

Excused: Smith (Finis).—1.

The bill and emergency passed.

SB 290 was referred for engrossment.

Senator Combs presiding.

GENERAL ORDER

SB 322 by Taliaferro of the Senate and Hooper of the House was read and considered.

Senator Taliaferro moved to amend **SB 322**, Page 2, Line 14, by striking after the word "the", and before the word "shall", the words "Legislative Council" and by substituting in lieu thereof the word "Legis-

lature'', which amendment was declared adopted.

Senator Taliaferro moved to amend **SB 322**, Lines 1 and 4, by striking all language after the word "attending" on Line 1, and substituting in lieu thereof the following language: "meetings of committees of which they are members or to which they are invited by Committee Chairmen when the legislature is not in session, subject to the approval of the presiding officer of each house.", which amendment was declared adopted.

Senator Taliaferro moved that **SB 322**, as amended, be advanced.

Pursuant to Rule 12-7, **SB 322** was considered engrossed and placed on Third Reading.

THIRD READING

SB 322 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Nay: Giles, Landis, McCune, Moore, O'Connor and Smith (Jerry L.).—6.

Excused: Cain and Smith (Finis).—2.

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: 41. Nay: 6. Excused: 1.

The emergency passed.

SB 322 was referred for engrossment.

GENERAL ORDER

SB 337 by Clifton of the Senate and Davis (Frank) of the House was read and considered.

Senator Clifton moved to amend **SB 337**, Page 1, by striking the Title, which amendment was declared adopted.

Senator Clifton moved to amend **SB 337**, Page 17, Lines 13 through 15 by restoring on Lines 13, 14 and 15 the stricken language: "if the owner's claim has not been barred by statute of limitations," which amendment was declared adopted.

Senator Clifton moved to amend **SB 337**, Page 19, Lines 6 through 10, by restoring the stricken language on Lines 6 through 10 and adding the following language after the restored word "Act.": "except for intangible property generated by mineral interests.", which amendment was declared adopted.

Senator Clifton moved that **SB 337**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 337** was considered engrossed and placed on Third Reading.

THIRD READING

SB 337 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, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, McCune, McDaniel, Miller, Randle, Rozell, Schuelein, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—29.

Nay: Branch, Combs, Crutcher, Cullison, Johnston, Lamb, Landis, Leonard, Luton, Martin, Moore, O'Connor, Pierce, Porter, Shedrick, Stipe and Young.—17.

Excused: Keating and Smith (Finis).—2.

The bill passed.

Senators Crutcher, Landis, Shedrick and Branch desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 13. Excused: 2.

The emergency passed.

SB 337 was referred for engrossment.

BILLS WITHDRAWN— REREFERRED

Senator Jerry Smith asked unanimous consent, which was granted, to withdraw **SB 130** from the Calendar and rereferred to the Committee on Judiciary.

Senator Capps asked unanimous consent that **SB 281** be withdrawn from the Calendar and rereferred to the Committee on General Government, which was the order.

Senator Clifton asked unanimous consent that **SB 344** be withdrawn from the Calendar and rereferred to the Committee on Judiciary, which was the order.

GENERAL ORDER

SB 229 by Crow of the Senate and Holden of the House was read and considered.

Senator Schuelein moved to amend **SB 229**, Page 1, Line 5, by changing after the word "of" and before the word "or" on Page 2, Line 1, the words and figures "One Hundred Twelve Thousand Nine Hundred

Dollars (\$112,900.00)" to read "One Hundred Thirty Thousand Three Hundred Forty-six Dollars (\$130,346.00)" which amendment was declared adopted.

Senator Crow moved that **SB 229**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 229** was considered engrossed and placed on Third Reading.

THIRD READING

SB 229 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Keating, Porter and Smith (Finis).—3.

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: 46. Excused: 2.

The emergency passed.

SB 229 was referred for engrossment.

GENERAL ORDER

SB 158 by Dennis and Stipe of the Senate and Murphy of the House was read and considered.

Senator Dennis moved that **SB 158** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 158** was considered engrossed and placed on Third Reading.

THIRD READING

SB 158 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Porter and Smith (Finis).—2.

The bill and emergency passed.

SB 158 was referred for engrossment.

GENERAL ORDER

SB 213 by Howell of the Senate and Denman of the House was read and considered.

Senator Howell moved that **SB 213** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 213** was considered engrossed and placed on Third Reading.

THIRD READING

SB 213 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—42.

Nay: Porter and Young.—2.

Excused: Crow, Pierce, Randle and Smith (Finis).—4.

The bill passed.

SB 213 was referred for engrossment.

GENERAL ORDER

SB 127 by Tinsley of the Senate and Feddersen of the House was read and considered.

Senator Howard moved to amend **SB 127**, Page 7, Line 3, by inserting after the word "defined." a new sentence as follows: "Notwithstanding the provisions of this or any other Act, a beauty shop may be combined with a barber shop and both operated jointly in the same location as long as said location complies with the license requirements for both a beauty shop and a barber shop.", which amendment was declared adopted.

Senator Tinsley moved to amend **SB 127**, Page 14, Line 17, by changing after the words "Said contract" the words "to be" to read "shall be", which amendment was declared adopted.

Senator Lamb moved to amend **SB 127**, Pages 12 and 13, Line 18, by deleting all of paragraph "(J)" on Lines 12 and 13, and on Page 18, Line 9 by deleting after the word "thereof." all language on Lines 9 through 14.

Senator Tinsley moved to table the Lamb motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnston, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Winn and York.—30.

Nay: Boatner, Capps, Combs, Giles, Green, Johnson, Keating, Lamb, Landis, Leonard, Moore, O'Connor, Pierce, Watson and Young.—15.

Excused: Porter, Smith (Finis) and Stipe.—3.

Senator Tinsley moved that **SB 127**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 127** was considered engrossed and placed on Third Reading.

An Act relating to elections; amending 14 O.S. 1971, Sections 80, as amended by Section 1, Chapter 40, O.S.L. 1973 and 108, as amended by Section 2, Chapter 40, O.S.L. 1973 (14 O.S. Supp. 1980, Sections 80 and 108), Section 2, Chapter 9, O.S.L. 1973, as amended by Section 1, Chapter 69, O.S.L. 1975 (19 O.S. Supp. 1980, Section 131.1) and Section 5-105, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1980, Section 5-105), which relate to candidate filing requirements for certain elective offices; deleting certain filing requirements; adding certain filing requirements and providing an exception; and declaring an emergency.

President Pro Tempore York presiding.

THIRD READING

SB 127 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—35.

Nay: Boatner, Giles, Green, Keating, Leonard, Moore, Pierce, Smith (Jerry L.) and Young.—9.

Excused: Clifton, O'Connor, Porter and Smith (Finis).—4.

The bill passed.

SB 127 was referred for engrossment.

GENERAL ORDER

SB 258 by Smith (Jerry) of the Senate and Ford of the House was read and considered.

Senator Jerry Smith moved to amend **SB 258**, Page 1, Line 1, by striking the Title, Enacting clause and entire body of said bill and substituting in lieu thereof the following:

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 14 O.S. 1971, Section 80, as amended by Section 1, Chapter 40, O.S.L. 1973 (14 O.S. Supp. 1980, Section 80), is amended to read as follows:

Section 80. To file as A candidate for the Senate in any senatorial district, one must have been a **[qualified]** registered **[elector]** VOTER in the district for at least six (6) months immediately preceding the filing period prescribed by law. **[To file for nomination by a political party one must have been a registered member of that party for said six month period and, under oath, so state. For his name to appear on the ballot as an independent candidate for the Senate in the election one must have been registered as an independent elector for at least six (6) months preceding the filing period prescribed by law and, under oath, so state.]** Any member of the Senate whose district has been changed by a reapportionment may change residence with the intent of becoming qualified to seek reelection in such district in the first election applicable to such district following the reapportionment without thereby being deemed to have vacated his existing office.

SECTION 2. 14 O.S. 1971, Section 108, as amended by Section 2, Chapter 40, O.S.L. 1973 (14 O.S. Supp. 1980, Section 108), is amended to read as follows:

Section 108. To file as a candidate for the House of Representatives in any representative district, one must have been a **[qualified]** registered **[elector]** VOTER in such district for at least six (6) months immediately preceding the filing period prescribed by law. **[To file for nomination by a political party one must have been a registered member of that party for said six month period and, under oath, so state. For his name to appear on the ballot as an independent candidate for the House of Representatives in the election one must have been registered as an independent elector for at least six (6) months preceding the filing period prescribed by law and, under oath, so state.]** Any member of the House of Representatives whose district has been changed by a reapportionment may change residence with the intent of becoming qualified to seek reelection in such district in the first election applicable to such district following the reapportionment without thereby being deemed to have vacated his existing office.

SECTION 3. Section 2, Chapter 9, O.S.L. 1973, as amended by Section 1, Chapter 69, O.S.L. 1975 (19 O.S. Supp. 1980, Section 131.1), is amended to read as follows:

Section 131.1 To file **[for nomination by any political party to]** AS A CANDIDATE FOR any county office, one must have been a registered **[member of that party, and]** VOTER within **[said]** THE county[,], for the six-month period immediately preceding the first day of the filing period prescribed by law **[and, under oath, so state. For his name to appear on the ballot as an independent candidate for county office, one must have been registered as an independent elector for the six month period immediately preceding the first day of the filing period prescribed by law and, under oath, so state.]**

SECTION 4. Section 5-105, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1980, Section 5-105), is amended to read as follows:

Section 5-105. **[In order to]** TO file as a candidate for nomination **[of]** BY a political party TO ANY STATE OR COUNTY OFFICE, a person must **[be]** HAVE BEEN a registered

voter of [said] THAT party FOR THE SIX-MONTH PERIOD IMMEDIATELY PRECEDING THE FIRST DAY OF THE FILING PERIOD PRESCRIBED BY LAW AND, UNDER OATH, SO STATE. PROVIDED, THIS REQUIREMENT SHALL NOT APPLY TO A CANDIDATE FOR THE NOMINATION OF A POLITICAL PARTY WHICH ATTAINS RECOGNITION LESS THAN SIX (6) MONTHS PRECEDING THE FIRST DAY OF THE FILING PERIOD REQUIRED BY LAW. HOWEVER, THE CANDIDATE SHALL BE REQUIRED TO BE A REGISTERED VOTER OF THAT PARTY AT THE TIME HE FILES HIS DECLARATION OF CANDIDACY.

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval, which amendment was declared adopted.

Senator Jerry Smith moved that **SB 258**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 258**, as amended, was considered engrossed and placed on Third Reading.

THIRD READING

SB 258 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—45.

Excused: Porter, Smith (Finis) and Young.—3.

The bill and emergency passed.

SB 258 was referred for engrossment.

GENERAL ORDER

SB 277 by Terrill of the Senate and Fitzgibbon of the House was read and considered.

Senator Terrill moved to amend **SB 277**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 4, Line 13, by adding after the word "any" the word "full-time", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 9, Line 10, by deleting all language on Lines 10, 11 and 12, which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 9, Line 16, by striking after the figure "16." and before the word "employees" the word "managerial" and replacing it with the word "supervisory", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 10, Line 1, by striking after the word "or" and before the word "nature" the word "ministerial" and replacing it with the word "administerial", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 11, Lines 9 and 13, by striking after the word "a" on Line 8, and before the word "employee" the word "managerial" and replacing it with the word "supervisory", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 13, Line 9, by adding after the word "follows:" and before the word "one" the following language: "one member shall be appointed to serve a term ending the first Monday in March, 1985.", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 30, Line 17, by striking after the word "employees" the remainder of Line 17, all of Line 18, and Line 19 through the word "and", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 41, Line 18, by adding after the word "public" and before the word "the" the following language: "the interest and welfare of the children for which the public schools exist,", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 43, Line 8½, by adding after the word "a" and before the word "financial" the word "substantial", which amendment was declared adopted.

Senator Terrill moved to amend **SB 277**, Page 47, Line 10, by adding after the word "strike" the following: "penalty for engaging in a strike the organization certified as the exclusive negotiations representative shall cease to be recognized and certified as the exclusive negotiations representative for a period of one year. Further, any member of the bargaining unit participating in said strike shall be denied the full amount of his or her wages during the period of such violation.", which amendment was declared adopted.

Senator Young moved that **SB 277**, as amended, be rereferred to the Committee on Business and Labor, which motion was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Crow, Cullison, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, Pierce, Rozell, Schuelein, Smith (Jerry L.), Watson, Winn and Young.—26.

Nay: Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cummins, Howard, Howell, Kilpatrick, Luton, Miller, O'Connor, Randle, Shedrick, Stipe, Taliaferro, Terrill, Tinsley and York.—20.

Excused: Porter and Smith (Finis).—2.

GENERAL ORDER

SB 283 by Schuelein of the Senate and Twidwell of the House was read and considered.

Senator Schuelein moved that **SB 283** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 283** was considered engrossed and placed on Third Reading.

THIRD READING

SB 283 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Mar-

tin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Giles, Porter and Smith (Finis).—3.

The bill and emergency passed.

SB 283 was referred for engrossment.

GENERAL ORDER

SB 305 by Howell, Clifton, Landis and Taliaferro of the Senate and Twidwell of the House was read and considered.

Senator Howell moved that **SB 305** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 305** was considered engrossed and placed on Third Reading.

THIRD READING

SB 305 was read for the third time at length.

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

“Section 1, Chapter 100, O.S.L. 1979 (68 O.S. Supp. 1980, Section 1024) is amended to read as follows:

Section 1024 A. The Tax Commission may, upon written request, release the following information to any person, firm, association or corporation or its designee, **[notwithstanding the provisions of Sections 205 or 205.1 of Title 68 of the Oklahoma Statutes.**

The] THE volume of production, during any specified available period of time, of any substance heretofore or hereafter taxable under the Gross Production Tax Code of this state, from any lease lawfully plugged, under the laws of this state after certification of such plugging by the Corporation Commission.

B. The Tax Commission may, upon oral or written request, release the lease name, legal description, O.T.C. assigned production unit or subnumber or merge number for any lease or

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Giles, Porter and Smith (Finis).—3.

The bill and emergency passed.

SB 305 was referred for engrossment.

GENERAL ORDER

SB 315 by McDaniel of the Senate and Hobson of the House was read and considered.

Senator McDaniel moved to amend **SB 315**, Pages 1 through 8, Line 1 on Page 1, by deleting after the word “Section 1.” all language and inserting in lieu thereof the following:

unit in this state and the O.T.C. assigned purchaser or producer reporting number to any person.

C. THE TAX COMMISSION MAY, UPON WRITTEN REQUEST, RELEASE THE VOLUME OF PRODUCTION ON A LEASE BY LEASE BASIS TO ANY INDIVIDUAL PERSON, FIRM, ASSOCIATION OR CORPORATION.

D. A DULY AUTHORIZED AGENT OF THE OKLAHOMA DEPARTMENT OF ENERGY OR OF THE OKLAHOMA GEOLOGICAL SURVEY MAY EXAMINE NECESSARY RECORDS AND FILES OF THE TAX COMMISSION RELATING TO THE GROSS PRODUCTION TAX FOR THE PURPOSE OF ESTIMATING OR FORECASTING RESERVES OR PRODUCTION OF OIL OR GAS. SUCH EXAMINATION SHALL BE LIMITED TO INFORMATION OF VOLUME OF PRODUCTION ON A LEASE BY LEASE BASIS.

[C.] E. It is specifically provided that:

1. The Tax Commission shall establish a schedule of costs for the furnishing of the information hereunder and shall collect such costs in connection with the release of the information hereunder;

2. No liability, whatsoever, civil or criminal, shall attach to any member of the Tax Commission, or any of its agents, servants, or employees, for any error or omission in the preparation and publication of such requested information; and

3. NO COSTS SHALL BE CHARGED TO THE OKLAHOMA DEPARTMENT OF ENERGY OR THE OKLAHOMA GEOLOGICAL SURVEY FOR EXAMINATION OF FILES AND RECORDS OF THE TAX COMMISSION.

4. ALL FUNDS COLLECTED HEREUNDER SHALL BE PAID TO THE STATE TREASURY AND DEPOSITED IN THE OKLAHOMA TAX COMMISSION FUND.

F. [3.] The provisions of this section shall be EXCEPTIONS TO SECTIONS 205 AND 205.1 OF THIS TITLE AND SAME SHALL BE strictly construed against the disclosure of any other information contained in the records and files of the Tax Commission except as otherwise provided by law.

G. [D.] Any violation of the provisions of this section shall constitute a misdemeanor and shall be punishable as provided in Section 205 of Title 68 of the Oklahoma Statutes."

and amending the title to read as follows:

"An Act relating to revenue and taxation; amending Section 1, Chapter 100, O.S.L. 1979 (68 O.S. Supp. 1980, Section 1024), which relates to confidentiality of records and files of the Oklahoma Tax Commission; providing for release of certain information, costs of furnishing information, liabilities, statutory construction, and penalties for violation; expanding exceptions to allow certain examinations by certain state agencies and release of certain information; and, directing deposit of funds."

which amendment was declared adopted.

Senator McDaniel moved that **SB 315**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 315** was considered engrossed and placed on Third Reading.

THIRD READING

SB 315 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Cullison, Cummins, Dennis, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Combs, Crutcher, Dahl, Keating, Lamb, Landis, McCune, Moore, Randle and Smith (Jerry L.).—10.

Excused: Giles, Porter and Smith (Finnis).—3.

The bill passed.

SB 315 was referred for engrossment.

GENERAL ORDER

SB 327 by Cate of the Senate and Hobson of the House was read and considered.

Senator Cate moved to amend **SB 327**, Pages 1, 13, 14, 15 and 16 by deleting all of Sections 1, 4, 5 and 6, which amendment was declared adopted.

Senator Cate moved to amend **SB 327**, Pages 2 and 3, Line 17, Page 2, by deleting all of subsection 1 beginning on Line 17, Page 2 and renumbering, which amendment was declared adopted.

Senator Cate moved to amend **SB 327**, Page 3, Lines 10 and 11, by adding after the word "provide" and before the word "architectural" the following: "licensed" and by adding after the word "architectural" and before the word "engineering" the word "registered" and by restoring the bracketed word "and" on Line 10, and by deleting the word "licensed" on Line 10 and substituting in lieu thereof the word "registered" and by deleting the words "or planning" on Line 11, which amendment was declared adopted.

Senator Cate moved to amend **SB 327**, Pages 3 and 4, Lines 13 et seq. by restoring all bracketed language on Pages 3 and 4 and by deleting all "new" language, beginning on Line 13, Page 3. Page 5: by deleting the word "licensed" on Line 7 and the words "or planning services on Lines 7 and 8, and further, except as hereinabove specified restore all bracketed language on Page 5 and deleting all "new" language. Pages 7 and 8: Restore all bracketed language and deleting all "new" language. Page 9: Beginning with Line 6, Page 9, restoring all bracketed language and deleting all "new" language, which amendment was declared adopted.

Senator Cate moved to amend **SB 327**, Pages 10 and 11, Line 6, Page 10, by deleting new language on Line 6 and restoring bracketed language on Line 6 and on Page 11, Lines 8 through 13, by deleting new language and restoring bracketed language; and by restoring the bracketed word "department" on Line 18, Page 11, which amendment was declared adopted.

Senator Schuelein presiding.

Senator Keating moved to amend **SB 327**, Page 10, Lines 14 through 16, by restoring the bracketed language on Lines 14 through 16 on Page 10, which amendment was declared adopted.

Senator Cate moved to amend **SB 327**, Page 12, by deleting the words "governmental entity" on Line 1, and by deleting the phrase "governmental entity" where the same appears on Lines 6 and 7, 11, 14 and 15 and 17 and 18, and by substituting in lieu thereof in each instance the word "Department", which amendment was declared adopted.

Senator Cate moved that **SB 327**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 327** was considered engrossed and placed on Third Reading.

THIRD READING

SB 327 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—39.

Nay: Boatner, Moore, Pierce and Young.—4.

Excused: Crow, Giles, Porter, Smith (Finis) and Winn.—5.

The bill passed.

SB 327 was referred for engrossment.

GENERAL ORDER

SB 349 by Johnston of the Senate and Morgan of the House was read and considered.

Senator Johnston moved that **SB 349** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 349** was considered engrossed and placed on Third Reading.

THIRD READING

SB 349 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, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Moore, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley and York.—22.

Nay: Branch, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Keller, McDaniel, Miller, O'Connor, Pierce, Randle, Rozell, Smith (Jerry L.), Stipe, Watson and Young.—20.

Excused: Boatner, Crow, Giles, Porter, Smith (Finis) and Winn.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Boatner moved that the vote be reconsidered whereby **SB 349** failed.

GENERAL ORDER

SB 102 by McCune and Keating of the Senate and Atkinson of the House was read and considered.

Senator Cummins moved to amend **SB 102**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Cummins moved to amend **SB 102**, Page 3, Line 12, by inserting after the word "address" and before the word "driver's" the following: "age, thumb print when transactions are over \$200.00", which amendment was declared adopted.

Senator Cummins moved to amend **SB 102**, Page 4, Line 12, by striking all of subsection C.

Senator Young moved to table the Cummins motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, McCune, Pierce, Schuelein, Terrill, Watson and Young.—14.

Nay: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Landis, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Shedrick, Smith (Jerry L.), Stipe, Taliaferro and York.—27.

Excused: Crow, Giles, Keller, Porter, Smith (Finis), Tinsley and Winn.—7.

On the question of adoption of the Cummins motion to amend **SB 102**, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins,

Dahl, Howard, Howell, Lamb, Landis, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro and York.—25.

Nay: Cain, Green, Johnson, Johnston, Keating, Kilpatrick, Leonard, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.), Watson and Young.—14.

Excused: Crow, Dennis, Giles, Keller, Porter, Smith (Finis), Terrill, Tinsley and Winn.—9.

Senator Cummins moved to amend **SB 102**, Page 5, Line 5, by striking after the word "of" and before the word "days" the word and figure "ten (10)" and inserting the word and figure "three (3)" and by adding a period after the word "days" and striking the remainder of that sentence.

Senator Keating moved that **SB 102**, as amended, be advanced.

Senator Stipe moved to table the Keating motion to advance, which motion to table was declared adopted.

On the question of adoption of the Cummins motion to amend, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Combs, Cullison, Cummins, Dahl, Howard, Luton, Martin, Randle, Stipe and York.—11.

Nay: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Taliaferro, Terrill and Watson.—27.

Excused: Crow, Dennis, Giles, Keller, Porter, Smith (Finis), Smith (Jerry L.), Tinsley, Winn and Young.—10.

Senator McCune moved that **SB 102**, as amended, be advanced, which motion to advance was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Schuelein, Smith (Jerry L.), Watson and Young.—21.

Nay: Branch, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Martin, Randle, Rozell, Shedrick, Stipe, Taliaferro, Terrill and York.—18.

Excused: Crow, Dennis, Giles, Keller, Miller, Porter, Smith (Finis), Tinsley and Winn.—9.

Pursuant to Rule 12-7, **SB 102** was considered engrossed and placed on Third Reading.

THIRD READING

SB 102 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, York and Young.—38.

Nay: Moore and Pierce.—2.

Excused: Crow, Dennis, Giles, Keller, Porter, Smith (Finis), Tinsley and Winn.—8.

The bill passed.

SB 102 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent, which was granted, that the time be extended until Thursday, March 26, 1981, the 47th Legislative Day on the motion to reconsider the vote whereby **SB 210** failed of passage.

COMMITTEE REPORTS

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

DO PASS:

HB 1115 — General Government, co-authored by Johnson and Landis of the Senate.

HB 1137 — Finance.

DO PASS, as amended:

HB 1021 — General Government.

HB 1030 — General Government, co-authored by Johnson and Taliaferro and Schuelein of the Senate.

HB 1113 — General Government, co-authored by McDaniel and Cate.

HB 1287 — Finance.

HB 1366 — Finance.

SECOND READING

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

HB 1005 — General Government

HB 1072 — Appropriations

HB 1082 — Appropriations

HB 1145 — Judiciary

HB 1191 — General Government

HB 1283 — Education

HB 1284 — Education

HB 1391 — Appropriations

HB 1411 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1050, 1117, 1119, 1242, 1266, 1281, 1322, 1335, 1336, 1348, 1350, 1416 and 1424** and **HJR 1020**.

HB 1050 — By Barker, Harbin, Williamson, Fair, Vaughn, Widener and Duckett of the House and Luton, Lamb, Winn and Stipe of the Senate.

An Act relating to criminal procedure; providing for custody and distribution of monies received by certain persons involved in criminal acts as a result of notoriety; providing for notice of monies being held under certain conditions; providing severability; directing codification; and providing an effective date.

HB 1117 — By Sanders, Twidwell, Kincheloe, Anderson (Don), Denman, Hamilton and Craighead of the House and Dahl, Cate and Stipe of the Senate.

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. 1980, 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 nontransferability of licenses under certain circumstances; providing notice and hearing; providing protest procedures; increasing the limitation on value of prizes; providing limitation for bingo sessions; expanding penalty provisions; providing penalty; repealing Section 18, Chapter 265, O.S.L. 1973 (21 O.S. Supp. 1980, Section 995.18); and providing an effective date.

HB 1119 — By Henry, Morgan, Cotner, Vaughn, Manar and Duckett of the House and Smith (Finis) of the Senate.

An Act relating to elections; amending Section 2-129, Chapter 153, O.S.L. 1974, as amended by Section 5, Chapter 240, O.S.L. 1979 (26 O.S. Supp. 1980, Section 2-129); increasing compensation of inspectors, judges, clerks and counters in certain elections; providing an effective date; and declaring an emergency.

HB 1242 — By Duckett of the House and Green of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 156.1 and 159.7; providing for prohibitions against certain persons using state-owned vehicles for private purposes; providing penalties; providing certain exceptions; repealing 47 O.S. 1971, Section 154; and providing an effective date.

HB 1266 — By Trent of the House and Boatner of the Senate.

[Schools — Teachers' Retirement System — Medicare Insurance — Emergency]

HB 1281 — By Henry of the House and Smith (Finis) of the Senate.

An Act relating to courts; providing procedures for temporary increase in divisions of court of appeals; providing for termination date; directing codification; and declaring an emergency.

HB 1322 — By Shurden and Monks.

An Act relating to definitions and general provisions; amending 25 O.S. 1971, Section 1302; declaring certain practices by employers to be discriminatory; adding a classification; and providing exception.

HB 1335 — By Duke.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 64; allowing certain fines for certain crimes punishable by imprisonment; and providing an effective date.

HB 1336 — By Duke.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991c, as last amended by Section 2, Chapter 66, O.S.L. 1979 (22 O.S. Supp. 1980, Section 991c); providing for deferred sentence procedures; prohibiting deferred sentence procedures for certain persons; and providing an effective date.

HB 1348 — By Murphy, Hastings and Sherrer of the House and Dennis of the Senate.

An Act relating to game and fish; 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. 1980, 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.

HB 1350 — By Manning of the House and Shedrick of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 1-101, 10-108, as amended by Section 2, Chapter 100, O.S.L. 1980 and Section 6, Chapter 11, O.S.L. 1980 (47 O.S. Supp. 1980, Sections 10-108 and 228.3); providing for certain definitions; including section captions as part of the chapter; requiring certain reports; providing for notification; requiring that certain information be supplied; providing for certain findings; modifying certain surcharges; and declaring an emergency.

HB 1416 — By Harbin of the House and Stipe of the Senate.

An Act relating to criminal procedure; amending Section 1, Chapter 121, O.S.L. 1972, as last amended by Section 16, Chap-

ter 273, O.S.L. 1978, and Section 2, Chapter 121, O.S.L. 1972 (22 O.S. Supp. 1980, Sections 991d and 991e); providing for probation and parole fee; providing for probation and parole fund; providing for transfer of funds to victims compensation fund; providing operative date; and declaring an emergency.

HB 1424 — By Thompson, Kamas, Glover, Denman, Joiner, Peterson, Holt and Duckett of the House and Randle and O'Connor of the Senate.

An Act relating to securities; defining terms; requiring disclosure of noninsured status of certain securities and deposits; directing codification; and declaring an emergency.

HJR 1020 — By Mentzer and Taylor.

A Joint Resolution expressing legislative intent that certain appropriated funds be excluded from income under the provisions of a certain program; directing distribution; and declaring an emergency.

The above numbered **HBs** and **HJR** were read the first time.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HJR 1014**, the Special Election Section having received the constitutional two-thirds majority of votes of members elected to and constituting the House of Representatives.

HJR 1014 — By Craighead and Feddersen 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 create regional transportation districts; requiring elections; authorizing joint ventures; author-

izing joint operation and ownership; allowing funding by municipalities and the state for transportation services; providing Ballot Title; directing filing; and ordering a special election.

The above numbered **HJR** was read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1162**.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 25, 1981, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

SBs 20, 100, 225 and 303 were referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 6:00 p.m. to meet Wednesday, March 25, 1981, at 10:00 a.m.

Forty-sixth Legislative Day

Wednesday, March 25, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Cate, Smith (Finis) and Smith (Jerry L.).—3.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Kirven, the guest of Senator Boatner.

GENERAL ORDER

SB 149 by Cummins, Crutcher, Taliaferro and Pierce of the Senate and Monks of the House was read and considered.

Senator Leonard moved to amend **SB 149**, Page 2, Line 5, by adding after the word "year" and before the word "and" the following language: "or as existed on the 1st day of January, 1961, whichever is greater," which amendment was declared adopted.

Senator Tinsley moved to amend **SB 149**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Cummins moved that **SB 149**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 149** was considered engrossed and placed on Third Reading.

THIRD READING

SB 149 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Johnson, Keating, Lamb, Landis, Leonard, Luton, McCune, McDaniel,

iel, Martin, Moore, O'Connor, Pierce, Rozell, Schuelein, Taliaferro, Terrill and Young.—28.

Nay: Boatner, Crow, Dahl, Howell, Keller, Miller, Shedrick, Tinsley and Watson.—9.

Excused: Cate, Howard, Johnston, Kilpatrick, Porter, Randle, Smith (Finis), Smith (Jerry L.), Stipe, Winn and York.—11.

The bill passed.

On the question of the emergency, the vote resulted as follows: Aye: 28. Nay: 9. Excused: 11.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Howell moved that the vote be reconsidered whereby **SB 149** passed.

Senator Crutcher presiding.

GENERAL ORDER

SB 293 by McDaniel and Johnson of the Senate and Weichel of the House was read and considered.

Senator Landis moved to amend **SB 293**, Page 2, Line 1, by deleting after the word "shotgun" and before the word "is" the words "or pistol" and by adding the word "or" between the words "rifle" and "shotgun".

Senator Capps moved to table the Landis motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Dahl, Giles, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb,

Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Stipe, Terrill, Winn, York and Young.—30.

Nay: Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Green, Landis, Miller, Rozell, Taliaferro, Tinsley and Watson.—13.

Excused: Cate, Howell, Porter, Smith (Finis) and Smith (Jerry L.).—5.

Senator Combs moved to amend **SB 293**, Page 2, Line 1, by adding after the word "loaded." on Line 1 the language: "Provided further, that authorized agent has attended the basic course in weapon handling by the Law Enforcement Training Council.", which amendment was declared adopted.

Senator Dahl moved to amend **SB 293**, Page 2, Line 5½, by adding a new Section 2 as follows: "Section 2. It shall be lawful for any person to transport a rifle, pistol or shotgun in a vehicle if the rifle, pistol or shotgun is not chamber loaded and if said person has a valid Oklahoma hunting license." and renumbering.

Senator Lamb moved to table the Dahl motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Capps, Giles, Howell, Johnson, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Taliaferro, Terrill, Winn and York.—21.

Nay: Boatner, Branch, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Johnston, Keller, Landis, Miller, Schuelein, Shedrick, Stipe, Tinsley, Watson and Young.—23.

Excused: Cate, Porter, Smith (Finis) and Smith (Jerry L.).—4.

On the question of adoption of the Dahl motion to amend, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Branch, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Miller, Moore, Rozell, Schuelein, Stipe and Tinsley.—16.

Nay: Cain, Capps, Clifton, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Pierce, Porter, Randle, Shedrick, Taliaferro, Terrill, Watson, Winn, York and Young.—28.

Excused: Cate, Landis, Smith (Finis) and Smith (Jerry L.).—4.

Senator McDaniel moved that **SB 293**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 293** was considered engrossed and placed on Third Reading.

THIRD READING

SB 293 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, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Terrill, Winn and Young.—24.

Nay: Boatner, Branch, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Den-

nis, Howell, Keller, Miller, Rozell, Schuelein, Shedrick, Stipe, Tinsley and Watson.—18.

Excused: Cate, Howard, Smith (Finis), Smith (Jerry L.), Taliaferro and York.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator McDaniel moved that the vote be reconsidered whereby **SB 293** failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 20, 100, 102, 127, 211, 225, 229, 253, 258, 283, 303, 308, 315 and 322 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Keating introduced Daniel Mize, M.D., Tulsa, as Doctor of the Day.

Senator Cain introduced Dianna Robayo, R.N., Oklahoma City, as Nurse of the Day.

MOTION TO RECONSIDER VOTE

Senate McDaniel moved the vote be considered whereby **SB 293** failed of passage, which motion to reconsider was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Giles, Green, Johnson, Johnston, Keating, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Taliaferro, Terrill, York and Young.—22.

Nay: Boatner, Branch, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Kilpatrick, Lamb,

Miller, Rozell, Schuelein, Shedrick, Stipe, Tinsley, Watson and Winn.—21.

Excused: Cate, Keller, Porter, Smith (Finis) and Smith (Jerry L.).—5.

GENERAL ORDER

SB 255 by McCune of the Senate and Graves of the House was read and considered.

Senator Terrill moved to amend **SB 255**, Page 2, Line 5, by striking after the word "negotiations" and before the word "district" on Line 14, Page 2, all language and substituting the following: "Designation of the bargaining representatives shall be made by the recognized organization.", which amendment was declared adopted.

Senator Terrill moved to amend **SB 255**, Pages 13 and 14, by striking Section 2 and replacing with the following new Section 2:

"Section 2. 70 O.S. 1971, Section 509.8, is amended to read as follows:

Section 509.8. It shall be illegal for the professional organization or the nonprofessional organization to strike or threaten to strike as a means of resolving differences with the board of education. Provided that in addition to the procedure established in Section 509.7 for aiding the resolution of impasses, either side involved in negotiations, whether or not a strike has occurred, may apply to the Public Employees Relations Board for a review of the negotiation proceedings leading to the impasse. Said review shall be for the purpose of determining whether or not either side has violated Section 509.6 herein by failing to bargain in good faith. In conducting said review hearing, the Public Employees Relations Board is expressly authorized to exercise the subpoena powers conferred upon it by 11 O.S. 584.4 in accordance with the procedure established therein.

If the Public Employees Relations Board determines that the school board failed to bargain in good faith, there shall be no penalty imposed upon the professional or nonprofessional organization nor against any member of the bargaining unit for participating in a strike. If the Public Employees Relations Board determines that the professional or nonprofessional organization failed to bargain in good faith, and said organization engages or has engaged in a strike, then the organization shall cease to be recognized as representative of the professional or nonprofessional educators, and the school district shall be relieved of the duty to negotiate with such organization or its representatives for a period of one year, and further any member of the bargaining unit participating in said strike shall be denied the full amount of his or her wages during the period of such violation.", which amendment was declared failed of adoption upon a division of the question.

Senator McCune moved that **SB 255**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 255** was considered engrossed and placed on Third Reading.

THIRD READING

SB 255 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, Pierce, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn and Young.—32.

Nay: Boatner, Dahl, Miller and Rozell.—4.

Excused: Cate, Crow, Howard, Keller, Kilpatrick, O'Connor, Porter, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley and York.—12.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Terrill moved that the vote be reconsidered whereby **SB 255** passed.

Senator Howell presiding.

GENERAL ORDER

SB 237 by Terrill of the Senate and Barker of the House was read and considered.

Senator Terrill moved that **SB 237** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 237** was considered engrossed and placed on Third Reading.

THIRD READING

SB 237 was read for the third time at length.

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

Aye: Clifton, Crow, Giles, Green, Howard, Howell, Keating, Landis, McCune, McDaniel, Martin, O'Connor, Pierce, Taliaferro, Terrill, Watson and Winn.—17.

Nay: Boatner, Branch, Cain, Capps, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, Miller,

Moore, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe and Young.—26.

Excused: Cate, Smith (Finis), Smith (Jerry L.), Tinsley and York.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Terrill moved that the vote be reconsidered whereby **SB 237** failed.

GENERAL ORDER

SB 294 by Randle, Kilpatrick and York of the Senate and Deatherage of the House was read and considered.

Senator Randle moved that **SB 294** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 294** was considered engrossed and placed on Third Reading.

THIRD READING

SB 294 was 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, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn and Young.—42.

Excused: Cate, Crow, Smith (Finis), Smith (Jerry L.), Tinsley and York.—6.

The bill and emergency passed.

SB 294 was referred for engrossment.

Senator Martin moved the Senate stand recessed until the hour of 12:30 p.m., which motion prevailed.

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The Senate reassembled with Senator Rozell presiding.

Senator Martin questioned the presence of a quorum.

Senator Crutcher presiding.

The roll was ordered called and a quorum declared present.

GENERAL ORDER

SB 296 by Terrill of the Senate and Henry of the House was read and considered.

Senator Miller moved to amend **SB 296**, Page 17, Line 4, by adding after the word "vehicles" and before the word "used" the following: "hy-top suburban or standard-top vans".

Senator Miller asked unanimous consent that the word "suburban" be stricken from his amendment, which was the order.

The Miller amendment, as amended, was declared adopted.

Senator Miller moved to amend **SB 296**, Page 18, Line 3, by deleting after the word "least" and before the word "will" the words "two EMTS" and substituting the words "one EMT".

Senator Terrill moved to table the Miller motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Combs, Howard, Howell, Johnston, Keating, Kilpatrick, Leonard, Luton, McCune, McDaniel, Martin, Porter, Randle, Shedrick, Stipe, Taliaferro, Terrill, Watson and York.—22.

Nay: Boatner, Branch, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Johnson, Keller, Lamb, Landis, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Tinsley, Winn and Young.—23.

Excused: Cate, Smith (Finis) and Smith (Jerry L.).—3.

On the question of adoption of the Miller motion to amend, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keller, Landis, Luton, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Tinsley, Winn and Young.—25.

Nay: Cain, Capps, Clifton, Combs, Howard, Howell, Keating, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Porter, Randle, Stipe, Taliaferro, Terrill, Watson and York.—20.

Excused: Cate, Smith (Finis) and Smith (Jerry L.).—3.

Senator Terrill moved that **SB 296**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 296** was considered engrossed and placed on Third Reading.

THIRD READING

SB 296 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, Cummins, Dahl, Giles, Howard, Howell, Johnston, Keating, Kilpatrick, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Randle, Rozell, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—31.

Nay: Boatner, Branch, Cullison, Dennis, Green, Johnson, Keller, Landis, O'Connor, Pierce and Schuelein.—11.

Excused: Cate, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and York.—6.

The bill passed.

Senator Cullison desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 10. Excused: 6.

The emergency passed.

SB 296 was referred for engrossment.

GENERAL ORDER

SB 320 by McDaniel of the Senate and Morgan and Cunningham of the House was read and considered.

Senator McDaniel moved to amend **SB 320**, Page 2, Line 5, by striking the period after the word "gas" and adding the following language: "nor to those wells licensed by the State Department of Health which are in operation prior to the effective date of this act.", which amendment was declared adopted.

Senator McDaniel moved that **SB 320**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 320** was considered engrossed and placed on Third Reading.

THIRD READING

SB 320 was 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, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—37.

Nay: Crow, Dahl, Schuelein and Young.—4.

Excused: Cate, Kilpatrick, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and York.—7.

The bill and emergency passed.

SB 320 was referred for engrossment.

GENERAL ORDER

SB 334 by Randle of the Senate and Hobson of the House was read and considered.

Senator Randle asked unanimous consent to amend **SB 334**, Page 1, by crippling the Title, which was the order.

Senator Randle moved to amend **SB 334**, Page 11, Line 12, by inserting after the word "revisions" and before the word "to" the words: "the Commission may deem proper", which amendment was declared adopted.

Senator Randle moved that **SB 334**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 334** was considered engrossed and placed on Third Reading.

THIRD READING

SB 334 was 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Excused: Cate, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and York.—6.

The bill and emergency passed.

SB 334 was referred for engrossment.

GENERAL ORDER

SB 43 by Randle and Kilpatrick of the Senate and Deatherage and Barker of the House was read and considered.

Senator Leonard moved that **SB 43** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 43** was considered engrossed and placed on Third Reading.

THIRD READING

SB 43 was 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, Branch, Cain, Capps, Clifton, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Winn and Young.—34.

Nay: Combs, Crow, Crutcher, Landis, Leonard, Moore, O'Connor, Pierce and Watson.—9.

Excused: Cate, Lamb, Smith (Finis), Smith (Jerry L.) and York.—5.

The bill and emergency passed.

SB 43 was referred for engrossment.

GENERAL ORDER

SB 332 by Johnson of the Senate and Thompson of the House was read and considered.

Senator Johnson moved to amend **SB 332**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Johnson moved that **SB 332**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 332** was considered engrossed and placed on Third Reading.

THIRD READING

SB 332 was 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Nay: Keating.—1.

Excused: Cate, Lamb, Smith (Finis), Smith (Jerry L.) and York.—5.

The bill and emergency passed.

SB 332 was referred for engrossment.

GENERAL ORDER

SB 333 by Johnson of the Senate and Thompson of the House was read and considered.

Senator Johnson moved to amend **SB 333**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Johnson moved to amend **SB 333**, Page 6, Line 5, by striking after the word "Office" and before the word "containing" on Line 6, all language and inserting the following: "the President Pro Tempore of the Senate and the Speaker of the House of Representatives", which amendment was declared adopted.

Senator Johnson moved that **SB 333**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 333** was considered engrossed and placed on Third Reading.

THIRD READING

SB 333 was 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cate, Lamb, Porter, Smith (Finis) and Smith (Jerry L.).—5.

The bill and emergency passed.

SB 333 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Rozell asked unanimous consent that the vote be reconsidered whereby the Committee Report on the Committee on Standards and Ethics was adopted, Page 425, which was the order.

Senator Rozell asked unanimous consent that the Committee Report, as amended, be rereferred to the Committee on Standards and Ethics, which was the order.

GENERAL ORDER

SB 190 by Keating of the Senate and Henry of the House was read and considered.

Senator Howell asked to be named a coauthor of **SB 190**, which was the order.

Senator Keating moved to amend **SB 190**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Howell moved to amend **SB 190**, Page 10, Line 5, by striking after the word "All" and before the word "to" the words: "claims to be made" and inserting in lieu thereof the words: "petitions to be filed", which amendment was declared adopted.

Senator Keller moved to amend **SB 190**, Page 10, Line 7, by deleting after the word "within" the word and figure: "one (1)" and inserting the word and figure "two (2)", which amendment was declared adopted.

Senator Keating moved that **SB 190**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 190** was considered engrossed and placed on Third Reading.

THIRD READING

SB 190 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and Young.—37.

Nay: Boatner, Crow, Johnson, Rozell and Winn.—5.

Excused: Cate, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and York.—6.

The bill passed.

SB 190 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe moved the vote be reconsidered whereby **SB 210** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—41.

Nay: Young.—1.

Excused: Cate, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and York.—6.

THIRD READING

SB 210 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—38.

Nay: Moore.—1.

Excused: Cate, Crow, Johnston, Lamb, Luton, Porter, Smith (Finis), Smith (Jerry L.) and York.—9.

The bill passed.

SB 210 was referred for engrossment.

GENERAL ORDER

SB 295 by Green of the Senate and Ford of the House was read and considered.

Senator Luton moved that **SB 295** be referred to the Committee on General Government, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Winn, York and Young.—31.

Nay: Green, Keating, Keller, Leonard, McCune, Moore, O'Connor, Pierce and Watson.—9.

Excused: Cate, Crow, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and Stipe.—8.

GENERAL ORDER

SB 306 by Keating of the Senate and Twidwell of the House was read and considered.

Senator Luton moved that **SB 306** be referred to the Committee on Judiciary, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Johnston, Keller, Kilpatrick, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Schuelein, Shedrick, Terrill, Tinsley, Watson, York and Young.—27.

Nay: Capps, Clifton, Crow, Giles, Green, Howell, Johnson, Keating, Landis, McCune, Moore, Rozell, Taliaferro and Winn.—14.

Excused: Cate, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and Stipe.—7.

BILLS WITHDRAWN — REREFERRED

Senator York moved that **SB 268** be withdrawn from the Calendar and rereferred to the Committee on Finance, which motion was declared adopted.

Senator Combs moved that **SB 267** be withdrawn from the Calendar and rereferred to the Committee on Finance, which motion was declared adopted.

GENERAL ORDER

SB 274 by Cullison of the Senate and Anderson (Don) of the House was read and considered.

Senator Cullison moved to amend **SB 274**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Cullison moved that **SB 274**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 274** was considered engrossed and placed on Third Reading.

THIRD READING

SB 274 was read for the third time at length.

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

Aye: Branch, Cain, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnston, Keating, Kilpatrick, Leonard, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Shedrick, Terrill, Tinsley, Watson, York and Young.—28.

Nay: Boatner, Capps, Crow, Giles, Johnson, Keller, Landis, Moore, O'Connor, Pierce, Schuelein, Taliaferro and Winn.—13.

Excused: Cate, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and Stipe.—7.

The bill passed.

SB 274 was referred for engrossment.

THIRD READING

Senator Dahl asked unanimous consent to amend **SB 60** on Third Reading, to which request objection was heard.

Senator Dahl asked unanimous consent that the vote be reconsidered whereby **SB 60** was considered engrossed and placed on Third Reading, to which request objection was heard.

Senator Dahl moved the vote be reconsidered whereby **SB 60** was considered engrossed and placed on Third Reading, which motion was declared adopted, the roll call being as follows:

Aye: Cain, Capps, Crutcher, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Leonard, McCune, McDaniel, Martin, Moore, Pierce, Schuelein, Taliaferro, Terrill, Watson, Winn and Young.—22.

Nay: Boatner, Branch, Clifton, Combs, Crow, Cullison, Cummins, Dennis, Howell, Kilpatrick, Landis, Luton, Miller, O'Con-

nor, Randle, Rozell, Shedrick and Tinsley.—18.

Excused: Cate, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.), Stipe and York.—8.

Senator Dahl moved the vote be reconsidered whereby **SB 60** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Dahl moved to amend **SB 60**, as follows:

Amendment No. 1 — Page 1, Lines 5 and 6 and Page 2, Line 1, by deleting the words and figure "Five Million Two Hundred Ninety-five Thousand Five Hundred Fifty-four Dollars (\$5,295,554.00)" and by substituting in lieu thereof the words and figure "Eight Million One Hundred Sixty-eight Thousand Five Hundred Nineteen Dollars (\$8,168,519.00)".

Amendment No. 2 — Page 2, Line 15½, by adding the following language:

"Forestry Division (For expenses of personal services, maintenance and operation, including premiums of workers' compensation and other necessary insurance, travel, supplies, construction, equipment and other expenses necessary to the efficient and effective operation of the Forestry Division \$2,872,965.00".

Amendment No. 3 — Page 3, Line 14, by deleting the figure "\$5,295,554.00" and by substituting in lieu thereof the figure "\$8,168,519.00".

Amendment No. 4 — Page 6, Line 3, by deleting the words and figure "three hundred ninety-seven (397)" and by substituting in lieu thereof the words and figure "five hundred forty-nine (549)".

Amendment No. 5 — Page 6, Lines 7-18, Page 7, Lines 1-18, and Page 8, Lines 1 and 2, by deleting all of Section 7. Renummer the current Section 8 to read Section 7 and renumber succeeding sections accordingly.

On the question of adoption of the Dahl motion to amend **SB 60**, it was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Crutcher, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Landis, Leonard, McCune, McDaniel, Martin, Moore, Pierce, Schuelein, Taliaferro, Terrill, Winn, York and Young.—24.

Nay: Boatner, Branch, Combs, Crow, Cullison, Cummins, Dennis, Johnston, Kilpatrick, Luton, Miller, O'Connor, Randle, Rozell, Shedrick, Tinsley and Watson.—17.

Excused: Cate, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and Stipe.—7.

Senator Randle moved that **SE 60**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 60** was considered engrossed and placed on Third Reading.

THIRD READING

SB 60 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, Crutcher, Cullison, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Pierce, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Winn, York and Young.—30.

Nay: Boatner, Branch, Crow, Cummins, Dennis, Miller, Moore, O'Connor, Rozell, Tinsley and Watson.—11.

Excused: Cate, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and Stipe.—7.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows: Aye: 30. Nay: 11. Excused: 7.

The emergency failed.

SB 60 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Boatner moved the vote be reconsidered whereby **SB 349** failed of passage.

Senator Young moved to table the Boatner motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Dahl, Miller, Rozell and Young.—5.

Nay: Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—36.

Excused: Cate, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.) and Stipe.—7.

On the question of adoption of the Boatner motion to reconsider the vote whereby **SB 349** failed of passage, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Leonard, Luton, McCune, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—34.

Nay: Branch, Dahl, McDaniel, Miller, Rozell and Young.—6.

Excused: Cate, Howard, Lamb, Landis, Porter, Smith (Finis), Smith (Jerry L.) and Stipe.—8.

THIRD READING

SB 349 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Clifton, Combs, Crow, Cullison, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, Martin, Moore, Pierce, Randle, Schuelein, Shedrick, Taliaferro, Tinsley, Watson, Winn and York.—30.

Nay: Branch, Crutcher, Cummins, Dahl, McDaniel, Miller, O'Connor, Rozell and Young.—9.

Excused: Cate, Dennis, Howard, Lamb, Porter, Smith (Finis), Smith (Jerry L.), Stipe and Terrill.—9.

The bill passed.

Senators Terrill, McDaniel and Cummins desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 7. Excused: 8.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Pierce moved that the vote be reconsidered whereby **SB 349** passed.

BILL WITHDRAWN — REFERRED

Senator Howell asked unanimous consent to withdraw **HB 1396** from the Committee on Finance and refer to the Committee on Education, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 158, 213, 287, 290, 305, 327 and 337 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

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

DO PASS:

HB 1006 — Judiciary, coauthored by Cain and Shedrick.

HB 1046 — Judiciary.

HB 1093 — Appropriations.

HB 1109 — Judiciary.

HB 1160 — Judiciary.

DO PASS, as amended:

HB 1025 — Judiciary, coauthored by Cain and Moore.

HB 1048 — Judiciary, coauthored by Cain and Shedrick.

HB 1097 — Appropriations.

HB 1101 — Appropriations, coauthored by Cain.

HB 1118 — Judiciary, coauthored by

Cain, Johnson, Keating and McDaniel of the Senate.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

ROBERT BLACKSTONE CARLILE, Tahlequah, as a member of the Oklahoma Indian Affairs Commission to serve a three (3) year term ending August 15, 1983. Mr. Carlile succeeds Danny Little Axe.

KATHRYN E. EMPIE, Oklahoma City, as a member of the Board of Regents of the University of Science and Arts of Oklahoma to serve a seven (7) year term ending June 30, 1987. Ms. Empie succeeds herself.

JAMES SCOTT HICKERSON, Cleveland, as a member of the Physicians Manpower Training Commission to serve a five (5) year term ending June 5, 1985. Dr. Hickerson succeeds himself.

WILLIAM LAMAR HORTON, Shawnee, as a member of the State Arts Council of Oklahoma to serve a three (3) year term ending July 1, 1983. Mr. Horton succeeds himself.

CHARLES HUGHES, Okay, as a member of the State Textbook Committee to serve a three (3) year term ending May 11, 1983. Mr. Hughes succeeds Michael Gray.

SIMON D. PARKER, Hugo, as a member of the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery to serve a five (5) year term ending June 30, 1985. Original appointment.

BOB C. RODEN, Claremore, as a member of the Oklahoma Industrial Finance Authority to serve a six (6) year term ending October 11, 1986. Mr. Roden succeeds Bert Baker.

MICHAEL L. SPRADLING, Sand Springs, as a member of the Oklahoma Pecan Commission to serve a three (3) year term ending July 1, 1983. Mr. Spradling succeeds George Sprayberry.

RICHARD VALLEJO, Oklahoma City, as a member of the Oklahoma Human Rights Commission to serve a three (3) year term ending July 15, 1983. Mr. Vallejo succeeds himself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

HB 1050 — Judiciary
HB 1117 — Business and Labor
HB 1119 — Appropriations
HB 1242 — General Government
HB 1266 — Finance
HB 1281 — Judiciary
HB 1322 — Judiciary
HB 1335 — Judiciary
HB 1336 — Judiciary
HB 1348 — Agriculture
HB 1350 — General Government
HB 1416 — Judiciary
HB 1424 — Business and Labor
HJR 1014 — Judiciary
HJR 1020 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1073, 1078, 1081, 1124, 1168, 1184, 1231, 1241, 1246, 1256, 1259, 1294, 1305, 1318, 1332, 1339, 1352, 1353, 1371, 1390, 1401, 1421, 1422, 1426** and **HJR 1019**.

HB 1073 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Alcoholic Beverage Control Board — Appropriations — Amending 37 O.S. Supp. 1980, Section 507 — Emergency]

HB 1078 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Department of Labor — Appropriations — Emergency]

HB 1081 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Office of the Chief Mine Inspector — Appropriation — Amending Sections in Title 45 — Emergency]

HB 1124 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Oklahoma House of Representatives — Appropriation — Emergency]

HB 1168 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Department of Veterans Affairs — Amending 72 O.S. 1971, Sections 222 and 126.3 — Repealing Sections in Title 72 — Appropriation — Emergency]

HB 1184 — By Glover, Bradley, Feddersen, Manar, Peterson, Rogers, Sherrer, Smith, Weichel, Whorton and Widener.

An Act relating to the Commercial Code; amending 12A O.S. 1971, Section 2-316; providing for certain construction on words creating, excluding or modifying warranties; providing certain conditions for exclusions or modifications; providing certain exclusions; providing remedies; and providing an effective date.

HB 1231 — By Deatherage, Anderson (Don), Shurden and Henry of the House and York and Cate of the Senate.

An Act relating to children; establishing the Local Foster Care Review Act; providing short title; stating legislative intent; defining terms; providing for jurisdiction and venue over certain children in placement; requiring placement plan with certain restrictions; authorizing giving certain information to foster parents; establishing local review boards; providing for Board membership, appointment, terms, officers' reimbursement, power and duties; providing procedure for court-ordered placement; providing penalty for failure to comply; establishing an expedited appellate procedure in parental rights termination cases; charging Department of Human Services with certain responsibilities; directing codification; and providing an effective date.

HB 1241 — By Fried, Deatherage and Williams (Penny) of the House and Howell of the Senate.

[Schools — Amending Sections in Title 70 — Gifted and Talented Children — Emergency]

HB 1246 — By Draper and Cox of the House and Lamb of the Senate.

An Act relating to professions and occupations; providing for an Oklahoma Athletic Trainers Act; providing short title; defining terms; requiring license for certain athletic trainer activities; granting State Board of Medical Examiners certain duties relating to such licensing; establishing an Athletic Trainers Advisory Committee, its membership, terms and responsibilities; requiring certain qualifications for licensing; providing for term and fees of licenses; authorizing denial, suspension or revocation of license under certain circumstances; prohibiting certain acts and providing penalties; authorizing limited licensing upon passage of this act; making certain exceptions; directing codification; providing operative date; and declaring an emergency.

HB 1256 — By Hastings, Manar, Davis (Frank) and Cole of the House and Martin

and O'Connor of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-401, as amended by Section 1, Chapter 22, O.S.L. 1975 (63 O.S. Supp. 1980, Section 2-401); prohibiting certain acts relating to controlled dangerous drugs and those drugs held forth as controlled dangerous drugs; providing penalties; and declaring an emergency.

HB 1259 — By Henry of the House and Crow of the Senate.

[Workers' Compensation — Amending 85 O.S. Supp. 1980, Sections 1.2 and 177 — Establishment and Membership of Workers' Compensation Court — Emergency]

HB 1294 — By Abbott and Reimer.

[Schools — Amending 70 O.S. Supp. 1980, Section 5-129 — Student Activity Funds — Emergency]

HB 1305 — By Craighead, Brown and Harris of the House and Kilpatrick of the Senate.

[Professions and Occupations — Licensing of Precious Metal and Gem Dealers — Emergency]

HB 1318 — By Gray.

[Schools — Amending 70 O.S. Supp. 1980, Section 5-129 — Student Activity Funds and Petty Cash — Emergency]

HB 1332 — By Hill, Dunn, McCaleb, Weichel, Reimer, Vaughn, Talley, Anderson (Robert), Glover, Harper, Hooper, Anderson (Don), Kamas and Widener of the House and Leonard, Capps, Giles, Lamb, Miller, Rozell, Watson and Winn of the Senate.

[Waters and Water Rights — Amending 82 O.S. Supp. 1980, Sections 1020.9 and 1020.15 — Ground Water — Effective Date]

HB 1339 — By Denman and Henry of the House and Terrill of the Senate.

[Public Health and Safety — Amending Sections in Title 63 — Emergency Medical Care Program — Emergency]

HB 1352 — By Duke.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1271, as amended by Section 1, Chapter 238, O.S.L. 1979 (22 O.S. Supp. 1980, Section 1271); providing procedures for assignment of counsel to indigent defendants; specifying compensation; directing assignment to public defenders in certain counties; providing exceptions; authorizing the court to require payment of legal defense in certain cases; authorizing the court to make certain limitations on such payments; and providing an effective date.

HB 1353 — By Duke.

An Act relating to children; amending 10 O.S. 1971, Section 1112, as last amended by Section 4, Chapter 257, O.S.L. 1979 (10 O.S. Supp. 1980, Section 1112); authorizing juvenile proceedings; authorizing certification of certain children as adults; establishing criteria; providing certification procedures; providing for exceptions; and providing an effective date.

HB 1371 — By Draper of the House and Smith (Finis) of the Senate.

[Courts — Amending Sections in Title 20 — Judicial Districts — Codification]

HB 1390 — By Reimer and Widener of the House and Capps of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.5a, as last amended by Section 7, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1980, Section 22.5a); providing for license plates for vehicles that have been in storage; adding provisions for obtaining license plates for vehicles that have been inoperative; and declaring an emergency.

HB 1401 — By Manning and Vaughn.

An Act relating to state government;

amending Section 2, Chapter 123, O.S.L. 1972, as last amended by Section 1, Chapter 119, O.S.L. 1980 (74 O.S. Supp. 1980, Section 500.2); providing procedures for reimbursement of travel expenses; providing that airline tickets for out-of-state travel may be purchased by state agencies for employees; and providing an effective date.

HB 1421 — By Henry.

An Act relating to property; amending 60 O.S. 1971, Section 175.10; permitting corporate trustees to make long-term self deposits; and providing an effective date.

HB 1422 — By Henry.

An Act relating to probate procedure and property; amending 58 O.S. 1971, Section 255 and 60 O.S. 1971, Section 175.18; providing that personal representative or trustee may enter into general partnership in place of a decedent if permitted by partnership agreement; providing that a trustee may enter into limited partnership if permitted by trust instrument; limiting liability of personal representative or trustee; and providing an effective date.

HB 1426 — By Anderson (Robert).

An Act relating to insurance; stating purpose; creating the Oklahoma Life and Health Insurance Guaranty Association Act; providing short title; defining terms; specifying applicability of act; providing for a Board of Directors; providing for procedural rules for the Association; setting forth powers and duties of the Association; providing for a method of assessing certain life and health insurers; setting forth duties and powers of the Insurance Commissioner; providing assessment procedures and regulations; providing for regulation of Association; providing procedures in case of insure insolvencies; allowing association certain tax exemptions; limiting liability of Association; staying certain legal proceedings under certain circumstances; prohibiting certain advertising; and directing codification.

HJR 1019 — By Kelly.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X of the Oklahoma Constitution, by adding a new section thereto; providing for a bond issue for industrial development; providing a Ballot Title; directing filing; and requiring submission to the people at the next statewide election.

The above numbered **HBs** and **HJR** were read the first time.

FIRST READING

The following was introduced and read the first time:

SCR 14 — By Landis of the Senate and Blodgett of the House.

A Concurrent Resolution designating the City of Duncan and Stephens County as the buckle on the oil belt; and directing distribution.

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 1063**.

CONFERENCE COMMITTEE REPORT

The CCR on **HB 1063** was read and consideration deferred.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 26, 1981, at 12:00 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:30 p.m. to meet Thursday, March 26, 1981, at 12:00 p.m.

Forty-seventh Legislative Day

Thursday, March 26, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Excused: Capps, Johnston, Lamb, Porter, Randle, Smith (Finis) and York.—7.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Kirven, the guest of Senator Boatner.

ANNOUNCEMENT

Senator Crow announced the birth of Senator Combs' son on this date and asked unanimous consent, which was granted, that

Dustin Wade Combs be named Honorary President Pro Tempore for this legislative day.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 473, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Watson and Young.—35.

Excused: Capps, Dennis, Howard, Johnston, Lamb, Porter, Randle, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Winn and York.—13.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Tom Bryan, Oklahoma City, as Director to the Department of Energy.

Marion Davidson, Weatherford, as member to the Used Motor Vehicle and Parts Commission.

J.D. Helms, Oklahoma City, as member to the State Regents for Higher Education.

Ray Kinnard, Nowata, as member to the Real Estate Commission.

John A. (Jack) Patten, Norman, as member to the State Board of Mental Health.

R.G. Wilson, Clinton, as member to the Oklahoma State Board of Public Accountancy.

INTRODUCTION

Senator Cain introduced his mother-in-law, Mrs. Sarah Lederer, Los Angeles, California, to the members.

BILL WITHDRAWN — REREFERRED

Senator Cain moved that **SB 259** be withdrawn from the Calendar and rereferred to the Committee on Judiciary, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 43, 60, 190, 210, 274 and 294 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

BILL WITHDRAWN — REFERRED

Senator Martin moved that **HB 1005** be withdrawn from the Committee on General Government and referred to the Committee on Judiciary, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Terrill moved the vote be reconsidered whereby **SB 237** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—35.

Nay: Cain, Miller, Rozell, Shedrick and Young.—5.

Excused: Capps, Johnston, Lamb, Porter, Randle, Smith (Finis), Smith (Jerry L.) and York.—8.

THIRD READING

SB 237 was read for the third time at length.

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

Aye: Branch, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Keating, Kilpatrick, Landis, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Taliaferro, Terrill, Tinsley, Watson and Winn.—28.

Nay: Boatner, Cain, Combs, Johnson, Keller, Leonard, Miller, Rozell, Shedrick, Stipe and Young.—11.

Excused: Capps, Johnston, Lamb, Luton, Porter, Randle, Smith (Finis), Smith (Jerry L.) and York.—9.

The bill passed.

Senators Cain, Stipe, Miller 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: 7. Excused: 9.

The emergency passed.

SB 237 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Terrill moved the vote be reconsidered whereby **SB 255** passed.

Senator McCune moved to table the Terrill motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dennis, Giles, Green, Howard, Howell, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, Pierce, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley and Watson.—30.

Nay: Boatner, Crow, Cummins, Dahl, Johnson, Miller, O'Connor, Rozell, Winn and Young.—10.

Excused: Capps, Johnston, Lamb, Porter, Randle, Smith (Finis), Smith (Jerry L.) and York.—8.

SB 255 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Watson moved that **SB 247** be withdrawn from the Calendar and rereferred to the Committee on General Government, which motion was declared adopted.

Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 296, 320, 332, 333 and 334 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 187 by Cate of the Senate and Deatherage of the House was read and considered.

Senator Cate moved to amend **SB 187**, Page 2, Line 2, by adding after the word "years." and striking the period, the following language: "with respect to sale of any beverage containing more than one-half of one percent ($\frac{1}{2}$ of 1%) of alcohol measured by volume and not more than three and two-tenths percent (3.2%) of alcohol measured by weight for consumption on the premises, and any male or female person under the age of eighteen (18) years for consumption off the premises."

Senator Keller moved to table the Cate motion to amend, which motion to table was declared failed of adoption.

On the question of adoption of the Cate motion to amend, it was declared adopted.

Senator Keating moved to amend **SB 187**, Page 2, Line 18, by adding after the word "license" and before the word "which" on Page 3, Line 1, the following: "or other indicia of age", which amendment was declared adopted.

Senator Cate moved to amend **SB 187**, Page 4, Line 14, by striking after the word "a" and before the word "conviction" the word "second" and inserting in lieu thereof the word "third" and by striking the phrase "the same" and inserting in lieu thereof the word "any", which amendment was declared adopted.

Senator Cate moved that **SB 187**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 187** was considered engrossed and placed on Third Reading.

THIRD READING

SB 187 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Keating, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—34.

Nay: Boatner, Dennis, Johnson, Keller, Moore, Pierce and Smith (Jerry L.).—7.

Excused: Capps, Johnston, Lamb, Porter, Randle, Smith (Finis) and York.—7.

The bill and emergency passed.

SB 187 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Rozell moved the vote be reconsidered whereby **SB 153** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Kilpatrick, Leonard, Luton, McDaniel, Miller, O'Connor, Pierce, Rozell, Shedrick, Smith (Jerry L.), Stipe, Tinsley, Winn and Young.—27.

Nay: Cate, Clifton, Howard, Johnson, Keating, Keller, McCune, Martin, Moore, Schuelein, Taliaferro, Terrill and Watson.—13.

Excused: Capps, Johnston, Lamb, Landis, Porter, Randle, Smith (Finis) and York.—8.

THIRD READING

Senator Rozell moved that **SB 153** be withdrawn from the Calendar and rereferred to the Committee on Agriculture, which motion was declared adopted.

UNANIMOUS CONSENT REQUEST

Senator Boatner asked unanimous consent, which was granted, that his son and daughter, Alton and Rhonda, be named Honorary Journal Clerks for this legislative day.

COMMITTEE REPORTS

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

DO PASS:

HB 1058 — Human Resources.

HB 1169 — Natural Resources, and be referred to the Consent Calendar.

HB 1276 — Appropriations.

HB 1304 — Human Resources, coauthored by Kilpatrick, Cullison, Cain, Luton and Terrill.

HB 1309 — Human Resources, coauthored by Cummins (Principal), Kilpatrick, Cain and Cullison of the Senate.

HB 1313 — Natural Resources, and be referred to the Consent Calendar.

HB 1331 — Natural Resources, coauthored by Green, and be referred to the Consent Calendar.

DO PASS, as amended:

HB 1040 — Judiciary, coauthored by Cain, Johnson, Luton and Moore of the Senate.

HB 1071 — Appropriations.

HB 1189 — Judiciary.

SECOND READING

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

SCR 14 — Natural Resources.

HB 1073 — Appropriations.

HB 1078 — Appropriations.

HB 1081 — Appropriations.

HB 1124 — Appropriations.

HB 1168 — Appropriations.

HB 1184 — Agriculture.

HB 1231 — Judiciary.

HB 1241 — Education.

HB 1246 — Business and Labor.

HB 1256 — Judiciary.

HB 1259 — Business and Labor.

HB 1294 — Education.

HB 1305 — Business and Labor.

HB 1318 — Education.

HB 1332 — Natural Resources.

HB 1339 — Human Resources.

HB 1352 — Judiciary.

HB 1353 — Judiciary.

HB 1371 — Judiciary.

HB 1390 — General Government.

HB 1401 — Appropriations.

HB 1421 — Judiciary.

HB 1422 — Judiciary.

HB 1426 — Business and Labor.

HJR 1019 — Business and Labor.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1062, 1076, 1136, 1140, 1143, 1166, 1207, 1229, 1261, 1264, 1273, 1277, 1295, 1357, 1367, 1373, 1393, 1418** and **HJR 1017**.

HB 1062 — By Deatherage, Barker and Fair of the House and Randle and Kilpatrick of the Senate.

An Act relating to the State Board of Education; making supplemental appropriations thereto; stating the purposes; making appropriations nonfiscal; providing severability; and declaring an emergency.

HB 1076 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

[Corporation Commission — Appropriations — Employees — Emergency]

HB 1136 — By Glover, Harris, Hooper, Lewis and Mason of the House and Taliaferro of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991a, as last amended by Section 1, Chapter 66, O.S.L. 1979 (22 O.S. Supp. 1980, Section 991a); specifying sentencing powers of the court; directing the court to give first consideration to restitution programs as alternatives to fines or incarceration; modifying deferred judgment procedure; providing for monitoring and administration of service and restitution programs; and providing an effective date.

HB 1140 — By Deatherage, Barker and Joiner of the House and Randle and Kilpatrick of the Senate.

[State Regents for Higher Education — Appropriations — Legislative Intent — Emergency]

HB 1143 — By Henry of the House and Clifton of the Senate.

An Act relating to corporations; amending 18 O.S. 1971, Section 381.57, as last amended by Section 28, Chapter 168, O.S.L. 1978 (18 O.S. Supp. 1980, Section 381.57); granting associations power to make and invest in certain loans; and declaring an emergency.

HB 1166 — By Abbott.

[Motor Vehicles — Amending Sections in Title 47 — Certain Licenses — Effective Date]

HB 1207 — By Hobson, Riggs and McCorkell of the House and Cate of the Senate.

[Corporation Commission — Amending Section 18 of Article IX of the Oklahoma Constitution — Expanding Certain Powers and Duties — Operative Date]

HB 1229 — By Gray, Glover, Milacek and Anderson (Robert) of the House and Taliaferro of the Senate.

[Motor Vehicles — Amending 47 O.S. Supp. 1980, Section 2-302 — Law Enforcement Retirement System — Emergency]

HB 1261 — By Kelly.

An Act relating to schools; amending Section 1, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1980, Section 6-102.1); defining terms; and providing an effective date.

HB 1264 — By Deatherage, Barker and Murphy of the House and Randle and Kilpatrick of the Senate.

[Public Education — Appropriation — State Board of Vocational and Technical Education — Emergency]

HB 1273 — By Davis (Frank) of the House and Leonard of the Senate.

An Act relating to waters and water rights; amending Section 2, Chapter 254, O.S.L. 1972, as amended by Section 2, Chapter 170, O.S.L. 1975 and Section 12, Chapter 254, O.S.L. 1972 (82 O.S. Supp. 1980, Sections 1324.2 and 1324.12); modifying requirements for members of the Board of Directors of certain service districts; defining terms; providing for benefit units; exempting certain residents from certain requirements; and declaring an emergency.

HB 1277 — By Williamson, Hopkins, Anderson (Don), Arnold and Williams (Penny) of the House and Moore of the Senate.

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 violations;

making exceptions; directing codification; and providing an effective date.

HB 1295 — By Fried of the House and Cate of the Senate.

[Public Health and Safety — Amending Sections in Title 63 — Solid Waste Management Systems — Emergency]

HB 1357 — By Draper and Manning of the House and Shedrick of the Senate.

An Act relating to schools; amending Section 16, Chapter 294, O.S.L. 1975, as amended by Section 17, Chapter 320, O.S.L. 1980 (70 O.S. Supp. 1980, Section 4313); providing that boards of regents of institutions of higher education be authorized to provide liability insurance, with certain limit, for members of boards of regents and employees of institutions and that premiums may be paid from budget funds of the State System of Higher Education; and providing an effective date.

HB 1367 — By Twidwell, Fitzgibbon, Gray, Duke, Hooper, McIntyre and Sanders of the House and Howard, Martin, Terrill, Dahl and Howell of the Senate.

[Revenue and Taxation — Amending Sections in Title 68 — Licensing of Certain Devices — Effective Date]

HB 1373 — By Brown, Duckett, Hastings, Kincheloe and Cole of the House and Terrill and McCune of the Senate.

An Act relating to public health and safety; amending Sections 3 and 4, Chapter 137 O.S.L. 1974, as amended by Sections 3 and 4, Chapter 64, O.S.L. 1978, Sections 7, 10, 11 and 12, Chapter 137, O.S.L. 1974, Sections 5, 6, 7, 26 and 27, Chapter 64, O.S.L. 1978 (63 O.S. Supp. 1980, Sections 2110, 2111, 2114, 2117, 2118, 2119, 2122, 2123, 2124, 2143 and 2144) and 43A O.S. 1971, Sections 12 and 13; providing for the Alcohol Prevention, Training, Treatment and Rehabilitation Authority; modifying definitions, duties and powers; authorizing adoption and promulgation of certain regulations,

standards, rules and procedures; providing exceptions from certification regulations; providing that certain facilities shall be considered approved treatment facilities; providing for certain fees; providing for regional alcohol services plans; modifying regions; requiring certain reviews and updates of regional alcohol services plans; requiring certain reports; modifying composition of the Board of Mental Health; providing for terms of office, meetings, duties and reimbursement of members of the Board of Mental Health; creating a revolving fund; providing for appointment of a Commissioner; modifying requirements of the Commissioner; repealing Section 14, Chapter 137, O.S.L. 1974 (63 O.S. Supp. 1980, Section 2121); providing an effective date; and declaring an emergency.

HB 1393 — By Duke.

An Act relating to schools; amending 70 O.S. 1971, Sections 21-101, as last amended by Section 1, Chapter 86, O.S.L. 1976, 21-103, as last amended by Section 1, Chapter 217, O.S.L. 1978, 21-104, as amended by Section 3, Chapter 86, O.S.L. 1976 and 21-106, as last amended by Section 2, Chapter 217, O.S.L. 1978 (70 O.S. Supp. 1980, Sections 21-101, 21-103, 21-104 and 21-106); redefining private schools; eliminating certain provisions relating to tuition and bonds for flight schools; requiring license for each branch of a private school; restricting solicitation for unlicensed private schools; eliminating certain licensing privileges for certain accredited private schools; increasing licensing fees and providing for higher fees for out-of-state schools; and creating the Private School Revolving Fund.

HB 1418 — By Duckett of the House and Howell of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 18-111; specifying what pupils may be counted for average daily attendance purposes; providing for underage pupils; enlarging exception for underage pupils; and declaring an emergency.

HJR 1017 — By Cunningham.

A Joint Resolution authorizing Paul Edward Campbell and Mary Jean Campbell to bring suit against the state to determine the amount of damages, if any, sustained by reason of the construction of a maintenance yard in Creek County by the State Highway Department; providing for service of summons, venue and defense of the action; and declaring payment of any judgment rendered in said suit out of state highway construction and maintenance fund.

The above number **HBs** and **HJR** were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 2**, as amended.

HAs to the above numbered resolution were read and consideration deferred.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 30, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 149 and **349** were referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 1:00 p.m. to meet Monday, March 30, 1981, at 1:30 p.m.

Forty-eighth Legislative Day

Monday, March 30, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Smith (Jerry L.).—1.

Senator Finis Smith presiding.

Senator Finis Smith declared a quorum present.

The prayer was offered by Bill Clark, Elm Grove Baptist Church, the guest of Senator Miller.

CONSENT CALENDAR

HB 1019 by Conaghan, Vaughn, Peterson, Reimer, Glover and Duckett of the

House and Clifton of the Senate was read and considered.

Senator Clifton asked unanimous consent to amend **HB 1019**, Page 1, by crippling the Title, which was the order.

Senator Clifton moved that **HB 1019**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1019** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1019 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn and Young.—38.

Nay: Howell and Stipe.—2.

Excused: Cate, Luton, Miller, Pierce, Porter, Smith (Jerry L.), Terrill and York.—8.

The bill passed.

HB 1019 was referred for engrossment.

CONSENT CALENDAR

HB 1151 by Murphy, Craighead and Rieger of the House and Johnson of the Senate was read and considered.

Senator Johnson moved that **HB 1151** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1151** was placed on Third Reading.

THIRD READING

HB 1151 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Tinsley, Watson, Winn and Young.—38.

Nay: Dennis, Porter and Stipe.—3.

Excused: Luton, Miller, Pierce, Smith (Jerry L.), Taliaferro, Terrill and York.—7.

The bill passed.

HB 1151 was properly signed and ordered returned to the Honorable House.

CONSENT CALENDAR

HB 1196 by Davis (Guy) of the House and Boatner of the Senate was read and considered.

Senator Boatner moved that **HB 1196** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1196** was placed on Third Reading.

THIRD READING

HB 1196 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Luton, Miller, Pierce, Smith (Jerry L.) and Terrill.—5.

The bill and emergency passed.

HB 1196 was properly signed and ordered returned to the Honorable House.

CONSENT CALENDAR

HB 1199 by Kamas of the House and Johnson of the Senate was read and considered.

Senator Johnson moved that **HB 1199** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1199** was placed on Third Reading.

THIRD READING

HB 1199 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Miller, Pierce, Smith (Jerry L.) and Terrill.—4.

The bill and emergency passed.

HB 1199 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 149, 187, 237, 255 and 349 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

ANNOUNCEMENT

Senator Keating announced to the members of the attempted assassination of President Reagan, his Press Secretary Jim Brady, and an unidentified Secret Service Agent on this date in the Nation's Capitol, and further advised the Senate that future reports on the matter would be forthcoming.

CONSENT CALENDAR

HB 1247 by Twidwell and Draper of the House and Schuelein of the Senate was read and considered.

Senator Schuelein moved that **HB 1247** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1247** was placed on Third Reading.

THIRD READING

HB 1247 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Miller, Pierce, Smith (Jerry L.) and Terrill.—4.

The bill and emergency passed.

HB 1247 was properly signed and ordered returned to the Honorable House.

INTRODUCTIONS

Senator Cate introduced E.H. Arrendell, M.D., Norman, as Doctor of the Day.

Senator Cain introduced Mary Ann Pascucci, R.N., Oklahoma City, as Nurse of the Day.

GENERAL ORDER

HB 1058 by Denman, Davis (Guy), Duke, Cunningham, Kelly, Vaughn, Kamas, Johnson, Morgan, Robinson, Taylor, Lancaster, Joiner, Widener and Hooper of the House and Crow of the Senate was read and considered.

Senator Cate moved to amend **HB 1058**, Page 2, Lines 12 and 13, by striking after the word "by" on Line 12, the phrase: "means including but not limited to," which amendment was tabled upon motion of Senator Crow.

Senator O'Connor moved to amend **HB 1058**, by striking all language from Line 8, Page 4, through Line 9, Page 5.

Senator Stipe moved the Senate stand recessed until the hour of 3:30 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Crutcher presiding.

Senator York questioned a quorum.

The Presiding Officer ordered the roll called, following which a quorum was declared present.

GENERAL ORDER

HB 1058, with amendment attached, was considered further.

Senator Crow moved to table the O'Connor motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keat-

ing, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Tinsley, Winn, York and Young.—38.

Nay: McCune, O'Connor and Watson.—3.

Excused: Howard, Porter, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro and Terrill.—7.

Senator Crow moved that **HB 1058** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1058** was placed on Third Reading.

THIRD READING

HB 1058 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn, York and Young.—39.

Nay: Keating, Keller, McCune, O'Connor, Shedrick and Watson.—6.

Excused: Howard, Porter and Smith (Jerry L.).—3.

The bill passed.

HB 1058 was properly signed and ordered returned to the Honorable House.

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 1020 — General Government, coauthored by Landis (Principal), Pierce and Schuelein of the Senate.

HB 1301 — Judiciary.

SECOND READING

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

HB 1062 — Appropriations
HB 1076 — Appropriations
HB 1136 — Judiciary
HB 1140 — Appropriations
HB 1143 — Business and Labor
HB 1166 — Finance
HB 1207 — General Government
HB 1229 — Finance
HB 1261 — Education
HB 1264 — Appropriations
HB 1273 — Natural Resources
HB 1277 — Human Resources
HB 1295 — Natural Resources
HB 1357 — Education
HB 1367 — Finance
HB 1373 — Human Resources
HB 1393 — Policy
HB 1418 — Education
HJR 1017 — Judiciary

FIRST READING

The following was introduced and read the first time:

SCR 15 — By Keating, Cain, Capps, Clifton, Crow, Cullison, Dahl, Howell, Johnson, Johnston, Leonard, Luton, Martin, McDaniel, Miller, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Jerry), Talia-

ferro, Tinsley, Watson and York of the Senate and Deatherage, Atkinson, Baker, Barker, Cotner, Denman, Duke, Fitzgibbon, Ford, Glover, Gray, Harbin, Harper, Henry, Holt, Hooper, Joiner, Kelly, McIntyre, Mentzer, Sanders, Thompson, Twidwell, Weichel and Williams (Freddie) of the House.

A Concurrent Resolution relating to preserving the State Capitol and providing the Capitol with historical and cultural works of art; expressing legislative intent that the State Arts Council of Oklahoma create a committee to develop a plan for preserving the Capitol and providing it with works of art; providing for committee membership to be representative of certain agencies; setting a time for the plan to be submitted; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1144, 1170, 1233, 1271, 1278, 1289, 1290, 1361, 1362, 1419 and 1420.**

HB 1144 — By Henry of the House and Clifton of the Senate.

An Act relating to corporations; amending 18 O.S. 1971, Section 381.46, as amended by Section 20, Chapter 168, O.S.L. 1978 (18 O.S. Supp. 1980, Section 381.46); providing the holders of certain deposits and accounts the right to make certain withdrawals or transfers; and declaring an emergency.

HB 1170 — By McCorkell and Anderson (Don) of the House and Terrill of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 1415; authorizing state employees to discuss operations of agency with members of Legislature; providing procedures for implementation; placing responsibility for implementation with State Personnel Board; directing codification; and providing an effective date.

HB 1233 — By Gray.

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 (70 O.S. Supp. 1980, Section 1-109); including parent-teacher conferences as classroom instruction; providing an effective date; and declaring an emergency.

HB 1271 — By Anderson (Don) and McCorkell of the House and Keating of the Senate.

An Act relating to children; amending 10 O.S. 1971, Sections 1201, 1202, 1203, 1206, 1207, as last amended by Section 3, Chapter 248, O.S.L. 1979, 1208, 1209 and 1210 (10 O.S. Supp. 1980, Section 1207); creating and providing for juvenile bureaus and juvenile bureau managing boards; providing for certain directors and other personnel; providing for the organization and development of administrative work of the court; providing for certain privileged information; providing for the transportation of certain juveniles; providing for certain expenses; providing for certain salaries; providing for certain expenses of the director and certain other personnel; providing for certain equipment and offices; providing for detention homes; providing for the composition of the juvenile bureau managing board; providing for the appointment of personnel for the juvenile docket of the district court; providing severability; and providing an effective date.

HB 1278 — By Robinson of the House and Crow of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 509, as last amended by Section 3, Chapter 209, O.S.L. 1980 and 2423 (68 O.S. Supp. 1980, Section 509); providing certain tax exemptions for certain uses of diesel and motor fuel; providing certain procedures, requirements and penalties; allowing exceptions to certain exemption dates; providing for assessment of farm tractors; modifying

certificate distribution; and declaring an emergency.

HB 1289 — By Henry of the House and Smith (Finis) of the Senate.

An Act relating to the Commercial Code; amending 12A O.S. 1971, Sections 1-105, 1-201, 2-107, 5-116, 9-102, 9-104, 9-105, 9-106, 9-203, 9-204, 9-205, 9-206, 9-301, 9-302, as last amended by Section 1, Chapter 135, O.S.L. 1978, 9-304, 9-305, 9-306, 9-307, 9-308, 9-312, 9-313, 9-318, 9-401, as amended by Section 3, Chapter 313, O.S.L. 1975, 9-402, 9-403, as last amended by Section 2, Chapter 273, O.S.L. 1979, 9-404, as amended by Section 1, Chapter 337, O.S.L. 1980, 9-405, as last amended by Section 3, Chapter 273, O.S.L. 1979, 9-406, 9-407, 9-501, 9-502, 9-504, 9-505 and 9-507 (12A O.S. Supp. 1980, Sections 9-302, 9-401, 9-403, 9-404 and 9-405); modifying various provisions of the Commercial Code; providing for application of the act; allowing choice under certain circumstances; defining terms; modifying certain definitions; providing for goods severed from realty; deleting certain goods; providing for transfer or assignment of credit; stating policy and subject matter of article; modifying the subject matter; modifying provisions for perfection of security interests in multiple state transactions; excluding certain transactions from scope of article; modifying certain exclusions; modifying certain definitions; deleting certain definition; providing for consignment of goods; providing and modifying provisions for attachment and enforceability of security interests; modifying provisions for after-acquired property; providing for disposition of collateral under certain circumstances; providing and modifying priority of unperfected security interests; providing for agreement not to assert defense; providing procedures for filing of financing statements; requiring filing to perfect a security interest; providing and expanding exceptions; providing for perfection of security interest in certain instruments and goods covered by documents; expanding class of objects in which

possession perfects a security interest; modifying certain provisions concerning proceeds; allowing buyers to take, free of security interest, under certain conditions; modifying the conditions; providing for priority in chattel paper; providing for and modifying priorities among conflicting security interests in same collateral; providing for and modifying provisions for priority of security interests in fixtures; providing defenses against assignees; specifying proper place for certain filings; providing and modifying requisites of financing statements; allowing mortgages to be financing statements; providing and modifying time limits on financing statements; setting a fee; specifying duties of filing officer; providing for the termination of statements; modifying certain procedures for termination; providing for assignment of security interests; providing duties of filing officer; setting a fee; providing for release of collateral statement; requiring filing officer to provide certain information upon request; adding provisions for consigned or leased goods; providing procedures on default when security agreement covers both real and personal property; specifying certain collection rights of a secured party; providing for disposal of collateral after default; stating effect of disposition; providing for acceptance of collateral as a discharge of obligation; modifying certain procedures therefor; providing for liability for failure to comply; adding a presumption and burdens of proof; providing procedures for transition of modifications to this act; providing for filings, location, refilings and priorities; repealing 12A O.S. 1971, Section 9-103; directing codification; and providing an effective date.

HB 1290 — By Camp, Lawter, Davis (Frank), Cole, Riggs, Choate, Anderson (Don), Denman, Harbin, Vaughn, Brown, Cotner, Johnson, McCorkell, Duckett and Davis (Guy) of the House and Watson and Young of the Senate.

An Act relating to torts; creating certain rights of action; establishing liability; pro-

viding for payment of damages recovered by minors; providing for forfeiture of certain leases and contracts; directing codification; and providing an effective date.

HB 1361 — By Camp of the House and Johnson of the Senate.

An Act relating to public health and safety; establishing the Concealed Handgun Permit Act; providing short title; defining terms; providing for the issuance of permits for concealed handguns; providing certain application and permit procedures and forms; providing for certain processing fees; providing for exceptions; providing for notice; providing for revocation of permits; providing penalties; providing for replacement of certain permits; directing codification; and providing an effective date.

HB 1362 — By Anderson (Don) and Baker.

An Act relating to public health and safety; providing for fire drills in all public schools and dormitories in institutions of higher education; prescribing certain duties of certain persons; requiring documentation; providing penalties; directing codification; and providing an effective date.

HB 1419 — By Riggs, Rogers, Lewis, Anderson (Don), Cole and Twidwell of the House and Terrill of the Senate.

[Prisons and Reformatorys — County Jail Improvement Fund — Emergency]

HB 1420 — By Henry.

An Act relating to civil procedure: amending 12 O.S. 1971, Section 158, as amended by Section 4, Chapter 214, O.S.L. 1972 (12 O.S. Supp. 1980, Section 158); providing for service of process by authorized licensed private process server or by any citizen of the county appointed by the court where county and county sheriff are parties to lawsuit; and providing an effective date.

The above numbered HBs were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1009**.

HCR 1009 — By Shurden and Gray.

A Concurrent Resolution urging the Governor of the state to work with certain state agencies in studying and implementing a plan to provide firefighting helicopters as part of disaster rescue procedures in the state; and directing distribution.

The above numbered **HCR** was read the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 99, 128 and 155**.

The above numbered Bills were referred for enrollment.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 31, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 4:00 p.m. to meet Tuesday, March 31, 1981, at 1:30 p.m.

Forty-ninth Legislative Day

Tuesday, March 31, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Crutcher.—1.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Clark, the guest of Senator Miller.

SPECIAL INTRODUCTION

Senator Keller introduced Bishop John Wesley Hart, United Methodist Churches, and asked unanimous consent that Bishop Hart be granted privileges of the floor to

address the Senate, which was the order. A Citation from the Senate was presented to Bishop Hart.

GENERAL ORDER

HB 1213 by Kelly of the House and McCune of the Senate was read and considered.

Senator McCune moved that **HB 1213** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1213** was placed on Third Reading.

THIRD READING

HB 1213 was 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, Branch, Cain, Capps, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill and York.—35.

Excused: Cate, Crow, Crutcher, Dennis, Johnston, Keating, Leonard, Porter, Shedrick, Tinsley, Watson, Winn and Young.—13.

The bill and emergency passed.

HB 1213 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1185 by Vanatta and Henry of the House and Clifton, Branch, Cain, Johnson and Shedrick of the Senate was read and considered.

Senator Clifton moved that **HB 1185** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1185** was placed on Third Reading.

THIRD READING

HB 1185 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Winn and York.—38.

Excused: Crow, Crutcher, Dennis, Johnston, Leonard, Porter, Shedrick, Tinsley, Watson and Young.—10.

The bill passed.

HB 1185 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1122 by Henry and Cotner of the House and Clifton, Combs and Green of the Senate was read and considered.

Senator Clifton moved that **HB 1122** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1122** was placed on Third Reading.

THIRD READING

HB 1122 was 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, Branch, Cain, Capps, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill and Winn.—34.

Nay: Miller and Young.—2.

Excused: Crow, Crutcher, Dennis, Johnston, Leonard, Porter, Shedrick, Stipe, Tinsley, Watson and York.—11.

*Not Voting: Cate.—1.

*Senator Cate asked to be shown not voting on **HB 1122** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

HB 1122 was properly signed and ordered returned to the Honorable House.

INTRODUCTIONS

Senator Lamb introduced Joseph W. Stafford, M.D., Enid, as Doctor of the Day, and Merrie Ann Woodward, R.N., Enid, as Nurse of the Day.

Also introduced by Senator Keating was Lucinda Johnson, R.N., Tulsa.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1019 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 99, 128 and 155 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

UNANIMOUS CONSENT REQUESTS

Senator Martin asked unanimous consent that when **SCR 15** is read the second time it be referred Direct to the Calendar, which was the order.

Senator Martin asked unanimous consent, which was granted, that **HB 1336** be withdrawn from the Committee on Judiciary and referred to the Committee on Policy.

Senator Martin asked unanimous consent that **HB 1166** be withdrawn from the Committee on Finance and referred to the Committee on Policy, which was the order.

Senator Martin asked unanimous consent, which was granted, that **HB 1261** be withdrawn from the Committee on Education and referred to the Committee on Policy.

Senator Martin asked unanimous consent that **HJR 1017** be withdrawn from the Committee on Judiciary and referred to the Committee on Policy, which was the order.

GENERAL ORDER

HB 1030 by Baughman, et al, of the House and Landis, Johnson, Taliaferro and Schuelein of the Senate was read and considered.

Senator Landis moved that **HB 1030** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1030** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1030 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill and Winn.—36.

Excused: Crow, Crutcher, Dennis, Johnston, Leonard, Porter, Shedrick, Stipe, Tinsley, Watson, York and Young.—12.

The bill and emergency passed.

HB 1030 was referred for engrossment.

GENERAL ORDER

HB 1024 by Sanders of the House and Combs of the Senate was read and considered.

Senator Combs moved that **HB 1024** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1024** was considered engrossed and placed on Third Reading.

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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Winn, York and Young.—37.

Excused: Crow, Crutcher, Dennis, Giles, Johnston, Leonard, Moore, Porter, Shedrick, Tinsley and Watson.—11.

The bill and emergency passed.

HB 1024 was referred for engrossment.

GENERAL ORDER

HB 1022 by Milacek, Reimer and Lewis of the House and Landis of the Senate was read and considered.

Senator Finis Smith moved to amend **HB 1022**, Page 3, Line 5, by inserting after the word "conflict." the following language: "Provided, that any salaries, emoluments or benefits that would otherwise be paid by the agency or political subdivision to a loaned employee or officer shall instead be paid to the regular employer of such employee who shall in turn be paid his regular salary and benefits the same as if he were continuing his regular employment with his permanent employer.", which amendment was declared adopted.

Senator Landis moved that **HB 1022**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1022** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1022 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnston, Keating, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Shedrick, Tinsley, Winn, York and Young.—31.

Nay: Boatner, Howell, Johnson, Keller, Leonard, McCune, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro and Terrill.—13.

Excused: Crutcher, Luton, Porter and Watson.—4.

The bill passed.

Senators Watson, Boatner, Taliaferro, Rozell and Leonard desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 9. Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Stipe moved that the vote be reconsidered whereby **HB 1022** passed.

SPECIAL INTRODUCTION

Senator Watson introduced the NAIA Wrestling Champions from Central State University, along with their coach, Eddie Griffin and Mayor Carl Reheman, Edmond, to the members and asked unanimous consent that they be allowed privileges of the floor to receive a Citation from the Senate, which was the order. Coach Griffin responded in a brief address to the Senate.

Senator Crow presiding.

GENERAL ORDER

HB 1086 by Sanders of the House and Johnson of the Senate was read and considered.

Senator Johnson moved to amend **HB 1086**, Page 2, Line 12, by striking after the word "Commission," and before the word "such" the word "each", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1086**, Page 2, Line 14, by striking after the word "sizes" and before the word "inch" on Line 15, all language and inserting in lieu thereof: "no smaller than one", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1086**, Page 2, Line 17, by striking after the word "size" and before the word "than" on Line 18 all language and substituting the words: "no smaller", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1086**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Johnson moved that **HB 1086**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1086** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1086 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Crutcher and Porter.—2.

The bill passed.

HB 1086 was referred for engrossment.

GENERAL ORDER

HB 1142 by Sherrer, et al, of the House and Dennis, Capps, Dahl, Johnson, Lamb, O'Connor, Shedrick and Taliaferro of the Senate was read and considered.

Senators Landis and Boatner asked to be named coauthors of **HB 1142**, which was the order.

Senator Dennis moved that **HB 1142**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1142** was placed on Third Reading.

THIRD READING

HB 1142 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Winn and Young.—37.

Nay: Keller, McCune, Moore, Smith (Jerry L.) and Watson.—5.

Excused: Crutcher, Howard, Porter, Stipe, Tinsley and York.—6.

The bill and emergency passed.

HB 1142 was properly signed and ordered returned to the Honorable House.

DECLARATION OF VOTE

Senator Shedrick asked that the record reflect had she been present at the time of Third Reading of **HB 1185** when the vote was taken, she would have voted "Aye", which was the order.

INTRODUCTION

Senator Martin introduced former Senator Tom Tippy, and wife, Irene, to the members.

GENERAL ORDER

HCR 1004 by Kamas, et al, of the House and McDaniel of the Senate was read and considered.

Senators Crow, Lamb, Capps, Giles, Taliaferro and Terrill asked to be named co-authors of **HCR 1004**, which was the order.

HCR 1004, as coauthored, was read at length, adopted upon motion of Senator McDaniel, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1137 by Twidwell, Monks and Hooper of the House and Howell of the Senate was read and considered.

Senator Shedrick asked to be named a coauthor of **HB 1137**, which was the order.

Senator Young moved to rerefer **HB 1137** to the Committee on Finance.

Senator Howell moved to table the Young motion to rerefer, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—32.

Nay: Boatner, Keating, Keller, Lamb, Landis, Leonard, McCune, Moore, Pierce, Schuelein, Smith (Jerry L.) and Young.—12.

Excused: Crutcher, Howard, Porter and Smith (Finis).—4.

Senator Cate moved to amend **HB 1137**, Page 6, Line 4½, by adding new Sections 3, 4 and 5 to read as follows, and renumbering:

"SECTION 3. 21 O.S. 1971, Section 1541.1, is amended to read as follows:

Section 1541.1 Every person who, with intent to cheat and defraud, shall obtain or attempt to obtain from any person, firm or corporation any money, property or valuable thing, of **[the value of Twenty Dollars (\$20.00), or less]** A VALUE LESS THAN TWO HUNDRED DOLLARS (\$200.00), by means or by use of any trick or deception, or false or fraudulent representation or statement of pretense, or by any other means or instruments or device commonly called the "confidence game," or by means or use of any false or bogus checks, or by any other written or printed or engraved instrument or spurious coin, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed One Thousand Dollars (\$1,000.00), or by imprisonment in the county jail for not more than one (1) year, or by both such fine and imprisonment.

SECTION 4. 21 O.S. 1971, Section 1541.2, is amended to read as follows:

Section 1541.2 If the value of the money, property or valuable thing referred to in the preceding paragraph be **[more than Twenty Dollars (\$20.00)]** TWO HUNDRED DOLLARS (\$200.00) OR MORE, any person convicted hereunder shall be deemed guilty of a felony and shall be punished by imprisonment in the state penitentiary, for a term not **[less than one (1) year nor]** more than ten (10) years, or by a fine not to exceed Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

SECTION 5. 21 O.S. 1971, Section 1541.3, is amended to read as follows:

Section 1541.3 Any person making, drawing, uttering or delivering two or more false or bogus checks, drafts, or orders, as herein defined, the total sum of which checks **[exceeds Twenty Dollars (\$20.00)]** IS TWO HUNDRED DOLLARS (\$200.00) OR MORE, even though each separate instrument is written for less than **[Twenty**

Dollars (\$20.00)] TWO HUNDRED DOLLARS (\$200.00), all in pursuance of a common scheme or plan to cheat and defraud, shall be deemed guilty of a felony and shall be punished by imprisonment in the state penitentiary, for a term not **[less than one (1) year nor]** more than ten (10) years, or by a fine not to exceed Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment."

, which amendment was read at length by the Clerk upon objection to the unanimous consent request by Senator Cate to dispense with the reading of same.

Senator Lamb moved to table the Cate motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Clifton, Combs, Cullison, Kilpatrick, Lamb, Martin, Moore, O'Connor, Pierce, Taliaferro, Terrill and Watson.—13.

Nay: Branch, Cain, Capps, Cate, Crow, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Landis, Leonard, McCune, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, York and Young.—31.

Excused: Crutcher, Luton, Porter and Winn.—4.

On the question of adoption of the Cate motion to amend, it was declared adopted.

Senator Young moved to amend **HB 1137**, Page 2, Line 3, by adding after the word "Statutes" and before the word "there" the following: "and upon conviction of rape, cow thieving, murder, house burglary, as defined by law".

Senator Howell raised a Point of Order and requested a ruling of the Chair on the subject matter contained in the Young amendment as not being germane to the original intent and content of **HB 1137**.

The Chair ruled the Senate would determine whereby the Young amendment was germane.

Senator Young pressed his motion to amend **HB 1137**, which motion to amend was tabled upon motion of Senator Howell.

Senator Johnson moved to amend **HB 1137**, Page 6, Line 4, by inserting a new Section 3 to read as follows: "Section 3. Notwithstanding all other provisions of law, false or bogus checks for open accounts shall be prosecuted as a check for single item purchases." and renumbering.

Senator Howell moved to table the Johnson motion to amend, which motion to table was declared adopted.

Senator Stipe moved to amend **HB 1137**, Page 13, by striking after the word "the" the following language: "District Attorneys Training Coordination Council" and inserting in lieu thereof the following: "County Commissioners of said County in the same manner as the County General Fund", which amendment was declared adopted.

Senator Howell moved that **HB 1137**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1137** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Stipe asked unanimous consent to suspend Rule 12-8 to allow an amendment on Third Reading to **HB 1137**, which was the order.

Senator Stipe moved to amend **HB 1137**, Page 3, Line 17, by striking after the word "the" and before the word "against" the word "State" and substitute therefor the word "County", which amendment was declared adopted.

THIRD READING

HB 1137 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Crow, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnston, Keating, Landis, McDaniel, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Tinsley, Winn and York.—27.

Nay: Boatner, Clifton, Combs, Giles, Johnson, Keller, Kilpatrick, Lamb, Leonard, McCune, Martin, Moore, Pierce, Smith (Jerry L.), Taliaferro, Terrill, Watson and Young.—18.

Excused: Capps, Crutcher and Luton.—3.

The bill passed.

HB 1137 was referred for engrossment.

Senator Schuelein presiding.

COMMITTEE REPORTS

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

DO PASS:

HB 1027 — Finance.

HB 1042 — Finance, coauthored by Luton (Principal) and Shedrick of the Senate.

HB 1103 — Appropriations.

HB 1433 — Appropriations.

DO PASS, as amended:

HB 1080 — Appropriations.

HB 1094 — Appropriations.

HB 1111 — Finance.

CS for HB 1205 — Finance.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

ROGER L. DAVIS, Oklahoma City, as a member of the Board of Registration for Foresters, to serve a five (5) year term ending June 1, 1985. Mr. Davis succeeds himself.

JAMES EDWARD GRAVES, Picher, as a member of the Ottawa Reclamation Authority, to serve a five (5) year term ending January 11, 1986. Mr. Graves succeeds himself.

DELMAR C. HOOT, Perry, as a member of the Board of Regents of Northern Oklahoma College, to serve a five (5) year term ending June 30, 1985. Dr. Hoot succeeds Robert Carter.

CEYLON S. LEWIS, JR., Tulsa, as a member of the Physicians Manpower Training Commission, to serve a five (5) year term ending July 5, 1985. Dr. Lewis succeeds himself.

MARION B. ROOK, Edmond, as a member of the State Board for Property and Casualty Rates, to serve a five (5) year term ending December 31, 1985. Original appointment.

A.L. SUMAN, Picher, as a member of the Ottawa Reclamation Authority, to serve a five (5) year term ending January 13, 1985. Mr. Suman succeeds himself.

PAUL THOMAS, Picher, as a member of the Ottawa Reclamation Authority, to serve

a five (5) year term ending January 9, 1983. Mr. Thomas succeeds himself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

The following were read the second time and referred to the committees or as otherwise indicated:

SCR 15 — Direct to Calendar
HB 1144 — Business and Labor
HB 1170 — Policy
HB 1233 — Policy
HB 1271 — Policy
HB 1278 — Finance
HB 1289 — Finance
HB 1290 — Policy
HB 1361 — Policy
HB 1362 — Policy
HB 1419 — Appropriations
HB 1420 — Policy
HCR 1009 — Policy

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills as amended:

SB 14
SB 17
SB 81

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 71, 122, 196**, coauthored by Poulos, **199** and **275**.

The above numbered Bills were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 99, 128** and **155**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1058, 1151, 1196, 1199 and 1247.**

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 1, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:50 p.m. to meet Wednesday, April 1, 1981, at 1:30 p.m.

Fiftieth Legislative Day

Wednesday, April 1, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Smith (Finis).—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Clark, the guest of Senator Miller.

EXECUTIVE NOMINATIONS

Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 501, pursuant to Rule 12-14, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, York and Young.—38.

Excused: Cate, Crow, Cullison, Keating, Porter, Randle, Smith (Finis), Stipe, Terrill and Winn.—10.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

William L. Cunningham, Guthrie, as member to the Savings and Loan Board.

Jerry Haynes, Pryor, as member to the Grand River Dam Authority Board of Directors.

John M. "Mickey" Imel, Tulsa, as member to the Board of Regents for the University of Oklahoma.

Thomas Elwood Kemp, Ada, as member to the Board of Corrections.

James A. Kirk, Oklahoma City, as member to the State Board of Corrections.

Glenn E. Michael, Tulsa, as member to the Grand River Dam Authority Board of Directors.

James W. Odom, Lawton, as member to the Savings and Loan Board.

INTRODUCTION

Senator McCune introduced Elwood Herndon, M.D., Oklahoma City, as Doctor of the Day.

CONSENT CALENDAR

HB 1313 by Rogers and Anderson (Don) of the House and Giles of the Senate was read and considered.

Senator Giles moved that **HB 1313** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1313** was placed on Third Reading.

THIRD READING

HB 1313 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, York and Young.—38.

Excused: Cate, Keating, Landis, Moore, Porter, Randle, Smith (Finis), Stipe, Terrill and Winn.—10.

The bill passed.

The Chair advised that Senator Landis, having been present in the Chamber during the vote on **HB 1313** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 38. Nay: 1. Excused: 9.

HB 1313 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1052 by Kelly, et al, of the House and Cain of the Senate was read and considered.

Senator Cain moved that **HB 1052** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1052** was placed on Third Reading.

THIRD READING

HB 1052 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, York and Young.—41.

Nay: Crow.—1.

Excused: Howard, Porter, Smith (Finis), Stipe, Terrill and Winn.—6.

The bill and emergency passed.

HB 1052 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAs to **SB 14** were read and rejected upon motion of Senator Landis; Conference requested and Senate Conferees appointed as follows: Senators Landis, Clifton and Giles.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1063** was read and rejected upon motion of Senator Randle; further Conference requested, President Pro Tempore York naming same Conferees.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1024, 1030 and **1086** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 196 and **275** 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 1065 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1065** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1065** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1065 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Porter, Smith (Finis) and Terrill.—3.

The bill and emergency passed.

HB 1065 was referred for engrossment.

GENERAL ORDER

HB 1059 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1059** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1059** was placed on Third Reading.

THIRD READING

HB 1059 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—38.

Nay: Green, Keller, McCune, Moore, O'Connor, Pierce and Smith (Jerry L.).—7.

Excused: Porter, Smith (Finis) and Terrill.—3.

The bill and emergency passed.

HB 1059 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1204 by Deatherage, et al, of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Johnson asked to be named a co-author of **HB 1204**, which was the order.

Senator Randle moved that **HB 1204**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1204** was placed on Third Reading.

THIRD READING

HB 1204 was 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, Branch, Capps, Cate, Clifton, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Tinsley, Winn, York and Young.—32.

Nay: Cain, Combs, Crutcher, Green, Keating, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—13.

Excused: Porter, Smith (Finis) and Terrill.—3.

The bill and emergency passed.

HB 1204 was properly signed and returned to the Honorable House.

GENERAL ORDER

HB 1112 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1112** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1112** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1112 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—38.

Nay: Green, Keller, Landis, McCune, Moore and Pierce.—6.

Excused: Crow, Porter, Smith (Finis) and Terrill.—4.

The bill and emergency passed.

HB 1112 was referred for engrossment.

GENERAL ORDER

HB 1093 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1093** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1093** was placed on Third Reading.

THIRD READING

HB 1093 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn and York.—43.

Excused: Crow, Porter, Smith (Finis), Tinsley and Young.—5.

The bill and emergency passed.

HB 1093 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HCR 1011 by Deatherage of the House and Randle of the Senate was read and considered.

Senator Cummins asked to be named a coauthor of **HCR 1011**, which was the order.

HCR 1011, as coauthored, was read at length, adopted upon motion of Senator Randle, properly signed and returned to the Honorable House.

Senator Schuelein presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1137 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 71, 122 and 199 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAS

HAs to **SB 81** were read and rejected upon motion of Senator McCune; Conference requested and Senate Conferees appointed as follows: Senators McCune, McDaniel and Landis.

CONSENT CALENDAR

HB 1331 by Hopkins and Caldwell of the House and Stipe, Crow and Green of the Senate was read and considered.

Senator Stipe moved that **HB 1331** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1331** was placed on Third Reading.

THIRD READING

HB 1331 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Howard, Porter and Smith (Finis).—3.

The bill passed.

Senator Howard desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 46. Excused: 2.

The emergency passed.

HB 1331 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SCR 15 by Keating, et al, of the Senate and Deatherage, et al, of the House was read and considered.

Senator Lamb asked to be named a co-author of **SCR 15**, which was the order.

SCR 15, as coauthored, was read at length, adopted upon motion of Senator Keating and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1019**, requesting Conference and naming Conferees as follows: Conaghan, Glover and Vaughn.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House was ordered granted on **HB 1019**, President Pro Tempore York naming as Senate Conferees the following: Clifton, Landis and Branch.

GENERAL ORDER

HB 1252 by Draper and Taylor of the House and York and Clifton of the Senate was read and considered.

Senator York moved to amend **HB 1252**, Page 3, Line 4, by adding a new Section 3 to read as follows:

“SECTION 3. 12 O.S. 1971, Section 1446, is amended to read as follows:

Section 1446. If there [be] IS a verdict by a jury or finding by the court in favor of the plaintiff, the verdict and judgment shall [in no case be less than one hundred dollars and costs, and may] be for a [greater] sum [if the proof justifies the same] SPECIFIED IN THE VERDICT AND JUDGMENT. And if there [be] IS a verdict in favor of the defendant, and the jury find that the action was malicious or without reasonable provocation, judgment shall be rendered against the plaintiff and in favor of the defendant for his costs, including an attorney's fee of One Hundred Dollars (\$100.00).”

and by renumbering subsequent sections and by amending the title to conform with the amendment, which amendment was declared adopted.

Senator York moved that **HB 1252**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1252** was placed on Third Reading.

THIRD READING

HB 1252 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—46.

Excused: Porter and Smith (Finis).—2.

The bill and emergency passed.

HB 1252 was properly signed and ordered returned to the Honorable House.

(Note: The floor amendment restored the bill to the Engrossed version.)

GENERAL ORDER

HB 1021 by Harbin, Cole and Whorton of the House and Landis of the Senate was read and considered.

Senator Landis moved that **HB 1021** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1021** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1021 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Nay: Combs, Cummins, Shedrick and Smith (Jerry L.).—4.

Excused: Porter, Smith (Finis) and Tinsley.—3.

The bill passed.

HB 1021 was referred for engrossment.

GENERAL ORDER

HB 1084 by Sanders of the House and Landis of the Senate was read and considered.

Senator Landis moved to amend **HB 1084**, Page 4, Line 17, by inserting after the word "Investigation" and before the word "at" on Line 17 the language: ", the Oklahoma Highway Patrol, the County Sheriff, City Police officers or Wildlife officers", and by striking the word "or" on Line 16.

Senator Lamb moved to amend the Landis amendment to **HB 1084**, by striking the words "City Police officer or Wildlife officers" and by adding the word "or" before the words "the County Sheriff", which amendment to the Landis amendment was declared adopted.

Senator Combs moved to table the Landis amendment, as amended, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Kilpatrick, McDaniel, Moore, Pierce, Schuelein, Shedrick and Smith (Jerry L.).—17.

Nay: Boatner, Branch, Cain, Capps, Crutcher, Dennis, Giles, Johnson, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, O'Connor, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—27.

Excused: Crow, Porter, Smith (Finis) and York.—4.

On the question of adoption of the Landis motion to amend, as amended, it was declared adopted.

Senator Landis moved that **HB 1084**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1084** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Landis asked unanimous consent, which was granted, that further consideration of **HB 1084**, as amended, be deferred temporarily.

GENERAL ORDER

HB 1115 by Weichel, et al, of the House and Crutcher, Johnson and Landis of the Senate was read and considered.

Senators Shedrick and Branch asked to be named coauthors of **HB 1115**, which was the order.

Senator Crutcher moved to amend **HB 1115**, Page 2, Lines 14, 15 and 16, by striking after the word "program." the following language: "Provided however, in no case shall the state funds exceed one-half (½) the required matching funds.", which amendment was declared adopted.

Senator Crutcher moved that **HB 1115**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1115** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1115 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Porter and Smith (Finis).—2.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Crow moved that the vote be reconsidered whereby **HB 1115** passed.

GENERAL ORDER

HB 1210 by Rogers, Blodgett and Glover of the House and Crutcher and Landis of the Senate was read and considered.

Senator Cate moved to amend **HB 1210**, Page 2, Line 5, by striking after the word "than" and before the word "and" on Line 6, all language and substituting the word and figure "one (1)", which amendment was declared adopted.

Senator Crutcher moved that **HB 1210**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1210** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1210 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Nay: Keller, Moore, O'Connor, Pierce and Smith (Jerry L.).—5.

Excused: Porter, Shedrick and Smith (Finis).—3.

The bill passed.

HB 1210 was referred for engrossment.

THIRD READING

Senator Landis asked unanimous consent, which was granted, that the vote be reconsidered whereby **HB 1084** was considered engrossed and placed on Third Reading.

Senator Landis moved that the vote be reconsidered whereby **HB 1084** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Landis moved that the vote be reconsidered whereby the Landis amendment to **HB 1084**, as amended by the Lamb motion, was adopted, which motion was declared adopted.

Senator Landis moved to amend **HB 1084**, Page 4, Line 14, by striking all language after the period on Line 14, and before the word "If" on Page 5, Line 2, and inserting the following language: "All copies of such invoice or load tickets shall be subject to inspection by the Tax Commission or its representatives at all times during transit of any such product or while same is stored or in the possession of such person. A member of the Oklahoma State Bureau of Investigation, Oklahoma Highway Patrol, and the County Sheriff department shall have authority to stop and inspect such invoices or load tickets at all times during transit of any such product.", which amendment was declared adopted.

Senator Landis moved that **HB 1084**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1084** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1084 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Winn, York and Young.—31.

Nay: Combs, Crow, Crutcher, Cullison, Cummins, Howard, Howell, Leonard, Moore, Pierce, Randle, Smith (Jerry L.), Stipe, Terrill and Watson.—15.

Excused: Porter and Smith (Finis).—2.

The bill passed.

Senator Leonard 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

Pursuant to Rule 12-24B, Senator Pierce moved that the vote be reconsidered whereby **HB 1084** passed.

MESSAGE FROM THE HOUSE Has to SENATE BILLS

Advising passage of and returning the following Engrossed Bills and Resolution as amended:

SB 1; SB 89, coauthored by Monks and Reimer, **SB 116**; and **SJR 14**, coauthored by Riggs and Harbin.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1063**, and naming same House Conferees.

COMMITTEE REPORTS

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

DO PASS:

HB 1050 — Judiciary, coauthored by Johnson, Moore and McDaniel of the Senate.

HB 1105 — General Government, coauthored by Stipe, (Principal Senate Author) and be referred to the Consent Calendar.

HB 1134 — Judiciary.

HB 1178 — Judiciary.

HB 1198 — General Government, and be referred to the Consent Calendar.

HB 1202 — General Government, and be referred to the Consent Calendar.

HB 1214 — General Government, and be referred to the Consent Calendar.

HB 1215 — General Government, and be referred to the Consent Calendar.

HB 1237 — Business and Labor, and be referred to the Consent Calendar.

HB 1244 — General Government, and be referred to the Consent Calendar.

HB 1248 — General Government, coauthored by Landis, and be referred to the Consent Calendar.

HB 1298 — Business and Labor, and be referred to the Consent Calendar.

HB 1323 — Judiciary.

HB 1416 — Judiciary.

HJR 1014 — Judiciary.

DO PASS, as amended:

HB 1005 — Judiciary, coauthored by Johnson of the Senate.

HB 1049 — Judiciary, coauthored by Johnson and Shedrick of the Senate.

HB 1069 — Appropriations.

HB 1070 — Appropriations.

HB 1075 — Appropriations.

HB 1099 — Appropriations.

HB 1100 — Appropriations.

HB 1303 — Judiciary, coauthored by Cain and Keller.

HB 1310 — Judiciary, coauthored by Keller, Moore and Winn.

HB 1343 — Business and Labor.

HB 1354 — Judiciary, coauthored by Moore.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 71, 122, 196, 199 and 275.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1122, 1142, 1185 and 1213.**

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

MESSAGE FROM THE HOUSE

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

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 1, 1981, of Enrolled **SB 128.**

LOBBYIST REGISTRATIONS

(Addendum since March 2, 1981, Page 296 — including organizations represented)

Baggett, Bryce A., Oklahoma Consumer Finance Assn.

Derryberry, Larry, Investment Company Institute.

Edwards, Nancy Kay, Tulsa Classroom Teachers Assn.

Fox, Norman G., UAW Local 1999.

Franke, Wayne T., General Telephone Co. of the Southwest.

Hall, Patrick James, Oklahoma Public Employees Assn.

Harris, Allen Keith, Texas County Irrigation and Water Resources Assn., Great Plains Water Resources Assn., High Plains Gas Consumers Assn., and Cimarron County Irrigation Assn.

Hutchinson, Ben, Eastern Oklahoma Building Trades Council.

Jungroth, John W., Oklahoma Horse Council, Inc.

Marcus, Stephanie, Enserch Corp.

McFerran, Dorothea, Oklahoma State AFL-CIO.

Nance, Ken, Electrofert, Inc.

Owen, Charles Alan, Oklahoma Municipal Police Officers Assn.

Park, David, Oklahoma Independent Auto Dealers Assn.

Parker, Shirley, UAW Local 1999.

Phelps, William W., Atlantic Richfield Co.

Phillips, Richard Hayes, Oklahoma Friends of the Earth.

Pringle, Laura Nan, Oklahoma Bankers Assn.

Reid, Dr. James Anderson, Oklahoma Assn. of Independent Colleges and Universities which include: Bartlesville Wesleyan College, Bethany Nazarene College, Oklahoma Christian College, Oklahoma City University, Oklahoma Baptist University, Oral Roberts University, University of Tulsa, Phillips University and Bacone College.

Reynolds, William A., The Tobacco Institute and Tobacco Tax Council.

Smith, Shari A., Tulsa Classroom Teachers Assn.

Stephenson, Tom R., Citizens for Good Government.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 2, 1981, at 12:00 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:40 p.m. to meet Thursday, April 2, 1981, at 12:00 p.m.

Fifty-first Legislative Day

Thursday, April 2, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Excused: Crutcher, Keller, Luton, Miller, Smith (Finis) and Terrill.—6.

Senator Shedrick declared a quorum present.

The prayer was offered by Reverend Clark, the guest of Senator Miller.

GENERAL ORDER

HB 1071 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1071** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1071** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1071 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Watson, Winn and Young.—35.

Excused: Crow, Crutcher, Howard, Keating, Keller, Luton, Miller, Porter, Smith (Finis), Smith (Jerry L.), Stipe, Terrill and York.—13.

The bill passed.

Senator Jerry Smith desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Excused: 12.

The emergency passed.

HB 1071 was referred for engrossment.

INTRODUCTION

Senator Cain introduced Leon Searcher, Oklahoma City, as student Doctor of the Day.

GENERAL ORDER

HB 1101 by Deatherage, Barker and Harbin of the House and Randle, Kilpatrick and Cain of the Senate was read and considered.

Senator Randle moved that **HB 1101** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1101** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1101 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Watson, Winn, York and Young.—35.

Nay: Moore and Pierce.—2.

Excused: Crutcher, Howard, Keating, Keller, Luton, Miller, Porter, Smith (Finis), Smith (Jerry L.), Stipe and Terrill.—11.

The bill and emergency passed.

HB 1101 was referred for engrossment.

GENERAL ORDER

HB 1276 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1276** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1276** was placed on Third Reading.

THIRD READING

HB 1276 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—38.

Excused: Crutcher, Howard, Keating, Keller, Luton, Miller, Porter, Smith (Finis), Stipe and Terrill.—10.

The bill and emergency passed.

GENERAL ORDER

HB 1079 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1079** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1079** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1079 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—38.

Excused: Crutcher, Howard, Keating, Keller, Luton, Miller, Porter, Smith (Finis), Stipe and Terrill.—10.

The bill and emergency passed.

HB 1079 was referred for engrossment.

CONSENT CALENDAR

HB 1169 by Robinson and Trent of the House and McDaniel of the Senate was read and considered.

Senator McDaniel moved that **HB 1169** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1169** was placed on Third Reading.

THIRD READING

HB 1169 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—38.

Nay: Leonard and Rozell.—2.

Excused: Crutcher, Howard, Keller, Luton, Miller, Smith (Finis), Stipe and Terrill.—8.

The bill and emergency passed.

SPECIAL INTRODUCTION

Senator Keating introduced Miss Elsie George, Assistant to the Governor, Riverstate, Nigeria.

GENERAL ORDER

HB 1039 by Hooper of the House and Taliaferro of the Senate was read and considered.

Senator Lamb asked to be named a co-author of **HB 1039**, which was the order.

Senator Taliaferro moved that **HB 1039**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1039** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1039 was read for the third time at length.

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

Aye: Branch, Capps, Clifton, Dennis, Giles, Johnson, Johnston, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Randle, Schuelein, Shedrick, Taliaferro, Watson, Winn and York.—21.

Nay: Boatner, Cain, Cate, Combs, Crow, Cullison, Cummins, Dahl, Green, Howell, Kilpatrick, Moore, O'Connor, Pierce, Porter, Rozell, Smith (Jerry L.), Tinsley and Young.—19.

Excused: Crutcher, Howard, Keller, Lutton, Miller, Smith (Finis), Stipe and Terrill.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Taliaferro moved that the vote be reconsidered whereby **HB 1039** failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 15 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1021, 1065, 1112 and 1210 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1098 by Trent, et al, of the House and Boatner, Crutcher and Shedrick of the Senate was read and considered.

Senators Pierce and Johnson asked to be named coauthors of **HB 1098**, which was the order.

Senator Boatner moved to amend **HB 1098**, Page 3, Line 4, by adding a comma instead of a period after the figure "1980", and by adding the following new language: "but such retired volunteer who receives more than the formula pension by reason of this minimum pay clause shall not be entitled to receive an annual formula adjustment until such time as the formula amount exceeds the minimum pension provided hereby.", which amendment was declared adopted.

Senator Boatner moved that **HB 1098**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1098** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1098 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Watson, Winn and York.—36.

Nay: Green, Keating, Smith (Jerry L.) and Young.—4.

Excused: Crutcher, Howard, Keller, Lutton, Miller, Smith (Finis), Stipe and Terrill.—8.

The bill and emergency passed.

HB 1098 was referred for engrossment.

GENERAL ORDER

HB 1109 by Monks of the House and Cain of the Senate was read and considered.

Senator Pierce moved to amend **HB 1109**, Page 3, Lines 3 and 4, by deleting after the word "quantity" the comma, and all language on Line 3 through the word "number," on Line 4, and by deleting the phrase "social security number," on Line 10, Page 3.

Senator Cain moved to table the Pierce motion to amend, which motion to table was declared failed of adoption.

On the question of adoption of the Pierce motion to amend, it was declared adopted.

Senator Pierce moved to amend **HB 1109**, Page 5, Lines 6 and 7, by deleting after the word "act" on Line 6 and before the word "shall" on Line 7, all language, which amendment was declared adopted.

Senator Cain asked unanimous consent that further consideration of **HB 1109**, with amendments attached, be deferred, to which request objection was heard.

Senator Stipe moved to amend **HB 1109**, Page 2, Lines 6, 7 and 8, by striking the words "State Fire Marshal" on Lines 6, 7, and 8, and substituting the words "Oklahoma State Bureau of Investigation".

The Presiding Officer advised the Senate of a prior motion in writing on the clerk's desk and directed the Clerk to read the following:

Senator Cain moved to rerefer **HB 1109**, with amendments attached, to the Committee on Judiciary, which motion to rerefer was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Nay: O'Connor.—1.

Excused: Crutcher, Keller, Luton, Miller, Porter, Smith (Finis) and Terrill.—7.

PENDING CONSIDERATION OF HAS

HAs to SB 17 were read and concurred in upon motion of Senator Keating.

SB 17, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—38.

Nay: Boatner and Smith (Jerry L.).—2.

Excused: Crutcher, Dennis, Keller, Luton, Miller, Porter, Smith (Finis) and Terrill.—8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE Has to SENATE BILLS

Advising passage of and returning the following Engrossed Bill as amended:

SB 117, coauthored by Lawter.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 14**, and naming House Conferees as follows: Vaughn, Conaghan and Fitzgibbon.

Advising Conference granted on Engrossed **SB 81**, and naming House Conferees as follows: Manning, Hill and Harbin.

COMMITTEE REPORTS

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

DO PASS:

HB 1023 — Business and Labor.

HB 1123 — Appropriations.

HB 1139 — Natural Resources, coauthored by Landis.

DO PASS, as amended:

HB 1074 — Appropriations.

HB 1102 — Appropriations.

HB 1131 — Education, coauthored by Branch (Principal Senate author).

HB 1135 — Agriculture.

CS for HB 1195 — Agriculture, coauthored by Shedrick.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 144**, coauthored by Glover and Manar and **SB 245**, coauthored by Glover, Feddersen, Davis (Guy), Kelly and Harper.

The above numbered Bills were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1052, 1059, 1093, 1204, 1252, 1313 and 1331**.

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 1011**.

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

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 6, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1169 and 1276 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 1:15 p.m. to meet Monday, April 6, 1981, at 1:30 p.m.

Fifty-second Legislative Day

Monday, April 6, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

President Pro Tempore York declared a quorum present.

The prayer was offered by Mr. Leon Dennis, Church of Christ, Norman, the guest of Senator Dennis.

CONSENT CALENDAR

HB 1198 by Kamas of the House and Johnson of the Senate was read and considered.

Senator Johnson moved that **HB 1198** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1198** was placed on Third Reading.

THIRD READING

HB 1198 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Excused: Crutcher, Howard, Johnston, Keating, Luton, Pierce, Porter, Smith (Jerry L.) and Terrill.—9.

The bill and emergency passed.

CONSENT CALENDAR

HB 1237 by Cotner and Conaghan of the House and Crow of the Senate was read and considered.

Senator Crow moved that **HB 1237** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1237** was placed on Third Reading.

THIRD READING

HB 1237 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Excused: Howard, Johnston, Keating, Luton, Pierce, Porter, Smith (Jerry L.) and Terrill.—8.

The bill passed.

INTRODUCTIONS

Senator Shedrick introduced Don Cooper, M.D., Stillwater, as Doctor of the Day.

Senator Keller introduced Wana Morgan, R.N., as Nurse of the Day.

CONSENT CALENDAR

HB 1214 by Kelly of the House and Boatner of the Senate was read and considered.

Senator Boatner moved that **HB 1214** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1214** was placed on Third Reading.

THIRD READING

HB 1214 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Excused: Howard, Johnston, Keating, Pierce, Porter, Smith (Jerry L.), Stipe and Terrill.—8.

The bill and emergency passed.

CONSENT CALENDAR

HB 1215 by Kelly of the House and Boatner of the Senate was read and considered.

Senator Boatner moved that **HB 1215** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1215** was placed on Third Reading.

THIRD READING

HB 1215 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Excused: Howard, Johnston, Keating, Pierce, Porter, Smith (Jerry L.), Stipe and Terrill.—8.

The bill and emergency passed.

CONSENT CALENDAR

HB 1248 by Twidwell of the House and Schuelein and Landis of the Senate was read and considered.

Senator Schuelein moved that **HB 1248** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1248** was placed on Third Reading.

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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Johnston, Keating, Pierce, Porter, Smith (Jerry L.), Stipe and Terrill.—7.

The bill passed.

GENERAL ORDER

HB 1080 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1080** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1080** was considered engrossed and placed on Third Reading.

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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Moore, Pierce, Porter, Smith (Jerry L.) and Terrill.—5.

The bill and emergency passed.

HB 1080 was referred for engrossment.

GENERAL ORDER

HB 1069 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1069** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1069** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1069 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Pierce, Porter, Smith (Jerry L.) and Terrill.—4.

The bill and emergency passed.

HB 1069 was referred for engrossment.

GENERAL ORDER

HB 1094 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1094** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1094** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1094 was 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, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Excused: Clifton, Pierce, Porter, Randle, Smith (Jerry L.) and Terrill.—6.

The bill and emergency passed.

HB 1094 was referred for engrossment.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills and Resolution as amended:

SB 114, coauthored by Lancaster, Manar, Williamson, Monks, Morgan and Duckett.

SB 264, coauthored by Cotner.

SJR 9, coauthored by Duckett, Shurden, Denman, Willis, Vanatta, Robinson, Weichel, Hargrave, Sparkman, Duke, Monks, Caldwell, Hopkins, Trent, Rogers, Feddersen, Widener, Draper, Davis (Guy), Fitzgibbon, Vaughn, Holden, Manar, Taylor, Cole, Fair, Mentzer, Peterson, Glover, Dunn, Harbin, Cunningham, Lancaster, Haney, Lewis, Smith, Cox, Anderson (Don), Pitezel, Little, Davis (Frank), Graves, Kamas, Milacek, Rieger, Hamilton, Sherrer, Thompson, Joiner, Brown, Mason, Atkinson and Koppel of the House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1071, 1079, 1098 and 1101 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 17, 144 and 245 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAS

HAs to **SB 114** were read and concurred in upon motion of Senator Combs.

Senator Johnson asked to be named a co-author of **SB 114**, which was the order.

SB 114, 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Cate, Porter, Smith (Jerry L.) and Terrill.—4.

The Presiding Officer recognized Senator Cate who advised the Chair of an apparent malfunction in his voting apparatus. Senator Cate asked that the record reflect a vote of "Aye" on **SB 114**, Rule 14-1E. The Chair directed the Clerk to reflect the corrected roll call on **SB 114** as Aye: 45. Excused: 3.

The bill passed.

The Presiding Officer asked unanimous consent that the vote on the Bill be the vote on the emergency, to which request objection was heard.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Nay: Cate and Howard.—2.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Cate moved that the vote be reconsidered whereby **SB 114** passed.

GENERAL ORDER

HB 1025 by Fried and Duckett of the House and Johnston, Cain and Moore of the Senate was read and considered.

Senator Johnston moved that **HB 1025** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1025** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1025 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McDaniel, Martin, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

The bill passed.

HB 1025 was referred for engrossment.

GENERAL ORDER

HB 1113 by Manning, Draper, Joiner and Twidwell of the House and Shedrick, McDaniel and Cate of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1113**, which was the order.

Senator Shedrick moved that **HB 1113**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1113** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1113 was 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, Branch, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McDaniel, Martin, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Tinsley, Watson, Winn, York and Young.—35.

Nay: Combs, Crow, Keller, Landis, Leonard, McCune, Miller, Moore, Pierce and Taliaferro.—10.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

The bill and emergency passed.

HB 1113 was referred for engrossment.

GENERAL ORDER

HB 1190 by Conaghan of the House and O'Connor of the Senate was read and considered.

Senator Landis asked to be named a co-author of **HB 1190**, which was the order.

Senator O'Connor moved that **HB 1190**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1190** was placed on Third Reading.

THIRD READING

HB 1190 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison,

Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Tinsley, Watson, Winn, York and Young.—40.

Nay: Crow, Giles, Schuelein and Taliaferro.—4.

Excused: McDaniel, Porter, Smith (Jerry L.), and Terrill.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Finis Smith moved that the vote be reconsidered whereby **HB 1190** passed.

GENERAL ORDER

HB 1309 by Hopkins of the House and Cummins, Kilpatrick, Cain and Cullison of the Senate was read and considered.

Senator Cummins moved that **HB 1309** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1309** was placed on Third Reading.

THIRD READING

HB 1309 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel,

iel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Finis Smith asked unanimous consent that the provisions of Rule 12-24 B. be suspended to allow immediate consideration of a motion to reconsider the vote whereby **HB 1190** passed, which was the order. The vote occurring on the Finis Smith motion to reconsider the vote whereby **HB 1190** passed was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Moore, Porter, Smith (Jerry L.) and Terrill.—4.

THIRD READING

Senator Finis Smith asked that the vote be reconsidered whereby **HB 1190** was placed on Third Reading, which was the order.

Senator Finis Smith moved that the vote be reconsidered whereby **HB 1190** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1190 was considered further.

Senator Finis Smith moved to amend **HB 1190**, Page 3, Line 13, by inserting after the word "an" and before the word "intoxicated" the word "obviously", which amendment was declared adopted.

Senator O'Connor moved that **HB 1190**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1190** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1190 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Porter, Smith (Jerry L.), Stipe and Terrill.—4.

Senator Stipe 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 1190 was referred for engrossment.

GENERAL ORDER

HB 1354 by Fair, Hamilton and Harris of the House and Branch and Moore of the Senate was read and considered.

Senator McCune moved to amend **HB 1354**, Page 1, Line 5, by adding after the word "penitentiary," and before the word "not" the words: "for a period of", which amendment was declared adopted.

Senator Branch moved to amend **HB 1354**, Page 2, Line 1, by striking after the word "than" and before the word "years" the word and figure "twenty (20)" and placing in lieu the word and figure "ten (10)", which amendment was declared adopted.

Senator Branch moved that **HB 1354**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1354** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1354 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Keating, Porter, Smith (Jerry L.) and Terrill.—4.

The bill passed.

HB 1354 was referred for engrossment.

INTRODUCTION

Senator Crow introduced former Senator Wayne Holden and his wife, Marie, to the members.

GENERAL ORDER

HB 1160 by Williamson of the House and Smith (Jerry) of the Senate was read and considered.

Senator Keating moved that **HB 1160** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1160** was placed on Third Reading.

THIRD READING

HB 1160 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

The bill passed.

PENDING CONSIDERATION OF HAS

Has to SJR 14 were read and concurred in upon motion of Senator Cullison, the roll call vote thereon resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

SJR 14, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Porter, Smith (Jerry L.) and Terrill.—3.

The bill and emergency 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 **HBs 1024** and **1030**, as amended.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1086**, requesting Conference and Conferees to be named at a later date.

Advising rejection of **SAs** to Engrossed **HB 1112**, requesting Conference and referring same to **GCCA**.

**PENDING SENATE ACTION
HOUSE REQUEST
FOR CONFERENCES**

Upon motion of Senator Johnson, the request of the Honorable House for Conference on **HB 1086** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Johnson, Capps and Branch.

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1112** was ordered granted, referring same to **GCCA**.

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE
REPORT**

Transmitting the following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of measure as amended:

HB 1063 (2nd CCR)

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 188**; and **SB 242**, coauthored by Vaughn.

The above numbered Bills were referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1169** and **1276**.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 17, 144** and **245**.

The above numbered Enrolled Bills were referred to the Governor.

COMMITTEE REPORTS

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

DO PASS:

HB 1284 — Education.

HB 1388 — Business and Labor.

DO PASS, as amended:

HB 1073 — Appropriations.

HB 1161 — Appropriations.

HB 1197 — General Government, and be referred to the Consent Calendar.

HB 1272 — Education.

HB 1372 — Agriculture, coauthored by Capps (Principal) and Lamb of the Senate.

CS for HB 1405 — Agriculture, coauthored by Capps, Leonard, Miller, O'Connor and Shedrick.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 6, 1981, of Enrolled **SBs 71, 99, 122, 155, 196, 199** and **275**.

**CONFERENCE COMMITTEE
REPORT**

Conference Committee Report on the following Bill was read and consideration deferred:

SB 14.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 7, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HB 1022 was referred for engrossment.

HBs 1160, 1198, 1214, 1215, 1237, 1248 and **1309** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 3:00 p.m. to meet Tuesday, April 7, 1981, at 1:30 p.m.

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Fifty-third Legislative Day

Tuesday, April 7, 1981

Pursuant to adjournment, the Senate was called to order by Senator Schuelein, 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, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Branch, Porter and Smith (Jerry L.).—3.

Senator Schuelein declared a quorum present.

The prayer was offered by Mr. Leon Dennis, the guest of Senator Dennis.

ANNOUNCEMENT

Senator Martin announced that funeral services for Senator Jerry Smith's sister, Ms. Teresa Evans, would be held on Wednesday,

April 8, 1981, at the Moore Funeral Home, Tulsa, at 1:00 p.m.

GENERAL ORDER

HB 1343 by Lawter and Monks of the House and Crow of the Senate was read and considered.

Senator Crow asked unanimous consent to amend **HB 1343**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Crow moved that **HB 1343**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1343** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1343 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,

Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson and York.—31.

Nay: Green, Keating, Keller, Lamb, Landis, Leonard, McCune, Moore, O'Connor and Pierce.—10.

Excused: Branch, Combs, Porter, Smith (Jerry L.), Stipe, Winn and Young.—7.

The bill passed.

HB 1343 was referred for engrossment.

CONSENT CALENDAR

HB 1197 by Kamas of the House and McCune of the Senate was read and considered.

Senator McCune moved that **HB 1197** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1197** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1197 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Branch, Combs, Crow, Porter, Smith (Jerry L.) and Stipe.—6.

The bill and emergency passed.

HB 1197 was referred for engrossment.

INTRODUCTIONS

Senator Keller introduced Steve Burner, M.D., Oklahoma City, as Doctor of the Day, and on behalf of Senator Combs, Susan Hire, R.N., Oklahoma City, was introduced as Nurse of the Day.

CONSENT CALENDAR

HB 1202 by Johnson of the House and Crutcher of the Senate was read and considered.

Senator Crutcher moved that **HB 1202** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1202** was placed on Third Reading.

THIRD READING

HB 1202 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Excused: Branch, Combs, Crow, Porter, Smith (Jerry L.) and York.—6.

The bill and emergency passed.

CONSENT CALENDAR

HB 1244 by Taylor of the House and Crutcher of the Senate was read and considered.

Senator Crutcher moved that **HB 1244** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1244** was placed on Third Reading.

THIRD READING

HB 1244 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Excused: Branch, Combs, Crow, Porter, Smith (Jerry L.) and York.—6.

The bill passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1022, 1025, 1069, 1080, 1094, 1113, 1190 and 1354 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SPECIAL INTRODUCTION

Senator Young introduced Mrs. Lois Decker, Denver, Colorado, to the members, and asked unanimous consent, which was granted, that Mrs. Decker be granted privileges of the floor to perform a medley of patriotic songs.

GENERAL ORDER

HB 1111 by Draper, Baughman and Duckett of the House and Shedrick of the Senate was read and considered.

Senator Shedrick moved that **HB 1111** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1111** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1111 was 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, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn, York and Young.—39.

Nay: Boatner.—1.

Excused: Branch, Combs, Crow, Howard, Porter, Randle, Smith (Jerry L.) and Watson.—8.

The bill and emergency passed.

HB 1111 was referred for engrossment.

CONSENT CALENDAR

HB 1105 by Hopkins, et al, of the House and Stipe of the Senate was read and considered.

Senator Stipe moved that **HB 1105** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1105** was placed on Third Reading.

THIRD READING

HB 1105 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, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnston, Keller, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Winn and Young.—31.

Nay: Cain, Green, Johnson, Keating, Kilpatrick, McCune and Smith (Finis).—7.

Excused: Branch, Combs, Crow, Dennis, Howard, Porter, Randle, Smith (Jerry L.), Watson and York.—10.

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: 32. Nay: 6. Excused: 10.

The emergency passed.

Senator Terrill presiding.

GENERAL ORDER

HB 1372 by Weichel of the House and Capps and Lamb of the Senate was read and considered.

Senator Capps moved that **HB 1372** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1372** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1372 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Excused: Branch, Combs, Crow, Howard, Porter, Smith (Jerry L.) and York.—7.

The bill and emergency passed.

HB 1372 was referred for engrossment.

GENERAL ORDER

HB 1070 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1070** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1070** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1070 was 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, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—37.

Nay: Landis, McCune and Pierce.—3.

Excused: Boatner, Branch, Combs, Crow, Howard, Porter, Smith (Jerry L.) and York.—8.

The bill and emergency passed.

HB 1070 was referred for engrossment.

INTRODUCTION

Senator Watson introduced former Senator Mary Helm to the members.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 188 and **242** and **SJR 14** 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 1074 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1074** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1074** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1074 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Branch, Clifton, Combs, Crow, Porter and Smith (Jerry L.).—6.

The bill and emergency passed.

HB 1074 was referred for engrossment.

GENERAL ORDER

HB 1103 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1103** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1103** was considered engrossed and placed on Third Reading.

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: Capps, Clifton, Cullison, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Taliaferro, Wat-son, Winn, York and Young.—26.

Nay: Boatner, Cain, Cate, Crutcher, Cummins, Dennis, Howard, Johnston, Kilpatrick, Luton, Miller, Rozell, Shedrick, Smith (Finis), Stipe, Terrill and Tinsley.—17.

Excused: Branch, Combs, Crow, Porter and Smith (Jerry L.).—5.

The bill passed.

Senators Smith (Finis), Kilpatrick, Cain, Miller, Crutcher 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: 11. Excused: 5.

The emergency passed.

GENERAL ORDER

HB 1433 by Deatherage, Barker and McCaleb of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1433** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1433** was placed on Third Reading.

THIRD READING

HB 1433 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—33.

Nay: Giles, Green, Keating, Keller, Luton, O'Connor, Pierce, Shedrick and Young.—9.

Excused: Branch, Clifton, Combs, Crow, Porter and Smith (Jerry L.).—6.

The bill and emergency passed.

GENERAL ORDER

HB 1218 by Draper, et al, of the House and York and Combs of the Senate was read and considered.

Senator York moved to amend **HB 1218**, Page 9, Lines 8 and 9 by striking Section 6 and renumbering subsequent sections, which amendment was declared adopted.

Senator York moved that **HB 1218**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1218** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1218 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Branch, Combs, Crow, Porter and Smith (Jerry L.).—5.

The bill and emergency passed.

HB 1218 was referred for engrossment.

GENERAL ORDER

HB 1120 by Henry, et al, of the House and Smith (Finis) of the Senate was read and considered.

Senator Green asked to be named a co-author of **HB 1120**, which was the order.

Senator Cate moved to amend **HB 1120**, Page 3, Line 9, by striking "ten percent (10%)" and inserting in lieu thereof "twenty percent (20%)", which amendment failed of adoption.

Senator Schuelein presiding.

Senator Luton moved to amend **HB 1120**, Page 4, Line 15½, by adding a new Section 3 to read as follows:

"Section 3. This Act shall apply only to counties with a population in excess of 125,000 people as of the 1981 Federal decennial census, and renumbering subsequent Section, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Luton, McDaniel, Miller, Rozell, Schuelein, Terrill and Young.—7.

Nay: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Randle, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn and York.—34.

Excused: Branch, Combs, Crow, Cummins, Porter, Smith (Jerry L.) and Stipe.—7.

Senator Johnston moved to amend **HB 1120**, Page 2, Lines 9 and 10; Page 2, Lines 14 and 15; Page 3, Lines 3 and 4; Page 3, Lines 15 and 16; Page 4, Lines 4, 5, 6, 7, 9 and 10, by changing "One Thousand Five Hundred Dollars (\$1500.00)" to read "One Thousand Dollars (\$1,000.00)", which amendment was declared adopted upon a division of the question.

Senator Finis Smith moved that **HB 1120**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1120** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1120 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—32.

Nay: Boatner, Dennis, Howell, Luton, McDaniel, Miller, Randle, Rozell and Schuelein.—9.

Excused: Branch, Combs, Crow, Pierce, Porter, Smith (Jerry L.) and Stipe.—7.

The bill passed.

HB 1120 was referred for engrossment.

GENERAL ORDER

HB 1301 by Harris of the House and Smith (Finis) of the Senate was read and considered.

Senator Finis Smith moved to amend **HB 1301**, Page 1, by striking the Enacting Clause, which amendment was declared adopted.

Senator Finis Smith moved that **HB 1301**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1301** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1301 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, Cummins, Dennis, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—28.

Nay: Boatner, Capps, Crutcher, Cullison, Dahl, Giles, Green, Howell, Lamb, Landis, Leonard, McDaniel, Schuelein and Young.—14.

Excused: Branch, Combs, Crow, Porter, Smith (Jerry L.) and Stipe.—6.

The bill passed.

Senators Crutcher, Howell, McDaniel, Landis, Cullison, Lamb and Schuelein 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 1301 was referred for engrossment.

GENERAL ORDER

HB 1121 by Henry of the House and Smith (Finis) of the Senate was read and considered.

Senator Finis Smith moved to amend **HB 1121**, Page 2, Line 13, by inserting after the word "partnerships" and before the word "which" the following language: "consisting of not more than twenty-five (25) Oklahoma partners", which amendment was declared adopted.

Senator Finis Smith moved that **HB 1121**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1121** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1121 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, Crutcher, Cullison, Cummins, Dahl, Den-

nis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—40.

Excused: Branch, Capps, Combs, Crow, Porter, Smith (Jerry L.), Stipe and York.—8.

The bill passed.

HB 1121 was referred for engrossment.

GENERAL ORDER

HB 1205 by Harper of the House and Smith (Finis) of the Senate was read and considered.

Senator Finis Smith moved that **HB 1205** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1205** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1205 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—40.

Excused: Branch, Capps, Combs, Crow, Porter, Smith (Jerry L.), Stipe and York.—8.

The bill and emergency passed.

HB 1205 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 1 were read and concurred in upon motion of Senator Howell.

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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—40.

Nay: McCune.—1.

Excused: Branch, Combs, Crow, Porter, Smith (Jerry L.), Stipe and York.—7.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 73, coauthored by Brown.

SB 244.

SB 258.

PENDING CONSIDERATION OF HAS

HAs to SB 73 were read and rejected upon motion of Senator Green; Conference re-

quested and Senate Conferees appointed as follows: Senators Green, Clifton and Randle.

PENDING CONSIDERATION OF HAS

HAS to **SB 244** were read and rejected upon motion of Senator Green; Conference requested and Senate Conferees appointed as follows: Senators Green, Clifton and Cullison.

PENDING CONSIDERATION OF HAS

HAS to **SB 117** were read and rejected upon motion of Senator Boatner; Conference requested and Senate Conferees appointed as follows: Senators Boatner, Shedrick and Howell.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 14** was read and adopted upon motion of Senator Landis.

SB 14, 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—38.

Nay: Howell and Smith (Finis).—2.

Excused: Branch, Combs, Crow, Porter, Randle, Smith (Jerry L.), Stipe and York.—8.

The bill passed.

SB 14, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

JAMES E. DURHAM, Okeene, as a member of the Oklahoma Tourism and Recreation Commission, to serve a six (6) year term ending July 1, 1984. Mr. Durham succeeds Larry Field.

JOHN M. IMEL, Tulsa, as a member of the Board of Regents of the University of Oklahoma, to serve a seven (7) year term ending March 21, 1988. Mr. Imel succeeds Richard A. Bell.

J.L. JENNINGS, SR., Bartlesville, as a member of the Will Rogers Memorial Commission, to serve an unexpired term ending March 1, 1984. Mr. Jennings succeeds Roy C. Cartwright.

GEORGE W. LOWERY, Clinton, as a member of the State Banking Board, to serve a six (6) year term ending June 1, 1986. Mr. Lowery succeeds himself.

TERRY NICKELS, Oklahoma City, as a member of the State Board of Nursing Homes, to serve a three (3) year term ending July 1, 1983. Dr. Nickels succeeds Linda Barnes.

ALBERT RIESEN, Ardmore, as a member of the State Arts Council of Oklahoma, to serve a three (3) year term ending July 1, 1983. Mr. Riesen succeeds Jon Wagner.

HELEN V. VIRGIN, Moore, as a member of the Physician Manpower Training Commission, to serve an unexpired term ending July 1, 1981. Ms. Virgin succeeds Fayne Lindsey.

JAN WEAVER, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission, to serve a three (3) year term ending January 31, 1982. Ms. Weaver succeeds herself.

GWENDOLYN FERN YOUNGER, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission, to serve a three (3) year term ending January 31, 1984. Ms. Younger succeeds herself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

COMMITTEE REPORTS

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

DO PASS:

HB 1260 — Finance.

DO PASS, as amended:

HB 1072 — Appropriations.

HB 1078 — Appropriations.

HB 1082 — Appropriations.

CS for HB 1096 — Finance.

HB 1130 — Finance, coauthored by Keating (Principal Senate author).

HB 1203 — General Government.

CS for HB 1238 — Natural Resources.

HB 1283 — Education.

CS for HB 1360 — Finance, coauthored by Combs and Crutcher.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed House Bill as follows:

HB 1086 — Sanders, Shurden and Caldwell.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1024, 1030, 1160, 1198, 1214, 1215, 1237, 1248 and 1309.**

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

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 208, 234 and 239.**

The above numbered Bills were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 188 and 242 and SJR 14.**

The above numbered Enrolled Bills and Resolution were referred to the Governor.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 8, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1084 and 1115 were referred for engrossment.

HBs 1103, 1105, 1202, 1244 and 1433 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 4:25 p.m. to meet Wednesday, April 8, 1981, at 1:30 p.m.

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Fifty-fourth Legislative Day

Wednesday, April 8, 1981

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

Roll Call:

Present: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Branch, Combs, Crow, Porter and Smith (Jerry L.).—5.

President Pro Tempore York declared a quorum present.

The prayer was offered by Mr. Leon Dennis, the guest of Senator Dennis.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 542, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Watson, Winn, York and Young.—38.

Excused: Branch, Combs, Crow, Cullison, Kilpatrick, Porter, Randle, Smith (Jerry L.), Stipe and Tinsley.—10.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1103, 1105, 1202, 1244 and 1433.

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

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 25
SB 26

SB 84, coauthored by Davis (Frank), Glover, Monks, Johnson, Hill, Rieger, Duckett and Dunn of the House.

SB 170, coauthored by Rieger, Lewis, Brown, Riggs, Baker and McCorkell of the House.

GENERAL ORDER

HB 1075 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1075** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1075** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1075 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Branch, Combs, Crow, Kilpatrick, Porter, Smith (Jerry L.) and Tinsley.—7.

The bill and emergency passed.

HB 1075 was referred for engrossment.

GENERAL ORDER

HB 1099 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1099** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1099** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1099 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—40.

Excused: Branch, Combs, Crow, Keller, Kilpatrick, Porter, Smith (Jerry L.) and Tinsley.—8.

The bill and emergency passed.

HB 1099 was referred for engrossment.

GENERAL ORDER

HB 1100 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1100** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1100** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1100 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—40.

Nay: Landis.—1.

Excused: Branch, Combs, Crow, Kilpatrick, Porter, Smith (Jerry L.) and Tinsley.—7.

The bill and emergency passed.

HB 1100 was referred for engrossment.

GENERAL ORDER

HB 1161 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1161** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1161** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1161 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—40.

Excused: Branch, Clifton, Combs, Crow, Kilpatrick, Porter, Smith (Jerry L.) and Tinsley.—8.

The bill and emergency passed.

HB 1161 was referred for engrossment.

ANNOUNCEMENT

Senator Martin announced that funeral services for Senator Crow's father in law, Dr. George Smay, would be held at 2:00 p.m., Thursday, April 9, 1981, at the First Presbyterian Church, Tulsa.

Senator Crutcher presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1070, 1205, 1218, 1301, 1343 and 1372 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 1, 208, 234 and 239 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 1416 by Harbin of the House and Stipe of the Senate was read and considered.

Senator Stipe moved that **HB 1416** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1416** was placed on Third Reading.

THIRD READING

HB 1416 was 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Terrill, Tinsley, Watson, Winn and Young.—38.

Excused: Branch, Clifton, Combs, Crow, Keller, Kilpatrick, Porter, Smith (Jerry L.), Taliaferro and York.—10.

The bill and emergency passed.

INTRODUCTIONS

Senator Howard introduced Susan Singer, M.D., Tulsa, as Doctor of the Day.

Senator Tinsley introduced Mrs. E.M. Spickelmier, R.N., Watonga, as Nurse of the Day.

GENERAL ORDER

HB 1118 by Barker, et al, of the House and Luton, Lamb, Winn, Stipe, Cain, Johnson, Keating and McDaniel of the Senate was read and considered.

Senator Luton moved that **HB 1118** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1118** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1118 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn and Young.—40.

Excused: Branch, Combs, Crow, Kilpatrick, Porter, Smith (Jerry L.), Tinsley and York.—8.

The bill passed.

HB 1118 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1074, 1084, 1111, 1115, 1120, 1121 and 1197 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1050 by Barker, et al, of the House and Luton, Lamb, Winn, Stipe, Johnson, Moore and McDaniel of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1050**, which was the order.

Senator Luton moved that **HB 1050**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1050** was placed on Third Reading.

THIRD READING

HB 1050 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn and Young.—40.

Excused: Branch, Combs, Crow, Kilpatrick, Porter, Smith (Jerry L.), Tinsley and York.—8.

The bill passed.

GENERAL ORDER

HB 1006 by Barker, et al, of the House and Luton, Lamb, Winn, Cain and Shedrick of the Senate was read and considered.

Senator McDaniel asked to be named a coauthor of **HB 1006**, which was the order.

Senator Finis Smith moved to amend **HB 1006**, Page 2, Lines 1 and 2, by striking after the word "prevents" on Line 1, and before the word "any" on Line 2, the words "or dissuades", which amendment was declared adopted.

Senator Luton moved that **HB 1006**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1006** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1006 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn and Young.—40.

Excused: Branch, Combs, Crow, Kilpatrick, Porter, Smith (Jerry L.), Tinsley and York.—8.

The bill passed.

HB 1006 was referred for engrossment.

GENERAL ORDER

HB 1048 by Barker, et al, of the House and Luton, Cain and Shedrick of the Senate was read and considered.

Senators McDaniel and Johnson asked to be named coauthors of **HB 1048**, which was the order.

Senator Cain asked that his name be removed as a coauthor of **HB 1048**, which was the order.

Senator Landis moved to amend **HB 1048**, Page 2, Line 10, by adding after the word "completed" and removing the period the following language: "such time not to exceed ten days."

Senator Finis Smith moved as a substitute motion to the Landis motion to amend, to amend **HB 1048**, Page 2, Line 8, by striking after the word "shall" the balance of the sentence and substituting the following language: "within 30 days from the date the pretrial requirements have been completed, set the case for trial on a date certain."

Senator Landis asked unanimous consent that his amendment to **HB 1048** be withdrawn, which was the order.

Senator Luton moved to table the Finis Smith motion to amend, which motion to table was declared adopted.

Senator Luton moved to amend **HB 1048**, Page 2, Line 15½, by adding a new Section 2 to read as follows: "Section 2. Nothing herein shall modify or change, in any way, the provisions of Section 667 of Title 12 of the Oklahoma Statutes.", and renumbering the subsequent Section, which amendment was declared adopted.

President Pro Tempore York presiding.

Senator Luton moved that **HB 1048**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1048** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1048 was read for the third time at length.

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

Aye: Clifton, Crutcher, Cullison, Cummins, Johnson, Keller, Luton, McCune, Martin, Miller, Moore, Randle, Rozell, Winn and York.—15.

Nay: Boatner, Cain, Cate, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keating, Lamb, Landis, Leonard, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson and Young.—24.

Excused: Branch, Capps, Combs, Crow, Kilpatrick, McDaniel, Porter, Smith (Jerry L.) and Tinsley.—9.

The bill failed.

Senator Crutcher presiding.

GENERAL ORDER

HB 1005 by Barker, et al, of the House and Luton, Lamb, Winn, Stipe and Johnson of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1005**, which was the order.

Senator Finis Smith moved to amend **HB 1005**, Page 6, Line 8, by striking after the word "the" and before the word "discretion" the word "absolute" and adding on Line 9, Page 6, after the word "attorney" the following: "with the consent in writing of the Presiding Judge of the Judicial District:"

Senator Clifton moved to table the Finis Smith motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Clifton, Keating, Keller, Lamb and Moore.—6.

Nay: Boatner, Cate, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Landis, Leonard, Luton, McCune, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Terrill, Tinsley, Watson, Winn, York and Young.—32.

Excused: Branch, Capps, Combs, Crow, Howell, Kilpatrick, McDaniel, Porter, Smith (Jerry L.) and Taliaferro.—10.

On the question of adoption of the Finis Smith motion to amend, it was declared adopted.

Senator Schuelein asked unanimous consent that the following amendments to **HB 1005** be read by the Clerk, which was the order: Page 2, Lines 4 and 5, by deleting after the word "stenographers" on Line 4, and before the word "as" on Line 5, the following: "and a victim-witness coordinator"; Page 2, Lines 13 and 14, by deleting after the word "investigator" on Line 13, and before the word "the" on Line 14, the following words: "and one victim-witness coordinator"; Page 6, Lines 3 and 4, by deleting after the word "attorneys" on Line 3, and before the word "shall" on Line 4, the words "and victim-witness coordinators"; and Page 6, Line 5, by deleting after "Section 2." and before the word "shall" all language and substituting the following language in lieu thereof: "The District Attorney's office", and by amending the Title to conform.

The Presiding Officer ruled the Schuelein amendments to **HB 1005** read by the Clerk dealt with the same subject matter and would be considered by the Senate as one motion to amend.

Senator Luton moved to table the Schuelein motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Clifton, Cullison, Cummins, Johnson, Johnston, Keating, Lamb, Leonard, Luton, McCune, Randle, Rozell, Winn and York.—14.

Nay: Boatner, Cain, Cate, Crutcher, Dahl, Dennis, Giles, Green, Howard, Landis, Martin, Miller, Moore, O'Connor,

Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson and Young.—24.

Excused: Branch, Capps, Combs, Crow, Howell, Keller, Kilpatrick, McDaniel, Porter and Smith (Jerry L.).—10.

On the question of adoption of the Schuelein motion to amend **HB 1005**, it was declared adopted.

Senator Luton moved to amend **HB 1005**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Luton moved that **HB 1005**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1005** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1005 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Johnson, Johnston, Keating, Lamb, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—34.

Nay: Giles, Howell, Landis, Stipe and Young.—5.

Excused: Branch, Capps, Combs, Crow, Keller, Kilpatrick, McDaniel, Porter and Smith (Jerry L.).—9.

The bill passed.

HB 1005 was referred for engrossment.

GENERAL ORDER

HB 1049 by Barker, et al, of the House and Luton, Winn, Lamb, Johnson and Shedrick of the Senate was read and considered.

Senator McDaniel asked to be named a coauthor of **HB 1049**, which was the order.

Senator Luton moved that **HB 1049**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1049** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1049 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Excused: Branch, Capps, Combs, Crow, Howell, Keller, Kilpatrick, McDaniel, Porter and Smith (Jerry L.).—10.

The bill passed.

HB 1049 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1021**, requesting Conference and nam-

ing Conferees as follows: Harbin, Cotner and Cole.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1022, 1025, 1190, 1210 and 1354**, as amended.

Advising rejection of **SAs** to Engrossed **HBs 1069, 1071, 1079, 1080, 1094 and 1101** requesting Conference and referring same to **GCCA**.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1021** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Landis, Schuelein and Lamb.

Upon motion of Senator Martin, the request of the Honorable House for conference on **HBs 1069, 1071, 1079, 1080, 1094 and 1101** was ordered granted, said bills referred to **GCCA**.

PENDING CONSIDERATION OF HAS

Has to **SBs 25 and 26** were read and rejected upon motion of Senator Randle; Conference requested and referring same to **GCCA**.

Has to **SB 84** were read and rejected upon motion of Senator Martin; Conference requested and referring same to **GCCA**.

MOTION TO RECONSIDER VOTE

Senator Taliaferro asked unanimous consent, which was granted, that the time be extended until Monday, April 13, 1981, the

56th Legislative Day, on the motion to reconsider the vote whereby **HB 1039** failed of passage.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 69** and **231**.

The above numbered Bills were referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to **SB 170** were called up for consideration.

Senator Johnston moved that the Senate concur in **HAs** to **SB 170**.

Senator Finis Smith moved as a substitute motion that the Senate reject the **HAs** to **SB 170**, and request a conference with instructions to the Senate Conferees to insert on Line 22, between the words "statutes" and "restricting" the words "or municipal charter provisions."

Senator Finis Smith asked unanimous consent to amend the substitute motion to reject by striking the instructions to the Senate Conferees, which was the order.

Senator Finis Smith moved to reject the **HAs** to **SB 170** and request a Conference, which motion to reject was declared adopted, the roll call thereon being as follows:

Aye: Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Landis, Luton, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—25.

Nay: Boatner, Cain, Cate, Giles, Howard, Johnston, Keating, Lamb, Leonard, McCune and Shedrick.—11.

Excused: Branch, Capps, Combs, Crow, Dennis, Howell, Keller, Kilpatrick, McDaniel, Porter, Smith (Jerry L.) and York.—12.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 15**.

The above numbered Resolution was referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 1, 208, 234** and **239**.

The above numbered Enrolled Bills were referred to the Governor.

COMMITTEE REPORTS

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

DO PASS:

HB 1092 — Judiciary.

HB 1145 — Judiciary, coauthored by Johnson of the Senate.

HB 1228 — General Government.

HB 1246 — Business and Labor.

HB 1281 — Judiciary, coauthored by Clifton.

HB 1296 — Business and Labor, coauthored by Green (Principal Senate author).

HCR 1007 — Business and Labor, coauthored by Green and O'Connor.

DO PASS, as amended:

HB 1038 — Judiciary.

HB 1062 — Appropriations.

HB 1067 — Appropriations.

CS for **HB 1083** — Appropriations.

CS for **HB 1091** — Judiciary, coauthored by Johnson of the Senate.

HB 1104 — Appropriations.

HB 1124 — Appropriations.

HB 1132 — Judiciary, coauthored by Keating and Moore.

HB 1136 — Judiciary.

HB 1231 — Judiciary, coauthored by Cain and Moore.

HB 1256 — Judiciary.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1137**, requesting Conference and naming Conferees as follows: Twidwell, Mason and Hooper.

Advising Conference granted on Engrossed **SBs 25, 26** and **84** and referring same to **GCCA**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 9, 1981, at 12:00 p.m., which motion prevailed.

BILLS RELEASED

HBs 1050 and **1416** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 4:00 p.m. to meet Thursday, April 9, 1981, at 12:00 p.m.

Fifty-fifth Legislative Day

Thursday, April 9, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—38.

Excused: Capps, Combs, Crow, Howard, Kilpatrick, McDaniel, Porter, Rozell, Smith (Jerry L.) and Tinsley.—10.

President Pro Tempore York declared a quorum present.

The prayer was offered by Mr. Leon Dennis, the guest of Senator Dennis.

MESSAGES FROM THE HOUSE

Advising of change in House Conferees on Engrossed **HB 1137**, as follows:

Remove Hooper, add Harris.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1022, 1025, 1050, 1190, 1210, 1354 and 1416.**

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

Senator Schuelein presiding.

GENERAL ORDER

HB 1062 by Deatherage, Barker and Fair of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Howell asked to be named a co-author of **HB 1062**, which was the order.

Senator Randle moved that **HB 1062**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1062** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1062 was 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, Branch, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Johnson, Johnston, Lamb, Landis, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Watson, York and Young.—32.

Excused: Capps, Combs, Crow, Howard, Howell, Keating, Keller, Kilpatrick, Luton, McDaniel, Porter, Rozell, Smith (Jerry L.), Stipe, Tinsley and Winn.—16.

The bill and emergency passed.

HB 1062 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs **215** and **222** and **SJR 3**.

The above numbered Bills and Resolution were referred for enrollment.

GENERAL ORDER

HCR 1006 by Hobson, et al, of the House and York, Kilpatrick and Cate of the Senate was read and considered.

Senators Smith (Finis), Terrill, Green and Shedrick asked to be named coauthors of **HCR 1006**, which was the order.

HCR 1006, as coauthored, was read at length, adopted upon motion of Senator York, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 13**, coauthored by Willis.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1005, 1006, 1049, 1075, 1099, 1100, 1118 and **1161** 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 1115**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1343**, requesting Conference and naming Conferees as follows: Lawter, Fitzgibbon and Kelly.

GENERAL ORDER

HB 1304 by Hobson, et al, of the House and York, Kilpatrick, Cullison, Cain, Luton and Terrill of the Senate was read and considered.

Senators Finis Smith and Shedrick asked to be named coauthors of **HB 1304**, which was the order.

Senator York moved that **HB 1304**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1304** was placed on Third Reading.

THIRD READING

HB 1304 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis,

Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Watson, Winn, York and Young.—33.

Excused: Boatner, Capps, Combs, Crow, Howard, Keller, Kilpatrick, Luton, McDaniel, Miller, Porter, Rozell, Smith (Jerry L.), Stipe and Tinsley.—15.

The bill and emergency passed.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1065, 1070 and 1074**, requesting Conference and referring same to **GCCA**.

Advising Conference granted on Engrossed **SBs**, and naming House Conferees as follows:

SB 73 — Lawter, Peterson and Henry.

SB 117 — Lawter, Williams (P), and Denman.

SB 170 — Fitzgibbon, Gray and Rieger.

SB 244 — Lawter, Peterson and Henry.

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 14**.

The above numbered Bill, as amended in Conference was referred for enrollment.

GENERAL ORDER

HB 1131 by Mentzer of the House and Branch of the Senate was read and considered.

Senator Pierce moved to amend **HB 1131**, Page 1, by crippling the Title.

Senator Boatner presiding.

Senator Branch moved to table the Pierce motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Cate, Clifton, Crutcher, Cullison, Dahl, Dennis, Howell, Johnston, Lamb, Leonard, Luton, Randle, Shedrick, Smith (Finis), Stipe, Terrill, Winn and York.—20.

Nay: Boatner, Cummins, Giles, Green, Johnson, Keating, Landis, McCune, Martin, Moore, O'Connor, Pierce, Schuelein, Taliaferro, Watson and Young.—16.

Excused: Capps, Combs, Crow, Howard, Keller, Kilpatrick, McDaniel, Miller, Porter, Rozell, Smith (Jerry L.) and Tinsley.—12.

Senator Finis Smith moved to amend **HB 1131**, Page 8, Line 2, by striking after the word "is" and before the word "for" the word "employed" and substituting in lieu thereof the word "paid", which amendment was declared adopted.

Senator Branch moved that **HB 1131**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1131** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Branch asked unanimous consent to suspend Rule 12-8 to consider an amendment to **HB 1131** on Third Reading, which was the order.

Senator Branch moved to amend **HB 1131**, Page 1, by crippling the Title, which amendment was declared adopted.

THIRD READING

HB 1131 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Leonard, Luton, McCune, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—36.

Excused: Capps, Combs, Crow, Howard, Keller, Kilpatrick, McDaniel, Miller, Porter, Rozell, Smith (Jerry L.) and Tinsley.—12.

The bill and emergency passed.

HB 1131 was referred for engrossment.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising adoption of and returning the following Engrossed Resolution as amended:

SCR 3.

INTRODUCTIONS

Senator McCune introduced Marilyn Vernon, R.N., Nicoma Park, and Senator Howell introduced Kathryn Tagnesi, R.N., Oklahoma City, as Nurses of the Day.

Senator Clifton introduced Mike Hinkle, Shawnee, as student Nurse of the Day.

Senator Watson introduced Karen Holman, M.D., Oklahoma City, as Doctor of the Day.

Senator Martin introduced his daughter and son in law, Susan and Jimmy Harkins, sons Jeremy and Sean, and Terry Martin.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 69 and **231** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 15 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAS

HAs to **SB 116** were read and rejected upon motion of Senator Finis Smith; Conference requested and Senate Conferees appointed as follows: Senators Finis Smith, Clifton and Luton.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 27
SB 210
SB 292
SB 342

PENDING CONSIDERATION OF HAS

HAs to **SCR 2** were read and concurred in upon motion of Senator Finis Smith.

SCR 2, as amended by the Honorable House, was read at length, adopted upon motion of Senator Finis Smith, and referred for enrollment.

CONFEREES NAMED

President Pro Tempore York appointed the following Senate Conferees:

SB 170 — Johnston, Cain and Smith (Finis).

**PENDING SENATE ACTION —
HOUSE REQUEST FOR
CONFERENCE**

Upon motion of Senator Martin, the request of the Honorable House for conference on **HBs 1065, 1070 and 1074** was ordered granted said bills referred to GCCA.

**PENDING SENATE ACTION —
HOUSE REQUEST FOR
CONFERENCE**

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1343** was ordered granted, Senate Conferees to be appointed at a later date.

**PENDING SENATE ACTION —
HOUSE REQUEST FOR
CONFERENCE**

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1137** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Howell, Keating and Cate.

PENDING CONSIDERATION OF HAS

HAs to SB 27 were read and rejected upon motion of Senator Randle; Conference requested and said bill referred to GCCA.

GENERAL ORDER

HB 1405 by Baughman of the House and Taliaferro, Capps, Leonard, Miller, O'Connor and Shedrick of the Senate was read and considered.

Senator Leonard moved to amend **HB 1405**, Page 5, Line 11½, by adding a new paragraph to read as follows:

“If at any time State Funds are appropriated to the Grain Storage Indemnity Fund

for the purposes specified by this section, the State Board of Agriculture shall establish the necessary rules and procedures to ensure that the State General Revenue Fund shall be reimbursed, from assessments provided for herein, in an amount equal to the total appropriation made to said Grain Storage Indemnity Fund. Said reimbursement shall be made in a timely manner, provided the intents and purposes of this section to compensate grain producers for their losses as specified herein shall not be adversely affected.”, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1405**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1405** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1405 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Cummins, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Randle, Shedrick, Taliaferro, Terrill, Watson, Winn, York and Young.—30.

Nay: Crutcher, Cullison, Howell, Luton, Schuelein, Smith (Finis) and Stipe.—7.

Excused: Capps, Combs, Crow, Howard, Kilpatrick, McDaniel, Miller, Porter, Rozell, Smith (Jerry L.) and Tinsley.—11.

The bill passed.

Senators Smith (Finis), Schuelein and Stipe desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 4. Excused: 11.

The emergency passed.

HB 1405 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 89** were read and rejected upon motion of Senator Stipe; Conference requested and Senate Conferees appointed as follows: Senators Stipe, Dennis and Cate.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent, which was granted, that the provisions of Rule 5-7 be suspended to allow consideration of **HAs** to **SB 210**.

PENDING CONSIDERATION OF HAS

HAs to **SB 210** were read and concurred in upon motion of Senator Stipe.

SB 210, 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, Branch, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keating, Luton, Martin, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Winn, York and Young.—28.

Nay: Giles, Keller, Lamb, Landis, Leonard, McCune, Moore, O'Connor and Watson.—9.

Excused: Capps, Combs, Crow, Howard, Kilpatrick, McDaniel, Miller, Porter, Rozell, Smith (Jerry L.) and Tinsley.—11.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Cate moved that the vote be reconsidered whereby the Emergency Section to **SB 114** passed.

Senator Shedrick moved to table the Cate motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, Martin, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—34.

Nay: Cate.—1.

Excused: Capps, Combs, Crow, Howard, Kilpatrick, McDaniel, Miller, Moore, Porter, Randle, Rozell, Smith (Jerry L.) and Tinsley.—13.

HAs were properly signed and **SB 114** was referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

HB 1144 — Business and Labor, co-authored by Green.

HB 1191 — General Government.

HB 1267 — General Government.

HB 1314 — Agriculture.

HJR 1011 — General Government, co-authored by Johnson and Landis of the Senate, and be referred to the Consent Calendar.

DO PASS, as amended:

HB 1064 — Appropriations.

HB 1077 — Appropriations.

HB 1095 — Appropriations.

CS for HB 1175 — General Government.

HB 1176 — Business and Labor, co-authored by Crutcher (Principal Senate author).

HB 1242 — General Government.

HB 1348 — Agriculture.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 69** and **231**.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 15**.

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 27**, and referring same to GCCA.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 13, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1304 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 1:15 p.m. to meet Monday, April 13, 1981, at 1:30 p.m.

Fifty-sixth Legislative Day

Monday, April 13, 1981

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

President Pro Tempore York presiding.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—44.

Excused: Cullison, Pierce, Smith (Finis) and Winn.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Jerry Johnson, Western Oaks Christian Church, Bethany, the guest of Senator Keller.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1115 and 1304.**

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 1006.**

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

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bill and Resolution, as amended:

**SB 223
SJR 1**

CONSENT CALENDAR

HB 1298 by Vanatta of the House and Combs of the Senate was read and considered.

Senator Combs moved that **HB 1298** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1298** was placed on Third Reading.

THIRD READING

HB 1298 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson and York.—35.

Excused: Boatner, Cullison, Howard, Johnston, Keating, Luton, Pierce, Porter, Smith (Finis), Stipe, Terrill, Winn and Young.—13.

The bill and emergency passed.

GENERAL ORDER

HB 1072 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Giles asked to be named a co-author of **HB 1072**, which was the order.

Senator Randle moved that **HB 1072**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1072** was considered engrossed and placed on Third Reading.

Senator Combs presiding.

THIRD READING

HB 1072 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Schuelein, Shedrick, Tinsley, Watson, York and Young.—32.

Nay: McCune, Moore and Smith (Jerry L.).—3.

Excused: Boatner, Cullison, Howard, Johnston, Keating, Luton, Pierce, Rozell, Smith (Finis), Stipe, Taliaferro, Terrill and Winn.—13.

The bill and emergency passed.

HB 1072 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 114 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1073 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1073** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1073** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1073 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Excused: Boatner, Cullison, Howard, Johnston, Keating, Luton, Pierce, Smith (Finis), Stipe and Winn.—10.

The bill and emergency passed.

HB 1073 was referred for engrossment.

GENERAL ORDER

HB 1078 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1078** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1078** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1078 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cummins, Dahl, Dennis,

Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Excused: Boatner, Clifton, Cullison, Howard, Johnston, Keating, Pierce, Smith (Finis), Stipe and Winn.—10.

The bill and emergency passed.

HB 1078 was referred for engrossment.

GENERAL ORDER

HB 1082 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1082** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1082** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1082 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, York and Young.—32.

Nay: Green, Keller, Landis, McCune, Moore, O'Connor and Smith (Jerry L.).—7.

Excused: Boatner, Cullison, Howard, Johnston, Keating, Pierce, Smith (Finis), Stipe and Winn.—9.

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: 6. Excused: 9.

The emergency passed.

HB 1082 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 14, 210 and 215 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1063** was read and adopted upon motion of Senator Randle.

HB 1063, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Nay: Green.—1.

Excused: Boatner, Cullison, Johnston, Keating, Pierce, Smith (Finis) and Winn.—7.

The bill and emergency passed.

HB 1063, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HB 1097 by Draper of the House and York of the Senate was read and considered.

Senator York moved to amend **HB 1097**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator York moved that **HB 1097**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1097** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1097 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Boatner, Cullison, Johnston, Pierce, Shedrick, Smith (Finis) and Winn.—7.

The bill and emergency passed.

HB 1097 was referred for engrossment.

GENERAL ORDER

HB 1096 by Draper of the House and York of the Senate was read and considered.

Senator York moved that **HB 1096** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1096** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1096 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Nay: Landis.—1.

Excused: Boatner, Cullison, Dennis, Johnston, Pierce, Smith (Finis) and Winn.—7.

The bill passed.

Senator Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Excused: 7.

The emergency passed.

HB 1096 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1062, 1131 and 1405 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

INTRODUCTION

Senator Keating introduced Bonnie Meinhardt, R.N., Tulsa, as Nurse of the Day.

GENERAL ORDER

HB 1027 by Hobson, et al, of the House and Cate of the Senate was read and considered.

Senator York asked to be named a co-author of **HB 1027**, which was the order.

Senator Cate moved that **HB 1027**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1027** was placed on Third Reading.

THIRD READING

HB 1027 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Nay: Green and Smith (Jerry L.).—2.

Excused: Boatner, Cullison, Johnston, Pierce, Smith (Finis) and Winn.—6.

The bill and emergency passed.

GENERAL ORDER

HB 1134 by Twidwell and Thompson of the House and Keller of the Senate was read and considered.

Senator Keller moved that **HB 1134** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1134** was placed on Third Reading.

THIRD READING

HB 1134 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, York and Young.—36.

Nay: Howell, Keating, Landis, McCune, Porter, Terrill and Watson.—7.

Excused: Boatner, Cullison, Pierce, Smith (Finis) and Winn.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Keating moved that the vote be reconsidered whereby **HB 1134** passed.

GENERAL ORDER

HB 1195 by Davis (Guy) of the House and Johnson and Shedrick of the Senate was read and considered.

Senator Johnson moved that **HB 1195** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1195** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1195 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—43.

Excused: Boatner, Cullison, Pierce, Smith (Finis) and Winn.—5.

The bill and emergency passed.

HB 1195 was referred for engrossment.

GENERAL ORDER

HB 1228 by Sanders and Cole of the House and Giles of the Senate was read and considered.

Senator Giles moved that **HB 1228** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1228** was placed on Third Reading.

THIRD READING

HB 1228 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Nay: Howell.—1.

Excused: Boatner, Cullison, Pierce, Smith (Finis) and Winn.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Howell moved that the vote be reconsidered whereby **HB 1228** passed.

GENERAL ORDER

HB 1287 by Hill, et al, of the House and Leonard of the Senate was read and considered.

Senator Dahl asked to be named a co-author of **HB 1287**, which was the order.

Senator Leonard moved that **HB 1287**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1287** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1287 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Excused: Boatner, Cullison, Pierce, Porter, Smith (Finis) and Winn.—6.

The bill passed.

HB 1287 was referred for engrossment.

GENERAL ORDER

HB 1272 by Craighead of the House and Terrill of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1272**, which was the order.

Senator Terrill moved that **HB 1272**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1272** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1272 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley and Young.—37.

Nay: Johnson, Keating, McCune and Smith (Jerry L.).—4.

Excused: Boatner, Cullison, Pierce, Smith (Finis), Watson, Winn and York.—7.

The bill and emergency passed.

HB 1272 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAS to **SCR 3** were called up for consideration.

Upon motion of Senator Moore, **HAS** to **SCR 3** were adopted.

Senator Stipe moved that the vote be reconsidered whereby the **HAS** to **SCR 3** were adopted, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Howard, Johnston, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, York and Young.—32.

Nay: Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Moore, O'Connor, Smith (Jerry L.) and Watson.—11.

Excused: Boatner, Cullison, Pierce, Smith (Finis) and Winn.—5.

Senator Stipe moved that the Senate reject the **HAS** to **SCR 3** and request a Conference.

Senator Keller moved to table the Stipe motion to reject the **HAS** to **SCR 3**, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Green, Keating, Keller, Lamb, Moore, O'Connor, Smith (Jerry L.) and Watson.—8.

Nay: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Porter, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, York and Young.—35.

Excused: Cullison, Pierce, Randle, Smith (Finis) and Winn.—5.

On the question of adoption of the Stipe motion to reject the **HAS** to **SCR 3**, it was declared adopted, and conference requested, President Pro Tempore York naming as Senate Conferees the following: Senators Moore, Stipe and Cate.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 222 and **SJR 3** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 2 and **13** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

BILLS WITHDRAWN — REFERRED

Upon motion of Senator Martin, **SBs 25, 26** and **27** were withdrawn from GCCA and Special Conference requested on said Bills, President Pro Tempore York appointing as Senate Conferees, the following: Senators York, Randle and Kilpatrick.

MOTION TO RECONSIDER VOTE

Senator Taliaferro moved that the vote be reconsidered whereby **HB 1039** failed of passage.

Senator Cate moved to table the Taliaferro motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Crow, Cummins, Howard, Howell, Luton, Moore, Rozell, Smith (Jerry L.) and Young.—12.

Nay: Branch, Capps, Clifton, Combs, Crutcher, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson and York.—30.

Excused: Cullison, Pierce, Porter, Smith (Finis), Stipe and Winn.—6.

The Chair advised that Senator Stipe having been present in the Chamber during the vote on the Cate motion to table the Taliaferro motion to reconsider the vote on **HB 1039**, would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 12. Nay: 31. Excused: 5.

On the question of adoption of the Taliaferro motion to reconsider the vote whereby **HB 1039** failed of passage, it was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Clifton, Combs, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson and York.—29.

Nay: Boatner, Cain, Cate, Crow, Crutcher, Cummins, Howard, Howell, Moore, Porter, Rozell, Smith (Jerry L.), Stipe and Young.—14.

Excused: Cullison, Dennis, Pierce, Smith (Finis) and Winn.—5.

HB 1039 remains on Third Reading.

COMMITTEE REPORTS

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

DO PASS:

HB 1273 — Natural Resources.

HB 1351 — General Government, co-authored by McCune.

DO PASS, as amended:

CS for **HB 1029** — Business and Labor.

HB 1053 — Business and Labor.

HB 1129 — Business and Labor, co-authored by Howard (Principal Senate author).

HB 1143 — Business and Labor, co-authored by Green.

HB 1168 — Appropriations.

CS for **HB 1262** — Appropriations, co-authored by Cummins.

HB 1295 — Natural Resources.

HB 1332 — Natural Resources.

HB 1349 — Business and Labor.

HB 1373 — Human Resources.

CS for **HB 1378** — Human Resources, coauthored by Cain.

HB 1391 — Appropriations.

HB 1399 — Business and Labor, co-authored by Kilpatrick (Principal Senate author).

HJR 1019 — Business and Labor, co-authored by Crutcher (Principal Senate author).

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

JERRY E. HAYNES, Pryor, as a member of the Grand River Dam Authority, to serve a seven (7) year term ending January 1, 1988. Mr. Haynes succeeds himself.

GLEN MICHAEL, Tulsa, as a member of the Grand River Dam Authority, to serve an unexpired term ending January 1, 1982. Mr. Michael succeeds Carlisle Mabrey.

BOB WALKER, Sulphur, as a member of the Oklahoma State Board of Nursing Homes, to serve a three (3) year term ending July 1, 1983. Mr. Walker succeeds himself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

MESSAGES FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1075, 1099 and 1161, requesting Conference and referring same to GCCA.

Advising Conference granted on Engrossed SB 89, and naming House Conferees as follows: Murphy, Harbin and Haney.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1205, as amended.

Advising rejection of SAs to Engrossed HB 1301, requesting Conference and naming Conferees as follows: Harris, Henry and McCorkell.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SBs 315 and 318.

The above numbered Bills were referred for enrollment.

Advising fourth reading of and returning Enrolled SB 114.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 14, 210, 215, 222 and SJR 3.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

Advising the signing of and returning Enrolled SCRs 2 and 13.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGES FROM THE GOVERNOR

Advising approval by him, April 8, 1981, of Enrolled SBs 17, 144, 188, 242 and 245.

Advising approval by him, April 13, 1981, of Enrolled SBs 1, 69, 114, 208, 231, 234 and 239 and SJR 14.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 14, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1027 and 1298 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:50 p.m. to meet Tuesday, April 14, 1981, at 1:30 p.m.

Fifty-seventh Legislative Day

Tuesday, April 14, 1981

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

President Pro Tempore York presiding.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—47.

Excused: Winn.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Johnson, the guest of Senator Keller.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on

Executive Nominations, shown on Page 572, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, York and Young.—44.

Excused: Crow, Giles, Tinsley and Winn.—4.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 6

SB 139, coauthored by Denman, Duke and Vaughn.

SB 194

SB 232

SB 305

INTRODUCTIONS

Senator Combs introduced Tom Goforth, M.D., Oklahoma City, as Doctor of the Day.

Senator Porter introduced Vallie Schecter, R.N., Oklahoma City, as Nurse of the Day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1027, 1063, 1205 and 1298.**

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

SPECIAL INTRODUCTIONS

Senator Howell introduced Coach Charles Gomez and his 1981 Championship Wrestling Team from Midwest City and asked unanimous consent, which was granted, that Coach Gomez and his team be allowed privileges of the floor to receive Citations from the Senate. Coach Gomez responded with brief remarks.

GENERAL ORDER

HB 1083 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1083** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1083** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1083 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—46.

Excused: Giles and Winn.—2.

The bill and emergency passed.

HB 1083 was referred for engrossment.

Senator Kilpatrick presiding.

GENERAL ORDER

HB 1102 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1102** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1102** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1102 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shed-

rick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, York and Young.—40.

Nay: Keller, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—6.

Excused: McDaniel and Winn.—2.

The bill and emergency passed.

HB 1102 was referred for engrossment.

GENERAL ORDER

HB 1123 by Deatherage of the House and Randle of the Senate was read and considered.

Senator Randle moved that **HB 1123** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1123** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1123 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Crow, Cummins, Dennis, Giles, Howard, Howell, Johnston, Kilpatrick, Luton, Martin, O'Connor, Randle, Schuelein, Smith (Jerry L.), Taliaferro, Terrill and York.—21.

Nay: Boatner, Capps, Combs, Crutcher, Cullison, Dahl, Green, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, Pierce, Porter, Rozell, Shedrick, Smith (Finis), Stipe, Tinsley, Watson and Young.—26.

Excused: Winn.—1.

The bill failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1072, 1073, 1078, 1082, 1096, 1097, 1195, 1272 and 1287 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 315 and 318 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 1124 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1124** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1124** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1124 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—46.

Excused: Porter and Winn.—2.

The bill and emergency passed.

HB 1124 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1111**, as amended.

Advising Conference granted on Engrossed **SBs 25, 26 and 27**, and naming House Conferees as follows: Deatherage, Barker and Draper.

PENDING SENATE ACTION — HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1301** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Finis Smith, Luton and Clifton.

Upon motion of Senator Martin, the request of the Honorable House for conference on **HBs 1075, 1099 and 1161** was ordered granted, said bills referred to GCCA.

CONFEREES NAMED

President Pro Tempore York appointed the following Senate Conferees:

HB 1343 — Crow, Stipe and Kilpatrick.

GENERAL ORDER

HB 1366 by Baughman, Dunn and Vaughn of the House and York of the Senate was read and considered.

Senator Combs moved to amend **HB 1366**, Page 66, Lines 7 through 9, by striking the language "or manufactured home license registration decal", which amendment was declared adopted.

Senator York moved that **HB 1366**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1366** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1366 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—45.

Excused: Giles, Porter and Winn.—3.

The bill passed.

HB 1366 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 315 and 318**.

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

HB 1047 by Abbott, et al, of the House and Luton of the Senate was read and considered.

Senators Schuelein, Terrill and Howell asked to be named coauthors of **HB 1047**, which was the order.

Senator Stipe asked unanimous consent to amend **HB 1047**, Page 1, by crippling the Title, to which request objection was heard.

Senator Stipe moved to amend **HB 1047**, Page 15, Lines 4 and 5 by changing the words and figure "ten percent (10%)" to read "fifteen percent (15%)".

Senator Luton moved to table the Stipe motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Crow, Cullison, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Tinsley, Watson, York and Young.—30.

Nay: Boatner, Branch, Cate, Combs, Crutcher, Cummins, Dahl, Dennis, Green, Howard, McCune, O'Connor, Porter, Stipe, Taliaferro and Terrill.—16.

Excused: Smith (Finis) and Winn.—2.

Senator York moved to amend **HB 1047**, Page 1, by striking the Title, which amendment was declared adopted.

Senator Cate moved to amend **HB 1047**, Page 15, Line 9½, by adding a new Section 4 to read as follows:

"Section 4. 74 O.S. 1971, Section 910, as last amended by Section 3, Chapter 317, O.S.L. 1980 (74 O.S. Supp. 1980, Section 910), is amended to read as follows:

Section 910. (1) An eligible employer may join the System in January of any year. Application for affiliation shall be in the

form of a resolution approved by the governing or legislative body of the eligible employer or by any other body or officer authorized by the law or recognized by the Board to approve such resolution or action; provided, that no county hospital, city or town, or any public or private trust in which a county, city or town participates and is the primary beneficiary shall become a participating employer except by the adoption of a resolution therefor, unless otherwise provided in this act. Upon the filing of a certified copy of such resolution with the Board, the employer shall become a participating employer on January 1 of the year immediately following the filing of such election with the Board. **[Such] EXCEPT AS PROVIDED BELOW, SUCH election shall be final and irrevocable and any employer now or hereafter participating in the System shall not be permitted to withdraw from the System under any circumstances, including a change in legal identity of such employer, where the purpose and functions of such employer remain essentially the same as at the time of filing of entry into the System. Provided, HOWEVER, ANY COUNTY HOSPITAL JOINING THE SYSTEM DURING THE PERIOD COMMENCING MAY 30, 1973, AND ENDING JUNE 6, 1976, SHALL BE PERMITTED TO WITHDRAW FROM THE SYSTEM BY THE ADOPTION OF A RESOLUTION THEREFOR BY THE HOSPITAL BOARD OF CONTROL. UPON THE FILING OF A CERTIFIED COPY OF SUCH RESOLUTION WITH THE BOARD, SUCH COUNTY HOSPITAL SHALL CEASE TO BE A PARTICIPATING EMPLOYER ON THE FIRST DAY OF THE MONTH IMMEDIATELY FOLLOWING THE FILING OF SUCH RESOLUTION WITH THE BOARD. THE EMPLOYEES OF ANY SUCH COUNTY HOSPITAL WITHDRAWING FROM THE SYSTEM SHALL BE CONSIDERED AS TERMINATING THEIR EMPLOYMENT PURSUANT TO SECTION 917 OF THIS TITLE. FURTHER PROVIDED, however, any county having a population of less than**

four hundred thousand (400,000), according to the latest Federal Decennial Census, shall become a participating employer on January 1, 1974, notwithstanding any other provision of statute.

(2) The State of Oklahoma, in its capacity as an eligible employer, shall become a participating employer on the first entry date and thereafter on the entry date immediately following the creation of any state agency not now in existence.

(3) The employees of any county hospital, city or town, and any public or private trust in which a county, city or town participates and is the primary beneficiary which becomes a participating employer from and after January 2, 1975, shall receive no credit for prior service.

(4) From and after the passage of this act, no county hospital[,], or county or state governmental agency, shall institute a retirement system other than as provided for in this act[,], except as to any other supplemental retirement plans otherwise expressly provided for by law.", which amendment was declared adopted.

Senator Boatner moved to amend **HB 1047**, Page 15, by adding after the adopted Cate amendment a new Section 5 to read as follows: "Section 5. Non-classified personnel shall be eligible to participate in said retirement system upon completing 10 years service credit and participation in the system shall be the same as classified personnel in contributions and benefits following entry into system.", which amendment was declared failed of adoption upon a division of the question.

Senator Luton moved that **HB 1047**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1047** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1047 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—44.

Nay: Young.—1.

Excused: Moore, Smith (Finis) and Winn.—3.

The bill and emergency passed.

HB 1047 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 253**; **SB 323**, coauthored by Henry and Reimer; and **SJR 7**.

The above numbered Bills and Resolution were referred for enrollment.

SPECIAL INTRODUCTIONS

Senator Combs 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.

Introduced by Senator Combs were the following: First Place: Jeff Boyd, Oklahoma City; Third Place: Blair Goto, Oklahoma City; Fifth Place: Kathleen Stevens, Oklahoma City; Eighth Place: Sandra Griffith, Oklahoma City.

Introduced by Senator Cummins were the following: Second Place: Cindy McQueen, Broken Arrow; Sixth Place: Margie Stricker, Broken Arrow; Seventh Place: Curtis Watkins; Tenth Place: Kathy Page, Broken Arrow.

Introduced by Senator Terrill, on behalf of himself and Senator Taliaferro was the Fourth Place winner, Tim Watson, Lawton and the Ninth Place winner, Kim Stein, Oklahoma City, was introduced by Senator McCune.

Senator Combs presiding.

GENERAL ORDER

HB 1360 by Draper, et al, of the House and York, Combs and Crutcher of the Senate was read and considered.

Senator Boatner asked to be named a co-author of **HB 1360**, which was the order.

Senator Keller moved to amend **HB 1360**, Page 5, Line 14, by adding after the word "year." a new paragraph 4, as follows: "4. All persons age 65 years and older shall be entitled to an exemption of \$6,000.00 on determining their taxable income for State income tax. This exemption shall be in lieu of any other exemptions from income tax or retirement income and not in addition thereto.", which amendment was withdrawn upon request of Senator Keller.

Senator York moved that **HB 1360**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1360** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1360 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—44.

Excused: Moore, Porter, Randle and Winn.—4.

The bill and emergency passed.

HB 1360 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 258** were read and rejected upon motion of Senator Jerry Smith; Conference requested and Senate Conferees appointed as follows: Senators Jerry Smith, Combs and Leonard.

GENERAL ORDER

HB 1283 by Manar, et al, of the House and Terrill of the Senate was read and considered.

Senators Watson and McCune asked to be named coauthors of **HB 1283**, which was the order.

Senator Terrill moved to amend **HB 1283**, Page 3, Line 5, by adding after the word

“district” and before the word “within” the following language: “and the State Superintendent of Public Instruction”.

Senator Rozell moved to table the Terrill motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Lamb, Landis, Leonard, Luton, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Smith (Jerry L.), Stipe, Tinsley and Young.—29.

Nay: Combs, Cummins, Dennis, Johnston, Keating, Keller, Kilpatrick, McCune, McDaniel, Martin, O'Connor, Shedrick, Smith (Finis), Taliaferro, Terrill and Watson.—16.

Excused: Porter, Winn and York.—3.

Senator Terrill moved that **HB 1283**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1283** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1283 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and Watson.—37.

Nay: Boatner, Clifton, Leonard, Rozell, Schuelein, Smith (Jerry L.) and Young.—7.

Excused: Crow, Porter, Winn and York.—4.

The bill and emergency passed.

HB 1283 was referred for engrossment.

GENERAL ORDER

HB 1284 by Manar, et al, of the House and Terrill of the Senate was read and considered.

Senator Watson asked to be named a co-author of **HB 1284**, which was the order.

Senator Keating moved to amend **HB 1284**, Page 2, Lines 13 and 14, by striking Section 3, and renumbering, which amendment was declared adopted.

Senator Terrill moved that **HB 1284**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1284** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1284 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe,

Taliaferro, Terrill, Tinsley, Watson and Young.—45.

Excused: Porter, Winn and York.—3.

The bill and emergency passed.

HB 1284 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 292** were read and rejected upon motion of Senator York; Conference requested and Senate Conferees appointed as follows: Senators York, Kilpatrick and Randle.

GENERAL ORDER

HB 1029 by Hobson and Monks of the House and Cate of the Senate was read and considered.

Senator Cate moved to amend **HB 1029**, Page 15, Line 16, as follows: By deleting the word "manually" on line 16, which amendment was declared adopted.

Senator Cate moved that **HB 1029**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1029** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1029 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb,

Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—45.

Excused: Leonard, Porter and Winn.—3.

The bill and emergency passed.

HB 1029 was referred for engrossment.

THIRD READING

HB 1039 was read for the third time at length.

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

Aye: Branch, Capps, Clifton, Combs, Crutcher, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill and York.—26.

Nay: Boatner, Cain, Cate, Cullison, Cummins, Dahl, Howard, Howell, Keller, Moore, O'Connor, Pierce, Rozell, Smith (Jerry L.), Tinsley, Watson and Young.—17.

Excused: Crow, Dennis, Leonard, Porter and Winn.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Terrill moved that the vote be reconsidered whereby **HB 1039** passed.

PENDING CONSIDERATION OF HAS

HAs to **SB 223** were read and concurred in upon motion of Senator Taliaferro.

SB 223, 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: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Watson, York and Young.—35.

Nay: Boatner, Cate, Crow, Howard, Pierce, Rozell, Smith (Finis), Stipe and Tinsley.—9.

Excused: Dennis, Keller, Porter and Winn.—4.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

SPECIAL REQUEST

Senator Finis Smith moved that the following observation be incorporated in the Journal: "The undersigned hereby agree that Senator Cate is the only member of the Oklahoma Senate that can sound as if he was conducting a filibuster one minute after he is recognized!" /s/ F. Smith, Martin, Lamb, Howell, Schuelein, Watson, Watson, York, Stipe, Terrill.

PENDING CONSIDERATION OF HAS

HAs to **SJR 1** were read and concurred in upon motion of Senator Crutcher.

SJR 1, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson and York.—38.

Nay: Johnson, Smith (Finis), Smith (Jerry L.) and Young.—4.

Excused: Dennis, Howard, Keller, Porter, Tinsley and Winn.—6.

The resolution and emergency passed.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to **SJR 9** were read and concurred in upon motion of Senator McDaniel.

Senator Terrill asked to be named a co-author of **SJR 9**, which was the order.

SJR 9, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro,

Terrill, Tinsley, Watson, York and Young.—42.

Excused: Dennis, Keating, Keller, Leonard, Porter and Winn.—6.

The resolution and emergency passed.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

HB 1306 — Judiciary.

HB 1353 — Judiciary, coauthored by Miller (Principal Senate author).

HB 1421 — Judiciary, coauthored by Kil-

patrick (Principal Senate author).

HJR 1020 — Appropriations, coauthored by Rozell (Principal Senate author).

DO PASS, as amended:

HB 1068 — Appropriations.

HB 1076 — Appropriations.

HB 1322 — Judiciary, coauthored by Cummins (Principal Senate author).

HB 1367 — Finance, coauthored by Cate, Lamb and Porter.

HB 1422 — Judiciary, coauthored by Kilpatrick (Principal Senate author).

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 15, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 4:25 p.m. to meet Wednesday, April 15, 1981, at 1:30 p.m.

Fifty-eighth Legislative Day

Wednesday, April 15, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Johnson, the guest of Senator Keller.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Harry Wilson, Oklahoma City, as member to the Board of Regents of South Oklahoma City Junior College.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 148, 154, 179 and 197.**

The above numbered Bills were referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HB 1111.**

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

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 44
SB 47
SB 57
SB 113
SB 184
SB 332
SB 333

INTRODUCTIONS

Senator McCune introduced Gary Mas-sad, M.D., Oklahoma City, as Doctor of the Day.

Senator Taliaferro introduced his daughter, Denise.

GENERAL ORDER

HB 1303 by Hamilton, et al, of the House and Keating, Cain and Keller of the Senate was read and considered.

Senators Combs and Cate asked to be named coauthors of **HB 1303**, which was the order.

Senator Clifton moved to amend **HB 1303**, Page 2, Lines 1 and 2, by inserting after the word "female" and before the word "under" the following language: ", not the spouse of the perpetrator," and by striking all language on Lines 8 through 10 on Page 3, and renumbering subsequent paragraph.

Senator Shedrick moved to table the Clifton motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Combs, Green, Johnson, Keating, Leonard, O'Connor, Randle, Shedrick, Smith (Jerry L.) and Terrill.—11.

Nay: Boatner, Branch, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnston, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Rozell, Schuelein, Smith (Finis), Taliaferro, Watson, Winn, York and Young.—32.

Excused: Crow, Kilpatrick, Porter, Stipe and Tinsley.—5.

The Chair advised the Senate that Senators Crow and Kilpatrick, having been present in the Chamber at the time the vote was taken on the Shedrick motion to table the Clifton amendment to **HB 1303** would be shown voting "No" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 11. Nay: 34. Excused: 3.

On the question of adoption of the Clifton motion to amend, it was declared adopted upon a division of the question.

Senator Keating moved that **HB 1303**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1303** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1303 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rand', Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Porter.—1.

The bill passed.

HB 1303 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 1 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 concurrence in **SAs** to and passage of Engrossed **HBs 1062, 1197, 1272** and **1287**, as amended.

Advising rejection of **SAs** to Engrossed **HBs 1072, 1073, 1078, 1082** and **1100** requesting Conference and referring same to GCCA.

GENERAL ORDER

HB 1189 by Henry and McCorkell of the House and Clifton of the Senate was read and considered.

Senator Howell moved to amend **HB 1189**, Page 2, Lines 1 through 17, by striking all new language and restoring current and existing language, which amendment was declared adopted.

Senator Clifton moved to amend **HB 1189**, Page 5, Line 7½, by adding a new Section 2 to read as follows: "Section 2. The question of custody of a minor child upon the death of the custodial parent shall always be based upon what is in the best interests of the minor child.", and renumbering subsequent Section, which amendment was declared adopted.

Senator Clifton moved that **HB 1189**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1189** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1189 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Mar-

tin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Keller and Porter.—2.

The bill and emergency passed.

HB 1189 was referred for engrossment.

PENDING CONSIDERATION OF HAS

Has to **SBs 44, 47** and **57** were read and rejected upon motion of Senator Randle, Conference requested and said bills referred to GCCA.

Senator Schuelein presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1029, 1047, 1083, 1102, 1124, 1283, 1284, 1360 and **1366** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1098**, requesting Conference and referring same to Joint Conference Committee on Retirement Laws.

Advising Conference granted on Engrossed **SBs** and **SCR**, and naming House Conferees as follows:

SB 258 — Ford, Vaughn and Holden.

SB 292 — Deatherage, Draper and Barker.

SCR 3 — Shurden, McIntyre and Gray.

GENERAL ORDER

HB 1323 by Shurden and Barker of the House and Terrill of the Senate was read and considered.

Senator Terrill moved that **HB 1323** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1323** was placed on Third Reading.

THIRD READING

HB 1323 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Keller and Porter.—2.

The bill and emergency passed.

PENDING CONSIDERATION OF HAS

HAs to **SB 332** were read and rejected upon motion of Senator Johnson; Conference requested and Senate Conferees appointed as follows: Senators Johnson, Miller and Schuelein.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1131**, requesting Conference and naming Conferees as follows: Mentzer, Twidwell and Harbin.

Advising Conference granted on Engrossed **SBs 44, 47 and 57**, and referring same to **GCCA**.

GENERAL ORDER

HB 1192 by Draper of the House and Terrill and Green of the Senate was read and considered.

Senator Terrill moved to amend **HB 1192**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1192**, Page 12, Line 1½, by adding new Sections 6 and 7, to read as follows:

“Section 6. Section 10, Chapter 255, O.S.L. 1972 (59 O.S. Supp. 1980, Section 1510) is amended to read as follows:

Section 1510. A. No pawnbroker may contract for, charge or receive any amount as a charge in connection with a pawn transaction other than a pawn finance charge, and no pawn finance charge calculated according to the actuarial method shall exceed an amount equal to twenty percent (20%) of the amount financed which does not exceed Fifty Dollars (\$50.00), financed for one month; fifteen percent (15%) of that amount financed which is more than Fifty Dollars (\$50.00) but does not exceed One Hundred Dollars (\$100.00), financed for one month, ten percent (10%) of that amount financed which is more than One Hundred Dollars (\$100.00) but does not exceed Two Hundred Dollars (\$200.00), financed for one month; and five percent (5%) of that amount financed which is more than Two Hundred Dollars (\$200.00), but does not exceed Five Hundred Dollars (\$500.00), financed for one month; three percent (3%) of that amount financed which is more than Five Hundred Dollars (\$500.00) but does not exceed One Thousand Dollars (\$1,000.00), financed for one month; and one and one-half percent (1½%) of that amount financed which is more than One Thousand Dollars (\$1,000.00), financed for one month. Provided, however, a minimum pawn finance charge not to exceed One Dollar (\$1.00) may be charged in lieu of the rates stated herein

without regard to the amount financed. In no case shall the amount financed exceed Twenty-five Thousand Dollars (\$25,000.00).

B. 1. Refinancing of Pawn Transaction. The maturity date of any pawn transaction may be changed to a subsequent date, one or more times, by agreement between the customer and the pawnbroker, evidenced by a writing as for a new transaction and all disclosures shall be made to the customer as in the case of a new pawn transaction in accordance with this act, and in such case the pawnbroker may contract for and receive a pawn finance charge computed in accordance with this section as for a new transaction.

2. CREDIT RENEWAL TRANSACTIONS. ANY RENEWAL OF AN EXTENSION OF CREDIT PROVIDING FOR PAYMENT OF THE FULL PRINCIPAL SUM ON A SPECIFIED DATE SHALL NOT BE CONSIDERED A REFINANCING AND NO DISCLOSURES NEED BE MADE IN CONNECTION WITH SUCH RENEWAL, PROVIDED:

(a) ALL DISCLOSURES REQUIRED UNDER THIS PART WERE MADE IN CONNECTION WITH THE ORIGINAL EXTENSION OF CREDIT OR A PRIOR RENEWAL THEREOF;

(b) THE AMOUNT OF THE RENEWAL DOES NOT EXCEED THE AMOUNT OF THE UNPAID BALANCE PLUS ANY ACCRUED AND UNPAID FINANCE CHARGE;

(c) THE ANNUAL PERCENTAGE RATE (OR RATES) PREVIOUSLY DISCLOSED IS NOT INCREASED; AND

(d) THE PERIOD FOR WHICH THE RENEWAL IS MADE DOES NOT EXCEED BY MORE THAN FOUR (4) DAYS THE PERIOD OF THE EXTENSION OF CREDIT FOR WHICH DISCLOSURES WERE MADE.

IN INSTANCES IN WHICH DISCLOSURES ARE REQUIRED TO BE MADE AND RENEWAL IS MADE BY MAIL, THE CREDITOR MAY NOT KNOW WHETHER THE CUSTOMER WILL REDUCE HIS OBLIGATION BY A PAYMENT ON PRINCIPAL OR, IF REDUCED, THE AMOUNT OF THAT REDUCTION, THE CREDITOR SHOULD THEN DISCLOSE ON THE ASSUMPTION THAT THERE WILL BE NO REDUCTION.

C. Limitation on Charges. Except as otherwise expressly provided for in this act, no pawnbroker may contract for or receive any amount as a charge in connection with a pawn transaction.

D. Additional Pawn Finance Charges. Pledged goods not redeemed by the customer on or before the date fixed as the maturity date for the transaction in the pawn agreement or disclosure statement delivered, shall be held by the pawnbroker for at least thirty (30) days following such date, and may be redeemed by the customer within such period by the payment of the originally agreed redemption price and the payment of an additional pawn finance charge equal to one-thirtieth of the original monthly pawn finance charge for each day following the original maturity date including the day on which the pledged goods are finally redeemed.

E. Refunds. The pawn finance charges authorized in this section shall be deemed to be earned at the time the pawn transaction is made and shall not be subject to refund, except as otherwise provided for in Section 9, subsection E, Consolidation.

Section 7. The provisions of this act are severable and if any part or provision shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act."

Senator Jerry Smith requested a ruling of the Chair on the subject matter in the Terrill amendment as not being germane to the intent and content of **HB 1192**.

The Presiding Officer ruled that the Senate would determine whereby the Terrill amendment was germane.

Senator O'Connor moved to table the Terrill motion to amend, which motion to table was declared adopted.

Senator York moved to amend **HB 1192**, Page 2, Lines 12 and 13, by deleting after the word "state" and before the word "and" on Line 13 the language: "or is a teaching professor of architecture", which amendment was declared adopted.

Senator Terrill moved that **HB 1192**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1192** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1192 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Keller, Porter and Randle.—3.

The bill passed.

HB 1192 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 1**.

The above numbered Enrolled Resolution was referred to the Governor.

PENDING CONSIDERATION OF HAS

HAS to **SB 113** were read and rejected upon motion of Senator Crutcher; Conference requested and Senate Conferees appointed as follows: Senators Crutcher, Stipe and Rozell.

GENERAL ORDER

HB 1046 by Riggs, et al, of the House and Terrill of the Senate was read and considered.

Senator Martin moved to amend **HB 1046**, Page 2, Line 5, by striking after the word "report" and before the word "who" all language and substitute: "of each child in the Department's custody," which amendment was declared adopted.

Senator Shedrick moved to amend **HB 1046**, Page 1, Line 2, by adding after the word "child" and before the word "from" the following language: ", a child in need of supervision or a delinquent child", which amendment was declared adopted.

Senator Terrill moved that **HB 1046**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1046** was considered engrossed and placed on Third Reading.

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: Branch, Cain, Capps, Cate, Clifton, Combs, Cummins, Dahl, Dennis, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—29.

Nay: Boatner, Crow, Crutcher, Cullison, Giles, Howard, Howell, Landis, Luton, McDaniel, Martin, Miller, Rozell, Schuelein and Young.—15.

Excused: Keller, Porter, Randle and Stipe.—4.

The bill passed.

Senators Landis, Crutcher, Cullison, Martin, Luton and McDaniel 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 1046 was referred for engrossment.

GENERAL ORDER

HB 1181 by Joiner and Hooper of the House and Kilpatrick of the Senate was read and considered.

Senator Kilpatrick moved that **HB 1181** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1181** was placed on Third Reading.

THIRD READING

HB 1181 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Crow, Keller, Porter, Randle and Stipe.—5.

The bill passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 223, 253, 323 and **SJR 7** and **9** 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 1391 by Monks, Draper and Deathea of the House and Kilpatrick of the Senate was read and considered.

Senator Kilpatrick moved that **HB 1391** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1391** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1391 was 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, Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Excused: Cain, Crow, Cummins, Johnston, Keller, Porter, Randle and Stipe.—8.

The bill and emergency passed.

HB 1391 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 6 were called up for consideration.

Senator Watson moved that the Senate concur in **HAs to SB 6**, which motion was declared adopted.

Senator Watson moved that the vote be reconsidered whereby the **HAs to SB 6** were adopted, which motion was declared adopted.

HAs to SB 6 were rejected upon motion of Senator Watson; Conference requested and Senate Conferees appointed as follows: Senators Watson, O'Connor and Boatner.

PENDING CONSIDERATION OF HAS

HAs to SB 139 were read and concurred in upon motion of Senator Combs.

SB 139, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Cummins, Keller, Randle and Stipe.—4.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

**PENDING SENATE ACTION
HOUSE REQUEST FOR
CONFERENCE**

Upon motion of Senator Martin, the request of the Honorable House for conference on **HBS 1072, 1073, 1078, 1082 and 1100**, was ordered granted, said bills referred to GCCA.

PENDING CONSIDERATION OF HAS

HAs to SB 305 were read and concurred in upon motion of Senator Howell.

SB 305, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-

lison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cummins, Dennis, Keller, Randle and Stipe.—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 342 were read and concurred in upon motion of Senator York.

SB 342, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Keller, Randle and Stipe.—3.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1388 by Feddersen, et al, of the House and Tinsley of the Senate was read and considered.

Senators Finis Smith and Tinsley moved to amend **HB 1388**, Page 5, Line 4, by inserting after the word "of" and before the word "railroad" the following language: "state owned", which amendment was declared adopted.

Senators Finis Smith and Tinsley moved to amend **HB 1388**, Page 5, Lines 5 through 13 by striking after the word "trackage" on Line 5 all the remaining language on Lines 5, 6, 7, 8, 9, 10, 11, 12 and through the word "receive" on Line 13, which amendment was declared adopted.

Senators Finis Smith and Tinsley moved to amend **HB 1388**, Page 6, Line 7, by adding after the word "Department" the following new language: "that are not inconsistent with or contrary to the prohibitions and restrictions of Oklahoma law or public interest.", which amendment was declared adopted.

Senators Finis Smith and Tinsley moved to amend **HB 1388**, Page 9, Line 10, by adding after the word "thereon." the following language: "No state funds except those appropriated for the purposes of this Act shall be expended by the Department of Transportation in furtherance of the provisions of this Act.", which amendment was declared adopted.

Senator Tinsley moved that **HB 1388**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1388** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1388 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Nay: Combs, Smith (Finis) and Smith (Jerry L.).—3.

Excused: Keller, Randle, Stipe and Winn.—4.

The bill and emergency passed.

HB 1388 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 223, 253** and **323** and **SJR**s **7** and **9**.

The above numbered Enrolled Bills and Resolutions were referred to the Governor.

COMMITTEE REPORTS

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

DO PASS:

HB 1200 — Business and Labor.

HB 1211 — General Government, and be referred to the Consent Calendar.

HB 1212 — General Government, and be referred to the Consent Calendar.

HB 1255 — General Government, and be referred to the Consent Calendar.

HB 1397 — Business and Labor, co-authored by Terrill (Principal Senate author).

HB 1411 — Appropriations, coauthored by Cummins.

HB 1426 — Business and Labor, co-authored by Smith (Finis) (Principal) and Howard of the Senate.

DO PASS, as amended:

HB 1167 — Finance.

HB 1188 — Finance, coauthored by Howard.

HB 1194 — Business and Labor.

HB 1229 — Finance.

HB 1236 — Appropriations.

HB 1264 — Appropriations.

HB 1266 — Finance.

CS for **HB 1289** — Finance.

HB 1292 — Appropriations.

HB 1419 — Appropriations.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 16, 1981, at 11:00 a.m., which motion prevailed.

BILLS RELEASED

HBs 1181 and **1323** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 3:20 p.m. to meet Thursday, April 16, 1981, at 11:00 a.m.

Fifty-ninth Legislative Day

Thursday, April 16, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Crow, Dahl, Dennis, Luton and Shedrick.—5.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Johnson, the guest of Senator Keller.

SPECIAL COMMITTEE APPOINTMENT

Pursuant to Section 452.6 of Title 74 of the Oklahoma Statutes, President Pro Tempore York appointed the following Senators to serve on the Joint Retirement Laws Com-

mittee: Kilpatrick, Chairman; Young, Watson, Randle, Combs and Boatner.

Senator Schuelein presiding.

SPECIAL INTRODUCTION

Senator Cate introduced a group representing the TKE fraternity, who is traveling across the country on a charitable effort to raise funds for St. Jude's Hospital, Memphis, Tennessee. Senator Cate asked unanimous consent that the fraternity members be allowed privileges of the floor to receive a Citation of Commendation from the Senate, which was the order. Mr. John Seikel, National President of TKE responded to the honor in a brief address to the Senate.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 48

SB 149, coauthored by Barker, Whorton and Lancaster.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1046, 1189, 1192, 1303, 1388 and 1391 were each correctly engrossed and,

together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 148, 154, 305 and 342 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 1062, 1181, 1197, 1272, 1287 and 1323**.

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

INTRODUCTIONS

Senator Green introduced Roger Good, M.D., Tulsa, as Doctor of the Day.

Senator McDaniel introduced Debra Thomas, R.N., Stonewall, as Nurse of the Day.

GENERAL ORDER

HB 1038 by Twidwell, et al, of the House and Johnson of the Senate was read and considered.

—Senator Lamb asked to be named a co-author of **HB 1038**, which was the order.

Senator Keating moved to amend **HB 1038**, Page 1, Line 1, through Page 2, Line 6, by striking all language through the period after the word “guardian” and substituting the following: “No person under the age of eighteen (18) years shall consume non-intoxicating beverages as defined in Title 37 O.S. § 163.1 in any public place. Any person violating this Section shall be guilty of a misdemeanor and punished by imprisonment in the county jail not exceeding 30 days and a fine not exceeding \$500.00 or by both such imprisonment and fine.”

Senator Johnson moved as an in lieu motion to the Keating motion to amend, to amend **HB 1038**, Page 1, Line 1, through Page 2, Line 6, by striking all language through the period after the word “guardian” and substituting the following: “No person under the age of eighteen (18) years shall consume nonintoxicating beverages as defined in Title 37 O.S. § 163.1 in any public place. Any person violating this Section shall be guilty of a misdemeanor and punished by a fine not to exceed One Hundred Dollars (\$100.00) or by appropriate community service not to exceed twenty (20) hours.”

Senator Keating asked unanimous consent that his amendment to **HB 1038** be withdrawn and that his name be added as a co-author to the Johnson amendment, which was the order.

On the question of adoption of the Johnson-Keating amendment, it was declared adopted.

Senator Johnson moved that **HB 1038**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1038** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1038 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein,

Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Excused: Crow, Dahl, Dennis, Luton, Shedrick, Stipe and York.—7.

The bill passed.

HB 1038 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 48 were read and rejected upon motion of Senator Randle; Conference requested and said bill referred to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1131** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Branch, Landis and Dennis.

Upon motion of Senator Martin, the request of the Honorable House for conference on **HB 1098** was ordered granted, said bill referred to the Joint Retirement Laws Committee.

GENERAL ORDER

HB 1136 by Glover, et al, of the House and Taliaferro of the Senate was read and considered.

Senators Combs and Cummins asked to be named coauthors of **HB 1136**, which was the order.

Senator Taliaferro moved that **HB 1136**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1136** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1136 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Crow, Dahl, Dennis, Luton, Porter, Shedrick and Stipe.—7.

The bill passed.

HB 1136 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 232 were read and concurred in upon motion of Senator Randle.

SB 232, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Crow, Dahl, Dennis, Luton, Shedrick and Stipe.—6.

The bill and emergency 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 1006, 1029, 1049** and **1118**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1124**, requesting Conference and naming Conferees as follows: Deatherage, Barker and Draper.

Advising Conference granted on Engrossed **SBs**, and naming House Conferees as follows:

SB 6 — Cole, Camp and Talley.

SB 113 — Fitzgibbon, Hobson and Murphy.

SB 332 — Thompson, Hill and Hopkins.

MOTIONS TO RECONSIDER VOTE

Senator Keating asked unanimous consent, which was granted, that the time be extended on the motion to reconsider the vote whereby **HB 1134** passed until Monday, April 20, the 60th Legislative Day.

Senator Howell moved that the vote be reconsidered whereby **HB 1228** passed, which motion to reconsider was tabled upon motion of Senator Giles.

HB 1228 was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1083, 1097** and **1102**, requesting Conference and referring same to GCCA.

Advising rejection of **SAs** to Engrossed **HB 1047**, requesting Conference and re-

ferring same to Joint Conference Committee on Retirement Laws.

Senator Finis Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 139, 179 and **197** were each 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 and requesting the Honorable Senate to withdraw Engrossed **SB 84** from GCCA in order to refer said bill to a Special Conference Committee to be named later.

Advising passage of and returning Engrossed **SB 88**.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1120**, requesting Conference and naming Conferees as follows: Henry, Harris and McCorkell.

COMMITTEE REPORTS

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

DO PASS:

HB 1184 — Agriculture, coauthored by Taliaferro (Principal Senate author).

HB 1230 — General Government, coauthored by Capps (Principal Senate author) and be referred to the Consent Calendar.

HB 1250 — Agriculture.

HB 1261 — Policy, coauthored by Terrill (Principal Senate author).

HB 1334 — General Government, co-authored by Johnston (Principal) and Crutcher and Johnson of the Senate.

HB 1396 — Education, Remove Randle as Author and show York as Principal Senate Author and coauthored by Randle and Cain.

HB 1410 — Business and Labor.

HB 1418 — Education.

HB 1420 — Policy, coauthored by Clifton (Principal Senate author).

HB 1423 — Human Resources.

HJR 1017 — Policy, coauthored by Young (Principal Senate author).

DO PASS, as amended:

HB 1119 — Appropriations.

HB 1166 — Policy, coauthored by Smith (Finis) (Principal Senate author).

HB 1170 — Policy.

HB 1183 — Appropriations, coauthored by Landis.

CS for HB 1207 — General Government, coauthored by Stipe.

HB 1227 — Business and Labor.

HB 1233 — Policy, coauthored by Terrill (Principal Senate author).

CS for HB 1234 — Finance, coauthored by Combs, Smith (Finis) and Watson.

HB 1294 — Education, coauthored by McDaniel (Principal Senate author), and be referred to the Consent Calendar.

HB 1305 — Business and Labor, coauthored by Combs.

HB 1315 — Agriculture.

HB 1339 — Human Resources.

HB 1350 — General Government.

HB 1357 — Education.

HB 1362 — Policy, coauthored by Johnston (Principal Senate author).

CS for HB 1371 — Judiciary.

HB 1390 — General Government, co-authored by Winn.

HB 1424 — Business and Labor.

HJR 1016 — Business and Labor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs **139, 148, 154, 179, 197, 305** and **342**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 16, 1981, of Enrolled SBs **14, 210, 215, 222, 315** and **318** and **SJR 3**.

MESSAGES FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1005**, requesting Conference and naming Conferees as follows: Barker, Harbin and Sherrer.

Advising rejection of SAs to Engrossed **HB 1195**, requesting Conference and naming Conferees as follows: Davis (Guy), Barker and Kelly.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 20, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 11:45 a.m. to meet Monday, April 20, 1981, at 1:30 p.m.

Sixtieth Legislative Day

Monday, April 20, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Cummins, Howell, Luton and Moore.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Oscar Wilkie, First United Methodist Church, Grove, the guest of Senator Dennis.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1006, 1029, 1049, 1118 and 1228.

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

GENERAL ORDER

HB 1053 by Fitzgibbon and Vaughn of the House and Crutcher of the Senate was read and considered.

Senator Crutcher moved to amend **HB 1053**, Page 17, Line 15, by striking all of Section 4 and inserting a new Section 4 and inserting a new Section 4 to read as follows:

“Section 4. This Act shall become effective July 1, 1982.”, which amendment was declared adopted.

Senator Crutcher moved that **HB 1053**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1053** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1053 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson, York and Young.—38.

Excused: Cate, Cummins, Howell, Johnston, Luton, Moore, Pierce, Terrill, Tinsley and Winn.—10.

The bill passed.

HB 1053 was referred for engrossment.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 34

SB 45

SB 54

SB 257

SB 263, coauthored by Mason, McCorrell, Lewis, Arnold and Williams (Penny).

SB 283

GENERAL ORDER

HB 1178 by Deatherage, Lewis and Henry of the House and McDaniel of the Senate was read and considered.

Senator McDaniel moved that **HB 1178** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1178** was placed on Third Reading.

THIRD READING

HB 1178 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson, Winn, York and Young.—39.

Excused: Cate, Cummins, Howell, Johnston, Luton, Moore, Pierce, Terrill and Tinsley.—9.

The bill passed.

GENERAL ORDER

HB 1203 by Johnson of the House and Johnson of the Senate was read and considered.

Senator Johnson moved that **HB 1203** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1203** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1203 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Green, Howard, John-

son, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Watson, Winn, York and Young.—39.

Nay: Giles and Smith (Jerry L.).—2.

Excused: Cummins, Howell, Luton, Moore, Pierce, Terrill and Tinsley.—7.

The bill and emergency passed.

HB 1203 was referred for engrossment.

Senator Schuelein presiding.

GENERAL ORDER

HB 1260 by Harbin and Anderson (Don) of the House and Johnson of the Senate was read and considered.

Senator Johnson moved that **HB 1260** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1260** was placed on Third Reading.

THIRD READING

HB 1260 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson, Winn, York and Young.—41.

Excused: Cummins, Howell, Luton, Moore, Pierce, Terrill and Tinsley.—7.

The bill and emergency passed.

INTRODUCTION

Senator Branch introduced Nancy Stickney, R.N., Oklahoma City, as Nurse of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1038 and **1136** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 88 and **232** 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 HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House to withdraw Engrossed **SB 84** from GCCA and refer said bill to Special Conference was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators York, Randle and Kilpatrick.

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1120 — Smith (Finis), Luton and Howell.

HB 1195 — Johnson, Shedrick and Capps.

HB 1005 — Luton, Clifton and Keating.

HB 1124 — Randle, Kilpatrick and York.

HB 1047 — Joint Retirement Laws Committee.

HB 1083 — GCCA.

HB 1097 — GCCA.

HB 1102 — GCCA.

MESSAGE FROM THE HOUSE

Advising the appointment of the following Representatives as Conferees on the General Conference Committee on Appropriations:

Deatherage, Chairman
Barker, Vice Chairman

Abbott	Henry
Denman	Hobson
Duke	Hopkins
Dunn	Murphy
Fitzgibbon	Weichel
Fried	Willis
Glover	

Alternates:

Johnson	Thompson
Mentzer	Whorton
Taylor	

GENERAL ORDER

HB 1348 by Murphy, Hastings and Sherer of the House and Dennis of the Senate was read and considered.

Senator Dennis moved to amend **HB 1348**, Page 3, Line 1, by deleting after the word "February" the number "15" and inserting the number "1", which amendment was declared adopted.

Senator Dennis moved that **HB 1348**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1348** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1348 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, Dahl, Dennis, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—34.

Nay: Branch, Capps, Giles, Landis, Leonard, McCune and Schuelein.—7.

Excused: Cummins, Howell, Johnston, Luton, Moore, Pierce and Tinsley.—7.

The bill passed.

HB 1348 was referred for engrossment.

GENERAL ORDER

HB 1008 by Cole, et al, of the House and Cate and Shedrick of the Senate was read and considered.

Senator Cain moved to amend **HB 1008**, Page 3, Line 4, by striking the words "prior to" and substituting in lieu thereof the word "after" and by inserting after the word "suspension," the words "or prior to any", which amendment was declared adopted.

Senator Cate moved that **HB 1008**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1008** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1008 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Martin, O'Connor, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson and York.—29.

Nay: Capps, Giles, Johnson, Keating, Landis, Leonard, McCune, McDaniel, Miller, Pierce, Rozell, Winn and Young.—13.

Excused: Crow, Cummins, Howell, Luton, Moore and Tinsley.—6.

The bill passed.

Senator Jerry Smith desired to vote nay on the emergency.

Senators Landis, Giles, Capps, McDaniel and Winn 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 1008 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 88** and **232**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1046** and **1360**, requesting Conference and House Conferees to be named later.

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1189** and **1284**, as amended.

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

HB 1192 — Harris, Draper and McCaleb.

HB 1283 — Manar, Mentzer and Glover.

HB 1391 — Draper, Monks and Deathe-
rage.

UNANIMOUS CONSENT REQUEST

Senator Johnson asked unanimous consent that the members of the Committee on Executive Nominations be allowed to meet on this legislative day, which was the order.

PENDING CONSIDERATION OF HAS

HAs to **SB 257** were read and rejected upon motion of Senator Clifton; Conference requested and Senate Conferees appointed as follows: Senators Clifton, Cain and Keating.

GENERAL ORDER

HB 1207 by Hobson, Davis (Guy), Riggs and McCorkell of the House and Cate and Stipe of the Senate was read and considered.

Senator Cate moved to rerefer **HB 1207** to the Committee on General Government, with instructions to consider adoption of attached amendments.

Senator Terrill moved to amend the Cate motion by adding "said Committee shall return the bill to the full Senate within 8 legislative days."

Senator Cate raised a Point of Order and requested a ruling of the Chair on the possible violation of a Joint Rule that could alter the Committee action on **HB 1207** in considering and reporting said measure within the time limit stated in the Terrill amendment to the Cate motion.

The Chair ruled that the provisions of Joint Rule 17-5. would not allow the Senate to

consider subsequent Committee action on **HB 1207** for this 1st legislative session and sustained the Cate point of order.

Senator Terrill asked unanimous consent to withdraw the Terrill motion to amend the Cate motion on **HB 1207**, which was the order.

Senator Stipe moved to table the Cate motion to rerefer **HB 1207** to the Committee on General Government, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Clifton, Dennis, Giles, Green, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—26.

Nay: Branch, Cain, Cate, Combs, Crutcher, Cullison, Dahl, Howard, Johnston, Kilpatrick, Porter, Randle, Schuelein, Shedrick, Smith (Finis) and Young.—16.

Excused: Crow, Cummins, Howell, Lutton, Moore and Winn.—6.

Senator York moved to amend **HB 1207**, Page 1, by crippling the Title, which amendment was declared adopted upon the unanimous consent request of Senator Stipe.

Senator Combs moved to amend **HB 1207**, Page 5, Line 7, and Page 8, Line 13 through Page 16, Line 17, by striking after the word "shall" on Line 7 all language on Lines 7, 8, 9, 10 and 11 and inserting the following: "... require prior to planning, acquisition, or construction of electrical generation facilities the issuance of certificates of public convenience and necessity. Issuance of said certificate shall not be considered in any rate order issued by the Commission until after such approved facility has commenced serving the public in accordance with the terms of the certificate." and on

Page 8, by striking all language in Sections 2 through 10.

Senator Finis Smith presiding.

Senator Terrill raised a point of order and requested a ruling of the Chair that the Combs' amendments to **HB 1207** be considered as two separate motions to amend, to which point the Chair sustained.

The Presiding Officer directed the Clerk to read the following Combs amendment:

Senator Combs moved to amend **HB 1207**, Page 5, Line 7, by striking after the word "shall" on Line 7 all language on Lines 7, 8, 9, 10 and 11 and inserting the following: "... require prior to planning, acquisition, or construction of electrical generation facilities the issuance of certificates of public convenience and necessity. Issuance of said certificate shall not be considered in any rate order issued by the Commission until after such approved facility has commenced serving the public in accordance with the terms of the certificate.", which amendment was declared adopted upon a division of the question.

Senator Combs moved to amend **HB 1207**, Page 8, Line 13, by striking Sections 2 through 10 and renumbering.

Senator Stipe moved to table the Combs motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Crow, Cullison, Dennis, Giles, Green, Johnson, Keating, Lamb, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Rozell, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—26.

Nay: Cain, Cate, Clifton, Combs, Crutcher, Dahl, Howard, Johnston, Keller, Kilpatrick, Landis, Randle, Schuelein, Shedrick, Smith (Jerry L.) and Young.—16.

Excused: Cummins, Howell, Luton, Moore, Pierce and Porter.—6.

Senator McDaniel moved to amend **HB 1207**, Page 8, Line 12½, by inserting a new subsection as follows: "I. Electrical generation facility shall be taken to mean and include every corporation, association, company, individuals, their trustees, lessees, or receivers, successors or assigns including bodies politic that may now or hereafter own, operate, or manage any plant or equipment that furnishes electric current for light, heat or power for a fee to the public."

Senator Stipe moved that **HB 1207** be advanced, which motion to advance was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Crow, Dennis, Giles, Johnson, Kilpatrick, McDaniel, Martin, Miller, O'Connor, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—21.

Nay: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Green, Howard, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Pierce, Randle, Shedrick, Smith (Finis), Smith (Jerry L.) and Terrill.—22.

Excused: Cummins, Howell, Luton, Moore and Porter.—5.

On the question of adoption of the McDaniel motion to amend, it was declared failed of adoption.

Senator Cate moved to amend **HB 1207**, Page 9, Line 5, by striking paragraph 4 and substituting the following: "4. 'Proposed generating facilities' means any electrical power plants designed for, or capable of, operation at a capacity of one hundred (100) megawatts or more that is under construction or being planned by any provider of electricity in Oklahoma on or subsequent to the effective date of this Act;"

Senator Stipe moved that **HB 1207** be advanced, which motion to advance was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Crow, Dennis, Giles, Howard, Johnson, Martin, Miller, O'Connor, Rozell, Schuelein, Smith (Jerry L.), Stipe, Taliaferro, Watson, Winn, York and Young.—20.

Nay: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Green, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Randle, Shedrick, Smith (Finis), Terrill and Tinsley.—23.

Excused: Cummins, Howell, Luton, Moore and Porter.—5.

On the question of the Cate motion to amend, it was declared failed of adoption.

Senator McDaniel moved to amend **HB 1207**, Page 9, Line 1, by adding after the word "electricity" the following: "for a fee to the public;" which amendment was declared adopted.

President Pro Tempore York moved that **HB 1207** be advanced, with the explanation that the remaining amendments to said bill on the clerk's desk be considered by the conference committee, if in fact the bill passes the Senate on Third Reading and the amendments thereto rejected by the House, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1207**, as amended, was considered engrossed and placed on Third Reading.

THIRD READING

HB 1207 was read for the third time at length.

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

Aye: Boatner, Capps, Crow, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—25.

Nay: Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Howard, Keating, Landis, Leonard, McCune, Randle, Schuelein, Shedrick, Smith (Finis) and Terrill.—18.

Excused: Cummins, Howell, Luton, Moore and Porter.—5.

The bill passed.

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

Aye: Capps, Crow, Dennis, Giles, Johnson, Kilpatrick, Leonard, McDaniel, Martin, Miller, Rozell, Stipe, Taliaferro, Watson and York.—15.

Nay: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Green, Howard, Johnston, Keating, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Tinsley and Young.—27.

Excused: Cummins, Howell, Luton, Moore, Porter and Winn.—6.

The emergency failed.

HB 1207 was referred for engrossment.

GENERAL ORDER

HCR 1007 by Holt, et al, of the House and Cate, Green and O'Connor of the Senate was read and considered.

HCR 1007 was read at length, adopted upon motion of Senator Cate, properly

signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Keating moved that the time be extended on the motion to reconsider the vote whereby **HB 1134** passed until Monday, April 27, 1981, the 64th Legislative Day, which motion was declared adopted.

PENDING CONSIDERATION OF HAS

Has to **SB 283** were read and rejected upon motion of Senator Schuelein; Conference requested and Senate Conferees appointed as follows: Senators Schuelein, Johnson and Branch.

PENDING CONSIDERATION OF HAS

Has to **SBs 34, 45** and **54** were read and rejected upon motion of Senator Randle; Conference requested and said bills referred to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HBs 1046** and **1360** was ordered granted, Senate Conferees to be named at a later date.

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1192 — Terrill, York and Kilpatrick.

HB 1283 — Terrill, Cate and Clifton.

HB 1391 — Kilpatrick, York and Randle.

MESSAGES FROM THE HOUSE

Advising House Conferees named on **HB** as follows:

HB 1046 — Riggs, Deatherage and Anderson (Don).

Advising Conference granted on En-grossed **SB 116**, and naming House Conferees as follows: Henry, Draper and Fitzgibbon.

COMMITTEE REPORTS

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

DO PASS:

HB 1126 — General Government, co-authored by Stipe (Principal Senate author).

SCR 14 — Natural Resources.

DO PASS, as amended:

CS for HB 1066 — Appropriations.

HB 1081 — Appropriations.

CS for HB 1117 — Business and Labor.

HB 1140 — Appropriations, remove Randle as author and show York as principal author, and coauthored by Randle, Boatner, Branch, Capps, Cate, Crow, Cullison, Crutcher, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keating, Lamb, Leonard, McDaniel, Miller, O'Connor, Porter, Rozell, Shedrick, Stipe, Terrill, Tinsley, Watson and Winn of the Senate.

HB 1216 — General Government.

HB 1217 — Natural Resources.

HB 1259 — Business and Labor.

HB 1277 — Human Resources, co-authored by Cullison, Combs and Randle.

HB 1286 — Business and Labor.

CS for HB 1299 — General Government.

HB 1333 — Appropriations.

FIRST READING

The following was introduced and read the first time:

SR 11 — By Johnston.

A Resolution requesting that the Department of Human Services prepare a revised Title XX proposed funding plan; and directing distribution.

MESSAGE FROM THE HOUSE

Advising Conference granted on En-grossed **SBs 34, 45 and 54**, and referring same to GCCA.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 20, 1981, of Enrolled **SBs 148, 154, 179, 197, 223, 253, 323 and 342** and **SJR 1, 7 and 9**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 21, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1039, 1178 and 1260 were properly signed and returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 5:15 p.m. to meet Tuesday, April 21, 1981, at 1:30 p.m.

Sixty-first Legislative Day

Tuesday, April 21, 1981

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

President Pro Tempore York presiding.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Howell, Keating, Moore and Porter.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Wilkie, the guest of Senator Dennis.

MESSAGE FROM THE HOUSE

Advising the appointment by Speaker Draper of the following Representatives as

members of the Joint Retirement Laws Committee, pursuant to 74 O.S. Supp. 1980, § 452.6, such appointments to continue until January 1, 1982:

Abbott, Vice Chairman

Baughman	Little
Duckett	Twidwell
Holt	Willis

CONSENT CALENDAR

HB 1230 by Cotner, Mason and Davis (Frank) of the House and Capps of the Senate was read and considered.

Senator Capps moved that **HB 1230** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1230** was placed on Third Reading.

THIRD READING

HB 1230 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-

lison, Cummins, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—40.

Excused: Howard, Howell, Keating, Luton, Moore, Porter, Smith (Finis) and Young.—8.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 257**, and naming House Conferees as follows: Hooper, Shurden and McCorkell.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 20

SB 29

SB 30

SB 174

SB 200

SB 214, coauthored by Williams (Penny) and Hobson.

SB 294

Senator Kilpatrick presiding.

CONSENT CALENDAR

HB 1294 by Abbott and Reimer of the House and McDaniel of the Senate was read and considered.

Senator McDaniel moved that **HB 1294** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1294** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1294 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Excused: Howell, Keating, Luton, Moore, Porter and York.—6.

The bill and emergency passed.

HB 1294 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Conference Committee on Engrossed **HB 1019** has reported that the Conferees have been unable to reach an agreement. Pursuant to Joint Rule 10(g), **HB 1019** reverts to the status which it occupied before being sent to Conference and will appear on the House Calendar under "Senate Amendments to House Bills".

GENERAL ORDER

HB 1064 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1064** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1064** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1064 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Howell, Keating, Luton, Moore and Porter.—5.

The bill and emergency passed.

HB 1064 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1039, 1178, 1189, 1260 and 1284**.

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 1007**.

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

GENERAL ORDER

HB 1067 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1067** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1067** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1067 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Howell, Keating, Luton, McDaniel, Moore, Porter and Smith (Jerry L.).—7.

The bill and emergency passed.

HB 1067 was referred for engrossment.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of measure as amended:

HB 1343, as amended by Conference Committee Substitute.

GENERAL ORDER

HB 1077 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1077** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1077** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1077 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Howell, Keating, Luton, McDaniel, Moore, Porter and Winn.—7.

The bill and emergency passed.

HB 1077 was referred for engrossment.

GENERAL ORDER

HB 1104 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1104** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1104** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1104 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Howell, Keating, Luton, Moore and Porter.—5.

The bill and emergency passed.

HB 1104 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1008, 1053, 1203, 1207 and 1348 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAs to **SB 263** were read and rejected upon motion of Senator Taliaferro; Conference requested and Senate Conferees appointed as follows: Senators Taliaferro, Clifton and Giles.

GENERAL ORDER

HB 1176 by Shurden of the House and Crutcher of the Senate was read and considered.

Senator Crutcher moved that **HB 1176** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1176** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1176 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: Boatner, Leonard and Pierce.—3.

Excused: Howell, Keating, Luton, Moore, Porter and Smith (Jerry L.).—6.

The bill passed.

HB 1176 was referred for engrossment.

GENERAL ORDER

HB 1242 by Duckett of the House and Green of the Senate was read and considered.

Senator Stipe moved to amend **HB 1242**, Page 1, Line 1, by inserting a new Section 1, and amending the Title accordingly and re-numbering:

“SECTION 1. 47 O.S. 1971, Section 156, as amended by Section 11, Chapter 273, O.S.L. 1978 (47 O.S. Supp. 1980, Section 156), is amended to read as follows:

Section 156. No state board, commission, department, institution, official, or employee, except the Department of Public Safety, the Department of Wildlife Conservation, THE CEREBRAL PALSY CENTER, the Department of Corrections and the [State Highway] TRANSPORTATION Commission, shall purchase any passenger automobile or bus with public funds after the effective date of this act, provided that THE School for the Deaf at Sulphur, THE School for the Blind at Muskogee, THE OKLAHOMA DEPARTMENT OF VETERANS AFFAIRS, AND THE OKLAHOMA VETERANS CENTERS, and any state institution of higher education may purchase, own, or keep if now owned, or acquire by lease or gift[,] and use and maintain such station wagons, automobiles, trucks[,] or busses as are reasonably necessary for the carrying on of the educational, ASSISTANCE, MEDICAL OR RECREATIONAL THERAPY programs of said institutions; and provided further, that no bus operated, owned, or used by such educational institutions shall be permitted to carry any person other than students, faculty members, [or] employees, OR VOLUNTEERS of such institutions; and provided, that this section shall not be construed to prohibit the operation of intracampus busses, or busses routed directly between portions of the campus of any institution not adjacent to each other, nor to prohibit the collection of fares from such students, faculty members[,] or employees of such institutions, sufficient in amount to cover the reasonable cost of such transportation.

Provided further, that the use of station wagons, automobiles[,] and [of] busses, other than as herein provided for, shall be permitted only on written request for such use by heads of departments of the institution approved in writing by the president thereof or by some administrative official thereof authorized by said president to grant such approval; and provided that such use shall be permitted only for official institutional busi-

ness or activities connected therewith; and this section shall be subject to the other provisions of [said Chapter 6 of Title 47] SECTIONS 6-101 ET SEQ. OF THIS TITLE forbidding personal use of such vehicles, and to the penalties therein declared; and any person violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by fine or imprisonment or both as provided in Section 156.1 of [said Chapter 6] THIS TITLE.", which amendment was declared adopted.

Senator Green moved to amend **HB 1242**, Page 2, Line 14, by deleting Subsection B and replacing it with the following new Subsection B to read as follows:

"Any state employee who receives emergency telephone calls regularly at his residence when he is not on duty may be permitted to use a vehicle belonging to the State Motor Pool Division of the State Board of Affairs, as defined in section 159.11 of Title 47, to provide transportation between his residence and his assigned place of employment, provided such distance does not exceed fifty (50) miles in any round trip.

The principal administrator of the state agency with which such employee is employed shall so designate the employee's status in writing to said division, the Governor, the Chairman of the Appropriations Committee of the Senate and the Chairman of the Appropriations and Budget Committee of the House of Representatives.", which amendment was declared adopted.

Senator Green moved that **HB 1242**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1242** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1242 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—40.

Nay: Johnson, Landis, Schuelein and Young.—4.

Excused: Howell, Keating, Moore and Porter.—4.

The bill passed.

HB 1242 was referred for engrossment.

GENERAL ORDER

HB 1296 by Lawter of the House and Green of the Senate was read and considered.

Senator Green moved that **HB 1296** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1296** was placed on Third Reading.

THIRD READING

HB 1296 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, Dennis, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, Pierce, Randle, Smith (Finis), Stipe and York.—20.

Nay: Boatner, Branch, Cain, Capps, Cate, Combs, Crutcher, Giles, Landis, McDaniel, Martin, Miller, O'Connor, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—23.

Excused: Crow, Howell, Keating, Moore and Porter.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Green moved that the vote be reconsidered whereby **HB 1296** failed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 341**, coauthored by Holden.

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1314 by Sanders and Camp of the House and Taliaferro of the Senate was read and considered.

Senator Howard moved to amend **HB 1314**, Page 2, Line 3, by striking after the word "refund" and before the colon on Line 4, all language, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1314**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1314** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1314 was read for the third time at length.

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

Aye: Branch, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Johnson, Johnston, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—33.

Nay: Boatner, Cain, Giles, Green, Howard, Keller, Kilpatrick, Leonard, McDaniel, Martin and Smith (Jerry L.).—11.

Excused: Howell, Keating, Moore and Porter.—4.

The bill passed.

HB 1314 was referred for engrossment.

GENERAL ORDER

SCR 14 by Landis of the Senate and Blodgett and Dunn of the House was read and considered.

SCR 14 was read at length, adopted upon motion of Senator Landis and referred for engrossment.

GENERAL ORDER

HB 1091 by Abbott, et al, of the House and McDaniel and Johnson of the Senate was read and considered.

Senator McDaniel moved that **HB 1091** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1091** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1091 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Howell, Keating, Moore and Porter.—4.

The bill passed.

HB 1091 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SBs 29, 30 and 294 were read and rejected upon motion of Senator Randle; Conference requested and said bills referred to GCCA.

GENERAL ORDER

HB 1092 by Abbott, Shurden and Hooper of the House and McDaniel of the Senate was read and considered.

Senator McDaniel moved that **HB 1092** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1092** was placed on Third Reading.

THIRD READING

HB 1092 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, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Terrill, Tinsley, Watson, Winn, York and Young.—36.

Nay: Boatner, Branch, Crow, Miller, Shedrick, Smith (Jerry L.) and Stipe.—7.

Excused: Howell, Keating, Moore, Porter and Taliaferro.—5.

The bill passed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 29 and 30**, and referring same to GCCA.

GENERAL ORDER

HB 1246 by Draper and Cox of the House and Lamb of the Senate was read and considered.

Senator Pierce moved to amend **HB 1246**, Page 12, Line 8½, by adding a new Section 12, as follows:

“After the effective date of this Act, no citizen of Oklahoma may breathe air without a license.”

Senator Martin raised a point of order and requested a ruling of the Chair as to the content of the Pierce amendment as being frivolous, to which point of order the Chair sustained, thereby ruling the Pierce amendment out of order.

Senator Lamb moved that **HB 1246** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1246** was placed on Third Reading.

THIRD READING

HB 1246 was read for the third time at length.

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

Aye: Cate, Clifton, Combs, Crow, Cullison, Green, Howard, Keller, Lamb, Landis, Luton, McDaniel, O'Connor, Shedrick, Terrill, Tinsley, Watson, Winn and York.—19.

Nay: Boatner, Branch, Cain, Capps, Crutcher, Cummins, Dahl, Dennis, Giles, Johnson, Johnston, Kilpatrick, Leonard, McCune, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro and Young.—25.

Excused: Howell, Keating, Moore and Porter.—4.

The bill failed

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Lamb moved that the vote be reconsidered whereby **HB 1246** failed.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1038, 1113, 1366** and **1388**, as amended.

GENERAL ORDER

HB 1396 by Fried, et al, of the House and York, Randle, Kilpatrick and Cain of the Senate was read and considered.

Senator Johnson asked to be named a co-author of **HB 1396**, which was the order.

Senator York moved to amend **HB 1396**, Page 1, by striking the Enacting Clause, which amendment was declared adopted.

Senator Leonard moved to amend **HB 1396**, Page 2, Line 1, by deleting all of Subsection B.

Senator York moved to table the Leonard motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Johnson, Keller, Kilpatrick, Luton, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Watson and York.—26.

Nay: Branch, Capps, Dahl, Giles, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Taliaferro, Tinsley, Winn and Young.—17.

Excused: Cate, Howell, Keating, Moore and Porter.—5.

Senator McDaniel moved to amend **HB 1396**, Page 1, Line 2, by deleting after the word "the" the word "Common" and inserting in lieu the word "Consolidated".

Senator York moved to table the McDaniel motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Howard, Johnson, Keller, Kilpatrick, Luton, McCune, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Terrill, Watson and York.—25.

Nay: Branch, Capps, Dahl, Giles, Green, Johnston, Lamb, Landis, Leonard, McDaniel, Miller, O'Connor, Pierce, Smith (Jerry

L.), Taliaferro, Tinsley, Winn and Young.—18.

Excused: Dennis, Howell, Keating, Moore and Porter.—5.

Senator Leonard moved to amend **HB 1396**, Page 2, Line 2, by adding after the word "property" and before the word "for" the following language: ", commercial and industrial property,"

Senator York moved to table the Leonard motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Howard, Johnson, Keller, Kilpatrick, Luton, Randle, Schuelein, Smith (Finis), Terrill, Watson and York.—20.

Nay: Branch, Capps, Crow, Dahl, Giles, Green, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn and Young.—24.

Excused: Howell, Keating, Moore and Porter.—4.

On the question of adoption of the Leonard motion to amend, it was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Crow, Crutcher, Dahl, Giles, Johnston, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Shedrick, Stipe, Taliaferro, Tinsley, Winn and Young.—24.

Nay: Boatner, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dennis, Green, Howard, Johnson, Kilpatrick, Luton, Randle, Schuelein; Smith (Finis), Smith (Jerry L.), Terrill, Watson and York.—20.

Excused: Howell, Keating, Moore and Porter.—4.

Senators Leonard and Giles moved to amend **HB 1396**, Pages 17 through 22, by deleting all of Sections 5 and 6, and re-numbering.

Senator York moved to table the Leonard-Giles motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Johnson, Keller, Kilpatrick, Luton, McCune, Miller, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Watson and York.—29.

Nay: Branch, Capps, Dahl, Giles, Johnston, Lamb, Landis, Leonard, McDaniel, Martin, O'Connor, Taliaferro, Tinsley, Winn and Young.—15.

Excused: Howell, Keating, Moore and Porter.—4.

Senator York moved that **HB 1396**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1396** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1396 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, Dennis, Green, Johnson, Keller, Kilpatrick, Luton, McCune, Randle, Rozell, Schuelein,

Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill and York.—25.

Nay: Branch, Capps, Crow, Dahl, Giles, Johnston, Lamb, Landis, Leonard, McDaniel, Martin, Miller, O'Connor, Tinsley, Winn and Young.—16.

Excused: Howard, Howell, Keating, Moore, Pierce, Porter and Watson.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Randle moved that the vote be reconsidered whereby **HB 1396** passed.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1372**, requesting Conference and naming Conferees at a later date.

Requesting the Honorable Senate to withdraw **SB 294** from GCCA, advising Conference granted, and naming House Conferees as follows: Deatherage, Barker and Draper.

CONFEREES NAMED

President Pro Tempore York appointed the following Senate Conferees:

HB 1360 — York, Randle and Kilpatrick.
HB 1046 — Terrill, Watson and Cain.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House to withdraw **SB 294** from GCCA and refer to Special Conference was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators York, Randle and Kilpatrick.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1343** was called up for consideration.

Senator Crow moved adoption of the **CCR** on **HB 1343**.

Senator O'Connor moved as a substitute motion to reject the **CCR** on **HB 1343** and request further conference, with the following instructions: by amending the report on Page 5, Line 28, by adding after the semicolon and before the word "sewage" the words "water or sewer treatment facilities not suitable for human habitation."

Senator Crow moved to table the O'Connor substitute motion, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Terrill, Tinsley, York and Young.—31.

Nay: Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Smith (Jerry L.) and Taliaferro.—9.

Excused: Howard, Howell, Keating, Moore, Pierce, Porter, Watson and Winn.—8.

The **CCR** on **HB 1343** was read and adopted upon motion of Senator Crow.

HB 1343, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl,

Dennis, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and York.—28.

Nay: Boatner, Combs, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Smith (Jerry L.) and Young.—12.

Excused: Howard, Howell, Keating, Moore, Pierce, Porter, Watson and Winn.—8.

The bill passed.

HB 1343, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HB 1262 by Draper, et al, of the House and Shedrick, York, Branch, Winn, Crow and Cummins of the Senate was read and considered.

Senator Shedrick moved that **HB 1262** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1262** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1262 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Mar-

tin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Winn and Young.—38.

Excused: Cummins, Green, Howard, Howell, Keating, Moore, Pierce, Porter, Watson and York.—10.

The bill and emergency passed.

HB 1262 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1372** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Capps, Shedrick and Tinsley.

PENDING CONSIDERATION OF HAS

HAs to SB 184 were read and concurred in upon motion of Senator Clifton.

SB 184, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Green, Johnston, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, Randle, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Winn and Young.—30.

Nay: Capps, Giles, Johnson, Lamb, Landis, Leonard, O'Connor, Rozell and Schuelein.—9.

Excused: Cummins, Howard, Howell, Keating, Moore, Pierce, Porter, Watson and York.—9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAS to **SB 333** were read and concurred in upon motion of Senator Johnson.

SB 333, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Winn and Young.—39.

Excused: Cummins, Howell, Keating, Keller, Moore, Pierce, Porter, Watson and York.—9.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

J.D. HELMS, Oklahoma City, as a member of the Oklahoma Regents for Higher Education, to serve a nine (9) year term ending May 16, 1990. Mr. Helms succeeds John H. Patten.

THOMAS ELWOOD KEMP, Ada, as a member of the State Board of Corrections, to serve a six (6) year term ending March 15, 1987. Mr. Kemp succeeds William E. Thompson.

ROXANA ROZSA LORTON, Tulsa, as a member of the State Arts Council of Oklahoma, to serve a three (3) year term ending July 1, 1983. Ms. Lorton succeeds herself.

JAMES H. NORICK, Oklahoma City, as a member of the Water Resources Board, to serve an unexpired term ending May 14, 1983.

HARRY WILSON, Oklahoma City, as a member of the Board of Regents of South Oklahoma City Junior College, to serve a seven (7) year term ending April 22, 1988. Mr. Wilson succeeds Bob McKillips.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

SR 11 — Human Resources.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 22, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1092 and **1230** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 5:15 p.m. to meet Wednesday, April 22, 1981, at 1:30 p.m.

Sixty-second Legislative Day

Wednesday, April 22, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—42.

Excused: Howell, Keating, Moore, Pierce, Terrill and Watson.—6.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Wilkie, the guest of Senator Dennis.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 623, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, York and Young.—38.

Excused: Howell, Keating, Miller, Moore, Pierce, Randle, Terrill, Tinsley, Watson and Winn.—10.

Senator Combs presiding.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended.

SB 62

SB 63

SB 64

SB 112, coauthored by Lewis and Anderson (Don).

SB 127

SB 156, coauthored by Fitzgibbon.

SB 185

SB 213

SB 308

CONFEREES APPOINTED

President Pro Tempore York announced the following Senators as members of the General Conference Committee on Appropriations:

Randle, Chairman
Kilpatrick, Vice Chairman

Clifton	Shedrick
Crutcher	Smith (Finis)
Giles	Stipe
Howard	Terrill
Howell	Watson
Johnson	Young
McDaniel	

Alternates:

Capps	Schuelein
Johnston	Taliaferro
Luton	

SPECIAL INTRODUCTION

Senator O'Connor introduced Mrs. Eva Smiley, Oklahoma's Teacher of the Year, and asked unanimous consent, which was granted, that Mrs. Smiley be granted privileges of the floor to receive a Citation of Commendation from the Senate.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1038, 1092, 1113, 1230, 1343 and 1388.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1064, 1067, 1077, 1091, 1104, 1176 and **HB 1242** were each correctly engrossed and, together with Engrossed **SAs**, properly

signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1229 by Gray, et al, of the House and Taliaferro of the Senate was read and considered.

Senator Taliaferro moved that **HB 1229** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1229** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1229 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—40.

Excused: Howell, Keating, Moore, Pierce, Shedrick, Terrill and Watson.—7.

*Not Voting: Landis.—1.

*Senator Landis asked to be shown not voting on **HB 1229** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

President Pro Tempore York presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1014**.

HCR 1014 — By Draper, Williams (Pen-ny), Ford, Anderson (Don), Arnold, Baker, Hargrave, Hastings, Henshaw, Hopkins, Little, Mason, McCorkell, McIntyre, Pitez-ze, Poulos, Riggs, Taylor, and Williamson of the House and York, Randle, Cullison, Green, Keating, Cummins and Smith (Finis) of the Senate.

A Concurrent Resolution recognizing the need for the study of certain public policy issues relating to higher education; request- ing the Oklahoma State Regents for Higher Education to make studies of these issues and report to the 2nd Session of the 38th Okla- homa Legislature; and directing distribution.

The above numbered **HCR** was read for the first time.

GENERAL ORDER

HB 1068 by Deatherage and Barker of the House and Randle and Kilpatrick of the Sen- ate was read and considered.

Senator Randle moved that **HB 1068** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1068** was con- sidered engrossed and placed on Third Read- ing.

THIRD READING

HB 1068 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul- lison, Cummins, Dahl, Dennis, Giles,

Green, Howard, Johnson, Keller, Kilpat- rick, Lamb, Landis, Leonard, Luton, Mc- Cune, McDaniel, Martin, Miller, O'Con- nor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—41.

Excused: Howell, Johnston, Keating, Moore, Pierce, Terrill and Watson.—7.

The bill and emergency passed.

HB 1068 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HB 1372**, as follows: Weichel, Dunn and Glover.

Advising Conference granted on En- grossed **SBs**, and naming House Conferees as follows:

SB 263 — Glover, Mason and Lewis.

SB 283 — Twidwell, Mentzer and Wei- chel.

GENERAL ORDER

HB 1076 by Deatherage and Barker of the House and Randle and Kilpatrick of the Sen- ate was read and considered.

Senator Randle moved that **HB 1076** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1076** was con- sidered engrossed and placed on Third Reading.

THIRD READING

HB 1076 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—41

Excused: Giles, Howell, Keating, Moore, Pierce, Terrill and Watson.—7.

The bill and emergency passed.

HB 1076 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 39**.

The above numbered Bill was referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HB 1366**.

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

GENERAL ORDER

HB 1168 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1168** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1168** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1168 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn, York and Young.—40.

Excused: Howell, Keating, Moore, Pierce, Shedrick, Smith (Jerry L.), Terrill and Watson.—8.

The bill and emergency passed.

HB 1168 was referred for engrossment.

Senator Combs presiding.

GENERAL ORDER

HB 1264 by Deatherage, Barker and Murphy of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1264** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1264** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1264 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller,

Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn, York and Young.—41.

Excused: Howell, Keating, Moore, Pierce, Smith (Jerry L.), Terrill and Watson.—7.

The bill and emergency passed.

HB 1264 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Finis Smith asked unanimous consent to suspend Rule 12-24 B., to allow immediate consideration of a motion to reconsider the vote whereby **HB 1229** passed, which was the order.

Senator Finis Smith moved that the vote be reconsidered whereby **HB 1229** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn, York and Young.—41.

Excused: Howell, Keating, Moore, Pierce, Smith (Jerry L.), Terrill and Watson.—7.

THIRD READING

Senator Finis Smith asked unanimous consent that the vote be reconsidered whereby **HB 1229** was placed on Third Reading, which was the order.

Senator Finis Smith moved that the vote be reconsidered whereby **HB 1229** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1229 was considered further.

Senator Finis Smith moved to amend **HB 1229**, Page 4, Line 5, by adding after the word "System." the following: "Provided however, that the cumulative total of credited service for such transferring employee shall not exceed the total time said employee could have accrued if his entire employment with the State of Oklahoma had been as an employee of the Department of Public Safety.", which amendment was declared adopted.

Senator Taliaferro moved that **HB 1229**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1229** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1229 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—40.

Excused: Dennis, Howell, Keating, Moore, Pierce, Terrill and Watson.—7.

*Not Voting: Landis.—1.

*Senator Landis asked to be shown not voting on **HB 1229** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

HB 1229 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that Representative Little has been withdrawn as a member of the Joint Retirement Laws Committee.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 14 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1262, 1294 and 1314 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 333 and 341 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAS

Has to SB 20 were read and rejected upon motion of Senator Martin on behalf of Senators Combs; Conference requested and Senate Conferees appointed as follows: Senators Combs, Smith (Finis) and Cate.

Has to SB 149 were read and rejected upon motion of Senator Cummins; Conference requested and Senate Conferees appointed as follows: Senators Cummins, Clifton and Rozell.

Has to SB 264 were read and rejected upon motion of Senator Crow; Conference requested and Senate Conferees appointed as follows: Senators Crow, Combs and Capps.

GENERAL ORDER

HB 1273 by Davis (Frank) of the House and Leonard of the Senate was read and considered.

Senator Leonard moved that **HB 1273** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1273** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1273 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—41.

Nay: McCune.—1.

Excused: Howell, Keating, Moore, Pierce, Terrill and Watson.—6.

The bill and emergency passed.

HB 1273 was referred for engrossment.

GENERAL ORDER

HB 1367 by Twidwell, et al, of the House and Howard, Martin, Terrill, Dahl, Howell, Cate, Lamb and Porter of the Senate was read and considered.

Senator Howard moved to amend **HB 1367**, Page 1, by restoring the Title, which amendment was declared adopted.

Senator Howard moved that **HB 1367**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1367** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1367 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—39.

Nay: Boatner, Miller, Rozell.—3.

Excused: Howell, Keating, Moore, Pierce, Terrill and Watson.—6.

The bill passed.

HB 1367 was referred for engrossment.

GENERAL ORDER

HB 1023 by Cotner of the House and Crow of the Senate was read and considered.

Senator Young asked to be named a coauthor of **HB 1023**, which was the order.

Senator Crow moved that **HB 1023** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1023** was placed on Third Reading.

THIRD READING

HB 1023 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Winn, York and Young.—41.

Excused: Howell, Keating, Moore, Pierce, Taliaferro, Terrill and Watson.—7.

The bill passed.

GENERAL ORDER

HB 1378 by Draper, et al, of the House and York, Martin, Rozell, Smith (Finis) and Cain of the Senate was read and considered.

Senator Lamb asked to be named a coauthor of **HB 1378**, which was the order.

Senator York moved that **HB 1378**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1378** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1378 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Winn, York and Young.—40.

Excused: Howell, Keating, Luton, Moore, Pierce, Taliaferro, Terrill and Watson.—8.

The bill passed.

HB 1378 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Lamb moved the vote be reconsidered whereby **HB 1246** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—41.

Nay: Schuelein.—1.

Excused: Howell, Keating, Moore, Pierce, Terrill and Watson.—6.

HB 1246 remains on Third Reading.

GENERAL ORDER

HB 1351 by Ford, Vaughn and Cole of the House and Smith (Jerry) and McCune of the Senate was read and considered.

Senator Jerry Smith moved to amend **HB 1351**, Page 2, Line 8, by striking after the word "shall" and before the word "be" the word "not" and by striking after the word "liable" the words "for any torts" and inserting in lieu thereof the words "only for gross negligence", which amendment was declared adopted.

Senator Jerry Smith moved that **HB 1351**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1351** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1351 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Winn, York and Young.—39.

Excused: Cullison, Howell, Keating, Moore, Pierce, Stipe, Taliaferro, Terrill and Watson.—9.

The bill and emergency passed.

HB 1351 was referred for engrossment.

GENERAL ORDER

HB 1411 by Hopkins of the House and Johnson and Cummins of the Senate was read and considered.

Senator Johnson moved that **HB 1411** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1411** was placed on Third Reading.

THIRD READING

Senator Johnson asked unanimous consent that further consideration of **HB 1411** be deferred temporarily, which was the order.

GENERAL ORDER

HJR 1017 by Cunningham of the House and Young of the Senate was read and considered.

Senator Young moved that **HJR 1017** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HJR 1017** was placed on Third Reading.

THIRD READING

HJR 1017 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Rozell, Shedrick, Taliaferro, Tinsley, Winn, York and Young.—32.

Nay: Crow, Johnson, Luton, Miller, Smith (Jerry L.).—5.

Excused: Howell, Keating, Moore, Pierce, Porter, Randle, Schuelein, Smith (Finis), Stipe, Terrill and Watson.—11.

The resolution passed.

GENERAL ORDER

HB 1143 by Henry of the House and Clifton and Green of the Senate was read and considered.

Senator Clifton moved that **HB 1143** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1143** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1143 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Winn, York and Young.—39.

Excused: Howell, Keating, Moore, Pierce, Porter, Smith (Finis), Stipe, Terrill and Watson.—9.

The bill and emergency passed.

HB 1143 was referred for engrossment.

GENERAL ORDER

HB 1144 by Henry of the House and Clifton and Green of the Senate was read and considered.

Senator Clifton moved that **HB 1144** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1144** was placed on Third Reading.

THIRD READING

HB 1144 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Winn and Young.—39.

Excused: Howell, Keating, Moore, Pierce, Smith (Finis), Stipe, Terrill, Watson and York.—9.

The bill and emergency passed.

PENDING CONSIDERATION OF HAS

Has to **SB 174** were read and concurred in upon motion of Senator Rozell.

SB 174, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison,

Johnson, Miller, Randle, Rozell, Shedrick, Tinsley, Winn and Young.—17.

Nay: Capps, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Porter, Schuelein, Smith (Jerry L.) and Taliaferro.—22.

Excused: Howell, Keating, Moore, Pierce, Smith (Finis), Stipe, Terrill, Watson and York.—9.

The bill failed.

THIRD READING

HB 1411 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Winn, York and Young.—37.

Nay: Boatner and Leonard.—2.

Excused: Howell, Johnston, Keating, Moore, Pierce, Smith (Finis), Stipe, Terrill and Watson.—9.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Rozell asked unanimous consent to suspend Rule 12-24 B., to allow immediate consideration of a motion to reconsider the vote whereby **SB 174** failed on Final Passage, which was the order.

Senator Rozell moved that the vote be reconsidered whereby **SB 174** failed on Final Passage, which motion to reconsider was tabled upon motion of Senator Stipe.

PENDING CONSIDERATION OF HAS

HAs to **SBs 62, 63** and **64** were read and rejected upon motion of Senator Randle; Conference requested and said bills referred to GCCA.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 333** and **341**.

The above numbered Enrolled Bills were referred to the Governor.

Advising Conference granted on Engrossed **SBs 62, 63** and **64** referring same to GCCA.

Advising Conference granted on Engrossed **SBs**, and naming House Conferees as follows:

SB 20 — Hamilton, Willis and Draper.

SB 264 — Harper, Willis and Weichel.

MESSAGES FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HB 1360**, as follows: Draper, Willis and Dunn.

Advising naming of House Conferees on Engrossed **SB 84**, as follows: Draper, Willis and Dunn.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1203**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1053**, requesting Conference and naming Conferees as follows: Fitzgibbon, Murphy and Hobson.

Advising Conference granted on Engrossed **SB 149**, and naming House Conferees as follows: Monks, Peterson and Caldwell.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 23, 1981, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

HB 1023, 1144 and **1411** and **HJR 1017** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 3:15 p.m. to meet Thursday, April 23, 1981, at 10:00 a.m.

the following: (1) the patient's condition; (2) the patient's wishes; (3) the patient's family; (4) the patient's community; (5) the patient's country.

The first of these is the patient's condition. The physician should consider the patient's physical, mental, and emotional state, and the patient's ability to understand and make decisions.

The second is the patient's wishes. The physician should consider the patient's values, beliefs, and preferences, and the patient's ability to express these wishes.

The third is the patient's family. The physician should consider the family's role in the patient's care, the family's understanding of the patient's condition, and the family's ability to provide support.

The fourth is the patient's community. The physician should consider the community's values, beliefs, and preferences, and the community's ability to provide support.

The fifth is the patient's country. The physician should consider the country's values, beliefs, and preferences, and the country's ability to provide support.

The physician should consider all of these factors when making decisions about the patient's care. The physician should also consider the patient's best interests, and the patient's right to self-determination.

The physician should also consider the patient's ability to understand and make decisions. The physician should consider the patient's ability to understand the information, and the patient's ability to make a decision.

The physician should also consider the patient's ability to express their wishes. The physician should consider the patient's ability to express their wishes, and the patient's ability to understand the consequences of their decisions.

The physician should also consider the patient's ability to provide support. The physician should consider the patient's ability to provide support, and the patient's ability to understand the consequences of their decisions.

The physician should also consider the patient's ability to understand and make decisions. The physician should consider the patient's ability to understand the information, and the patient's ability to make a decision.

The physician should also consider the patient's ability to express their wishes. The physician should consider the patient's ability to express their wishes, and the patient's ability to understand the consequences of their decisions.

The physician should also consider the patient's ability to provide support. The physician should consider the patient's ability to provide support, and the patient's ability to understand the consequences of their decisions.

The physician should also consider the patient's ability to understand and make decisions. The physician should consider the patient's ability to understand the information, and the patient's ability to make a decision.

The physician should also consider the patient's ability to express their wishes. The physician should consider the patient's ability to express their wishes, and the patient's ability to understand the consequences of their decisions.

The physician should also consider the patient's ability to provide support. The physician should consider the patient's ability to provide support, and the patient's ability to understand the consequences of their decisions.

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The physician should also consider the patient's ability to understand and make decisions. The physician should consider the patient's ability to understand the information, and the patient's ability to make a decision.

Sixty-third Legislative Day

Thursday, April 23, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Winn, York and Young.—35.

Excused: Cate, Cummins, Howell, Keating, Luton, Miller, Moore, Pierce, Smith (Jerry L.), Taliaferro, Terrill, Tinsley and Watson.—13.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Wilkie, the guest of Senators Schuelein and Dennis.

GENERAL ORDER

HB 1139 by Kamas, et al, of the House and McDaniel and Landis of the Senate was read and considered.

Senator Giles asked to be named a co-author of **HB 1139**, which was the order.

Senator McDaniel moved that **HB 1139**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1139** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1139 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Johnston, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Winn and York.—26.

Nay: Boatner, Johnson, Rozell, Stipe and Young.—5.

Excused: Cate, Clifton, Cummins, Howard, Howell, Keating, Leonard, Luton, Miller, Moore, Pierce, Porter, Smith (Jerry L.),

Taliaferro, Terrill, Tinsley and Watson.—17.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows: Aye: 26. Nay: 5. Excused: 17.

The emergency failed.

GENERAL ORDER

HB 1066 by Deatherage, et al, of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1066** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1066** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1066 was 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, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finnis), Stipe, Winn, York and Young.—32.

Excused: Cate, Clifton, Cummins, Howard, Howell, Keating, Leonard, Luton, Miller, Moore, Pierce, Smith (Jerry L.), Taliaferro, Terrill, Tinsley and Watson.—16.

The bill and emergency passed.

HB 1066 was referred for engrossment.

Senator Cain presiding.

GENERAL ORDER

HB 1081 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1081** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1081** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1081 was 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, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finnis), Stipe, Winn, York and Young.—32.

Excused: Cate, Clifton, Cummins, Howard, Howell, Keating, Leonard, Luton, Miller, Moore, Pierce, Smith (Jerry L.), Taliaferro, Terrill, Tinsley and Watson.—16.

The bill and emergency passed.

HB 1081 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1068, 1076, 1143, 1168, 1229, 1264, 1351, 1367 and 1378 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 39 and 184 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 1095 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Randle moved that **HB 1095** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1095** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1095 was 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, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, York and Young.—32.

Excused: Cate, Clifton, Cummins, Howard, Howell, Keating, Luton, Miller, Moore, Pierce, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson and Winn.—16.

The bill and emergency passed.

HB 1095 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Con-

ference on **HB 1053** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Crutcher, Stipe and Rozell.

COMMITTEE REPORT

The Committee Report on the Code of Ethics and Standards for members of the Senate and Staff was submitted by the Committee on Standards and Ethics and received by the Senate.

SECOND READING

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

HCR 1014 — Policy.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1023, 1144, 1203, 1273, 1411** and **HJR 1017**.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising conference granted on Engrossed **SB 48**, and referring same to GCCA.

Advising change in Conferees on Engrossed **SB 20**, remove Draper, add Dunn.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 28
SB 31
SB 33

SB 40

SB 41

SB 52

SB 55, coauthored by Trent.

SB 60

SB 68

SB 97

SB 141, coauthored by Trent.

SB 229, Substitute Deatherage as Principal House author and show Barker and Holden as coauthors.

CONFERENCE COMMITTEE REPORT

Conference Committee Report on the following Bill was read and consideration deferred:

SB 244.

FIRST READING

The following were introduced and read the first time:

SB 351 — By York of the Senate and Draper of the House.

An Act relating to Congressional and Legislative Districts; fixing boundaries and dividing the State into six Congressional Districts; and declaring an emergency.

SB 352 — By York of the Senate and Draper of the House.

An Act relating to Congressional and Legislative Districts; providing short title;

fixing the boundaries of State Senatorial Districts pursuant to Article V, Section 9A of the State Constitution; prescribing the terms of State Senators; directing the State Election Board to prepare district descriptions; requiring the Legislature to correct scrivener's errors; repealing 14 O.S. 1971, Section 80.2; providing for severability; providing an effective date; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 39 and 184.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 22, 1981, of Enrolled SBs 88, 139, 232 and 305.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 27, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1139 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 10:30 a.m. to meet Monday, April 27, 1981, at 1:30 p.m.

Sixty-fourth Legislative Day

Monday, April 27, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Luton.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Mr. Jim Sheerer, Church of Christ, Chickasha, the guest of Senator Giles.

GENERAL ORDER

HB 1322 by Shurden and Monks of the House and Cummins of the Senate was read and considered.

Senator Cummins asked unanimous consent to amend **HB 1322**, Page 1, by striking the Title, which was the order.

Senator Cummins moved that **HB 1322**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1322** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1322 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and York.—44.

Excused: Howard, Luton, Terrill and Young.—4.

The bill passed.

HB 1322 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1066, 1081 and 1095 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 38**, as amended.

Advising fourth reading of and transmitting for signature Enrolled **HB 1139**.

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

GENERAL ORDER

HB 1250 by Weichel, et al, of the House and Taliaferro, Dahl, Tinsley, Miller and York of the Senate was read and considered.

Senator Landis asked to be named a co-author of **HB 1250**, which was the order.

Senator Howell asked unanimous consent, which was granted, that further consideration of **HB 1250**, as coauthored, be deferred temporarily, which was the order.

GENERAL ORDER

HB 1306 by Davis (Frank) and Williamson of the House and Clifton of the Senate was read and considered.

Senator Howell asked unanimous consent to amend **HB 1306**, Page 1, by striking the Title, which was the order.

Senator Clifton moved that **HB 1306**, as amended, be advanced which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1306** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1306 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Keller, Kilpatrick, Lamb, Leonard, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Watson, Winn, York and Young.—30.

Nay: Boatner, Capps, Combs, Crow, Crutcher, Giles, Johnson, Johnston, Keating, Landis, McCune, Miller, Rozell, Schuelein, Taliaferro and Tinsley.—16.

Excused: Luton and Terrill.—2.

The bill passed.

HB 1306 was referred for engrossment.

PENDING CONSIDERATION OF HAS

Has to **SB 112** were read and rejected upon motion of Senator Keating; Conference requested and Senate Conferees appointed as follows: Senators Keating, Cain and Clifton.

Has to **SB 97** were read and rejected upon motion of Senator Finis Smith; Conference requested and Senate Conferees appointed as follows: Senators Finis Smith, Cullison and Terrill.

Has to **SBs 28, 31, 33, 38, 40, 41, 52, 55, 60 and 68** were read and rejected upon motion of Senator Randle; Conference requested and said bills referred to GCCA.

GENERAL ORDER

HB 1250 was considered further.

Senator Howell moved to amend **HB 1250**, Page 4, Line 6½, by adding new Sections 2 and 3 to read as follows:

“Section 2. In all cases where a cause of action has accrued or shall accrue to any person by reason of a foreign corporation doing business in this state or having done business in this state or while a foreign corporation was doing business within this state and such foreign corporation has no registered agent in this state upon whom service of summons or other process may be had, an action may be filed against such foreign corporation in any county in the state and service of summons or other process may be had upon the Secretary of State, and such service shall be sufficient to give jurisdiction of the person to any court in this state having jurisdiction of the subject matter whether sitting in the county where the Secretary of State is served or elsewhere in the state.

Section 3. Section 2 of this act shall be codified in the Oklahoma Statutes as section 1.204b of Title 18, unless there is created a duplication in numbering.”

and

renumbering subsequent Section, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1250**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1250** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1250 was read for the third time at length.

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

Aye: Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—34.

Nay: Boatner, Cain, Capps, Giles, Green, Johnson, Keating, Leonard, Shedrick, Smith (Finis) and Stipe.—11.

Excused: Luton, Moore and Terrill.—3.

The bill passed.

HB 1250 was referred for engrossment.

GENERAL ORDER

HB 1420 by Henry of the House and Clifton of the Senate was read and considered.

Senator Clifton moved that **HB 1420** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1420** was placed on Third Reading.

THIRD READING

HB 1420 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Ran-

dle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Luton, Porter and Terrill.—3.

The bill passed.

GENERAL ORDER

HB 1126 by Abbott and Duke of the House and Stipe of the Senate was read and considered.

Senator Stipe moved that **HB 1126** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1126** was placed on Third Reading.

THIRD READING

HB 1126 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Kilpatrick, Lamb, McCune, McDaniel, Martin, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—30.

Nay: Boatner, Capps, Crow, Giles, Green, Johnson, Johnston, Keating, Keller, Landis, Leonard, Miller, Moore, Pierce and Smith (Jerry L.).—15.

Excused: Dennis, Luton and Terrill.—3.

The bill passed.

GENERAL ORDER

HB 1310 by Lewis, et al, of the House and Clifton, Keller, Moore and Winn of the Senate was read and considered.

Senators Lamb, Watson, Green and O'Connor asked to be named coauthors of **HB 1310**, which was the order.

Senator Clifton moved that **HB 1310**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1310** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1310 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, Dahl, Dennis, Giles, Green, Johnson, Keating, Keller, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Watson, Winn and York.—30.

Nay: Branch, Cain, Crutcher, Cullison, Cummins, Howard, Howell, Johnston, Kilpatrick, Landis, Porter, Randle, Smith (Finis), Smith (Jerry L.), Stipe and Young.—16.

Excused: Luton and Terrill.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Stipe moved that the vote be reconsidered whereby **HB 1310** passed.

GENERAL ORDER

HB 1390 by Reimer and Widener of the House and Capps and Winn of the Senate was read and considered.

Senator Capps moved that **HB 1390** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1390** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1390 was read for the third time at length.

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

Aye: Boatner, Capps, Clifton, Combs, Crow, Cummins, Dahl, Dennis, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Porter, Shedrick, Watson and Winn.—24.

Nay: Branch, Cain, Cate, Crutcher, Cullison, Giles, Howard, Johnson, Lamb, Landis, McDaniel, Miller, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, York and Young.—22.

Excused: Luton and Terrill.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Capps moved that the vote be reconsidered whereby **HB 1390** failed.

Senator McDaniel presiding.

GENERAL ORDER

HB 1184 by Glover, et al, of the House and Taliaferro of the Senate was read and considered.

Senator Taliaferro moved that **HB 1184** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1184** was placed on Third Reading.

THIRD READING

Senator Taliaferro asked unanimous consent, which was granted, that further consideration of **HB 1184** be deferred for this legislative day.

GENERAL ORDER

HJR 1014 by Craighead and Feddersen of the House and Clifton of the Senate was read and considered.

Senator Porter asked to be named a coauthor of **HJR 1014**, which was the order.

Pursuant to Joint Rule 15, Representatives Williams (Freddie) and Cox asked to be named coauthors of **HJR 1014**, which was the order.

Senator Clifton moved that **HJR 1014**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HJR 1014** was placed on Third Reading.

THIRD READING

HJR 1014 was read for the third time at length, as follows:

HJR 1014 — Craighead, Feddersen, Williams (Freddie) and Cox of the House and Clifton and Porter of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their ap-

proval 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 create regional transportation districts; requiring elections; authorizing joint ventures; authorizing joint operation and ownership; allowing funding by municipalities and the state for transportation services; providing Ballot Title; directing filing and ordering a special election.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 38TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article X of the Constitution of the State of Oklahoma by the addition of Section 27B to read as follows:

Section 27B. The people are hereby authorized to create and fund Regional Transportation Districts. The Legislature and the local voters shall control such creation and funding of said Districts. The state is hereby authorized to fund transportation services throughout the state.

The Legislature is hereby authorized and directed to establish guidelines and procedures whereby Regional Transportation Districts may be created by local vote of the voters of municipalities and/or counties. Such Districts shall be for the purpose of providing, directly or indirectly, transportation services.

Each such District shall have taxation and funding powers as authorized by the Legislature and as approved by the voters living within said District. Such taxation and funding powers, when authorized by the Legislature and the local voters, may include the

joint exercise by the District of the local powers of member municipalities and/or counties.

Provision of such transportation services may include contracting with public or private companies, associations or corporations. The Legislature is also hereby authorized to establish guidelines and procedures whereby municipalities, counties, Regional Transportation Districts, the State of Oklahoma, and agencies and political subdivisions of these may cooperate with the above entities and the United States and other states in the provision of transportation services.

The Legislature is also authorized to approve federal and state funds for the purpose of directly or indirectly providing transportation services within, and between the Regional Transportation Districts, municipalities and counties of the state and between the State of Oklahoma and other states. Such services may be provided by either public or private entities.

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 and fund Regional Transportation Districts, transportation services, and shall be authorized to enter into joint efforts with other gov-

ernmental bodies for transportation services by municipalities, 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.

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: Branch, Cain, Cate, Clifton, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, McCune, McDaniel, Martin, Porter, Randle, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Winn and York.—26.

Nay: Boatner, Capps, Combs, Crow, Crutcher, Cummins, Giles, Johnson, Keller, Landis, Leonard, Miller, Moore, O'Connor, Pierce, Rozell, Smith (Finis), Smith (Jerry L.), Stipe, Watson and Young.—21.

Excused: Luton.—1.

The Resolution was declared passed.

The question being, "Shall **HJR 1014**, by Craighead, Feddersen, Williams (Freddie)

and Cox of the House and Clifton and Porter of the Senate entitled:

HJR 1014 — Craighead, Feddersen, Williams (Freddie), and Cox of the House and Clifton and Porter of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment 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 create regional transportation districts; requiring elections; authorizing joint ventures; authorizing joint operation and ownership; allowing funding by municipalities and the state for transportation services; 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 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 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: Branch, Cain, Cate, Clifton, Cummins, Green, Howard, Howell, Kilpatrick, McDaniel, Martin, Porter, Randle, Terrill, Winn and York.—16.

Nay: Boatner, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, and Young.—31.

Excused: Luton.—1.

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

Pursuant to Rule 12-24B, Senator Clifton moved that the vote be reconsidered whereby the Special Election feature to **HJR 1014** failed.

INTRODUCTIONS

Senator Miller introduced former Senator Joe Whitaker, and Senator Keating introduced former Senator Don Ferrell to the members.

PENDING CONSIDERATION OF HAS

Has to **SB 156** were read and rejected upon motion of Senator Crow; Conference requested and Senate Conferees appointed as follows: Senators Crow, Cate and Miller.

Has to **SB 214** were read and rejected upon motion of Senator Howell; Conference requested and Senate Conferees appointed as follows: Senators Howell, Cain and Shedrick.

GENERAL ORDER

HJR 1020 by Mentzer and Taylor of the House and Rozell of the Senate was read and considered.

Senator Rozell moved that **HJR 1020** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HJR 1020** was placed on Third Reading.

THIRD READING

HJR 1020 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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—46.

Excused: Luton and Tinsley.—2.

The resolution and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Stine asked unanimous consent to suspend Rule 12-24B., to allow immediate consideration of the motion to reconsider the vote whereby **HB 1310** passed, which was the order.

Senator Stipe moved that the vote be reconsidered whereby **HB 1310** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—45.

Excused: Luton, Randle and York.—3.

THIRD READING

Senator Clifton asked unanimous consent that the vote be reconsidered whereby **HB 1310** was considered engrossed and placed on Third Reading, which was the order.

Senator Clifton moved that the vote be reconsidered whereby **HB 1310** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1310 was considered further.

Senator Combs asked to be named a co-author of **HB 1310**, which was the order.

Senator Clifton moved to amend **HB 1310**, Page 2, Lines 5 and 6, by inserting after the word "offenses" on Lines 5 and 6, the following language: "when the court or jury has imposed a verdict and sentence of twenty-five (25) years or more:", which amendment was laid over upon the unanimous consent request of Senator Clifton.

Senator Cate asked unanimous consent to amend the Clifton amendment to **HB 1310** by adding after the word "more" the following: "or when the judgment and sentence is death or imprisonment for life:", which was the order.

Senator Clifton moved adoption of the Clifton amendment to **HB 1310**, as amended by the Cate unanimous consent request, which motion was declared adopted.

Senator Clifton moved that **HB 1310**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1310** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1310 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn, York.—37.

Nay: Crutcher, Dennis, Johnson, Miller, Porter, Randle, Smith (Finis), Smith (Jerry L.), Stipe and Young.—10.

Excused: Luton.—1.

The bill passed.

HB 1310 was referred for engrossment.

GENERAL ORDER

HB 1119 by Henry, et al, of the House and Smith (Finis) of the Senate was read and considered.

Senator Stipe asked to be named a co-author of **HB 1119**, which was the order.

Senator Finis Smith moved that **HB 1119**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1119** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1119 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Luton.—1.

The bill and emergency passed.

HB 1119 was referred for engrossment.

CHANGE IN CONFEREES

President Pro Tempore York announced that Senator Cate would replace Senator Johnston as an alternate on the General Conference Committee on Appropriations and Budget.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1064, 1067, 1068, 1076, 1077, 1104, 1168, 1262** and **1264**, requesting Conference and referring same to **GCCA**.

Advising Conference granted on Engrossed **SBs**, and naming House Conferees as follows:

SB 97 — Milacek, Rieger and Cotner.

SB 112 — McCorkell, Lewis and Anderson (Don).

GENERAL ORDER

HB 1236 by Deatherage, et al, of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator Johnson asked to be named a co-author of **HB 1236**, which was the order.

Senator Watson moved that **HB 1236**, as coauthored, be advanced.

Senator Keller moved to table the Watson motion to advance **HB 1236**, which motion to table was declared adopted upon a division of the question.

Senator Lamb moved to amend **HB 1236**, Page 6, Lines 16 and 17, by striking all language on Lines 16 and 17 and renumbering subsequent items.

Senator York moved to table the Lamb motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Howard, Howell, Johnson, Johnston, Keller, O'Connor, Pierce, Porter, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Terrill, Watson and York.—24.

Nay: Branch, Capps, Combs, Cummins, Dahl, Giles, Green, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Schuelein, Smith (Jerry L.), Taliaferro, Tinsley, Winn and Young.—22.

Excused: Luton and Moore.—2.

Senator York moved that **HB 1236** be advanced.

Senator Keller moved to table the York motion to advance **HB 1236**, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Capps, Combs, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce,

Smith (Jerry L.), Tinsley, Winn and Young.—23.

Nay: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Howard, Johnson, Kilpatrick, McDaniel, Martin, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Watson and York.—23.

Excused: Luton and Stipe.—2.

Senator Randle moved to amend **HB 1236** by crippling the Title, which amendment was declared adopted.

On the question of adoption of the York motion to advance **HB 1236**, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Green, Howard, Howell, Johnson, Kilpatrick, McDaniel, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Watson and York.—24.

Nay: Branch, Capps, Combs, Cummins, Dahl, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Smith (Jerry L.), Tinsley, Winn and Young.—21.

Excused: Luton, Martin and Stipe.—3.

Pursuant to Rule 12-7, **HB 1236**, as co-authored, was considered engrossed and placed on Third Reading.

THIRD READING

HB 1236 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, Den-

nis, Green, Howard, Howell, Johnson, Keller, Kilpatrick, McCune, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, York and Young.—29.

Nay: Branch, Capps, Crow, Dahl, Giles, Johnston, Keating, Lamb, Landis, Leonard, McDaniel, Martin, Miller, Moore, O'Connor, Smith (Jerry L.), Tinsley and Winn.—18.

Excused: Luton.—1.

The bill passed.

Senator Pierce desired to vote nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 28. Nay: 19. Excused: 1.

The emergency failed.

HB 1236 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1008, 1136, 1176, 1294** and **1348**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1207**, requesting Conference and Conferees to be named later.

Senator Combs presiding.

GENERAL ORDER

HB 1191 by Hopkins of the House and Smith (Finis) of the Senate was read and considered.

Senator Finis Smith asked unanimous consent to amend **HB 1191**, by restoring the Title, which was the order.

Senator Cate moved to amend **HB 1191**, Page 1, Line 5, by striking the words and figure "one hundred twenty-five thousand (125,000)" and inserting in lieu thereof the words and figure "two hundred thousand (200,000)" and making the same changes on Page 2, Line 18 through Page 3, Line 1 and Page 4, Line 18, through Page 5, Line 1, which amendment was declared adopted.

Senator Finis Smith moved that **HB 1191**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1191** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1191 was 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, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—37.

Nay: Boatner, Branch, Capps, Crutcher, Dahl, Johnston, Landis, McDaniel, Rozell and Tinsley.—10.

Excused: Luton.—1.

The bill and emergency passed.

HB 1191 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Con-

ference on **HB 1207** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Cate, York and Crutcher.

Upon motion of Senator Martin, the request of the Honorable House for conference on **HBs 1064, 1067, 1068, 1076, 1077, 1104, 1168, 1262 and 1264** was ordered granted, said bills referred to GCCA.

MESSAGES FROM THE HOUSE

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

HB 1084 — Sanders, Caldwell and Shurden.

HB 1091 — Abbott, Kelly and Murphy.

HB 1242 — Duckett, Deatherage and Ford.

HB 1314 — Sanders, Willis and Caldwell.

HB 1351 — Ford, Vaughn and Cole.

Advising Conference granted on Engrossed **SBs 28, 31, 33, 38, 40, 41, 52, 55, 60 and 68**, and referring same to GCCA.

GENERAL ORDER

HB 1281 by Henry of the House and Smith (Finis) and Clifton of the Senate was read and considered.

Senator Finis Smith moved that **HB 1281** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1281** was placed on Third Reading.

THIRD READING

HB 1281 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—44.

Nay: Boatner.—1.

Excused: Giles, Luton and Young.—3.

The bill and emergency passed.

PENDING SENATE ACTION — HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1084 — Landis, Smith (Finis) and Combs.

HB 1091 — McDaniel, Clifton and Cain.

HB 1242 — Green, Combs and Smith (Finis).

HB 1314 — Taliaferro, Johnson and Capps.

HB 1351 — Smith (Jerry), Kilpatrick and Cate.

GENERAL ORDER

HB 1426 by Anderson (Robert) of the House and Smith (Finis) and Howard of the Senate was read and considered.

Senator Finis Smith moved that **HB 1426** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1426** was placed on Third Reading.

THIRD READING

HB 1426 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—45.

Excused: Giles, Luton and Tinsley.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Keating moved that the vote be reconsidered whereby **HB 1134** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—45.

Excused: Giles, Luton and Tinsley.—3.

HB 1134 remains on Third Reading.

MOTION TO RECONSIDER VOTE

Senator Green moved that the vote be reconsidered whereby **HB 1296** failed, which

motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—39.

Nay: Boatner, Crutcher, Landis, McDaniel and Rozell.—5.

Excused: Cummins, Giles, Luton and York.—4.

THIRD READING

HB 1296 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Crow, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—36.

Nay: Boatner, Combs, Crutcher, Landis, McDaniel, Miller, Rozell and Shedrick.—8.

Excused: Cummins, Giles, Luton and York.—4.

The bill passed.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

WILLIAM L. CUNNINGHAM, Guthrie, as a member of the Savings and Loan Board, to serve a four (4) year term ending April 17, 1985. Mr. Cunningham succeeds himself.

GERALD R. SMITH, Altus, as a member of the Board of Regents of Western Oklahoma State College, to serve an unexpired term ending March 24, 1983. Mr. Smith succeeds Guy Southall.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

SECOND READING

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

SB 351 — Reapportionment and Redistricting.

SB 352 — Reapportionment and Redistricting.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 24, 1981, of Enrolled **SB 341**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 28, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HB 1396 was referred for engrossment.

HBs 1126, 1281, 1296, 1420 and 1426 and **HJR 1020** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 4:35 p.m. to meet Tuesday, April 28, 1981, at 1:30 p.m.

Sixty-fifth Legislative Day

Tuesday, April 28, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

President Bernard declared a quorum present.

The prayer was offered by Mr. Sheerer, the guest of Senator Giles.

Senator Shedrick presiding.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 654, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and Young.—41.

Excused: Howard, Keller, Pierce, Smith (Finis), Stipe, Terrill and York.—7.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

James Joseph Hamilton, Ardmore, as member to the Oklahoma Board of Private Schools.

Wayne Salisbury, Clinton, as member to the Board of Regents for Oklahoma Colleges.

Rudolph J. Wolf, D.O., Skiatook, as member to the Physician Manpower Training Commission.

SPECIAL INTRODUCTION

Senator Keating introduced Mr. Irvin Frank, member of the United States Holo-

caust Memorial Council, to the members and asked unanimous consent, which was granted, that Mr. Frank be granted privileges of the floor to address the Senate.

CONSENT CALENDAR

HB 1211 by Lawter of the House and Howell and Luton of the Senate was read and considered.

Senator Howell moved that **HB 1211** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1211** was placed on Third Reading.

THIRD READING

HB 1211 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—46.

Excused: York and Young.—2.

The bill passed.

CONSENT CALENDAR

HB 1212 by Lawter of the House and Howell and Luton of the Senate was read and considered.

Senator Howell moved that **HB 1212** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1212** was placed on Third Reading.

THIRD READING

HB 1212 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley, Watson, Winn and Young.—46.

Excused: Taliaferro and York.—2.

The bill passed.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1008, 1126, 1136, 1176, 1281, 1294, 1296, 1348, 1420, 1426** and **HJR 1020**.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE HAS TO SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 5
SB 56
SB 58
SB 66

SB 67, coauthored by Trent and Taylor.

SB 85, show Deatherage as Principal House author and Barker, Baughman and Duckett as coauthors.

SB 87, show Deatherage as Principal House author and Barker, Baughman and Duckett as coauthors.

SB 176, coauthored by Glover.

SB 251, coauthored by Deatherage and Barker.

SB 265

CONSENT CALENDAR

HB 1255 by Lawter of the House and Howell and Luton of the Senate was read and considered.

Senator Howell moved that **HB 1255** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1255** was placed on Third Reading.

THIRD READING

HB 1255 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—47.

Excused: York.—1.

The bill and emergency passed.

INTRODUCTION

Senator Luton introduced his son, John David and Roberta Eyres, fiancé of John David, to the members.

UNANIMOUS CONSENT REQUEST

Senator Rozell asked unanimous consent to suspend Rules 5-4 and 5-5 to allow immediate consideration of **SCR 16**, which was the order.

SCR 16 — By Rozell of the Senate and Willis of the House.

A Concurrent Resolution commending Bertha Parker for service and leadership of the Oklahoma Transportation Commission; directing the State Highway Commission to designate a Bypass in her honor in the city of Tahlequah, Oklahoma; and directing distribution.

Senator Johnson asked to be named a co-author of **SCR 16**, which was the order.

SCR 16 was read at length, adopted upon motion of Senator Rozell and ordered referred for engrossment.

Senator Schuelein presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1119, 1191, 1236, 1250, 1306, 1310, 1322 and 1396 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORT

The Committee Report on the Code of Ethics and Standards for members of the Senate and Staff was called up for consideration.

Senator McCune moved to amend the Senate Standards section of said Report as

follows: by deleting the final four words in Section 1, Page 1, which reads as follows: "and in committee meetings", which amendment was declared adopted.

Senator Rozell moved the adoption of the Code of Standards and Conduct section of said Report, as amended, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn and Young.—41.

Excused: Crutcher, Dennis, Johnston, Moore, Shedrick, Tinsley and York.—7.

Further consideration of the Code of Ethics Section of said Report was deferred temporarily, upon the unanimous consent request of Senator Rozell.

GENERAL ORDER

HB 1289 by Henry of the House and Smith (Finis) of the Senate was read and considered.

Senator Finis Smith moved to amend **HB 1289**, Page 106, Lines 2 through 16, by striking after the word "amendments." all of paragraph (5) and substituting in lieu thereof the following language:

"(5) When a writing constituting a mortgage upon lands, or interests in lands such as oil and gas leasehold estates, also covers minerals to be severed from such lands, equipment used in mining, storing, treating and marketing such minerals and the accounts and proceeds to be derived from dis-

position of such minerals contains a legal description of such lands sufficient to comply with Sections 287, 291 and 298 of Title 19 of the Oklahoma Statutes of 1971, as amended, has been validly executed, acknowledged and recorded in the Office of the County Clerk for the county in which such lands are located, such mortgage shall constitute a financing statement covering such collateral and no other filing or recording shall be required to perfect the security interests in such collateral covered by the mortgage. The mortgage shall remain effective to perfect such security interests until it shall be released or satisfied of record or its effectiveness as to the lands or interests in lands described therein shall be otherwise effectively terminated.", which amendment was declared adopted.

Senator Finis Smith moved to amend **HB 1289**, Page 114, Lines 15 through 18 and Page 115, Lines 1 through 15 by striking after the word "estate" all of Paragraph (7) and substituting in lieu thereof the following language:

"(7) When a writing constituting a mortgage upon lands, or interests in lands such as oil and gas leasehold estates, also covers minerals to be severed from such lands, equipment used in mining, storing, treating and marketing such minerals and the accounts and proceeds to be derived from disposition of such minerals contains a legal description of such lands sufficient to comply with Sections 287, 291 and 298 of Title 19 of the Oklahoma Statutes of 1971, as amended, has been validly executed, acknowledged and recorded in the Office of the County Clerk for the county in which such lands are located, such mortgage shall constitute a financing statement covering such collateral and no other filing or recording shall be required to perfect the security interests in such collateral covered by the mortgage. The mortgage shall remain effective to perfect such security interests until it shall be released or satisfied of record or its effective-

ness as to the lands or interests in lands described therein shall be otherwise effectively terminated.", which amendment was declared adopted.

Senator Finis Smith moved to amend **HB 1289**, Page 7, Lines 17 and 18, and Page 8, Lines 1 and 2, by deleting after the word "pawnbroker" on Line 16 and before the word "buying" on Page 8, Line 2, all language, which amendment was declared adopted.

Senator Keller moved to amend **HB 1289**, Page 41, Line 5, by striking after the word "extraction" all remaining language of paragraph (h), through Line 10, which amendment was declared adopted.

Senator Finis Smith moved that **HB 1289**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1289** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1289 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—44.

Nay: Boatner and Keller.—2.

Excused: Crutcher and Tinsley.—2.

The bill passed.

HB 1289 was referred for engrossment.

PENDING CONSIDERATION OF HAS

Has to **SB 141** were read and rejected upon motion of Senator Combs; Conference requested and Senate Conferees appointed as follows: Senators Combs, York and Keating.

Has to **SB 185** were read and rejected upon motion of Senator Clifton; Conference requested and Senate Conferees appointed as follows: Senators Clifton, Kilpatrick and Johnson.

GENERAL ORDER

HB 1231 by Deatherage, et al, of the House and York, Cate, Cain and Moore of the Senate was read and considered.

Senator McCune asked to be named a co-author of **HB 1231**, which was the order.

Senator Cain moved to amend **HB 1231**, Page 8, Line 2½, by adding a new Section 9, and renumbering, to read as follows:

"Section 9. A. There is hereby established a local review board in each judicial district in the state. Members of the local review boards shall be residents of the judicial district in which the board serves and shall be appointed by a majority of the judges in each judicial district having juvenile docket responsibility. Provided, the appointing judges by a majority vote, may establish additional review boards as needed for counties within a judicial district with a population in excess of fifty thousand (50,000) persons based upon the last preceding federal decennial census.

B. A local review board shall consist of five (5) members for each judicial district.

C. Board members shall be appointed for a term of three (3) years, except that of those initially appointed, one shall be for a term of one (1) year, two for terms of two (2) years and two for terms of three (3) years. Members shall serve after the expiration of their terms until their respective successors shall have been appointed. Vacancies shall be filled for the duration of unexpired terms. The local review board members shall be appointed according to the following guidelines:

1. One member shall be a person who has training or experience in issues concerning child placement; or a person who has demonstrated an interest in children through voluntary community service or professional activities;

2. Whenever possible, at least one member of the board shall be an individual who has served as a foster parent, provided that no person on the local review board shall participate as a board member in any review hearing in which he is a party; and

3. No more than one person employed by any child welfare agency or juvenile court may be appointed to a board at the same time; provided such person shall not participate in any review hearing in which he is professionally involved.

D. Each local review board shall annually elect a chairperson. A list of the members of each local board and its officers shall be sent to the Supreme Court.

E. Each local board shall meet at a place it designates as often as is necessary to carry out the duties of the board. The local board shall meet not less than twice annually. A local board shall be subject to the provisions of the Oklahoma Open Meeting Act, except that the actual case reviews shall be held in executive session and the names of the children in temporary placement shall not be published.

F. Members of local review boards shall serve without compensation, but shall be reimbursed for travel expenses from monies appropriated by the legislature for such purposes, as provided by the State Travel Reimbursement Act.", which amendment was declared adopted.

Senator Cate moved that **HB 1231**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1231** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1231 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson and York.—42.

Nay: Boatner, Giles, Landis, Winn and Young.—5.

Excused: Tinsley.—1.

The bill passed.

HB 1231 was referred for engrossment.

Senator Combs presiding.

PENDING CONSIDERATION OF HAS

HAs to SBs 56, 58, 66 and 67 were read and rejected upon motion of Senator Randle;

Conference requested and said bills referred to GCCA.

COMMITTEE REPORT

The Code of Ethics section of the Committee Report on the Standards and Ethics Code for members of the Senate and Staff was called up for further consideration.

Senator Stipe moved to amend the proposed Ethics Code by striking after the word "statutes" on Page 4, Line 2, the balance of Line 2 to all of Line 3 and substituting therefor the language: "of the State of Oklahoma.", which amendment was declared adopted.

Senator Rozell moved the adoption of the Code of Ethics section of the Report, which

motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—45.

Excused: Crutcher, Dennis and Tinsley.—3.

The Code of Ethics and Code of Conduct and Standards for members of the Senate and Staff, as amended, was ordered spread in the Journal, and reads as follows:

A CODE OF ETHICS FOR THE OKLAHOMA STATE SENATE

ARTICLE I

Statement of Purpose

The Senate finds and declares that high moral and ethical standards among public servants are essential to the orderly conduct of a free government; that a code of ethics for the guidance of public officers and employees is necessary in order to eliminate conflicts of interest in public office, improve standards of public service, and promote and strengthen the faith and confidence of the people in their government.

All Senators before entering upon the duties of their offices, according to Article XV, Section 1 of the Constitution of the State of Oklahoma, are required to take and subscribe to the following oath or affirmation: "I, . . . , do solemnly swear (or affirm) that I will support, obey, and defend the Constitution of the United States, and the Constitution of the State of Oklahoma, and that I will not, knowingly, receive, directly or indirectly, any money or other valuable thing, for the performance or nonperformance of any act or duty pertaining to my office, other than the compensation allowed by law; I further swear (or affirm) that I will faithfully discharge my duties as Senator to the best of my ability."

The Senate also recognizes that, in Oklahoma, service in the Senate is not a full-time occupation and is not compensated on that basis with the result that Senators must look to income from sources other than their senatorial salaries and allowances to feed, shelter and clothe themselves and their families. That being true, conflicts of interest of varying degrees may occur from time to time for even the most careful and conscientious Senator as a part-time public official. It is, therefore, the purpose of this Code of Ethics for the Oklahoma

State Senate to set reasonable and practicable standards and guidelines governing the conduct of Senators that will assure this body of attracting to it men and women of high integrity, character and dedication and yet not so stringent and restrictive as to limit service herein only to the very poor or the very wealthy.

ARTICLE II

Statutory Requirements

SECTION 1. Title 74 of the Oklahoma Statutes, Section 1409, provides as follows:

No Legislator shall

(a) Introduce, promote or vote for any proposed special interest legislation on his own behalf, or on behalf of any other person, corporation, partnership, trust or business entity which directly affects such Legislator or in which such Legislator has or may have any substantial financial interests other than legislation affecting legislative salaries, expenses and allowances; provided, that this provision shall not preclude a Legislator from introducing, promoting or voting for any proposed general legislation which directly affects him or in which he has or may have any substantial financial interest;

(b) Directly or indirectly accept or request any compensation, gift, loan, entertainment, favor, or service given for the purpose of influencing such Legislator in the discharge of his official duties. Provided, however, that this section shall not apply to bona fide campaign contributions;

(c) Use his official position to secure special privileges, exemptions or compensation for himself, except as may be provided by law;

(d) Disclose confidential information acquired by reason of his official position to any person, group, or others not entitled to receive such confidential information, nor shall he use such information for his personal gain or benefit;

(e) Sell or cause to be sold, either as an individual or through any business enterprise in which he holds a substantial financial interest, goods or services to any state agency unless the contract is awarded pursuant to statutes of the State of Oklahoma;

(f) Receive any compensation for his services as a Legislator from any source other than the State of Oklahoma, unless otherwise provided by law;

(g) Accept other employment which would impair his independence of judgment in the performance of his public duties;

(h) Receive or agree to receive compensation for representing or assisting any person or business in any transaction involving the state; provided, this subsection shall not apply to representation of a person or business when such representation requires the Legislator to possess a special license, permit, or technical knowledge to properly represent the person or business. This act shall not be interpreted to prevent an attorney to appear in behalf of his client in any court, board of commission; or

(i) Be employed by or receive any commission, fee, or compensation from the state, except the compensation and allowance for expenses provided by law to a Legislator.

Nothing in this section shall prohibit a Legislator from representing or assisting a person or business in any matter before an administrative or judicial body of the state when the matter merely involves a proceeding by a person or business against another person or business.

When a Senator is in doubt as to the application of this statute to himself, he may submit to the Attorney General a fully written statement of the facts and questions he may have. The Attorney General shall then render an opinion to the Senator and may publish these opinions, or abstracts thereof, with the name of the Senator advised, unless the Senator requests otherwise in writing. In addition, Senate Rule 7-5 states that the Committee on Standards and Ethics shall provide, upon the request of any member of the Senate, an interpretation of the Code of Ethics or Code of Conduct as it applies to a specific situation. The identity of the member making the request may be kept confidential, at the discretion of the member.

ARTICLE III

Campaign Finances

SECTION 1. Senators shall be careful and diligent in complying with the requirements of the general law of the state regulating campaign financial disclosures, as contained in Article XV of Title 26 of the Oklahoma Statutes.

ARTICLE IV

Senate Committee on Standards and Ethics

SECTION 1. The committee shall have the authority to consider complaints concerning alleged violations of the Code of Ethics or statutes governing senatorial ethics or conduct and to investigate such complaints and hold hearings as authorized by the President Pro Tempore. Any member who feels that the ethics of the Senate are being violated by either a member of the Senate or the staff should seek redress by submitting a complaint concerning the violation to the President Pro Tempore. Before the committee exercises any of the authority granted in this section with respect to any investigation or hearing it shall, by majority vote of the whole membership of the committee, define the nature and scope of its inquiry. All proceedings before the committee concerning alleged violations of the Code of Ethics or Statutes governing senatorial ethics or conduct shall be conducted in executive session.

SECTION 2. Complaints must be in writing, signed by the person making the complaint, stating all available facts, under oath, or affirmation, which oath or affirmation must be taken personally before the chairman or any member of the Senate Committee on Standards and Ethics. Any complaint so filed shall be deemed confidential, until such time as the Committee has held a meeting for the purpose of investigating the complaint and said complaint shall remain confidential if the Committee seeks further information thereon, and if the Committee at the conclusion of its preliminary investigation concludes that said complaint was false and groundless the matter shall be closed. If, after the initial investigation, a majority of the committee determines that there is probable cause to believe that a violation of the Code of Ethics or of a statute governing senatorial ethics or conduct might have occurred, a copy of the

complaint and a further statement of the alleged violation shall be served upon the alleged violator. He or she shall have twenty (20) days after service thereof to respond in writing to the complaint and statement. If any information or complaint which is required by this Code to remain confidential is disclosed, the committee, at its discretion, may refuse to consider the matter further.

SECTION 3. The Senate Committee on Standards and Ethics shall be clothed with all the powers granted to investigating committees generally by the Oklahoma Statutes, and any person who, having been served with a subpoena to appear before the committee, willfully fails to appear, or who, having appeared, willfully refuses to answer questions of the committee or produce any papers, documents, records, or other items of evidence called for by the committee, or who discloses any information which is required by this Code to remain confidential, is guilty of contempt and is punishable as provided by the Oklahoma Statutes. Further, any person who willfully swears or affirms falsely in any material manner, in respect to any matter under inquiry by the committee, upon oath or affirmation, to the complaint or in giving testimony, or who produces false evidence, is guilty of perjury and is punishable as provided in the Oklahoma Statutes. Further, any person who willfully evades the service of a subpoena by the committee is punishable as provided by the Oklahoma Statutes.

STANDARDS: According to Black's Law Dictionary, the definition of "Standards" is "Stability, general recognition, and conformity to established practice. A type, model, or combination of elements accepted as correct or perfect."

CODE OF CONDUCT AND STANDARDS FOR MEMBERS OF THE SENATE AND STAFF

1. Coat and tie shall be worn by male members, and a dress or pants suit by female members in the chamber during sessions of the Senate.
2. Each Senator is personally responsible for his or her own staff. All other staff members of the Senate are under the authority of the Secretary of the Senate. Complaints pertaining to employees, either personal staff or Senate staff, should be made to the proper authority rather than to the individual.
3. (a) On the floor during session and in committee, members should endeavor to be congenial and complimentary. Members should avoid personal attacks and dealing in personalities. (b) During public occasions away from the Capitol, members should endeavor to keep personalities out of their discussions and deal with programs, not personalities.
4. The consumption of alcohol is forbidden in the chamber, and any member who is in the chamber in an intoxicated state will be removed by security personnel.
5. It is beneath the dignity of the Senate for members to consume food products such as sandwiches or ice cream bars, in the chamber.
6. Members of the Senate should continually conduct themselves in accordance with the standards which will reflect credit upon themselves and the Senate. It is beneath the dignity of the Senate for a member to sit upon a desk, or to place his feet upon a desk in the chamber.

7. While a Senator is speaking, no Senator should enter into any disturbing private conversation or pass between the speaking Senator and the Presiding Officer. Profane, obscene, or indecent language is discouraged in the Senate and in all standing or special committees of the Senate.

8. A Senator shall address other members with the title "Senator" when addressing one another during formal Senate proceedings either on the floor of the Senate or in committee.

9. The Presiding Officer may direct a designated Senate employee to activate his roll call switch. No member shall be permitted to vote on any question unless said member is physically present in the chamber at the time the vote is taken.

10. The President Pro Tempore (or the Majority Floor Leader) shall designate those Senate employees who shall be granted privileges of the floor during any session of the Senate, said employees to be limited to those whose work requires their presence.

Any member desiring to bring a guest to the floor of the Senate shall first notify the Majority Floor Leader. No such guest shall enter the chamber until privileges of the floor have been granted pursuant to Rule 10-10.

11. No person other than a member of the Senate shall cause materials to be distributed on each desk in the Senate chamber without first having obtained approval by the Majority Floor Leader. The sponsoring senator will be identified.

12. The Director of Services and Security or his designees act as Sergeant-at-Arms for the Senate and shall have responsibility of serving legal processes and enforcing Rules and policies of the Senate.

13. Any member who feels that the standards of the Senate are being violated by either a member of the Senate or the staff should seek redress by submitting a complaint to the President Pro Tempore concerning the violation. The President Pro Tempore may refer the complaint to the Senate Committee on Standards and Ethics.

GENERAL ORDER

HB 1227 by Baughman and Glover of the House and Taliaferro of the Senate was read and considered.

Senator Taliaferro moved that **HB 1227** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1227** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1227 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—43.

Nay: Keating, McCune and Smith (Jerry L.).—3.

Excused: Pierce and Tinsley.—2.

The bill and emergency passed.

HB 1227 was referred for engrossment.

GENERAL ORDER

HB 1266 by Trent of the House and Boatner of the Senate was read and considered.

Senator Cate moved to amend **HB 1266**, Page 1, Line 1, by striking the word "Annuitants" and inserting in lieu thereof the word: "Members", which amendment was declared adopted.

Senator Boatner moved that **HB 1266**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1266** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1266 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

The bill and emergency passed.

HB 1266 was referred for engrossment.

GENERAL ORDER

HB 1267 by Riggs of the House and Randle of the Senate was read and considered.

Senator Finis Smith asked to be named a coauthor of **HB 1267**, which was the order.

Senator Randle moved to amend **HB 1267**, Page 2, Line 2, by inserting after the word "municipality" and before the word "may", the following language: "having a population of more than two hundred thousand (200,000)", which amendment was declared adopted.

Senator Randle moved that **HB 1267**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1267** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1267 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Boatner, Giles, Keller, Moore and Pierce.—5.

Excused: Crow.—1.

The bill and emergency passed.

HB 1267 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1015**.

HCR 1015 — By Feddersen of the House and Tinsley of the Senate.

A Concurrent Resolution recalling from the office of the Governor Enrolled House Bill No. 1388 passed by the First Session of the Thirty-eighth Oklahoma Legislature.

WHEREAS, Enrolled House Bill No. 1388, passed by the 1st Session of the 38th Oklahoma Legislature, is now on the desk of the Governor for his signature; and

WHEREAS, the Legislature desires to further consider certain substantive provisions of said Enrolled House Bill.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 38TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Governor of the State of Oklahoma is hereby requested to return Enrolled House Bill No. 1388 to the House before such measure is acted upon for the purpose of reconsideration of said Enrolled House Bill by the House of Representatives and Senate.

Senator Tinsley asked unanimous consent to suspend Rules 5-4 and 5-5 to allow immediate consideration of **HCR 1015**, which was the order.

HCR 1015 was read at length, adopted upon motion of Senator Tinsley, and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 16 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1170 by McCorkell and Anderson (Don) of the House and Terrill of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1170**, which was the order.

Senator Howell moved to amend **HB 1170**, Page 4, as follows: by striking after the word "party" on Line 11, the balance of the sentence on lines 11, 12, 13, 14 through the word "hearing" on Line 15, and insert in lieu thereof the following: "pursuant to the Administrative Procedures Act.", which amendment was declared adopted.

Senator Terrill moved that **HB 1170**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1170** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1170 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

The bill passed.

HB 1170 was referred for engrossment.

GENERAL ORDER

HB 1233 by Gray of the House and Terrill of the Senate was read and considered.

Senator Terrill moved that **HB 1233** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1233** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1233 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McDaniel, Moore, O'Connor, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—35.

Nay: Boatner, Crow, Giles, Keller, Landis, Leonard, McCune, Martin, Miller, Pierce, Rozell, Smith (Jerry L.) and Young.—13.

The bill and emergency passed.

HB 1233 was referred for engrossment.

GENERAL ORDER

HB 1419 by Riggs, et al, of the House and Terrill of the Senate was read and considered.

Senator Landis asked to be named a co-author of **HB 1419**, which was the order.

Senator Terrill moved to amend **HB 1419**, Page 2, Line 15, by deleting the word "com-

plete", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1419**, Page 2, Line 16, as follows: delete the period (.) and add the following language: "as determined by the Jail Inspection Division, Oklahoma State Department of Health.", which amendment was declared adopted.

Senator Terrill moved that **HB 1419**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1419** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1419 was read for the third time at length.

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

Aye: Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnston, Kilpatrick, Landis, Luton, Martin, Miller, O'Connor, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn, York and Young.—31.

Nay: Branch, Capps, Crow, Green, Johnson, Keating, Keller, Lamb, Leonard, McCune, McDaniel, Moore, Pierce, Smith (Jerry L.) and Watson.—15.

Excused: Porter and Randle.—2.

The bill passed.

Senators Crow, McDaniel and Capps desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 12. Excused: 2.

The emergency passed.

HB 1419 was referred for engrossment.

PENDING CONSIDERATION OF HAS

Has to **SB 265** were read and rejected upon motion of Senator Finis Smith; Conference requested and said bill referred to GCCA.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1066, 1081 and 1095**, requesting Conference and referring same to GCCA.

Advising Conference granted on Engrossed **SBs**, and naming House Conferees as follows:

SB 141 — Lawter, Bradley and Dunn.

SB 185 — Lewis, Riggs and Harris.

SB 214 — Fried, Deatherage and Williams (Penny).

GENERAL ORDER

HB 1350 by Manning of the House and Shedrick of the Senate was read and considered.

Senator Finis Smith moved to amend **HB 1350**, Page 2, Line 9, by striking after the word "the" and before the word "operator" the words "owner or", which amendment was declared adopted.

Senator Keating moved to amend **HB 1350**, Page 3, Line 2, by adding after the word "party" and before the period the following: "within the period of limitations as prescribed by law"

Senator Finis Smith moved, as a substitute motion to the Keating amendment, to amend **HB 1350**, Page 3, Lines 1 and 2, by striking all language on Lines 1 and 2 and substituting therefor the following: "the collision has

not been made within six (6) months after the date of the accident and provided that if a settlement has been made a report of such settlement must be made by the parties.", which substitute motion to amend was declared adopted.

The Chair declared the Keating amendment moot.

Senator Shedrick moved to amend **HB 1350**, Page 3, Line 13, by deleting after the word "of" and before the word "of" the following language: "Article VI, Chapter 7" and by adding in lieu thereof the following language: "Section 7-601 et seq.", which amendment was declared adopted.

Senator Shedrick moved to amend **HB 1350**, Page 3, Lines 16 and 17, by deleting after the word "with" on Line 16 and before the word "the" on Line 17, the following language: "Article VI," and by adding in lieu thereof the following language: "Sections 7-601 et seq." which amendment was declared adopted.

Senator Shedrick moved to amend **HB 1350**, Page 4, Line 1, by deleting the words "Articles II and III of Chapter 7" and substituting in lieu thereof the following language: "Sections 7-201 and 7-301 et seq.", which amendment was declared adopted.

Senator Stipe moved to amend **HB 1350**, Page 4, Line 1½, by adding a new Section 3 and new Section 4 to read as follows:

"Section 3. During the emergency period provided for in Section 11-801a of Title 47 of the Oklahoma Statutes, the fine for traffic violations or convictions for traffic offenses for driving in excess of fifty-five (55) miles per hour, but less than seventy (70) miles per hour shall be Five Dollars (\$5.00).

Section 4. Section 3 of this act shall be codified in the Oklahoma Statutes as Section 11-801e of Title 47, unless there is created a duplication in numbering."

by renumbering subsequent sections

and by amending the Title on page 1 by adding on the tenth (10th) line of the Title after the semicolon ";," and before the word "AND", the following language:

"PROVIDING FOR CERTAIN
FINES; DIRECTING CODIFICA-
TION;"

Senator Shedrick moved to table the Stipe motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Howell, Kilpatrick, Leonard, Luton, McCune, McDaniel, Martin, Randle, Schuelein, Shedrick, York and Young.—18.

Nay: Branch, Capps, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnston, Keating, Keller, Lamb, Landis, Miller, Moore, O'Connor, Pierce, Rozell, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson and Winn.—26.

Excused: Johnson, Porter, Terrill and Tinsley.—4.

Senator Landis moved to amend the Stipe amendment to **HB 1350**, by adding after the word "hour" and before the word "shall" the following: "on four-lane divided highways or turnpikes", which amendment to the Stipe amendment was declared adopted upon the unanimous consent request of Senator Stipe.

On the question of adoption of the Stipe amendment to **HB 1350**, as amended, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Crow, Crutcher, Cummins, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Kel-

ler, Lamb, Landis, Miller, Moore, O'Connor, Pierce, Rozell, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, and Young.—30.

Nay: Cain, Cate, Clifton, Combs, Cullison, Dahl, Howell, Kilpatrick, Leonard, Luton, McCune, McDaniel, Martin, Randle, Schuelein and Shedrick.—16.

Excused: Porter and York.—2.

Senator Finis Smith moved to amend **HB 1350**, Page 3, Line 13, by inserting before the word "the" the following "the parties were in compliance with" and by striking the words "were in effect" on Line 14, which amendment was declared adopted.

Senator Shedrick moved that **HB 1350**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1350** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1350 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Crow, Crutcher, Cummins, Dahl, Dennis, Green, Howard, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—36.

Nay: Boatner, Clifton, Combs, Cullison, Giles, Howell, Kilpatrick, Luton, McCune, Randle and Schuelein.—11.

Excused: Porter.—1.

The bill and emergency passed.

HB 1350 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1015**.

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

PENDING CONSIDERATION OF HAS

HAs to **SB 251** were read and rejected upon motion of Senator Stipe; Conference requested and Senate Conferees appointed as follows: Senators Stipe, Kilpatrick and Randle.

HAs to **SBs 85** and **87** were read and rejected upon motion of Senator Young; Conference requested and said bills referred to Joint Retirement Laws Committee.

GENERAL ORDER

HB 1357 by Draper and Manning of the House and Shedrick of the Senate was read and considered.

Senator Shedrick moved to amend **HB 1357**, Page 2, Lines 7 through 10, by striking the word "indemnify" on Line 7, and before the word "and" on Line 10, all language and inserting thereof the following: "employees of institutions", which amendment was declared adopted.

Senator Shedrick moved that **HB 1357**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1357** was placed on Third Reading.

THIRD READING

HB 1357 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Cummins and Porter.—2.

The bill passed.

(Note: The floor amendment restored the bill to the Engrossed version.)

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 56, 58, 66, 67** and **265**, and referring same to GCCA.

GENERAL ORDER

HB 1353 by Duke of the House and Miller of the Senate was read and considered.

Senator Miller moved that **HB 1353** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1353** was placed on Third Reading.

THIRD READING

HB 1353 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-

lison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Nay: Stipe.—1.

Excused: Cummins and Porter.—2.

The bill passed.

MESSAGES FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HB 1207**, as follows: Hobson, McCorkell and Riggs.

Advising Conference granted on Engrossed **SBs 85 and 87**, and referring same to Joint Retirement Laws Committee.

Advising Conference granted on **SB 156** and referring same to Joint Retirement Laws Committee; requesting the Honorable Senate withdraw **SB 156** from Special Conference Committee and send to Joint Retirement Laws Committee.

GENERAL ORDER

HB 1371 by Draper of the House and Smith (Finis) of the Senate was read and considered.

Senator McDaniel moved to amend **HB 1371**, Page 1, by restoring the Title, which amendment was declared failed of adoption.

Senator Finis Smith moved that **HB 1371** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1371** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1371 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—43.

Nay: Johnston, McDaniel and Tinsley.—3.

Excused: Cummins and Porter.—2.

The bill passed.

HB 1371 was referred for engrossment.

GENERAL ORDER

HB 1132 by Graves, et al, of the House and Smith (Jerry), Keating and Moore of the Senate was read and considered.

Senator Keller moved to amend **HB 1132**, Page 2, Line 11, by adding after the word "cruel" the following: "within the definition of the word 'atrocious' shall be included those murders wherein the victim is sixteen years of age or less."

Senator Jerry Smith moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Leonard, McDaniel, Miller, O'Connor,

Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), and Young.—24.

Nay: Boatner, Capps, Combs, Dahl, Giles, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Moore, Pierce, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—22.

Excused: Cummins and Porter.—2.

Senator Keller moved to amend **HB 1132**, Page 3, Line 2, by adding after the word "was" and before the word "a" the following: "a minor child under sixteen years of age or"

Senator Jerry Smith raised a point of order and requested a ruling of the Chair in that the Keller amendment to **HB 1132** was the same subject matter contained in the tabled Keller amendment previously considered. The Chair ruled the Keller amendment out of order.

Senator Finis Smith moved to amend **HB 1132**, Page 3, Line 8½, by inserting a new Section 2 and renumbering: "Section 2. The solicitation of a person to cause, either the bodily injury or the death of another person shall be a felony punishable by imprisonment in the state penitentiary for a term of not less than five years, nor more than life imprisonment.", on which amendment consideration was deferred.

Senator Jerry Smith moved that further consideration of **HB 1132** be deferred for this legislative day, which motion was declared adopted.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for conference on **HBs 1066, 1081 and 1095** was ordered granted, said bills referred to GCCA.

Upon motion of Senator Martin, the request of the Honorable House to withdraw **SB 156** from Special Conference Committee and refer same to Joint Retirement Laws Committee was ordered granted. Said bill referred to Joint Retirement Laws Committee.

GENERAL ORDER

HB 1020 by Vaughn, et al, of the House and Landis, Pierce and Schuelein of the Senate was read and considered.

Senator Landis moved that **HB 1020** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1020** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1020 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Cullison, Dahl, Dennis, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Winn and Young.—35.

Nay: Cain, Combs, Crutcher, Howard, Howell, Randle, Smith (Finis), Stipe and Watson.—9.

Excused: Cummins, O'Connor, Porter and York.—4.

The bill passed.

HB 1020 was referred for engrossment.

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 1388**.

**PENDING SENATE ACTION—
HOUSE REQUEST**

Upon motion of Senator Martin, the request of the Honorable House to the Senate to rescind its fourth reading and signing of Enrolled **HB 1388** was ordered granted.

COMMITTEE REPORT

The following was reported by the committee named, ordered printed and placed on the Calendar.

DO PASS:

HCR 1014 — Policy, coauthored by Howard.

**CONFERENCE COMMITTEE
REPORT**

Conference Committee Report on the following Bill was read and consideration deferred:

SB 73.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 28, 1981, of Enrolled **SBs 39** and **333**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 29, 1981, at 12:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1211, 1212, 1255, 1353 and **1357** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 5:00 p.m. to meet Wednesday, April 29, 1981, at 12:30 p.m.

Sixty-sixth Legislative Day

Wednesday, April 29, 1981

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

President Pro Tempore York presiding.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

President Pro Tempore York declared a quorum present.

The prayer was offered by Mr. Sheerer, the guest of Senator Giles.

EXECUTIVE NOMINATION

The following Gubernatorial nomination was read and referred to the Committee on Executive Nominations:

Sheldon Detrick, Tulsa, as member to the Board of Regents of Tulsa Junior College.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 251** and referring same to GCCA; requesting the Honorable Senate to withdraw **SB 251** from Special Conference and refer to GCCA.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1211, 1212, 1255, 1353 and 1357.**

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

CONSENT CALENDAR

HJR 1011 by Fair of the House and Combs, Johnson and Landis of the Senate was read and considered.

Senator Combs moved that **HJR 1011** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HJR 1011** was placed on Third Reading.

THIRD READING

HJR 1011 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: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cate, Johnston, Luton, Miller and Porter.—5.

The resolution and emergency passed.

Senator Kilpatrick presiding.

**MESSAGE FROM THE HOUSE
HAS TO SENATE BILLS**

Advising passage of and returning the following Engrossed Bills as amended:

SB 32

SB 37

SB 42

SB 46

SB 53

SB 59

SB 61

SB 65

SB 226

SB 227

SB 243, coauthored by Mentzer.

SB 297, coauthored by Anderson (Don).

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

HBs 1020, 1170, 1227, 1233, 1266, 1267, 1289, 1350, 1371 and 1419 were each

correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1292 by Davis (Guy) et al, of the House and Tinsley of the Senate was read and considered.

Senator Branch asked to be named a co-author of **HB 1292**, which was the order.

Senator Finis Smith moved to amend **HB 1292**, Page 22, Line 10½, by inserting a new Section 4, and renumbering: "Any rebate, kickback, or payment received by any county officer shall be chargeable against his salary and the salary of such officer shall be reduced accordingly." which amendment was withdrawn upon request of Senator Finis Smith.

Senator Tinsley moved that **HB 1292**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1292** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1292 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Johnston, Luton, Miller and Porter.—4.

*Not Voting: Smith (Jerry L.).—1.

*Senator Jerry Smith asked to be shown not voting on **HB 1292** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

HB 1292 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

Pursuant to Rule 12-22, the following nonsubstantive error was corrected and approved: **HB 1231**, Page 2, Section 3, Line 8, change the words "the name" to read "whose name".

HB 1231 was correctly engrossed, and together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1315 by Sanders of the House and Johnson of the Senate was read and considered.

Senator Rozell moved to amend **HB 1315**, Page 11, Line 2, by restoring the stricken language on Lines 2, 3 and 4, which motion to amend was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Crow, Crutcher, Cummins, Keller, Landis, Luton, McCune, McDaniel, Martin, Rozell, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley, Watson and Winn.—17.

Nay: Cain, Capps, Combs, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb,

Leonard, Moore, O'Connor, Porter, Randle, Schuelein, Shedrick, Taliaferro, Terrill and Young.—24.

Excused: Branch, Cate, Clifton, Dennis, Miller, Pierce and York.—7.

Senator Keller moved to amend **HB 1315**, Page 28, Line 10, by deleting the words and figure "Three Hundred Dollars (\$300.00)" and inserting in lieu thereof the words and figure "Two Hundred Dollars (\$200.00)".

Senator Capps moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Nay: Combs, Green, Keller, Moore and Pierce.—5.

Excused: York.—1.

Senators Terrill and Taliaferro moved to amend **HB 1315**, Page 13, Line 9, by adding after the period on Line 9, the following language: "Notwithstanding the provisions of this Section, federal property designated for military usage shall be exempt from the aforesaid provisions and shall be under the supervision of the commanding authority thereof in conjunction with the appropriate federal authorities.", which amendment was declared adopted upon a division of the question.

Senator Keller moved to amend **HB 1315**, Page 28, Lines 13 and 14, by deleting the

words and figure "Four Hundred Dollars (\$400.00)" and inserting in lieu thereof the words and figure "Three Hundred Dollars (\$300.00)".

Senator Capps moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and Winn.—38.

Nay: Combs, Cummins, Green, Keller, Moore, Pierce, Smith (Jerry L.) and Watson.—8.

Excused: York and Young.—2.

Senator Jerry Smith moved to amend **HB 1315**, Page 29, Line 6½, by adding a new Section 11 to read as follows:

"Section 11. No person may hunt on any property other than his own unless said property is posted for hunting. No landowner shall be held liable for injury to any hunter, while hunting.", and renumbering.

Senator Johnson moved to table the Jerry Smith motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—33.

Nay: Branch, Capps, Crow, Giles, Green, Keating, Keller, Landis, Leonard, McCune, Miller and Smith (Jerry L.).—12.

Excused: Cate, Combs and York.—3.

Senator O'Connor moved to amend **HB 1315**, Page 29, Line 6½, by inserting a new Section 11 and renumbering: "Section 11. All funds collected by the selling of licenses and special fees will go into the General Fund and be appropriated by the Legislature.".

Senator Dahl moved to table the O'Connor motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Giles, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Randle, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, York and Young.—26.

Nay: Boatner, Branch, Combs, Crow, Cummins, Dennis, Green, Howard, Johnston, Keller, Leonard, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Smith (Jerry L.), Stipe and Watson.—21.

Excused: Winn.—1.

Senator Johnson moved that **HB 1315**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1315** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Stipe asked unanimous consent that the vote be reconsidered whereby **HB 1315** was advanced, to which request objection was heard.

Senator Stipe moved that the vote be reconsidered whereby **HB 1315** was advanced, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Nay: Johnson and McCune.—2.

Excused: Giles.—1.

GENERAL ORDER

Senator Finis Smith moved to amend **HB 1315**, Page 29, Line 12, by inserting after "1981." the following language: "Provided however, that the increase of fees contained in this Act shall expire July 1, 1982.", which amendment was declared adopted.

Senator Johnson moved that **HB 1315**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1315** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1315 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, John-

son, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, York and Young.—37.

Nay: Boatner, Giles, Green, Keller, Landis, Martin, Moore, O'Connor and Smith (Jerry L.).—9.

Excused: Terrill and Winn.—2.

The bill passed.

Senator Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 9. Excused: 1.

The emergency passed.

HB 1315 was referred for engrossment.

MESSAGE FROM THE HOUSE

Requesting the Honorable Senate to withdraw Engrossed **SBs 85** and **87** from Joint Retirement Laws Committee and that these bills be referred to GCCA.

PENDING CONSIDERATION OF HAS

HAs to **SB 243** were read and rejected upon motion of Senator Luton; Conference requested and Senate Conferees appointed as follows: Senators Luton, Crutcher and Keating.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House to withdraw **SBs 85** and **87** from Joint Retirement Laws Committee and refer these bills to GCCA

was ordered granted, said bills referred to GCCA.

Upon motion of Senator Martin, the request of the Honorable House to withdraw **SB 251** from Special Conference Committee and refer bill to GCCA was ordered granted, said bill referred to GCCA.

PENDING CONSIDERATION OF HAS

HAs to **SB 226** were read and rejected upon motion of Senator Finis Smith; Conference requested and Senate Conferees appointed as follows: Senators Finis Smith, Terrill and Watson.

HAs to **SB 227** were read and rejected upon motion of Senator Finis Smith; Conference requested and Senate Conferees appointed as follows: Senators Finis Smith, Combs and Cullison.

GENERAL ORDER

HB 1261 by Kelly of the House and Terrill of the Senate was read and considered.

Senator Howell moved to amend **HB 1261**, Page 3, Line 7, by striking after the word "may" and before the word "grant" on Line 8, the words "upon application" and by striking the words "completion of one year in the new district" and inserting in lieu thereof the following: "renewal of said teacher's contract for the second year in the district.", which amendment was declared adopted.

Senator Terrill moved that **HB 1261**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1261** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1261 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—38.

Nay: Boatner, Crow, Leonard, McCune, Miller, Shedrick, Winn and Young.—8.

Excused: Dahl and Porter.—2.

The bill passed.

HB 1261 was referred for engrossment.

GENERAL ORDER

HB 1339 by Denman and Henry of the House and Terrill of the Senate was read and considered.

Senator Terrill asked unanimous consent to amend **HB 1339** by striking all of Sections 2 through 13, which was the order.

Senator Terrill moved that **HB 1339**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1339** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1339 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Pierce.—1.

Excused: Dahl, Porter and Stipe.—3.

The bill and emergency passed.

HB 1339 was referred for engrossment.

PENDING CONSIDERATION OF HAS

Has to **SB 127** were read and rejected upon motion of Senator Tinsley; Conference requested and Senate Conferees appointed as follows: Senators Tinsley, Lamb and Howard.

GENERAL ORDER

HB 1373 by Brown, et al, of the House and Terrill and McCune of the Senate was read and considered.

Senator Terrill asked unanimous consent to amend **HB 1373** by striking all of Sections 2 through 16, which was the order.

Senator Terrill moved that **HB 1373**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1373** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1373 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Dahl and Porter.—2.

The bill and emergency passed.

HB 1373 was referred for engrossment.

GENERAL ORDER

HB 1397 by Harper of the House and Terrill of the Senate was read and considered.

Senator Terrill moved to amend **HB 1397**, Page 3, Line 16, by striking after the word "the", and before the word "on", the following language: "figure required of insurers" and substituting therefor the following language: "amount that such insurer had", which amendment was declared adopted.

Senator Terrill moved that **HB 1397**, as amended be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1397** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1397 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Dahl and Porter.—2.

Not voting: Smith (Finis).—1.

*Senator Finis Smith asked to be shown not voting on **HB 1397** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

HB 1397 was referred for engrossment.

GENERAL ORDER

HB 1259 by Henry of the House and Crow of the Senate was read and considered.

Senator Howard asked to be named a co-author of **HB 1259**, which was the order.

Senator Howard moved to amend **HB 1259**, Page 7, Line 13½, by adding a new Section 2 to read as follows:

“SECTION 2. 85 O.S. 1971, Section 12, is amended to read as follows:

Section 12. The liability prescribed in [the last preceding section] SECTION 11 OF

THIS TITLE shall be exclusive and in place of all other liability [of the employer and any of his employees], at common law or otherwise, OF ONLY THE EMPLOYER, INDEPENDENT CONTRACTOR, INTERMEDIATE EMPLOYER OR EMPLOYER AND ANY OF ITS EMPLOYEES, WHICH FURNISHES OR COULD BE REQUIRED TO FURNISH FULL COMPENSATION BENEFITS for such injury, loss of services or death, to the employee, spouse, personal representative, parents, dependents, or any other person, except that if an employer has failed to secure the payment of compensation for his injured employee, as provided in this [Act] TITLE, then an injured employee, or his legal representatives if death results from the injury, may maintain an action in the courts for damages on account of such injury, and in such an action the defendant may not plead or prove as a defense that the injury was caused by the negligence of a fellow servant, or that the employee assumed the risk of his employment, or that the injury was due to the contributory negligence of the employee; provided, that this section shall not be construed to relieve the employer from any other penalty provided for in this [Act] TITLE for failure to secure the payment of compensation provided for in this [Act] TITLE.”

and renumber subsequent sections.

Senator Crow moved to table the Howard motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Capps, Crow, Cullison, Giles, Green, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Watson and Winn.—22.

Nay: Branch, Cain, Cate, Clifton, Crutcher, Cummins, Dennis, Howard, Howell, Johnston, Kilpatrick, Luton, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Talia-

ferro, Terrill, Tinsley, York and Young.—22.

Excused: Combs, Dahl, Porter and Smith (Jerry L.).—4.

On the question of adoption of the Howard motion to amend, it was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Cate, Clifton, Crutcher, Cummins, Dennis, Howard, Howell, Johnston, Keller, Kilpatrick, Luton, Moore, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Winn and York.—26.

Nay: Capps, Crow, Cullison, Giles, Green, Johnson, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Rozell, Tinsley, Watson and Young.—19.

Excused: Combs, Dahl and Porter.—3.

Senator Crow moved that **HB 1259**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1259** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1259 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Clifton, Crow, Crutcher, Cummins, Dennis, Howard, Howell, Johnston, Keller, Kilpatrick, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—33.

Nay: Boatner, Capps, Combs, Cullison, Giles, Green, Johnson, Keating, Lamb, Landis, McCune, Pierce and Smith (Jerry L.).—13.

Excused: Dahl and Porter.—2.

The bill and emergency passed.

HB 1259 was referred for engrossment.

Senator McDaniel presiding.

GENERAL ORDER

HB 1418 by Duckett of the House and Howell of the Senate was read and considered.

Senator Howell moved that **HB 1418** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1418** was placed on Third Reading.

THIRD READING

HB 1418 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Dahl and Porter.—2.

The bill and emergency passed.

PENDING CONSIDERATION OF HAS

HAS to **SBs 32, 37, 42, 46, 53, 59, 61** and **65** were read and rejected upon motion of Senator Randle; Conference requested and said bills referred to GCCA.

HAS to **SB 297** were read and rejected upon motion of Senator Terrill; Conference requested and Senate Conferees appointed as follows: Senators Terrill, Watson and Cate.

GENERAL ORDER

HB 1299 by Davis (Frank), et al, of the House and Clifton of the Senate was read and considered.

Senator Clifton asked unanimous consent to amend **HB 1299**, Page 1, by crippling the Title, which was the order.

Senator Clifton moved that **HB 1299**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1299** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1299 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Dahl and Porter.—3.

The bill passed.

HB 1299 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Clifton moved that the vote be reconsidered whereby the Special Election feature to **HJR 1014** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Landis and McCune.—2.

Excused: Dahl and Porter.—2.

The question being, "Shall **HJR 1014**, by Craighead, Feddersen, Williams (Freddye) and Cox of the House and Clifton and Porter of the Senate entitled:

HJR 1014 — By Craighead, Feddersen, Williams (Freddye) and Cox of the House and Clifton and Porter of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment 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 create regional transportation districts; requiring elections; authorizing joint ventures; authorizing joint operation and ownership; allowing funding by municipalities and the state for transportation services; 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: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—38.

Nay: Combs, Keller, Landis, McCune, Moore, Smith (Jerry L.), Watson and Young.—8.

Excused: Dahl and Porter.—2.

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.

GENERAL ORDER

HB 1334 by Morgan of the House and Johnston, Crutcher and Johnson of the Senate was read and considered.

Senator Johnston moved that **HB 1334** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1334** was placed on Third Reading.

THIRD READING

HB 1334 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Dahl and Porter.—2.

The bill and emergency passed.

GENERAL ORDER

HB 1362 by Anderson (Don) and Baker of the House and Johnston of the Senate was read and considered.

Senator Howell moved to amend **HB 1362** by striking all of Paragraphs "A" and "C" of Section 1., which amendment was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Combs, Crow, Crutcher, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—36.

Nay: Branch, Capps, Clifton, Cullison, Cummins, Dennis, Johnston, Miller, Shedrick and Smith (Jerry L.).—10.

Excused: Dahl and Porter.—2.

Senator Johnston moved that **HB 1362**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1362** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1362 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, and York.—43.

Nay: Boatner, Winn and Young.—3.

Excused: Dahl and Porter.—2.

The bill and emergency passed.

HB 1362 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 16**, as coauthored by all members of the House.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

HJR 1019 by Kelly of the House and Crutcher of the Senate was read and considered.

Senator Crutcher moved that further consideration of **HJR 1019** be deferred for this legislative day, which motion was declared adopted.

GENERAL ORDER

HB 1132, considered and deferred on Pages 672 and 673, was considered further.

Senator Finis Smith moved, as a substitute motion to the amendment shown on Page 673, to amend **HB 1132**, Page 3, Line 8½, by adding a new Section 2 to read as follows:

“Section 2. It shall be unlawful for any person or agent of that person to solicit another person or persons to cause the death of a human being by the act of Murder in the First Degree as is defined by Title 21 O.S. 701.7. A person who is convicted, pleads guilty, or pleads nolo contendere to the act of Solicitation For Murder In The First Degree shall be punished by imprisonment in a state penal institution for not less than five (5) years nor more than life imprisonment in the state penitentiary.”, and renumbering, which substitute amendment was declared adopted.

Senator Combs presiding.

Senator Keller moved to amend **HB 1132**, Page 3, Line 8, by adding after the word “duty” the following: “; or” and a new paragraph 9, as follows: “9. The victim of the murder was fourteen (14) years of age or less.” and by adding the Severability Clause.

Senator Jerry Smith moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Cullison, Cummins, Dennis, Green, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Porter, Schuelein,

Shedrick, Smith (Finis), Smith (Jerry), Stipe, York and Young.—24.

Nay: Cain, Combs, Keating, Keller, Lamb, Landis, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Taliaferro, Terrill and Watson.—17.

Excused: Crutcher, Dahl, Giles, Howard, Randle, Tinsley and Winn.—7.

Senator Howell moved to amend **HB 1132** by adding after the adopted Finis Smith amendment a new Section to read as follows: "Section 3. Aggravating circumstances shall also include the murder, or attempted murder, of the President of the United States of America.", and renumbering, which amendment was withdrawn upon request of Senator Howell.

Senator Finis Smith moved to amend **HB 1132** by adding after the adopted Finis Smith amendment a new Section 3 to read as follows, and renumbering: "Section 3. The provisions of this Act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.", which amendment was declared adopted.

Senator Jerry Smith moved that **HB 1132**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1132** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1132 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Den-

nis, Giles, Green, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Nay: Branch, Crow, Howell, Johnson, Miller, Porter and Stipe.—7.

Excused: Dahl, Howard and Randle.—3.

The bill and emergency passed.

HB 1132 was referred for engrossment.

GENERAL ORDER

HB 1183 by Riggs, et al, of the House and Johnston and Landis of the Senate was read and considered.

Pursuant to Joint Rule 15, Representative Harbin asked to be named a coauthor of **HB 1183**, which was the order.

Senator Johnston moved to amend **HB 1183**, Page 1, by restoring the enacting clause, which amendment was declared adopted.

Senator Johnston moved that **HB 1183**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1183** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1183 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison,

Cummins, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Crow, Dahl, Howard and Randle.—4.

The bill and emergency passed.

HB 1183 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Capps moved that the vote be reconsidered whereby **HB 1390** failed of passage.

Senator Stipe moved to table the Capps motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Johnson, Keller, Landis, Luton, Martin, Miller, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, York and Young.—23.

Nay: Boatner, Capps, Cummins, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Moore, O'Connor, Pierce, Shedrick, Watson and Winn.—18.

Excused: Dahl, Dennis, Giles, Howard, Porter, Randle and Terrill.—7.

THIRD READING

Senator Keller asked unanimous consent that the vote be reconsidered whereby **HB 1134** was placed on Third Reading, which was the order.

Senator Keller moved that the vote be reconsidered whereby **HB 1134** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Keating moved to amend **HB 1134**, Page 2, Lines 2 and 3, by striking after the word "with" on Line 2 and before the word "any" on Line 3, the language: "or attempts to disturb, disrupt or interfere with", which amendment was declared adopted.

Senator Keating moved to amend **HB 1134**, Page 3, Lines 4 through 9, by striking after the word "disperse" on Line 3 and before the word "shall" on Line 9, all language and by adding the word "or" after the word "noise" on Page 2, Line 18, which amendment was declared adopted.

Senator Keller moved that **HB 1134**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1134** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1134 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Combs, Cummins, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—31.

Nay: Cain, Crow, Cullison, Howard, Keating, Landis, Leonard, Miller, Rozell, Stipe, Terrill and Young.—12.

Excused: Crutcher, Dahl, Dennis, Porter and Randle.—5.

The bill passed.

Senator Leonard 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.

HB 1134 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 32, 37, 42, 46, 53, 59, 61 and 65**, and referring same to GCCA.

FIRST READING

The following was introduced and read the first time:

SR 12 — By Boatner.

A Resolution urging the Oklahoma Congressional Delegation to support and assist with certain changes in laws and regulations relating to oil companies; requesting the Oklahoma Congressional Delegation to inform their colleagues; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 28, 1981, of Enrolled **SB 184**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 30, 1981, at 10:00 a.m., which motion prevailed.

BILLS AND RESOLUTIONS RELEASED

HBs 1334 and 1418 and HJRs 1011 and 1014 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 5:00 p.m. to meet Thursday, April 30, 1981, at 10:00 a.m.

Sixty-seventh Legislative Day

Thursday, April 30, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Cate, Crow, Dahl, Rozell, Shedrick, Stipe and Tinsley.—7.

President Pro Tempore York declared a quorum present.

The prayer was offered by Mr. Sheerer, the guest of Senator Giles.

EXECUTIVE NOMINATION

The following Gubernatorial nomination was read and referred to the Committee on Executive Nominations:

Rilla Wilcox, Red Oak, as member to the Tourism and Recreation Commission.

GENERAL ORDER

HB 1217 by Johnson of the House and Kilpatrick of the Senate was read and considered.

Senator Kilpatrick moved that **HB 1217** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1217** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1217 was 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, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Jerry L.), Taliaferro, Winn, York and Young.—34.

Excused: Cate, Crow, Dahl, Howell, Johnston, Keating, Miller, Rozell, Shed-

rick, Smith (Finis), Stipe, Terrill, Tinsley and Watson.—14.

The bill and emergency passed.

HB 1217 was referred for engrossment.

GENERAL ORDER

HB 1421 by Henry of the House and Kilpatrick of the Senate was read and considered.

— Senator Kilpatrick moved that **HB 1421** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1421** was placed on Third Reading.

THIRD READING

HB 1421 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Schuelein, Smith (Jerry L.), Taliaferro, Watson, Winn, York and Young.—34.

Excused: Cate, Crow, Dahl, Howell, Johnston, Keating, Porter, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Terrill and Tinsley.—14.

The bill passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1334** and **1418** and **HJR**s **1011** and **1014**.

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 18, show Abbott as Principal House author and Fried and Duckett as coauthors.

SB 132, coauthored by Graves, Abbott, Williamson and Davis (Frank).

SB 303, coauthored by Arnold, Hamilton, Williams (Freddye) and Williams (Penny).

SB 309, coauthored by McCorkell and Holt.

SB 316, show Deatherage as Principal House author and Barker, Gray and Monks as coauthors.

SB 326

SB 331

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1132, 1134, 1183, 1259, 1261, 1292, 1299, 1315, 1339, 1362, 1373 and **1397** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SCR 16 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1422 by Henry of the House and Kilpatrick of the Senate was read and considered.

Senator Kilpatrick moved that **HB 1422** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1422** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1422 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, Winn, York and Young.—37.

Excused: Cate, Crow, Dahl, Howell, Johnston, Porter, Rozell, Shedrick, Stipe, Terrill and Tinsley.—11.

The bill passed.

HB 1422 was referred for engrossment.

GENERAL ORDER

HB 1238 by Hobson, et al, of the House and McDaniel of the Senate was read and considered.

Senator McDaniel moved to amend **HB 1238**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator McDaniel moved that **HB 1238**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1238** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1238 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, Winn, York and Young.—37.

Nay: Boatner.—1.

Excused: Cate, Crow, Dahl, Howell, Johnston, Rozell, Shedrick, Stipe, Terrill and Tinsley.—10.

The bill and emergency passed.

HB 1238 was referred for engrossment.

GENERAL ORDER

HB 1423 by Draper and Taylor of the House and Cullison of the Senate was read and considered.

Senator Cullison moved that **HB 1423** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1423** was placed on Third Reading.

THIRD READING

HB 1423 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Schuelein, Smith (Finis), Taliaferro, Terrill, Watson, Winn and York.—32.

Nay: Boatner, Giles, Keating, Keller, Moore, Pierce, Smith (Jerry L.) and Young.—8.

Excused: Cate, Crow, Dahl, Johnston, Rozell, Shedrick, Stipe and Tinsley.—8.

The bill passed.

Senator Kilpatrick presiding.

GENERAL ORDER

HJR 1016 by Twidwell, et al, of the House and Cullison of the Senate was read and considered.

Senator Cullison moved that **HJR 1016** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HJR 1016** was considered engrossed and placed on Third Reading.

THIRD READING

HJR 1016 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: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Por-

ter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn, York and Young.—39.

Excused: Cate, Crow, Crutcher, Dahl, Johnston, Rozell, Shedrick, Stipe and Tinsley.—9.

The resolution and emergency passed.

HJR 1016 was referred for engrossment.

GENERAL ORDER

HB 1040 by Hooper, et al, of the House and Combs, Cain, Johnson, Luton and Moore of the Senate was read and considered.

Senator Giles asked to be named a co-author of **HB 1040**, which was the order.

Senator Combs moved that **HB 1040**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1040** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1040 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn, York and Young.—39.

Excused: Cate, Crow, Dahl, Johnston, O'Connor, Rozell, Shedrick, Stipe and Tinsley.—9.

The bill passed.

HB 1040 was referred for engrossment.

Senator Combs presiding.

GENERAL ORDER

HB 1286 by Holden of the House and Crutcher of the Senate was read and considered.

Senator Keller moved to amend **HB 1286**, Page 3, Line 15, by adding after the word "disability," and before the word "the" the following language: "permanent total disability or death benefits, and by adding after the word "employee" and striking the comma, and before the word "for" on Line 16, the following: "or claimant," which amendment was declared adopted.

Senator Finis Smith moved to amend **HB 1286**, Page 4, Line 3, by adding after the word "at" and before the word "twenty" the words "not less than ten percent (10%) nor more than", which amendment was declared adopted.

Senator Crutcher moved that **HB 1286**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1286** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1286 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton,

McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn, York and Young.—34.

Nay: Boatner, Giles, Green, Landis, McCune and Miller.—6.

Excused: Cate, Crow, Dahl, Johnston, Rozell, Shedrick, Stipe and Tinsley.—8.

The bill passed.

HB 1286 was referred for engrossment.

GENERAL ORDER

HB 1194 by Davis (Guy) of the House and Crutcher of the Senate was read and considered.

Senator Crutcher moved to amend **HB 1194** by striking the entire bill and substituting the following:

"An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1455, as amended by Section 1, Chapter 88, O.S.L. 1973 and 1457 (59 O.S. Supp. 1980, Section 1455); reestablishing the Polygraph Examiners Board in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership qualifications, appointments and terms, administration of meetings, and compensation for employees; exempting certain employees of the Oklahoma State Bureau of Investigation; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 59 O.S. 1971, Section 1455, as amended by Section 1, Chapter 88, O.S.L. 1973 (59 O.S. Supp. 1980, Section 1455), is amended to read as follows:

Section 1455. A. There is hereby **[established a]** REESTABLISHED, TO CON-

TINUE UNTIL JULY 1, 1987, IN ACCORDANCE WITH THE PROVISIONS OF THE OKLAHOMA SUNSET LAW, THE Polygraph Examiners Board consisting of five (5) members who shall be citizens of the United States and residents of the state for at least two (2) years prior to appointment, all of whom shall have been engaged for a period of two (2) consecutive years as polygraph examiners prior to appointment to the Board, and at the time of appointment active polygraph examiners. No two (2) Board members may be employed by the same person or agency. No more than two (2) members may be appointed from one Congressional District. At least two (2) members must be qualified examiners of a governmental law enforcement agency and at least two (2) members must be qualified polygraph examiners in the commercial field. The members shall be appointed by the Governor of the State of Oklahoma, with the advice and consent of the Senate, for terms of six (6) years. The terms of office of members appointed to the initial Board are one for two (2) years, two for four (4) years, and two for six (6) years. Any vacancy in an unexpired term shall be filled by appointment of the Governor, with the advice and consent of the Senate, for the unexpired term. Members of the Board shall be paid no fee, expense reimbursement, wage or other compensation for their services.

B. The Board shall appoint and fix the duties and compensation of employees necessary to carry out the duties imposed upon the Board by law, and the compensation of such employees shall be payable from the Polygraph Examiners Fund created in Section 1456, subsection C of this title.

C. The Board shall meet within thirty (30) days after the effective date of this act and elect a chairman, vice-chairman, and secretary from among its members. At the meeting, the Board shall specify dates spaced at three-month intervals on which examinations for polygraph examiners' licenses will

be held. A copy of those dates shall forthwith be delivered to the secretary.

D. The vote of a majority of the Board members is sufficient for passage of any business or proposal which comes before the Board.

SECTION 2. 59 O.S. 1971, Section 1457, is amended to read as follows:

Section 1457. It shall be unlawful for any person, including a city, county or state employee, to administer polygraph or other examinations utilizing instrumentation for the purpose of detecting deception or verifying truth of statements or to attempt to hold himself out as a polygraph examiner or to refer to himself by any other title which would indicate or which is intended to indicate or calculated to mislead members of the public into believing that he is qualified to apply instrumentation to detect deception or to verify truth of statements without first securing a license as herein provided. PROVIDED HOWEVER, THAT EMPLOYEES OF THE OKLAHOMA STATE BUREAU OF INVESTIGATION SHALL BE EXEMPT FROM THE PROVISIONS OF SECTIONS 1452 THROUGH 1454 AND 1457 THROUGH 1474 OF THIS TITLE; PROVIDED, FURTHER, THAT NOTHING IN THIS SECTION SHALL PREVENT EMPLOYEES OF THE OKLAHOMA STATE BUREAU OF INVESTIGATION FROM APPLYING FOR LICENSURE AS A POLYGRAPH EXAMINER.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.", which amendment was declared adopted.

Senator Crutcher moved that **HB 1194**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1194** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1194 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, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Luton, Martin, Miller, Randle, Schuelein, Smith (Finis), Taliaferro, Terrill, Watson, Winn and York.—28.

Nay: Branch, Capps, Dennis, Lamb, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Young.—10.

Excused: Cate, Crow, Dahl, Leonard, McDaniel, Porter, Rozell, Shedrick, Stipe and Tinsley.—10.

The bill passed.

Senator Capps desired to vote aye on the emergency.

Senators Keller and Watson desired to vote nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 27. Nay: 11. Excused: 10.

The emergency failed.

HB 1194 was referred for engrossment.

THIRD READING

Senator Lamb asked unanimous consent that the vote be reconsidered whereby **HB 1246** was placed on Third Reading, which was the order.

Senator Lamb moved that the vote be reconsidered whereby **HB 1246** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1246 was considered further.

Senator Cain moved to amend **HB 1246**, Page 3, Lines 5 and 6, by striking after the word "trainer" on Line 5, and before the word "without" on Line 6 all language, which amendment was declared adopted.

Senator Lamb moved that **HB 1246**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1246** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1246 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Smith (Finis), Taliaferro, Terrill, Watson, Winn and York.—30.

Nay: Boatner, Cummins, Giles, Landis, McCune, Pierce, Porter, Schuelein, Smith (Jerry L.) and Young.—10.

Excused: Cate, Crow, Dahl, Leonard, Rozell, Shedrick, Stipe and Tinsley.—8.

The bill passed.

Senators McCune 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: 8. Excused: 8.

The emergency passed.

HB 1246 was referred for engrossment.

SECOND READING

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

SR 12 — Business and Labor.

President Pro Tempore York presiding.

MESSAGES FROM THE HOUSE

Advising the Honorable Senate that the House has rescinded Fourth Reading and Signing of **HB 1388**; has rejected **SAs** to Engrossed **HB 1388**; requests Conference and named Conferees as follows: Feddersen, Rogers and Weichel.

Advising Conference granted on Engrossed **SBs** and naming House Conferees as follows:

SB 226 — Denman, Henry and Weichel.

SB 227 — Draper, Willis and Mentzer.

SB 243 — Fitzgibbon, Murphy and Mentzer.

SB 297 — Vaughn, Deatherage and Brown.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 289**.

The above numbered Bill was referred for enrollment.

Advising the signing of and returning Enrolled **SCR 16**.

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

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1227** and **1310**, requesting Conference and naming Conferees at a later date.

Advising rejection of **SAs** to Engrossed **HB 1266**, requesting Conference and referring same to Joint Retirement Laws Committee.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1020**; **HB 1143**; **HB 1267**; **HB 1367**, coauthored by Monks and **HB 1405**, coauthored by Glover, as amended.

Advising rejection of **SAs** to Engrossed **HBs 1119** and **1236**, requesting Conference and referring same to GCCA.

MESSAGE FROM THE HOUSE

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

HB 1306 — Davis (Frank), Henry and Williamson.

HB 1322 — Shurden, Monks and Mentzer.

HB 1371 — Draper, Henry and Harbin.

HB 1396 — Fried, Deatherage, Reimer, Taylor and Draper.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of measure as amended:

HB 1283.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 4, 1981, at 12:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1421 and 1423 were properly signed

and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 10:55 a.m. to meet Monday, May 4, 1981, at 12:30 p.m.

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

SECOND READING

The following members of the Conference had been elected to the Conference Committee:

SB 127 — General and Major

President Pro Tempore York presiding.

MESSAGES FROM THE HOUSE

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

SB 128 — General, Major and Major
SB 129 — General, Major and Major
SB 130 — General, Major and Major
SB 131 — General, Major and Major
SB 132 — General, Major and Major

MESSAGES FROM THE HOUSE

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

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MESSAGES FROM THE HOUSE

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

MESSAGE FROM THE HOUSE

Advising the Committee that the following members of the Conference had been elected to the Conference Committee:

SB 133 — General, Major and Major
SB 134 — General, Major and Major
SB 135 — General, Major and Major
SB 136 — General, Major and Major
SB 137 — General, Major and Major

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

The following members of the Conference had been elected to the Conference Committee:

Sixty-eighth Legislative Day

Monday, May 4, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), **Stipe**, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Howell, Luton, Pierce, Porter.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Phil B. Wahl, First United Methodist Church, Duncan, the guest of Senator Landis.

MESSAGES FROM THE HOUSE

Advising naming of House Conferees on the following House Bills:

HB 1227 — Baughman, Harper and Glover.

HB 1310 — Lewis, McCorkell and Hamilton.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1020, 1143, 1267, 1367, 1405, 1421 and 1423.**

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

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HBs 1119 and 1236** was ordered granted, and said bills referred to GCCA.

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1227 — Taliaferro, Capps and Giles.

HB 1266 — Joint Retirement Laws Committee.

HB 1306 — Clifton, Cate and Luton.

HB 1310 — Clifton, Cate and Green.

HB 1322 — Cummins, Combs and McDaniel.

HB 1371 — Finis Smith, Clifton and Johnston.

HB 1388 — Tinsley, Stipe and Taliaferro.

HB 1396 — York, Randle, Howell, Rozell and Leonard.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

— Advising passage of and returning the following Engrossed Bills, as amended:

SB 10, coauthored by Haney.

SB 106

SB 217

GENERAL ORDER

HB 1399 by Lawter of the House and Kilpatrick of the Senate was read and considered.

Senator Cummins moved to amend **HB 1399**, Page 76, by striking all of Section 25, and renumbering, which amendment was declared adopted.

Senator Kilpatrick moved that **HB 1399**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1399** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1399 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cum-

mins, Dahl, Dennis, Giles, Howard, Johnson, Kilpatrick, McCune, McDaniel, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry), Taliaferro, Tinsley, Watson, York, Young.—30.

Nay: Keller, Lamb, Landis, Moore.—4.

Excused: Boatner, Green, Howell, Johnston, Keating, Leonard, Luton, Miller, O'Connor, Pierce, Porter, Stipe, Terrill, Winn.—14.

The Presiding Officer recognized Senator Green who advised the Chair of an apparent malfunction in his voting apparatus. Senator Green asked that the record reflect a vote of "Aye" on **HB 1399**, Rule 14-1E. The Chair directed the Clerk to reflect the corrected roll call on **HB 1399** as Aye: 31. Nay: 4. Excused: 13.

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: 32. Nay: 3. Excused: 13.

The emergency passed.

HB 1399 was referred for engrossment.

CONFEREES APPOINTED

President Pro Tempore York announced the appointment of the following Senators as Conferees on the respective Subcommittees of the General Conference Committee on Appropriations:

EDUCATION

Randle, V. Ch.
Howell
Shedrick
Cate, Alt.

GENERAL GOVERNMENT
AND JUDICIARY

Clifton, Ch.	Young
Smith (Finis)	Luton, Alt.

PUBLIC SAFETY AND
HIGHWAYS

Crutcher, Ch.	Stipe
Giles	Taliaferro, Alt.

REGULATORY AND NATURAL
RESOURCES

Kilpatrick, V. Ch.	McDaniel
Howard	Capps, Alt.

SOCIAL SERVICES
PUBLIC AND MENTAL HEALTH

Terrill, Ch.	Watson
Johnson	Schuelein, Alt.

MESSAGE FROM THE HOUSE

Advising naming of GCCA Subcommittee members, as follows:

EDUCATION

Deatherage, Ch.	Fried
Duke	Taylor, Alt.

GENERAL GOVERNMENT
AND JUDICIARY

Henry, V. Ch.	Murphy
Glover	Mentzer, Alt.

PUBLIC SAFETY AND
HIGHWAYS

Weichel, V. Ch.	Hopkins
Abbott	Whorton, Alt.

REGULATORY AND NATURAL
RESOURCES

Dunn, Ch.	Hobson
Fitzgibbon	Johnson, Alt.

SOCIAL SERVICES
PUBLIC AND MENTAL HEALTH

Barker, V. Ch.	Willis
Denman	Thompson, Alt.

GENERAL ORDER

HB 1333 by Deatherage, et al, of the House and Watson of the Senate was read and considered.

Senator Combs asked to be named a coauthor of **HB 1333**, which was the order.

Senator Watson moved to amend **HB 1333**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Crow moved to amend **HB 1333**, Page 11, Line 10, by adding after the comma and before the words "and the" the words: "State and Federal Disaster Relief Funds handled by the Oklahoma Department of Civil Defense," which amendment was declared adopted.

Senator Watson moved that **HB 1333**, as coauthored and amended, be advanced which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1333** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1333 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Shedrick, Smith (Jerry

L.), Taliaferro, Tinsley, Watson, York and Young.—33.

Excused: Boatner, Howell, Johnston, Keating, Keller, Leonard, Luton, Miller, Pierce, Porter, Schuelein, Smith (Finis), Stipe, Terrill and Winn.—15.

The bill and emergency passed.

HB 1333 was referred for engrossment.

GENERAL ORDER

HB 1256 by Hastings, et al, of the House and Martin and O'Connor of the Senate was read and considered.

Senator Combs asked to be named a coauthor of **HB 1256**, which was the order.

Senator O'Connor moved that **HB 1256**, as coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1256** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1256 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, York and Young.—38.

Excused: Boatner, Howell, Johnston, Luton, Miller, Pierce, Porter, Stipe, Terrill,

Winn.—10.

The bill passed.

HB 1256 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 18 were read and rejected upon motion of Senator McDaniel; Conference requested and said bill referred to Joint Retirement Laws Committee.

HAs to SB 309 were read and rejected upon motion of Senator Lamb; Conference requested and Senate Conferees appointed as follows: Senators Lamb, Howell and Clifton.

GENERAL ORDER

HB 1349 by Hobson of the House and Cate of the Senate was read and considered.

Senator Cate moved that **HB 1349** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1349** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1349 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson, York and Young.—37.

Excused: Boatner, Howell, Johnston, Luton, Miller, Pierce, Porter, Smith (Finis), Stipe, Terrill, Winn.—11.

The bill passed.

The Chair advised that Senators Boatner and Winn having been present in the Chamber during the vote on **HB 1349** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 37. Nay: 2. Excused: 9.

HB 1349 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 331** were read and rejected upon motion of Senator Clifton; Conference requested and Senate Conferees appointed as follows: Senators Clifton, Cain and Dennis.

HAs to **SB 316** were read and rejected upon motion of Senator Rozell; Conference requested and Senate Conferees appointed as follows: Senators York, Randle, Howell, Rozell and Leonard.

GENERAL ORDER

HB 1332 by Hill, et al, of the House and Leonard, et al, of the Senate was read and considered.

Senator Giles asked to be removed as a coauthor of **HB 1332**, which was the order.

Senator Leonard moved to amend **HB 1332**, Page 5, Lines 11 through 14, by deleting after the word "wells" on Line 10 and before the word "Nothing" on Line 14 all language.

Senator Watson presiding.

Senator Cummins moved to table the Leonard motion to amend, which motion to

table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Kilpatrick, McCune, Martin, Miller, Moore, Randle, Schuelein, Shedrick, Taliaferro, Tinsley, Winn, York and Young.—24.

Nay: Boatner, Cain, Capps, Cate, Clifton, Johnson, Keating, Keller, Lamb, Landis, Leonard, McDaniel, O'Connor, Rozell, Smith (Finis), Smith (Jerry L.) and Watson.—17.

Excused: Howell, Johnston, Luton, Pierce, Porter, Stipe and Terrill.—7.

Senator Leonard moved that **HB 1332**, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1332** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1332 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Nay: Johnson, Randle and Stipe.—3.

Excused: Howell, Johnston, Luton, Pierce, Porter and Terrill.—6.

The bill and emergency passed.

HB 1332 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1040, 1194, 1217, 1238, 1246, 1286 and **HJR 1016** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 289 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1277 by Williamson, et al, of the House and Moore, et al, of the Senate was read and considered.

Senator Cain asked to be named a coauthor of **HB 1277**, which was the order.

Senator O'Connor moved to amend **HB 1277**, Page 2, Line 7, by adding after the word "of" and before the word "sodium" the word "denatured" and by adding the word "denatured" before the word "sodium" in the following places in the Bill: Page 2, Line 13; Page 3, Line 18; Page 4, Line 5; Page 4, Line 11; Page 5, Line 2 and Page 9, Line 16, which amendment was declared adopted.

Senator Moore moved that **HB 1277**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1277** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1277 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—37.

Nay: Boatner, Crow, Landis, Martin and Stipe.—5.

Excused: Howell, Johnston, Luton, Pierce, Porter and Terrill.—6.

The bill passed.

HB 1277 was referred for engrossment.

GENERAL ORDER

HB 1033 by Peterson, et al, of the House and Smith (Jerry) of the Senate was read and considered.

Senator Jerry Smith moved to amend **HB 1033**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Jerry Smith moved that **HB 1033**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1033** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1033 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Nay: Crow and Miller.—2.

Excused: Howell, Johnston, Luton, Pierce, Porter and Terrill.—6.

The bill and emergency passed.

HB 1033 was referred for engrossment.

GENERAL ORDER

HB 1135 by Weichel of the House and Capps of the Senate was read and considered.

Senator Capps moved that **HB 1135** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1135** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1135 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and Young.—37.

Nay: Crutcher, Miller, Rozell and Stipe.—4.

Excused: Howell, Johnston, Luton, Pierce, Porter, Terrill and York.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Stipe moved that the vote be reconsidered whereby **HB 1135** passed.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1091
HB 1131

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 79**; **SB 324**, coauthored by Trent, Mentzer and McIntyre and **SJR 10**.

The above numbered Bills and Resolution were referred for enrollment.

Advising fourth reading of and returning Enrolled **SB 289**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** and naming of House Conferees as follows:

SB 18 — Joint Retirement Laws.

SB 127 — Feddersen, Arnold and Hopkins.

SB 309 — Henry, Riggs and Williamson.

SB 316 — Fried, Deatherage, Reimer, Draper and Taylor.

SB 331 — Craighead, Deatherage and Barker.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1132** and **1134**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1096**, requesting Conference and referring same to **GCCA**.

LOBBYIST REGISTRATIONS

(Addendum since April 1, 1981, Page 513 — including organizations represented)

Bryan, Bill F., Cities Service Co.

Collins, M.L., Lane and Associates.

Fenson, Max, Air Transport Assoc. and American Airlines, Inc.

Lane, Jim E., O.W.L.A. and Oklahoma Chiropractic Assoc. (addendum).

Snider, John Joseph, American Express Co.

Lobbyist registration has been terminated upon request of the following:

Howell, Peter B., Jr., American Airlines, Inc.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 5, 1981, at 12:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 2:00 p.m. to meet Tuesday, May 5, 1981, at 12:30 p.m.

Sixty-ninth Legislative Day

Tuesday, May 5, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—46.

Excused: Porter and Young.—2.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Wahl, the guest of Senator Landis.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent to suspend the provisions of Rule 12-24B on all motions to reconsider a vote on House Bills and Resolutions made Tuesday, May

5th, Wednesday, May 6th and Thursday May 7th, to be disposed of before the close of business on Thursday, May 7, 1981, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1132 and 1134.**

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

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills as amended:

SB 36

SB 178

SB 286, coauthored by McCaleb.

SB 312, coauthored by Trent, Mentzer and McIntyre.

SB 317

GENERAL ORDER

HB 1117 by Sanders, et al, of the House and Dahl, Cate and Stipe of the Senate was read and considered.

Senator Combs asked to be named a co-author of **HB 1117**, which was the order.

Senator Dahl moved to amend **HB 1117**, Page 11, Lines 13 through 18 through Line 3 on Page 12 by striking all of Section 6.

Senator Dahl asked unanimous consent that further consideration of **HB 1117** and the amendment thereto be deferred temporarily, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1033, 1256, 1277, 1332, 1333, 1349 and 1399 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 79 and 324 and SJR 10 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HCR 1014 by Draper, et al, of the House and York, et al, of the Senate was read and considered.

Senator Jerry Smith moved to amend **HCR 1014**, Page 2, Line 8 by striking all language on Page 2, Lines 8 through 11, and all language on Page 4, Lines 3 through 7.

Senator York moved to table the Jerry Smith motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schue-

lein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—37.

Nay: Green, McCune, Moore, Pierce and Smith (Jerry L.).—5.

Excused: Dahl, Howell, Keating, Luton, Porter and Young.—6.

HCR 1014 was read at length, and adopted upon motion of Senator York, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and York.—42.

Nay: Boatner.—1.

Excused: Howell, Luton, Porter, Terrill and Young.—5.

HCR 1014 was ordered returned to the Honorable House.

GENERAL ORDER

HB 1117, considered and deferred, was considered further.

Senator Dahl asked unanimous consent that the Dahl amendment considered and deferred be withdrawn, which was the order.

Senator York asked unanimous consent to amend **HB 1117**, Page 1, by crippling the Title, which was the order.

Senator Dahl moved that **HB 1117**, as coauthored and amended, be advanced.

Senator Keller moved to table the Dahl motion to advance **HB 1117**, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Combs, Johnson, Keating, Keller, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.), Watson and Winn.—13.

Nay: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Landis, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley and York.—31.

Excused: Luton, Porter, Smith (Finis) and Young.—4.

On the question of adoption of the Dahl motion to advance, it was declared adopted.

Pursuant to Rule 12-7, **HB 1117** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1117 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, Winn and York.—39.

Nay: Johnson, Keating, Keller, Stipe and Tinsley.—5.

Excused: Luton, Porter, Terrill and Young.—4.

The bill passed.

HB 1117 was referred for engrossment.

GENERAL ORDER

HB 1234 by Deatherage, et al, of the House and Randle, et al, of the Senate was read and considered.

Senator Randle asked unanimous consent to amend **HB 1234**, Page 1, by crippling the Title, which was the order.

Senator Randle moved that **HB 1234**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1234** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1234 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—43.

Excused: Luton, Porter, Stipe, Terrill and Young.—5.

The bill and emergency passed.

HB 1234 was referred for engrossment.

PENDING SENATE ACTION — HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1096** was ordered granted, said bill referred to GCCA.

PENDING CONSIDERATION OF HAS

HAS to **SB 132** were read and rejected upon motion of Senator Miller; Conference requested and Senate Conferees appointed as follows: Senators Miller, Cullison and Watson.

HAS to **SB 303** were read and rejected upon motion of Senator Cate; Conference requested and Senate Conferees appointed as follows: Senators Cate, York and Clifton.

GENERAL ORDER

HB 1130 by Abbott, et al, of the House and Keating of the Senate was read and considered.

Senator Keating moved to amend **HB 1130**, Page 23, Line 16½, by adding a new Section 6 to read as follows:

“Section 6. 47 O.S. 1971, Section 22.5-1, as last amended by Section 9, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1980, Section 22.5-1), is amended to read as follows:

Section 22.5-1. A. Self-propelled or motor-driven cycles, known and commonly referred to as “minibikes” and other similar trade names, shall not be registered under the provisions of this act or be permitted to be operated on the streets or highways of this state.

Minibikes used by regularly organized units of any Shrine Temple shall be exempt from the provisions of this section while

being used in any parade or other function of said body.

B. All minibikes offered for sale in this state shall bear the following notice to the customer:

‘This machine is not manufactured or sold for operation on the public streets or highways. Since it is not provided with equipment required by law for street or highway use, all persons are cautioned that any operation of this vehicle upon a public street or highway will be in violation of the motor vehicle laws of this state and will subject the violator to arrest.’

Transfers and sales of such vehicles shall be subject to sales tax and not motor vehicle excise taxes.

C. The provisions of this section shall also apply to those motor-driven or operated vehicles known as “golfcarts,” “go-karts” and other motor vehicles which are manufactured principally for use off the streets and highways.

However, nothing contained herein shall be interpreted as prohibiting farm vehicles from using the public highways.

PROVIDED, FURTHER, THAT NOTHING IN THIS SECTION SHALL PERMIT THE LICENSURE OR PROHIBIT THE OPERATION OF MOTOR-DRIVEN CYCLES ON THE PUBLIC STREETS AND HIGHWAYS OF THIS STATE IF SAID CYCLES ARE USED EXCLUSIVELY IN THE COLLECTION OF TRASH BY AUTHORIZED OPERATORS.’, which amendment was declared adopted.

Senator Capps moved to amend **HB 1130**, by adding after the adopted Keating amendment a new Section 7 to read as follows:

‘A municipal police officer shall at all times have the power to make or order an

arrest for any offense against the laws of the State of Oklahoma or of the ordinances of the municipality. Provided, in the regular course of business, while operating a vehicle, municipal police officers shall detain or arrest persons for misdemeanor offenses in a clearly marked and identified police vehicle."

and by directing codification and by re-numbering remaining sections., which amendment was declared adopted.

Senator Keating moved that **HB 1130**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1130** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1130 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson and Winn.—39.

Nay: Smith (Finis).—1.

Excused: Keller, Luton, Porter, Stipe, Terrill, York and Young.—7.

*Not Voting: Landis.—1.

*Senator Landis asked to be shown not voting on **HB 1130** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Finis Smith moved that the vote be reconsidered whereby **HB 1130** passed.

GENERAL ORDER

HB 1175 by Monks, et al, of the House and Dahl of the Senate was read and considered.

Senator Howard asked to be named a co-author of **HB 1175**, which was the order.

Senator Dahl moved to amend **HB 1175**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Dahl moved that **HB 1175**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1175** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1175 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—38.

Nay: Green, Keating, Leonard, McCune, O'Connor and Smith (Jerry L.).—6.

Excused: Keller, Luton, Porter and Young.—4.

The bill and emergency passed.

HB 1175 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 216** and **246**.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 79** and **324** and **SJR 10**.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

GENERAL ORDER

HB 1305 by Craighead, et al, of the House and Kilpatrick and Combs of the Senate was read and considered.

Senator Cummins moved to amend **HB 1305**, Page 14, Line 13, by striking the word and figure "ten (10)" and substituting the word and figure "three (3)".

Senator Stipe moved, as a substitute motion to the Cummins motion, to amend **HB 1305**, Page 14, Line 13, by striking "ten (10) days" and substituting the following: "three (3) days or such time as the Police Department has been notified and viewed the property", which substitute amendment was withdrawn upon request of Senator Stipe.

Senator Finis Smith moved as a substitute motion to amend **HB 1305**, Page 14, Line 13, by inserting after the word "days" the following language: "or until the articles have been inspected by a law enforcement officer, whichever is the lesser,".

Senator Cummins moved to table the Finis Smith motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cate, Cummins, Moore, Rozell and Winn.—5.

Nay: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—39.

Excused: Keller, Pierce, Porter and Young.—4.

On the question of adoption of the Finis Smith amendment to **HB 1305**, it was declared adopted.

The adopted Finis Smith amendment to **HB 1305** rendered the Cummins amendment moot.

Senator Kilpatrick moved that **HB 1305**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1305** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1305 was 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keat-

ing, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—42.

Nay: Moore and Pierce.—2.

Excused: Capps, Keller, Porter and Young.—4.

The bill and emergency passed.

HB 1305 was referred for engrossment.

Senator Combs presiding.

GENERAL ORDER

HJR 1019 by Kelly of the House and Crutcher of the Senate, considered and deferred on Page 686, was considered further.

Senator Stipe asked to be named a co-author of **HJR 1019**, which was the order.

Senator Crutcher moved to amend **HJR 1019**, Page 3, Lines 8 and 9, by striking after the word "Section" on Line 8 and before the word "shall" on Line 9, all new language.

Senator Leonard moved to table the Crutcher motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cate, Combs, Giles, Howard, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, Miller, Moore, Pierce, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro and Winn.—20.

Nay: Branch, Cain, Capps, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Luton, McDaniel, Martin, O'Connor, Randle, Shedrick, Stipe, Terrill, Tinsley, Watson and York.—25.

Excused: Keller, Porter and Young.—3.

On the question of adoption of the Crutcher motion to amend **HJR 1019**, it was declared adopted upon a division of the question.

Senator Cate moved to amend **HJR 1019**, Page 2, Lines 9 and 10, by adding before the word "industrial" the word "nonprofit" and by striking the phrase "(whether profit or nonprofit)" on Lines 9 and 10, which amendment was declared adopted.

Senator Cate moved to amend **HJR 1019**, Page 3, Line 11, by striking all language on Line 11, which amendment was declared adopted.

The Presiding Officer directed the Clerk to proceed with the reading of the next amendment to **HJR 1019**.

Senator Finis Smith raised a Point of Order on the adoption of the Cate amendment to **HJR 1019**, Page 3, Line 11, in that the declaration by the Chair on the adoption of same by a voice vote was in contrast to the question of a division vote requested by Senator Leonard on the adoption of the Cate amendment.

Senator Cate raised a Point of Order on the Finis Smith point in that the Chair had declared an affirmative vote on the adoption of said amendment and the next order of business on **HJR 1019** had been proceeded with.

Senator Finis Smith moved to appeal the ruling of the Chair.

Senator Stipe moved as a substitute motion to reconsider the vote whereby the Cate amendment to **HJR 1019**, Page 3, Line 11, was adopted, which substitute motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Combs, Giles, Green, Johnson, Keating, Kilpatrick,

Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn and York.—29.

Nay: Branch, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnston, McDaniel, Randle, Stipe and Tinsley.—15.

Excused: Dennis, Keller, Porter and Young.—4.

Senator Finis Smith requested a roll call vote on the Cate amendment to **HJR 1019**, which was sustained, and the Cate amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Cain, Cate, Clifton, Combs, Crutcher, Cummins, Howard, Howell, McDaniel, O'Connor, Randle, Stipe, Tinsley and York.—15.

Nay: Boatner, Crow, Cullison, Dahl, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson and Winn.—27.

Excused: Capps, Dennis, Keller, Porter, Terrill and Young.—6.

Senator O'Connor moved to amend **HJR 1019**, Page 2, Line 6, by adding after the word "may" the following: " , create a fund to loan to Oklahoma incorporated industrial development agencies a sum not to exceed \$70,000,000.00 at the prevailing interest being paid for such bonds on the bond market," and by striking the balance of Section 1.

Senator Crutcher moved to table the O'Connor motion to amend, which motion to table was declared adopted upon a division of the question.

Senator Crutcher moved that **HJR 1019**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HJR 1019** was considered engrossed and placed on Third Reading.

THIRD READING

HJR 1019 was read for the third time at length.

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

Aye: Boatner, Branch, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnston, McDaniel, Randle, Rozell, Stipe, Tinsley and York.—18.

Nay: Cain, Combs, Giles, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill and Watson.—24.

Excused: Capps, Dennis, Keating, Porter, Winn and Young.—6.

The resolution failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Crutcher moved that the vote be reconsidered whereby **HJR 1019** failed.

PENDING CONSIDERATION OF HAS

HAs to **SB 317** were read and rejected upon motion of Senator Luton; Conference requested and Senate Conferees appointed as follows: Senators Luton, Crutcher and Howard.

HAs to **SB 36** were read and rejected upon motion of Senator Randle; Conference requested and said bill referred to GCCA.

GENERAL ORDER

HB 1188 by Draper of the House and Young and Howard of the Senate was read and considered.

Senator Howard asked that his name be removed as a coauthor of **HB 1188**, which was the order.

Senators York and Schuelein moved to amend **HB 1188**, Page 3, Line 4, by adding after the word "System" on Line 4, the following language: "; provided, however, that such distribution under this Section shall not occur until such time as the sum of One Hundred Twenty-five Million Dollars (\$125,000,000.00) has accumulated in the Oklahoma Teachers' Retirement System.", which amendment was declared adopted.

Senator York moved that **HB 1188**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1188** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1188 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley and York.—31.

Nay: Boatner, Branch, Dahl, Dennis, Howard, Lamb, Leonard, Rozell, Shedrick, Stipe, Terrill and Watson.—12.

Excused: Cummins, Porter, Winn and Young.—4.

*Not Voting: Landis.—1.

*Senator Landis asked to be shown not voting on **HB 1188** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

Senator Dahl 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: 4. Not Voting: 1.

The emergency passed.

HB 1188 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 286** were read and rejected upon motion of Senator Finis Smith; Conference requested and Senate Conferees appointed as follows: Senators Finis Smith, Watson and Crutcher.

GENERAL ORDER

HB 1167 by Abbott, et al, of the House and McDaniel of the Senate was read and considered.

The following amendment by Senator Cain was read: Amend **HB 1167**, Page 5, Line 12, by changing after the word "title" the period to a comma and adding the following: ", and shall in addition to years credit enumerated in this Act include up to five (5) years' credit for service at a private college, university, or private high school accredited by the State Board of Education within the State of Oklahoma. Said service credit shall be paid for by the person claiming the same by a formula determined by the Board of Trustees of the System."

Senator Cain not being present at the time his amendment was read, the Chair ruled the amendment withdrawn according to the provisions of Rule 12-5.

Senator McDaniel moved that **HB 1167** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1167** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1167 was 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley and Watson.—39.

Excused: Capps, Cummins, Pierce, Porter, Smith (Finis), Smith (Jerry L.), Winn, York and Young.—9.

The bill and emergency passed.

HB 1167 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 14**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** and naming of House Conferees as follows:

SB 132 — Dunn, Milacek and Duckett.

SB 303 — Hobson, Davis (Frank) and Mentzer.

PENDING CONSIDERATION OF HAS

HAs to **SB 229** were read and concurred in upon motion of Senator Crow.

SB 229, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley and Watson.—38.

Excused: Capps, Cummins, Dennis, Pierce, Porter, Randle, Smith (Finis), Winn, York and Young.—10.

The bill passed.

Senator Dennis 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.

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**, requesting Conference and naming House Conferees at a later date.

HB 1194
HB 1217
HB 1238
HB 1250
HB 1259
HB 1286

HB 1292
HB 1299
HB 1315
HB 1339
HB 1362
HB 1373

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1040, 1170, 1183, 1246 and 1261 and HJR 1016**, as amended.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

MARION DAVIDSON, Weatherford, as a member of the Used Motor Vehicle and Parts Commission, to serve an unexpired term ending June 30, 1986. Mr. Davidson succeeds Judson Bryan.

JERRY L. GOODMAN, Tulsa, as a member of the Commission on Consumer Credit, to serve a five (5) year term ending January 1, 1986. Mr. Goodman succeeds Ed Puckett.

RAY KINNARD, Nowata, as a member of the Real Estate Commission, to serve a three (3) year term ending July 1, 1984. Mr. Kinnard succeeds himself.

JAMES A. KIRK, Oklahoma City, as a member of the Board of Corrections, to serve a six (6) year term ending March 15, 1987. Mr. Kirk succeeds himself.

E. ANNE McWILLIAMS, Broken Arrow, as a member of the Board of Regents of Tulsa Junior College, to serve a seven (7) year term ending June 30, 1987. Mrs. McWilliams succeeds herself.

JAMES W. ODOM, Lawton, as a member of the Oklahoma Savings and Loan Board, to serve a four (4) year term ending April 17, 1985. Mr. Odom succeeds Keith L. Smith.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HBs** as follows:

HB 1194 -- Davis (Guy), Hopkins and Kelly.

HB 1238 -- Hobson, Harbin and Denman.

HB 1250 -- Weichel, Bradley and Mentzer.

HB 1292 -- Davis (Guy), Duke and Duckett.

HB 1299 -- Davis (Frank), Mason and Camp.

HB 1315 -- Sanders, Caldwell and Shurden.

HB 1339 -- Denman, Henry and Shurden.

HB 1373 -- Brown, Deatherage and Kincheloe.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 36**, and referring same to **GCCA**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 6, 1981, at 12:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 4:00 p.m. to meet Wednesday, May 6, 1981, at 12:30 p.m.

James W. Brown, Jr., M.D., of the Department of Surgery, University of Illinois at Chicago, died April 17, 1961. Dr. Brown was born in Chicago, Ill., and was a member of the American Medical Association. He was a graduate of the University of Illinois at Chicago and was a member of the American College of Surgeons. He was a member of the American Medical Association and was a member of the American College of Surgeons. He was a member of the American Medical Association and was a member of the American College of Surgeons. He was a member of the American Medical Association and was a member of the American College of Surgeons.

MESSAGE FROM THE HOUSE

Advising members of the House of Representatives that the House has passed the bill.

HR 1151 - House of Representatives, passed.

HR 1152 - House of Representatives, passed.

HR 1153 - House of Representatives, passed.

HR 1154 - House of Representatives, passed.

HR 1155 - House of Representatives, passed.

HR 1156 - House of Representatives, passed.

MESSAGE FROM THE HOUSE

Advising members of the House of Representatives that the House has passed the bill.

HR 1157 - House of Representatives, passed.

HR 1158 - House of Representatives, passed.

HR 1159 - House of Representatives, passed.

HR 1160 - House of Representatives, passed.

HR 1161 - House of Representatives, passed.

HR 1162 - House of Representatives, passed.

HR 1163 - House of Representatives, passed.

HR 1164 - House of Representatives, passed.

HR 1165 - House of Representatives, passed.

HR 1166 - House of Representatives, passed.

HR 1167 - House of Representatives, passed.

HR 1168 - House of Representatives, passed.

HR 1169 - House of Representatives, passed.

HR 1170 - House of Representatives, passed.

HR 1171 - House of Representatives, passed.

HR 1172 - House of Representatives, passed.

HR 1173 - House of Representatives, passed.

HR 1174 - House of Representatives, passed.

Seventieth Legislative Day

Wednesday, May 6, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Howell and Porter.—2.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Wahl, the guest of Senator Landis.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page

719, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Excused: Branch, Cate, Howell, Keating, Porter and Winn.—6.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

William E. Beckman, Muskogee, as member to the Board of Corrections.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1040, 1170, 1183, 1246 and 1261 and HJR 1016.

The above numbered Enrolled Bills and Resolution were, after fourth reading, prop-

erly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1014**.

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

GENERAL ORDER

HB 1424 by Thompson, et al, of the House and Randle and O'Connor of the Senate was read and considered.

Senators Finis Smith and Randle moved to amend **HB 1424**, Page 2, Line 16, by inserting a new subsection 4 to read as follows:

"4. A security or deposit shall be deemed to be fully "insured" if such security or deposit together with all other securities or deposits of the owner which are issued by or deposited in such financial institution are insured by an agency of the government in an amount equal to or greater than the coverage afforded deposits or securities by the Federal Deposit Insurance Corporation."

Senator Randle asked unanimous consent that further consideration of **HB 1424**, with amendment, be deferred temporarily, which was the order.

GENERAL ORDER

HB 1042 by Peterson of the House and Luton and Shedrick of the Senate was read and considered.

Senators Finis Smith and Luton moved to amend **HB 1042**, Page 5, Line 15, by striking the words "motor license agency" and substituting the following: "agency of the lender making the secured loan", which amendment was declared failed of adoption, upon a division of the question.

Senator Luton moved that **HB 1042** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1042** was placed on Third Reading.

THIRD READING

HB 1042 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Dennis, Giles, Johnson, Kilpatrick, Landis, Leonard, Luton, Martin, Miller, O'Connor, Randle, Rozell, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—25.

Nay: Boatner, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Keating, Keller, Lamb, McCune, McDaniel, Moore, Pierce, Schuelein, Smith (Finis) and Young.—18.

Excused: Howard, Howell, Johnston, Porter and Smith (Jerry L.).—5.

The Chair advised that Senators Johnston, Howard and Smith (Jerry L.) having been present in the Chamber during the vote on **HB 1042** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 25. Nay: 21. Excused: 2.

The bill passed.

Senators Johnston, Lamb, Howard, Boatner, Smith (Finis), Crutcher, Schuelein and Cummins desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 13. Excused: 2.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Shedrick moved that the vote be reconsidered whereby **HB 1042** passed.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 203, coauthored by Denman and Duke.

SB 207

SB 248

SB 287

SB 313

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1117, 1167, 1175, 1188, 1234 and **1305** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 216, 229 and **246** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 14 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1140 by Deatherage, et al, of the House and York, et al, of the Senate was read and considered.

Senator Combs asked to be named a co-author of **HB 1140**, which was the order.

Senator Lamb moved to amend **HB 1140**, Page 7, Line 16½, by adding a new Section 9 as follows:

“It is the intent of the Legislature that the State Regents shall allocate to the Director of the Governmental Services Bureau in the Department of Political Science of Central State University, from funds appropriated in Section 1 of this act, the sum of Twenty Thousand Dollars (\$20,000), to be used as supplemental funds for general and specific expenses of the programs and operations of said Bureau.”, which amendment was declared adopted.

Senator Lamb moved to amend **HB 1140**, Page 11, Line 6½, by adding a new Section 13 as follows:

“It is the intent of the Legislature that the State Regents shall allocate the sum of Two Hundred Thousand Dollars (\$200,000.00) of the appropriation made by Section 1 of this act to those students enrolled in the Reserve Officer Training Corps at state universities which have executed completed ROTC contracts obligating them to military service. Such students shall be eligible for remission of \$200.00 of their semester tuition cost. Up to 40 tuition remission scholarships shall be available to each of the ROTC programs in the state. Should more than 40 students be qualified the university administration in cooperation with its ROTC department will determine the method of selecting the forty recipients. Students receiving federally provided ROTC scholarships are ineligible for this program.”, which amendment was declared adopted.

Senator York moved that **HB 1140**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1140** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1140 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Howell and Porter.—2.

The bill and emergency passed.

HB 1140 was referred for engrossment.

BILL WITHDRAWN — REFERRED

Senator Finis Smith asked unanimous consent, which was granted, that **HB 1166** be withdrawn from the Calendar and referred to the Committee on Finance for the purpose of an interim study on said proposal.

GENERAL ORDER

HB 1424 considered and deferred, was considered further.

On the question of adoption of the Finis Smith-Randle amendment to **HB 1424**, Page 2, Line 16, it was declared adopted.

Senator York moved to amend **HB 1424**, Page 3, Line 4, by striking after the word "such" and before the word "is" the words "security or deposit" and inserting the word "institution", which amendment was declared adopted.

Senator York moved to amend **HB 1424**, Page 4, Line 4, by striking after the word "such" and before the word "is" the words

"security or deposit" and inserting the word "institution", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1424**, Page 4, Line 14½, by adding a new paragraph to read as follows: "It is further provided that if said security or deposit is offered by prospectus approved by the Oklahoma Securities Commission, and if said prospectus discloses the insured or uninsured condition of said security or deposit, financial companies licensed by the Department of Consumer Finance shall be exempt from the provisions of this Act and shall not offer negotiable orders of withdrawal or similar plans determined to be checking accounts by the Bank Commissioner.", which amendment was declared adopted.

Senator Randle moved that **HB 1424**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1424** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1424 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Johnson, Johnston, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn and York.—33.

Nay: Boatner, Giles, Green, Keating, Keller, Landis, McCune, Moore, Pierce, Smith (Jerry L.), Stipe, Terrill and Young.—13.

Excused: Howell and Porter.—2.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Keller moved that the vote be reconsidered whereby **HB 1424** passed.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1016**.

HCR 1016 — By Kincheloe of the House and McCune of the Senate.

A Concurrent Resolution declaring the months of June through December 1981 a "Clean Up Oklahoma" period in preparation for the state's 75th anniversary.

The above numbered **HCR** was read the first time.

GENERAL ORDER

HB 1129 by Twidwell of the House and Howard of the Senate was read and considered.

Senator Kilpatrick asked to be named a coauthor of **HB 1129**, which was the order.

Senator Howard asked unanimous consent to amend **HB 1129**, Page 1, by crippling the Title, which was the order.

Senator Howard moved that **HB 1129**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1129** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1129 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, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Kilpatrick, Luton, Martin, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson and York.—25.

Nay: Branch, Combs, Dennis, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Rozell, Winn and Young.—18.

Excused: Crow, Howell, Moore, Porter and Stipe.—5.

The Chair advised that Senator Stipe, having been present in the Chamber during the vote on **HB 1129** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 25. Nay: 19. Excused: 4.

The bill passed.

Senators Stipe and Branch desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 27. Nay: 17. Excused: 4.

The emergency failed.

HB 1129 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1194 — Crutcher, Kilpatrick and Combs.

HB 1217 — Kilpatrick, McDaniel and Combs.

HB 1238 — McDaniel, York and Martin.

HB 1250 — Taliaferro, Finis Smith and Clifton.

HB 1259 — Crow, Leonard and Kilpatrick.

HB 1286 — Crutcher, Finis Smith and McDaniel.

HB 1292 — Tinsley, Luton and Kilpatrick.

HB 1299 — Clifton, Cummins and Kilpatrick.

HB 1315 — Johnson, Taliaferro and Dahl.

HB 1339 — Terrill, Watson and Martin.

HB 1362 — Johnston, Cullison and Capps.

HB 1373 — Terrill, Watson and Cate.

GENERAL ORDER

HB 1295 by Fried of the House and Cate of the Senate was read and considered.

Senator McDaniel moved to amend **HB 1295**, Page 2, Lines 2 and 3, by striking after the word "state" on Line 2 and before the word "to" on Line 3, the words "and its political subdivisions", which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1295**, Page 2, Lines 12 through 15, by striking all language, which amendment was declared adopted.

Senator Kilpatrick presiding.

Senator Cate moved to amend **HB 1295**, Page 4, Lines 2 through 4, by striking after the word "wastes" all new language on Lines 2, 3 and 4 and inserting in lieu thereof the following: "Scrap materials which are source separated for collection and processing as industrial raw materials shall not be considered to be discarded for the

purposes of this Act.", which amendment was declared adopted.

Senator Cate moved to amend **HB 1295**, Page 4, Line 4, by adding after the adopted Cate amendment, by inserting after the word "Act." the following: ", except when contained in the waste collected by or in behalf of a county, city or town.", which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1295**, Page 5, Lines 3 through 6, by striking after the word "developed" on Line 3 and before the word "collection" on Line 6, all language and inserting the following: "for the purpose of", which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1295**, Page 5, Lines 6 through 9, by restoring all stricken language, which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1295**, Page 6, Lines 8 and 9, by restoring after the word "provide" and before the word "or" the words "a disposal site", which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1295**, Page 6, Line 17, through Page 7, Line 7, by striking paragraph (c) and renumbering, which amendment was laid over temporarily upon the unanimous consent request of Senator Finis Smith.

Senator McDaniel moved to amend **HB 1295**, Page 8, Lines 9 through 11 by striking all language.

Senator Cate moved to table the McDaniel motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cate, Crow, Cullison, Dahl, Green, Howard, Miller, Rozell, Schuelein, Smith (Jerry L.), Stipe, Terrill, Tinsley and Winn.—15.

Nay: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cummins, Dennis, Giles, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Shedrick, Smith (Finis), Taliaferro, Watson and Young.—30.

Excused: Howell, Porter and York.—3.

On the question of adoption of the McDaniel amendment to **HB 1295**, Page 8, Lines 9 through 11, it was declared adopted.

Senator Finis Smith moved, as a substitute motion to the McDaniel amendment to **HB 1295**, Page 6, Line 17, to amend **HB 1295**, Page 7, Line 7, by adding after the word "site" the following: "Provided that the city or town may not require the delivery of solid waste to the operator of a solid waste management system other than in the manner and in accordance with the procedures of this Act.", which substitute amendment was declared adopted.

The adopted Finis Smith amendment to **HB 1295**, rendered the McDaniel amendment to **HB 1295**, Page 6, Line 17, moot.

Senator McDaniel moved to amend **HB 1295**, Page 9, Lines 6 through 16, by striking all language, which amendment was declared adopted.

Senator Cate moved that **HB 1295**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1295** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1295 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Nay: Keller and Moore.—2.

Excused: Crutcher, Howell and Porter.—3.

The bill and emergency passed.

HB 1295 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 15**, coauthored by Duckett.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 216, 229 and 246**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 14**.

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

GENERAL ORDER

HB 1410 by Hooper, et al, of the House and Taliaferro of the Senate was read and considered.

Senator Taliaferro moved that **HB 1410** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1410** was placed on Third Reading.

THIRD READING

HB 1410 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—45.

Excused: Howell, Porter and Terrill.—3.

The bill passed.

GENERAL ORDER

HB 1216 by Kelly of the House and Crutcher of the Senate was read and considered.

Senator Crutcher moved that **HB 1216** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1216** was considered engrossed and placed on Third Reading.

THIRD READING

Senator Crutcher asked unanimous consent to suspend Rule 12-8 to consider an

amendment to **HB 1216** on Third Reading, to which request objection was heard.

Senator Crutcher moved that the vote be reconsidered whereby **HB 1216** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1216 was considered further.

Senator Crutcher moved to amend **HB 1216**, Page 1, by restoring the Title and the Enacting Clause, which amendment was declared adopted.

Senator Crutcher moved that **HB 1216**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1216** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1216 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Tinsley, Watson, Winn and Young.—41.

Nay: Moore and Smith (Jerry L.).—2.

Excused: Howell, Porter, Taliaferro, Terrill and York.—5.

The bill and emergency passed.

HB 1216 was referred for engrossment.

GENERAL ORDER

HB 1145 by Henry of the House and Clifton and Johnson of the Senate was read and considered.

Senator Clifton moved to amend **HB 1145**, Page 2, Line 4, by striking after the word "Commission" and before the word "the" on Line 5, the words "District Attorneys", which amendment was declared adopted.

Senator Clifton moved to amend **HB 1145**, Page 2, Line 14, by striking all language after the word "commission" and before the word "in" on Line 16, and by striking the Title, which amendment was declared adopted.

Senator Clifton moved that **HB 1145**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1145** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1145 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, Johnson, Kilpatrick, Landis, McCune, McDaniel, Miller, O'Connor, Rozell, Smith (Jerry L.), Taliaferro, Terrill, York and Young.—18.

Nay: Boatner, Branch, Capps, Cate, Combs, Cummins, Dennis, Giles, Green, Howard, Johnston, Keating, Keller, Lamb, Leonard, Luton, Martin, Moore, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Tinsley, Watson and Winn.—27.

Excused: Crow, Howell and Porter.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Clifton moved that the vote be reconsidered whereby **HB 1145** failed.

PENDING CONSIDERATION OF HAS

HAS to **SB 178** were read and rejected upon motion of Senator Boatner; Conference requested and Senate Conferees appointed as follows: Senators Boatner, Finis Smith and Howard.

HAS to **SB 326** were read and rejected upon motion of Senator Watson; Conference requested and Senate Conferees appointed as follows: Senators Watson, Randle and Kilpatrick.

HAS to **SB 203** were read and rejected upon motion of Senator Cummins; Conference requested and Senate Conferees appointed as follows: Senators Cummins, Randle and Combs.

HAS to **SB 207** were read and rejected upon motion of Senator McDaniel; Conference requested and Senate Conferees appointed as follows: Senators McDaniel, Martin and Clifton.

Senator Schuelein presiding.

GENERAL ORDER

HB 1200 by Lawter of the House and Combs of the Senate was read and considered.

Senator Combs moved that **HB 1200** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1200** was placed on Third Reading.

THIRD READING

HB 1200 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Crow, Howell, Moore and Porter.—4.

The bill passed.

THIRD READING

Senator Taliaferro moved that the vote be reconsidered whereby **HB 1184** was advanced, which motion to reconsider was declared adopted.

GENERAL ORDER

HB 1184 was considered further.

Senator Stipe moved to amend **HB 1184**, Page 4, Line 7, by adding after the word "with" the following language: "provided, however, that the implied warranties of merchantability and fitness shall apply to the sale or barter of horses.", which amendment was declared adopted.

Senator Taliaferro moved that **HB 1184**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1184** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1184 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cummins, Dennis, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Moore, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—34.

Nay: Boatner, Cullison, Dahl, Keating, Keller, Landis, O'Connor, Schuelein and Young.—9.

Excused: Crow, Howell, Leonard, Porter and York.—5.

The bill passed.

HB 1184 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAS to **SB 5** were read and concurred in upon motion of Senator Johnston.

SB 5, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—43.

Excused: Howell, Leonard, Moore, Porter and York.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Randle presiding.

PENDING CONSIDERATION OF HAS

HAS to **SB 194** were read and concurred in upon motion of Senator Shedrick.

Senator Schuelein asked to be named a coauthor of **SB 194**, which was the order.

SB 194, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Excused: Dennis, Howell, Keating, Keller, Pierce, Porter and York.—7.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAS to **SB 176** were read and rejected upon motion of Senator Capps; Conference

requested and Senate Conferees appointed as follows: Senators Capps, Finis Smith and Taliaferro.

CONFERENCE COMMITTEE REPORT

Conference Committee Report on the following Bill was read and consideration deferred:

SB 6

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** and naming House Conferees, as follows:

SB 203 — Mason, Davis (Frank) and McCorkell.

SB 207 — Johnson, Hobson and Manar.

SB 286 — Hobson, Johnson and Hopkins.

SB 317 — Barker, Twidwell and Harris.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HBs** as follows:

HB 1217 — Johnson, Williams (Penny) and Manar.

HB 1286 — Holden, Harper and Hooper.

HB 1362 — Anderson (Don), Taylor and Baker.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1229, 1233, 1256, 1332, 1333, 1397** and **1399**, requesting Conference and naming Conferees at a later date.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 5, 1981, of Enrolled **SB 289**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand ad-

jourled to meet Thursday, May 7, 1981, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

HBs 1200 and 1410 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 3:15 p.m. to meet Thursday, May 7, 1981, at 10:00 a.m.

Seventy-first Legislative Day

Thursday, May 7, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—44.

Excused: Cummins, Howell, Keller and Young.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Wahl, the guest of Senator Landis.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following

Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1229 — Taliaferro, York and Combs.

HB 1256 — Martin, O'Connor and Watson.

MOTION TO RECONSIDER VOTE

Senator Shedrick moved that the vote be reconsidered whereby **HB 1042** passed.

Senator Branch moved to table the Shedrick motion to reconsider, which motion to table was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1129, 1140, 1184, 1216 and 1295 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 5 and 194 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.

PENDING CONSIDERATION OF HAS

Senator Stipe asked unanimous consent to suspend Rule 5-7 to allow consideration of **HAS** to **SB 106**, to which request objection was heard.

MOTION TO RECONSIDER VOTE

Senator Crutcher moved that the vote be reconsidered whereby **HJR 1019** failed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley and York.—26.

Nay: Cain, Combs, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Moore, O'Connor, Pierce, Porter, Smith (Finis), Smith (Jerry L.) and Watson.—17.

Excused: Cummins, Howell, Keller, Winn and Young.—5.

THIRD READING

Senator Crutcher asked unanimous consent to suspend Rule 12-8 to allow an amendment on Third Reading to **HJR 1019**, which was the order.

Senator Crutcher asked unanimous consent to amend **HJR 1019**, Page 1, by crippling the Title, which was the order.

THIRD READING

HJR 1019 was read for the third time at length, as follows:

HJR 1019 By Kelly of the House and Crutcher and Stipe of the Senate.

“[PROPOSED CONSTITUTIONAL AMENDMENT TO ARTICLE X — BOND ISSUE FOR INDUSTRIAL DEVELOPMENT — STATEWIDE ELECTION]”

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 38TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article X of the Constitution of the State of Oklahoma, by adding a new Section 39 to said Article X to read as follows:

Section 39. The Legislature of the State of Oklahoma is hereby authorized to enact a law or laws whereby the state may become indebted in an amount not to exceed Seventy Million Dollars (\$70,000,000.00) for the purpose of making loans to Oklahoma incorporated **NONPROFIT** industrial development agencies [(whether profit or nonprofit)] in Oklahoma communities. All bonds representing the state indebtedness herein authorized to be created shall be general obligations of the State of Oklahoma, with the full faith and credit of the state pledged thereto, and there shall be specifically pledged thereto.

1. Allocations by the Legislature of the State of Oklahoma from any monies in the General Revenue Fund of the State Treasury, not otherwise obligated, committed or appropriated; and

2. The proceeds of any tax which the Legislature may impose and collect for the purpose of paying the principal and interest on the indebtedness herein authorized to be created, authority hereby being granted to the Legislature to so impose and collect such tax, if necessary.

No industry funded under this section [or any other industrial trust of this state]

shall be exempt from the ad valorem property tax rolls.

The Attorney General shall be the bonding attorney.

Such law or laws hereby authorized to be enacted by the Legislature of the State of Oklahoma may provide for the issuance of bonds evidencing the indebtedness herein authorized and provide that such bonds may be issued in one or more series, may bear such date or dates, may mature at such time or times, may be in such denomination or denominations, may be in such form, coupon or registered, may carry such registration or conversion provisions, may be executed in such manner, may be payable in such medium or payment at such place or places, may be subject to such terms of redemption, with or without premium, and may bear such rate or rates of interest as the Legislature may deem expedient and may contain any and all provisions which the Legislature may deem necessary or expedient to make such bonds marketable as general obligations of the State of Oklahoma with the full faith and credit of the state pledged thereto. Within the limit of indebtedness herein authorized, the Legislature in its discretion may authorize the issuance of such bonds and the incurring of the authorized indebtedness in fractional amounts of the total indebtedness hereby authorized to be incurred from time to time and at one or more Sessions of the Legislature.

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 39 thereto, authorizing the Legislature to enact necessary legislation whereby the state may become indebted not to exceed **Seventy Million Dollars (\$70,000,000.00)** for the purpose of making loans to Oklahoma incorporated industrial development agencies; and authorizing the Legislature to provide for the payment and discharge of principal and interest on said debt from source of state income

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.

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 Resolution, the roll call was as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnston, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—27.

Nay: Cain, Combs, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Moore, O'Connor, Pierce, Porter, Smith (Finis), Smith (Jerry L.) and Watson.—17.

Excused: Cummins, Howell, Keller and Young.—4.

The Resolution was declared passed.

PENDING CONSIDERATION OF HAS

HAS to SB 200 were read and concurred in upon motion of Senator Tinsley.

SB 200, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—43.

Excused: Cummins, Howell, Keller, Luton and Young.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Clifton moved that the vote be reconsidered whereby **HB 1145** failed of passage, which motion to reconsider was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Green, Johnson, Johnston, Kilpatrick, McCune, McDaniel, Miller, O'Connor, Randle, Rozell, Taliaferro, Terrill, Winn and York.—21.

Nay: Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Keating, Lamb, Landis, Leonard, Martin, Moore, Pierce, Porter, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Tinsley and Watson.—22.

Excused: Cummins, Howell, Keller, Luton and Young.—5.

PENDING CONSIDERATION OF HAS

HAS to SB 106 were read and concurred in upon motion of Senator Finis Smith.

SB 106, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—42.

Excused: Cummins, Dennis, Howell, Keller, Luton and Young.—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 **HB 1283** was read and adopted upon motion of Senator Terrill.

HB 1283, as amended in Conference, was read at length.

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

Aye: Branch, Capps, Cate, Clifton, Combs, Crow, Dahl, Giles, Green, Keating, Kilpatrick, Landis, McCune, Martin, Moore, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson and York.—25.

Nay: Boatner, Cain, Crutcher, Cullison, Howard, Johnson, Johnston, Leonard, McDaniel, Miller, O'Connor, Pierce, Rozell, Tinsley and Winn.—15.

Excused: Cummins, Dennis, Howell, Keller, Lamb, Luton, Porter and Young.—8.

The bill passed.

Senators Crutcher, Johnston, Howard, Cullison, Tinsley, Cain 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: 8. Excused: 8.

The emergency passed.

HB 1283, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1117, 1234** and **1305** requesting Conference and naming Conferees at a later date.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1200** and **1410**.

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

MESSAGE FROM THE HOUSE HAS TO SENATE BILLS

Advising passage of and returning the following Engrossed Bills, as amended:

SB 35

SB 43

SB 50

SB 102, coauthored by Lewis

SB 159

SB 163

SB 182

SB 296

SB 350, coauthored by Kamas

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1017**.

HCR 1017 — By Hill of the House and Leonard of the Senate.

A Concurrent Resolution memorializing the Congress of the United States to review the Department of Health and Human Services regulations to assure that Medicare regulations will not adversely affect rural hospitals; and directing distribution.

The above numbered **HCR** was read the first time.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HBs** as follows:

HB 1233 — Gray, Thompson and Fried

HB 1256 — Hastings, Davis (Frank) and Mentzer

HB 1305 — Craighead, Brown and Atkinson

HB 1333 — Deatherage, Talley and Harper

HB 1397 — Harper, Holden and Widener

HB 1399 — Lawter, Kelly and Sanders

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Engrossed **SBs 5** and **194** and **SJR 15**.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1191** and **1277**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1167, 1175** and **1188**, requesting Conference and referring same to Joint Retirement Laws Committee.

MESSAGE FROM THE HOUSE

Requesting the Honorable Senate to withdraw Conferees on Engrossed **HB 1229**, and refer same to Joint Retirement Laws Committee.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs**, and naming House Conferees as follows:

SB 176 — Baughman, Glover and Reimer

SB 178 — Thompson, Murphy and McIntyre

SB 326 — Talley, Deatherage and Harper

SECOND READING

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

HCR 1016 — General Government

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 11, 1981, at 1:30 p.m., which motion prevailed.

BILLS AND RESOLUTION RELEASED

HBs 1130, 1135 and **1424** and **HJR 1019** were referred for engrossment.

HB 1042 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 10:50 a.m. to meet Monday, May 11, 1981, at 1:30 p.m.

Seventy-second Legislative Day

Monday, May 11, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Keating and Pierce.—2.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend J. David Griffin, Southside Christian Church, Tulsa, the guest of Senator Green.

INTRODUCTIONS

Senator Taliaferro introduced his daughter Cynthia and her husband Phil Malone. Also introduced were Steven and Pam Taliaferro and their son Brian. Senator Taliaferro asked

unanimous consent that Brian be granted privileges of the floor and named an honorary page for this legislative day, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on SB 6 was read and adopted upon motion of Senator Watson.

SB 6, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Excused: Boatner, Cullison, Howard, Johnston, Keating, Luton, Pierce, Porter and Terrill.—9.

The bill passed.

SB 6, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1042, 1191, 1277 and 1283**.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 73** was read and adopted upon motion of Senator Green.

SB 73, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Boatner, Howard, Johnston, Keating, Pierce, Porter and Terrill.—7.

The bill passed.

SB 73, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bills as amended:

SB 49

SB 161, coauthored by McCorkell and Anderson (Don).

SB 327

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1130, 1135 and 1424 and HJR 1019 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 106 and 200 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 HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House to withdraw **HB 1229** from Special Conference and refer same to Joint Retirement Laws Committee, was ordered granted, said bill referred to Joint Retirement Laws Committee.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 244** was called up for consideration.

Senator Green moved that the Senate adopt the **CCR** to **SB 244**.

Senator Finis Smith moved, as a substitute motion to the Green motion, to reject the **CCR** on **SB 244**, request further Conference and instruct the Conferees to delete or recede from Conference Committee amendment No. 3, which substitute motion was declared adopted, President Pro Tempore York naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1091** was read and adopted upon motion of Senator McDaniel.

HB 1091, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Howard, Johnston, Keating, Pierce and Terrill.—5.

The bill passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1131** was read and adopted upon motion of Senator Branch.

HB 1131, 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, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and York.—38.

Nay: Landis, Schuelein and Young.—3.

Excused: Clifton, Dennis, Howard, Johnston, Keating, Pierce and Terrill.—7.

The bill and emergency passed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HBs 1167, 1175 and 1188** was ordered granted, said bills referred to Joint Retirement Laws Committee.

UNANIMOUS CONSENT REQUEST

Senator Boatner asked unanimous consent, which was granted, to suspend Rule 12-23 and that **SR 12** be withdrawn from the Committee on Business and Labor and referred direct to the Calendar on General Order.

PENDING CONSIDERATION OF HAS

Has to **SB 10** were read and concurred in upon motion of Senator Boatner.

SB 10, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Johnston, Keating, Pierce and Terrill.—4.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to **SBs 35, 43** and **50** were read and rejected upon motion of Senator Randle; Conference requested and said bills referred to GCCA.

HAs to **SB 102** were read and rejected upon motion of Senator McCune; Conference requested and Senate Conferees appointed as follows: Senators McCune, Kilpatrick and Combs.

**PENDING SENATE ACTION
HOUSE REQUEST FOR
CONFERENCE**

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1117 — Dahl, Cate and Stipe.

HB 1234 — Randle, Watson and Kilpatrick.

HB 1305 — Kilpatrick, Combs and McCune.

HB 1332 — Leonard, Watson and Combs.

HB 1333 — Watson, Randle and Kilpatrick.

HB 1399 — Kilpatrick, Combs and Luton.

PENDING CONSIDERATION OF HAS

HAs to **SB 213** were read and concurred in upon motion of Senator Howell.

SB 213, 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, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison,

Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Clifton, Johnston, Keating, Pierce and Terrill.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Finis Smith presiding.

PENDING CONSIDERATION OF HAS

HAs to **SB 308** were read and concurred in upon motion of Senator Howell.

SB 308, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Moore, O'Connor, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and York.—35.

Nay: Boatner, Crow, Dahl, Landis, McCune, Miller, Rozell and Young.—8.

Excused: Dennis, Johnston, Keating, Pierce and Terrill.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 312 were read and concurred in upon motion of Senator Porter.

SB 312, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Excused: Boatner, Dennis, Johnston, Keating, Pierce and Terrill.—6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 287 were read and rejected upon motion of Senator Howell; Conference requested and Senate Conferees appointed as follows: Senators Howell, Cate and Rozell.

HAs to SB 350 were read and rejected upon motion of Senator York; Conference requested and Senate Conferees appointed as follows: Senators York, Combs and Cain.

PENDING CONSIDERATION OF HAS

HAs to SB 313 were read and concurred in upon motion of Senator Clifton.

SB 313, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Johnston, Keating, Pierce and Terrill.—4.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 327 were read and rejected upon motion of Senator Cate; Conference requested and Senate Conferees appointed as follows: Senators Cate, York and Howard.

GENERAL ORDER

SR 12 by Boatner was read and considered.

SR 12 was read at length, adopted upon motion of Senator Boatner and referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 49 were read and rejected upon motion of Senator Randle; Conference requested and said bill referred to GCCA.

UNANIMOUS CONSENT REQUEST

Senator Cate asked unanimous consent to suspend Rule 5-4 to allow immediate consideration of **SR 13**, as follows:

SR 13 — By Cate.

A Resolution commending the public-spirited contribution of the Blue Ribbon Committee appointed by Governor Nigh to study the Oklahoma Tax Commission; and directing distribution.

SR 13 was read at length and adopted upon motion of Senator Cate, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn, York and Young.—35.

Nay: Green, Keller, Lamb, Leonard, McCune, Moore, O'Connor, Smith (Jerry L.) and Watson.—9.

Excused: Johnston, Keating, Pierce and Terrill.—4.

SR 13 was referred for enrollment.

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE
REPORTS**

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1227
HB 1250

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HBs** as follows:

HB 1234 — Deatherage, Barker and Draper.

HB 1259 — Henry, Twidwell and Dunn.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 106** and **200**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1140**, requesting Conference and referring same to **GCCA**.

**CONFERENCE COMMITTEE
REPORT**

Conference Committee Report on the following Bill was read and consideration deferred:

SB 258

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1033, 1129** and **1295**, requesting Conference and naming Conferees at a later date.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 35, 43, 49** and **50**, and referring same to **GCCA**.

SECOND READING

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

HCR 1017 — Human Resources.

MESSAGE FROM THE GOVERNOR

The following Veto Message was read and consideration deferred for this Legislative day:

This is to advise you that on this date, May 8, 1981, I vetoed Enrolled **Senate Joint Resolution No. 10**, by Young of the Senate and Cunningham of the House:

A Joint Resolution authorizing Paul Edward Campbell and Mary Jean Campbell to bring suit against the State of Oklahoma ***

I have vetoed **Senate Joint Resolution No. 10** because it is almost a duplicate of **House Joint Resolution No. 1017** which I signed on April 28, 1981.

/s/ George Nigh.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 8, 1981, of Enrolled **SBs 5, 79, 194, 216, 229, 246 and 324**, and May 11, 1981, of Enrolled **SJR 15**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 12, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1091 and 1131, together with the Conference Committee Reports thereon, were ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:40 p.m. to meet Tuesday, May 12, 1981, at 1:30 p.m.

Seventy-third Legislative Day

Tuesday, May 12, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Keating and Stipe.—2.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Griffin, the guest of Senator Green.

PENDING CONSIDERATION OF HAS

HAs to SB 217 were read and concurred in upon motion of Senator Johnson.

SB 217, 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, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—42.

Excused: Clifton, Keating, Porter, Smith (Finis), Winn and Young.—6.

Senator Finis Smith asked unanimous consent that the vote on Final Passage of **SB 217** be corrected to reflect a Finis Smith vote of "Aye" and a Stipe vote of "Excused", which was the order.

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 159 were read and rejected upon motion of Senator Terrill; Conference

requested and Senate Conferees appointed as follows: Senators Terrill, Watson and Martin.

PENDING CONSIDERATION OF HAS

HAs to SB 296 were read and rejected upon motion of Senator Terrill; Conference requested and Senate Conferees appointed as follows: Senators Terrill, Watson and Martin.

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 1053** and **1299**.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 6** and **73**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1233 — Terrill, Cain and Howell.

HB 1397 — Terrill, Finis Smith and Crutcher.

Senator Combs presiding.

PENDING CONSIDERATION OF HAS

HAs to SB 161 were read and concurred in upon motion of Senator Cate.

SB 161, 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, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, York and Young.—43.

Excused: Clifton, Keating, Stipe, Tinsley and Winn.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 244** and naming same House Conferees as follows: Lawter, Peterson and Henry.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1091** and **1131**.

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

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1140** was ordered granted, said bill referred to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on **SB 258** was read and adopted upon motion of Senator Jerry Smith.

SB 258, 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: Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson and York.—41.

Nay: Boatner and Young.—2.

Excused: Clifton, Keating, Shedrick, Stipe and Winn.—5.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HBs** as follows:

HB 1117 — Sanders, Twidwell and Kincheloe.

HB 1129 — Twidwell, Fried and Kincheloe.

HB 1295 — Fried, Fitzgibbon and Denman.

Senator Finis Smith presiding.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1250** was read and adopted upon motion of Senator Taliaferro.

HB 1250, as amended in Conference, was read at length.

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

Aye: Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Keller, Kilpatrick, Luton, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—31.

Nay: Boatner, Cain, Capps, Giles, Green, Johnson, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Shedrick and Young.—14.

Excused: Keating, Porter and Stipe.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Lamb moved that the vote be reconsidered whereby **HB 1250** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 10, 213, 308, 312 and **313** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 12 and **13** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Anita L. Nance, Oklahoma City, as member to the Speech Pathology and Audiology Board of Examiners.

Robert L. Wadley, Claremore, as member to the Oklahoma Tax Commission.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1033 — Jerry Smith, Finis Smith and Leonard.

HB 1129 — Howard, Kilpatrick and Rozell.

HB 1295 — Cate, Cain and Terrill.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** and naming House Conferees as follows:

SB 102 — Atkinson, Brown and Craighead.

SB 287 — Fried, Reimer and Gray.

SB 327 — Hobson, Draper and Henry.

SB 350 — Deatherage, Kamas and Johnson.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1349**, requesting Conference and naming Conferees as follows: Hobson, Riggs and Brown.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1135** and **1184**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs**, requesting Conference and referring as follows:

HB 1130 — Joint Retirement Laws Committee.

HB 1419 — GCCA.

Senator Martin moved that the Senate stand at ease awaiting the arrival of a special guest, which motion was declared adopted.

*

The Chair questioned a quorum. The roll was called and a quorum declared present.

SPECIAL INTRODUCTION

Senator Keller introduced the World Boxing Association Lightweight Champion, Sean O'Grady to the members and asked unanimous consent, which was granted, that Sean and his parents, Pat and Jean O'Grady be allowed privileges of the floor. Senator Keller, on behalf of the Senate, presented Sean with a Citation, to which Mr. O'Grady responded with brief remarks.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

JAMES JOSEPH HAMILTON, Ardmore, as a member of the Oklahoma Board of Private Schools, to serve an unexpired term ending July 1, 1984. Mr. Hamilton succeeds William E. White.

HENRIETTA O. HICKS, Boley, as a member of the State Board of Licensed Social Workers, to serve a five (5) year term ending October 1, 1985. Ms. Hicks succeeds Charles Wright.

ARTHUR WAYNE SALISBURY, Clinton, as a member of the Board of Regents for Oklahoma Colleges, to serve an unexpired term ending June 10, 1986. Mr. Salisbury succeeds Marion Diel.

R. G. WILSON, Clinton, as a member of the State Board of Public Accountancy, to serve a five (5) year term ending June 30, 1986. Mr. Wilson succeeds Harry Rosen-grants.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HJR 1019** requesting Conference and nam-

ing Conferees as follows: Kelly, Murphy and Abbott.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 10, 213, 308, 312 and 313.**

The above numbered Enrolled Bills were referred to the Governor.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 13, 1981, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 258, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:20 p.m. to meet Wednesday, May 13, 1981, at 1:30 p.m.

Seventy-fourth Legislative Day

Wednesday, May 13, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Keating, Stipe.—3.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Griffin, the guest of Senator Green.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Pages 750-751, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Terrill, Tinsley, Watson, Winn, York and Young.—38.

Excused: Cate, Crow, Crutcher, Keating, Landis, Luton, Pierce, Porter, Stipe, Taliaferro.—10.

The Chair advised the Senate that Senator Landis having been present in the Chamber at the time the vote was taken on adoption of the Committee Report on Executive Nominations would be shown voting "No" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 38. Nay: 1. Excused: 9.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1135 and 1184.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6, 73, 161 and 217 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 HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs** and **HJR**, President Pro Tempore York naming the following Senate Conferees:

HB 1130 — Joint Retirement Laws Committee.

HB 1349 — Cate, Terrill and Cain.

HB 1419 — GCCA.

HJR 1019 — Crutcher, Stipe and Smith (Finis).

PENDING CONSIDERATION OF HAS

Has to **SB 163** were read and concurred in upon motion of Senator McDaniel, the roll call thereon resulted as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Johnston, Lamb, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—28.

Nay: Cain, Combs, Dahl, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Martin, Porter, Randle, Rozell, Smith (Jerry L.) and Young.—15.

Excused: Crow, Keating, Luton and Stipe.—4.

*Not voting: Smith (Finis).—1.

*Senator Finis Smith asked to be shown not voting on adoption of House Amendments to **SB 163** for reasons of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SB 163, 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: Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Johnston, Lamb, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—28.

Nay: Boatner, Cain, Dahl, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Martin, Randle, Rozell, Smith (Jerry L.) and Young.—14.

Excused: Crow, Keating, Luton, Porter and Stipe.—5.

*Not voting: Smith (Finis).—1.

*Senator Finis Smith asked to be shown not voting on **SB 163** for reasons of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 296**, and naming House Conferees as follows: Henry, Denman and Shurden.

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 258**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled House Bill No. **1170**, together with the Governor's Message vetoing same, and advising that under the provisions of Section 11, Article VI, of the Constitution of the State of Oklahoma, the House has reconsidered and passed said Bill over the Governor's Veto by a two-thirds vote of all Members elected to and constituting the House, said vote being as follows: 77 Ayes, 16 Nays.

PENDING SENATE ACTION — VETO OVERRIDE ON HB 1170

The following Veto Message of the Governor on Enrolled **HB 1170** was read as follows:

This is to advise you that on May 12, 1981, I vetoed: Enrolled **HB 1170**, by McCorkell and Anderson (Don) of the House and Terrill and Cain of the Senate.

An Act relating to state officers and employees; *** and providing an effective date.

While I totally agree with the concept of protecting an employee's right to freely converse and discuss any pertinent matter with any member of the Legislature or with any Legislative Committee, it is my belief this basic protection is provided in current law. 74 O.S. § 1415 contains this basic provision and provides severe penalties for its violations.

I totally disagree, however, with the concept contained in **HB 1170** which provides that one agency shall write rules and regulations for another agency. Such a concept is not in the best interests of effective government and is not acceptable.

For these reasons, I have vetoed **HB 1170**.

It is my understanding an interim committee will be studying the entire area of personnel administration in State Government. It is my recommendation that the areas addressed in **HB 1170** be reviewed in conjunction with that study.

/s/ George Nigh

Senator Terrill moved that, notwithstanding the veto of the Chief Executive, **HB 1170** become law, which motion was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson and York.—34.

Nay: Boatner, Dahl, Giles, Johnson, Landis, Miller, Rozell and Young.—8.

Excused: Crow, Keating, Luton, Porter, Stipe and Winn.—6.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1084**HB 1086****HB 1388****ANNOUNCEMENT**

Senator O'Connor announced that on this date, Pope John Paul II had been wounded in an assassination attempt and asked unanimous consent that the Oklahoma Senate go on record to condemn such acts of violence and further asked that the prayers of the members of the Senate be heard for the recovery of the Pontiff, which was the order.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1216** and **1378**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1121**, requesting Conference and naming Conferees as follows: Henry, Riggs and McCaleb.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 6, 73, 161** and **217**.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills and Resolution were read and consideration deferred:

SB 28**SB 29**, Conference Committee Substitute.**SB 264****SCR 3**, Conference Committee Substitute.**FIRST READING**

The following was introduced and read the first time:

SB 353 — By Giles and Landis of the Senate and Dunn of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1004, Section 6, Chapter 247, O.S.L. 1979, as amended by Section 5, Chapter 158, O.S.L. 1980, and Section 6, Chapter 158, O.S.L. 1980 (82 O.S. Supp. 1980, Sections 1085.36 and 1085.39), which relate to gross production apportionment, water loans to political subdivisions and water grants, rules and regulations; amending apportionment formula; limiting loan purposes; creating the Statewide Water Development Revolving Fund; describing finances and purposes thereof; expanding uses and regulations of water grants; directing codification; and declaring an emergency.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 14, 1981, at 10:00 a.m., which motion prevailed.

BILL RELEASED

HB 1170 was ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:00 p.m. to meet Thursday, May 14, 1981, at 10:00 a.m.

Seventy-fifth Legislative Day

Thursday, May 14, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Capps, Crow, Cummins, Keating, Miller, Stipe and Tinsley.—7.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Griffin, the guest of Senator Green.

EXECUTIVE NOMINATIONS

The following Gubernatorial nomination was read and referred to the Committee on Executive Nominations:

June Cheek, Mannford, as member of the State Board of Mental Health.

Upon motion of Senator Martin, a list of tag agents was submitted and referred to the Committee on Executive Nominations.

PENDING CONSIDERATION OF CCR

The CCR on **SB 28** was read and adopted upon motion of Senator Randle.

SB 28, 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, Branch, Cain, Cate, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, York and Young.—35.

Excused: Capps, Clifton, Crow, Cummins, Howard, Howell, Keating, Keller, Miller, Stipe, Terrill, Tinsley and Winn.—13.

The bill and emergency passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 163 and 258 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 29** was read and adopted upon motion of Senator Randle.

SB 29, 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, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, York and Young.—38.

Excused: Capps, Crow, Cummins, Howard, Keating, Miller, Stipe, Terrill, Tinsley and Winn.—10.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SCR 3** was read and adopted upon motion of Senator Moore.

SCR 3, as amended in Conference, was read at length, and adopted upon motion of Senator Moore.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1084** was read and adopted upon motion of Senator Landis.

HB 1084, 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, Dahl, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, Martin, O'Connor, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, Winn, York and Young.—31.

Nay: Branch, Dennis, Johnston, McCune, McDaniel, Moore, Pierce and Rozell.—8.

Excused: Capps, Crow, Cummins, Howard, Keating, Miller, Stipe, Terrill and Tinsley.—9.

The bill passed.

Senator Rozell desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 7. Excused: 9.

The emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1086** was read and adopted upon motion of Senator Johnson.

HB 1086, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Mar-

tin, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Watson, Winn, York and Young.—39.

Excused: Capps, Crow, Cummins, Howard, Keating, Miller, Stipe, Terrill and Tinsley.—9.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Johnson moved that the vote be reconsidered whereby **HB 1086** passed.

PENDING CONSIDERATION OF HAS

HAS to **SB 248** were read and rejected upon motion of Senator Watson; Conference requested and Senate Conferees appointed as follows: Senators Watson, Terrill and Smith (Finis).

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1121** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Smith (Finis), Howell and Howard.

SECOND READING

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

SB 353 — Finance.

FIRST READING

The following were introduced and read the first time:

SB 354 — By York of the Senate and Draper of the House.

An Act relating to Congressional and Legislative Districts; fixing boundaries and dividing the State into forty-eight State Senatorial Districts; and declaring an emergency.

SB 355 — By Green.

An Act relating to revenue and taxation; amending 62 O.S. 1971, Section 221, 68 O.S. 1971, Sections 102, as amended by Section 19, Chapter 159, O.S.L. 1980, Section 4, Chapter 309, O.S.L. 1974, as last amended by Section 7, Chapter 269, O.S.L. 1980 and 104 (68 O.S. Supp. 1980, Sections 102 and 102.3), which relate to the Oklahoma Tax Commission; changing salaries to expenses and per diem; removing requirement that members must devote all time to the Commission; deleting provisions for salaries for members; providing per diem and expenses; deleting provisions for salaries for certain additional duties; directing the Tax Commission to employ an administrator; repealing 68 O.S. 1971, Section 102.1, as last amended by Section 6, Chapter 269, O.S.L. 1980 (68 O.S. Supp. 1980, Section 102.1), which relates to salaries for members of the Tax Commission; repealing conflicting laws; and providing an effective date.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1216** and **1378**.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 163** and **258**.

The above numbered Enrolled Bills were referred to the Governor.

**CONFERENCE COMMITTEE
REPORTS**

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 30, Conference Committee Substitute.
SB 31, Conference Committee Substitute.
SB 34, Conference Committee Substitute.
SB 44, Conference Committee Substitute.
SB 45, Conference Committee Substitute.
SB 54, Conference Committee Substitute.
SB 55, Conference Committee Substitute.
SB 57, Conference Committee Substitute.
SB 64, Conference Committee Substitute.
SB 66
SB 283
SB 303

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE
REPORT**

Transmitting the following Bill together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of measure as amended:

HB 1315**MESSAGE FROM THE GOVERNOR**

Advising approval by him, May 13, 1981, of Enrolled **SBs 106, 200, 213, 312 and 313.**

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 18, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 28 and 29 and SCR 3, together with the Conference Committee Reports thereon, were ordered transmitted to the Honorable House.

HB 1084, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 10:30 a.m. to meet Monday, May 18, 1981, at 1:30 p.m.

Seventy-sixth Legislative Day

Monday, May 18, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Pierce and Porter.—2.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Jim Vineyard, Windsor Hills Baptist Church, Oklahoma City, the guest of Senator Combs.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Gwen M. Cox, Lawton, as member to the Oklahoma State Textbook Committee.

Denny B. Hopkins, Woodward, as member to the Board of Corrections.

Vernon Langley, Stillwater, as member to the Police Pension and Retirement Board.

INTRODUCTION

Senator Rozell introduced his daughter, Rene, to the members.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 31** was read and adopted upon motion of Senator Randle.

SB 31, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Watson, Winn, York and Young.—30.

Nay: Combs, Cummins, Green, Landis, Leonard, McCune, Moore and O'Connor.—8.

Excused: Cate, Johnston, Keating, Keller, Pierce, Porter, Smith (Finis), Smith (Jerry L.), Terrill and Tinsley.—10.

The bill passed.

Senators Cummins 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: 6. Excused: 10.

The emergency passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1084**.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 34** was read and adopted upon motion of Senator Randle.

SB 34, 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Cate, Johnston, Keating, Keller, Pierce, Porter and Terrill.—7.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 44** was read and adopted upon motion of Senator Randle.

SB 44, 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, Branch, Cain, Capps, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn, York and Young.—37.

Nay: Keating, Leonard, McCune, Moore and Watson.—5.

Excused: Cate, Crutcher, Johnston, Pierce, Porter and Terrill.—6.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 54** was read and adopted upon motion of Senator Randle.

SB 54, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Nay: Keller.—1.

Excused: Johnston, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

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 28 and 29**.

The above numbered Bills, as amended in Conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR on SB 55** was read and adopted upon motion of Senator Randle.

SB 55, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Nay: Howell and Schuelein.—2.

Excused: Johnston, O'Connor, Pierce, Porter and Terrill.—5.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR on SB 57** was read and adopted upon motion of Senator Randle.

SB 57, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Nay: McCune.—1.

Excused: Johnston, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1065
HB 1071
HB 1073
HB 1075
HB 1077
HB 1082

PENDING CONSIDERATION OF CCR

The **CCR on SB 64** was read and adopted upon motion of Senator Randle.

Senator Schuelein presiding.

SB 64, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Nay: Smith (Jerry L.).—1.

Excused: Johnston, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **SB 66** was read and adopted upon motion of Senator Randle.

SB 66, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—43.

Excused: Johnston, Pierce, Porter, Terrill and York.—5.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **SB 45** was read and adopted upon motion of Senator Randle.

SB 45, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Johnston, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1053** was read and adopted upon motion of Senator Crutcher.

HB 1053, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Kilpatrick, Luton, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn and York.—26.

Nay: Boatner, Combs, Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, Martin, Moore, O'Connor, Smith (Jerry L.), Watson and Young.—18.

Excused: Johnston, Pierce, Porter and Terrill.—4.

The bill passed.

Senators Landis, Martin, Giles, Howell, Young and Green desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Boatner moved that the vote be reconsidered whereby **HB 1053** passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1315** was read and adopted upon motion of Senator Johnson.

HB 1315, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn and York.—33.

Nay: Boatner, Crow, Giles, Keller, Landis, Martin, Moore, Rozell, Smith (Jerry L.), Stipe and Young.—11.

Excused: Johnston, Pierce, Porter and Terrill.—4.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1388** was called up for consideration.

Senator Tinsley asked unanimous consent, which was granted, that further consideration of the **CCR** on **HB 1388** be deferred for this legislative day.

UNANIMOUS CONSENT REQUEST

Due to a typographical error, Leona Hagerman of Wagoner was confirmed to serve a four-year term on the Board of Regents of the Oklahoma College of Osteopathic Medicine and Surgery instead of a six-year term as originally requested by the Governor. Senator Johnson asked unanimous consent that the record show that her term should expire on June 30, 1986, which was the order.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1289** and **1422**, as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 159**, and naming House Conferees as follows: Hooper, Twidwell and Lancaster.

MESSAGE FROM THE HOUSE

Returning following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SCR 3**.

The above numbered Resolution as amended in Conference was referred for enrollment.

SECOND READING

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

SB 354 — Reapportionment and Redistricting.

SB 355 — Finance.

FIRST READING

The following were introduced and read the first time:

SB 356 — By York of the Senate and Draper of the House.

An Act relating to Congressional and Legislative Districts; fixing boundaries and dividing the State into six Congressional Districts; and declaring an emergency.

SJR 17 — By Keller and Moore of the Senate and McCaleb of the House.

A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a Legislative Act providing for the elimination of the state sales tax on certain food and on prescriptive medicines; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305); providing effective date; providing ballot title; and directing filing.

MESSAGE FROM THE HOUSE

Advising Conference granted on En-grossed **SB 248**, and naming House Conferees as follows: Hamilton, Lewis and Mason.

CONFERENCE COMMITTEE REPORT

Conference Committee Report on the following Bill was read and consideration deferred:

SB 257

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

TOM BRYAN, Oklahoma City, as the Director of the Department of Energy, to serve at the Governor's pleasure. Mr. Bryan succeeds Sam Hammons.

FANNIE EZELLE HILL, Tulsa, as a member of the Board of Regents of Oklahoma College of Osteopathic Medicine and Surgery, to serve a four (4) year term ending June 30, 1984. Original appointment.

ANITA L. NANCE, Oklahoma City, as a member of the Board of Examiners for Speech Pathology and Audiology, to serve a three (3) year term ending August 17, 1983. Dr. Nance succeeds Dyann Dyer Bennett.

JOHN H. PATTEN, Norman, as a member of the Oklahoma State Board of Mental Health, to serve an unexpired term ending December 31, 1984. Mr. Patten succeeds Lee Booze.

KAY VETTER, Claremore, as a member of the State Textbook Committee, to serve a three (3) year term ending May 11, 1983. Ms. Vetter succeeds Mary Alice Fletcher.

RILLA WILCOX, Red Oak, as a member of the Oklahoma Tourism and Recreation Commission, to serve a six (6) year term ending July 1, 1986. Ms. Wilcox succeeds Jewell Callaham.

ROBERT ZUMWALT, Tecumseh, as a member of the State Board of Nursing Homes, to serve a three (3) year term ending July 1, 1983. Dr. Zumwalt succeeds himself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 18, 1981, of Enrolled **SBs 10, 161, 163, 258 and 308.**

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 19, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 31, 34, 44, 45, 54, 55, 57, 64 and 66, together with the **CCRs** thereon, were ordered transmitted to the Honorable House.

HB 1250, together with the **CCR** thereon, was ordered returned to the Honorable

House. (Remove Senator Landis as a coauthor.)

HB 1315, together with the **CCR** thereon, was ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:45 p.m. to meet Tuesday, May 19, 1981, at 1:30 p.m.

Seventy-seventh Legislative Day

Tuesday, May 19, 1981

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

Senator Howell presiding.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Luton and Porter.—2.

Senator Howell declared a quorum present.

The prayer was offered by Reverend Vineyard, the guest of Senator Combs.

FIRST READING

Senator Martin, on behalf of Senator York, asked unanimous consent, which was granted, that Rule 5-4 be suspended to allow

immediate consideration of **SCR 17**, as follows:

SCR 17 — By York of the Senate and Draper of the House.

A Concurrent Resolution adjourning the 1st Session of the 38th Legislature from the 21st day of May, 1981, until the 26th day of May, 1981, in observance of Memorial Day.

SCR 17 was read at length, adopted upon motion of Senator Martin and referred for engrossment.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Robert Y. Empie, Oklahoma City, as Banking Commissioner to the State Banking Department.

Roger L. Johnston, Enid, as member to the Oklahoma Student Loan Authority.

Douglas Wixson, Tulsa, as member to the Board of Corrections.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on

Executive Nominations, shown on Page 766, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Luton, Porter and Randle.—3.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1250, 1315 and 1422**.

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 1065** was read and adopted upon motion of Senator Kilpatrick.

HB 1065, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Luton, Porter and Randle.—3.

The bill and emergency passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 28 and 29 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 3 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 1073** was read and adopted upon motion of Senator Kilpatrick.

HB 1073, 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, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—40.

Excused: Combs, Johnson, Johnston, Luton, Porter, Randle, Smith (Finis) and York.—8.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1075** was read and adopted upon motion of Senator Kilpatrick.

HB 1075, 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, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Keller, Kilpatrick, Landis, McDaniel, Martin, Miller, O'Connor, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—33.

Nay: Keating, Lamb, Leonard, McCune, Moore and Pierce.—6.

Excused: Combs, Johnson, Johnston, Luton, Porter, Randle, Smith (Finis), Terrill and York.—9.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1077** was read and adopted upon motion of Senator Kilpatrick.

HB 1077, 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, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—39.

Excused: Combs, Johnson, Johnston, Luton, Porter, Randle, Smith (Finis), Terrill and York.—9.

The bill and emergency passed.

Senator Schuelein presiding.

PENDING CONSIDERATION OF CCR

The CCR on **SB 264** was read and adopted upon motion of Senator Crow.

SB 264, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Luton, Porter and Randle.—3.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1082** was read and adopted upon motion of Senator Kilpatrick.

HB 1082, 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, Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Cain, Crow, Green, Keating, Keller, Landis, Leonard, McCune, Moore, Pierce and Smith (Jerry L.).—11.

Excused: Luton and Porter.—2.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 31**, requesting further Conference and rereferring to **GCCA**.

MOTION TO RECONSIDER VOTE

Senator Boatner moved the vote be reconsidered whereby **HB 1053** passed on Final Passage.

Senator Crutcher moved to table the Boatner motion to reconsider, which motion to table was declared adopted.

HB 1053, together with the **CCR** thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 257** was read and adopted upon motion of Senator Clifton.

Senator Combs presiding.

SB 257, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—45.

Excused: Luton, Porter and Young.—3.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 303** was read and adopted upon motion of Senator Cate.

SB 303, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Cate, Clifton, Crutcher, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, McDaniel, Martin, Miller, O'Connor, Randle, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—28.

Nay: Boatner, Capps, Combs, Crow, Cullison, Dennis, Green, Keller, Lamb, Landis, Leonard, McCune, Moore, Pierce, Rozell, Schuelein, Smith (Jerry L.) and Winn.—18.

Excused: Luton and Porter.—2.

The bill passed.

Senators Landis, Capps, Schuelein, Dennis and Cullison desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 13. Excused: 2.

The emergency passed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further conference on **SB 31** was ordered granted, said bill rereferred to **GCCA**.

SECOND READING

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

SB 356 — Reapportionment and Redistricting.

SJR 17 — Finance.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

WILLIAM BECKMAN, Muskogee, as a member of the Board of Corrections, to serve an unexpired term ending June 30, 1983. Mr. Beckman succeeds Mrs. Maxine Looper.

SHELDON DETRICK, Tulsa, as a member of the Board of Regents of Tulsa Junior College, to serve an unexpired term ending June 30, 1983. Mr. Detrick succeeds W. Keith Rapp.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

COMMITTEE REPORTS

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

DO PASS:

SB 351 — Reapportionment and Redistricting.

SB 354 — Reapportionment and Redistricting.

HCR 1016 — General Government.

DO PASS, as amended:

CS for SB 352 — Reapportionment and Redistricting.

HCR 1010 — General Government.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1218**, requesting Conference and naming Conferees as follows: Draper, Deatherage and Barker.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 54**, requesting further Conference and rereferring to **GCCA**.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 28** and **29**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 3**.

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

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 1314**.

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 34, 44, 45, 55, 57** and **66**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1289**.

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

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 132.

2nd **CCR** for **SB 244**.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 19, 1981, of Enrolled **SBs 6, 73 and 217**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 20, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 257, 264 and 303, together with the **CCRs** thereon, were ordered transmitted to the Honorable House.

HBs 1065, 1073, 1075, 1077 and 1082, together with the **CCRs** thereon, were ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:20 p.m. to meet Wednesday, May 20, 1981, at 1:30 p.m.

Seventy-eighth Legislative Day

Wednesday, May 20, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Lamb and Porter.—2.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Charles Harris, Windsor Hills Baptist Church, Oklahoma City, the guest of Senator Combs.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on

Executive Nominations, shown on Page 773, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Excused: Crow, Keller, Lamb, Miller, Porter, Terrill.—6.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

Clayton Brown Goff, Guymon, as member to the Oklahoma State Textbook Committee.

Pat Henry, Lawton, as member at large to the Economic Development Commission.

Berniece Underwood, Willow, as member to the Board of Regents for Western Oklahoma State College.

George Wagon, Quinton, as member to the Conservation Commission.

Charles Wingo, McAlester, as member to the Police Pension and Retirement Board.

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 257, 264 and 303**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 244** was read and adopted upon motion of Senator Green.

SB 244, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow, Lamb and Porter.—3.

The bill passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1071** was read and adopted upon motion of Senator Randle.

HB 1071, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Lamb, Pierce and Porter.—3.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature **HBs 1053, 1065, 1073, 1075, 1077 and 1082**.

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

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1218** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators York, Randle and Kilpatrick.

Senator Howell presiding.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **SB 54** was ordered granted, said bill rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 132** was read and adopted upon motion of Senator Miller.

SB 132, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Nay: Howell, Rozell and Shedrick.—3.

Excused: Lamb, Porter and Terrill.—3.

The bill passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1314** was read and adopted upon motion of Senator Taliaferro.

HB 1314, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn and York—41.

Nay: Boatner, Moore, Smith (Jerry L.) and Young.—4.

Excused: Lamb, Porter and Terrill.—3.

The bill passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1227** was read and rejected upon motion of Senator Taliaferro; further Conference requested, President Pro Tempore York naming same Conferees.

Senator Kilpatrick presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 17 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 34, 44, 45, 55, 57 and **66** 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

SB 352 by York of the Senate and Draper of the House was read and considered.

Senator York moved to amend **SB 352**, Page 11, Line 25, by striking the figure "11" and substituting in lieu thereof the figure "38" and on Page 53, Line 8, by striking the figure "38" and inserting in lieu thereof the figure "11", which amendment was declared adopted.

Senator York moved that **SB 352**, as amended, be advanced.

Senator Crow moved that **SB 352** be amended so that District 38 in the Bill be designated District 27 and that District 51 be designated District 25 and the Bill be altered to conform.

The Presiding Officer ruled the York motion to advance **SB 352** a prior motion to the Crow motion to amend.

Senator Crow moved to appeal the ruling of the Chair.

The Presiding Officer ordered the roll called on the Crow motion to appeal the ruling of the Chair, the "Ayes" voting to overrule, and the "Nays" voting to sustain.

The ruling of the Chair on the declaration of the York motion to advance as a prior motion to the Crow motion to amend was sustained, the roll call thereon being as follows:

Aye: Crow, Dennis, Howard, Leonard, Luton, McCune, Miller, Pierce, Rozell, Stipe, Tinsley, Winn and Young.—13.

Nay: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, McDaniel, Martin, Moore, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson and York.—32.

Excused: Boatner, Lamb and Porter.—3.

On the question of adoption of the York motion to advance **SB 352**, it was declared adopted.

Pursuant to Rule 12-7, **SB 352** was considered engrossed and placed on Third Reading.

THIRD READING

SB 352 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—43.

Nay: Crow and Winn.—2.

Excused: Boatner, Lamb and Porter.—3.

The bill and emergency passed.

SB 352 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1227**, and naming same House Conferees as follows: Baughman, Harper and Glover.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 34, 44, 45, 55, 57** and **66**.

The above numbered Enrolled Bills were referred to the Governor.

FIRST READING

The following was introduced and read the first time:

SCR 18 — By Randle of the Senate and Deatherage of the House.

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 28 passed by the First Session of the Thirty-Eighth Oklahoma Legislature.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

WILLIAM DOENGES, Bartlesville, as a member of the Oklahoma Motor Vehicle Commission, to serve a six (6) year term ending June 30, 1985. Mr. Doenges succeeds himself.

WALLACE GOODMAN, JR., Nowata, as a member of the Board of Regents of Claremore Junior College, to serve a five (5) year term ending June 30, 1985. Mr. Goodman succeeds Laura Butner.

BARBARA WALTER, Hennessey, as a member of the Board of Regents of Oklahoma College of Osteopathic Medicine and Surgery, to serve a three (3) year term ending June 30, 1983. Original appointment.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 36, amended by Conference Committee Substitute.

SB 214, amended by Conference Committee Substitute, substitute Williams (P) as the principal House author, show Fried as a coauthor and add Deatherage as a coauthor.

SB 286, amended by Conference Committee Substitute.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 21, 1981, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

SBs 132 and 244, together with the **CCRs** thereon, were ordered transmitted to the Honorable House.

HBs 1071, 1086 and 1314, together with the **CCRs** thereon, were ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:45 p.m. to meet Thursday, May 21, 1981, at 10:00 a.m.

Seventy-ninth Legislative Day

Thursday, May 21, 1981

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

Roll Call:

Present: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Excused: Boatner, Cate, Crow, Cummins, Giles, Miller, Porter, Randle, Rozell and Smith (Jerry L.).—10.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Vineyard, the guest of Senator Combs.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 779, which motion was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, York and Young.—34.

Excused: Boatner, Cate, Crow, Cummins, Giles, Johnston, Keller, Miller, Porter, Randle, Rozell, Smith (Jerry L.), Stipe and Winn.—14.

UNANIMOUS CONSENT REQUEST

Senator Kilpatrick asked unanimous consent that Rule 5-4 be suspended to allow immediate consideration of **SCR 18**, which was the order.

Senator York asked to be named a coauthor of **SCR 18**, which was the order.

SCR 18, as coauthored, was read at length, adopted upon motion of Senator Kilpatrick and referred for engrossment.

Senator Combs presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1018** and **1019**.

HCR 1018 — By Deatherage and Arnold of the House and Cate of the Senate.

A Concurrent Resolution relating to the classification of nurses; requesting certain agencies to recognize and classify nurse practitioners and nurse-midwives; and directing distribution.

HCR 1019 — By Dunn of the House and Dahl of the Senate.

A Concurrent Resolution directing the Board of Agriculture to develop and conduct a program placing Oklahoma in compliance with certain federal regulations relating to brucellosis disease; and directing distribution.

The above numbered **HCRs** were read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1071, 1086, and 1314**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 18 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 257, 264 and 303 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 adoption of and returning Engrossed **SCR 17**.

The above numbered Resolution was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 214** was called up for consideration.

Senator Howell moved the adoption of the **CCR** on **SB 214**.

Senator Lamb moved to reject the **CCR** on **SB 214** and return said bill to the Conference Committee with instructions to remove all permissive and compulsory language regarding four-year olds, five-year olds and Kindergarten through third grade students.

Senator Howell moved to table the Lamb motion to reject, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Clifton, Combs, Cullison, Howard, Howell, Johnson, Keller, Kilpatrick, Luton, McCune, Martin, Schuelein, Shedrick, Smith (Finis) and York.—16.

Nay: Branch, Capps, Crutcher, Dahl, Dennis, Green, Keating, Lamb, Landis, Leonard, McDaniel, Moore, O'Connor, Pierce, Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—20.

Excused: Boatner, Cate, Crow, Cummins, Giles, Johnston, Miller, Porter, Randle, Rozell, Smith (Jerry L.) and Terrill.—12.

Senator Finis Smith moved to amend the Lamb motion to reject by adding after the word "students" the following: "and report it back to the Senate on or before the lapse of four (4) legislative days from date hereof." ,

which amendment to the Lamb motion was declared adopted.

Senator Lamb moved adoption of the Lamb motion to reject the CCR on **SB 214**, as amended by the Finis Smith motion, which motion was declared adopted, the roll call thereon being as follows:

Aye: Branch, Capps, Combs, Dahl, Dennis, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McDaniel, Moore, O'Connor, Pierce, Schuelein, Taliaferro, Tinsley, Watson, Winn and Young.—23.

Nay: Cain, Clifton, Crutcher, Cullison, Howard, Howell, Luton, McCune, Martin, Shedrick, Smith (Finis), Stipe and York.—13.

Excused: Boatner, Cate, Crow, Cummins, Giles, Johnston, Miller, Porter, Randle, Rozell, Smith (Jerry L.) and Terrill.—12.

Upon motion of Senator Martin, further conference on **SB 214** was requested, President Pro Tempore York naming same Senate conferees.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 132** and **SB 244** (2nd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports there-

on, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1305, coauthored by Atkinson of the House and McCune of the Senate.

HB 1322, coauthored by McCaleb.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 18**.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SB 351 by York of the Senate and Draper of the House was read and considered.

Senator York moved that **SB 351** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 351** was considered engrossed and placed on Third Reading.

THIRD READING

SB 351 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—37.

Excused: Boatner, Cate, Crow, Cummins, Giles, Miller, Porter, Randle, Rozell, Smith (Jerry L.) and Tinsley.—11.

The bill and emergency passed.

SB 351 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 17 and **18** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 354 by York of the Senate and Draper of the House was read and considered.

Senator York moved that **SB 354** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 354** was considered engrossed and placed on Third Reading.

THIRD READING

SB 354 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—37.

Nay: Winn.—1.

Excused: Boatner, Cate, Crow, Cummins, Giles, Miller, Porter, Randle, Rozell and Smith (Jerry L.).—10.

The bill and emergency passed.

SB 354 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 36** was read and adopted upon motion of Senator Kilpatrick.

SB 36, 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: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Moore, O'Connor, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Green, McCune and Pierce.—3.

Excused: Boatner, Cate, Crow, Cummins, Giles, Miller, Porter, Randle, Rozell and Smith (Jerry L.).—10.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 257, 264** and **303**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 283** was read and adopted upon motion of Senator Schuelein.

SB 283, 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: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—37.

Excused: Boatner, Cate, Crow, Cummins, Giles, Miller, Porter, Randle, Rozell, Smith (Jerry L.) and York.—11.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **SB 286** was read and adopted upon motion of Senator Finis Smith.

SB 286, 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: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Moore, O'Connor, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—32.

Nay: Keller, Leonard and McCune.—3.

Excused: Boatner, Cate, Crow, Cummins, Dennis, Giles, Miller, Porter, Randle, Rozell, Smith (Jerry L.), Terrill and York.—13.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 214**, and naming same House

Conferees as follows: Fried, Deatherage and Williams (Penny).

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 17** and **18**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

FIRST READING

The following was introduced and read the first time:

SB 357 — By York, Randle and Kilpatrick of the Senate and Draper and Deatherage of the House.

An Act relating to the Department of Human Services; making an appropriation thereto and stating the purpose; prohibiting certain expenditures; providing lapse date; and declaring an emergency.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills and Resolutions were read and consideration deferred:

SB 47, Conference Committee Substitute.

SB 48, Conference Committee Substitute.

SB 52, Conference Committee Substitute.

SB 53, Conference Committee Substitute.

SB 58, Conference Committee Substitute.

SB 265

MESSAGE FROM THE GOVERNOR

Pursuant to **SCR 18** I am hereby returning Senate Bill **28**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 26, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 36, 283 and 286, together with the CCRs thereon, were ordered transmitted to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 11:40 a.m. to meet Tuesday, May 26, 1981, at 1:30 p.m.

Eightieth Legislative Day

Tuesday, May 26, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Cummins.—1.

President Pro Tempore York presiding.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Michael Hanrahan, St. Patrick's Catholic Church, Oklahoma City, the guest of Senators York and Kilpatrick.

MOTION

Senator Martin moved that the Honorable House be requested to rescind its fourth reading and signing of Enrolled **SB 28**, which motion was declared adopted.

GENERAL ORDER

HCR 1016 by Kincheloe of the House and McCune of the Senate was read and considered.

HCR 1016 was read at length, and adopted upon motion of Senator McCune.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 47** was read and adopted upon motion of Senator Randle.

SB 47, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Crow, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Martin,

Miller, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn and York.—29.

Nay: Combs, Crutcher, Green, Keating, Keller, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Porter, Smith (Jerry L.), Watson and Young.—15.

Excused: Cate, Cummins, Shedrick and Terrill.—4.

The bill passed.

Senators Landis, Crutcher and Combs 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.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 351 and 354 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 132 and 244 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 48** was read and adopted upon motion of Senator Randle.

SB 48, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis,

Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Winn and York.—34.

Nay: Boatner, Green, Keating, Landis, Moore, Pierce, Watson and Young.—8.

Excused: Crow, Cummins, Porter, Shedrick, Stipe and Terrill.—6.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 52** was read and adopted upon motion of Senator Randle.

SB 52, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Nay: Green, Keating, Leonard and Smith (Jerry L.).—4.

Excused: Cummins, Pierce, Porter, Shedrick and Terrill.—5.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 58** was read and adopted upon motion of Senator Randle.

SB 58, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Dahl, Giles, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Nay: Dennis, Howell, Landis and Schuelein.—4.

Excused: Cummins, Green, Porter, Shedrick and Terrill.—5.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 53** was read and adopted upon motion of Senator Randle.

SB 53, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Dahl, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—34.

Nay: Dennis, Giles, Green, Keating, Landis, Leonard, McCune, Moore, Pierce, Schuelein and Smith (Jerry L.).—11.

Excused: Cummins, Porter and Terrill.—3.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 265** was called up for consideration.

Senator Randle asked unanimous consent that further consideration of the **CCR** on **SB 265** be deferred temporarily, which was the order.

SPECIAL INTRODUCTION

Senator Taliaferro, on behalf of himself and Senator Terrill, introduced Oscar Glover, recipient of the Agri-business Award bestowed by the Future Farmers of America, and his parents, Mr. and Mrs. Earl Glover, and asked unanimous consent, which was granted, that they be granted privileges of the floor. A Citation of Commendation from the Senate was presented to the younger Glover, who responded with brief remarks.

Senator Schuelein presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1305** was read and adopted upon motion of Senator Kilpatrick.

HB 1305, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—43.

Nay: Moore and Pierce.—2.

Excused: Cummins, Porter and York.—3.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **SB 265** was read and adopted upon motion of Senator Finis Smith.

SB 265, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—44.

Nay: Crow.—1.

Excused: Cummins, Porter and York.—3.

The bill and emergency passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

Pursuant to Senate Rule 12-22, the following nonsubstantive errors were corrected and approved in Engrossed **SB 352**:

1. Page 36, line 27, change the word "Hendrick" to read "Headrick".

2. Page 46, line 23, after the word and figures "Block 401 51" and before the word and figures "Block 402 24" on line 24, insert the word and figures

"Block 807 0"

3. Page 47, line 27, after the word and figures "Block 407 48" and before the word and figures "Block 409 45" on line 28, insert the word and figures

"Block 408 7"

4. Page 47, line 33, change the figures "4,671" to read "4,678"

5. Page 47, line 34, change the figures "61,445" to read "61,452"

6. Page 47, line 35½ change the figures "61,445" to read "61,452"

7. Page 52, line 32, delete all of line 32 which reads

"Block 815 0"

8. Page 55, line 1, change the figures "214" to read "213" and following this on the next line, insert

"Block 214 78"

9. Page 84, line 28, after the word and figures "Tract 1065.01 3,053" and before the word and figures "Tract 1065.03 1,441" on line 29 insert the following

"Tract 1065.02 (part)

Block 107 80

Block 112 34

Block 111 33

Block 618 26

Block 617 42

Block 622 33

Block 623 38

Block 624 32

Total Tract 1065.02 318"

10. Page 96, line 3, delete entire line 3 which reads

"Block 408 7"

11. Page 96, line 13, change the figures "559" to read "552"

12. Page 96, line 17, change the figures "37,082" to read "37,075"

13. Page 97, line 7½, change the figures "61,614" to read "61,607"

14. Page 102, line 33, after the word and figures "Block 301 0" and before the word and figures "Block 304 2" on line 34, insert

"Block 302 0"

SB 352 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 132** and **244**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1388** was called up for consideration.

Senator Tinsley moved adoption of the **CCR** on **HB 1388**.

Senator Finis Smith moved as a substitute motion to reject the **CCR** on **HB 1388** and to return **HB 1388** to Conference with instructions to restore Senate Amendment No. 1 and add after the words "state-owned" the words: "or owned in association with the States of Texas and Arkansas"; and to restore Senate Amendment No. 2.

Senator Tinsley moved to table the Finis Smith substitute motion to reject the **CCR** on **HB 1388**, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Dennis, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Randle, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—24.

Nay: Cain, Combs, Crutcher, Cullison, Dahl, Howell, Keating, Keller, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Watson and Young.—22.

Excused: Cummins and Howard.—2.

Senator Tinsley moved adoption of the **CCR** on **HB 1388**, which motion to adopt was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Dahl, Dennis, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Porter, Randle, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—26.

Nay: Cain, Combs, Crutcher, Cullison, Howell, Keating, Keller, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Watson and Young.—20.

Excused: Cummins and Howard.—2.

HB 1388, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Shedrick, Stipe, Taliaferro, Tinsley, Winn and York.—28.

Nay: Cain, Combs, Crutcher, Cullison, Howell, Keating, Keller, Landis, Leonard, McCune, Moore, Pierce, Porter, Schuelein, Smith (Finis), Smith (Jerry L.), Watson and Young.—18.

Excused: Cummins and Terrill.—2.

The Presiding Officer asked that the vote on the bill be considered the vote on the Emergency, giving those who desire the right to change, to which request objection was heard.

On the question of passage of the Emergency to **HB 1388**, the roll call resulted as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—32.

Nay: Cain, Combs, Howell, Keating, Keller, Leonard, McCune, Moore, Pierce, Porter, Schuelein, Smith (Finis), Smith (Jerry L.), Watson and Young.—15.

Excused: Cummins.—1.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 B., Senator Tinsley moved that the vote be reconsidered whereby **HB 1388** passed and the vote whereby the Emergency Section to **HB 1388** passed.

PENDING CONSIDERATION OF HAS

HAs to **SB 182** were read and concurred in upon motion of Senator Luton.

SB 182, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Cummins.—1.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

SECOND READING

Senator Martin asked unanimous consent that Rule 5-4 be suspended and when **SB 357** is read the second time it be referred direct to the Calendar, to which request objection was heard.

Senator Martin moved that Rule 5-4 be suspended to allow **SB 357** referred direct to the Calendar on Second Reading, which motion to suspend was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, Martin, Miller, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Green, Keating, Keller, Leonard, McCune, Moore and Smith (Jerry L.).—7.

Excused: Combs, Cummins, McDaniel, O'Connor, Pierce and Randle.—6.

SECOND READING

Senator Martin asked unanimous consent that Rule 5-4 be suspended and when **HCRs 1018** and **1019** are read the second time they be referred direct to the Calendar, which was the order.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has rescinded its signing and fourth reading of Enrolled **SB 28**.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 283**, requesting further Conference and naming same Conferees as follows: Twidwell, Mentzer and Weichel.

MESSAGE FROM THE HOUSE

Advising rejection to **SAs** to Engrossed **HB 1424**, requesting Conference and naming Conferees at a later time.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1074

HB 1096

HB 1100

HB 1218, coauthored by Denman, Willis, Duke, Kelly and Abbott.

HB 1234, coauthored by Whorton and Holt.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 97, Conference Committee Substitute.

SB 141, Conference Committee Substitute, coauthored by Stipe.

SB 185.

SB 207, Conference Committee Substitute.

SB 263, Conference Committee Substitute.

SB 326, Conference Committee Substitute, coauthored by Deatherage.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 22, 1981, of Enrolled **SBs 29, 34, 44, 45, 55, 57** and **66** and May 26, 1981, of Enrolled **SBs 257** and **303**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 27, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HCR 1016 was ordered returned to the Honorable House.

SBs 47, 48, 52, 53, 58 and **265**, together with the **CCRs** thereon, were ordered transmitted to the Honorable House.

HB 1305, together with the **CCR** thereon, was ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 4:05 p.m. to meet Wednesday, May 27, 1981, at 1:30 p.m.

Eighty-first Legislative Day

Wednesday, May 27, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—48.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Hanrahan, the guest of Senators York and Kilpatrick.

EXECUTIVE NOMINATION

The following Gubernatorial nomination was read and referred to the Committee on Executive Nominations:

Helen Taylor, Midwest City, as lay-member to the Oklahoma Board of Private Schools.

INTRODUCTIONS

Senator O'Connor introduced his wife, Flo, and his son, Timothy Patrick, to the members.

MOTION

Senator Martin moved that the Senate rescind its fourth reading and signing of Enrolled **SB 28**; that the House be requested to reconsider the vote whereby **SB 28** passed; and the House requested to reconsider the vote whereby the **CCR** was adopted and to reject the **CCR** and request further conference, which motion was declared adopted.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1424** was ordered granted, President Pro Tempore York appointing as Senate Conferees the following: Senators Randle, Smith (Finis) and Cullison.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HB 1332**, as follows: Hill, Reimer and Dunn.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1305**.

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

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1016**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 182 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

**PENDING SENATE ACTION
HOUSE REQUEST
FOR CONFERENCE**

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **SB 283** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 97** was read and adopted upon motion of Senator Finis Smith.

SB 97, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—43.

Nay: Howell and Pierce.—2.

Excused: Johnston, Porter and Winn.—3.

The bill and emergency passed.

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 286**.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1074** was read and adopted upon motion of Senator Randle.

HB 1074, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell,

Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—44.

Nay: Young.—1.

Excused: Johnston, Porter and Winn.—3.

The bill and emergency passed.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1129
HB 1306

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1100** was read and adopted upon motion of Senator Randle.

HB 1100, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—43.

Nay: Moore and Young.—2.

Excused: Johnston, Porter and Winn.—3.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 185** was read and rejected upon motion of Senator Clifton; further Conference requested, President Pro Tempore York naming same Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HJR 1019**, requesting further Conference and naming same Conferees as follows: Kelly, Murphy and Abbott.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HB 1424**, as follows: Thompson, Bradley and Feddersen.

ANNOUNCEMENT

Minority Floor Leader, Senator Frank Keating announced that the following Minority Party officers had been chosen by the Republican Caucus:

Minority Floor Leader — Senator Phil Watson
Assistant Minority Floor Leader — Senator Jerry Pierce
Minority Whip — Senator Tim Leonard
Caucus Chairman — Senator Warren Green
Caucus Secretary — Senator Ed Moore

UNANIMOUS CONSENT REQUEST

President Pro Tempore York asked unanimous consent to suspend Joint Rule 17 (a) 4. to exempt **SB 357** from the cutoff deadline on Third Reading, which was the order.

GENERAL ORDER

SB 357 by York, Randle and Kilpatrick of the Senate and Draper and Deatherage of the House was read and considered.

Senator Schuelein asked to be named a coauthor of **SB 357**, which was the order.

Senator Terrill moved to amend **SB 357**, Page 1, Line 2, by adding after the word "Services" and before the word "from" the following: "to the credit of the State Assistance Fund", which amendment was declared adopted upon motion of Senator York.

Senator York moved that **SB 357**, as amended and coauthored, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 357** was considered engrossed and placed on Third Reading.

THIRD READING

SB 357 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Tinsley, Winn, York and Young.—39.

Nay: Keating, Keller, McCune, Moore, Pierce, Smith (Jerry L.) and Watson.—7.

Excused: Porter and Smith (Finis).—2.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 182**.

The above numbered Enrolled Bill was referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1218** was read and adopted upon motion of Senator Combs, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—39.

Nay: Boatner, Crow, Dahl, Miller and Stipe.—5.

Excused: Dennis, Keller, Porter and Winn.—4.

HB 1218, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Nay: Boatner, Crow, Dahl, Miller, Stipe and Winn.—6.

Excused: Keller and Porter.—2.

The bill and emergency passed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **HJR 1019** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 185**, and naming same House Conferees as follows: Lewis, Riggs and Harris.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

JUNE CHEEK, Mannford, as a member of the State Board of Mental Health, to serve a seven (7) year term ending December 31, 1987. Ms. Cheek succeeds Ruth Sutherland.

GWEN M. COX, Lawton, as a member of the Oklahoma State Textbook Committee, to serve a three (3) year term ending May 1, 1984. Ms. Cox will succeed Marilyn Davis.

DENNY B. HOPKINS, Woodward, as a member of the Board of Corrections, to serve a six (6) year term ending March 15, 1987. Mr. Hopkins succeeds himself.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 89

SB 112, Conference Committee Substitute.

SB 149, Conference Committee Substitute.

SB 176 — Conferees unable to agree.

2nd **CCR** for **SB 214**, Conference Committee Substitute.

SB 243

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 27, 1981, of Enrolled **SB 264**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 28, 1981, at 1:00 p.m., which motion prevailed.

BILLS RELEASED

SB 97, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

HBs 1074, 1100 and 1218, together with the **CCRs** thereon, were ordered returned to the Honorable House.

SB 357 was referred for engrossment.

Upon motion of Senator Martin, the Senate adjourned at 4:10 p.m. to meet Thursday, May 28, 1981, at 1:00 p.m.

Eighty-second Legislative Day

Thursday, May 28, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—47.

Excused: Cummins.—1.

President Pro Tempore York presiding.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Hanrahan, the guest of Senators York and Kilpatrick.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 799, which motion was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson and York.—38.

Excused: Boatner, Cullison, Cummins, Dennis, Randle, Smith (Finis), Stipe, Terrill, Winn and Young.—10.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House has suspended the rules to rescind the action whereby **SB 28**, as amended in conference, passed; whereby the conference committee report was adopted; rejected the conference committee report, and requested further conference, rereferring said bill to GCCA.

MOTION

Senator Martin moved that the request of the Honorable House for further conference on **SB 28** be ordered granted, which motion was declared adopted, said bill rereferred to GCCA.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent to suspend Rules 5-4 and 5-5 to allow immediate consideration of **SR 14** on General Order, which reads as follows:

SR 14 — By Martin.

A Resolution requesting the Senate to concur with the Sound System and Roll Call Machine Subcommittee and to approve the installation of a renovated sound system and new roll call machine.

SR 14 was read at length and adopted upon motion of Senator Martin, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Watson and York.—37.

Nay: Moore.—1.

Excused: Cullison, Cummins, Johnston, Randle, Smith (Finis), Stipe, Terrill, Tinsley, Winn and Young.—10.

SR 14 was referred for enrollment.

GENERAL ORDER

HCR 1018 by Deatherage and Arnold of the House and Cate of the Senate was read and considered.

Senator York asked to be named a coauthor of **HCR 1018**, which was the order.

HCR 1018 was read at length, adopted upon motion of Senator Cate, and ordered returned to the Honorable House.

GENERAL ORDER

HCR 1019 by Dunn of the House and Dahl of the Senate was read and considered.

Senator Capps asked to be named a coauthor of **HCR 1019**, which was the order.

HCR 1019 was read at length, adopted upon motion of Senator Dahl, and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 141** was read and adopted upon motion of Senator Combs.

SB 141, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Landis, Luton, McDaniel, Martin, Miller, O'Connor, Porter, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Watson and York.—32.

Nay: Boatner, Giles, Johnson, Lamb, Leonard, McCune, Moore, Pierce, Smith (Jerry L.) and Young.—10.

Excused: Cummins, Randle, Smith (Finis), Stipe, Terrill and Winn.—6.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1074, 1100 and 1218**.

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

MOTION TO RECONSIDER VOTES

Senator Tinsley moved that the vote be reconsidered whereby **HB 1388** passed.

Senator Cate moved to table the Tinsley motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Shedrick, Taliaferro, Tinsley, Winn and York.—28.

Nay: Cain, Combs, Crutcher, Cullison, Howell, Keating, Keller, Leonard, McCune, Moore, Pierce, Porter, Schuelein, Smith (Jerry L.), Watson and Young.—16.

Excused: Cummins, Smith (Finis), Stipe and Terrill.—4.

Senator Tinsley moved that the vote be reconsidered whereby the Emergency Section to **HB 1388** passed.

Senator Luton moved to table the Tinsley motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Landis, Luton, McDaniel, Martin, Mil-

ler, O'Connor, Randle, Rozell, Shedrick, Taliaferro, Tinsley, Winn and York.—28.

Nay: Cain, Combs, Crutcher, Howell, Keating, Keller, Leonard, McCune, Moore, Pierce, Porter, Schuelein, Smith (Jerry L.), Watson and Young.—15.

Excused: Cummins, Lamb, Smith (Finis), Stipe and Terrill.—5.

The Chair advised the Senate that Senators Stipe, Terrill and Smith (Finis), having been present in the Chamber at the time the vote was taken on the Luton motion to table the Tinsley motion to reconsider the vote whereby the Emergency section to **HB 1388** passed would be shown voting "No" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 28. Nay: 18. Excused: 2.

HB 1388, together with the **CCR** thereon, was ordered returned to the Honorable House.

Senator Combs presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 112** was read and adopted upon motion of Senator Keating.

SB 112, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Boatner, Crow and Porter.—3.

Excused: Cate, Cummins and Smith (Finis).—3.

The bill passed.

The Chair advised that Senators Cate and Smith (Finis), having been present in the Chamber during the vote on **SB 112** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 42. Nay: 5. Excused: 1.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 357 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 286 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1005

HB 1195

HB 1256

SPECIAL PRESENTATION

Senator Watson, on behalf of the Republican Delegation, and the Senate body, presented Senator Frank Keating with an appropriate parting gift of an original watercolor painting by the late Marie Masotti. Senator Keating responded to the honor and introduced his wife, Cathy, and the son of Mrs. Masotti, Nick, along with Barbara Roby, personal secretary to Senator Keating.

Members of the Senate were recognized to pay tribute to Senator Keating, who is resigning his position to accept an appointment of U.S. Attorney for the Northern District of Oklahoma.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 89** was read and adopted upon motion of Senator Stipe.

SB 89, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Clifton, Cummins, Pierce and Randle.—4.

The bill passed.

Senator Pierce desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

UNANIMOUS CONSENT REQUEST

Senator Martin moved that Rule 5-4 be suspended to allow immediate consideration of **SCR 19** on General Order, which reads as follows:

SCR 19 — By Martin of the Senate and Dunn of the House.

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.

GENERAL ORDER

SCR 19 by Martin of the Senate and Dunn of the House was read and considered.

Senator Martin moved to amend **SCR 19**, Page 2, Line 27, by adding after the word "of" and before the word "days" the figure "17", which amendment was declared adopted.

Senator Martin moved to amend **SCR 19**, Page 1, Line 28, by striking after the word "the" and before the word "day" the figure "28th" and inserting in lieu thereof the figure "29th", which amendment was declared adopted.

Senator Martin moved to amend **SCR 19**, Page 1, Line 28, by adding after the word "the" and before the word "day" the figure "14th", which amendment was declared adopted.

Senator Martin moved to amend **SCR 19**, Page 1, Line 30, by adding after the word "the" and before the word "day" the figure "15th", which amendment was declared adopted.

SCR 19, as amended, was read at length, adopted upon motion of Senator Martin and referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 207** was called up for consideration.

Senator McDaniel moved adoption of the **CCR** on **SB 207**.

Senator Pierce moved as a substitute motion to reject the **CCR** on **SB 207** and send **SB 207** back to Conference Committee with instructions to remove the language on Page 1 and Page 2 which attaches criminal penalties to violating agency rules.

Senator McDaniel moved to table the Pierce motion to reject the **CCR** on **SB 207**, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McDaniel, Martin, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and York.—29.

Nay: Boatner, Cate, Crow, Giles, Green, Keating, Keller, Lamb, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Watson, Winn and Young.—17.

Excused: Cummins and Smith (Jerry L.).—2.

The **CCR** on **SB 207** was read and adopted upon motion of Senator McDaniel.

SB 207, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson and York.—34.

Nay: Boatner, Crow, Green, Keller, Leonard, Moore, Pierce, Smith (Finis), Smith (Jerry L.), Stipe, Winn and Young.—12.

Excused: Cummins and Luton.—2.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 286**.

The above numbered Enrolled Bill was referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1096** was read and adopted upon motion of Senator York.

HB 1096, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: Giles, Landis, Leonard, McCune, Moore, Pierce and Smith (Jerry L.).—7.

Excused: Cummins and Smith (Finis).—2.

The bill and emergency passed.

HB 1096, together with the **CCR** thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 19 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 14 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 30** was read and rejected upon motion of Senator Randle; further Conference requested, said Bill rereferred to **GCCA**.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 214** was called up for consideration.

Senator Howell moved adoption of the 2nd **CCR** on **SB 214**.

Senator Lamb moved as a substitute motion to reject the **CCR** on **SB 214** and send said bill back to Conference Committee to amend **SB 214**, to wit: by repealing the Gifted and Talented Act, i.e., **HB 1816** of 1980 Session.

Senator Howell moved to table the Lamb substitute motion, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crutcher, Dahl, Dennis, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Randle, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—28.

Nay: Boatner, Branch, Capps, Crow, Giles, Johnston, Lamb, Landis, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein and Young.—16.

Excused: Cullison, Cummins, Leonard and Stipe.—4.

The 2nd **CCR** on **SB 214** was read and adopted upon motion of Senator Howell.

SB 214, 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, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Branch, Crow, Giles, Lamb, Landis, Moore and Pierce.—7.

Excused: Cummins, Howard, Leonard, Smith (Finis), Stipe and Taliaferro.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24B, Senator Howell moved that the vote be reconsidered whereby **SB 214** passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 326** was read and adopted upon motion of Senator Watson.

Senator Combs asked to be named a co-author of **SB 326**, which was the order.

SB 326, 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, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein,

Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson and Young.—37.

Nay: Boatner and Winn.—2.

Excused: Branch, Crow, Cummins, Howard, Kilpatrick, Leonard, Pierce, Terrill and York.—9.

The bill passed.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 30**, and rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 263** was read and adopted upon motion of Senator Taliaferro.

SB 263, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—43.

Excused: Crow, Cummins, Luton, Shedrick and York.—5.

The bill passed.

MESSAGE FROM THE HOUSE

Advising that the Conference Committee on Engrossed **HB 1207** has reported that the Conferees have been unable to reach an

agreement. Pursuant to Joint Rule 10(g), **HB 1207** reverts to the status occupied before being sent to Conference and will appear on the House Calendar under "Senate Amendments to House Bills".

UNANIMOUS CONSENT REQUEST

Senator Howell asked unanimous consent that his motion to reconsider the vote whereby **SB 214** and the emergency passed be withdrawn, which was the order.

Senator McDaniel presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 243** was read and adopted upon motion of Senator Luton.

SB 243, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Nay: Boatner.—1.

Excused: Crow, Cummins, Dennis, Porter, Smith (Finis) and York.—6.

The bill passed.

Senator Martin moved that the Senate stand recessed until the hour of 3:45 p.m., which motion prevailed.

*

The Senate reassembled with Senator McDaniel presiding. Senator Martin questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

FIRST READING

The following was introduced and read the first time.

SR 15 — By Dahl, Capps, Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young of the Senate.

A Resolution memorializing the Congress of the United States, through the United States Department of Agriculture, to implement mandatory programs for the eradication of brucellosis; and directing distribution.

UNANIMOUS CONSENT REQUEST

Senator Dahl asked unanimous consent, which was granted, to suspend Rule 5-4 to allow immediate consideration of **SR 15**.

GENERAL ORDER

Senator Jerry Smith asked that his name be removed as a coauthor of **SR 15**, which was the order.

SR 15 was read at length, adopted upon motion of Senator Dahl and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 19**.

The above numbered Resolution was referred for enrollment.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

OVERTON LOVE BURNEY, Coalgate, as a member of the Board of Regents of Murray State College, to serve a seven (7) year term ending June 1, 1987. Mr. Burney succeeds Ben Murray.

ROBERT Y. EMPIE, Oklahoma City, as the Banking Commissioner of the State Banking Department, to serve a four (4) year term ending June 1, 1985. Mr. Empie succeeds himself.

GEORGE E. WAGNON, Quinton, as a member of the Conservation Commission, to serve a five (5) year term ending June 30, 1985. Mr. Wagon succeeds Walter Woolley.

RUDOLF J. WOLF, Skiatook, as a member of the Physicians Manpower Training Commission, to serve an unexpired term ending July 1, 1985. Dr. Wolf succeeds J. Scott Hickerson.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1231**, requesting Conference and naming Conferees as follows: Deatherage, Riggs and Anderson (Don).

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 15 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

President Pro Tempore York presiding.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1350**, requesting Conference and naming Conferees at a later date.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 19 was correctly enrolled, 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 1096** and **1388**.

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

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1018** and **1019**.

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

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 19**.

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

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 18, Conferees unable to agree.

SB 26.

2nd CCR for **SB 28**.

2nd CCR for **SB 31**, Conference Committee Substitute.

SB 127.

SB 156.

SB 248.

SB 287.

SB 309, Conference Committee Substitute.

FIRST READING

The following was introduced and read the first time:

SJR 18 — By Green.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection proposed amendments to the Constitution of the State of Oklahoma; amending Sections 15, 16, 17 and 22 of Article IX, and repealing Section 18a of Article IX; changing composition of Corporation Commission from three members to one member; changing term of office; providing transition period; providing effective date; providing ballot title; and directing filing.

MESSAGE FROM THE HOUSE

Advising that the Conference Committees on Engrossed **HBs 1167, 1188 and 1266** have reported that the Conferees have been unable to reach an agreement. Pursuant to Joint Rule 10(g), **HBs 1167, 1188 and 1266** revert to the status occupied before being sent to Conference and will appear on the House Calendar under "Senate Amendments to House Bills".

In accordance with the provisions of Enrolled **SCR 19**, Senator Martin moved that, when the clerk's desk is clear, the Senate stand recessed until Monday, June 15, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 89, 112, 141, 207, 214, 243, 263, and 326, together with the **CCRs** thereon, were ordered transmitted to the Honorable House.

Upon motion of Senator Martin, the Senate stood recessed at 3:50 p.m. to meet Monday, June 15, 1981, at 1:30 p.m.

Eighty-third Legislative Day

Monday, June 15, 1981

Pursuant to the provisions of Enrolled **SCR 19**, the Senate reassembled at the hour of 1:30 p.m. and was called to order by Senator Schuelein, who was designated so to do by the President Pro Tempore.

COMMUNICATION

The following Communication from Senator Keating, District 38, was read by the Secretary:

June 12, 1981

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

Dear Governor Nigh:

This letter will serve as evidence of my resignation from the Oklahoma State Senate effective immediately.

I have thoroughly enjoyed my service as a member of the Legislature and only hope that I have contributed in some small measure to the betterment of our state.

Very truly yours,

Frank Keating /s/

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—44.

Excused: Keller, Pierce and Terrill.—3.

Vacancy: District 38.—1.

Senator Schuelein declared a quorum present.

The prayer was offered by Dr. Gene Garrison, pastor, First Baptist Church, Oklahoma City, the guest of Senator York.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 809, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Excused: Keller, Luton, Miller, Pierce, Porter, Smith (Finis) and Terrill.—7.

Vacancy: District 38.—1.

MESSAGE FROM THE HOUSE

Advising that the Conference Committee on Engrossed **HB 1332** has reported that the Conferees have been unable to reach an agreement. Pursuant to Joint Rule 10(g), **HB 1332** reverts to the status occupied before being sent to Conference and will appear on the House Calendar under "Senate Amendments to House Bills".

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference was ordered granted on the following Engrossed **HBs**, President Pro Tempore York naming the following Senate Conferees:

HB 1231 — York, Cate and Clifton.

HB 1350 — Shedrick, Kilpatrick and Randle.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 127** was read and rejected upon motion of Senator Tinsley; further Conference requested, President Pro Tempore York naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 287** was read and rejected upon motion of Senator Howell; further Conference requested, President Pro Tempore York naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 156** was read and rejected upon motion of Senator Crow; further Conference requested, President Pro Tempore York naming same Conferees.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 287**, and naming same House Conferees as follows: Fried, Reimer and Gray.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

2nd **CCR** for **SB 30**, Conference Committee Substitute.

SB 42, Conference Committee Substitute.

SB 50, Conference Committee Substitute.

SB 65, Conference Committee Substitute.

SB 84, Conference Committee Substitute.

2nd **CCR** for **SB 287**.

SB 292, Conference Committee Substitute.

SB 294, Conference Committee Substitute.

SB 350, Conference Committee Substitute.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 26** was read and adopted upon motion of Senator Randle.

SB 26, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Keller, Luton, Pierce, Porter, Stipe and Terrill.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 28** was read and adopted upon motion of Senator Randle.

SB 28, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn, York and Young.—35.

Nay: Green, Lamb, Leonard, McCune, Moore, O'Connor, Smith (Jerry L.) and Watson.—8.

Excused: Keller, Luton, Pierce and Terrill.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 31** was read and adopted upon motion of Senator Randle.

SB 31, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Winn and York.—31.

Nay: Crutcher, Cummins, Green, Lamb, Landis, Leonard, McCune, Moore, O'Connor, Smith (Jerry L.), Watson and Young.—12.

Excused: Keller, Luton, Pierce and Terrill.—4.

Vacancy: District 38.—1.

The bill passed.

Senators Cummins, Landis, Crutcher and Lamb 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: 4. Vacancy: District 38.—1.

The emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 84** was read and adopted upon motion of Senator York.

Senators Lamb, Leonard, Giles and Howell asked to be named coauthors of **SB 84**, which was the order.

SB 84, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn and York.—41.

Nay: Porter, Smith (Jerry L.) and Young.—3.

Excused: Keller, Pierce and Terrill.—3.

Vacancy: District 38.—1.

The bill passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 248** was read and adopted upon motion of Senator Watson.

SB 248, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein,

Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Nay: Boatner.—1.

Excused: Keller, Pierce and Terrill.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

INTRODUCTION

Senator Moore introduced his relatives, Neil and Coleen Forester.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1005** was read and adopted upon motion of Senator Luton.

HB 1005, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Nay: Boatner, Giles and Schuelein.—3.

Excused: Keller, Pierce and Terrill.—3.

Vacancy: District 38.—1.

The bill passed.

Senator Combs presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 309** was read and adopted upon motion of Senator Lamb.

SB 309, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Winn and York.—40.

Nay: McCune, Watson and Young.—3.

Excused: Keller, Pierce, Porter and Terrill.—4.

Vacancy: District 38.—1.

The bill passed.

SPECIAL PRESENTATION

President Pro Tempore York, on behalf of the Senate and its employees, introduced Mr. Douglas H. Kennedy, Administrator to the Senate, and asked unanimous consent, which was granted, that Mr. Kennedy be granted privileges of the floor. Senator York presented Mr. Kennedy with a parting gift of appreciation for Mr. Kennedy's service to the Senate, and noted that Doug was retiring July 1, 1981.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee

Reports and passage of Measures as amended: Engrossed **SBs 53** and **265**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1129** was read and adopted upon motion of Senator Kilpatrick.

HB 1129, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, O'Connor, Randle, Shedrick, Smith (Finis), Stipe, Tinsley, Watson and York.—26.

Nay: Combs, Crow, Dahl, Giles, Lamb, Landis, Leonard, McCune, Miller, Moore, Rozell, Schuelein, Taliaferro, Winn and Young.—15.

Excused: Howell, Keller, Pierce, Porter, Smith (Jerry L.) and Terrill.—6.

Vacancy: District 38.—1.

The bill passed.

The Chair advised that Senator Howell, having been present in the Chamber during the vote on **HB 1129** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 26. Nay: 16. Excused: 5. Vacancy: District 38.—1.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1195** was read and adopted upon motion of Senator Johnson.

HB 1195, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Tinsley, Winn and York.—33.

Nay: Cummins, Landis, Leonard, Moore, O'Connor, Smith (Finis), Smith (Jerry L.), Stipe, Watson and Young.—10.

Excused: Crow, Keller, Pierce and Terrill.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1256** was read and adopted upon motion of Senator O'Connor.

HB 1256, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Crow, Dennis, Keller, Pierce, Porter and Terrill.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1322** was read and adopted upon motion of Senator Cummins.

HB 1322, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Clifton, Crow, Keller, Pierce, Porter and Terrill.—6.

Vacancy: District 38.—1.

The bill passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 292** was read and adopted upon motion of Senator York.

SB 292, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton,

McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York.—41.

Nay: Young.—1.

Excused: Crow, Keller, Pierce, Porter and Terrill.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1081

HB 1227 (2nd CCR), coauthored by Conaghan.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on Engrossed **HB 1350** as follows: Manning, Mentzer and Barker.

MESSAGE FROM THE HOUSE

Advising rejection of CCRs to Engrossed **HBs**, requesting further conference and referring, as follows:

HB 1047 — Joint Retirement Laws Committee

HB 1079 — GCCA

HB 1140 — GCCA

HB 1175 — Joint Retirement Laws Committee

HB 1217 — Johnson, Williams (Penny) and Manar

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 156**, and rereferring to Joint Retirement Laws Committee.

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 58**.

The above numbered Bill as amended in Conference was referred for enrollment.

FIRST READING

The following was introduced and read the first time:

SB 358 — By Kilpatrick of the Senate and Hopkins of the House.

An Act relating to cities and towns; amending Sections 36-216, 36-301, 37-222 and 37-229, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1980, Sections 36-216, 36-301, 37-222 and 37-229), which relate to municipal services; increasing interest rates on street improvement assessments and bonds, and on waterworks improvement assessments and bonds; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1449**.

HB 1449 — By Draper and Davis (Guy) of the House and York and Johnston of the Senate.

An Act relating to Legislative Districts; fixing boundaries of State House of Representative Districts; directing preparation and publication of description and maps of the districts; authorizing correction of scrivener's errors; repealing 14 O.S. 1971, Sec-

tions 111, 112, as amended by Section 2, Chapter 243, O.S.L. 1972, 113 and 114 (14 O.S. Supp. 1980, Section 112); and providing operative date.

The above numbered **HB** was read the first time.

SECOND READING

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

SJR 18 — Business and Labor.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1070

HB 1094

HB 1095

HB 1098

HB 1104

HB 1130

HB 1286

MESSAGE FROM THE HOUSE

Advising rejection of **CCRs** to Engrossed **SBs 36** and **64**, requesting further Conference and rereferring same to **GCCA**.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 127**, and naming same House Conferees as follows: Feddersen, Arnold and Hopkins.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

CLAYTON BROWN GOFF, Guymon, as a member of the State Textbook Committee, to serve a three (3) year term ending May 1, 1984. Mr. Goff succeeds Eugene V. Keith.

PAT HENRY, Lawton, as a member of the Economic Development Commission, to serve a six (6) year term ending May 15, 1987. Original appointment.

ROGER L. JOHNSTON, Enid, as a member of the Oklahoma Student Loan Authority, to serve a five (5) year term ending April 6, 1986. Mr. Johnston succeeds himself.

VERNON LANGLEY, Stillwater, as a member of the Police Pension and Retirement Board, to serve a three (3) year term ending July 1, 1984. Mr. Langley succeeds himself.

HELEN TAYLOR, Midwest City, as a member of the Oklahoma Board of Private Schools, to serve an unexpired term ending July 1, 1981. Ms. Taylor succeeds Zula M. Bay.

BERNEICE UNDERWOOD, Willow, as a member of the Board of Regents of Western Oklahoma State College, to serve a seven (7) year term ending March 24, 1988. Ms. Underwood succeeds herself.

CHARLES WINGO, McAlester, as a member of the Police Pension and Retirement Board, to serve a three (3) year term ending May 1, 1984. Mr. Wingo succeeds himself.

DOUGLAS WIXSON, Tulsa, as a member of the Board of Corrections, to serve a six (6) year term ending March 15, 1983. Mr. Wixson succeeds Gary Cook.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

LOBBYIST REGISTRATIONS

(Addendum since May 4, 1981, Page 708
— including organization represented)

Stone, John L., Fort Howard Paper Company.

Lobbyist registration has been terminated upon request of the following:

Dryden, David, American Automobile Association.

Elsener, Kent, Oklahoma Association of Electric Cooperatives (now representing World Oil, Inc.).

Ruth, Ken, Committee for Better Legal and Banking Service Inc. of Oklahoma.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 1, 1981, of Enrolled **SBs 132, 182 and 244**, and on June 2, 1981, of Enrolled **SB 286**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, June 16, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 26, 28, 31, 84, 248, 292 and 309, together with the **CCRs** thereon, were ordered transmitted to the Honorable House.

HBs 1005, 1129, 1195, 1256 and 1322, together with the **CCRs** thereon, were ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 2:45 p.m. to meet Tuesday, June 16, 1981, at 1:30 p.m.

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Eighty-fourth Legislative Day

Tuesday, June 16, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Howard.—1.

Vacancy: District 38.—1.

President Bernard declared a quorum present.

The prayer was offered by Dr. Garrison, the guest of Senator York.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Executive Nominations, shown on Page 818, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley and Winn.—38.

Excused: Crutcher, Howard, Keller, Lamb, Randle, Smith (Finis), Watson, York and Young.—9.

Vacancy: District 38.—1.

EXECUTIVE NOMINATIONS

The following Gubernatorial nominations were read and referred to the Committee on Executive Nominations:

ED KETCHUM, Duncan, as member to the Board of Regents for Oklahoma A & M College.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1005, 1129, 1195, 1256 and 1322.

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

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further conference on the following Bills was ordered granted, President Pro Tempore York rereferring as follows:

HB 1047 — Joint Retirement Laws Committee

HB 1079 — GCCA

HB 1140 — GCCA

HB 1175 — Joint Retirement Laws Committee

HB 1217 — same Senate Conferees

SB 36 — GCCA

SB 64 — GCCA

SPECIAL INTRODUCTIONS

Senator Giles introduced Miss Lisa McAdoo, Rush Springs, the current Watermelon Queen, and Senator Branch introduced Miss Tanya McAlister to the members and asked unanimous consent, which was granted, that they be allowed privileges of the floor to accept Citations noting their achievements. Also introduced were the parents of the two young ladies.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 149** was read and rejected upon motion of Senator Cummins; further Conference requested, President Pro Tempore York naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1098** was read and adopted upon motion of Senator Boatner.

HB 1098, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and York.—42.

Excused: Howard, Randle, Smith (Finis), Terrill and Young.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

Senator Cate presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 287** was read and adopted upon motion of Senator Howell.

SB 287, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—40.

Excused: Howard, Moore, Porter, Randle, Smith (Finis), Terrill and York.—7.

Vacancy: District 38.—1.

The bill passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 53, 58 and 265 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1130** was read and adopted upon motion of Senator Watson.

HB 1130, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—41.

Excused: Howard, Moore, Randle, Smith (Finis) and Young.—5.

*Not voting: Landis.—1.

Vacancy: District 38.—1.

*Senator Landis asked to be shown not voting on **HB 1130** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

Senator Moore desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42.

Excused: 4. Not voting: Landis.—1, Art. V, Sec. 24, Const. Vacancy: District 38.—1.

The emergency passed.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 47**, requesting further Conference and rereferring to **GCCA**.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures, as amended: Engrossed **SBs 28, 31 and 48**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 350** was read and adopted upon motion of Senator York.

SB 350, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Boatner, Schuelein and Smith (Jerry L.).—3.

Excused: Howard and Pierce.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1072

HB 1078

HB 1083

HB 1099

HB 1301

HB 1310

HB 1399

UNANIMOUS CONSENT REQUEST

Senator Cummins asked unanimous consent that the Senate rescind its action whereby the **CCR on SB 149** was rejected and further conference requested, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR on SB 149** was read and adopted upon motion of Senator Cummins.

MOTION

Senator Stipe moved that the vote be reconsidered whereby the **CCR on SB 149** was adopted.

Senator Cummins moved to table the Stipe motion to reconsider the vote whereby the **CCR on SB 149** was adopted, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Combs, Cummins, Green, Kilpatrick, O'Connor, Porter, Randle, Rozell, Smith (Jerry L.) and Winn.—12.

Nay: Boatner, Branch, Capps, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Johnson, Johnston, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, Pierce, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and Young.—30.

Excused: Howard, Howell, Luton, Watson and York.—5.

Vacancy: District 38.—1.

On the question of adoption of the Stipe motion to reconsider the vote whereby the **CCR on SB 149** was adopted, it was declared adopted.

Senator Stipe moved that the **CCR on SB 149** be rejected and requested further conference to instruct the Conferees to delete Section 2, which motion was declared adopted, President Pro Tempore York naming same Conferees.

Senator Combs presiding.

PENDING CONSIDERATION OF CCR

The **2nd CCR on HB 1227** was read and adopted upon motion of Senator Taliaferro.

HB 1227, 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, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—35.

Nay: McCune, Schuelein, Smith (Finis), Smith (Jerry L.) and Stipe.—5.

Excused: Cate, Clifton, Howard, Luton, Moore, Pierce and York.—7.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1286** was read and adopted upon motion of Senator Crutcher.

HB 1286, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Landis and McCune.—2.

Excused: Howard, Luton and Moore.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 294** was read and adopted upon motion of Senator York.

SB 294, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cum-

mins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—37.

Nay: Boatner, Giles, McCune, Moore, O'Connor and Pierce.—6.

Excused: Howard, Luton, McDaniel and Terrill.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **SB 30** was read and adopted upon motion of Senator Randle.

SB 30, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—37.

Nay: Green, Leonard, McCune, Pierce and Smith (Jerry L.).—5.

Excused: Howard, Luton, McDaniel, Moore and Terrill.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 42** was read and adopted upon motion of Senator Randle.

SB 42, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Nay: Smith (Jerry L.).—1.

Excused: Howard, Luton, Moore and York.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1070** was read and adopted upon motion of Senator Randle.

HB 1070, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schue-

lein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—43.

Excused: Howard, Luton, Moore and York.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1081** was read and adopted upon motion of Senator Randle.

HB 1081, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Howell, Johnson, Johnston, Keller, Kilpatrick, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Winn and Young.—31.

Nay: Cummins, Giles, Green, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Smith (Jerry L.) and Watson.—11.

Excused: Howard, Luton, Moore, Stipe and York.—5.

Vacancy: District 38.—1.

The bill passed.

Senators Cummins 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: 9. Excused: 5. Vacancy: District 38.—1.

The emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1094** was read and adopted upon motion of Senator Randle.

HB 1094, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Nay: Smith (Jerry L.).—1.

Excused: Howard, Luton, Moore, Stipe and York.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1095** was read and adopted upon motion of Senator Randle.

HB 1095, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—40.

Nay: Green, Moore, Pierce and Smith (Jerry L.).—4.

Excused: Howard, McDaniel and York.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 26**, requesting further Conference and naming same Conferees as follows: Deathe-rage, Barker and Draper.

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 112** and **326**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1104** was read and adopted upon motion of Senator Randle.

HB 1104, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—44.

Excused: Giles, Howard and York.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 53, 58** and **265**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on the following Senate Bills was ordered granted, President Pro Tempore York rereferring as follows:

SB 26 — same Senate Conferees

SB 47 — GCCA

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent that when **HB 1449** is read the second time it be referred direct to the Calendar, to which request objection was heard.

MOTION

Senator Martin moved that when **HB 1449** is read the second time it be referred direct to the Calendar, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—41.

Nay: Crow.—1.

Excused: Cate, Dennis, Howard, Smith (Jerry L.) and York.—5.

Vacancy: District 38.—1.

SECOND READING

The following were read the second time and referred as indicated:

SB 358 — Finance

HB 1449 — Direct to Calendar

FIRST READING

The following was introduced and read the first time:

SB 359 — By Combs.

An Act relating to crimes and punishments; prohibiting dogfighting; defining terms; prohibiting dogfighting equipment, facilities, training and spectatorship; providing for seizure and forfeiture of instruments and equipment; providing penalties; allowing exemptions; amending 21 O.S. 1971, Sections 1682 and 1683, which relate to fights between animals; directing codification; providing severability; and declaring an emergency.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 32, Conference Committee Substitute
2nd CCR for **SB 54**, Conference Committee Substitute

SB 56, Conference Committee Substitute

SB 62, Conference Committee Substitute

SB 81, Conference Committee Substitute, coauthored by Harbin

SB 85, Conference Committee Substitute

COMMITTEE REPORT

The Committee on Executive Nominations has approved the following list of people to serve as tag agents:

AGENT	CITY	COUNTY
Bertha Miller	Covington	Garfield
Margaret Ann Barton	Alva	Woods
Louise Florence	Alex	Grady
Janita Black	Ringling	Jefferson
Virgie Lemmons	Kingston	Marshall
Leta Gay Meason	Duke	Jackson
Randall Robertson	Hugo	Choctaw
Charles W. Harris	Tulsa	Tulsa
Ernest Max Robinson	Durant	Bryan
Janone McCoy	Purcell	McClain
Teresa G. Smith	Purcell	McClain
Roger Davis	Stuart	Hughes
Marcia Jean Mayes	Chouteau	Mayes
Annette Burgess	Spavinaw	Mayes
Bill Penick	Medicine Park	Comanche
Diana M. Chapman	Gage	Ellis
Rosalie Belford	Paden	Okfuskee
Norman Skaggs	Oklahoma City	Oklahoma
Carol E. Marton	Stillwater	Payne
Nila Jean Stokes	Glencoe	Payne
Cecilia Cates	Coweta	Wagoner
Nova Camplain	Ringling	Jefferson
Janice Reed	Glencoe	Payne
Melanie Norton	Velma	Stephens
Ron Eaves	Healdton	Carter
Barbara Martin	Caddo	Bryan

The committee recommends that the Senate do advise and consent to their confirmation.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1047**, requesting further Conference and rereferring same to Joint Retirement Laws Committee.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 84**, coauthored by Reimer, Weichel and Widener, and **SB 141**.

The above numbered Bills as amended in Conference were referred for enrollment.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, June 17, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 30, 42, 287, 294 and 350, together with the **CCRs** thereon, were transmitted to the Honorable House.

HBs 1070, 1081, 1094, 1095, 1098, 1104, 1130, 1227 and 1286, together with the **CCRs** thereon, were ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 3:25 p.m. to meet Wednesday, June 17, 1981, at 1:30 p.m.

Eighty-fifth Legislative Day

Wednesday, June 17, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Crow.—1.

Vacancy: District 38.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Dr. Garrison, the guest of Senator York.

COMMITTEE REPORT

Pursuant to Rule 12-14, Senator Johnson moved adoption of the Committee Report on Tag Agents, shown on Page 829, which mo-

tion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: Pierce.—1.

Excused: Branch, Crow, Howell, Keller, O'Connor, Porter and Smith (Jerry L.).—7.

Vacancy: District 38.—1.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1070, 1081, 1094, 1095, 1098, 1104 and 1227**.

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

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 149**, and naming same House

Conferees as follows: Monks, Peterson and Caldwell.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **HB 1047** was ordered granted, said bill rereferred to Joint Retirement Laws Committee.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 65** was read and rejected upon motion of Senator Randle; further Conference requested, President Pro Tempore York naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1306** was read and rejected upon motion of Senator Clifton; further Conference requested, President Pro Tempore York naming same Conferees.

SPECIAL INTRODUCTION

Senator Clifton introduced the 1980-81 Cinderella Tot Queen, Miss Heather Rebel Hanks, chosen as winner in an international contest recently held in Baton Rouge, La. Miss Hanks and her parents were granted privileges of the floor to receive a Citation from the Senate and the young miss responded with a song and brief remarks.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 50** was read and adopted upon motion of Senator Randle.

SB 50, 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, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Branch, Crow and Porter.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

Senator Kilpatrick presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 54** was read and adopted upon motion of Senator Randle.

SB 54, 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, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Nay: Keller.—1.

Excused: Branch, Crow, Porter and York.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **SB 56** was read and rejected upon motion of Senator Randle; further Conference requested, President Pro Tempore York naming same Conferees.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1079 (2nd CCR)

HB 1140 (2nd CCR)

HB 1168

PENDING CONSIDERATION OF CCR

The CCR on **HB 1072** was read and adopted upon motion of Senator Randle.

HB 1072, 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, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keller, Landis, Luton, McDaniel, Miller, O'Connor, Randle, Schuelein, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn, York and Young.—32.

Nay: Green, Kilpatrick, Lamb, Leonard, McCune, Moore, Pierce, Shedrick, Smith (Jerry L.) and Watson.—10.

Excused: Branch, Crow, Martin, Porter and Rozell.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1078** was read and adopted upon motion of Senator Randle.

HB 1078, 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, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn, York and Young.—33.

Nay: Giles, Green, Keller, Landis, Leonard, McCune, Moore, Pierce, Smith (Jerry L.) and Watson.—10.

Excused: Branch, Crow, Porter and Rozell.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1083** was read and adopted upon motion of Senator Randle.

HB 1083, 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, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune,

McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Branch, Crow and Porter.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

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 30** (2nd CCR).

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1099** was read and adopted upon motion of Senator Randle.

HB 1099, 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, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Branch, Crow and Porter.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 28, 31, 48, 84, 112, 141 and **326** 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 1130** and **1286**.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 81** was read and adopted upon motion of Senator McCune.

SB 81, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Crow and Porter.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1234** was read and adopted upon motion of Senator Randle.

HB 1234, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Crow, Moore and Porter.—3.

Vacancy: District 38.—1.

The bill passed.

Senator Watson presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1310** was called up for consideration.

Senator Clifton moved the adoption of the **CCR** on **HB 1310**.

Senator Stipe moved to table the Clifton motion to adopt the **CCR** on **HB 1310**, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Howell, Porter, Randle, Rozell, Schuelein, Smith (Finis), Stipe, Terrill, Winn and Young.—11.

Nay: Boatner, Branch, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins,

Dahl, Dennis, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Shedrick, Smith (Jerry L.), Taliaferro, Tinsley, Watson and York.—34.

Excused: Crow and Howard.—2.

Vacancy: District 38.—1.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1310** was read and adopted upon motion of Senator Clifton.

HB 1310, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—40.

Nay: Crutcher, Howell, Porter, Schuelein, Stipe and Young.—6.

Excused: Crow.—1.

Vacancy: District 38.—1.

The bill passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs **28, 31, 48, 84, 112, 141** and **326**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 65**, rereferring same to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1140** was called up for consideration.

Senator Randle moved the adoption of the 2nd **CCR** on **HB 1140**.

Senator Rozell moved, as a substitute motion, to reject the 2nd **CCR** on **HB 1140** and request further conference with instructions to delete Section 19.

Senator York moved to table the Rozell substitute motion to reject the 2nd **CCR** on **HB 1140**, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson and York.—37.

Nay: Johnson, Johnston, Miller, Moore, Rozell, Stipe, Terrill and Young.—8.

Excused: Crow and Winn.—2.

Vacancy: District 38.—1.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1140** was read and adopted upon motion of Senator Randle.

HB 1140, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley, Watson, Winn and York.—41.

Nay: Landis, Rozell and Young.—3.

Excused: Crow, Howard and Taliaferro.—3.

Vacancy: District 38.—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: 42. Nay: 2. Excused: 3. Vacancy: District 38.—1.

The emergency passed.

DECLARATION OF VOTE

Senator Taliaferro asked that the record reflect had he been present at the time of Final Passage of **HB 1140** he would have voted "Aye", which was the order.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 20, Conference Committee Substitute 2nd **CCR** for **SB 26**

2nd **CCR** for **SB 64**, Conference Committee Substitute

SB 87, Conference Committee Substitute
SB 170
SB 178
2nd CCR for **SB 185**

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1306**, and naming same House Conferees as follows: Davis (Frank), Henry and Williamson.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1079** was read and adopted upon motion of Senator Randle.

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: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Nay: Smith (Jerry L.).—1.

Excused: Crow.—1.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **SB 62** was called up for consideration.

Senator Randle moved the adoption of the CCR on **SB 62**.

Senator Terrill moved, as a substitute motion, to reject the CCR on **SB 62** and return the same to GCCA with instructions to add not less than Three Hundred Thousand Dollars (\$300,000.00) to the Wichita Mountains Conservancy District on Page 1, Line 32½ of the Conference Committee Substitute and to change Page 1, Line 33 to conform.

Senator Kilpatrick moved to table the Terrill motion to reject, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Moore, Pierce, Porter, Randle, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Watson, York and Young.—33.

Nay: Crutcher, Dennis, Giles, Howard, Landis, Miller, O'Connor, Rozell, Stipe, Taliaferro, Terrill, Tinsley and Winn.—13.

Excused: Crow.—1.

Vacancy: District 38.—1.

On the question of adoption of the Randle motion to adopt the CCR on **SB 62**, it was declared adopted.

SB 62, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Watson, Winn, York and Young.—40.

Nay: Giles, Smith (Jerry L.), Taliaferro and Terrill.—4.

Excused: Crow, Moore and Tinsley.—3.

Vacancy: District 38.—1.

The bill passed.

Senator Moore desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Nay: 4. Excused: 2. Vacancy: District 38.—1.

The emergency passed.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 352**.

The above numbered Bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 32** was read and adopted upon motion of Senator Randle.

SB 32, 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, Branch, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—36.

Nay: Combs, Cummins, Green, Keller, Leonard, McCune, Moore, Smith (Jerry L.) and Young.—9.

Excused: Crow and Porter.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 178** was read and adopted upon motion of Senator Boatner.

SB 178, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Crow and Porter.—2.

*Not voting: Smith (Finis).—1.

Vacancy: District 38.—1.

*Senator Finis Smith asked to be shown not voting on **SB 178** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

GENERAL ORDER

HB 1449 by Draper and Davis (Guy) of the House and York and Johnston of the Senate was read and considered.

Senator York moved to amend **HB 1449**, as follows:

page 9, line 1 by striking all the language and figures on that line.

page 9, line 9½ by inserting the following new language:

Vera Town	182
ED 81	808

page 9, line 11½ by inserting the following new language:

ED 84A	547
--------	-----

page 9, line 12 by striking the figure 28,649 and inserting the figure 28,852 in lieu thereof.

page 9, line 13 by striking the figure -4.35 and inserting the figure -3.67 in lieu thereof.

page 9, line 22½ by inserting the following new language:

Tract 12	1334
----------	------

page 9, lines 30, 31, and 32 by striking all language and figures.

page 9, line 33 by striking the figure 29,253 and inserting the figure 29,050 in lieu thereof.

page 9, line 34 by striking the figure -2.33 and inserting the figure -3.01 in lieu thereof.

page 26, line 30½ by inserting the following new language:

ED 1411, except Sections 18, 19, 30, and 31 of Township 15 North, Range 1 West.	687
---	-----

page 26, line 33 by striking all language and figures.

page 27, line 3 by striking the figure 30,312 and inserting the figure 29,531 in lieu thereof.

page 27, line 4 by striking the figure 1.19 and inserting the figure -1.40 in lieu thereof.

page 27, line 9 by inserting after "ED 1411" the following new language:

Only Sections 18, 19, 30 and 31 of Township 15 North, Range 1 West and striking the figure "779" and inserting the figure 92 in lieu thereof.

page 27, line 9½ by adding the following new language:

ED 1412T	1468
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page 27, line 10 by striking the figure 29,795 and by inserting the figure 30,576 in lieu thereof.

page 27, line 11 by striking the figure -.52

and inserting the figure 2.07 in lieu thereof.
page 55, line 25½ by adding the following new language:

ED 618 Only Sections 35 and 36 of Township 18 North, Range 11 West; Sections 1 and 2 of Township 17 North, Range 11 West; Sections 31 thru 36 of Township 18 North, Range 10 West; and Sections 1 thru 6 of Township 17 North, Range 10 West. 38

page 55, line 30 by striking the figure 30,130 and inserting the figure 30,168 in lieu thereof.

page 55, line 31 by striking the figure .59 and inserting the figure .71 in lieu thereof.

page 56, line 12 by adding after "ED 618" the following new language:

Except Sections 35 and 36 of Township 18 North, Range 11 West; Sections 1 and 2 of Township 17 North, Range 11 West; Sections 31 thru 36 of Township 18 North, Range 10 West; and Sections 1 thru 6 of Township 17 North, Range 10 West,

and by striking the figure 729 and inserting the figure 691 in lieu thereof.

page 56, line 20 by striking the figure 29,552 and inserting the figure 29,514 in lieu thereof.

page 56, line 21 by striking the figure -1.33 and inserting the figure -1.46 in lieu thereof.
, which amendments were declared adopted.

Senator York moved to amend **HB 1449**, Page 107, Line 28, by adding a new Section 8 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.", which amendment was declared adopted.

Senator York moved that **HB 1449**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1449** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1449 was 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Nay: Leonard, Moore, Pierce, Smith (Jerry L.) and Winn.—5.

Excused: Crow.—1.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1449 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HBs**, requesting further Conference and naming same Conferees as follows:

HB 1217 (2nd **CCR**) — Johnson, Williams (Penny) and Manar

HB 1242 — Duckett, Deatherage and Ford.

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE
REPORTS**

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1064

HB 1101

HB 1112

HB 1120

HB 1121

HB 1292

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 56**, and rereferring same to **GCCA**.

Senator Martin moved the Senate stand at ease, which motion was declared adopted.

*

The Senate reassembled with Senator Watson presiding.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1120** was read and adopted upon motion of Senator Finis Smith.

HB 1120, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Pierce, Randle, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Crutcher, Giles, Landis, Luton, Miller, Rozell, Schuelein and Smith (Jerry L.).—8.

Excused: Crow, Keller, Lamb and Porter.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

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 42**.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1301** was read and adopted upon motion of Senator Finis Smith.

HB 1301, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Nay: Landis, McDaniel and Schuelein.—3.

Excused: Crow, Giles, Keller and Lamb.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **HBs 1217** and **1242** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

Senator Martin moved the Senate stand at ease, which motion was declared adopted.

*

The Senate reassembled with Senator Watson presiding.

Senator Cain 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 transmitting for consideration Engrossed **HCR 1020**.

HCR 1020 — By Draper of the House and York 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 1ST SESSION OF THE 38TH

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 four (4) days, beginning the 18th day of June, 1981, and ending the 21st day of June, 1981. The House of Representatives and the Senate will reconvene on the 22nd day of June, 1981. 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. The members shall be paid mileage and per diem pursuant to the provisions of 74 O.S. Supp. 1980, Section 291.1a. 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 the 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 the Senate, Thirty-eighth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

Senator Martin asked unanimous consent to suspend Senate Rules 5-4 and 5-5 to allow immediate consideration of **HCR 1020**, which was the order.

HCR 1020 was read at length, adopted upon motion of Senator Martin, and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 97**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measure as amended:

HB 1259

HB 1349 (emergency failed)

HB 1362 (emergency failed)

MESSAGE FROM THE HOUSE

Advising that the Conference Committee on **HJR 1019** has reported that the Conferees have been unable to reach an agreement on 2nd **CCR**. Pursuant to Joint Rule 10(g), **HJR 1019** reverts to the status occupied before being sent to Conference and will appear on the House Calendar under "Senate Amendments to House Joint Resolutions".

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1020**.

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

SECOND READING

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

SB 359 — Business and Labor.

In accordance with the provisions of Enrolled **HCR 1020**, Senator Martin moved that, when the clerk's desk is clear, the Senate stand recessed until Monday, June 22, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 32, 50, 54, 62, 81 and 178, together with the **CCRs** thereon, were ordered transmitted to the Honorable House for consideration.

HBs 1072, 1078, 1079, 1083, 1099, 1120, 1140, 1234, 1301 and 1310, together with the **CCRs** thereon, were ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate stood recessed at 5:00 p.m. to meet Monday, June 22, 1981, at 1:30 p.m.

RESOLUTION NO. 1020

RESOLUTION NO. 1020

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MESSAGE FROM THE HOUSE

Eighty-sixth Legislative Day

Monday, June 22, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Pierce.—1.

Vacancy: District 38.—1.

Senator Schuelein declared a quorum present.

The prayer was offered by Dr. Gene Garrison, the guest of Senator York.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1001** — The

House has voted to suspend the provisions of Joint Rule 17, thereby exempting said measure from all cutoff dates in the House.

HB 1001 — By Draper, McCaleb, Fried, Brown, Denman, Glover, Kincheloe, Anderson (Don), Anderson (Robert), Arnold, Atkinson, Camp, Choate, Cole, Conaghan, Cunningham, Davis (Frank), Fair, Ford, Gray, Harbin, Harris, Hastings, Henshaw, Hill, Holt, Hooper, Johnson, Koppel, Lawter, McCorkell, Manning, Mason, Monks, Murphy, Osborne, Peterson, Pitezal, Rieger, Sanders, Stahl, Taylor, Thompson, Whorton, Williams (Penny) and Williamson of the House and York of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Section 1305); providing certain exemptions from state sales tax; adding an exemption; and providing an operative date.

The above numbered **HB** was read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1072, 1078, 1079, 1083, 1099, 1120, 1140, 1234, 1301 and 1310.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1449 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

Senator Kilpatrick presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 170** was called up for consideration.

Senator Johnston moved adoption of the **CCR** on **SB 170**.

Senator Finis Smith moved, as a substitute motion, to reject the **CCR** on **SB 170** and return said bill to the Conference Committee with instructions to insert an amendment on Line 22, Page 1 of the bill after the word "statutes" and before the word "restricting" the words "or municipal charters for cities having a population in excess of 100,000 persons according to the preceding federal decennial census."

Senator Johnston moved to table the Finis Smith substitute motion, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Combs, Dennis, Giles, Johnston, Kilpatrick, Leonard, McDaniel, Shedrick, Taliaferro and York.—13.

Nay: Boatner, Branch, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keller, Lamb, Luton, McCune, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe,

Terrill, Tinsley, Watson, Winn and Young.—32.

Excused: Landis and Pierce.—2.

Vacancy: District 38.—1.

On the question of adoption of the Finis Smith motion to reject the **CCR** on **SB 170**, it was declared adopted, and further conference requested, President Pro Tempore York naming same Senate conferees.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 32, 50, 54** (2nd **CCR**) and **62**.

The above numbered Bills as amended in Conference were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 30, 42 and **97** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION

Senator Martin moved that Senate Rule 12-24A be in effect for the remainder of this legislative session, and all motions to reconsider the votes on bills and resolutions be disposed of when made, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1259** was called up for consideration.

Senator Luton asked unanimous consent, which was granted, that further considera-

tion of the CCR on **HB 1259** be deferred temporarily.

Senator Randle presiding.

UNANIMOUS CONSENT REQUEST

Senator Howard asked unanimous consent, which was granted, that the provisions of Rules 5-4 and 5-5 be suspended to allow immediate consideration of **SR 16** on General Order.

SR 16 reads as follows:

SR 16 — By Howard.

A Resolution praising the life and accomplishments of Donald E. McFarlane; expressing deep sorrow upon his death; expressing condolences; and directing distribution.

GENERAL ORDER

SR 16 by Howard was read and considered.

Senator Howard asked that all members of the Senate be named coauthors of **SR 16**, which was the order.

SR 16 was read at length, adopted upon motion of Senator Howard and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 30, 42 and 97**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1399** was read and adopted upon motion of Senator Kilpatrick.

HB 1399, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley and Watson.—29.

Nay: Boatner, Crow, Giles, Green, Landis, McCune, Miller, Moore, O'Connor, Smith (Jerry L.) and Winn.—11.

Excused: Crutcher, Dennis, Pierce, Porter, Terrill, York and Young.—7.

Vacancy: District 38.—1.

The bill passed.

Senators Landis, Giles and Green desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 8. Excused: 7. Vacancy: District 38.—1.

The emergency passed.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 33, Conference Committee Substitute
SB 41, Conference Committee Substitute
2nd CCR for **SB 47**, Conference Committee Substitute

2nd CCR for **SB 56**, Conference Committee Substitute

SB 60, Conference Committee Substitute
SB 61, Conference Committee Substitute
2nd CCR for **SB 65**, Conference Committee Substitute

SB 68, Conference Committee Substitute
2nd CCR for **SB 156**, Conference Committee Substitute

2nd CCR for **SB 283**, Conference Committee Substitute

PENDING CONSIDERATION OF CCR

The CCR on **SB 20** was called up for consideration.

Senator Combs asked unanimous consent, which was granted, that further consideration of the CCR on **SB 20** be deferred temporarily.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1259** was read and adopted upon motion of Senator Crow.

HB 1259, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson and Winn.—41.

Nay: Boatner and Landis.—2.

Excused: Pierce, Terrill, York and Young.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The CCR on **SB 20** was read and adopted upon motion of Senator Combs.

SB 20, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Moore, Randle, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson and Winn.—34.

Nay: Boatner, Giles, Johnson, Landis, Miller, O'Connor, Porter, Rozell, Smith (Jerry L.) and Young.—10.

Excused: Pierce, Terrill and York.—3.

Vacancy: District 38.—1.

The bill passed.

DECLARATION OF VOTE

Senator Crow asked that the record reflect had he been present at the time of Final Passage of **HB 1140** he would have voted "Nay" as long as Section 19 remained a part of said bill.

Senator Combs presiding.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1349** was read and adopted upon motion of Senator Cate.

HB 1349, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, How-

ard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—41.

Nay: Miller and Shedrick.—2.

Excused: Dennis, Pierce, Terrill and York.—4.

Vacancy: District 38.—1.

The bill passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1121** was read and adopted upon motion of Senator Finis Smith.

HB 1121, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—42.

Excused: Pierce, Porter, Smith (Jerry L.), York and Young.—5.

Vacancy: District 38.—1.

The bill passed.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 26** was read and adopted upon motion of Senator Randle.

SB 26, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson and Winn.—41.

Excused: Crow, Pierce, Porter, Terrill, York and Young.—6.

Vacancy: District 38.—1.

The bill passed.

Senators Crow and Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43. Excused: 4. Vacancy: District 38.—1.

The emergency passed.

DECLARATION OF VOTE

Senator Crow asked that the record reflect that he be shown as voting "Aye" on **SB 26** on Final Passage, which was the order.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 64** was read and adopted upon motion of Senator Kilpatrick.

SB 64, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Terrill, Tinsley, Watson and Winn.—35.

Nay: Green, Keller, Moore and Smith (Jerry L.).—4.

Excused: Crow, Cullison, O'Connor, Pierce, Randle, Taliaferro, York and Young.—8.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1064** was read and adopted upon motion of Senator Randle.

HB 1064, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keller, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Terrill, Tinsley, Winn and Young.—33.

Nay: Capps, Giles, Green, Lamb, Landis, Leonard, McCune, Moore and Watson.—9.

Excused: Kilpatrick, Luton, Pierce, Taliaferro and York.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1101** was read and adopted upon motion of Senator Randle.

HB 1101, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keller, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Terrill, Tinsley, Watson, Winn and Young.—37.

Nay: Giles, Green, Landis, Moore, Smith (Jerry L.) and Stipe.—6.

Excused: Kilpatrick, Pierce, Taliaferro and York.—4.

Vacancy: District 38.—1.

The bill passed.

Senator Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 6. Excused: 3. Vacancy: District 38.—1.

The emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1168** was read and adopted upon motion of Senator Randle.

HB 1168, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—45.

Excused: Pierce and York.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 65** was read and adopted upon motion of Senator Randle.

SB 65, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—45.

Excused: Pierce and York.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **HB 1424** requesting further Conference and naming same Conferees as follows: Thompson, Bradley and Feddersen.

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 81**, coauthored by Cole, **178** and **207**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **HB 1424** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1112** was read and adopted upon motion of Senator Randle.

HB 1112, 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, Crow, Crutcher, Cullison, Dahl, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley and Young.—27.

Nay: Boatner, Branch, Combs, Cummins, Giles, Green, Keller, Lamb, Landis,

Leonard, McCune, Moore, O'Connor, Schuelein, Smith (Jerry L.), Watson and Winn.—17.

Excused: Dennis, Pierce and York.—3.

Vacancy: District 38.—1.

The bill passed.

Senators Cummins, Landis, Giles, Schuelein and Combs desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 3. Vacancy: District 38.—1.

The emergency passed.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 185** was read and adopted upon motion of Senator Clifton.

SB 185, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—44.

Excused: Dennis, Pierce and York.—3.

Vacancy: District 38.—1.

The bill passed.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 170**, and naming same House Conferees as follows: Fitzgibbon, Gray and Rieger.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measure as amended: Engrossed **SB 214** (2nd CCR), coauthored by Taylor, and **SB 243**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 248, 263, 292 and 309**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE HAS to SENATE BILLS

Advising passage of and returning the following Engrossed Bill, as amended:

SB 357, substitute Deatherage as principal author and show Barker, Draper and Murphy as coauthors.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1217 (3rd CCR)

HB 1231

HB 1233

HB 1350

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **SB 287**, requesting further Conference and naming same Conferees as follows: Fried, Reimer and Gray.

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 350**, coauthored by Johnson of the House.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 22, 1981, of Enrolled **SBs 28, 31, 48, 53, 58, 84, 112** and **265**.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, June 23, 1981, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 20, 26, 64, 65 and **185**, together with the **CCRs** thereon, were ordered transmitted to the Honorable House.

HBs 1064, 1101, 1112, 1121, 1168, 1259, 1349 and **1399**, together with the **CCRs** thereon, were ordered returned to the Honorable House.

Upon motion of Senator Martin, the Senate adjourned at 3:30 p.m. to meet Tuesday, June 23, 1981, at 1:30 p.m.

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Eighty-seventh Legislative Day

Tuesday, June 23, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Stipe.—1.

Vacancy: District 38.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Dr. Garrison, the guest of Senator York.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1449**, as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 81, 178, 207, 214, 248, 263, 292, 309 and 350 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

2nd **CCR** for **SB 149**, Conference Committee Substitute.

SB 317, Conference Committee Substitute.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **SB 287** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1064, 1101, 1112, 1121, 1168, 1259, 1349, 1399 and 1449.**

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

PENDING CONSIDERATION OF HAS

HAs to **SB 357** were read and rejected upon motion of Senator York. Conference requested and Senate Conferees appointed as follows: Senators York, Kilpatrick and Randle.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1292** was read and adopted upon motion of Senator Tinsley.

HB 1292, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Rozell, Shedrick, Smith (Finis), Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Nay: Schuelein.—1.

Excused: Johnston, Randle, Stipe and Terrill.—4.

Vacancy: District 38.—1.

*Not voting: Smith (Jerry L.).—1.

*Senator Jerry Smith asked to be shown not voting on **HB 1292** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

Senators Terrill and Johnston desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43. Nay: 1. Excused: 2. Not voting: Smith (Jerry).—1. Vacancy: District 38.—1.

The emergency passed.

HB 1292, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 149** was read and adopted upon motion of Senator Cummins.

Senator Howard asked to be named a co-author of **SB 149**, which was the order.

SB 149, 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: Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—38.

Nay: Boatner, Capps, Crow, Leonard, Shedrick, Smith (Jerry L.) and Young.—7.

Excused: Porter and Stipe.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 149, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 33** was read and adopted upon motion of Senator Randle.

SB 33, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Nay: Boatner, Moore and Smith (Jerry L.).—3.

Excused: Crutcher, Porter and Stipe.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 33, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

COMMITTEE REPORT

The following was reported by the committee named and placed on the Calendar:

DO PASS, as amended:

CS for **SB 356** — Reapportionment and Redistricting.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 41** was read and adopted upon motion of Senator Randle.

SB 41, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Keller.—1.

Excused: Porter and Stipe.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 41, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 47** was read and adopted upon motion of Senator Randle.

SB 47, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison,

Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—34.

Nay: Combs, Cummins, Giles, Green, Keller, Landis, Moore, Smith (Jerry L.) and Young.—9.

Excused: Pierce, Porter, Smith (Finis) and Stipe.—4.

Vacancy: District 38.—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: 35. Nay: 8. Excused: 4. Vacancy: District 38.—1.

The emergency passed.

SB 47, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 56** was read and adopted upon motion of Senator Randle.

SB 56, 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, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shed-

rick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson and York.—35.

Nay: Boatner, Branch, Cummins, Green, Keller, Moore, Smith (Jerry L.) and Young.—8.

Excused: Cullison, Porter, Stipe and Winn.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 56, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 60** was read and adopted upon motion of Senator Randle.

SB 60, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Schuelein, Shedrick, Smith (Finis), Taliaferro, Tinsley, York and Young.—36.

Nay: Combs, Green, Keller, McCune, Rozell, Smith (Jerry L.) and Watson.—7.

Excused: Porter, Stipe, Terrill and Winn.—4.

Vacancy: District 38.—1.

The Chair advised that Senator Terrill, having been present in the Chamber during the vote on **SB 60** would be shown voting

“Nay” in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 36. Nay: 8. Excused: 3. Vacancy: District 38.—1.

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: 37. Nay: 7. Excused: 3. Vacancy: District 38.—1.

The emergency passed.

SB 60, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Schuelein presiding.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1068

HB 1069

HB 1102 (Emergency failed)

HB 1264

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 68** was read and adopted upon motion of Senator Randle.

SB 68, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Smith (Finis) and Stipe.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 68, together with the Conference Committee Report thereon, was transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1231** was read and adopted upon motion of Senator Cate.

HB 1231, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn and York.—37.

Nay: Boatner, Crow, Giles, Howell, Landis, Smith (Finis) and Young.—7.

Excused: Porter, Stipe and Tinsley.—3.

Vacancy: District 38.—1.

The bill passed.

HB 1231, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1233** was read and adopted upon motion of Senator Terrill.

Senator Howell asked to be named a coauthor of **HB 1233**, which was the order.

HB 1233, 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Kilpatrick, Luton, McDaniel, Martin, O'Connor, Randle, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley and York.—25.

Nay: Boatner, Branch, Combs, Crow, Giles, Johnson, Johnston, Keller, Lamb, Landis, Leonard, McCune, Miller, Moore, Pierce, Rozell, Watson, Winn and Young.—19.

Excused: Porter, Smith (Jerry L.) and Stipe.—3.

Vacancy: District 38.—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: 26. Nay: 18. Excused: 3. Vacancy: District 38.—1.

The emergency failed.

HB 1233, 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 **81, 178, 207, 214, 248, 263, 292, 309** and **350**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 156** was read and adopted upon motion of Senator Crow.

SB 156, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—43.

Nay: Landis and Young.—2.

Excused: Porter and Stipe.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 156, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1350** was read and adopted upon motion of Senator Shedrick.

HB 1350, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.—42.

Nay: Crow, Cummins and Howard.—3.

Excused: Stipe and York.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1350, 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 1076**, requesting further Conference and rereferring same to **GCCA**.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 26** (2nd **CCR**) and **SB 64** (2nd **CCR**).

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1362** was read and adopted upon motion of Senator Johnston.

HB 1362, as amended in Conference, was read at length.

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

Aye: Branch, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Watson, Winn, York and Young.—40.

Nay: Boatner, Cain, Giles, Johnson and Pierce.—5.

Excused: Stipe and Tinsley.—2.

Vacancy: District 38.—1.

The bill passed.

HB 1362, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **HB 1076** was ordered granted, said bill rereferred to **GCCA**.

Senator McDaniel presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

Pursuant to Senate Rule 12-22, the following nonsubstantive errors were corrected and approved in Enrolled **SB 352**:

1. Page 4, line 19, correct the word "Moffet" to read "Moffett"
2. Page 11, line 4, correct the word "Kildaire" to read "Kildare"
3. Page 13, line 32, correct the word "Tupola" to read "Tupelo"

Senator Johnston moved that **SB 356** be advanced, which motion was declared adopted, upon a division of the question.

Pursuant to Rule 12-7, **SB 356** was considered engrossed and placed on Third Reading.

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: Boatner, Branch, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, McDaniel, Martin, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Winn and York.—28.

Nay: Cain, Combs, Giles, Green, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Porter, Smith (Jerry L.), Watson and Young.—18.

Excused: Stipe.—1.

Vacancy: District 38.—1.

The bill passed.

Senator Johnston asked unanimous consent that the vote on the bill be the vote on the emergency, giving those who desire the right to change, to which request objection was heard.

Senator Jerry Smith moved that the roll be called on the question of passage of the emergency, which motion was declared adopted.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McDaniel, Martin, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley and York.—33.

Nay: Green, Keller, Lamb, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Smith (Jerry L.), Watson, Winn and Young.—13.

Excused: Stipe.—1.

Vacancy: District 38.—1.

The emergency passed.

SB 356 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 61** was read and adopted upon motion of Senator Kilpatrick.

SB 61, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Taliaferro, Terrill, Tinsley, Watson and Winn.—36.

Nay: Keller, Leonard, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Young.—8.

Excused: Porter, Stipe and York.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 61, 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 1292**.

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

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1119

HB 1124

HB 1242 (2nd CCR)

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 65** (2nd CCR), co-authored by Harbin and **SB 294**.

The above numbered Bills as amended in Conference were referred for enrollment.

SECOND READING

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

HB 1001 — Finance

FIRST READING

The following were introduced and read the first time:

SJR 19 — By Giles of the Senate and Dunn of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 26 of Article V of the Oklahoma Constitution; specifying when the Legislature shall convene; designating first and second regular sessions of the Legislature; limiting scope and length of second regular session of each Legislature; providing a ballot title; and directing filing.

SJR 20 — By Giles of the Senate and Dunn of the House.

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

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **SB 89**, requesting further Conference and naming same Conferees as follows: Murphy, Harbin and Haney.

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 185** (2nd CCR).

The above numbered Bill as amended in Conference was referred for enrollment.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nomination:

ED KETCHUM, Duncan, as a member of the Board of Regents for Oklahoma A and M

College, to serve an eight (8) year term ending April 2, 1989. Mr. Ketchum succeeds himself.

The Committee on Executive Nominations has approved the following to serve as tag agents:

Linda Wilson, Elk City, Beckham County
Lee Fowler, Guymon, Texas County

The committee has carefully considered the above Nominations and recommends that the Senate do advise and consent to their confirmation.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 20**, requesting further Conference and naming same Conferees as follows: Hamilton, Willis and Dunn.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 357**, and naming House Conferees as follows: Willis, Riggs and Draper.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1047 (3rd **CCR**)

HB 1238, coauthored by Harbin and Johnson of the House

HB 1351

HB 1424 (2nd **CCR**)

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 32, 50, 54, 62, 243 and 352.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 23, 1981, of Enrolled **SB 141.**

MESSAGE FROM THE GOVERNOR

The following Veto Message, dated June 23, 1981, was read and consideration deferred for this Legislative Day:

Enrolled Senate Bill No. 326 — By Watson, Randle and Combs of the Senate and Talley and Deatherage of the House.

An Act relating to state government; amending Section 1, Chapter 111, O.S.L. 1975; *** which relate to the Department of Economic and Community Affairs; *** and providing an effective date.

The scope of included programs, level of funding involved and timing of Federal grant programs under the present Federal administration are absolutely unknown at this time. These are essential facts to be considered before Oklahoma moves to set up any new bureaucratic apparatus for their administration.

Senate Bill No. 326 is ambiguous as to lines of authority and presents the potential of stalling indefinitely expenditures of funds for critically necessary programs.

Perhaps more disturbing about this measure is its inherent threat to representative government, in that it reposes all discretionary spending authority in as few as three people, and all the rest of the Legislature and the Executive Branch are excluded from the process.

While I support entirely the concept that all public funds should be spent with oversight and total responsibility, it is my opin-

ion the process established by this measure is burdensome, untimely and ineffective.

For these reasons, I have vetoed Senate Bill No. 326, on this date.

GOVERNOR OF THE STATE OF OKLAHOMA

/s/ George Nigh

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, June 25, 1981, at 11:00 a.m.

The roll was ordered called on the Martin motion to adjourn, which motion was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McDaniel, Martin, Porter, Randle, Rozell, Schuelein, Shedrick, Terrill, Tinsley, York and Young.—28.

Nay: Boatner, Combs, Crow, Green, Keller, Lamb, Leonard, Luton, McCune, Miller, Moore, O'Connor, Smith (Jerry L.) and Watson.—14.

Excused: Pierce, Smith (Finis), Stipe, Taliaferro and Winn.—5.

Vacancy: District 38.—1.

Pursuant to the Martin motion, the Senate adjourned at 3:30 p.m. to meet Thursday, June 25, 1981, at 11:00 a.m.

Eighty-eighth Legislative Day

Thursday, June 25, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—46.

Excused: Pierce.—1.

Vacancy: District 38.—1.

Senator Schuelein declared a quorum present.

The prayer was offered by Dr. Garrison, the guest of Senator York.

EXECUTIVE NOMINATION

The Committee Report on Executive Nominations, shown on Pages 864 and 865 was called up for consideration.

Senator Jerry Smith moved that the Senate consider and vote on the nomination of Mr. Ed Ketchum separate and apart from the balance of the Report, which motion was declared adopted.

On the question of adoption of the Committee Report advising and consenting to the confirmation of Mr. Ed Ketchum, the Report was declared adopted, the roll call thereon resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Landis, Leonard, Luton, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Watson, Winn, York and Young.—35.

Nay: McCune and Smith (Jerry L.).—2.

Excused: Cate, Clifton, Cummins, Howell, Kilpatrick, Lamb, Pierce, Porter, Terrill and Tinsley.—10.

Vacancy: District 38.—1.

Senator Johnson moved adoption of the Committee Report on Executive Nominations approving the tag agents shown on Page 865, which motion was declared

adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Watson, Winn, York and Young.—38.

Excused: Cate, Clifton, Cummins, Lamb, Pierce, Porter, Smith (Finis), Terrill and Tinsley.—9.

Vacancy: District 38.—1.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **SBs 20** and **89** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

2nd CCR for **SB 20**, Conference Committee Substitute

SB 25, Conference Committee Substitute

SB 27, Conference Committee Substitute

SB 35, Conference Committee Substitute

2nd CCR for **SB 36**, Conference Committee Substitute

SB 37, Conference Committee Substitute

SB 40, Conference Committee Substitute

SB 63, Conference Committee Substitute

PENDING CONSIDERATION OF CCR

The CCR on **SB 35** was read and adopted upon motion of Senator Randle.

SB 35, 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: Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Nay: Boatner.—1.

Excused: Clifton, Cummins, Lamb, Pierce, Porter, Smith (Finis) and Terrill.—7.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 35, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 36** was read and adopted upon motion of Senator Randle.

SB 36, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—39.

Nay: Moore, O'Connor and Smith (Jerry L.).—3.

Excused: Lamb, Pierce, Porter, Smith (Finis) and Terrill.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 36, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 37** was read and adopted upon motion of Senator Randle.

SB 37, 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, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Tinsley, Winn and York.—31.

Nay: Branch, Combs, Giles, Green, Keller, Lamb, Leonard, Moore, O'Connor, Smith (Jerry L.), Watson and Young.—12.

Excused: Pierce, Porter, Smith (Finis) and Terrill.—4.

Vacancy: District 38.—1.

The bill passed.

Senators Giles, Lamb and Smith (Finis) 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: 3. Vacancy: District 38.—1.

The emergency passed.

SB 37, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 40** was read and adopted upon motion of Senator Randle.

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: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—37.

Nay: Combs, Leonard, McCune, Moore, O'Connor and Smith (Jerry L.).—6.

Excused: Pierce, Porter, Terrill and York.—4.

Vacancy: District 38.—1.

The bill passed.

Senator York desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 6. Excused: 3. Vacancy: District 38.—1.

The emergency passed.

SB 40, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 63** was read and adopted upon motion of Senator Randle.

SB 63, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Nay: Green, Leonard, Moore and Smith (Jerry L.).—4.

Excused: Pierce, Porter and Terrill.—3.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 63, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 20** was read and adopted upon motion of Senator Combs.

SB 20, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—37.

Nay: Green, McCune, Moore, O'Connor and Smith (Jerry L.).—5.

Excused: Cate, Pierce, Porter, Terrill and York.—5.

Vacancy: District 38.—1.

The bill passed.

SB 20, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 25** was read and adopted upon motion of Senator Randle.

SB 25, 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn and Young.—42.

Excused: Cate, Pierce, Porter, Terrill and York.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 25, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 356 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 26, 64, 185 and 294 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 27** was read and adopted upon motion of Senator Randle.

SB 27, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson and Winn.—41.

Nay: Boatner and Young.—2.

Excused: Pierce, Porter, Terrill and York.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 27, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Finis Smith asked unanimous consent, which was granted, to suspend the provisions of Rules 5-4 and 5-5 to allow immediate consideration on General Order of **SR18**, which reads as follows:

SR 18 — By Smith (Finis), Stipe, Winn, Randle, Rozell, Boatner, Johnston, Miller, Branch, Dennis, Howard, Tinsley and Crutcher.

A Resolution declaring the intent and purpose of the enactment of 25 O.S. 1971, Section 106, as amended by Section 1, Chapter 5, O.S.L. 1973 (25 O.S. Supp. 1980, Section 106); directing that the same be distributed and published as an interpretative resolution as to the requisites for qualification of a newspaper for publication of legal notices; and directing distribution.

GENERAL ORDER

SR 18 by Smith (Finis), et al, was read and considered.

Senator Johnston asked that his name be removed as a coauthor of **SR 18**, which was the order.

SR 18 was read at length, adopted upon motion of Senator Finis Smith, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson and Young.—38.

Nay: Crow and McDaniel.—2.

Excused: Pierce, Porter, Terrill, Winn and York.—5.

Vacancy: District 38.—1.

*Not voting: Cate and Stipe.—2.

*Senators Cate and Stipe asked to be shown not voting on **SR 18** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SR 18 was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

Pursuant to Senate Rule 12-22, the following nonsubstantive errors were corrected and approved in Enrolled **SB 65**:

Page 1, line 15½ in the title, change the words

“Section 2, Chapter 123, O.S.L. 1972, as last amended by Section 1, Chapter 119, O.S.L. 1980,” to read

“Section 2, Chapter 123, O.S.L. 1972, as last amended by Section 1 of Enrolled House Bill No. 1260 of the 1st Session of the 38th Oklahoma Legislature,”

Page 40, Section 24, lines 15 and 16, change the citation which reads

“Section 2, Chapter 123, O.S.L. 1972, as last amended by Section 1, Chapter 119, O.S.L. 1980” to read

“Section 2, Chapter 123, O.S.L. 1972, as last amended by Section 1 of Enrolled House Bill No. 1260 of the 1st Session of the 38th Oklahoma Legislature”

Page 41, line 15½, add subsection C to conform to Enrolled House Bill No. 1260.

SB 65 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING ACTION— VETO OVERRIDE ON SB 326

Senator Watson moved that **SB 326** be enacted into law notwithstanding the veto of the Chief Executive, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Combs, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn and York.—34.

Nay: Boatner, Branch, Cate, Crow, Johnson, Luton, Miller, Porter, Stipe and Young.—10.

Excused: Crutcher, Pierce and Terrill.—3.

Vacancy: District 38.—1.

In accordance with Article VI, Section 11, Oklahoma Constitution, **SB 326**, together with the Governor's Veto Message thereon, was transmitted to the Honorable House.

Senator Martin moved that the Senate stand recessed until the hour of 1:30 p.m., which motion prevailed.

*

The Senate reassembled with Senator Schuelein presiding.

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

Senator Combs presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1217, 1231, 1233, 1350 and 1362.**

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

MESSAGE FROM THE HOUSE

Advising that the Conference Committees on Engrossed **HBs 1117, 1137, 1262, 1306, and 1371** have reported that the Conferees have been unable to reach an agreement.

Pursuant to Joint Rule 10(g), **HBs 1117, 1137, 1262, 1306 and 1371** revert to the status occupied before being sent to Conference and will appear on the House Calendar under "Senate Amendments to House Bills."

UNANIMOUS CONSENT REQUEST

Senator Finis Smith asked unanimous consent, which was granted, to suspend Rules 5-4 and 5-5 to allow immediate consideration of **SCR 20**, which reads as follows:

SCR 20 — By Smith (Finis) and York of the Senate and Draper of the House.

A Concurrent Resolution expressing Legislative intent that Attorney General Opinion No. 81-98 be prospectively applied; and directing distribution.

GENERAL ORDER

SCR 20 by Smith (Finis) and York of the Senate and Draper of the House was read and considered.

Senators Taliaferro and Terrill asked to be named coauthors of **SCR 20**, which was the order.

SCR 20 was read at length, adopted upon motion of Senator Finis Smith and referred for engrossment.

FIRST READING

The following was introduced and read the first time.

SR 17 — By Schuelein.

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; authorizing the President Pro Tempore to appoint members of the Senate to interim committees; and authorizing the President Pro Tempore to approve claims for reimbursement incurred by members and employees of the Senate during the interim.

UNANIMOUS CONSENT REQUEST

Senator Schuelein asked unanimous consent, which was granted, to suspend Rule 5-4 to allow consideration of **SR 17** on General Order.

GENERAL ORDER

SR 17 by Schuelein was read and considered.

SR 17 was adopted upon motion of Senator Schuelein and referred for enrollment.

SPECIAL INTRODUCTION

Senator Capps introduced Miss Debbie Chapman, "Miss Oklahoma United Teen-

ager", Snyder, along with her mother, Mrs. Sue Chapman, and asked unanimous consent, which was granted, that they be allowed privileges of the floor to receive a Citation from the Senate. Miss Chapman responded to the honor with a brief address.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **HB 1192**, requesting further Conference and naming same Conferees as follows: Harris, Draper and McCaleb.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

2nd CCR for **SB 170**, Conference Committee Substitute

SB 327, Conference Committee Substitute

SB 357, Conference Committee Substitute

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1067

HB 1097

HB 1161

PENDING CONSIDERATION OF CCR

The CCR on **SB 357** was read and adopted upon motion of Senator York.

SB 357, 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, Branch, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Winn, York and Young.—37.

Nay: Combs, McCune, Moore, Smith (Jerry L.) and Watson.—5.

Excused: Capps, Crow, Keller, Pierce and Tinsley.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 357, 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 26, 64, 65, 185 and 294**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The CCR on **SB 85** was read and adopted upon motion of Senator Young.

SB 85, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, How-

ell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson, Winn, York and Young.—40.

Excused: Capps, Crow, Keller, Pierce, Shedrick, Terrill and Tinsley.—7.

Vacancy: District 38.—1.

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: 41. Excused: 6. Vacancy: District 38.—1.

The emergency passed.

SB 85, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **HB 1192** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1102** was read and rejected upon motion of Senator Randle; further Conference requested, President Pro Tempore York naming same Conferees.

MOTION

Senator Howell moved that the Honorable House be requested to return **SB 20** to the

Senate for further consideration, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Howell moved that the vote be reconsidered whereby **SB 20** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Watson, Winn, York and Young.—39.

Excused: Capps, Dennis, Keller, Moore, Pierce, Shedrick, Terrill and Tinsley.—8.

Vacancy: District 38.—1.

Upon motion of Senator Howell, the 2nd **CCR** on **SB 20** was rejected and further conference requested, President Pro Tempore York naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 87** was read and adopted upon motion of Senator Young.

SB 87, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Talia-

ferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Capps, Giles, Keller, Pierce, Randle and Tinsley.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 87, together with the Conference Committee Report thereon, was transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 317** was read and adopted upon motion of Senator Luton.

SB 317, 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: Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—37.

Nay: Boatner, Lamb, Leonard and Young.—4.

Excused: Capps, Keller, Pierce, Porter, Randle and Smith (Jerry L.).—6.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 317, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 327** was read and adopted upon motion of Senator Cate.

SB 327, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Moore, Randle, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—37.

Nay: Crow, Landis, Leonard, O'Connor, Rozell and Schuelein.—6.

Excused: Capps, Keller, Pierce and Porter.—4.

Vacancy: District 38.—1.

The bill passed.

SB 327, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1066**, requesting further Conference and rereferring to **GCCA**.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1119** was read and adopted upon motion of Senator Finis Smith.

HB 1119, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Capps, Keller, Pierce and Porter.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1119, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 20**, and naming same House Conferees as follows: Hamilton, Willis and Dunn.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1068** was read and adopted upon motion of Senator Randle.

Senator Howell asked to be named a co-author of **HB 1068**, which was the order.

HB 1068, 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, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard,

Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Cain, Capps, Keller, Moore and Pierce.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1068, together with the Conference Committee Report thereon, was returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1069** was read and adopted upon motion of Senator Randle.

Senator Howell asked to be named a co-author of **HB 1069**, which was the order.

HB 1069, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Capps, Keller, Kilpatrick and Pierce.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1069, together with the Conference Committee Report thereon, was returned to the Honorable House.

President Pro Tempore York presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1264** was read and adopted upon motion of Senator Randle.

HB 1264, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—41.

Excused: Capps, Keller, Kilpatrick, Pierce, Smith (Finis) and Terrill.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1264, together with the Conference Committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1124** was read and adopted upon motion of Senator Randle.

HB 1124, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Capps, Keller, Pierce and Smith (Finis).—4.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1124, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1067** was read and adopted upon motion of Senator Randle.

Senator Howell asked to be named a co-author of **HB 1067**, which was the order.

HB 1067, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Capps, Keller, Pierce and Smith (Finis).—4.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1067, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 3rd CCR on **HB 1047** was read and adopted upon motion of Senator Luton.

HB 1047, 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, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Excused: Capps, Keller, Pierce, Smith (Finis) and Terrill.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1047, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 18 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1238** was read and adopted upon motion of Senator McDaniel.

HB 1238, 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: Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley, Watson, Winn, York and Young.—35.

Nay: Boatner and Crow.—2.

Excused: Capps, Dennis, Howard, Keller, Kilpatrick, Moore, Pierce, Porter, Stipe and Terrill.—10.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1238, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning herewith Enrolled **SB 326**, and advising that under the provisions of Section 11, Article VI, of the Oklahoma Constitution, the House of Representatives has reconsidered and passed said Bill over the Governor's Veto by a two-thirds vote of all Members elected to and constituting the House, said vote being as follows: Aye: 73, Nay: 17.

Enrolled **SB 326** was ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1242** was read and adopted upon motion of Senator Green.

HB 1242, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—40.

Nay: Crow.—1.

Excused: Capps, Dennis, Howard, Howell, Pierce and Terrill.—6.

Vacancy: District 38.—1.

The bill passed.

HB 1242, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1351** was read and adopted upon motion of Senator Jerry Smith.

HB 1351, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Lamb,

Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Tinsley, Watson, York and Young.—40.

Excused: Capps, Howard, Kilpatrick, Luton, Pierce, Terrill and Winn.—7.

Vacancy: District 38.—1.

The bill passed.

Senators Luton and Capps desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Excused: 5. Vacancy: District 38.—1.

The emergency passed.

HB 1351, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Randle asked unanimous consent, which was granted, that the Senate rescind its action on the rejection of the CCR on **HB 1102** and withdraw the request for further conference, and requests the Honorable House to return said bill.

MESSAGE FROM THE HOUSE

Advising pursuant to your message rescinding the Senate's rejection of CCR on **HB 1102**, the bill is herewith returned for further action by the Senate.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1102** was read and adopted upon motion of Senator Randle.

HB 1102, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Nay: Keller and Smith (Jerry L.).—2.

Excused: Pierce.—1.

Vacancy: District 38.—1.

The bill passed.

HB 1102, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of measure as amended:

HB 1236, coauthored by Duke of the House and York, Howell and Shedrick of the Senate.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 56** (2nd CCR), **60, 61, 68** and **283** (2nd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

Senator Martin moved the Senate stand at ease, which motion was declared adopted.

*

The Senate reassembled with Senator McCune presiding.

Senator Martin questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 20 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 17 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 41** and **47** (2nd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for Conference on **HB 1066** was ordered granted, said bill rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 170** was read and adopted upon motion of Senator Johnston.

SB 170, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Combs, Cullison, Cummins, Dennis, Giles, Howard, Howell, Johnston, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Schuelein, Shedrick, Stipe, Taliaferro and York.—26.

Nay: Boatner, Clifton, Crow, Crutcher, Dahl, Green, Johnson, Keller, Landis, Moore, Rozell, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, Winn and Young.—17.

Excused: Luton, Pierce, Randle and Terrill.—4.

Vacancy: District 38.—1.

The bill passed.

SB 170, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1076 (2nd CCR)

HB 1175 (2nd CCR)

HB 1192 (2nd CCR)

HB 1360, Coauthored by Conaghan, Camp and Anderson (Robert).

PENDING CONSIDERATION OF CCR

The CCR on **HB 1236** was read and adopted upon motion of Senator Randle.

Senators Finis Smith, Watson, Cate and Tinsley asked to be named coauthors of **HB 1236**, which was the order.

HB 1236, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—44.

Excused: Luton, Pierce and Smith (Jerry L.).—3.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1236, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1360** was read and adopted upon motion of Senator Randle.

HB 1360, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Mil-

ler, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, York and Young.—42.

Excused: Luton, Pierce, Smith (Jerry L.), Terrill and Winn.—5.

Vacancy: District 38.—1.

The bill passed.

HB 1360, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1097** was read and adopted upon motion of Senator Randle.

HB 1097, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—43.

Excused: Luton, Pierce, Smith (Jerry L.) and Terrill.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1097, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 43, Conference Committee Substitute.

SB 117, Conferees unable to agree.

SB 127, Conferees unable to agree.

SB 226, Conferees unable to agree.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 43** was read and adopted upon motion of Senator Randle.

SB 43, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Tinsley, Watson, Winn, York and Young.—42.

Nay: Smith (Jerry L.).—1.

Excused: Howard, Luton, Pierce and Terrill.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 43, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

COMMITTEE REPORT

The Committee on Executive Nominations has considered the following nominations:

JOHN ALBERT PETTIS, El Reno, as a member of the Air Quality Control Council, to serve a seven (7) year term ending July 1, 1987. Mr. Pettis succeeds Carl Reheman.

ROBERT L. WADLEY, Claremore, as a member of the Oklahoma Tax Commission, to serve a six (6) year term ending January 12, 1987. Mr. Wadley will succeed John Garrett.

The committee has carefully considered the above Executive Nominations and recommends that the Senate do advise and consent to their confirmation.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of measure as amended:

HB 1295

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1119**.

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

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 149** (Emergency Failed) (2nd CCR) and **SB 156** (2nd CCR).

Advising concurrence in **SAs** to and passage of Engrossed **HB 1303**, as amended.

The above numbered Bills as amended in Conference were referred for enrollment.

SECOND READING

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

SJR 19 — General Government.

SJR 20 — General Government.

FIRST READING

The following were introduced and read the first time:

SB 360 — By Johnston.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 24303, as amended by Section 2, Chapter 41, O.S.L. 1973 (68 O.S. Supp. 1980, Section 24303), which relates to due date of and interest on ad valorem taxes; providing for notice to be mailed to taxpayer within specified time; and stating an effective date.

SJR 21 — By Cate.

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, the same to be added to Article X, and identified as Section 39, relating to the establishment of a program to assist Oklahoma veterans in obtaining mortgage loan monies for the acquisition and purchase of single-family, owner-occupied residences; authorizing the Legislature to enact legislation; authorizing the War Veterans Commission to implement a program and issue bonds or other evidences of indebtedness; authorizing said commission to issue and sell, from time to time, full-faith and credit bonds of the state of Oklahoma in amounts not to exceed, in the aggregate, two hundred fifty million dollars outstanding at any one time, which bonds shall be payable within thirty years from their date; providing for the payment of such bonds and the interest thereon; providing for the issuance of bonds

in series as the need therefor arises; providing that the proceeds from the sale thereof shall be used for the express purpose of making mortgage loans to Oklahoma veterans for the purchase and acquisition of safe and sanitary owner-occupied dwellings; provided that a tax shall be collected and used for the payment of the bonds only if receipts from the repayment of such veterans home mortgage loans shall be insufficient to meet principal and interest payments on the bonds; authorizing the Legislature to enact appropriate vitalizing legislation; prescribing the ballot title; providing for notification of the proper state officials; directing filing; and ordering a special election.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 25, 1981, of Enrolled SBs **30, 32, 42, 50, 54, 62, 81, 97, 178, 243, 263, 292, 309 and 352.**

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Friday, June 26, 1981, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 4:50 p.m. to meet Friday, June 26, 1981, at 1:00 p.m.

Eighty-ninth Legislative Day

Friday, June 26, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—45.

Excused: Luton and Pierce.—2.

Vacancy: District 38.—1.

President Pro Tempore York declared a quorum present.

The prayer was offered by Dr. Gene Garrison, the guest of Senator York.

EXECUTIVE NOMINATIONS

Pursuant to Rule 12-14, Senator Johnson asked unanimous consent, which was granted, to amend the Committee Report on

Executive Nominations, shown on Page 884, by adding the following tag agents, approved by the Committee:

Joyce G. Clifton, Lexington, Cleveland County

Michelle Pannell, Seiling, Dewey County

Senator Johnson moved the adoption of the Committee Report, as amended, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—39.

Excused: Crow, Howell, Kilpatrick, Luton, Moore, Pierce, Porter and Winn.—8.

Vacancy: District 38.—1.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, ad-

vising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 25, 27, 43 and 357.**

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1047, 1097, 1102, 1236, 1238, 1242, 1264, 1303, 1351 and 1360.**

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

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent, which was granted, that Rule 5-4 be suspended to allow immediate consideration on General Order of **SCR 21**, which was read at length, as follows:

SCR 21 — By York of the Senate and Draper of the House.

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 SENATE OF THE 1ST SESSION OF THE 38TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Senate and the House of Representatives of the State of Oklahoma hereby recess for a period of 23 days, beginning the 26th day of June, 1981, and ending the 19th day of July, 1981. The Senate and the House of Representatives will reconvene on the 20th day of July, 1981. The Senate hereby consents to the recess of the House of Representatives for the above specified amount of time, and the House of Representatives hereby consents to the recess of the Senate for the above specified amount of time. The hour at which the houses shall reconvene shall be set by the President Pro Tempore of the Senate and the Speaker of the House of Representatives for their respective houses.

SECTION 2. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall have the power to authorize certain members of the Legislature to continue work on Conference Committees and other authorized legislative duties. The members shall be paid mileage and per diem pursuant to the provisions of 74 O.S. Supp. 1980, Section 291.1a. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall have the power and are authorized to employ temporary employees as deemed necessary for the performance of required duties.

SECTION 3. A copy of this resolution shall be spread upon the pages of the permanent journals of the Senate and the House of Representatives, Thirty-eighth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

GENERAL ORDER

SCR 21 by York of the Senate and Draper of the House was read and considered.

SCR 21 was read at length, adopted upon motion of Senator Martin and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1067, 1068, 1069 and 1124.**

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 20**, as coauthored by Glover, Hooper, Abbott, Anderson (Don), Anderson (Robert), Barker, Baughman, Bradley, Brown, Caldwell, Camp, Choate, Cole, Conaghan, Cotner, Cox, Cunningham, Davis (Guy), Deatherage, Denman, Duke, Dunn, Fair, Feddersen, Fitzgibbon, Fried, Graves, Gray, Hamilton, Haney, Harbin, Hargrave, Harper, Harris, Henry, Henshaw, Hill, Hobson, Holden, Holt, Hopkins, Johnson, Kelly, Koppel, Lancaster, Lawter, Lewis, Little, Manar, Manning, Mason, Mentzer, Milacek, Monks, Morgan, Murphy, Peterson, Pitezal, Reimer, Rieger, Riggs, Sanders, Sherrer, Shurden, Smith, Sparkman, Talley, Taylor, Thompson, Twidwell, Vanatta, Vaughn, Weichel, Whorton, Widener, Williamson and Willis.

The above numbered Resolution was referred for enrollment.

SPECIAL REPORT

Senator Terrill, on behalf of the Special Committee on Health Care Delivery System, submitted the Final Report on said Committee and moved that the Senate receive the Report, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1192** was read and adopted upon motion of Senator Terrill.

HB 1192, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Crow, Howell, Luton, Pierce and Porter.—5.

Vacancy: District 38.—1.

The bill passed.

HB 1192, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 36, 40, 63, 85 and 87.**

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1161** was read and adopted upon motion of Senator Randle.

HB 1161, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-

lison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Howell, Luton, Pierce and Porter.—4.

Vacancy: District 38.—1.

The bill passed.

Senator Porter desired to vote aye on the emergency.

On the question of the emergency, the vote resulted as follows: Aye: 44. Excused: 3. Vacancy: District 38.—1.

The emergency passed.

HB 1161, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1076** was read and adopted upon motion of Senator Randle.

HB 1076, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Johnson, Johnston, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Ter-

rill, Tinsley, Watson, Winn, York and Young.—42.

Excused: Clifton, Howell, Kilpatrick, Luton and Pierce.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1076, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 38, Conference Committee Substitute
SB 46, Conference Committee Substitute
SB 59, Conference Committee Substitute
SB 67, Conference Committee Substitute
 2nd CCR for **SB 89**, Conferees unable to agree

SB 203, Conference Committee Substitute

SB 227, Conference Committee Substitute

3rd CCR for **SB 287**, Conference Committee Substitute

Senator Schuelein presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 60, 61 and 68 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Martin moved that the Senate stand recessed until the hour of 2:00 p.m., which motion prevailed.

*

The Senate reassembled with Senator Lamb presiding.

Senator Martin questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 21 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 60, 61 and 68**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 203** was read and adopted upon motion of Senator Cummins.

SB 203, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnston, Keller, Lamb, Landis, Leonard, Martin, Porter, Randle, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—31.

Nay: Boatner, Capps, Green, Johnson, McCune, Miller, Moore, O'Connor, Rozell, Schuelein, Smith (Jerry L.) and Young.—12.

Excused: Kilpatrick, Luton, McDaniel and Pierce.—4.

Vacancy: District 38.—1.

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: 11. Excused: 4. Vacancy: District 38.—1.

The emergency passed.

SB 203, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 43, 85 and 87, were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1299** was read and adopted upon motion of Senator Clifton.

Senator Cummins asked to be named a coauthor of **HB 1299**, which was the order.

HB 1299, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dennis, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Leonard, McDaniel, Martin, O'Connor, Porter, Randle, Shedrick, Smith (Finis), Stipe, Tal-

iaferro, Terrill, Tinsley, Winn, York and Young.—33.

Nay: Boatner, Dahl, Giles, Johnson, Landis, McCune, Miller, Moore, Rozell, Schuelein, Smith (Jerry L.) and Watson.—12.

Excused: Luton and Pierce.—2.

Vacancy: District 38.—1.

The bill passed.

HB 1299, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1295** was read and adopted upon motion of Senator Cate.

HB 1295, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Nay: Keller and McDaniel.—2.

Excused: Luton and Pierce.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1295, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of measures as amended:

HB 1066 (2nd CCR)

HB 1194

HB 1339

HB 1372

HB 1419, coauthored by Henry and Hobson

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 33, 35, 52, 317** (Emergency failed) and **327**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 38** was read and adopted upon motion of Senator Randle.

SB 38, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Mc-

Daniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Crow, Dennis, Luton and Pierce.—4.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 38, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 36, 40, 41 and 63 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 46** was read and adopted upon motion of Senator Randle.

SB 46, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, McDaniel, Martin, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—35.

Nay: Boatner, Giles, Green, Landis, Leonard, McCune, Miller, Moore, Smith (Jerry L.) and Young.—10.

Excused: Luton and Pierce.—2.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 46, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

Pursuant to Senate Rule 12-22, the following nonsubstantive errors were corrected and approved in Enrolled **SB 56**:

Page 1, line 23 in the title, change the words

“Section 24, Chapter 325, O.S.L. 1975, as last amended by Section 20, Chapter 254, O.S.L. 1979” to read

“Section 24, Chapter 325, O.S.L. 1975, as last amended by Section 11 of Enrolled Senate Bill No. 292 of the 1st Session of the 38th Oklahoma Legislature”

Page 9, Section 11, lines 10 and 11, change the citation which reads

“Section 24, Chapter 325, O.S.L. 1975, as last amended by Section 20, Chapter 254, O.S.L. 1979” to read

“Section 24, Chapter 325, O.S.L. 1975, as last amended by Section 11 of Enrolled Senate Bill No. 292 of the 1st Session of the 38th Oklahoma Legislature”

SBs 47 and 56 were correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1424** was called up for consideration.

Senator Terrill moved to reject the CCR on **HB 1424** and return the same to committee with instructions to delete those financial institutions who register offerings with the Securities Commission and are under the jurisdiction of the Department of Consumer Finance from the force and effect of this legislation.

Senator Randle moved to table the Terrill motion to reject, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Branch, Cate, Clifton, Crutcher, Cullison, Dahl, Green, Johnson, Keller, Lamb, Leonard, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Watson and Winn.—25.

Nay: Boatner, Cain, Capps, Combs, Crow, Cummins, Giles, Howard, Howell, Johnston, Kilpatrick, Landis, McCune, Stipe, Taliaferro, Terrill, York and Young.—18.

Excused: Dennis, Luton, Pierce and Tinsley.—4.

Vacancy: District 38.—1.

The CCR on **HB 1424** was read and adopted upon motion of Senator Randle.

HB 1424, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Green, Johnson, Kilpatrick, Lamb, Leonard, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Tinsley, Watson, Winn, York and Young.—30.

Nay: Cain, Capps, Giles, Howard, Howell, Johnston, Keller, Landis, McCune, McDaniel, Moore, Stipe, Taliaferro and Terrill.—14.

Excused: Luton, Pierce and Porter.—3.

Vacancy: District 38.—1.

The bill passed.

Senators Landis, Giles and Capps desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 11. Excused: 3. Vacancy: District 38.—1.

The emergency passed.

HB 1424, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

SPECIAL INTRODUCTION

Senator Lamb introduced Senator Robert L. "Bob" Ellis, Jr., Alabama, to the members and the Senate welcomed him.

Senator Watson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25, 27, 149, 156, 283 and **357** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The CCR on **SB 227** was read and adopted upon motion of Senator Finis Smith.

SB 227, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Keller, Luton, Pierce, Porter, Smith (Jerry L.) and Tinsley.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 227, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 67** was read and adopted upon motion of Senator Randle.

SB 67, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—35.

Nay: Boatner, Green, Leonard, McCune, Moore and Smith (Jerry L.).—6.

Excused: Dennis, Howard, Keller, Luton, Pierce and Porter.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **SB 287** was read and adopted upon motion of Senator Howell.

SB 287, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—42.

Excused: Keller, Luton, Pierce, Porter and Tinsley.—5.

Vacancy: District 38.—1.

The bill passed.

SB 287, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1372** was read and adopted upon motion of Senator Capps.

HB 1372, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—41.

Excused: Crutcher, Keller, Luton, Pierce, York and Young.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1372, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Kilpatrick moved that the vote be reconsidered whereby **SB 67** passed on Final Passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and Winn.—41.

Nay: Keller, Luton, Pierce, Randle, York and Young.—6.

Vacancy: District 38.—1.

Senator Kilpatrick moved that the vote be reconsidered whereby the **CCR on SB 67** was adopted, which motion was declared adopted.

Senator Kilpatrick moved to reject the **CCR on SB 67** and request further conference and rereferring said bill to GCCA, which motion was declared adopted.

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 37, 38, 46, 170 (2nd CCR)**, coauthored by Glover, and **203**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR on SB 59** was read and rejected upon motion of Senator Kilpatrick; further Conference requested, said bill rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1076, 1161 and 1192**.

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 1194** was read and adopted upon motion of Senator Crutcher.

HB 1194, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—42.

Nay: Moore and Smith (Jerry L.).—2.

Excused: Keller, Luton and Pierce.—3.

Vacancy: District 38.—1.

The bill passed.

HB 1194, 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 36, 40, 41, 47, 56** and **63**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SBs 59** and **67**, and rereferring same to GCCA.

Senator Martin moved that the Senate stand recessed until the hour of 4:45 p.m. which motion prevailed.

*

The Senate reassembled with President Pro Tempore York presiding.

Senator Martin questioned the presence of a quorum. President Pro Tempore York 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 1295** and **1299**.

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 1339** was read and adopted upon motion of Senator Terrill.

HB 1339, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Keller, Lamb, Leonard, Luton, Pierce and Tinsley.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1339, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1419** was read and adopted upon motion of Senator Terrill.

HB 1419, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Terrill, Watson, Winn and York.—37.

Nay: Smith (Jerry L.) and Young.—2.

Excused: Cullison, Keller, Lamb, Leonard, Luton, Pierce, Taliaferro and Tinsley.—8.

Vacancy: District 38.—1.

The bill passed.

Senator Cullison 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: 7. Vacancy: District 38.—1.

The emergency passed.

HB 1419, 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 **25, 27, 43, 85, 87** and **357**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1066** was called up for consideration.

Senator Dahl moved to reject the 2nd **CCR** on **HB 1066** and ask that the bill be returned to conference and instruct the conferees to add \$35,000.00 for Osage County due to workload of Connor's Correction Center.

Senator Randle moved to table the Dahl motion to reject, which motion to table was declared adopted.

The 2nd **CCR** on **HB 1066** was read and adopted upon motion of Senator Randle.

HB 1066, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Excused: Keller, Lamb, Leonard, Luton, Pierce and Tinsley.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1066, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 49, Conference Committee Substitute
2nd CCR for **SB 59**, Conference Committee Substitute
2nd CCR for **SB 67**, Conference Committee Substitute

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 327 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The CCR on **SB 49** was read and adopted upon motion of Senator Terrill.

SB 49, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McCune, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn and York.—36.

Nay: Green, Moore, O'Connor, Smith (Jerry L.) and Young.—5.

Excused: Keller, Lamb, Leonard, Luton, Pierce and Tinsley.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 49, 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 227**, coauthored by Glover.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 67** was read and adopted upon motion of Senator Randle.

SB 67, 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: Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, McCune, McDaniel, Martin, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—33.

Nay: Boatner, Cummins, Green, Landis, Miller, Moore, O'Connor and Smith (Jerry L.).—8.

Excused: Keller, Lamb, Leonard, Luton, Pierce and Tinsley.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 67, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 33, 52 and 317 were each correctly enrolled and, after fourth reading, properly

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

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 59** was read and adopted upon motion of Senator Randle.

SB 59, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McDaniel, Martin, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—37.

Nay: Green, McCune, Moore and Smith (Jerry L.).—4.

Excused: Keller, Lamb, Leonard, Luton, Pierce and Tinsley.—6.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 59, 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 149, 156 and 283**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of 3rd CCR to En-grossed **SB 287**, requesting further Confer-

ence and naming same conferees as follows: Fried, Reimer and Gray.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **SB 287** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1175** was read and adopted upon motion of Senator Dahl.

HB 1175, 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, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Watson, Winn and York.—37.

Nay: McCune and Young.—2.

Excused: Keller, Lamb, Leonard, Luton, Moore, Pierce, Porter and Tinsley.—8.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1175, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 46 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 1194, 1372** and **1424**.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1066, 1339** and **1419**.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 327**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 59** (2nd CCR) and **67** (2nd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

CONFERENCE COMMITTEE REPORT

Conference Committee Report on the following Bill was read and consideration deferred:

4th CCR for **SB 287**, Conference Committee Substitute

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 49**.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The 4th CCR on **SB 287** was read and adopted upon motion of Senator Howell.

SB 287, as amended in Conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, McCune, McDaniel, Martin, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—34.

Excused: Clifton, Cummins, Dahl, Keller, Lamb, Leonard, Luton, Moore, Pierce, Porter, Smith (Finis), Smith (Jerry L.) and Tinsley.—13.

Vacancy: District 38.—1.

The bill passed.

SB 287, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 21**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 33, 52 and 317**.

The above numbered Enrolled Bills were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 38, 49, 59, 67, 170, 203 and 227 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 21 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Boatner presiding.

SECOND READING

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

SB 360 — Finance
SJR 21 — Judiciary

FIRST READING

The following was introduced and read the first time:

SB 361 — By Stipe.

An Act relating to railroads; providing short title; restricting removal of certain rail-

road lines; requiring execution of written agreement with Corporation Commission; providing for restoration of certain property; requiring certification of payment of all ad valorem tax liability; establishing minimum requirements for removal of certain railroad structures and restoration of former railroad right-of-way; requiring submission of restoration plan to Corporation Commission; requiring performance bond; directing codification; and declaring an emergency.

Senator Johnson presiding.

Senator Martin questioned a quorum. The Presiding Officer ordered the roll call, following which a quorum was declared present.

Senator Crutcher presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 35 and 37 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 20 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1175**.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 35, 37 and 46**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 20**.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 49, 67, 170 and 227**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 38, 59 and 203**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 21**.

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

LOBBYIST REGISTRATIONS

(Addendum since **June 15, 1981, Page 819** — including organizations represented)

Privett, Rex, Oklahoma Bankers Association.

Short, Daniel E., Representative to the Oklahoma Conference of Churches "impact" issues table, Executive Director of the Commission for Justice and Human Development of Catholic Social Ministries, and Archdiocese of Oklahoma City.

Wilson, Robert George, Vietnam Veterans Against the War, Oklahoma Veteran Association, and Victims of Agent Orange.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 26, 1981, of Enrolled **SBs 207, 214, 294 and 350**.

Pursuant to the provisions of Enrolled **SCR 21**, Senator Martin moved that, when the clerk's desk is clear, the Senate stand recessed until Monday, July 20, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate stood recessed at 6:20 p.m. to meet Monday, July 20, 1981, at 1:30 p.m.

Ninetieth Legislative Day

Monday, July 20, 1981

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and York.—44.

Excused: Leonard, Moore and Young.—3.

Vacancy: District 38.—1.

President Pro Tempore York declared a quorum present.

Senator Schuelein presiding.

The prayer was offered by Canon Curt Junker, D.D. Board of Directors, The Episcopal Foundation for Drama, the guest of Senator Cain.

MESSAGE FROM THE HOUSE

Advising rejection of 4th CCR to Engrossed **SB 287**, requesting further Conference and naming same Conferees as follows: Fried, Reimer and Gray.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Martin, the request of the Honorable House for further Conference on **SB 287** was ordered granted, President Pro Tempore York appointing same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising of change in Conferees on **SB 102** as follows:

Remove Brown and Craighead
Add Draper and Fitzgibbon

CONFERENCE COMMITTEE REPORTS

Conference Committee Reports on the following Bills were read and consideration deferred:

SB 102, Conference Committee Substitute. Remove Keating as coauthor; add York and F. Smith as coauthors; show Draper as principal House author and Atkinson as coauthor; remove Lewis as coauthor.

5th CCR for **SB 287**, Conference Committee Substitute

UNANIMOUS CONSENT REQUEST

President Pro Tempore York asked unanimous consent to suspend Rule 12-23 and to withdraw **HB 1001** from the Committee on Finance and that said bill be placed on General Order, which was the order.

SPECIAL INTRODUCTIONS

President Pro Tempore York introduced Trooper Jerry Giacomo, Highway Patrol pilot to the Senate and asked unanimous consent, which was granted that Trooper Giacomo be allowed privileges of the floor to receive a Citation commending him for an act of bravery in the line of duty, which was the order. Also introduced were Mrs. Vivian Bernard and Mrs. Jerry Giacomo, wife of Trooper Giacomo.

Senator Miller introduced his wife, Jane, and mother-in-law, Mrs. Cora Raines, who was celebrating her 82nd birthday.

PENDING CONSIDERATION OF CCR

The 5th CCR on **SB 287** was adopted upon motion of Senator Howell.

SB 287, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Mc-

Daniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—41.

Nay: Boatner.—1.

Excused: Cate, Leonard, Moore, Winn and Young.—5.

Vacancy: District 38.—1.

The bill passed.

SB 287, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Finis Smith, on behalf of Senators McCune and York and himself, asked unanimous consent, which was granted, that Frank Marley be allowed privileges of the floor during the consideration of the CCR on **SB 102**.

PENDING CONSIDERATION OF CCR

The CCR on **SB 102** was adopted upon motion of Senator Finis Smith.

Senator O'Connor asked to be named a coauthor of **SB 102**, which was the order.

SB 102, as amended in Conference, was read at length.

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

Aye: Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe,

Taliaferro, Terrill, Tinsley, Watson and York.—41.

Nay: Boatner.—1.

Excused: Cate, Leonard, Moore, Winn and Young.—5.

Vacancy: District 38.—1.

The bill passed.

Senator Winn 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: 4. Vacancy: District 38.—1.

The emergency passed.

SB 102, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

GENERAL ORDER

HB 1001 by Draper, et al, of the House and York of the Senate was read and considered.

Senators Combs, Landis, Cullison, Cain, Keller, Pierce, Green, Cummins, Lamb and Johnson asked to be named coauthors of **HB 1001**, which was the order.

Senator York moved to amend **HB 1001**, Page 1, by deleting the title, enacting clause and body of said bill, and by substituting the following:

An Act relating to revenue and taxation; amending Section 1357 of Section 2 of Enrolled Senate Bill No. 227 of the 1st Session of the 38th Oklahoma Legislature and 68 O.S. 1971, Section 2702, as last amended by Section 1, Chapter 139, O.S.L. 1979 (68 O.S. Supp. 1980, Section 2702); providing

for certain general exemptions from the Oklahoma sales tax; adding an exemption; modifying procedures relating to agreements to collect municipal taxes; preserving authority for agreements; eliminating authority for consideration for services under these agreements; providing an operative date; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

Section 1. Section 1357 of Section 2 of Enrolled Senate Bill No. 227 of the 1st Session of the 38th Oklahoma Legislature is amended to read as follows:

Section 1357. Exemptions. General.

There are hereby specifically exempted from the tax levied by this article:

(A) Transportation of school pupils to and from elementary schools or high schools in motor or other vehicles;

(B) Transportation of persons where the fare of each person does not exceed One Dollar (\$1.00), or local transportation of persons within the corporate limits of a municipality except by taxicabs;

(C) Carrier sales of newspapers and periodicals made directly to consumers. Other sales of newspapers and periodicals where any individual transaction does not exceed seventy-five cents (\$0.75). A carrier is a person who regularly delivers newspapers or periodicals to subscribers on an assigned route;

(D) Sales for resale to persons engaged in the business of reselling the articles purchased, whether within or without the state, provided that such sales to residents of this state are made to persons to whom sales tax permits have been issued as provided in this article. This exemption shall not apply to the sales of articles made to persons holding

permits when such persons purchase items for their use and which they are not regularly engaged in the business of reselling; neither shall this exemption apply to sales of tangible personal property to peddlers, solicitors and other salesmen who do not have an established place of business and a sales tax permit;

(E) Sales of advertising space in newspapers and periodicals and billboard advertising service, and any advertising through the electronic media, including radio, television and cable television;

(F) Eggs, feed, supplies, machinery and equipment purchased by persons regularly engaged in the business of raising worms, fish, any insect or any other form of terrestrial or aquatic animal life and used for the purpose of raising same for marketing. This exemption shall only be granted and extended to the purchaser when the items are to be used and in fact are used in the raising of animal life as set out above. Each purchaser shall certify, in writing, on the invoice or sales ticket retained by the vendor that he is regularly engaged in the business of raising such animal life and that the items purchased will be used only in such business. The vendor shall certify to the Oklahoma Tax Commission that the price of the items has been reduced to grant the full benefit of the exemption. Violation hereof by the purchaser or vendor shall be a misdemeanor;

(G) Sale of natural or artificial gas and electricity when sold exclusively for residential use after December 31, 1980. Provided, nothing herein shall be construed as limiting or prohibiting cities and towns from levying and collecting taxes on the sale of natural or artificial gas and electricity. Provided further, any sales tax levied by city or town on natural or artificial gas and electricity shall be in effect regardless of ordinance or contractual provisions referring to previously imposed state sales tax on such items.

(H) SALES OF MEDICINES OR DRUGS PRESCRIBED FOR THE TREATMENT OF HUMAN BEINGS BY A PERSON LICENSED TO PRESCRIBE THE MEDICINES OR DRUGS. PROVIDED, THIS EXEMPTION SHALL NOT APPLY TO PROPRIETARY OR PATENT MEDICINES AS DEFINED BY SECTION 353.1 OF TITLE 59 OF THE OKLAHOMA STATUTES.

SECTION 2. 68 O.S. 1971, Section 2702, as last amended by Section 1, Chapter 139, O.S.L. 1979 (68 O.S. Supp. 1980, Section 2702), is amended to read as follows:

Section 2702. The governing body of any incorporated city or town and the Oklahoma Tax Commission are authorized and empowered to enter into contractual agreements whereby the Oklahoma Tax Commission shall have authority TO ASSESS, to collect and to enforce **[and assess]** ANY TAXES OR, penalties **[of any of the taxes assessed]** OR INTEREST THEREON, LEVIED by such incorporated city or town, and remit the same to such municipality. SAID ASSESSMENT, COLLECTION AND ENFORCEMENT AUTHORITY SHALL APPLY TO ANY TAXES, PENALTY OR INTEREST LIABILITY EXISTING AT THE TIME OF CONTRACTING. UPON CONTRACTING, THE OKLAHOMA TAX COMMISSION SHALL HAVE ALL THE POWERS OF ENFORCEMENT IN REGARD TO SUCH TAXES, PENALTIES AND INTEREST AS ARE GRANTED TO OR VESTED IN THE CONTRACTING MUNICIPALITY. Such agreement **[may also]** SHALL provide for **[an agreed amount to be allowed the Oklahoma Tax Commission for services rendered in connection with such collections.]** THE ASSESSMENT, COLLECTION AND ENFORCEMENT OF SUCH MUNICIPAL TAX, PENALTIES AND INTEREST, IN THE SAME MANNER AS AND IN ACCORDANCE WITH THE ADMINISTRATION, COLLECTION AND ENFORCEMENT BY THE OKLA-

HOMA TAX COMMISSION OF ANY SIMILAR STATE TAX. NO CONSIDERATION SHALL BE ALLOWED FOR SUCH SERVICES RENDERED BY THE OKLAHOMA TAX COMMISSION, EXCEPT THAT THE MUNICIPALITY SHALL AGREE TO REFRAIN FROM ANY ASSESSMENT, COLLECTION OR ENFORCEMENT OF THE MUNICIPAL TAX FOR THE PERIOD OF TIME SPECIFIED IN THE AGREEMENT.

SECTION 3. This act shall become operative January 1, 1982.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval., which amendment was declared adopted.

Senator York moved that **HB 1001**, as coauthored and amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1001** was considered engrossed and placed on Third Reading.

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: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and York.—39.

Nay: Porter, Schuelein and Stipe.—3.

Excused: Cate, Leonard, Luton, Moore and Young.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1001 was referred for engrossment.

FIRST READING

The following were introduced and read the first time:

SR 19 — By Clifton.

A Resolution expressing Legislative intent that certain dates in House Bill No. 1289, enacted by the 1st Session of the 38th Oklahoma Legislature are scrivener's errors which should be corrected in an appropriate manner.

SR 20 — By Capps.

A Resolution relating to agriculture; expressing opposition to further imports of peanuts through July 31, 1981; expressing support for the Helms Bill; expressing opposition to the raising of import quotas above the current level; and directing distribution.

SR 21 — By Terrill.

A Resolution directing the Department of Economic and Community Affairs to follow certain jail standards when approving applications for funds from the county jail improvement fund; and directing distribution.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent, which was granted, that Rule 5-4 be suspended to refer **SR 21** direct to the Calendar.

GENERAL ORDER

SR 21 by Terrill was read and considered.

SR 21 was adopted upon motion of Senator Terrill and referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Clifton asked unanimous consent, which was granted, that Rule 5-4 be suspended to refer **SR 19** direct to the Calendar.

GENERAL ORDER

SR 19 by Clifton was read and considered.

SR 19 was adopted upon motion of Senator Clifton and referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Capps asked unanimous consent, which was granted, that Rule 5-4 be suspended to refer **SR 20** direct to the Calendar.

GENERAL ORDER

SR 20 by Capps was read and considered.

Senator Capps moved to amend **SR 20** Page 1, Line 31, by striking all language on line 31, which amendment was declared adopted.

SR 20, as amended, was adopted upon motion of Senator Capps and referred for enrollment.

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE
REPORT**

Transmitting the following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of measure as amended:

HB 1229

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1229** was read and adopted upon motion of Senator Taliaferro.

HB 1229, 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York.—42.

Excused: Cate, Leonard, Moore, O'Connor and Young.—5.

Vacancy: District 38.—1.

The bill and emergency passed.

HB 1229, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

FIRST READING

The following were introduced and read the first time:

SB 362 — By York.

An Act relating to schools; amending 70 O.S. 1971, Sections 2-101, as last amended by Section 1, Chapter 74, O.S.L. 1980, 2-102, as last amended by Section 6 of Enrolled House Bill No. 1299 of the 1st Session of the 38th Oklahoma Legislature, and 2-104, as amended by Section 2, Chapter 47, O.S.L. 1974 (70 O.S. Supp. 1980, Sections 2-101 and 2-104), which relate to procedural

aspects of school election laws; deleting certain procedures and directing the County Election Board to conduct school elections; outlining procedures for conduction of school elections; providing for forms, rules and regulations; establishing criteria for candidates; repealing 70 O.S. 1971, Sections 2-105, 2-106, as amended by Section 2, Chapter 74, O.S.L. 1980, Section 1, Chapter 58, O.S.L. 1974 and Section 3, Chapter 74, O.S.L. 1980 (70 O.S. Supp. 1980, Sections 2-106, 2-108 and 2-109), which relate to candidate withdrawals, other laws applicable to school elections and poll watchers; and providing an effective date.

SB 363 — By Taliaferro.

An Act relating to intoxicating liquors and revenue and taxation; amending 37 O.S. 1971, Section 163.3 and 68 O.S. 1971, Sections 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976 and 1305, as last amended by Section 2, Chapter 288, O.S.L. 1980 (68 O.S. Supp. 1980, Sections 1303 and 1305), which relate to the tax on nonintoxicating beverages, apportionment of the state sales tax and exemptions therefrom; removing sales tax exemption from nonintoxicating beverages; allocating revenue derived therefrom to the Oklahoma Public Employees Retirement Fund; and declaring an emergency.

SECOND READING

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

SB 361 — Business and Labor

Senator Martin moved that the Senate stand at ease, which motion was declared adopted.

The Senate reassembled with Senator Schuelein presiding. Senator Martin questioned a quorum. The Presiding Officer or-

dered the roll called, following which a quorum was declared present.

**MESSAGE FROM THE HOUSE
HAS to SENATE BILLS**

Advising passage of and returning the following Engrossed Bill as amended:

SB 356

Senator Kilpatrick presiding.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 287**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that the Conference Committee on Engrossed **HB 1373** has reported that the Conferees have been unable to reach an agreement. Pursuant to Joint Rule 10(g), **HB 1373** reverts to the status occupied before being sent to Conference and will appear on the House Calendar under "Senate Amendments to House Bills".

**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.

SRs 19 and **21** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF HAS

HAs to SB 356 were concurred in upon motion of Senator York, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dennis, Howard, Howell, Johnson, Kilpatrick, Landis, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—29.

Nay: Cain, Combs, Dahl, Giles, Green, Johnston, Keller, Lamb, Luton, McCune, O'Connor, Pierce, Porter, Smith (Jerry L.) and Watson.—15.

Excused: Leonard, Moore and Young.—3.

Vacancy: District 38.—1.

SB 356, 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, Branch, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dennis, Howard, Howell, Johnson, Kilpatrick, Landis, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—29.

Nay: Cain, Combs, Dahl, Giles, Green, Johnston, Keller, Lamb, Luton, McCune, O'Connor, Pierce, Porter, Smith (Jerry L.) and Watson.—15.

Excused: Leonard, Moore and Young.—3.

Vacancy: District 38.—1.

The bill passed.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dennis, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Stipe, Taliaferro, Terrill, Tinsley, Winn and York.—33.

Nay: Combs, Dahl, Green, Johnston, Keller, Lamb, McCune, O'Connor, Pierce, Smith (Jerry L.) and Watson.—11.

Excused: Leonard, Moore and Young.—3.

Vacancy: District 38.—1.

The emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 102**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1229**.

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

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1001**, coauthored by Graves, as amended.

President Pro Tempore York presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SR 20 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator McCune presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SB 287 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 1022**.

HCR 1022 — By Draper of the House and York of the Senate.

A Concurrent Resolution fixing the day of the sine die adjournment of the First Session of the Thirty-Eighth Oklahoma Legislature.

The above numbered **HCR** was read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 287**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1001**.

The above numbered Enrolled Bill was,

after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Crutcher presiding.

LOBBYIST REGISTRATIONS

Lobbyist registration has been terminated upon request of the following:

Orth, Rosemary, Fort Howard Paper Co., as of July 6, 1981.

(Addendum since June 26, 1981, Page 903 — including organizations represented)

Alexander, Robert Henry, Jr., Tosco Corp.

Coats, Andy, Tosco Corp.

Driver, Michael J., Tosco Corp.

Foley, John P., Jr., Tosco Corp.

Hall, James Leo, Jr., Tosco Corp.

Johnson, Robert M., Tosco Corp.

Loeffler, David H., Tosco Corp.

Love, John Joseph, Tosco Corp.

Orth, Rosemary, The Electric Utilities Assoc. of Oklahoma.

Ottaway, Cynda C., Tosco Corp.

Paden, Lee W., Public Service Co. of Oklahoma.

Paul, William G., Tosco Corp.

Stringer, Lewis Eldean, Tosco Corp.

Thomas, David Lee, Tosco Corp.

Wagoner, Mary Theresa, National Organization for Women.

Woods, Harry A., Jr., Tosco Corp.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SBs 102 and **356** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 102** and **356**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 29, 1981, of Enrolled SBs **26, 40, 41, 56, 60, 61, 63, 68, 156, 170** and **317**; on June 30, 1981, of Enrolled SBs **25, 27, 33, 35, 36, 37, 38, 43, 46, 47, 49, 52, 59, 64, 65, 67, 85, 87, 149,**

185, 203, 227, 248, 283 and **327**; and on July 2, 1981, of Enrolled **SB 357**.

Senator Martin moved that, when the clerk's desk is clear, the Senate of the First Session of the 38th Legislature adjourn sine die, which motion was declared adopted.

The Clerk announced that, the desk being clear, whereupon, as provided under the Martin motion, the Senate of the First Regular Session of the 38th Legislature, at the time of 4:50 p.m. adjourned sine die.

SENATE COMMITTEES

Thirty-eighth Legislature

STANDING COMMITTEES

AGRICULTURE-15

Capps, Chairman
Boatner, Vice Chairman

Dahl	Pierce
Dennis	Schuelein
Johnson	Shedrick
Lamb	Taliaferro
Leonard	Tinsley
Miller	Winn
O'Connor	

APPROPRIATIONS-16

Randle, Chairman
Kilpatrick, Vice Chairman

Boatner	Miller
Cate	Rozell
Crow	Schuelein
Giles	Stipe
Lamb	Terrill
Landis	Tinsley
Leonard	Watson

BUSINESS and LABOR-15

Kilpatrick, Chairman
Cullison, Vice Chairman

Clifton	Luton
Combs	O'Connor
Cummins	Porter
Giles	Randle
Green	Smith (Finis)
Howard	Smith (Jerry)
Keller	

EDUCATION-16

Howell, Chairman
Cate, Vice Chairman

Branch	Leonard
Cain	Miller
Capps	Rozell
Crow	Shedrick
Dennis	Terrill
Johnston	Watson
Lamb	Young

EXECUTIVE NOMINATIONS-17

Johnson, Chairman
Cummins, Vice Chairman

Boatner	Keating
Branch	Keller
Capps	Landis
Clifton	O'Connor
Dennis	Pierce
Giles	Porter
Green	Winn
Howell	

FINANCE-16

* Smith (Finis), Chairman

** Combs, Vice Chairman

Capps	McCune
Crutcher	McDaniel
Cullison	O'Connor
Cummins	Pierce
Dahl	Porter
Green	Shedrick
Howell	Taliaferro

* resigned, appointed Vice Chairman
3-11-81

** appointed Chairman 3-11-81

GENERAL GOVERNMENT-15

Crutcher, Chairman
Landis, Vice Chairman

Boatner	Pierce
Dahl	Schuelein
Johnson	Stipe
Keating	Taliaferro
McCune	Tinsley
McDaniel	Winn
Moore	

HUMAN RESOURCES-15

Porter, Chairman
Luton, Vice Chairman

Cain	McCune
Cate	Randle
Combs	Rozell
Crow	Terrill
Cullison	Watson
Keller	Young
Kilpatrick	

JUDICIARY-14

Clifton, Chairman
Cain, Vice Chairman

Branch	Keller
Dennis	Luton
Howard	Moore
Johnson	Smith (Jerry)
Johnston	Winn
Keating	Young

NATURAL RESOURCES-16

McDaniel, Chairman
Giles, Vice Chairman

Branch	Johnston
Clifton	Keating
Crutcher	Landis
Cummins	Moore
Green	Smith (Finis)
Howard	Smith (Jerry)
Howell	Stipe

POLICY-16

Terrill, Chairman
Dahl, Vice Chairman

Cain	Randle
Crutcher	Schuelein
Cullison	Smith (Finis)
Howard	Stipe
Johnson	Taliaferro
Keating	Watson
Kilpatrick	Young

STANDARDS and ETHICS-16

Rozell, Chairman
Miller, Vice Chairman

Cate	McCune
Combs	McDaniel
Crow	Moore
Johnston	Shedrick
Lamb	Smith (Jerry)
Leonard	Tinsley
Luton	Watson

SELECT SENATE COMMITTEES

SELECT COMMITTEE ON THE DEPARTMENT OF HUMAN SERVICES

(SR 9 — 1981)

Senator Al Terrill, Chairman
Senator Robert V. Cullison, Vice Chairman

Boatner, Roy A.
Cain, Bernest
Crutcher, Bill J.

Shedrick, Bernice
Watson, Phil

SELECT COMMITTEE ON LEGISLATIVE REAPPORTIONMENT AND CONGRESSIONAL REDISTRICTING

Senator Jeff Johnston, Chairman
Senator John D. Luton, Vice Chairman

Capps, Gilmer N.
Combs, Mike
Dahl, John L.
Johnson, Joe
Kilpatrick, Don

Leonard, Tim
Smith, Finis W.
Smith, Jerry L.
Terrill, Al
Watson, Phil

INTERIM AND SPECIAL COMMITTEE APPOINTMENTS

LEGISLATIVE LIAISON COMMITTEE ON THE CAPITOL IMPROVEMENT AUTHORITY AND THE STATE BOARD OF PUBLIC AFFAIRS

(73 O.S. § 176)

Senate

Cate, Lee
Cullison, Robert V.
Green, Warren E.

House

Davis, Guy
Duckett, Ross
Holt, Jim

CONTINGENCY REVIEW BOARD

(74 O.S., § 3605)

Governor George Nigh, Chairman
Dan Draper, Speaker of the House of Representatives
David W. Way, Director of State Finance, Executive Secretary
Marvin York, President Pro Tempore of the Senate

JOINT COMMITTEE ON COUNTY GOVERNMENT

(74 O.S., § 456.2)

Senator John Clifton, Co-chairman
Representative Vernon Dunn, Co-chairman

Senate

Boatner, Roy A.
Capps, Gilmer N.
Dahl, John L.
Dennis, Gerald C.
Howard, Gene C.
Howell, James F.
Leonard, Tim
Young, John

House

Anderson, Don
Craighead, David
Lewis, Steve
McCaleb, Neal
Milacek, Robert
Peterson, Charles
Reimer, Rollin
Vanatta, Benny

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
of Public Instruction

Senate Appointees

Senator Rodger A. Randle, Vice Chairman
Harry Birdwell, Oklahoma City
Dr. Bob Brewer, Tulsa
Dianne Brown, Oklahoma City
Mary Cherry, Tulsa
Ed Keller, Tulsa
Karen Leveridge, Oklahoma City
Mazola McKerson, Ardmore
Doris Montgomery, Poteau
Tom Rogers, Enid
Senator Herbert Rozell
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 James F. Howell
Representative Jim Fried
E.T. Dunlap, Ed.D., Chancellor, State Regents for Higher Education
Leslie R. Fisher, Ed.D., Superintendent of Public Instruction
Mary Cherry, Tulsa
Obra Hulsey, Ed.D., Ft. Cobb

SOUTHERN STATES ENERGY BOARD

(74 O.S., § 1051)

Sam Hammons, Chairman
Senator Bill Branch
Representative Cal Hobson
Senator James W. McDaniel, Alternate

SOUTHWEST REGIONAL ENERGY COUNCIL

(SB 27 — 1981)

Senate

Crow, Herschal H., Jr.
Crutcher, Bill J.
Dahl, John L.
Miller, Robert L.
York, Marvin

House

Blodgett, J.D.
Harbin, Frank
Hobson, Cal
Rogers, Willie
Vanatta, Benny

JOINT LEGISLATIVE ETHICS COMMITTEE

(74 O.S., § 4001.1)

Representative Bob Trent, Chairman
Senator Herbert Rozell, Vice Chairman

Senate

Dahl, John L.
Green, Warren E.

House

Hill, Walter E.
Reimer, Rollin

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:
J.D. (Jay) Bottoms,
Oklahoma City

Appointed by the Speaker of the House of Representatives

Investigating Panel:
B.E. Bill Harkey,
Oklahoma City

Hearing Panel:
Cecil Brownie Brown, Jr.
Oklahoma City

Appointed by the Governor

Investigating Panel:
Reverend Wendell Estep, Bethany

Hearing Panel:
Don Porter, Oklahoma City

JOINT COMMITTEE ON FEDERAL FUNDS

(74 O.S., § 452.7)

Senator Rodger A. Randle, Chairman (ex officio)
 Representative Cleta Deatherage, Vice Chairman (ex officio)

Senate**House**

Cummins, Don
 Kilpatrick, Don
 Watson, Phil
 York, Marvin (ex officio)

Barker, Jim
 Manning, Joe Jr.
 Talley, Denver
 Draper, Daniel D., Jr. (ex officio)

**ADVISORY COMMITTEE, SOUTH CENTRAL INTERSTATE FOREST
FIRE PROTECTION COMPACT**

(2 O.S., § 1301-215)

Senator Gerald C. Dennis
 Representative Mike Murphy

JOINT COMMITTEE ON FISCAL OPERATIONS

(74 O.S., § 452.3)

Representative Cleta Deatherage, Chairman
 Senator Rodger A. Randle, Vice Chairman

Senate**House**

Crow, Herschal H., Jr.
 Kilpatrick, Don
 Schuelein, William M.
 Terrill, Al

Barker, Jim L.
 Henry, Robert H.
 Hobson, Cal
 Weichel, Jerry

STATE HEALTH COORDINATING COUNCIL

(63 O.S., § 1-112)

Senator Bernest Cain, Senate appointee
 Representative Don Denman, House appointee

Council is composed of 25 additional members to be appointed by the Governor.

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 James F. Howell

Representative Don Denman

J. Frank James, M.D., Director of Mental Health

Joe F. Gary, Durant, member, Oklahoma State Regents for Higher Education

Ronald H. White, M.D., Oklahoma City, member, Board of Regents of the University of Oklahoma

James J. Monroe, Idabel, member, Board of Trustees of the University Hospital

JOINT COMMITTEE ON INTERSTATE COOPERATION

(74 O.S., § 423)

Senate

Dahl, John L.
Luton, John D.
Smith, Finis W.
Watson, Phil
York, Marvin (ex officio)

House

Barker, Jim
Deatherage, Cleta
Dunn, Vernon
Fitzgibbon, Joe
Glover, Jim
Murphy, Mike
Thompson, Mick
Draper, Dan (ex officio)

OKLAHOMA COMMISSION ON INTERSTATE COOPERATION

(74 O.S., § 425)

Members composed of Joint Committee on Interstate Cooperation and the Governor's Committee on Interstate Cooperation. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall serve alternately each year as ex officio Chairman and Vice Chairman.

**SPECIAL COMMITTEE ON
LAND RECORDS SYSTEMS**

(SJR 7, 1981)*

Senator John L. Clifton, Chairman

Representative Charles R. Peterson, Vice Chairman

Senate**House**

Cain, Bernest

Davis, Frank

Representing the Real Property Section of the Oklahoma Bar Association:

Joseph H. Rarick, Norman

Richard Cleverdon, Tulsa

James G. Hamill, Oklahoma City

Representing the Oklahoma Land Title Association:

John Cathey, Durant

Owen Harper, Bartlesville

Representing the Oklahoma County Clerks Association:

Jerry DeWoody, Oklahoma City

Anita Nesbitt, Tulsa

Representing the District Court Clerks of Oklahoma Association:

Clyde G. Miller, El Reno

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 no later than 1982 interim.

BOARD ON LEGISLATIVE COMPENSATION

(Constitution, Article V. Section 21)

(74 O.S., §§ 291.2. 291.3)*

Gubernatorial Appointees

Joe R. Jones, Enid, Chairman
Grant Sample, Tulsa
Bill R. Retherford, Broken Arrow
Lloyd Moore, Perry
Reverend Robert W. Cocke, Seminole

Senate Appointees

Duke Cooper, Stillwater
Curtis G. Holsted, Tulsa

House Appointees

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)

Senate

Lamb, Norman A.
Tinsley, Gideon
Young, John W.

House

Anderson, Don
Brown, Ben
Stahl, Rick

SOUTHERN GROWTH POLICIES BOARD

(74 O.S., § 3501, Art. II)

Governor George Nigh
Bob Funston, Alternate, Office of the Governor
Representative Guy Davis
Senator John L. Dahl
Robert Sellers, Tulsa
James C. Leake, Muskogee

OKLAHOMA COMMISSIONERS ON UNIFORM STATE LAWS

(74 O.S., § 471)

Bryce Baggett, Oklahoma City

Charles Elder, Purcell

Fred H. Miller, Norman

Bert McElroy, Tulsa

Maurice H. Merrill, S.J.D., Lifetime Commissioner, Norman (74 O.S., § 476)

Vacancy—Senate

**SPECIAL COMMITTEE ON THE WORKERS' COMPENSATION ACT
AND THE STATE INSURANCE FUND**

(HJR 1016 — 1981)*

Representative A.C. Holden, Chairman

Senator John L. Clifton, Vice Chairman

Senate

Kilpatrick, Don

Luton, John D.

House

Henry, Robert

Twidwell, Carl

*Directs submission of report prior to the 2nd Session of the 38th Legislature

SENATE AND HOUSE BILLS REFERRED TO GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS

SENATE

HOUSE

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SB 25	552; WD p. 570	SB 65	684; 832	HB 1064	652
SB 26	552; WD p. 570	SB 66	660	HB 1065	559
SB 27	561; WD p. 570	SB 67	660; 896	HB 1066	673; 881
SB 28	642; 802	SB 68	642	HB 1067	652
SB 29	618	SB 84	552; WD p. 603	HB 1068	652
SB 30	618; 806	SB 85	679	HB 1069	552
SB 31	642; 772	SB 87	679	HB 1070	559
SB 32	684	SB 251	680	HB 1071	552
SB 33	642	SB 265	669	HB 1072	592
SB 34	608	SB 294	618; WD p. 621	HB 1073	592
SB 35	742			HB 1074	559
SB 36	719; 822	Total: 48		HB 1075	576
SB 37	684			HB 1076	652; 861
SB 38	642			HB 1077	652
SB 40	642			HB 1078	592
SB 41	642			HB 1079	552; 822
SB 42	684			HB 1080	552
SB 43	742			HB 1081	673
SB 44	587			HB 1082	592
SB 45	608			HB 1083	604
SB 46	684			HB 1094	552
SB 47	587; 828			HB 1095	673
SB 48	597			HB 1096	712
SB 49	743			HB 1097	604
SB 50	742			HB 1099	576
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SB 54	608; 776			HB 1102	604
SB 55	642			HB 1104	652
SB 56	660; 833			HB 1112	530
SB 57	587			HB 1119	701
SB 58	660			HB 1140	749; 822
SB 59	684; 896			HB 1161	576
SB 60	642			HB 1168	652
SB 61	684			HB 1236	701
SB 62	635			HB 1262	652
SB 63	635			HB 1264	652
SB 64	635; 822			HB 1419	754

Total: 38

SENATE BILLS AND RESOLUTIONS REFERRED TO SPECIAL CONFERENCE COMMITTEES

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SB 20	630; 868; 875	SB 243	679
SB 25	570	SB 244	542; 740
SB 26	570; 828	SB 248	759
SB 27	570	SB 251	671; WD p. 680
SB 73	541	SB 257	605
SB 81	507	SB 258	579
SB 84	603	SB 263	614
SB 89	560; 868	SB 264	630
SB 97	642	SB 283	608; 796
SB 102	742	SB 286	717
SB 112	642	SB 287	743; 812; 855
SB 113	590		900; 905
SB 116	558	SB 292	581
SB 117	542	SB 294	621
SB 127	681; 812	SB 296	748
SB 132	712	SB 297	684
SB 141	659	SB 303	712
SB 149	630; 824	SB 309	704
SB 156	648; WD p. 673	SB 316	705
SB 159	747	SB 317	716
SB 170	558; 846	SB 326	729
SB 176	731	SB 327	743
SB 178	729	SB 331	705
SB 185	659; 797	SB 332	588
SB 203	729	SB 350	743
SB 207	729	SB 357	856
SB 214	648; 783	SCR 3	570

Total: 57

HOUSE BILLS AND RESOLUTIONS REFERRED TO SPECIAL CONFERENCE COMMITTEES

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HB 1019	508	HB 1283	608
HB 1021	552	HB 1286	726
HB 1033	750	HB 1292	726
HB 1046	621	HB 1295	750
HB 1053	639	HB 1299	726
HB 1063	300; 505	HB 1301	576
HB 1084	653	HB 1305	742
HB 1086	530	HB 1306	702; 832
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HB 1195	603	HB 1351	653
HB 1207	652	HB 1360	621
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HB 1218	776	HB 1371	702
HB 1227	701; 777	HB 1372	622
HB 1229	733; WD p. 740	HB 1373	726
HB 1231	812	HB 1388	702
HB 1233	748	HB 1391	608
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HB 1250	726	HB 1424	795; 851
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SB 85	671; WD p. 679	HB 1098	597
SB 87	671; WD p. 679	HB 1130	754
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		HB 1188	741
		HB 1229	740
		HB 1266	701

Total: 12

SUMMARY OF LEGISLATIVE ACTION

	Introduced	Enacted or Adopted	Carried Over in Senate to 1982 In Committee	On Calendar	Carried Over in House to 1982 In Committee	On Calendar	Total Carried Over	Dead
Senate Bills	363	148	121	9	63	3	196	19
Senate Joint Resolutions	21	6	9	2	4	—	15	—
Senate Concurrent Resolutions	21	13	—	—	—	—	—	8
Senate Resolutions	21	20	—	—	—	—	—	1

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CC	—	Consent Calendar
CCR	—	Conference Committee Report
CCS	—	Conference Committee Substitute
CR	—	Committee Report
CS	—	Committee Substitute
CW	—	Committee of the Whole
GCCA	—	General Conference Committee on Appropriations
GO	—	General Order
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
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SENATE BILLS

SB 1 — By Howell of the Senate and Craighead, et al, of the House — Counties and county officers; inventory, accounting for equipment, increasing unit value. Effective date.

1st Reading	39
2nd Reading	52
CR	243
C.C., considered, passed	250
Engrossed, to House	262
HAs read	512
HAs adopted, passed	541
Enrolled, to House	547
To Governor	553
Approved April 13, 1981	572

SB 2 — By Howell of the Senate and Barker of the House — Intoxicating liquors; Alcoholic Beverage Control Board, increasing compensation (per diem). Effective date.

1st Reading	39
2nd Reading	52
CR	320
C.C., considered, passed	339
Engrossed, to House	360

SB 3 — By Howell of the Senate and Duckett of the House — State government; burns, smoke inhalation, smoke-related deaths, reports by certain facilities to State Fire Marshal. Effective date.

1st Reading	39
2nd Reading	52

CR	254
G.O., considered, passed	264
Engrossed, to House	274

SB 4 — By Johnston of the Senate and Morgan of the House — Labor; wages, employers time to pay wages of terminated employee; eliminating five day demand of wages by employee who resigns. Effective date.

1st Reading	39
2nd Reading	52

SB 5 — By Johnston of the Senate and Morgan, et al, of the House — Corporation Commission; frac tank use restrictions. Effective date.

1st Reading	39
2nd Reading	52
CR	237
C.C., considered, passed	310
Engrossed, to House	313
HAs read	656
HAs adopted, passed	730
Enrolled, to House	733
To Governor	738
Approved May 8, 1981	745

SB 6 — By Watson of the Senate and Cole, et al, of the House — Public health and safety; DMSO, permitting sale and use of; limiting sale, penalty. Effective date.

1st Reading	39
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2nd Reading	52
CR	97
G.O., considered, passed	108
Engrossed, to House	113
HAs read	573
HAs rejected, conference requested, SCs named	592
Conference granted, HCs named	598
CCR read	731
CCR adopted, passed to House	739
Enrolled, to House	754
To Governor	756
Approved May 19, 1981	774

SB 7 — By Boatner — Revenue and taxation; sales tax exemption for prescription drugs. Effective date.

1st Reading	39
2nd Reading	52

SB 8 — By Boatner, et al, of the Senate and Thompson of the House — Banks and trust companies; registration of certain businesses with Bank Commissioner; defining bank or trust related activities. Effective date.

1st Reading	39
2nd Reading	52
CR	196
G.O., considered, passed	216
ML; adopted	217; 229
WD, rereferred	230

SB 9 — By Cummins — Public health and safety; Emergency Lending Act of 1981; low interest loans for certain disaster victims. Effective date. Emergency.

1st Reading	40
2nd Reading	52

SB 10 — By Boatner, et al, of the Senate and Davis (Guy), et al, of the House — Schools; School District Treasurer, appointment, residency, multiple district service. Effective Date.

1st Reading	40
2nd Reading	52
CR	114
G.O., considered, passed	124

Engrossed, to House	130
HAs read	702
HAs adopted, passed	741
Enrolled, to House	749
To Governor	751
Approved May 18, 1981	766

SB 11 — By Cain of the Senate and Denman of the House — Public health and safety; food donations, protecting donor and donee from certain civil actions and criminal prosecutions. Effective date.

1st Reading	40
2nd Reading	52

SB 12 — By Landis of the Senate and Harbin, et al, of the House — Public health and safety; Rape Victims Emergency Treatment Act. Effective date.

1st Reading	40
2nd Reading	52
CR	176
G.O., considered, passed	186
Engrossed, to House	191

SB 13 — By Landis — Marriage; minors attempting to marry, requiring consent of certain persons to obtain license. Effective date.

1st Reading	40
2nd Reading	52

SB 14 — By Landis of the Senate and Vaughn of the House — Counties and county officers; labor; sheriffs, reserve force deputy sheriffs; training, surety bond, workers' compensation, exemption Minimum Wage Act. Effective date.

1st Reading	40
2nd Reading	52
CR	120
G.O., considered, passed	135; 152
Engrossed, to House	161
HAs read	501
HAs rejected, conference requested, SCs named	505
Conference granted, HCs named	520
CCR read	531
CCR adopted, passed, to House	542

Enrolled, to House	566
To Governor	572
Approved April 16, 1981	599

SB 15 — By Landis — Motor vehicles; Law Enforcement Retirement System, Oklahoma, modifying payments upon termination of membership. Effective date. Emergency.

1st Reading	41
2nd Reading	52

SB 16 — By Landis — Corporation Commission; cable television, rates charged subject to regulation. Effective date.

1st Reading	41
2nd Reading	52

SB 17 — By Keating of the Senate and Ford of the House — Motor vehicles; Oklahoma license plate exemption for certain students, modifying reciprocity condition. Effective date.

1st Reading	41
2nd Reading	52
CR	94
G.O., considered, passed	107
Engrossed, to House	113
HAs read	501
HAs adopted, passed	519
Enrolled, to House	525
To Governor	530
Approved April 8, 1981	572

SB 18 — By McDaniel, et al of the Senate and Abbott, et al, of the House — Schools; Teachers' Retirement System, modifying retirement age and compensation definitions. Effective date. Emergency.

1st Reading	41
2nd Reading	52
CR	176
G.O., considered, passed	344
Engrossed, to House	367
HAs read	692
HAs rejected, conference requested	704
Conference granted	708

Referred to Joint Retirement

Laws Committee	708
CCR read, conferees unable to agree	810

SB 19 — By Combs — Revenue and taxation; sales tax exemption for prescription drugs. Effective date.

1st Reading	41
2nd Reading	52

SB 20 — By Combs, et al, of the Senate and Hamilton of the House — Revenue and taxation; income tax exemptions on retirement benefits, and works of art; county equalization boards, meetings; property taxes under appeal or protest. Effective date.

1st Reading	41
2nd Reading	52
CR	138
G.O., considered, passed	397
ML; engrossed, to House	398; 461
HAs read	612
HAs rejected, conference requested, SCs named	630
Conference granted, HCs named	635
CCR read	836
CCR adopted, passed, to House	848
CCR rejected, further conference requested	865
Further conference granted	868
2nd CCR read	868
2nd CCR adopted, passed	870
ML; adopted	875
2nd CCR rejected, further conference requested	875
Further conference granted	877

SB 21 — By McCune — Public Health and Safety; Marihuana Therapeutic Research Act. Effective date.

1st Reading	41
2nd Reading	52

SB 22 — By Combs — Revenue and taxation; personal income tax exemption, state income tax, increasing. Effective date.

1st Reading	41
2nd Reading	52

SB 23 — By Smith (Finis) — State Government; merit system, classified and unclassified service, certain personnel, office of Auditor and Inspector, Department of Education, State Board of Education.

1st Reading 42
2nd Reading 52

SB 24 — By Combs — Schools; definition of exceptional children to include chemically dependent children. Emergency.

1st Reading 42
2nd Reading 52

SB 25 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Oklahoma State Senate, appropriation. Emergency.

1st Reading 42
2nd Reading 52
CR 230
G.O., considered, passed 235
Engrossed, to House 241
HAS read 552
HAS rejected, conference requested, GCCA 552
Conference granted, GCCA 554
WD, SCs named 570
HCs named 576
CCR read 868
CCR adopted, passed, to House 870
Enrolled, to House 894
To Governor 898
Approved June 30, 1981 914

SB 26 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Joint Bill Processing, Office, of, appropriation. Emergency.

1st Reading 42
2nd Reading 52
CR 230
G.O., considered, passed 236
Engrossed, to House 241
HAS read 552
HAS rejected, conference requested, GCCA 552
Conference granted, GCCA 554
WD, SCs named 570

HCs named 576
CCR read 810
CCR adopted, passed, to House 812
CCR rejected, further conference requested 827
Further conference granted 828
2nd CCR read 836
2nd CCR adopted, passed, to House 849
Enrolled, to House 871
To Governor 874
Approved June 29, 1981 914

SB 27 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Legislative Fiscal Office, appropriation. Emergency.

1st Reading 42
2nd Reading 52
CR 230
G.O., considered, passed 236
Engrossed, to House 241
HAS read 559
HAS rejected, conference requested, GCCA 559
Conference granted, GCCA 561
WD, SCs named 570
HCs named 576
CCR read 868
CCR adopted, passed, to House 871
Enrolled, to House 894
To Governor 898
Approved June 30, 1981 914

SB 28 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Governor, Office of the, appropriation. Emergency.

1st Reading 42
2nd Reading 52
CR 109
G.O., considered, passed 111
Engrossed, to House 121
HAS read 639
HAS rejected, conference requested, GCCA 642
Conference granted, GCCA 652
CCR read 756
CCR adopted, passed, to House 757

Enrolled, to House	770
To Governor	773
Recalled from Governor by SCR 18	785
4th reading, and signing rescinded	795
Requested House to reconsider vote and reject CCR	795
Reconsidered, CCR rejected, further conference requested, GCCA	801
Further conference granted, GCCA ...	802
2nd CCR read	810
2nd CCR adopted, passed, to House	813
Enrolled, to House	834
To Governor	835
Approved June 22, 1981	853

SB 29 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Lieutenant Governor, Office of the, appropriation. Emergency.

1st Reading	42
2nd Reading	52
CR	109
G.O., considered, passed	112
Engrossed, to House	121
HAs read	612
HAs rejected, conference requested, GCCA	618
Conference granted, GCCA	618
CCR read	756
CCR adopted, passed, to House	758
Enrolled, to House	770
To Governor	773
Approved May 22, 1981	793

SB 30 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Budget, Division of the, appropriation. Emergency.

1st Reading	43
2nd Reading	52
CR	114
G.O., considered, passed	119
Engrossed, to House	124
HAs read	612
HAs rejected, conference requested, GCCA	618

Conference granted, GCCA	618
CCR read	760
CCR rejected, further conference requested	806
Further conference granted	807
2nd CCR read	812
2nd CCR adopted, passed, to House	825
Enrolled, to House	846
To Governor	847
Approved June 25, 1981	885

SB 31 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Secretary of State, Office of the, appropriation. Emergency.

1st Reading	43
2nd Reading	52
CR	109
G.O., considered, passed	112
Engrossed, to House	121
HAs read	639
HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	760
CCR adopted, passed, to House	761
CCR rejected, further conference requested	772
Further conference granted	772
2nd CCR read	810
2nd CCR adopted, passed, to House	813
Enrolled, to House	834
To Governor	835
Approved June 22, 1981	853

SB 32 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Economic Development, Department of, appropriation. Emergency.

1st Reading	43
2nd Reading	52
CR	189
G.O., considered, passed	202
Engrossed, to House	208
HAs read	676
HAs rejected, conference requested, GCCA	684

Conference granted, GCCA	689
CCR read	828
CCR adopted, passed, to House	838
Enrolled, to House	862
To Governor	865
Approved June 25, 1981	885

SB 33 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Secretary of the State Election Board, appropriation. Effective date. Emergency.

1st Reading	43
2nd Reading	52
CR	211
G.O., considered, passed	227
Engrossed, to House	237
HAs read	639
HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	847
CCR adopted, passed, to House	857
Enrolled, to House	899
To Governor	902
Approved June 30, 1981	914

SB 34 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Equalization, Board of, appropriation. Emergency.

1st Reading	43
2nd Reading	52
CR	114
G.O., considered, passed	120
Engrossed, to House	124
HAs read	602
HAs rejected, conference requested, GCCA	608
Conference granted, GCCA	609
CCR read	760
CCR adopted, passed, to House	762
Enrolled, to House	777
To Governor	778
Approved May 22, 1981	793

SB 35 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Auditor and Inspector, Office of the, appropriation. Emergency.

1st Reading	43
2nd Reading	52
CR	320
G.O., considered, passed	340
Engrossed, to House	360
HAs read	737
HAs rejected, conference requested, GCCA	742
Conference granted, GCCA	744
CCR read	868
CCR adopted, passed, to House	868
Enrolled, to House	902
To Governor	902
Approved June 30, 1981	914

SB 36 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Public Affairs, Board of, appropriation. Effective date. Emergency.

1st Reading	43
2nd Reading	52
CR	196
G.O., considered, passed	207
Engrossed, to House	216
HAs read	709
HAs rejected, conference requested, GCCA	716
Conference granted, GCCA	719
CCR read	779
CCR adopted, passed, to House	784
CCR rejected, further conference requested	818
Further conference granted	822
2nd CCR read	868
2nd CCR adopted, passed, to House	868
Enrolled, to House	893
To Governor	897
Approved June 30, 1981	914

SB 37 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Economic and Community Affairs, Department of, appropriation. Emergency.

1st Reading	44
2nd Reading	52
CR	307
G.O., considered, passed	326
Engrossed, to House	340

HAs read	676
HAs rejected, conference requested, GCCA	684
Conference granted, GCCA	689
CCR read	868
CCR adopted, passed, to House	869
Enrolled, to House	902
To Governor	902
Approved June 30, 1981	914

SB 38 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Tax Commission, appropriation. Effective date. Emergency.

1st Reading	44
2nd Reading	52
CR	320
G.O., considered, passed	340
Engrossed, to House	360
HAs read	642
HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	890
CCR adopted, passed, to House	892
Enrolled, to House	902
To Governor	903
Approved June 30, 1981	914

SB 39 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Treasurer, Office of State, appropriation. Emergency.

1st Reading	44
2nd Reading	52
CR	109
G.O., considered, passed	113
Engrossed, to House	121
Enrolled, to House	639
To Governor	640
Approved April 28, 1981	674

SB 40 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Capitol Improvement Authority, appropriation. Emergency.

1st Reading	44
2nd Reading	52
CR	109

G.O., considered, passed	113
Engrossed, to House	121
HAs read	640
HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	868
CCR adopted, passed, to House	869
Enrolled, to House	893
To Governor	897
Approved June 29, 1981	914

SB 41 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Personnel Board, State, appropriation. Emergency.

1st Reading	44
2nd Reading	52
CR	307
G.O., considered, passed	327
Engrossed, to House	340
HAs read	640
HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	847
CCR adopted, passed, to House	857
Enrolled, to House	893
To Governor	897
Approved June 29, 1981	914

SB 42 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Libraries, Department of, appropriation. Emergency.

1st Reading	44
2nd Reading	52
CR	196
G.O., considered, passed	208
Engrossed, to House	216
HAs read	676
HAs rejected, conference requested, GCCA	684
Conference granted, GCCA	689
CCR read	812
CCR adopted, passed, to House	826
Enrolled, to House	846
To Governor	847
Approved June 25, 1981	885

SB 43 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Historical Society, appropriation. Emergency.

1st Reading	45
2nd Reading	52
CR	196
WD; rereferred	208
CR	320
G.O., considered, passed	466
Engrossed, to House	478
HAs read	737
HAs rejected, conference requested, GCCA	742
Conference granted, GCCA	744
CCR read	883
CCR adopted, passed, to House	883
Enrolled, to House	891
To Governor	898
Approved June 30, 1981	914

SB 44 — By Randle, et al, of the Senate and Deatherage, et al, of the House — J. M. Davis Memorial Commission, appropriation. Emergency.

1st Reading	45
2nd Reading	52
CR	88
C.C., considered, passed	93
Engrossed, to House	99
HAs read	587
HAs rejected, conference requested, GCCA	587
Conference granted, GCCA	588
CCR read	760
CCR adopted, passed, to House	762
Enrolled, to House	777
To Governor	778
Approved May 22, 1981	793

SB 45 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Will Rogers Memorial Commission, appropriation. Emergency.

1st Reading	45
2nd Reading	52
CR	88
C.C., considered, passed	94
Engrossed, to House	99
HAs read	602

HAs rejected, conference requested,

GCCA	608
Conference granted, GCCA	609
CCR read	760
CCR adopted, passed, to House	764
Enrolled, to House	777
To Governor	778
Approved May 22, 1981	793

SB 46 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Health, Department of, appropriation; Workers' Compensation Act, certain personnel exemptions. Emergency.

1st Reading	45
2nd Reading	52
CR	320
G.O., considered, passed	376
Engrossed, to House	398
HAs read	676
HAs rejected, conference requested, GCCA	684
Conference granted, GCCA	689
CCR read	890
CCR adopted, passed, to House	893
Enrolled, to House	901
To Governor	902
Approved June 30, 1981	914

SB 47 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Health Planning Commission, appropriation. Emergency.

1st Reading	45
2nd Reading	52
CR	230
G.O., considered, passed	237
Engrossed, to House	241
HAs read	587
HAs rejected, conference requested, GCCA	587
Conference granted, GCCA	587
CCR read	785
CCR adopted, passed, to House	787
CCR rejected, further conference requested	823
Further conference granted	828
2nd CCR read	847

2nd CCR adopted, passed, to House	857
Enrolled, to House	893
To Governor	897
Approved June 30, 1981	914

SB 48 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Medical Investigations, Board of, appropriation. Emergency.

1st Reading	45
2nd Reading	52
CR	278
G.O., considered, passed	287
Engrossed, to House	298
HAs read	595
HAs rejected, conference requested, GCCA	597
Conference granted, GCCA	639
CCR read	785
CCR adopted, passed, to House	788
Enrolled, to House	834
To Governor	835
Approved June 22, 1981	853

SB 49 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Mental Health, Department of, appropriation. Emergency.

1st Reading	46
2nd Reading	52
CR	237
G.O., considered, passed	252
Engrossed, to House	262
HAs read	740
HAs rejected, conference requested, GCCA	743
Conference granted, GCCA	744
CCR read	899
CCR adopted, passed, to House	899
Enrolled, to House	902
To Governor	903
Approved June 30, 1981	914

SB 50 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Public Safety, Department of, appropriation. Effective date. Emergency.

1st Reading	46
2nd Reading	52

CR	320
G.O., considered, passed	376
Engrossed, to House	398
HAs read	737
HAs rejected, conference requested, GCCA	742
Conference granted, GCCA	744
CCR read	812
CCR adopted, passed, to House	832
Enrolled, to House	862
To Governor	865
Approved June 25, 1981	885

SB 51 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Public Safety, Department of, salaries and/or employees authorized. Effective date. Emergency.

1st Reading	46
2nd Reading	52
CR	320
G.O., considered, passed	376
Engrossed, to House	398

SB 52 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Military Department, appropriation. Emergency.

1st Reading	46
2nd Reading	52
CR	196
G.O., considered, passed	208
Engrossed, to House	216
HAs read	640
HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	785
CCR adopted, passed, to House	788
Enrolled, to House	899
To Governor	902
Approved June 30, 1981	914

SB 53 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Investigation, Bureau of, appropriation. Emergency.

1st Reading	46
2nd Reading	52

CR	268
G.O., considered, passed	276
Engrossed, to House	288
HAs read	676
HAs rejected, conference requested, GCCA	684
Conference granted, GCCA	689
CCR read	785
CCR adopted, passed, to House	789
Enrolled, to House	823
To Governor	828
Approved June 22, 1981	853

SB 54 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Civil Defense, Office of, appropriation. Emergency.

1st Reading	47
2nd Reading	52
CR	114
G.O., considered, passed	120
Engrossed, to House	124
HAs read	602
HAs rejected, conference requested, GCCA	608
Conference granted, GCCA	609
CCR read	760
CCR adopted, passed, to House	762
CCR rejected, further conference requested	773
Further conference granted	776
2nd CCR read	828
2nd CCR adopted, passed, to House	832
Enrolled, to House	862
To Governor	865
Approved June 25, 1981	885

SB 55 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Law Enforcement Education and Training, Council on, appropriation. Emergency.

1st Reading	47
2nd Reading	52
CR	307
G.O., considered, passed	327
Engrossed, to House	340
HAs read	640

HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	760
CCR adopted, passed, to House	763
Enrolled, to House	777
To Governor	778
Approved May 22, 1981	793

SB 56 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Corrections, Department of, appropriations; industries revolving fund, expenditures; construction requirements; full-time employees, other employment. Effective date. Emergency.

1st Reading	47
2nd Reading	52
CR	320
G.O., considered, passed	326
Engrossed, to House	340
HAs read	656
HAs rejected, conference requested, GCCA	660
Conference granted, GCCA	671
CCR read	828
CCR rejected, further conference requested	833
Further conference granted	840
2nd CCR read	847
2nd CCR adopted, passed, to House	858
Enrolled, to House	893
To Governor	897
Approved June 29, 1981	914

SB 57 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Pardon and Parole Board, Office of, appropriation. Emergency.

1st Reading	47
2nd Reading	52
CR	196
G.O., considered, passed	209
Engrossed, to House	216
HAs read	587
HAs rejected, conference requested, GCCA	587
Conference granted, GCCA	588

CCR read	760
CCR adopted, passed, to House	763
Enrolled, to House	777
To Governor	778
Approved May 22, 1981	793

SB 58 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Narcotics and Dangerous Drugs Control, Bureau of, appropriation. Emergency.

1st Reading	47
2nd Reading	52
CR	311
G.O., considered, passed	360
Engrossed, to House	367
HAS read	656
HAS rejected, conference requested, GCCA	660
Conference granted, GCCA	671
CCR read	785
CCR adopted, passed, to House	788
Enrolled, to House	823
To Governor	828
Approved June 22, 1981	853

SB 59 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Transportation, Department of, appropriation. Emergency.

1st Reading	47
2nd Reading	52
CR	307
G.O., considered, passed	341
Engrossed, to House	360
HAS read	676
HAS rejected, conference requested, GCCA	684
Conference granted, GCCA	689
CCR read	890
CCR rejected, further conference requested	896
Further conference granted	897
2nd CCR read	899
2nd CCR adopted, passed, to House	900
Enrolled, to House	902
To Governor	903
Approved June 30, 1981	914

SB 60 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Agriculture, Department of, appropriation; creating Department of Agriculture State Indemnity Special Fund. Emergency.

1st Reading	48
2nd Reading	52
CR	311
G.O., considered, passed	341
ML; time extended	341; 372
Motion to reconsider vote adopted	375
G.O., considered, passed	470
Engrossed, to House	478
HAS read	640
HAS rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	847
CCR adopted, passed, to House	858
Enrolled, to House	890
To Governor	891
Approved June 29, 1981	914

SB 61 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Tourism and Recreation Department, appropriation. Emergency.

1st Reading	48
2nd Reading	52
CR	320
G.O., considered, passed	395
Engrossed, to House	416
HAS read	676
HAS rejected, conference requested, GCCA	684
Conference granted, GCCA	689
CCR read	847
CCR adopted, passed, to House	863
Enrolled, to House	890
To Governor	891
Approved June 29, 1981	914

SB 62 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Conservation Commission, appropriation. Emergency.

1st Reading	48
2nd Reading	52
CR	311

G.O., considered, passed	341
Engrossed, to House	360
HAs read	625
HAs rejected, conference requested, GCCA	635
Conference granted, GCCA	635
CCR read	828
CCR adopted, passed, to House	837
Enrolled, to House	862
To Governor	865
Approved June 25, 1981	885

SB 63 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Water Resources Board, appropriation. Emergency.

1st Reading	48
2nd Reading	52
CR	320
G.O., considered, passed	328
Engrossed, to House	340
HAs read	625
HAs rejected, conference requested, GCCA	635
Conference granted, GCCA	635
CCR read	868
CCR adopted, passed, to House	870
Enrolled, to House	893
To Governor	897
Approved June 29, 1981	914

SB 64 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Pollution Control, Department of, appropriation. Emergency.

1st Reading	48
2nd Reading	52
CR	320
G.O., considered, passed	396
Engrossed, to House	416
HAs read	625
HAs rejected, conference requested, GCCA	635
Conference granted, GCCA	635
CCR read	760
CCR adopted, passed, to House	763
CCR rejected, further conference requested	818
Further conference granted	822

2nd CCR read	836
2nd CCR adopted, passed, to House	849
Enrolled, to House	871
To Governor	874
Approved June 30, 1981	914

SB 65 — By Randle, et al, of the Senate and Deatherage, et al, of the House — State agencies, salary adjustments; implementation of Hay Study. Effective date. Emergency.

1st Reading	48
2nd Reading	52
CR	268
G.O., considered, passed	277
Engrossed, to House	288
HAs read	676
HAs rejected, conference requested, GCCA	684
Conference granted, GCCA	689
CCR read	812
CCR rejected, further conference requested	832
Further conference granted	836
2nd CCR read	847
2nd CCR adopted, passed, to House	851
Enrolled, to House	872
To Governor	874
Approved June 30, 1981	914

SB 66 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Emergency Fund, State, appropriation; use of funds. Emergency.

1st Reading	49
2nd Reading	52
CR	311
G.O., considered, passed	342
Engrossed, to House	360
HAs read	656
HAs rejected, conference requested, GCCA	660
Conference granted, GCCA	671
CCR read	760
CCR adopted, passed, to House	764
Enrolled, to House	777

To Governor	778
Approved May 22, 1981	793

SB 67 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Various state agencies, specified special projects; appropriations, from Capital Improvement Fund; exemption for certain transfer prohibition of budget law. Emergency.

1st Reading	49
2nd Reading	52
CR	311
G.O., considered, passed	397
Engrossed, to House	416
HAs read	657
HAs rejected, conference requested, GCCA	660
Conference granted, GCCA	671
CCR read	890
CCR adopted	895
ML; adopted	896
CCR rejected, further conference requested	896
Further conference granted	897
2nd CCR read	899
2nd CCR adopted, passed, to House	899
Enrolled, to House	902
To Governor	903
Approved June 30, 1981	914

SB 68 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Unpaid claims, warrants and vouchers cancelled by statute, unspecified, appropriation to pay. Emergency.

1st Reading	49
2nd Reading	52
CR	311
G.O., considered, passed	343
Engrossed, to House	360
HAs read	640
HAs rejected, conference requested, GCCA	642
Conference granted, GCCA	652
CCR read	848
CCR adopted, passed, to House	859
Enrolled, to House	890

To Governor	891
Approved June 29, 1981	914

SB 69 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Public Safety, Department of, appropriation for purchase of motor vehicles. Emergency.

1st Reading	49
2nd Reading	52
CR	220
G.O., considered, passed	228
Engrossed, to House	237
Enrolled, to House	558
To Governor	561
Approved April 13, 1981	572

SB 70 — By Randle, et al, of the Senate and Deatherage, et al, of the House — Unpaid claims, warrants and vouchers, cancelled by statute, appropriation to pay, naming payees. Emergency.

1st Reading	49
2nd Reading	52
CR	88
C.C., considered, passed	94
Engrossed, to House	99
HAs read	254
HAs adopted, passed	267
Enrolled, to House	274
To Governor	285
Approved March 2, 1981	295

SB 71 — By Kilpatrick, et al, of the Senate and Gray of the House — Revenue and taxation; county boards of equalization session dates, alternative dates for counties having certain assessed valuation. Emergency.

1st Reading	75
2nd Reading	84
CR	121
G.O., considered, passed	160
Engrossed, to House	170
Enrolled, to House	507
To Governor	513
Approved April 6, 1981	530

SB 72 — By Green — Motor vehicles; license fees for members of the Oklahoma National Guard. Effective date.

1st Reading	75
2nd Reading	84

SB 73 — By Green of the Senate and Lawter, et al, of the House — Jurors; qualifications, exemptions; "On Call System," defining. Effective date.

1st Reading	75
2nd Reading	84
CR	244
G.O., considered, passed	252
Engrossed, to House	262
HAs read	541
HAs rejected, conference requested, SCs named	542
Conference granted, HCs named	557
CCR read	674
CCR adopted, passed, to House	740
Enrolled, to House	754
To Governor	756
Approved May 19, 1981	774

SB 74 — By Dahl of the Senate and Rogers of the House — Game and fish; minnows or fish, trapping or seining regulations. Emergency.

1st Reading	76
2nd Reading	84
Change in committee assignment	91
CR	254
G.O., considered, passed	274
Engrossed, to House	288

SB 75 — By Dahl, et al, of the Senate and Sanders of the House — Game and fish; "headlighting" regulations, out-of-season regulations, including term "attempt." Emergency.

1st Reading	76
2nd Reading	84
Change in committee assignment	91
CR	120
G.O., considered, passed	134
Engrossed, to House	148

SB 76 — By Boatner — Motor vehicles; repealing the Automotive Dismantlers and Parts Recycler Act; repealing laws or parts of laws in conflict with act. Emergency.

1st Reading	76
2nd Reading	84

SB 77 — By Keating of the Senate and Williams (Penny) of the House — Labor; private employment agencies. Fee established by written or oral agreement. Effective date.

1st Reading	76
2nd Reading	84
CR	114
G.O., considered, passed	119
Engrossed, to House	124

SB 78 — By Crow of the Senate and Bradley of the House — Elections; Campaign Contributions and Expenditures Act. Emergency.

1st Reading	76
2nd Reading	84
CR	311
G.O., considered, passed	343
Engrossed, to House	360

SB 79 — By McCune of the Senate and McCorkell of the House — Elections; absentee ballot, who may apply. Effective date.

1st Reading	83
2nd Reading	88
CR	114
C.C., considered, passed	118
Engrossed, to House	124
Enrolled, to House	710
To Governor	714
Approved May 8, 1981	745

SB 80 — By McCune — Civil procedure; divorce, judicial review of financial resources of both parties, directing payments of certain costs after review. Effective date.

1st Reading	83
2nd Reading	88

SB 81 — By McCune of the Senate and Manning, et al, of the House — Motor vehicles; special license plates, expanding definition of motor vehicle to include motorcycles and mopeds. Emergency.

1st Reading	83
2nd Reading	88
CR	114
G.O., considered, passed	194
Engrossed, to House	202
HAs read	501
HAs rejected, conference requested, SCs named	507
Conference granted, HCs named	520
CCR read	828
CCR adopted, passed, to House	834
Enrolled, to House	855
To Governor	860
Approved June 25, 1981	885

SB 82 — By Boatner — Liens; Lien Notice Law, repealing. Emergency.

1st Reading	83
2nd Reading	88

SB 83 — By Boatner — Motor vehicles; Motor Vehicle License and Registration Act, repealing certain licensing section; regulation and licensing of manufacturers, distributors, etc., repealing certain sections; repealing all conflicting laws or parts of laws. Emergency.

1st Reading	83
2nd Reading	88

SB 84 — By York, et al, of the Senate and Draper, et al, of the House — Revenue and taxation; estate tax, lineal deductions, increasing. Effective date.

1st Reading	83
2nd Reading	88
CR; change in author	268
G.O., considered, passed	381
Engrossed, to House	398
HAs read	552
HAs rejected, conference requested, GCCA	552
Conference granted, GCCA	554
WD; SCs named	603
HCs named	635
CCR read	812
CCR adopted, passed, to House	813
Enrolled, to House	834
To Governor	835
Approved June 22, 1981	853

SB 85 — By Young, et al, of the Senate and Deatherage, et al, of the House — Firefighters Pension and Retirement Board, appropriation; investments. Emergency.

1st Reading	83
2nd Reading	88
CR	301
G.O., considered, passed	329
Engrossed, to House	340
HAs read	657
HAs rejected, conference requested	671
Conference granted	672
Referred to Joint Retirement Laws Committee	672
WD, to GCCA	679
Conference granted, GCCA	679
CCR read	828
CCR adopted, passed, to House	874
Enrolled, to House	891
To Governor	898
Approved June 30, 1981	914

SB 86 — By Young, et al, of the Senate and Baughman of the House — Law Enforcement Retirement Board, appropriation. Emergency.

1st Reading	83
2nd Reading	88
CR	307
G.O., considered, passed	329
Engrossed, to House	340

SB 87 — By Young, et al, of the Senate and Deatherage, et al, of the House — Police Pension and Retirement Board, appropriation; investments. Emergency.

1st Reading	83
2nd Reading	88
CR	307
G.O., considered, passed	330
Engrossed, to House	340
HAs read	657
HAs rejected, conference requested	671
Conference granted	672
Referred to Joint Retirement Laws Committee	672
WD, to GCCA	679
Conference granted, GCCA	679
CCR read	837

CCR adopted, passed, to House	875
Enrolled, to House	891
To Governor	898
Approved June 30, 1981	914

SB 88 — By Martin of the Senate and Duke of the House — Children; county juvenile officers, decreasing certain population requirements. Emergency.

1st Reading	88
2nd Reading	95
CR	130
G.O., considered, passed	136
Engrossed, to House	148
Enrolled, to House	603
To Governor	605
Approved April 22, 1981	640

SB 89 — By Stipe of the Senate and Murphy of the House — Public Health and Safety; Housing Authorities Act; prohibiting discrimination in granting contracts, excepting preference by an Indian authority for services performed on federally recognized tribal land and owned by respective Indian tribe. Emergency.

1st Reading	88
2nd Reading	95
CR	237
C.C., considered, passed	250
Engrossed, to House	262
HAs read	512
HAs rejected, conference requested, SCs named	560
Conference granted, HCs named	572
CCR read	799
CCR adopted, passed, to House	804
CCR rejected, further conference requested	864
Further conference granted	868
2nd CCR read, conferees unable to agree	890

SB 90 — By Stipe, et al, of the Senate and Caldwell of the House — Soldiers and sailors; War Veterans Commission shall appoint and fix the duties and compensation of employees of the veterans center at Tahoma, repealing. Emergency.

1st Reading	88
2nd Reading	95
CR	137
G.O., considered, passed	154
Engrossed, to House	161

SB 91 — By Stipe of the Senate and Caldwell of the House — Soldiers and sailors; War Veterans Commission, authorizing transfers of certain funds. Emergency.

1st Reading	88
2nd Reading	95
CR	137
G.O., considered, passed	289
Engrossed, to House	298

SB 92 — By Stipe of the Senate and Caldwell of the House — Motor vehicles; Cerebral Palsy Center, Department of Veterans Affairs and Veterans Centers, purchase of passenger automobiles for certain uses. Emergency.

1st Reading	88
2nd Reading	95
CR	137
G.O., considered, passed	154
Engrossed, to House	161

SB 93 — By Stipe of the Senate and Caldwell of the House — Motor vehicles; speed restrictions, re 55 miles per hour, repealing; repealing all laws or parts of laws in conflict. Emergency.

1st Reading	89
2nd Reading	95
CR	137
G.O., considered, passed	152
Engrossed, to House	161

SB 94 — By Stipe, et al, of the Senate and Caldwell of the House — Motor vehicles; speed restrictions, re 65 miles per hour, limited access roads, repealing. Emergency.

1st Reading	89
2nd Reading	95
CR	137
G.O., considered, passed	153
Engrossed, to House	161

SB 95 — By Stipe of the Senate and Caldwell of the House — Soldiers and sailors; War Veterans Commission may authorize training programs within Department of Veterans Affairs. Emergency.

1st Reading	89
2nd Reading	95
CR	137
G.O., considered, passed	155
Engrossed, to House	161

SB 96 — By Smith (Finis) of the Senate and Gray of the House — Marriage; premarital examinations for syphilis, repealing requirements for. Emergency.

1st Reading	89
2nd Reading	95
CR	125
G.O., considered, passed	134
Engrossed, to House	148

SB 97 — By Smith (Finis), et al, of the Senate and Milacek of the House — Revenue and taxation; fireworks, modifying definitions and licensing provisions; providing seizure and disposition of illegal fireworks, establishing penalties. Effective date. Emergency.

1st Reading	89
2nd Reading	95
CR	171
G.O., considered, passed	202
ML; Engrossed, to House	203; 237
HAs read	640
HAs rejected, conference requested, SCs named	642
Conference granted, HCs named	650
CCR read	793
CCR adopted, passed, to House	796
Enrolled, to House	846
To Governor	847
Approved June 25, 1981	885

SB 98 — By Smith (Finis), et al, of the Senate and Hargrave of the House — Revenue and taxation; taxes collected by cities and towns, eliminating service assessment by Oklahoma Tax Commission. Effective date. Emergency.

1st Reading	89
2nd Reading	95
CR	307
G.O., considered, passed	313
Engrossed, to House	327

SB 99 — By Smith (Finis) of the Senate and Manar of the House — State government; printing contracts, schedule of prices for state officers, repealing. Emergency.

1st Reading	89
2nd Reading	95
CR	114
G.O., considered, passed	118
Engrossed, to House	124
Enrolled, to House	495
To Governor	501
Approved April 6, 1981	530

SB 100 — By Smith (Finis) of the Senate and Riggs of the House — Counties and county officers; "County Home Rule Act." Repealing all conflicting laws or parts of laws.

1st Reading	89
2nd Reading	95
CR	320
G.O., considered, passed	404
ML; Engrossed, to House	405; 461

SB 101 — By Crow — Revenue and taxation; county income tax; prescribing procedure for adoption or repeal thereof; setting tax rates. Effective date.

1st Reading	89
2nd Reading	95

SB 102 — By McCune, et al, of the Senate and Draper, et al, of the House — Securities; "Oklahoma Take-Over Bid Act." Emergency. (Introduced Bill related to precious metals; changed by conference committee).

1st Reading	90
2nd Reading	95
CR	307
G.O., considered, passed	379
ML; adopted	380; 433
G.O., considered, passed	454
Engrossed, to House	461

HAs read	737
HAs rejected, conference requested, SCs named	742
Conference granted, HCs named	750
Change in HCs	905
CCR read	906
CCR adopted, passed, to House	906
Enrolled, to House	913
To Governor	914
Approved July 21, 1981	

SB 103 — By Stipe of the Senate and Caldwell of the House — Soldiers and sailors; patients of institutions subject to jurisdiction of War Veterans Commission; procedures for personal funds of discharged or deceased patients; providing for escheat to the state when unclaimed. Emergency.

1st Reading	90
2nd Reading	95
CR	171
C.C., considered, passed	215
Engrossed, to House	227

SB 104 — By Stipe of the Senate and Caldwell of the House — Motor vehicles; marked vehicles, Department of Public Safety, eliminating alternate colors and markings. Emergency.

1st Reading	90
2nd Reading	95

SB 105 — By Stipe of the Senate and Caldwell of the House — Soldiers and sailors; veterans consideration, for hiring certain personnel under jurisdiction of War Veterans Commission. Emergency.

1st Reading	90
2nd Reading	95
CR	171
G.O., considered, passed	289
Engrossed, to House	298

SB 106 — By Stipe of the Senate and Caldwell of the House — Soldiers and sailors; War Veterans Commission and Department of Veterans Affairs, members of commission; care of patients in centers. Emergency.

1st Reading	90
2nd Reading	95
CR	171
G.O., considered, passed	290
Engrossed, to House	298
HAs read	702
HAs adopted, passed	736
Enrolled, to House	740
To Governor	744
Approved May 13, 1981	760

SB 107 — By Stipe of the Senate and Caldwell of the House — Statutes and reports; Administrative Procedures Act, providing exception for War Veterans Commission, Director, Department of Veterans Affairs, certain personnel, veterans centers. Emergency.

1st Reading	90
2nd Reading	95
CR	171
G.O., considered, passed	290
ML; adopted, passed	290
Engrossed, to House	298

SB 108 — By Combs of the Senate and Hooper of the House — Crimes and punishments, child pornography, legislative intent to ban and to provide legal seizure of contraband.

1st Reading	95
2nd Reading	97

SB 109 — By Stipe of the Senate and Caldwell of the House — Public health and safety; drug paraphernalia, expanding definition, prohibitions, penalties. Emergency.

1st Reading	95
2nd Reading	97

SB 110 — By Combs of the Senate and Fitzgibbon of the House — Cities and towns; volunteer fire departments, size of, reduction by attrition; Firefighters Pension and Retirement System, fiscal year financial basis. Emergency.

1st Reading	97
2nd Reading	104
CR	137

C.C., considered, passed	147
Engrossed, to House	153
Enrolled, to House	227
To Governor	233
Approved February 19, 1981	247

SB 111 — By Landis — Counties and county officers; sheriffs, appointment of nonsalaried reserve force deputy sheriffs; providing surety bond, exemption to certain salary schedules and Minimum Wage Act. Effective date.

1st Reading	98
2nd Reading	104

SB 112 — By Keating, et al, of the Senate and McCorkell, et al, of the House — Children; arrest of, modifying procedures; delinquent child, restitution, changing definition, custody in a licensed private facility, discharge, modifying procedures. Effective date.

1st Reading	98
2nd Reading	104
CR	138
G.O., considered, passed	148
ML; Engrossed, to House	149; 179
HAs read	625
HAs rejected, conference requested, SCs named	642
Conference granted, HCs named	650
CCR read	799
CCR adopted, passed, to House	803
Enrolled, to House	834
To Governor	835
Approved June 22, 1981	853

SB 113 — By Crutcher of the Senate and Fitzgibbon of the House — Grand River Dam Authority; powers of government and authority, expanding; per diem, Board of Directors; procedures for operating the authority; repealing expiration of act. Emergency.

1st Reading	98
2nd Reading	104
CR	149
G.O., considered, passed	209
ML; time extended	211; 237; 268

Engrossed, to House	306
HAs read	590
HAs rejected, conference requested, SCs named	590
Conference granted, HCs named	598

SB 114 — By Combs, et al, of the Senate and Hooper, et al, of the House — Public health and safety; drug paraphernalia, expanding definition, prohibition, penalties. Emergency.

1st Reading	99
2nd Reading	104
CR	149
G.O., considered, passed	167
Engrossed, to House	179
HAs read	524
HAs adopted, passed	525
ML; tabled	525; 560
Enrolled, to House	564
To Governor	572
Approved April 13, 1981	572

SB 115 — By Smith (Finis) of the Senate and Brown, et al, of the House — Courts; early judicial disability retirement, court proceeding costs shall be paid by the state. Emergency.

1st Reading	99
2nd Reading	104
CR	278
G.O., considered, passed	288
Engrossed, to House	298

SB 116 — By Smith (Finis) of the Senate and Henry of the House — Courts; special judges, actions and proceedings they may hear. Emergency.

1st Reading	99
2nd Reading	104
CR	278
G.O., considered, passed	291
ML; time extended; adopted	292; 310; 319
G.O., considered, passed	330
Engrossed, to House	340
HAs read	512

HAs rejected, conference requested, SCs named	558
Conference granted, HCs named	609

SB 117 — By Boatner, et al, of the Senate and Williams (Penny), et al, of the House — Civil procedure; grounds for divorce. Effective date.	
1st Reading	104
2nd Reading	109
CR	162
G.O., considered, passed	170
Engrossed, to House	179
HAs read	520
HAs rejected, conference requested, SCs named	542
Conference granted, HCs named	557
CCR read, conferees unable to agree	883

SB 118 — By Boatner — Motor vehicles; Motor Vehicle License and Registration Act, used Motor Vehicle and Parts Commission; revenue and taxation, vehicle excise tax; repealing certain sections of law. Emergency.	
1st Reading	104
2nd Reading	109

SB 119 — By Boatner — Husband and wife; husband, head of the family, repealing. Effective date.	
1st Reading	104
2nd Reading	109

SB 120 — By Dahl — Public health and safety; municipal solid waste management systems, location restrictions. Effective date.	
1st Reading	104
2nd Reading	109

SB 121 — By Smith (Finis) — Courts; judicial retirement, Workers' Compensation Court, credit for years in service of Armed Forces. Emergency.	
1st Reading	104
2nd Reading	109

SB 122 — By Smith (Finis) of the Senate and Henry of the House — Courts; judges pro tempore, appointment, per diem and expenses. Emergency.	
1st Reading	104
2nd Reading	109
CR	278
G.O., considered, passed	292
Engrossed, to House	298
Enrolled, to House	507
To Governor	513
Approved April 6, 1981	530

SB 123 — By Howard, et al, of the Senate and Fried of the House — State government; state employees group health and life insurance, modifying; eligibility for certain school employees; effective date.	
1st Reading	105
2nd Reading	109
CR	137
G.O., considered, passed	161
Engrossed, to House	170

SB 124 — By Smith (Jerry) of the Senate and Ford of the House — Revenue and taxation; income tax deduction, dividend exclusion, increasing. Effective date.	
1st Reading	105
2nd Reading	109
CR	320
G.O., considered, passed	384
Engrossed, to House	398

SB 125 — By Cain of the Senate and Fitzgibbon of the House — Professions and occupations; Polygraph Examiners Board, membership, travel; polygraph examiners, licensing, increasing fees, definitions. Effective date.	
1st Reading	109
2nd Reading	114
Change in committee assignment	158

SB 126 — By McDaniel — Motor vehicles; safety inspection fees, no charge for vehicles owned by persons 65 years of age or older. Effective date. Emergency.	
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1st Reading	109
2nd Reading	114

SB 127 — By Tinsley of the Senate and Feddersen of the House — Professions and occupations; Cosmetology, Board of, examinations for applicants, reducing number held; board may require continuing education. Effective date.

1st Reading	109
2nd Reading	114
CR	320
G.O., considered, passed	445
Engrossed, to House	461
HAS read	625
HAS rejected, conference requested, SCs named	681
Conference granted, HCs named	708
CCR read	810
CCR rejected, further conference requested	812
Further conference granted	818
2nd CCR read, conferees unable to agree	883

SB 128 — By Terrill of the Senate and Twidwell of the House — Motor vehicles; automobile transporters, restricting height of transport vehicle. Emergency.

1st Reading	109
2nd Reading	114
CR	149
C.C., considered, passed	159
Engrossed, to House	170
Enrolled, to House	495
To Governor	501
Approved April 1, 1981	513

SB 129 — By Smith (Finis) of the Senate and Riggs of the House — Torts; joint tortfeasors liability. Emergency.

1st Reading	110
2nd Reading	114
CR	162
G.O., considered, passed	170
ML; adopted	171; 188
3rd Reading, failed	301
ML; adopted	301; 306
WD; rereferred	307

SB 130 — By Smith (Jerry) of the Senate and Henry of the House — Civil procedure; recovery of damages from negligent injury to property, limiting civil action to personal property. Effective date.

1st Reading	114
2nd Reading	121
CR	307
WD, rereferred	444

SB 131 — By Randle of the Senate and Lewis of the House — Counties and county officers; District Attorneys salaries, increasing. Effective date.

1st Reading	114
2nd Reading	121
CR	237
G.O., considered, passed	242
Engrossed, to House	249

SB 132 — By Miller, et al, of the Senate and Dunn, et al, of the House — Schools; parental inspection of all instructional materials, prohibiting certain programs without parental consent.

1st Reading	114
2nd Reading	121
CR	182
G.O., considered, passed	192
Engrossed, to House	202
HAS read	692
HAS rejected, conference requested, SCs named	712
Conference granted, HCs named	718
CCR read	774
CCR adopted, passed, to House	777
Enrolled, to House	788
To Governor	791
Approved June 1, 1981	819

SB 133 — By Cate, et al, of the Senate and Talley, et al, of the House — State government; Public Employees Retirement System; procedures for eligible employers to join or withdraw from the system, particularly county hospitals. Emergency.

1st Reading	114
2nd Reading	121
CR	171

C.C., considered, passed	175
Engrossed, to House	182

SB 134 — By Cate — Revenue and taxation; income tax exemption, retirement benefits, members of U.S. Armed Forces Retirement Plans, exemption shall not be cumulative under certain conditions. Effective date.

1st Reading	115
2nd Reading	121

SB 135 — By Smith (Finis) — Revenue and taxation; ad valorem tax assessment; personal property, homestead and homestead exemption, defining and modifying. Emergency.

1st Reading	115
2nd Reading	121

SB 136 — By Watson, et al, of the Senate and Taylor of the House — Schools; Comprehensive Health Education Instruction Act. Emergency.

1st Reading	115
2nd Reading	121
CR	293
G.O., considered, passed	298
ML; Engrossed, to House	300; 327

SB 137 — By McDaniel of the Senate and Kelly of the House — Motor vehicles; special license plate and fee for former prisoner of war shall include widowed spouse. Emergency.

1st Reading	115
2nd Reading	121
CR	138
G.O., considered, passed	176
Engrossed, to House	182

SB 138 — By Rozell of the Senate and Mentzer of the House — Agriculture; forestry administration and enforcement; forest fire prevention; general forestry laws; transferring to Conservation Commission. Effective date.

1st Reading	121
2nd Reading	125

SB 139 — By Combs of the Senate and Fitzgibbon, et al, of the House — Cities and towns; firefighters, exempting certain annuities from state or municipal taxes. Emergency.

1st Reading	121
2nd Reading	125
CR	307
G.O., considered, passed	384
Engrossed, to House	398
HAs read	573
HAs adopted, passed	592
Enrolled, to House	598
To Governor	599
Approved April 22, 1981	640

SB 140 — By Howard of the Senate and Denman of the House — Workers' compensation; disability lump-sum payment limit; beneficiary may find respondent and insurance carrier to be in default. Emergency.

1st Reading	121
2nd Reading	125
CR	230
G.O., considered, passed	402
ML; tabled	403; 421
Engrossed, to House	430

SB 141 — By Combs, et al, of the Senate and Lawter, et al, of the House — Public buildings and public works; state contracts, Oklahoma resident preference. Emergency.

1st Reading	125
2nd Reading	131
CR	244
G.O., considered, passed	264
ML; Engrossed, to House	265; 306
HAs read	640
HAs rejected, conference requested, SCs named	659
Conference granted, HCs named	669
CCR read	793
CCR adopted, passed, to House	802
Enrolled, to House	834
To Governor	835
Approved June 23, 1981	865

SB 142 — By Howard of the Senate and Denman of the House — Workers' Compen-

sation; disability, determination of, appointment of third physician. Emergency.

1st Reading	125
2nd Reading	131
CR	230
G.O., considered, passed	403
ML; tabled	403; 421
Engrossed, to House	430

SB 143 — By Howard of the Senate and Denman of the House — Workers' Compensation; employer liability, modifying. Emergency.

1st Reading	125
2nd Reading	131
CR	230
G.O., considered, passed	403
ML; tabled	404; 421
Engrossed, to House	430

SB 144 — By Taliaferro, et al, of the Senate and Talley, et al, of the House — Public health and safety; Grade A Milk and Milk Products Act, Oklahoma. Emergency.

1st Reading	125
2nd Reading	131
CR	183
G.O., considered, passed	195
Engrossed, to House	202
Enrolled, to House	525
To Governor	530
Approved April 8, 1981	572

SB 145 — By Taliaferro — Waters and water rights; Water Resources Board, travel expenses and per diem; employment of more than one attorney.

1st Reading	125
2nd Reading	131

SB 146 — By Capps of the Senate and Weichel of the House — Agriculture; livestock auction market, certain surety bond dollar amount. Effective date.

1st Reading	126
2nd Reading	131
CR	176
C.C., considered, passed	185
Engrossed, to House	191

Enrolled, to House	250
To Governor	260
Approved March 2, 1981	295

SB 147 — By Young of the Senate and Vanatta of the House — Revenue and taxation; crude oil content, tank bottoms; subject to gross production taxes and royalty interest. Emergency.

1st Reading	126
2nd Reading	131
CR	171
G.O., considered, passed	229
Engrossed, to House	237

SB 148 — By McCune of the Senate and Brown of the House — Prisons and reformatories; sentence reduction for time spent on unrevoked parole. Effective date.

1st Reading	126
2nd Reading	131
CR	244
G.O., considered, passed	331
Engrossed, to House	340
Enrolled, to House	596
To Governor	599
Approved April 20, 1981	609

SB 149 — By Cummins, et al, of the Senate and Monks, et al, of the House — Roads, bridges and ferries; county road mileage, certification of, deleting population limits.

1st Reading	126
2nd Reading	131
CR	230
G.O., considered, passed	459
ML; Engrossed, to House	460; 487
HAs read	595
HAs rejected, conference requested, SCs named	630
Conference granted, HCs named	635
CCR read	799
CCR rejected, further conference requested	822
Request for further conference rescinded	824
CCR adopted	824
ML; adopted	824

CCR rejected, further conference requested	824
Further conference granted	831
2nd CCR read	855
2nd CCR adopted, passed, to House	856
Enrolled, to House	894
To Governor	900
Approved June 30, 1981	914

SB 150 — By Capps of the Senate and Weichel of the House — Agriculture; violations of the agricultural code laws, unspecified penalties shall be misdemeanors. Effective date.

1st Reading	126
2nd Reading	131
CR	176
G.O., considered, failed	187
ML; adopted	187; 192
WD; rereferred	192

SB 151 — By Keller — Revenue and taxation; state sales tax revenues, apportionment to state assistance fund and general revenue fund, repealing and amending. Emergency.

1st Reading	126
2nd Reading	131

SB 152 — By Shedrick, et al, of the Senate and Manning of the House — Public finance; Special Agency Account Board, institutions of higher education, purchase of materials and services from certain campus operations. Effective date. Emergency.

1st Reading	126
2nd Reading	131
CR	171
G.O., considered, passed	182
Engrossed, to House	188

SB 153 — By Dennis, et al, of the Senate and Sherrer, et al, of the House — Game and fish; deer, antlerless; prohibiting hunting or other activities in certain counties. Effective date.

1st Reading	131
2nd Reading	138

CR	244
G.O., considered, failed	430
ML; adopted	431; 480
WD; rereferred	480

SB 154 — By Taliaferro of the Senate and Thompson of the House — Weights and measures; Corporation Commission authorization, voluntary calibration program for tanks used to transport certain fuels. Emergency.

1st Reading	131
2nd Reading	138
CR	196
C.C., considered, passed	216
Engrossed, to House	227
Enrolled, to House	596
To Governor	599
Approved April 20, 1981	609

SB 155 — By Crow of the Senate and Cotner of the House — Professions and occupations; welders and testing facilities, welder applicant license renewal date.

1st Reading	131
2nd Reading	138
CR	196
G.O., considered, passed	217
Engrossed, to House	227
Enrolled, to House	495
To Governor	501
Approved April 6, 1981	530

SB 156 — By Crow, et al, of the Senate and Hopkins, et al, of the House — Cities and towns; Police Pension and Retirement Board, cost of operation; percentage of disbursed funds to be retained by the board, increasing; exemptions from certain taxes. Effective date. Emergency.

1st Reading	131
2nd Reading	138
CR	211
G.O., considered, passed	217
Engrossed, to House	227
HAs read	625
HAs rejected, conference requested, SCs named	648
Conference granted	672

WD from special conference	673
Referred to Joint Retirement Laws Committee	673
CCR read	810
CCR rejected, further conference requested	812
Further conference granted	817
2nd CCR read	848
2nd CCR adopted, passed, to House	860
Enrolled, to House	894
To Governor	900
Approved June 29, 1981	914

SB 157 — By Landis — Corporation; corporate names, alternative designations. Effective date.	
1st Reading	138
2nd Reading	149

SB 158 — By Dennis, et al, of the Senate and Murphy of the House — Public Safety, Department of; appropriation, county sher- iff's fund, apportioned to each county. Ef- fective date. Emergency.	
1st Reading	138
2nd Reading	149
CR	320
G.O., considered, passed	445
Engrossed, to House	472

SB 159 — By Terrill of the Senate and Hooper of the House — Schools; excused school attendance shall be Christian holy days. Emergency.	
1st Reading	138
2nd Reading	149
CR	278
G.O., considered, passed	415
Engrossed, to House	430
HAs read	737
HAs rejected, conference requested, SCs named	747
Conference granted, HCs named	765

SB 160 — By Young, et al, of the Senate and Morgan of the House — Revenue and taxation; gross production tax revenue, re- apportionment; Gross Production Tax Trust	
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Fund, creating; legislative intent for fiscal affairs when natural resources may be de- pleted. Effective date. Emergency.	
1st Reading	138
2nd Reading	149
CR	320
G.O., considered, passed	400
Engrossed, to House	416

SB 161 — By Cate, et al, of the Senate and Deatherage, et al, of the House — Children; Juvenile Bureau and Citizens' Advisory Committee, limiting creation. Effective date.	
1st Reading	138
2nd Reading	149
CR	189
C.C., considered, passed	191
Engrossed, to House	202
HAs read	740
HAs adopted, passed	748
Enrolled, to House	754
To Governor	756
Approved May 18, 1981	766

SB 162 — By Crow of the Senate and Denman of the House — Courts; judicial retirement, salary ratio, increasing. Effec- tive date.	
1st Reading	138
2nd Reading	149
CR	230
G.O., considered, passed	314
Engrossed, to House	327

SB 163 — By McDaniel of the Senate and Henry of the House — Consumer credit code; credit service charges, certain accounts, increasing.	
1st Reading	138
2nd Reading	149
CR	268
G.O., considered, failed	348
ML; adopted; passed	349; 378; 379
Engrossed, to House	398
HAs read	737
HAs adopted, passed	754
Enrolled, to House	758
To Governor	759
Approved May 18, 1981	766

SB 164 — By McDaniel of the Senate and Kelly of the House — Revenue and taxation; sales tax exemption for artificial limbs.

1st Reading	149
2nd Reading	157
CR	320
G.O., considered, passed	431
Engrossed, to House	440

SB 165 — By Capps — Waters and water rights; water pollution; certain duties of Corporation Commission and Department of Health, transferring to Water Resources Board. Effective date. Emergency.

1st Reading	149
2nd Reading	157

SB 166 — By Crow — Motor vehicles; driver's license, denial to person with uncontrolled epilepsy. Effective date.

1st Reading	150
2nd Reading	157

SB 167 — By Crow of the Senate and Morgan of the House — Revenue and taxation; motor vehicle excise tax, reapportionment, for use by Department of Transportation for county roads and bridges. Effective date.

1st Reading	157
2nd Reading	163
CR	340
G.O., considered, failed	432

SB 168 — By Crow of the Senate and Harper of the House — Corporation Commission; cotton gin operators, certain transport vehicles. Emergency.

1st Reading	157
2nd Reading	163
Change in committee assignment	211
CR	293
G.O., considered, passed	332
Engrossed, to House	340

SB 169 — By McCune — Revenue and taxation; delinquent account collections, state agencies, assistance by Tax Commission. Effective date.

1st Reading	157
2nd Reading	163

SB 170 — By Johnston of the Senate and Fitzgibbon, et al, of the House — Cities and towns; political activity by municipal employees; penalty. Effective date.

1st Reading	157
2nd Reading	163
CR	196
G.O., considered, passed	218
Engrossed, to House	227
HAs read	553
HAs rejected, conference requested	553
Conference granted, HCs named	557
SCs named	558
CCR read	837

CCR rejected, further conference requested	846
Further conference granted	852
2nd CCR read	874
2nd CCR adopted, passed, to House	881
Enrolled, to House	902
To Governor	903
Approved June 29, 1981	914

SB 171 — By Smith (Jerry) — Intoxicating liquors; redefining "public place," excluding "private clubs." Emergency.

1st Reading	157
2nd Reading	163

SB 172 — By Smith (Jerry) — Schools; high school graduation requirements, testing procedures for reading, requiring. Effective date. Emergency.

1st Reading	157
2nd Reading	163

SB 173 — By Smith (Jerry) of the Senate and Henshaw of the House — Intoxicating liquors; sale of beer where dancing is conducted, repealing prohibition. Emergency.

1st Reading	157
2nd Reading	163
CR	244
G.O., considered, failed	265
ML; adopted	265; 301
WD, rereferred	301

SB 174 — By Rozell of the Senate and Mentzer of the House — Probate procedure; death, presumption of, judicial determination of death. Effective date.

1st Reading	163
2nd Reading	171
CR	293
G.O., considered, passed	318
Engrossed, to House	327
HAs read	612
HAs adopted, failed	634
ML; tabled	635

SB 175 — By Capps — Waters and water rights; controlled industrial waste, powers and duties of Health Department transferred to Water Resources Board. Effective Date. Emergency.

1st Reading	163
2nd Reading	171

SB 176 — By Capps of the Senate and Baughman, et al, of the House — Waters and water rights; weather modification fund, creation and use of. Effective date.

1st Reading	163
2nd Reading	171
CR	203
G.O., considered, passed	219
Engrossed, to House	227
HAs read	657
HAs rejected, conference requested, SCs named	731
Conference granted, HCs named	738
CCR read, conferees unable to agree	799

SB 177 — By Boatner — Civil procedure; land surface owners and tenants, mineral owners and lessees, determination and settlement of damages. Emergency.

1st Reading	163
2nd Reading	171

SB 178 — By Boatner, et al, of the Senate and Thompson of the House — Banks and trust companies; officers' qualifications. Effective date.

1st Reading	164
2nd Reading	171
CR	196
G.O., considered, passed	219
Engrossed, to House	227
HAs read	709
HAs rejected, conference requested, SCs named	729
Conference granted, HCs named	738
CCR read	837
CCR adopted, passed, to House	838
Enrolled, to House	855
To Governor	860
Approved June 25, 1981	885

SB 179 — By Boatner, et al, of the Senate and Thompson of the House — Crimes and punishments; banking electronic facilities, "debit card," definition, use of, penalties. Emergency.

1st Reading	164
2nd Reading	171
CR	244
G.O., considered, passed	252
Engrossed, to House	262
Enrolled, to House	598
To Governor	599
Approved April 20, 1981	609

SB 180 — By Dahl — Game and fish; furbearing animals, destruction of for destroying property or crops. Emergency.

1st Reading	164
2nd Reading	171

SB 181 — By Luton — Crimes and punishments; bingo games, participation by minors, prohibiting. Effective date.

1st Reading	172
2nd Reading	177

SB 182 — By Luton of the Senate and Denman of the House — Professions and occupations; dentistry, interstate cooperative contracts, licensing, professional conduct.

1st Reading	172
2nd Reading	177

CR	230
G.O., considered, passed	405
Engrossed, to House	416
HAs read	737
HAs adopted, passed	792
Enrolled, to House	796
To Governor	798
Approved June 1, 1981	819

SB 183 — By Clifton of the Senate and Lewis of the House — Prisons and reformatories; parole, reasons for denial of. Emergency.

1st Reading	172
2nd Reading	177
CR	244
G.O., considered, passed	265
Engrossed, to House	274

SB 184 — By Clifton of the Senate and Peterson of the House — Civil procedure; executions, filing, records, other counties. Effective date.

1st Reading	172
2nd Reading	177
CR	244
G.O., considered, passed	266
Engrossed, to House	274
HAs read	585
HAs adopted, passed	622
Enrolled, to House	639
To Governor	640
Approved April 28, 1981	689

SB 185 — By Clifton, et al, of the Senate and Lewis of the House — Corporations; professional corporations, defining, related professional may incorporate. Effective date.

1st Reading	172
2nd Reading	177
CR	254
G.O., considered, passed	419
Engrossed, to House	430
HAs read	625
HAs rejected, conference requested, SCs named	659
Conference granted, HCs named	669
CCR read	793

CCR rejected, further conference requested	797
Further conference granted	799
2nd CCR read	837
2nd CCR adopted, passed, to House	852
Enrolled, to House	871
To Governor	874
Approved June 30, 1981	914

SB 186 — By Luton of the Senate and Barker of the House — Civil procedure; attorney's fee for prevailing party; minimum judgment for defendant, repealing. Emergency.

1st Reading	172
2nd Reading	177

SB 187 — By Cate of the Senate and Deatherage of the House — Intoxicating liquors; "minor," defining; ID shall be valid driver's license, penalties. Emergency.

1st Reading	172
2nd Reading	177
CR	230
G.O., considered, passed	479
Engrossed, to House	487

SB 188 — By Crutcher of the Senate and Willis, et al, of the House — Corporation Commission; ratemaking authority over certain supply systems, exceptions, steam systems operated by public trusts or institutions of higher education. Emergency.

1st Reading	172
2nd Reading	177
CR	237
G.O., considered, passed	266
Engrossed, to House	274
Enrolled, to House	537
To Governor	543
Approved April 8, 1981	572

SB 189 — By Keating of the Senate and Deatherage of the House — Revenue and taxation; income tax exemption, art work contribution. Effective date.

1st Reading	177
2nd Reading	183

CR	307
G.O., considered, passed	371
Engrossed, to House	375

SB 190 — By Keating, et al, of the Senate and Henry of the House — Officers; Tort Claims Act, State. Effective date.

1st Reading	177
2nd Reading	183
CR	320
G.O., considered, passed	467
Engrossed, to House	478

SB 191 — By Crow of the Senate and Weichel of the House — Labor; Labor Commission Review Board; prevailing wage for public works. Emergency.

1st Reading	177
2nd Reading	183

SB 192 — By Crow of the Senate and Weichel of the House — Labor; minimum wage, public works, repealing. Emergency.

1st Reading	177
2nd Reading	183

SB 193 — By Pierce — Crimes and punishments; firearms about the person previously convicted of any felony. Effective date.

1st Reading	177
2nd Reading	183

SB 194 — By Shedrick, et al, of the Senate and Mentzer of the House — Crimes and punishments; firearms in possession or control of a person previously convicted of any felony; prohibiting possession of sawed-off shotguns or sawed-off rifles. Effective date.

1st Reading	178
2nd Reading	183
CR	293
G.O., considered, passed	349
Engrossed, to House	360
HAs read	573
HAs adopted, passed	731
Enrolled, to House	733
To Governor	738
Approved May 8, 1981	745

SB 195 — By Clifton of the Senate and Peterson of the House — Civil procedure; divorce, lien against real property for certain reason, requiring court order. Effective date.

1st Reading	178
2nd Reading	183
CR	244
G.O., considered, failed	267
ML	267

SB 196 — By Howell, et al, of the Senate and Lewis, et al, of the House — Corporations; articles of incorporation, amendment procedures. Effective date.

1st Reading	178
2nd Reading	183
CR	278
G.O., considered, passed	332
Engrossed, to House	340
Enrolled, to House	505
To Governor	513
Approved April 6, 1981	530

SB 197 — By Howell of the Senate and Deatherage of the House — Public health and safety; exhumation of bodies, modifying requirements for. Effective date.

1st Reading	178
2nd Reading	183
CR	310
C.C., considered, passed	323
Engrossed, to House	340
Enrolled, to House	598
To Governor	599
Approved April 20, 1981	609

SB 198 — By Tinsley and Howell — Railroads; cabooses, modifying equipment, excluding certain trains from compliance, modifying penalties. Effective date.

1st Reading	183
2nd Reading	189

SB 199 — By Capps of the Senate and Hill of the House — Agriculture; Fuel Alcohol Act (Gasohol), modifying. Emergency.

1st Reading	183
2nd Reading	189
CR	237

G.O., considered, passed	242
Engrossed, to House	249
Enrolled, to House	507
To Governor	513
Approved April 6, 1981	530

SB 200 — By Tinsley of the Senate and Weichel of the House — Waters and water rights; Conservation Commission, "cost-share program," management practices, nonpoint source, pollution, defining. Emergency.

1st Reading	183
2nd Reading	189
CR	311
G.O., considered, passed	417
Engrossed, to House	430
HAs read	612
HAs adopted, passed	736
Enrolled, to House	740
To Governor	744
Approved May 13, 1981	760

SB 201 — By Cate of the Senate and Hobson of the House — Waters and water rights; metering of water wells, additional authority for Water Resources Board.

1st Reading	183
2nd Reading	189

SB 202 — By Smith (Jerry) — Consumer credit code; creditors' remedies, notice to cosigner or guarantor, requiring. Emergency.

1st Reading	183
2nd Reading	189

SB 203 — By Cummins of the Senate and Mason, et al, of the House — Elections; absentee voting procedures, amending. Effective date. Emergency.

1st Reading	189
2nd Reading	197
CR	268
G.O., considered, passed	361
Engrossed, to House	367
HAs read	723
HAs rejected, conference requested, SCs named	729

Conference granted, HCs named	731
CCR read	890
CCR adopted, passed, to House	891
Enrolled, to House	902
To Governor	903
Approved June 30, 1981	914

SB 204 — By Cummins of the Senate and Lancaster of the House — Motor vehicles; registration certificates, multiple copies, carrier, information contained. Emergency.

1st Reading	189
2nd Reading	197
CR	237
WD; rereferred	441

SB 205 — By Boatner — Oil and gas; Surface Owners Protection Act. Emergency.

1st Reading	190
2nd Reading	197

SB 206 — By Terrill of the Senate and Riggs of the House — Prisons and reformatories; students in custody, directing transportation to and from an in-county school, payment of costs. Emergency.

1st Reading	190
2nd Reading	197
CR	268
G.O., considered, failed	275
ML; time extended	275; 306

SB 207 — By McDaniel of the Senate and Johnson of the House — Public health and safety; water pollution control, violations and penalties; modifying provisions regulating sewage systems. Emergency.

1st Reading	190
2nd Reading	197
Change in committee assignment	203
CR	244
G.O., considered, passed	361
Engrossed, to House	367
HAs read	723
HAs rejected, conference requested, SCs named	729
Conference granted, HCs named	731
CCR read	793
CCR adopted, passed, to House	805

Enrolled, to House	855
To Governor	860
Approved June 26, 1981	903

SB 208 — By Randle of the Senate and Hobson of the House — Corporation Commission; merit system, certain unclassified personnel, salary maximums. Emergency.

1st Reading	190
2nd Reading	197
CR	254
G.O., considered, passed	262
Engrossed, to House	274
Enrolled, to House	547
To Governor	553
Approved April 13, 1981	572

SB 209 — By Taliaferro of the Senate and Baughman of the House — Revenue and taxation; sales tax exemption, certain property sold by funeral director for use in a funeral. Effective date.

1st Reading	190
2nd Reading	197
CR	307
G.O., considered, passed	333
ML; Engrossed, to House	333; 375

SB 210 — By Stipe, et al, of the Senate and Weichel of the House — State government; certain public employees retirement system participants may take part in state employees group health and life insurance program.

1st Reading	197
2nd Reading	203
CR	293
G.O., considered, failed	406
ML; adopted, passed	406; 468
Engrossed, to House	478
HAs read	560
HAs adopted, passed	560
Enrolled, to House	566
To Governor	572
Approved April 16, 1981	599

SB 211 — By Young, et al, of the Senate and Abbott of the House — Education, Department of; appropriation for reimburse-

ment of public schools for loss of school lunch program funds in 1981. Emergency.

1st Reading	197
2nd Reading	203
CR	311
G.O., considered, passed	439
Engrossed, to House	461

SB 212 — By York, et al, of the Senate and Gray of the House — Revenue and taxation; income tax credit for individuals filing income tax return. Emergency.

1st Reading	197
2nd Reading	203
CR	237
G.O., considered, passed	253
Engrossed, to House	262

SB 213 — By Howell of the Senate and Denman of the House — Corporations; corporate names, similar names under similar circumstances, procedures for use or non use of fictitious or deceptive names. Effective date.

1st Reading	197
2nd Reading	203
CR	320
G.O., considered, passed	445
Engrossed, to House	472
HAs read	625
HAs adopted, passed	742
Enrolled, to House	749
To Governor	751
Approved May 13, 1981	760

SB 214 — By Howell, et al, of the Senate and Williams (Penny), et al, of the House — Schools; gifted child educational programs. Effective date. Emergency.

1st Reading	197
2nd Reading	203
CR	320
G.O., considered, passed	433
Engrossed, to House	440
HAs read	612
HAs rejected, conference requested, SCs named	648
Conference granted, HCs named	669
CCR read	779

CCR rejected, further conference requested	782
Further conference granted	785
2nd CCR read	799
2nd CCR adopted, passed	806
ML; motion withdrawn, to House	807; 808
Enrolled, to House	855
To Governor	860
Approved June 26, 1981	903

SB 215 — By Howell of the Senate and Hastings of the House — Professions and occupations; Electrology, Board of; membership, per diem, licensing requirements, fees, suspension of license, penalties. Effective date.

1st Reading	197
2nd Reading	204
CR	237
G.O., considered, passed	253
Engrossed, to House	262
Enrolled, to House	566
To Governor	572
Approved April 16, 1981	599

SB 216 — By Terrill of the Senate and Fitzgibbon of the House — Banks and trust companies; credit unions; board membership, dissolution of credit unions. Emergency.

1st Reading	197
2nd Reading	204
CR	278
G.O., considered, passed	350
Engrossed, to House	367
Enrolled, to House	723
To Governor	727
Approved May 8, 1981	745

SB 217 — By Johnson of the Senate and Thompson of the House — Mines and mining; Abandoned Mine Reclamation Act, Oklahoma. Emergency.

1st Reading	198
2nd Reading	204
CR	293
G.O., considered, passed	333
Engrossed, to House	340

HAs read	702
HAs adopted, passed	747
Enrolled, to House	754
To Governor	756
Approved May 19, 1981	774

SB 218 — By Johnson, et al, of the Senate and Talley of the House — Public health and safety; prohibiting damages for failure to prevent a live birth. Effective date.

1st Reading	198
2nd Reading	204
CR	268
G.O., considered, passed	350
ML; Engrossed, to House	351; 398

SB 219 — By Porter, et al, of the Senate and Holden of the House — Insurance; abortion, coverage for with additional premium. Emergency.

1st Reading	204
2nd Reading	211
CR	268
G.O., considered, passed	275
Engrossed, to House	288

SB 220 — By Giles, et al, of the Senate and Dunn of the House — Revenue and taxation; gross production tax revenue; increase, percentage for statewide water development revolving fund; disbursement to counties. Emergency.

1st Reading	204
2nd Reading	211
CR	311
G.O., considered, passed	398
Engrossed, to House	416

SB 221 — By Giles, et al, of the Senate and Weichel of the House — Revenue and taxation; estate tax exemption for interest in farm or business for certain heirs, increasing. Effective date.

1st Reading	204
2nd Reading	211

SB 222 — By O'Connor, et al, of the Senate and Hastings of the House — Profes-

sions and occupations; pharmacy, licensing, increasing certain fees. Emergency.

1st Reading	204
2nd Reading	211
CR	278
G.O., considered, passed	377
Engrossed, to House	398
Enrolled, to House	570
To Governor	572
Approved April 16, 1981	599

SB 223 — By Taliaferro, et al, of the Senate and Hargrave, et al, of the House — Intoxicating liquors; hours of operation for private clubs, defining private club. Effective date.

1st Reading	204
2nd Reading	211
CR	268
G.O., considered, passed	314
Engrossed, to House	327
HAs read	563
HAs adopted, passed	581
Enrolled, to House	591
To Governor	594
Approved April 20, 1981	609

SB 224 — By Keller — Revenue and taxation; income tax exemption, personal exemption for person 65 years of age or older, increasing, but not in case of any retirement income exemption granted. Effective date.

1st Reading	204
2nd Reading	211

SB 225 — By Smith (Finis), et al, of the Senate and Sparkman of the House — Revenue and taxation; gross production tax; exemption Osage Indian Tribe; revenue percentage reapportionment to county gross production fund. Effective date.

1st Reading	204
2nd Reading	211
CR	320
G.O., considered, passed	399
ML; Engrossed, to House	400; 461

SB 226 — By Smith (Finis), et al, of the Senate and Denman of the House — Work-

ers' compensation; State Insurance Fund; Board of Managers, powers and duties; surplus fund refunds. Emergency.

1st Reading	205
2nd Reading	211
CR	320
G.O., considered, passed	377
Engrossed, to House	398
HAs read	676
HAs rejected, conference requested, SCs named	680
Conference granted, HCs named	698
CCR read, conferees unable to agree	883

SB 227 — By Smith (Finis) of the Senate and Draper, et al, of the House — Revenue and taxation; sales tax code, re-enacting. Emergency.

1st Reading	205
2nd Reading	211
CR	307
G.O., considered, passed	315
Engrossed, to House	325
HAs read	676
HAs rejected, conference requested, SCs named	680
Conference granted, HCs named	698
CCR read	890
CCR adopted, passed, to House	894
Enrolled, to House	902
To Governor	903
Approved June 30, 1981	914

SB 228 — By Luton of the Senate and Barker of the House — Probate procedure; termination of joint tenancy, tax waiver requirement for certain estates, repealing. Emergency.

1st Reading	205
2nd Reading	211
CR	268
C.C., considered, passed	297
Engrossed, to House	306

SB 229 — By Crow of the Senate and Deatherage, et al, of the House — Water Resources Board; supplemental appropriation for current year operations. Emergency.

1st Reading	205
2nd Reading	211
CR	310
G.O., considered, passed	444
Engrossed, to House	461
HAs read	640
HAs adopted, passed	718
Enrolled, to House	723
To Governor	727
Approved May 8, 1981	745

SB 230 — By McDaniel — Schools; minimum meeting time for traditional class schedule. Effective date. Emergency.

1st Reading	211
2nd Reading	221

SB 231 — By Landis of the Senate and Twidwell of the House — Prisons and reformatories; jails, county, city; power of Director of Department of Corrections. Emergency.

1st Reading	211
2nd Reading	221
CR	278
C.C., considered, passed	324
Engrossed, to House	340
Enrolled, to House	558
To Governor	561
Approved April 13, 1981	572

SB 232 — By Randle of the Senate and Riggs of the House — Prisons and reformatories; personal funds of inmates deceased, discharged, or escaped, disposition of. Emergency.

1st Reading	211
2nd Reading	221
CR	278
C.C., considered, passed	324
Engrossed, to House	340
HAs read	573
HAs adopted, passed	597
Enrolled, to House	603
To Governor	605
Approved April 22, 1981	640

SB 233 — By Rozell — Schools; capital assistance system, needs assessment com-

mittees; appropriation to Department of Education to finance the program. Emergency.

1st Reading	212
2nd Reading	221

SB 234 — By Dahl of the Senate and Weichel of the House — Prisons and reformatories; inmate credits for meritorious acts. Effective date.

1st Reading	212
2nd Reading	221
CR	268
G.O., considered, passed	385
Engrossed, to House	398
Enrolled, to House	547
To Governor	553
Approved April 13, 1981	572

SB 235 — By Boatner and Winn — Revenue and taxation; sales tax exemption, certain deposits required by retail sales establishments. Effective date.

1st Reading	212
2nd Reading	221

SB 236 — By Luton — Revenue and taxation; income tax, taxable income adjustment; personal exemption, standard deduction, increasing. Effective date.

1st Reading	212
2nd Reading	221

SB 237 — By Terrill of the Senate and Barker of the House — Consumer credit code; maximum credit charges. Emergency.

1st Reading	212
2nd Reading	221
CR	320
G.O., considered, failed	463
ML; adopted, passed	463;478
Engrossed, to House	487

SB 238 — By Cate — Insurance; Property and Casualty Insurance Guaranty Association Act; payment of assessment, effect on rate increase or decrease. Emergency.

1st Reading	212
2nd Reading	221

SB 239 — By Clifton of the Senate and Lewis of the House — Civil procedure; written memorialization of certain court proceedings. Effective date.

1st Reading	212
2nd Reading	221
CR	278
C.C., considered, passed	325
Engrossed, to House	340
Enrolled, to House	547
To Governor	553
Approved April 13, 1981	572

SB 240 — By Clifton — Property; payments in lieu of taxes by lessees of certain public trust property. Repealing. Emergency.

1st Reading	212
2nd Reading	221

SB 241 — By Clifton — Public health and safety; controlled industrial waste; interstate mandatory reciprocity when shipping, repealing. Emergency.

1st Reading	212
2nd Reading	221

SB 242 — By Miller of the Senate and Cunningham, et al, of the House — Elections; registered voters, modifying cancellation of registration procedures. Emergency.

1st Reading	213
2nd Reading	221
CR	301
G.O., considered, passed	333
Engrossed, to House	340
Enrolled, to House	537
To Governor	543
Approved April 8, 1981	572

SB 243 — By Luton of the Senate and Fitzgibbon, et al, of the House — Motor vehicles; radar detection devices, prohibiting. Effective date.

1st Reading	213
2nd Reading	221
Change in committee assignment	230
CR	278
G.O., considered, passed	334

Engrossed, to House	340
HAs read	676
HAs rejected, conference requested, SCs named	679
Conference granted, HCs named	698
CCR read	799
CCR adopted, passed, to House	808
Enrolled, to House	862
To Governor	865
Approved June 25, 1981	885

SB 244 — By Green of the Senate and Lawter of the House — Fees; jurors, increase in mileage reimbursement; parking for district court jurors. Effective date.

1st Reading	213
2nd Reading	221
CR	320
G.O., considered, passed	385
Engrossed, to House	398
HAs read	542
HAs rejected, conference requested, SCs named	542
Conference granted, HCs named	557
CCR read	640
CCR rejected, further conference requested	740
Further conference granted	748
2nd CCR read	774
2nd CCR adopted, passed, to House	776
Enrolled, to House	788
To Governor	791
Approved June 1, 1981	819

SB 245 — By Leonard, et al, of the Senate and Hill, et al, of the House — Agriculture; permitting certain Wheat and Peanut Commissions to invest in securities of the state or federal government. Effective date. Emergency.

1st Reading	213
2nd Reading	221
CR	268
G.O., considered, passed	306
Engrossed, to House	310
Enrolled, to House	525
To Governor	530
Approved April 8, 1981	572

SB 246 — By Watson of the Senate and Hamilton, et al, of the House — Professions and occupations; nurse-midwife, licensing fee. Effective date. Emergency.

1st Reading	213
2nd Reading	221
CR	320
G.O., considered, passed	419
Engrossed, to House	430
Enrolled, to House	723
To Governor	727
Approved May 8, 1981	745

SB 247 — By Watson of the Senate and Hamilton of the House — State government; merit system, unclassified service shall include registered nurses. Effective date. Emergency.

1st Reading	213
2nd Reading	221
CR	278
WD; rereferred	479

SB 248 — By Watson of the Senate and Hamilton, et al, of the House — Professions and occupations; nursing; definition, board per diem, licensing, student nursing. Effective date. Emergency.

1st Reading	213
2nd Reading	221
CR	320
G.O., considered, passed	408
Engrossed, to House	416
HAs read	723
HAs rejected, conference requested, SCs named	759
Conference granted, HCs named	766
CCR read	810
CCR adopted, passed, to House	814
Enrolled, to House	855
To Governor	860
Approved June 30, 1981	914

SB 249 — By Pierce — Schools; Teachers' Retirement System, annuitant provisions. Emergency.

1st Reading	214
2nd Reading	221

SB 250 — By Pierce — Probate procedure; "personal representative," actions may properly transact. Effective date.

1st Reading	214
2nd Reading	221

SB 251 — By Stipe, et al, of the Senate and Harbin, et al, of the House — Prisons and reformatories; uniformed employees of the Department of Corrections, uniform allowance. Effective date. Emergency.

1st Reading	214
2nd Reading	221
CR	320
G.O., considered, passed	406
Engrossed, to House	416
HAs read	657
HAs rejected, conference requested, SCs named	671
WD; GCCA	680
Conference granted, GCCA	680

SB 252 — By Stipe, et al, of the Senate and Harbin of the House — Prisons and reformatories; hazard pay for certain employees of Department of Corrections. Effective date. Emergency.

1st Reading	214
2nd Reading	221
CR	320
G.O., considered, passed	407
Engrossed, to House	416

SB 253 — By Johnson of the Senate and Thompson of the House — Prisons and reformatories; canteen services, correctional facilities; certain trust fund transfers, eliminating. Emergency.

1st Reading	221
2nd Reading	230
CR	320
G.O., considered, passed	441
Engrossed, to House	461
Enrolled, to House	591
To Governor	594
Approved April 20, 1981	609

SB 254 — By Boatner — Securities; financial institutions; sale of certain uninsured

securities, making unlawful unless disclosure prominently displayed. Emergency.

1st Reading	221
2nd Reading	230

SB 255 — By McCune of the Senate and Graves of the House — Schools; teacher professional organizations, representation after a strike, limiting. Effective date.

1st Reading	221
2nd Reading	230
CR	278
G.O., considered, passed	462
ML; tabled	463; 479
Engrossed, to House	487

SB 256 — By Smith (Jerry) of the Senate and Ford of the House — Counties and county officers; candidates for county office, nomination by a political party, requirement. Emergency.

1st Reading	221
2nd Reading	230
CR, change of author	320

SB 257 — By Clifton of the Senate and Hooper, et al, of the House — Crimes and punishments; indecent acts towards children, penalty for any person, deleting "male." Emergency.

1st Reading	221
2nd Reading	230
CR	307
G.O., considered, passed	360
Engrossed, to House	367
HAs read	602
HAs rejected, conference requested, SCs named	605
Conference granted, HCs named	612
CCR read	766
CCR adopted, passed, to House	772
Enrolled, to House	782
To Governor	784
Approved May 26, 1981	793

SB 258 — By Smith (Jerry) of the Senate and Ford of the House — Elections; candidate filing requirements, state and local offi-

ces; voter registration requirements. Emergency.

1st Reading	222
2nd Reading	230
CR	320
G.O., considered, passed	446
Engrossed, to House	461
HAs read	541
HAs rejected, conference requested, SCs named	579
Conference granted, HC's named	587
CCR read	744
CCR adopted, passed, to House	749
Enrolled, to House	758
To Governor	759
Approved May 18, 1981	766

SB 259 — By Cain of the Senate and McCorkell of the House — Children; Subsidized Adoption Act. Effective date.

1st Reading	222
2nd Reading	230
CR	311
WD; rereferred	478

SB 260 — By Terrill — Professions and occupations; barbers, licensing requirements. Effective date. Emergency.

1st Reading	222
2nd Reading	230

SB 261 — By Cate, et al, of the Senate and Hobson of the House — Motor vehicles; apportionment of license fees and monies. Repealing certain county sinking fund requirement. Emergency.

1st Reading	222
2nd Reading	230
CR	310
G.O., considered, passed	387
Engrossed, to House	398

SB 262 — By Taliaferro — Counties and county officers; classification and salaries, county officers; separate classification for certain county sheriffs. Effective date.

1st Reading	222
2nd Reading	230

SB 263 — By Taliaferro, et al, of the Senate and Glover, et al, of the House — Motor vehicles; operating a vehicle without liability insurance in case of accident; penalty. Effective date.

1st Reading	222
2nd Reading	230
CR	307
G.O., considered, passed	386
Engrossed, to House	398
HAs read	602
HAs rejected, conference requested, SCs named	614
Conference granted, HCs named	627
CCR read	793
CCR adopted, passed, to House	807
Enrolled, to House	855
To Governor	860
Approved June 25, 1981	885

SB 264 — By Crow of the Senate and Harper, et al, of the House — Revenue and taxation; diesel fuel tax exemption, Agricultural purposes, continuance after permit expiration. Emergency.

1st Reading	222
2nd Reading	230
CR	307
G.O., considered, passed	316
Engrossed, to House	327
HAs read	524
HAs rejected, conference requested, SCs named	630
Conference granted, HCs named	635
CCR read	785
CCR adopted, passed, to House	790
Enrolled, to House	782
To Governor	784
Approved May 27, 1981	799

SB 265 — By Smith (Finis) of the Senate and Hopkins of the House — Revenue and taxation, Fire Marshal and Assistant Fire Marshal, salary determination. Emergency.

1st Reading	222
2nd Reading	230
CR	320
G.O., considered, passed	379
Engrossed, to House	398

HAs read	657
HAs rejected, conference requested, GCCA	669
Conference granted, GCCA	669
CCR read	785
CCR adopted, passed, to House	790
Enrolled, to House	823
To Governor	828
Approved June 22, 1981	853

SB 266 — By Smith (Finis) of the Senate and Brown of the House — Revenue and taxation; corporate income tax computation. Effective date.

1st Reading	223
2nd Reading	230
CR	320
G.O., considered, passed	405
Engrossed, to House	416

SB 267 — By Smith (Finis) of the Senate and Draper of the House — Revenue and taxation; franchise tax code, repealing; providing certain corporate affidavits be filed with Secretary of State, fees. Effective date. Emergency.

1st Reading	223
2nd Reading	230
CR	320
WD; rereferred	469

SB 268 — By York of the Senate and Draper of the House — Revenue and taxation; franchise tax code, repealing. Emergency.

1st Reading	223
2nd Reading	230
CR	278
WD; rereferred	469

SB 269 — By Young — Motor vehicles; Automotive Dismantlers and Parts Recycler Act, repealing. Emergency.

1st Reading	230
2nd Reading	238

SB 270 — By Young — Motor vehicles; used car dealers, licensing; used motor ve-

hicle and parts dealers, repealing. Emergency.

1st Reading 231
2nd Reading 238

SB 271 — By Landis — Oil and gas; Emergency Petroleum Products Supply Act; supplier, distributor regulations. Emergency.

1st Reading 231
2nd Reading 238

SB 272 — By Clifton — Cities and towns; municipal court proceedings, modifying. Effective date.

1st Reading 231
2nd Reading 238

SB 273 — By Cullison of the Senate and Fitzgibbon of the House — Intoxicating liquors; Alcoholic Beverage Control Act; price discrimination, rebates, modifying. Effective date.

1st Reading 232
2nd Reading 238
CR 307
WD; rereferred 335

SB 274 — By Cullison of the Senate and Anderson (Don) of the House — Public health and safety; self-service, coin-operated car wash; individual nozzle control on hose or wand. Effective date.

1st Reading 232
2nd Reading 238
CR 278
G.O., considered, passed 469
Engrossed, to House 478

SB 275 — By Smith (Finis) of the Senate and Henry of the House — Property; personal and real property may be acquired, held and conveyed by a public trust; providing for real property conveyance.

1st Reading 232
2nd Reading 238
CR 307
G.O., considered, passed 316
Engrossed, to House 327

Enrolled, to House 505
To Governor 513
Approved April 6, 1981 530

SB 276 — By Kilpatrick — Professions and occupations; polygraph examiners, placing under bureau of investigation. Emergency.

1st Reading 238
2nd Reading 244

SB 277 — By Terrill of the Senate and Fitzgibbon of the House — Schools; Educational Employment Relations Act, collective bargaining. Emergency.

1st Reading 238
2nd Reading 244
CR 320
G.O., considered 448
WD; rereferred 449

SB 278 — By Howell — Professions and occupations; Marital and Family Therapy Licensing Act. Effective date.

1st Reading 238
2nd Reading 244

SB 279 — By Stipe of the Senate and Fitzgibbon, et al, of the House — State government; public employees, right to organize, be represented by collective bargaining agent; right to bargain. Emergency.

1st Reading 239
2nd Reading 244
CR 310
G.O., considered 407
3rd Reading, WD, rereferred 408

SB 280 — By Keating of the Senate and Hill of the House — Professions and occupations; private security agencies and investigators, licensing. Effective date. Emergency.

1st Reading 244
2nd Reading 255

SB 281 — By Capps of the Senate and Anderson (Don) of the House — Counties and county officers; city-county planning

and zoning, lake area planning and zoning commission. Emergency.

1st Reading	244
2nd Reading	255
CR	320
WD; rereferred	444

SB 282 — By Capps — Oil and gas; well spacing, oil and gas well drilling units, maximum unit size. Effective date. Emergency.

1st Reading	244
2nd Reading	255

SB 283 — By Schuelein of the Senate and Twidwell of the House — Prisons and reformatories; Corrections, Department of; employee's rights, when employee may be suspended. Emergency.

1st Reading	245
2nd Reading	255
CR	320
G.O., considered, passed	449
Engrossed, to House	461
HAs read	602
HAs rejected, conference requested, SCs named	608
Conference granted, HCs named	627
CCR read	760
CCR adopted, passed, to House	784
CCR rejected, further conference requested	793
Further conference granted	796
2nd CCR read	848
2nd CCR adopted, passed, to House	862
Enrolled, to House	894
To Governor	900
Approved June 30, 1981	914

SB 284 — By Giles, et al, of the Senate and Weichel of the House — Oil and gas; royalty payments, clarifying extent of penalty; jurisdiction under Corporation Commission. Effective date. Emergency.

1st Reading	245
2nd Reading	255
CR	320
G.O., considered, passed	387
ML; Engrossed, to House	388; 440

SB 285 — By McDaniel — Public health and safety; Solid Waste Management Act, Oklahoma; elections for authorizing certain fees and services; unpaid fees may become a lien.

1st Reading	245
2nd Reading	255
Change in committee assignment	279

SB 286 — By Smith (Finis) of the Senate and Hobson, et al, of the House — Cities and towns; Municipal Power Authority Act; municipalities, public trusts, municipal electric systems may own and operate electric facilities. Emergency.

1st Reading	245
2nd Reading	255
CR	320
G.O., considered, passed	380
Engrossed, to House	398
HAs read	709
HAs rejected, conference requested, SCs named	717
Conference granted, HCs named	731
CCR read	779
CCR adopted, passed, to House	785
Enrolled, to House	804
To Governor	806
Approved June 2, 1981	819

SB 287 — By Howell of the Senate and Fried, et al, of the House — Schools; petty cash accounts; investment of activity funds; teacher tenure; emergency student transfer; film depository; replacing certain textbooks. Effective date.

1st Reading	245
2nd Reading	255
CR	311
G.O., considered, passed	440
Engrossed, to House	472
HAs read	723
HAs rejected, conference requested, SCs named	743
Conference granted, HCs named	750
CCR read	810
CCR rejected, further conference requested	812
Further conference granted	812

2nd CCR read	812
2nd CCR adopted, passed, to House	822
2nd CCR rejected, further conference requested	853
Further conference granted	855
3rd CCR read	890
3rd CCR adopted, passed, to House	895
3rd CCR rejected, further conference requested	900
Further conference granted	900
4th CCR read	901
4th CCR adopted, passed, to House	901
4th CCR rejected, further conference requested	905
Further conference granted	905
5th CCR read	906
5th CCR adopted, passed, to House	906
Enrolled, to House	913
To Governor	913
Approved July 22, 1981	

SB 288 — By Leonard, et al, of the Senate and Hill, et al, of the House — Waters and water rights; ground water law, prohibiting use of fresh ground water into certain geologic formations. Emergency.

1st Reading	246
2nd Reading	255
CR	320
G.O., considered, passed	367; 370
ML; Engrossed, to House	371; 430

SB 289 — By Crow of the Senate and Thompson of the House — Revenue and taxation; motor fuel and diesel fuel transporter permits, eliminating certain calibration and measurement requirements. Emergency.

1st Reading	246
2nd Reading	255
CR	307
G.O., considered, passed	317
Engrossed, to House	327
Enrolled, to House	706

To Governor	708
Approved May 5, 1981	731

SB 290 — By Taliaferro of the Senate and Manar of the House — State Capitol and Capitol Building; restricted parking to designated spaces. Emergency.

1st Reading	246
2nd Reading	255
CR	321
G.O., considered, passed	442
Engrossed, to House	472

SB 291 — By York — Motor vehicles; Automotive Dismantlers and Parts Recyclers Act; restored vehicle procedures. Emergency.

1st Reading	255
2nd Reading	268

SB 292 — By York of the Senate and Draper of the House — State government; Legislative Council, standing and special committees, abolishing; directing annual reports required by law be submitted to Legislature; Joint Bill Processing, Legislative Fiscal Office, creating. Effective date, Emergency.

1st Reading	255
2nd Reading	268
CR	307
G.O., considered, passed	317
Engrossed, to House	325
HAs read	558
HAs rejected, conference requested, SCs named	581
Conference granted, HCs named	587
CCR read	812
CCR adopted, passed, to House	816
Enrolled, to House	855
To Governor	860
Approved June 25, 1981	885

SB 293 — By McDaniel, et al, of the Senate and Weichel of the House — Agriculture; agent of Board of Agriculture authorized to carry firearms.

1st Reading	256
2nd Reading	268

CR	311
G.O., considered, failed	460
ML, failed	461

SB 294 — By Randle, et al, of the Senate and Deatherage of the House — State government; Senate employees, temporary and permanent, salary schedule; staff review committee. Effective date. Emergency.

1st Reading	256
2nd Reading	268
Change in committee assignment	279
CR	321
G.O., considered, passed	463
Engrossed, to House	478
HAs read	612
HAs rejected, conference requested, GCCA	618
WD, HCs named	621
Conference granted, SCs named	621
CCR read	812
CCR adopted, passed, to House	825
Enrolled, to House	871
To Governor	874
Approved June 26, 1981	903

SB 295 — By Green of the Senate and Ford of the House — State government; Board of Public Affairs; per diem, travel, salaries. Effective date.

1st Reading	256
2nd Reading	268
CR	310
G.O., considered	469
WD, rereferred	469

SB 296 — By Terrill of the Senate and Henry of the House — Public health and safety; emergency medical care; emergency medical technicians, licensing; ambulance service, procedures, licensing; communications. Effective date. Emergency.

1st Reading	257
2nd Reading	268
CR	321
G.O., considered, passed	464
Engrossed, to House	479
HAs read	737

HAs rejected, conference requested, SCs named	748
Conference granted, HCs named	754

SB 297 — By Terrill of the Senate and Vaughn, et al, of the House — Public health and safety; alcohol treatment programs, expanding powers and duties of Alcohol Prevention, Training, Treatment and Rehabilitation Authority; Commissioner of Mental Health, qualifications. Effective date. Emergency.

1st Reading	257
2nd Reading	268
CR	321
G.O., considered, passed	415
Engrossed, to House	430
HAs read	676
HAs rejected, conference requested, SCs named	684
Conference granted, HCs named	698

SB 298 — By Terrill — Motor vehicles; motor vehicles owned by physically disabled persons; detachable insignia, no charge, duty of office of handicapped concerns. Effective date.

1st Reading	257
2nd Reading	268

SB 299 — By Terrill — Insurance; health insurance policies, optional insurance for treatment of alcohol and drug dependence. Effective date.

1st Reading	257
2nd Reading	268

SB 300 — By Terrill — Insurance; health insurance policies, policy shall offer insurance for treatment of alcohol and drug dependence. Effective date.

1st Reading	257
2nd Reading	368

SB 301 — By Terrill — Poor persons; needy mentally ill patients, community-based treatment as an alternative to long-term institutional care; defining clinical services. Effective date. Emergency.

1st Reading	258
2nd Reading	268

SB 302 — By Keating — Insurance; prepaid funeral benefits, limiting contract price. Effective date. Emergency.

1st Reading	258
2nd Reading	268

SB 303 — By Cate, et al, of the Senate and Hobson, et al, of the House — Criminal procedure; appellate public defender system; creating system, Criminal Justice Center Board, appellate public defender. Emergency.

1st Reading	258
2nd Reading	268
CR	307
G.O., considered, passed	409
ML; Engrossed, to House	409; 461
HAs read	692
HAs rejected, conference requested, SCs named	712
Conference granted, HCs named	718
CCR read	760
CCR adopted, passed, to House	772
Enrolled, to House	782
To Governor	784
Approved May 26, 1981	793

SB 304 — By Young — Civil procedure; class action procedures, determining members of class. Effective date.

1st Reading	258
2nd Reading	268

SB 305 — By Howell, et al, of the Senate and Twidwell of the House — Counties and county officers; care and feeding of federal prisoners; county sheriff may contract with U.S. Department of Justice for federal funds. Emergency.

1st Reading	258
2nd Reading	268
CR	310
G.O., considered, passed	450
Engrossed, to House	472
HAs read	573
HAs adopted, passed	592

Enrolled, to House	596
To Governor	599
Approved April 22, 1981	640

SB 306 — By Keating of the Senate and Twidwell of the House — Civil procedure; dismissal of action without prejudice to a future action by the plaintiff. Effective date.

1st Reading	258
2nd Reading	268
CR	311
G.O., considered, WD, rereferred	469

SB 307 — By Clifton of the Senate and Lewis of the House — Public health and safety; controlled dangerous substances; firearm, drug dealer's possession, penalties; subpoena powers of Bureau of Narcotics and Dangerous Drugs Control. Effective date.

1st Reading	258
2nd Reading	268
CR	311
WD, rereferred	352

SB 308 — By Howell of the Senate and Fried of the House — Schools; suspension or dismissal of teachers, extending time limits in case involving criminal charge, probationary teacher and hearing judge procedure.

1st Reading	258
2nd Reading	268
CR	321
G.O., considered, passed	441
Engrossed, to House	461
HAs read	625
HAs adopted, passed	742
Enrolled, to House	749
To Governor	751
Approved May 18, 1981	766

SB 309 — By Lamb, et al, of the Senate and Henry, et al, of the House — Children; grandparental rights, visitation rights when one or both parents are deceased or divorced and/or consent to adoption is executed. Effective date.

1st Reading	259
2nd Reading	268
CR	311

G.O., considered, passed	419
Engrossed, to House	430
HAs read	692
HAs rejected, conference requested, SCs named	704
Conference granted, HCs named	708
CCR read	810
CCR adopted, passed, to House	815
Enrolled, to House	855
To Governor	860
Approved June 25, 1981	885

SB 310 — By McCune — Professions and occupations; accountancy, continuing education requirements. Emergency.

1st Reading	269
2nd Reading	278

SB 311 — By Howell — Schools; funding common schools; common school fund, creating; directing certain monies into the fund; providing schedule of support, calculation of state aid, teachers' salary increases, repeal of certain laws. Effective date. Emergency.

1st Reading	269
2nd Reading	278

SB 312 — By Porter of the Senate and Denman, et al, of the House — Insurance; direct payments to Department of Human Services when insured is receiving medical assistance.

1st Reading	269
2nd Reading	278
CR	321
G.O., considered, passed	413
Engrossed, to House	430
HAs read	709
HAs adopted, passed	743
Enrolled, to House	749
To Governor	751
Approved May 13, 1981	760

SB 313 — By Clifton of the Senate and Lewis of the House — State government; state agencies, conflict of interest by Attorney General, authorizing alternate legal counsel. Effective date.

1st Reading	269
2nd Reading	278
CR	311
G.O., considered, passed	388
Engrossed, to House	398
HAs read	723
HAs adopted, passed	743
Enrolled, to House	749
To Governor	751
Approved May 13, 1981	760

SB 314 — By Terrill, et al, of the Senate and Gray of the House — Motor vehicles; motor vehicle license and registration revenues, reapportionment, Tax Commission, Tag Agent. Effective date.

1st Reading	269
2nd Reading	278
CR	307
G.O., considered, passed	416
Engrossed, to House	430

SB 315 — By McDaniel of the Senate and Hobson of the House — Revenue and taxation; Tax Commission Records on Gross Production Tax, permitting examination of by Department of Energy or Oklahoma Geological Survey.

1st Reading	269
2nd Reading	278
CR	307
G.O., considered, passed	450
Engrossed, to House	461
Enrolled, to House	575
To Governor	576
Approved April 16, 1981	599

SB 316 — By Rozell, et al, of the Senate and Deatherage, et al, of the House — Schools; funding common schools, appropriation to Department of Education; school building fund; distribution of certain revenues; state aid; teachers' salary increases. Effective date. Emergency.

1st Reading	270
2nd Reading	278
CR	321
G.O., considered, passed	409
Engrossed, to House	416

HAs read	692
HAs rejected, conference requested, SCs named	705
Conference granted, HCs named	708

SB 317 — By Luton, et al, of the Senate and Barker of the House — Cities and towns; Central Business District Redevelopment Act; providing for taxes, bonds, acquisition of property.

1st Reading	279
2nd Reading	293
CR	321
G.O., considered, passed	410
Engrossed, to House	416
HAs read	709
HAs rejected, conference requested, SCs named	716
Conference granted, HCs named	731
CCR read	855
CCR adopted, passed, to House	876
Enrolled, to House	899
To Governor	902
Approved June 29, 1981	914

SB 318 — By Capps of the Senate and Weichel of the House — Agriculture; Feed Yards Act; licensing, definitions, permits, modifying. Effective date.

1st Reading	279
2nd Reading	293
CR	311
C.C., considered, passed	325
Engrossed, to House	340
Enrolled, to House	575
To Governor	576
Approved April 16, 1981	599

SB 319 — By Randle — Abstracting; updating obsolete language. Emergency.

1st Reading	279
2nd Reading	293

SB 320 — By McDaniel of the Senate and Morgan, et al, of the House — Public health and safety; controlled industrial waste injection wells. Emergency.

1st Reading	279
2nd Reading	293

CR	321
G.O., considered, passed	465
Engrossed, to House	479

SB 321 — By O'Connor — Professions and occupations; pharmacy; fines, per diem, special inspection fee. Emergency.

1st Reading	279
2nd Reading	293

SB 322 — By Taliaferro of the Senate and Hooper of the House — State government; Travel Reimbursement Act, mileage, lodging, modifying. Effective date. Emergency.

1st Reading	279
2nd Reading	293
CR	321
G.O., considered, passed	442
Engrossed, to House	461

SB 323 — By Giles, et al, of the Senate and Manar, et al, of the House — Corporation Commission; operators of oil and gas wells or leases, keep premises clear of trash. Emergency.

1st Reading	279
2nd Reading	293
CR	321
G.O., considered, passed	417
Engrossed, to House	430
Enrolled, to House	591
To Governor	594
Approved April 20, 1981	609

SB 324 — By Porter of the Senate and Denman, et al, of the House — Poor persons; Department of Human Services. Liens for medical services, extending to workers' compensation. Emergency.

1st Reading	279
2nd Reading	293
CR	307
G.O., considered, passed	414
Engrossed, to House	430
Enrolled, to House	710
To Governor	714
Approved May 8, 1981	745

SB 325 — By Young — Revenue and taxation; income tax credit for cost of water

well drilled by individual income taxpayer. Emergency.

1st Reading	280
2nd Reading	293

SB 326 — By Watson, et al, of the Senate and Talley, et al, of the House — State government; clearinghouse, federal assistance applications; notice procedures; joint committee on federal funds, creating. Effective date.

1st Reading	280
2nd Reading	293
CR	321
G.O., considered, passed	386
Engrossed, to House	399
HAs read	692
HAs rejected, conference requested, SCs named	729
Conference granted, HCs named	738
CCR read	793
CCR adopted, passed, to House	807
Enrolled, to House	834
To Governor	835
Vetoed June 23, 1981	865
Veto overridden, to House	872
Filed with Secretary of State	879

SB 327 — By Cate of the Senate and Hobson of the House — Public buildings and public works; consultant, licensed land surveyor; contracts negotiated with consultants, modifying. Effective date.

1st Reading	280
2nd Reading	293
CR	311
G.O., considered, passed	452
Engrossed, to House	472
HAs read	740
HAs rejected, conference requested, SCs named	743
Conference granted, HCs named	750
CCR read	874
CCR adopted, passed, to House	876
Enrolled, to House	899
To Governor	901
Approved June 30, 1981	914

SB 328 — By Terrill, et al, of the Senate and Vaughn of the House — Schools; Physician Manpower Training Commission; members, percent of residents and interns in certain areas, number of residency and internship positions. Emergency.

1st Reading	280
2nd Reading	293
CR	320
G.O., considered, passed	416
Engrossed, to House	430

SB 329 — By Terrill — Human Services, Department of; appropriation for certain halfway house programs. Effective date. Emergency.

1st Reading	280
2nd Reading	293

SB 330 — By Keating, et al, of the Senate and McCaleb, et al, of the House — Revenue and taxation; State sales tax exemption for certain food products, prescription drugs. Effective date.

1st Reading	280
2nd Reading	293

SB 331 — By Clifton, et al, of the Senate and Craighead of the House — Courts; law library, transfer of funds to counties, increasing amounts. Effective date.

1st Reading	281
2nd Reading	293
CR	321
G.O., considered, passed	343
Engrossed, to House	360
HAs read	692
HAs rejected, conference requested, SCs named	705
Conference granted, HCs named	708

SB 332 — By Johnson of the Senate and Thompson of the House — Mines and mining; surface mining and land reclamation. Emergency.

1st Reading	281
2nd Reading	293
CR	321
G.O., considered, passed	466

Engrossed, to House	479
HAs read	588
HAs rejected, conference requested, SCs named	588
Conference granted, HCs named	598

SB 333 — By Johnson of the Senate and Thompson of the House — Mines and mining; State Mining Board, members; mining districts. Emergency.

1st Reading	281
2nd Reading	293
CR	321
G.O., considered, passed	467
Engrossed, to House	479
HAs read	585
HAs adopted, passed	623
Enrolled, to House	630
To Governor	635
Approved April 28, 1981	674

SB 334 — By Randle of the Senate and Hobson, et al, of the House — Public health and safety; Emergency Telephone Act; 911 automatic identification system; extending system to counties. Effective date. Emergency.

1st Reading	281
2nd Reading	293
CR	320
G.O., considered, passed	465
Engrossed, to House	479

SB 335 — By Johnson of the Senate and Monks of the House — Motor vehicles; license plates for disabled war veterans with certain disability percentage. Emergency.

1st Reading	282
2nd Reading	293

SB 336 — By Clifton — Property; Unclaimed Property Act, time period for abandonment, decreasing; deleting minimum value. Emergency.

1st Reading	282
2nd Reading	293

SB 337 — By Clifton of the Senate and Davis (Frank) of the House — Property; Un-

claimed Property Act, time period for abandonment of certain property, decreasing; mineral interest in land by escheat; deleting minimum value. Emergency.

1st Reading	282
2nd Reading	294
CR	311
G.O., considered, passed	443
Engrossed, to House	472

SB 338 — By Clifton — Schools; annuity certificates for full-time employees and teachers, common and higher education; where contracts may be purchased. Effective date.

1st Reading	282
2nd Reading	294

SB 339 — By York of the Senate and Barker of the House — State government; merit system of personnel administration. Effective date. Emergency.

1st Reading	282
2nd Reading	294
CR	311
G.O., considered, passed	368
Engrossed, to House	375

SB 340 — By York of the Senate and Barker of the House — State government; Ethics and Merit Protection Act for state officials and employees. Effective date. Emergency.

1st Reading	283
2nd Reading	294
CR	311
G.O., considered, passed	369
Engrossed, to House	375

SB 341 — By Clifton of the Senate and Lewis, et al, of the House — Insurance; prohibiting assessable or contingent liability policies. Effective date.

1st Reading	294
2nd Reading	302
CR	321
G.O., considered, passed	420
Engrossed, to House	430
Enrolled, to House	630

To Governor	635
Approved April 24, 1981	654

SB 342 — By York of the Senate and Draper of the House — Statutes and reports; authorization for compilation and contents of Oklahoma Statutes. Emergency.

1st Reading	294
2nd Reading	302
CR	307
G.O., considered, passed	318
Engrossed, to House	327
HAs read	558
HAs adopted, passed	593
Enrolled, to House	596
To Governor	599
Approved April 20, 1981	609

SB 343 — By Cate, et al, of the Senate — State officers and employees; Oklahoma Center for Criminal Justice; appropriation. Effective date. Emergency.

1st Reading	294
2nd Reading	302

SB 344 — By Clifton of the Senate and Lewis of the House — Children; blood tests to determine paternity; modifying the effect of test results. Emergency.

1st Reading	294
2nd Reading	302
CR	311
WD; rereferred	444

SB 345 — By Young — Professions and occupations; manner for requiring participation of accountants in continuing education; excusing certain certificate and license holders from continuing education participation. Emergency.

1st Reading	294
2nd Reading	302

SB 346 — By Clifton — Dependent and neglected children; notice and finding of financial responsibility for parents; determinations if parent fails to appear; modifying notice and finding of support debt. Effective date.

1st Reading	294
2nd Reading	302

SB 347 — By Clifton — Attachment of wages; satisfying child support obligations. Effective date.

1st Reading	295
2nd Reading	302

SB 348 — By Combs — Insurance; expanding the definition of practitioner of the healing arts to include chiropractors. Emergency.

1st Reading	295
2nd Reading	302

SB 349 — By Johnston of the Senate and Morgan of the House — Oil and gas; requiring bond prior to compliance with drilling and plugging regulations of Corporation Commission. Emergency.

1st Reading	295
2nd Reading	302
CR	321
G.O., considered, failed	453
ML; adopted, passed	453; 471
ML; Engrossed, to House	472; 487

SB 350 — By York of the Senate and Deatherage, et al, of the House — State government and roads, bridges and ferries; describing State Capitol Park and Cowboy Hall of Fame Park; directing responsibilities. Emergency.

1st Reading	302
2nd Reading	307
CR	311
C.C., considered, passed	326
Engrossed, to House	340
HAs read	737
HAs rejected, conference requested, SCs named	743
Conference granted, HCs named	750
CCR read	812
CCR adopted, passed, to House	823
Enrolled, to House	855
To Governor	860
Approved June 26, 1981	903

SB 351 — By York of the Senate and Draper of the House — Congressional and legislative districts; fixing boundaries of the six congressional districts. Emergency.

1st Reading	640
2nd Reading	654
CR	773
G.O., considered, passed	783
Engrossed, to House	788

SB 352 — By York of the Senate and Draper of the House — Legislative apportionment; terms of Senators; fixing boundaries of senatorial districts; maps and descriptions; correction of errors. Emergency.

1st Reading	640
2nd Reading	654
CR	773
G.O., considered, passed	777
Engrossed, to House	791
Enrolled, to House	862
To Governor	865
Approved June 25, 1981	885

SB 353 — By Giles, et al, of the Senate and Dunn of the House — Revenue and taxation; gross production apportionment, water loans to political subdivisions and water grants, rules and regulations. Emergency.

1st Reading	756
2nd Reading	759

SB 354 — By York of the Senate and Draper of the House — Congressional and legislative districts; fixing boundaries and dividing State into 48 State Senatorial Districts. Emergency.

1st Reading	759
2nd Reading	766
CR	773
G.O., considered, passed	784
Engrossed, to House	788

SB 355 — By Green — Revenue and taxation; changing salaries of members of the Tax Commission to expenses and per diem, allowing part time membership, pro-

viding for an administrator of the Tax Commission. Effective date.

1st Reading	759
2nd Reading	766

SB 356 — By York of the Senate and Draper of the House — Congressional districts; fixing boundaries and dividing state into six congressional districts. Effective date. Emergency.

1st Reading	766
2nd Reading	773
CR	857
G.O., considered, passed	862
Engrossed, to House	871
HAs read	911
HAs adopted, passed	912
Enrolled, to House	913
To Governor	914
Approved July 22, 1981	

SB 357 — By York, et al, of the Senate and Deatherage, et al, of the House — Department of Human Services, appropriation; prohibiting certain unapproved expenditures for construction. Emergency.

1st Reading	785
Direct to calendar	792
Exempt from cutoff date	797
G.O., considered, passed	797
Engrossed, to House	804
HAs read	852
HAs rejected, conference requested, SCs named	856
Conference granted, HCs named	865
CCR read	874
CCR adopted, passed, to House	874
Enrolled, to House	894
To Governor	898
Approved July 2, 1981	914

SB 358 — By Kilpatrick of the Senate and Hopkins of the House — Cities and towns; municipal services; interest rates on streets and waterworks improvement assessments and bonds. Emergency.

1st Reading	817
2nd Reading	828

SB 359 — By Combs — Crimes and punishments; dogfighting prohibited; seizure and forfeiture of instruments and equipment; penalties. Emergency.

1st Reading 828
2nd Reading 843

SB 360 — By Johnston — Revenue and taxation; ad valorem taxes, due date on; notice to be mailed to taxpayer by County Treasurer. Effective date.

1st Reading 884
2nd Reading 902

SB 361 — By Stipe — Railroads; Oklahoma Railroad Right-of-Way Restoration Act. Emergency.

1st Reading 902
2nd Reading 911

SB 362 — By York of the Senate — Schools; elections to be conducted by county election boards; prescribing procedures; requiring Secretary of State Election Board to promulgate rules and regulations. Effective date.

1st Reading 910

SB 363 — By Taliaferro — Intoxicating liquors; repealing sales tax exemption on non-intoxicating liquors; allocating revenue derived therefrom to Oklahoma Public Employees Retirement Fund. Emergency.

1st Reading 911

SENATE JOINT RESOLUTIONS

SJR 1 — By Crutcher of the Senate and Taylor of the House — Suit against the State by Allen West, authorizing. Emergency.

1st Reading	83
2nd Reading	88
CR	293
G.O., considered, passed	309
Engrossed, to House	313
HAs read	563
HAs adopted, passed	582
Enrolled, to House	586
To Governor	590
Approved April 20, 1981	609

SJR 2 — By McCune, et al, of the Senate and Thompson of the House — Constitution, Oklahoma, amendment of; Pardon and Parole Board, expanding powers; Governor's powers relating to pardon and parole, reducing.

1st Reading	84
2nd Reading	88
CR	114
G.O., considered, failed	135
ML; adopted, passed	135; 161
Engrossed, to House	170

SJR 3 — By Smith (Finis), et al, of the Senate and Harper of the House — Property and Casualty Rates, State Board for, providing for recreation of board and transfer of staff and property. Emergency.

1st Reading	90
2nd Reading	95
CR	311
G.O., considered, passed	389
Engrossed, to House	399
Enrolled, to House	570
To Governor	572
Approved April 16, 1981	599

SJR 4 — By Smith (Jerry), et al, of the Senate and Graves of the House — District of Columbia; representation in Congress; constitutional amendment, rejection of. Distribution.

1st Reading	115
2nd Reading	121
CR	137
C.C., considered, passed	160
Engrossed, to House	170

SJR 5 — By Cummins — Constitution, Oklahoma, amendment of; county maximum indebtedness, increasing; designating use of funds. Special election.

1st Reading	126
2nd Reading	131

SJR 6 — By Young, et al, of the Senate and Morgan of the House — Constitution, Oklahoma, amendment of; gross production tax revenue, percentage deposited in gross production tax permanent trust fund with interest only appropriated.

1st Reading	139
2nd Reading	149
CR	321
G.O., considered, passed	400
Special election failed	402
Engrossed, to House	416

SJR 7 — By Clifton of the Senate and Peterson of the House — Committees; Land Records Systems, special committee on, recreating. Emergency.

1st Reading	173
2nd Reading	177
CR	244
C.C., considered, passed	262
Engrossed, to House	274
Enrolled, to House	591
To Governor	594
Approved April 20, 1981	609

SJR 8 — By Johnson of the Senate and Sanders of the House — Wildlife Conservation, Department of; license sales, directing a study of. Emergency.

1st Reading	173
Direct to calendar	177
C.C., considered, passed	181
Engrossed, to House	182

SJR 9 — By McDaniel, et al, of the Senate and Murphy, et al, of the House — East Central Oklahoma Health Social Services Center, renaming as "Abbott-Miller" Health Social Services Center. Emergency.

1st Reading	183
2nd Reading	189
CR	237
C.C., considered, passed	252
Engrossed, to House	262
HAs read	524
HAs adopted, passed	582
Enrolled, to House	591
To Governor	594
Approved April 20, 1981	609

SJR 10 — By Young of the Senate and Cunningham of the House — Suit against the State; Paul Edward Campbell and Mary Jean Campbell, authorizing.

1st Reading	214
2nd Reading	221
CR	268
G.O., considered, passed	293
Engrossed, to House	298
Enrolled, to House	710
To Governor	714
Vetoed May 8, 1981	745

SJR 11 — By Terrill — Community Mental Health Services, reimbursement for treatment of mentally disabled patients; Commissioner of Mental Health, Director of Human Services, service plan for procedures.

1st Reading	223
2nd Reading	230

SJR 12 — By Keating — Trauma Care System for State; directing Department of Health and O.U. School of Medicine develop a comprehensive plan for trauma centers in the state. Distribution. Emergency.

1st Reading	246
2nd Reading	255

SJR 13 — By Smith (Jerry) of the Senate and Ford of the House — Correctional facilities, Oklahoma; transfer of inmates to correctional institutions, eliminating scheduled transfers relating to maximum capacity. Emergency.

1st Reading	246
2nd Reading	255
CR	320

SJR 14 — By Cullison of the Senate and Hopkins, et al, of the House — Correctional facilities; determination of maximum capacity by Department of Correction; alternatives, housing, parole. Emergency.

1st Reading	270
2nd Reading	278
CR	321
G.O., considered, passed	389
Engrossed, to House	399
HAs read	512
HAs adopted, passed	529
Enrolled, to House	537
To Governor	543
Approved April 13, 1981	572

SJR 15 — By Shedrick of the Senate and Hastings, et al, of the House — Controlled dangerous substances and their effects on driving skills; directing Department of Public Safety to include information in State driver's manual. Emergency.

1st Reading 270
2nd Reading 278

CR 321

G.O., considered, passed 390

Engrossed, to House 399

Enrolled, to House 733

To Governor 738

Approved May 11, 1981 745

SJR 16 — By Taliaferro — Constitution, Oklahoma, amendment of; salaries of public officials may be increased during term of office.

1st Reading 283

2nd Reading 294

SJR 17 — By Keller, et al, of the Senate and McCaleb of the House — Constitution, Oklahoma, amendment of; elimination of sales tax on certain food and on prescriptive medicines.

1st Reading 766

2nd Reading 773

SJR 18 — By Green — Constitution, Oklahoma, amendment of; Corporation Commission membership to be changed from three members to one member; transition period. Effective date.

1st Reading 810

2nd Reading 818

SJR 19 — By Giles of the Senate and Dunn of the House — Constitution, Oklahoma, amendment of; specifying when the Legislature shall convene; annual sessions, limiting length of second regular session.

1st Reading 864

2nd Reading 884

SJR 20 — By Giles of the Senate and Dunn of the House — Constitution, Oklahoma, amendment of, to provide for biennial sessions of the Oklahoma Legislature.

1st Reading 864

2nd Reading 884

SJR 21 — By Cate — Constitution, Oklahoma, amendment of; veterans home loan assistance bonds; authorizing insurance of by War Veteran Commission. Special election.

1st Reading 884

2nd Reading 902

SENATE CONCURRENT RESOLUTIONS

SCR 1 — By Boatner — Delinquent children; authorizing Department of Human Services to establish regional group homes and detention centers for residential care.

1st Reading 76
2nd Reading 84

SCR 2 — By Smith (Finis), et al, of the Senate and Glover of the House — Directing the Tax Commission to defer further collection or penalties relating to elimination of producer's monthly production report requirement.

1st Reading 110
2nd Reading 114
CR 171
G.O., adopted 203
Engrossed, to House 208
HAs read 483
HAs adopted 558
Enrolled, to House 570
Filed with Secretary of State 572

SCR 3 — By Moore of the Senate and Shurden of the House — Memorializing Congress to remove all Federal Court jurisdiction to order forced busing.

1st Reading 126
2nd Reading 131
CR 268
G.O., adopted 305
Engrossed, to House 310

HAs read 558
HAs rejected, conference requested,
 SCs named 570
Conference granted, HCs named 587
CCR read 756
CCR adopted, to House 758
Enrolled, to House 770
Filed with Secretary of State 773

SCR 4 — By Dennis, et al, of the Senate and Murphy, et al, of the House — Praising Leroy McClendon, expressing condolences.

1st Reading 150
Direct to calendar 152
G.O., adopted 152
Engrossed, to House 161

SCR 5 — By Smith (Finis) of the Senate and Willis of the House — Congress of the United States, memorializing; debt assumption by Bank Holding Company; revoke revenue procedure 80-240.

1st Reading 164
2nd Reading 171
CR 268
G.O., adopted 276
Engrossed, to House 288

SCR 6 — By Smith (Finis), et al, of the Senate and Willis of the House — Congress of the United States, memorializing; revoke

revenue procedure 80-55, affecting interest payable by State and Local Governments.

1st Reading	164
2nd Reading	171
CR	268
G.O., adopted	276
Engrossed, to House	288

SCR 7 — By McCune of the Senate and Vaughn of the House — Use of marihuana by cancer chemotherapy patients; requesting educational plan by Oklahoma Medical Association and others.

1st Reading	190
2nd Reading	197
CR	238
C.C., adopted	241
Engrossed, to House	249

SCR 8 — By Boatner, et al, of the Senate and Davis (Guy) of the House — Congress of the United States; memorializing to equalize income tax rates between married and single taxpayers.

1st Reading	214
2nd Reading	221
CR	307
G.O., adopted	318
Engrossed, to House	327

SCR 9 — By Tinsley of the Senate and Duckett, et al, of the House — Urging the Governor to declare July 4, 1981 as "Free Enterprise Day in Oklahoma".

1st Reading	232
2nd Reading	238
CR	278
C.C., adopted	288
Engrossed, to House	298
Enrolled, to House	327
Filed with Secretary of State	337

SCR 10 — By Schuelein — Providing for the Department of Mental Health to act as exclusive agent for federal assistance for mental health services.

1st Reading	283
2nd Reading	294

SCR 11 — By Dahl of the Senate and Rogers of the House — Designating the week of March 15 through March 21 as "American Energy Week".

1st Reading	283
2nd Reading	294
CR	320
G.O., adopted	351
Engrossed, to House	360
Enrolled, to House	399
Filed with Secretary of State	411

SCR 12 — By Smith (Jerry), et al, of the Senate and Manning, et al, of the House — Legislative intent that the Veterinary Medical Teaching Hospital at Oklahoma State University be renamed the Daniel D. Draper, Jr., Veterinary Medical Teaching Hospital.

1st Reading	303
2nd Reading	307

SCR 13 — By Rozell, et al, of the Senate and Willis of the House — Illinois River; preserving public access.

1st Reading	303
2nd Reading	307
CR	362
G.O., adopted	413
Engrossed, to House	430
Enrolled, to House	570
Filed with Secretary of State	572

SCR 14 — By Landis of the Senate and Blodgett, et al, of the House — Designating Duncan and Stephens county as the buckle on the oil belt.

1st Reading	476
2nd Reading	481
CR	609
G.O., adopted	617
Engrossed, to House	630
Enrolled, to House	723
Filed with Secretary of State	727

SCR 15 — By Keating, et al, of the Senate and Deatherage, et al, of the House — State arts council directed to create committee to study plan to preserve Capitol and provide works of art therefor.

1st Reading	489
Direct to calendar	495
G.O., adopted	508
Engrossed, to House	518
Enrolled, to House	558
Filed with Secretary of State	561

SCR 16 — By Rozell of the Senate and Willis, et al, of the House — Bertha Parker commended; naming bypass in Tahlequah in her honor.

1st Reading	657
Direct to calendar	657
G.O., adopted	657
Engrossed, to House	667
Enrolled, to House	692
Filed with Secretary of State	698

SCR 17 — By York of the Senate and Draper of the House — Adjourning the Legislature from May 21, 1981, until May 26, 1981, in observance of Memorial Day.

1st Reading	769
Direct to calendar	769
G.O., adopted	769
Engrossed, to House	777
Enrolled, to House	784
Filed with Secretary of State	785

SCR 18 — By Randle, et al, of the Senate and Deatherage of the House — Recalling from the Office of the Governor enrolled Senate Bill 28.

1st Reading	778
Direct to calendar	781
G.O., adopted	781
Engrossed, to House	782

Enrolled, to House	784
Filed with Secretary of State	785

SCR 19 — By Martin of the Senate and Dunn of the House — Oklahoma Legislature; recess, May 29 — June 14, 1981; authorizing work and reimbursement.

1st Reading	804
Direct to calendar	804
G.O., adopted	805
Engrossed, to House	806
Enrolled, to House	809
Filed with Secretary of State	809

SCR 20 — By Smith (Finis), et al, of the Senate and Draper, et al, of the House — Sales tax on purchases made by agents of subdivisions of the State; Attorney General's opinion 81-98, Legislative intent that it not be applied retroactively.

1st Reading	873
Direct to calendar	873
G.O., adopted	873
Engrossed, to House	881
Enrolled, to House	902
Filed with Secretary of State	903

SCR 21 — By York of the Senate and Draper of the House — Oklahoma Legislature; recess, June 26 — July 19, 1981; authorizing work and reimbursement.

1st Reading	888
Direct to calendar	888
G.O., adopted	888
Engrossed, to House	891
Enrolled, to House	902
Filed with Secretary of State	903

SENATE RESOLUTIONS

SR 1 — By Dahl — Candy Lake proposed area, urging placing under control of Department of Wildlife Conservation.

Introduced	42
2nd Reading	52
Change in committee assignment	91
CR	120
G.O., adopted	130
Enrolled, filed with Secretary of State	134

SR 2 — By Giles, et al, of the Senate — Memorializing the Congress of the United States to repeal the windfall profits tax on domestic crude oil.

Introduced	91
2nd Reading	95
CR	176
G.O., adopted	187
Enrolled, filed with Secretary of State	191

SR 3 — By Stipe, et al, of the Senate — Urging the President, Congress and the Federal Reserve Board to immediately lower interest rates.

Introduced	91
2nd Reading	95
CR	196
C.C., adopted	216
Enrolled, filed with Secretary of State	227

SR 4 — By Crow — Memorializing office of the Governor to submit to the Senate, annually, a report indicating the total number and minority composition of the Governor's appointments made the preceding legislative year.

Introduced	91
2nd Reading	95
CR	125
G.O., adopted	130
Enrolled, filed with Secretary of State	134

SR 5 — By Giles, et al, of the Senate — Memorializing Congress to repeal the Power Plant and Industrial Fuel Act of 1978.

Introduced	99
2nd Reading	104
CR	176
G.O., adopted	187
Enrolled, filed with Secretary of State	191

SR 6 — By Capps, et al, of the Senate — Memorializing Oklahoma City Council to keep the Cowboy Hall of Fame in Oklahoma City.

Introduced	121
2nd Reading	125
CR	171
C.C., adopted	175
Enrolled, filed with Secretary of State	179

SR 7 — By Pierce — Law enforcement education and training; rejecting certain requirement.

1st Reading	173
2nd Reading	177
CR	352
G.O., adopted	419
Enrolled, filed with Secretary of State	430

SR 8 — By Stipe — Memorializing Department of Tourism and Recreation to formulate a state park plan to surround the Cowboy Hall of Fame.

1st Reading	184
2nd Reading	189
CR	237
G.O., adopted	292
Enrolled, filed with Secretary of State	298

SR 9 — By York, et al, of the Senate — Providing for a comprehensive study of Department of Human Services; providing a Select Senate Committee be created.

1st Reading	259
2nd Reading	268
CR	307
G.O., adopted	318
Enrolled, filed with Secretary of State	327

SR 10 — By Stipe, et al, of the Senate — Noting the life and accomplishments of Frank Lewis Truel; expressing sympathy and condolences.

1st Reading	319
Direct to calendar	319
G.O., adopted	319
Enrolled, filed with Secretary of State	322

SR 11 — By Johnston — Department of Human Services requested to prepare revised title XX proposed funding plan.

1st Reading	609
2nd Reading	623

SR 12 — By Boatner — Oklahoma Congressional delegation urged to support

changes in laws relating to oil companies.

1st Reading	689
2nd Reading	698
WD, direct to calendar	741
G.O., adopted	743
Enrolled, filed with Secretary of State	749

SR 13 — By Cate — Committee to study the Oklahoma Tax Commission; members commended for their service to the people of the State and their concern for the public good.

1st Reading	744
Direct to calendar	744
G.O., adopted	744
Enrolled, filed with Secretary of State	749

SR 14 — By Martin — Senate roll call machine and sound system; requesting Senate concur in recommendations of subcommittee to replace.

1st Reading	802
Direct to calendar	802
G.O., adopted	802
Enrolled, filed with Secretary of State	806

SR 15 — By Dahl, et al — Congress, Memorializing, to implement mandatory programs for eradication of brucellosis.

1st Reading	808
Direct to calendar	808
G.O., adopted	808
Enrolled, filed with Secretary of State	809

SR 16 — By Howard — Praising the life and accomplishments of Donald E. McFarlane; expressing sorrow upon his death.

1st Reading	847
Direct to calendar	847
G.O., adopted	847
Enrolled, filed with Secretary of State	862

SR 17 — By Schuelein — Senate, property and supplies of, protection of; use of

offices and chamber, telephone credit cards;
repairs to offices and furnishings; postage
stamps; travel.

1st Reading	873
Direct to calendar	873
G.O., adopted	873
Enrolled, filed with Secretary of State	881

SR 18 — By Smith (Finis), et al — Legal
notices, publication of; qualification of pub-
lishers.

1st Reading	871
Direct to calendar	871
G.O., adopted	871
Enrolled, filed with Secretary of State	879

SR 19 — By Clifton — Commercial code;
Legislative intent that certain dates in House
Bill No. 1289, enacted by the 1st session of
the 38th Oklahoma Legislature are scrivener's
errors and should be corrected.

1st Reading	909
Direct to calendar	909
G.O., adopted	910
Enrolled, filed with Secretary of State	911

SR 20 — By Capps — Memorializing
Congress to support Helms Bill No. 884 ex-
pressing opposition to increase of import of
peanuts.

1st Reading	909
Direct to calendar	909
G.O., adopted	910
Enrolled, filed with Secretary of State	913

SR 21 — By Terrill — Economic and
Community Affairs, Department of, direct-
ing to follow certain jail standards in approv-
ing funds for county jail improvement fund.

1st Reading	909
Direct to calendar	909
G.O., adopted	909
Enrolled, filed with Secretary of State	911

HOUSE BILLS

HB 1001 — By Draper, et al, of the House and York of the Senate — Revenue and taxation; Sales tax exemption for prescription drugs. Effective date.

Exempt from cutoff dates	845
1st Reading	845
2nd Reading	864
WD, to calendar	906
G.O., considered, passed	907
Engrossed, to House	911
4th Reading, to House	913
Approved July 22, 1981	

HB 1005 — By Barker, et al, of the House and Luton, et al, of the Senate — Counties and county officers; appointment of victim-witness coordinator in certain counties; prescribing rights of victims and witnesses of crime. Effective date.

1st Reading	435
2nd Reading	455
Change in committee assignment	478
CR	512
G.O., considered, passed	550
Engrossed, to House	556
SAs rejected, conference requested	
HCs named	599
Conference granted, SCs named	603
CCR read	804
CCR adopted, passed,	
to House	814; 819
4th Reading, to House	822
Approved June 22, 1981	

HB 1006 — By Barker, et al, of the House and Luton, et al, of the Senate — Crimes and punishments; witnesses, increasing penalty for threatening or preventing witness from giving testimony. Effective date.

1st Reading	321
2nd Reading	335
CR	472
G.O., considered, passed	549
Engrossed, to House	556
4th Reading, to House	601
Approved April 21, 1981	

HB 1008 — By Cole, et al, of the House and Cate, et al, of the Senate — Schools; support personnel, providing disciplinary action procedures. Effective date. Emergency.

1st Reading	206
2nd Reading	211
CR	362
G.O., considered, passed	604
Engrossed, to House	614
4th Reading, to House	656
Approved May 4, 1981	

HB 1011 — By Sparkman, et al, of the House and Stipe of the Senate — Utility bill assistance for needy persons receiving state assistance. Emergency.

1st Reading	303
2nd Reading	307

HB 1019 — By Conaghan, et al, of the House and Clifton of the Senate — Counties and county officers; sheriffs, appointment of reserve deputy sheriffs; providing certain educational requirements, compensation, surety bond, workers' compensation insurance. Effective date.

1st Reading 139

2nd Reading 149

CR 410

C.C., considered, passed 485

Engrossed, to House 495

SAs rejected, conference requested,

HCs named 508

Conference granted, SCs named 508

CCR read, conferees unable

to agree 612

HB 1020 — By Vaughn, et al, of the House and Landis, et al, of the Senate — Cities and towns; police officers, appointment of part-time auxiliary municipal police officers, meeting certain requirements. Effective date.

1st Reading 105

2nd Reading 109

CR 489

G.O., considered, passed 673

Engrossed, to House 676

4th Reading, to House 701

Approved May 5, 1981

HB 1021 — By Harbin, et al, of the House and Landis of the Senate — Motor vehicles; license plates, providing special license plate and fee for former prisoners of war; defining motorcycle. Effective date.

1st Reading 335

2nd Reading 352

CR 455

G.O., considered, passed 509

Engrossed, to House 518

SAs rejected, conference requested,

HCs named 552

Conference granted, SCs named 552

HB 1022 — By Milacek, et al, of the House and Landis of the Senate — Officers;

dual office holding prohibition exception for certain law enforcement officers. Emergency.

1st Reading 223

2nd Reading 230

CR 435

G.O., considered, passed 496

ML; Engrossed, to House 496; 535

4th Reading, to House 555

Approved April 13, 1981

HB 1023 — By Cotner of the House and Crow, et al, of the Senate — Professions and occupations; welders, testing facilities, licensing and certification.

1st Reading 139

2nd Reading 149

CR 520

G.O., considered, passed 631

Signed, to House 635

4th Reading, to House 639

Vetoed April 29, 1981

HB 1024 — By Sanders of the House and Combs of the Senate — Professions and occupations; chiropractic scholarships, increasing number. Effective date. Emergency.

1st Reading 335

2nd Reading 352

CR 435

G.O., considered, passed 495

Engrossed, to House 505

4th Reading, to House 543

Approved April 8, 1981

HB 1025 — By Fried, et al, of the House and Johnston, et al, of the Senate — Statutes and reports; rules, state agencies, modifying filing procedures. Effective date.

1st Reading 139

2nd Reading 149

CR 472

G.O., considered, passed 525

Engrossed, to House 535

4th Reading, to House 555

Approved April 13, 1981

HB 1027 — By Hobson, et al, of the House and Cate, et al, of the Senate — Public finance; payroll deduction for dues, state employees, associations limited to state membership. Effective date. Emergency.

1st Reading	239
2nd Reading	244
CR	500
G.O., considered, passed	567
Signed, to House	572
4th Reading, to House	574
Vetoed April 16, 1981	

HB 1028 — By Hobson, et al, of the House and Cate of the Senate — State government; legislative ethics, prohibiting representation of a client in certain adversary proceedings. Effective date.

1st Reading	115
2nd Reading	121

HB 1029 — By Hobson, et al, of the House and Cate of the Senate — Public health and safety; Oklahoma Underground Facilities Damage Prevention Act. Effective date. Emergency.

1st Reading	283
2nd Reading	294
CR	571
G.O., considered, passed	581
Engrossed, to House	587
4th Reading, to House	601
Approved April 22, 1981	

HB 1030 — By Baughman, et al, of the House and Landis, et al, of the Senate — Counties and county officers; reward for conviction of illegal trash dumping or stealing county road signs. Emergency.

1st Reading	173
2nd Reading	177
CR	455
G.O., considered, passed	495
Engrossed, to House	505
4th Reading, to House	543
Approved April 8, 1981	

HB 1033 — By Peterson, et al, of the House and Smith (Jerry) of the Senate —

Fees; jurors fees, per diem and mileage, increasing. Effective date. Emergency.

1st Reading	239
2nd Reading	244
CR	335
G.O., considered, passed	706
Engrossed, to House	710
SAs rejected, conference requested ...	744
Conference granted, SCs named	750

HB 1038 — By Twidwell, et al, of the House and Johnson, et al, of the Senate — Intoxicating liquors; consumption of certain beverages by minors, penalties for. Effective date.

1st Reading	139
2nd Reading	149
CR	553
G.O., considered, passed	596
Engrossed, to House	603
4th Reading, to House	626
Approved April 24, 1981	

HB 1039 — By Hooper of the House and Taliaferro, et al, of the Senate — Motor vehicles; defining motor-driven cycle (motorized bicycle). Effective date.

1st Reading	178
2nd Reading	183
CR	410
G.O., considered, failed	517
ML; time extended	518; 553
Motion to reconsider vote	
adopted; passed	571; 581
ML; signed, to House	581; 609
4th Reading, to House	613
Approved April 24, 1981	

HB 1040 — By Hooper, et al, of the House and Combs, et al, of the Senate — Crimes and punishments; prohibiting possession of photographs of minors engaging in sex acts. Effective date.

1st Reading	206
2nd Reading	211
CR	481
G.O., considered, passed	694

Engrossed, to House 706
 4th Reading, to House 721
 Approved May 8, 1981

HB 1042 — By Peterson of the House and
 Luton, et al, of the Senate — Motor vehicles;
 security interests, lien filing fee, increasing,
 providing distribution of fee. Effective date.
 Emergency.

1st Reading 391
 2nd Reading 410
 CR 500
 G.O., considered, passed 722
 ML; tabled 723; 733
 Signed, to House 738
 4th Reading, to House 740
 Approved May 13, 1981

HB 1046 — By Riggs, et al, of the House
 and Terrill of the Senate — Children; foster
 care reports required of Department of Hu-
 man Services. Emergency.

1st Reading 372
 2nd Reading 391
 CR 472
 G.O., considered, passed 590
 Engrossed, to House 595
 SAs rejected, conference requested ... 605
 Conference granted 608
 HCs named 609
 SCs named 621

HB 1047 — By Abbott, et al, of the House
 and Luton, et al, of the Senate — State gov-
 ernment; Public Employee's Retirement
 System. Employee's contributions and bene-
 fits, increasing. Effective date. Emergency.

1st Reading 150
 2nd Reading 157
 CR 421
 G.O., considered, passed 576
 Engrossed, to House 587
 SAs rejected, conference requested ... 598
 Conference granted 604
 Referred to Joint Retirement

Laws Committee 604
 CCR rejected, further conference
 requested 817

Further conference granted 822
 2nd CCR rejected, further
 conference requested 829
 Further conference granted 832
 3rd CCR read 865
 3rd CCR adopted, passed,
 to House 879
 4th Reading, to House 888
 Approved June 30, 1981

HB 1048 — By Barker, et al, of the House
 and Luton, et al, of the Senate — Criminal
 procedure; administration of justice,
 expressing legislative intent to achieve; pro-
 tecting victim's rights. Emergency.

1st Reading 321
 2nd Reading 335
 CR 472
 G.O., considered, failed 549; 550

HB 1049 — By Barker, et al, of the House
 and Luton, et al, of the Senate — Prisons and
 reformatories; Pardon and Parole Board, re-
 quiring certain meeting notices. Effective
 date.

1st Reading 391
 2nd Reading 410
 CR 512
 G.O., considered, passed 552
 Engrossed, to House 556
 4th Reading, to House 601
 Approved April 22, 1981

HB 1050 — By Barker, et al, of the House
 and Luton, et al, of the Senate — Criminal
 procedure; notoriety money received by per-
 sons accused of a crime, custody and distri-
 bution of. Effective date.

1st Reading 456
 2nd Reading 473
 CR 512
 G.O., considered, passed 548
 Signed, to House 554
 4th Reading, to House 555
 Approved April 13, 1981

HB 1052 — By Kelly, et al, of the House
 and Cain of the Senate — Torts; food dona-

tions, protecting donor from certain civil actions and criminal prosecutions. Emergency.

1st Reading	150
2nd Reading	157
CR	335
G.O., considered, passed	504
Signed, to House	504
4th Reading, to House	520
Approved April 6, 1981	

HB 1053 — By Fitzgibbon, et al, of the House and Crutcher of the Senate — Water and water rights; Grand River Dam Authority, revenue bond procedures; restricting location of generating plants and facilities. Emergency.

1st Reading	295
2nd Reading	302
CR	571
G.O., considered, passed	601
Engrossed, to House	614
SAs rejected, conference requested, HCs named	635
Conference granted, SCs named	639
CCR read	748
CCR adopted, passed	764
ML; tabled, to House	765; 772
4th Reading, to House	776
Approved May 26, 1981	

HB 1058 — By Denman, et al, of the House and Crow of the Senate — Professions and occupations; optometry, expanding requirements for certification; permitting use of certain pharmaceutical agents. Effective date.

1st Reading	178
2nd Reading	480
CR	480
G.O., considered, passed	488
Signed, to House	488
4th Reading, to House	502
Approved April 6, 1981	

HB 1059 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Property and Casualty Rates, Board for, supplemental appropriation. Emergency.

1st Reading	353
2nd Reading	362
CR	390
G.O., considered, passed	505
Signed, to House	506
4th Reading, to House	520
Approved April 6, 1981	

HB 1060 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Insurance; Firefighters Pension and Retirement Board and Police Pension and Retirement Board; additional allocations. Emergency.

1st Reading	173
2nd Reading	177
CR	254
G.O., considered, passed	263
Signed, to House	263
Recalled from House by Senate	273
Vote reconsidered	273; 274
Rereferred to committee	277
CR	321
G.O., considered, passed	328
Engrossed, to House	341
4th Reading, to House	423
Approved March 19, 1981	

HB 1061 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Police Pension and Retirement Board, supplemental appropriation. Emergency.

1st Reading	198
2nd Reading	204
CR	254
G.O., considered, passed	263
Signed, to House	264
Recalled from House by Senate	273
Vote reconsidered	274
Rereferred to committee	277

HB 1062 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Education, State Board of, supplemental appropriations. Emergency.

1st Reading	481
2nd Reading	489
CR	553
G.O., considered, passed	555

Engrossed, to House	567
4th Reading, to House	596
Approved April 22, 1981	

HB 1063 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Mental Health, Department of, supplemental appropriation. Emergency.

1st Reading	188
2nd Reading	197
CR	268
G.O., considered, passed	277
Engrossed, to House	288
SAs rejected, conference requested, HCs named	300
Conference granted, SCs named	300
CCR read	476
CCR rejected, further conference requested	505
Further conference granted	512
2nd CCR read	530
2nd CCR adopted, passed, to House	566
4th Reading, to House	574
Approved April 14, 1981	

HB 1064 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Criminal Appeals, Office of the Court of, appropriation. Emergency.

1st Reading	259
2nd Reading	268
CR	561
G.O., considered, passed	612
Engrossed, to House	626
SAs rejected, conference requested, GCCA	650
Conference granted, GCCA	652
CCR read	840
CCR adopted, passed, to House	850; 853
4th Reading, to House	856
Approved June 25, 1981	

HB 1065 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Tax Review, Court of, appropriation. Emergency.

1st Reading	284
2nd Reading	294
CR	390
G.O., considered, passed	505
Engrossed, to House	518
SAs rejected, conference requested, GCCA	557
Conference granted, GCCA	559
CCR read	763
CCR adopted, passed, to House	770; 774
4th Reading, to House	776
Approved May 22, 1981	

HB 1066 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Attorney General; District Attorneys; District Attorneys Training Coordination Council; salaries and retirement of District Attorneys and staff; appropriations. Emergency.

1st Reading	421
2nd Reading	435
CR	609
G.O., considered, passed	638
Engrossed, to House	642
SAs rejected, conference requested, GCCA	669
Conference granted, GCCA	673
CCR rejected, further conference requested	876
Further conference granted	881
2nd CCR read	892
2nd CCR adopted, passed, to House	898
4th Reading, to House	901
Approved June 30, 1981	

HB 1067 — By Deatherage, et al, of the House and Randle, et al, of the Senate — District Courts, Office of the, appropriation; court reporters' salaries. Effective date. Emergency.

1st Reading	284
2nd Reading	294
CR	553
G.O., considered, passed	613

Engrossed, to House	626
SAs rejected, conference requested, GCCA	650
Conference granted, GCCA	652
CCR read	874
CCR adopted, passed, to House	878; 879
4th Reading, to House	889
Approved June 29, 1981	

HB 1068 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Supreme Court, Office of the; Court of Appeals; Court on the Judiciary, Judicial Nominating Commission; appropriations. Emergency.

1st Reading	391
2nd Reading	411
CR	583
G.O., considered, passed	627
Engrossed, to House	638
SAs rejected, conference requested, GCCA	650
Conference granted, GCCA	652
CCR read	859
CCR adopted, passed, to House	877
4th Reading, to House	889
Approved June 29, 1981	

HB 1069 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Workers' Compensation Court, appropriation. Emergency.

1st Reading	372
2nd Reading	391
CR	512
G.O., considered, passed	523
Engrossed, to House	535
SAs rejected, conference requested, GCCA	552
Conference granted, GCCA	552
CCR read	859
CCR adopted, passed, to House	877; 878
4th Reading, to House	889
Approved June 29, 1981	

HB 1070 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Indian Affairs Commission, appropriation. Emergency.

1st Reading	188
2nd Reading	197
CR	512
G.O., considered, passed	536
Engrossed, to House	547
SAs rejected, conference requested, GCCA	557
Conference granted, GCCA	559
CCR read	818
CCR adopted, passed, to House	826; 830
4th Reading, to House	831
Approved June 22, 1981	

HB 1071 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Cerebral Palsy Center, appropriation. Emergency.

1st Reading	259
2nd Reading	268
CR	481
G.O., considered, passed	515
Engrossed, to House	525
SAs rejected, conference requested, GCCA	552
Conference granted, GCCA	552
CCR read	763
CCR adopted, passed, to House	776; 779
4th Reading, to House	782
Approved May 22, 1981	

HB 1072 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Western Plains Indians Arts and Crafts Commission, appropriation. Emergency.

1st Reading	436
2nd Reading	455
CR	543
G.O., considered, passed	564
Engrossed, to House	575
SAs rejected, conference requested, GCCA	587

Conference granted, GCCA	592
CCR read	824
CCR adopted, passed, to House	833; 843
4th Reading, to House	845
Approved June 25, 1981	

HB 1073 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Alcoholic Beverage Control Board, appropriation. Emergency.

1st Reading	474
2nd Reading	481
CR	530
G.O., considered, passed	564
Engrossed, to House	575
SAs rejected, conference requested, GCCA	587
Conference granted, GCCA	592
CCR read	763
CCR adopted, passed, to House	770; 774
4th Reading, to House	776
Approved May 22, 1981	

HB 1074 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Banking Department Office, appropriation. Emergency.

1st Reading	259
2nd Reading	268
CR	520
G.O., considered, passed	537
Engrossed, to House	548
SAs rejected, conference requested, GCCA	557
Conference granted, GCCA	559
CCR read	793
CCR adopted, passed, to House	796; 799
4th Reading, to House	803
Approved May 29, 1981	

HB 1075 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Consumer Credit, Commission on, appropriation. Emergency.

1st Reading	353
2nd Reading	362

CR	512
G.O., considered, passed	546
Engrossed, to House	556
SAs rejected, conference requested, GCCA	572
Conference granted, GCCA	576
CCR read	763
CCR adopted, passed, to House	770; 774
4th Reading, to House	776
Approved May 22, 1981	

HB 1076 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Corporation Commission, appropriation. Emergency.

1st Reading	481
2nd Reading	489
CR	583
G.O., considered, passed	627
Engrossed, to House	638
SAs rejected, conference requested, GCCA	650
Conference granted, GCCA	652
CCR rejected, further conference requested	861
Further conference granted	861
2nd CCR read	882
2nd CCR adopted, passed, to House	890
4th Reading, to House	896
Approved June 30, 1981	

HB 1077 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Insurance Commissioner Office, appropriation. Emergency.

1st Reading	259
2nd Reading	268
CR	561
G.O., considered, passed	613
Engrossed, to House	626
SAs rejected, conference requested, GCCA	650
Conference granted, GCCA	652
CCR read	763
CCR adopted, passed, to House	771; 774

4th Reading, to House 776
Approved May 22, 1981

HB 1078 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Labor, Department of, appropriation; Branch Labor Office in Tulsa. Emergency.
1st Reading 474
2nd Reading 481
CR 543
G.O., considered, passed 565
Engrossed, to House 575
SAs rejected, conference requested, GCCA 587
Conference granted, GCCA 592
CCR read 824
CCR adopted, passed, to House 833; 843
4th Reading, to House 845
Approved June 25, 1981

HB 1079 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Liquefied Petroleum Gas Board, appropriation; LPG, containers, modifying fees. Emergency.
1st Reading 259
2nd Reading 268
CR 421
G.O., considered, passed 516
Engrossed, to House 525
SAs rejected, conference requested, GCCA 552
Conference granted, GCCA 552
CCR rejected, further conference requested 817
Further conference granted 822
2nd CCR read 833
2nd CCR adopted, passed, to House 837; 843
4th Reading, to House 845
Approved June 25, 1981

HB 1080 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Mining Board, appropriation. Emergency.
1st Reading 362
2nd Reading 372
CR 501

G.O., considered, passed 523
Engrossed, to House 535
SAs rejected, conference requested, GCCA 552
Conference granted, GCCA 552

HB 1081 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Chief Mine Inspector Office, appropriation; mining operation fees, increasing. Emergency.
1st Reading 474
2nd Reading 481
CR 609
G.O., considered, passed 638
Engrossed, to House 642
SAs rejected, conference requested, GCCA 669
Conference granted, GCCA 673
CCR read 817
CCR adopted, passed, to House 826; 830
4th Reading, to House 831
Approved June 22, 1981

HB 1082 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Property and Casualty Rates, Board for, appropriation; fee for expenses of sales literature. Emergency.
1st Reading 436
2nd Reading 455
CR 543
G.O., considered, passed 565
Engrossed, to House 575
SAs rejected, conference requested, GCCA 587
Conference granted, GCCA 592
CCR read 763
CCR adopted, passed, to House 771; 774
4th Reading, to House 776
Approved May 22, 1981

HB 1083 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Securities Commission Office, appropriation. Emergency.

1st Reading	335
2nd Reading	352
CR	553
G.O., considered, passed	574
Engrossed, to House	587
SAs rejected, conference requested, GCCA	598
Conference granted, GCCA	604
CCR read	824
CCR adopted, passed, to House	833; 843
4th Reading, to House	845
Approved June 25, 1981	

HB 1084 — By Sanders of the House and Landis of the Senate — Revenue and taxation; gross production tax code, transport permits and invoices, retaining copies and who may inspect. Emergency.

1st Reading	132
2nd Reading	138
CR	335
G.O., considered, passed	509; 511
ML; Engrossed, to House	548
SAs rejected, conference requested, HCs named	652
Conference granted, SCs named	653
CCR read	756
CCR adopted, passed, to House	758; 760
4th Reading, to House	762
Approved May 19, 1981	

HB 1086 — By Sanders of the House and Johnson of the Senate — Game and fish; nongame fish net and seine regulations. Effective date.

1st Reading	110
2nd Reading	114
CR	421
G.O., considered, passed	497
Engrossed, to House	505
SAs rejected, conference requested ..	530
Conference granted, SCs named	530
HCs named	543
CCR read	756
CCR adopted, passed	758

ML; to House	759; 779
4th Reading, to House	782
Approved May 22, 1981	

HB 1087 — By Sanders, et al, of the House and Dahl of the Senate — Game and fish; hunting on private property, violations, penalties. Effective date.

1st Reading	110
2nd Reading	114

HB 1090 — By Abbott, et al, of the House and McDaniel of the Senate — Crimes and punishments; assault and battery with a motor vehicle, prohibiting. Effective date.

1st Reading	353
2nd Reading	362

HB 1091 — By Abbott, et al, of the House and McDaniel, et al, of the Senate — Crimes and punishments; escape or attempt to escape from law enforcement officer after lawful arrest, prohibiting. Effective date.

1st Reading	150
2nd Reading	157
CR	553
G.O., considered, passed	617
Engrossed, to House	626
SAs rejected, conference requested, HCs named	652
Conference granted, SCs named	653
CCR read	707
CCR adopted, passed, to House	740; 745
4th Reading, to House	748
Approved May 13, 1981	

HB 1092 — By Abbott, et al, of the House and McDaniel of the Senate — Crimes and punishments; motor vehicle operator eluding or attempting to elude a law enforcement officer is guilty of a felony. Effective date.

1st Reading	353
2nd Reading	362
CR	553
G.O., considered, passed	618
Signed, to House	623
4th Reading, to House	626
Approved April 24, 1981	

HB 1093 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Fire Protection Personnel Standards and Education, appropriation. Emergency.

1st Reading	188
2nd Reading	197
CR	472
G.O., considered, passed	507
Signed, to House	507
4th Reading, to House	520
Approved April 6, 1981	

HB 1094 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Handicapped Concerns, Office of, appropriation. Emergency.

1st Reading	372
2nd Reading	391
CR	501
G.O., considered, passed	524
Engrossed, to House	535
SAs rejected, conference requested, GCCA	552
Conference granted, GCCA	552
CCR read	818
CCR adopted, passed, to House	827; 830
4th Reading, to House	831
Approved June 22, 1981	

HB 1095 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Land Office, Commissioners of the, appropriation. Emergency.

1st Reading	259
2nd Reading	268
CR	561
G.O., considered, passed	639
Engrossed, to House	642
SAs rejected, conference requested, GCCA	669
Conference granted, GCCA	673
CCR read	818
CCR adopted, passed, to House	827; 830
4th Reading, to House	831
Approved June 22, 1981	

HB 1096 — By Draper of the House and York of the Senate — Revenue and taxation; continuation of additional tax levy on cigarettes and tobacco. Recodifying Unfair Cigarette and Tobacco Products Sales Act. Emergency.

1st Reading	295
2nd Reading	302
CR	543
G.O., considered, passed	567
Engrossed, to House	575
SAs rejected, conference requested, GCCA	708
Conference granted, GCCA	712
CCR read	793
CCR adopted, passed, to House	806
4th Reading, to House	809
Approved June 1, 1981	

HB 1097 — By Draper of the House and York of the Senate — State government; employees authorized, certain state agencies. Emergency.

1st Reading	362
2nd Reading	372
CR	472
G.O., considered, passed	566
Engrossed, to House	575
SAs rejected, conference requested, GCCA	598
Conference granted, GCCA	604
CCR read	874
CCR adopted, passed, to House	883
4th Reading, to House	888
Approved June 29, 1981	

HB 1098 — By Trent, et al, of the House and Boatner, et al, of the Senate — Cities and towns; volunteer firefighters minimum pension requirement. Emergency.

1st Reading	150
2nd Reading	157
CR	410
G.O., considered, passed	518
Engrossed, to House	525
SAs rejected, conference requested	587
Conference granted	597
Referred to Joint Retirement Laws Committee	597

CCR read	818
CCR adopted, passed, to House	822
4th Reading, to House	831
Approved June 22, 1981	

HB 1099 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Attorney General, Office of, appropriation. Emergency.

1st Reading	353
2nd Reading	362
CR	512
G.O., considered, passed	546
Engrossed, to House	556
SAs rejected, conference requested, GCCA	572
Conference granted, GCCA	576
CCR read	824
CCR adopted, passed, to House	834; 843
4th Reading, to House	845
Approved June 25, 1981	

HB 1100 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Physician Manpower Training Commission, appropriation. Emergency.

1st Reading	307
2nd Reading	311
CR	512
G.O., considered, passed	546
Engrossed, to House	556
SAs rejected, conference requested, GCCA	587
Conference granted, GCCA	592
CCR read	793
CCR adopted, passed, to House	797; 799
4th Reading, to House	803
Approved June 1, 1981	

HB 1101 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Arts Council of Oklahoma, appropriation. Emergency.

1st Reading	307
2nd Reading	311
CR	472

G.O., considered, passed	516
Engrossed, to House	525
SAs rejected, conference requested, GCCA	552
Conference granted, GCCA	552
CCR read	840
CCR adopted, passed, to House	850; 853
4th Reading, to House	856
Approved June 25, 1981	

HB 1102 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Energy, Department of, appropriation; unclassified service of merit system, certain employees.

1st Reading	335
2nd Reading	353
CR	520
G.O., considered, passed	574
Engrossed, to House	587
SAs rejected, conference requested, GCCA	598
Conference granted, GCCA	604
CCR read	859
CCR rejected, further conference requested, GCCA	875
ML; adopted	880
Recalled from House by Senate	880
CCR adopted, passed, to House	880; 881
4th Reading, to House	888
Approved June 29, 1981	

HB 1103 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Agriculture, Department of, supplemental appropriation; Emergency Insect Control Special Fund, pesticide spill and waste disposal program. Emergency.

1st Reading	308
2nd Reading	311
CR	500
G.O., considered, passed	537
Signed, to House	543
4th Reading, to House	545
Approved April 13, 1981	

HB 1104 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Public Employees Retirement System, appropriation. Emergency.

1st Reading	295
2nd Reading	302
CR	553
G.O., considered, passed	614
Engrossed, to House	626
SAs rejected, conference requested, GCCA	650
Conference granted, GCCA	652
CCR read	818
CCR adopted, passed, to House	827; 830
4th Reading, to House	831
Approved June 22, 1981	

HB 1105 — By Hopkins, et al, of the House and Stipe of the Senate — Public buildings and public works; alternative procedures for notice and bids under emergency situation, Oklahoma Transportation Commission. Emergency.

1st Reading	121
2nd Reading	125
CR	512
C.C., considered, passed	536
Signed, to House	543
4th Reading, to House	545
Approved April 13, 1981	

HB 1109 — By Monks of the House and Cain of the Senate — Public health and safety; explosives or blasting agents, reasons for permits, expanding. Effective date.

1st Reading	270
2nd Reading	278
CR	472
G.O., considered	519
WD; rereferred	519

HB 1111 — By Draper, et al, of the House and Shedrick of the Senate — Revenue and taxation; documentary stamp tax, distribution of revenue. Operative date. Emergency.

1st Reading	132
2nd Reading	138

CR	501
G.O., considered, passed	535
Engrossed, to House	548
4th Reading, to House	585
Approved April 20, 1981	

HB 1112 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Human Rights Commission, appropriation. Emergency.

1st Reading	189
2nd Reading	197
CR	410
G.O., considered, passed	506
Engrossed, to House	518
SAs rejected, conference requested, GCCA	530
Conference granted, GCCA	530
CCR read	840
CCR adopted, passed, to House	851; 853
4th Reading, to House	856
Approved June 25, 1981	

HB 1113 — By Manning, et al, of the House and Shedrick, et al, of the Senate — Workers' compensation; self-insurers, including institutions of higher education, effective date. Emergency.

1st Reading	189
2nd Reading	197
CR	455
G.O., considered, passed	526
Engrossed, to House	535
4th Reading, to House	626
Approved April 24, 1981	

HB 1115 — By Weichel, et al, of the House and Crutcher, et al, of the Senate — Roads, bridges and ferries; County Bridge Improvement Act, directing implementation of. Emergency.

1st Reading	122
2nd Reading	125
CR	455
G.O., considered, passed	510

ML; Engrossed, to House 510; 548
 4th Reading, to House 563
 Approved April 16, 1981

HB 1117 — By Sanders, et al, of the House and Dahl, et al, of the Senate — Crimes and punishments; bingo games, modifying laws providing for; minors not permitted to play. Effective date.

1st Reading 456
 2nd Reading 473
 CR 609
 G.O., considered;
 passed 709; 710
 Engrossed, to House 723
 SAs rejected, conference
 requested 738
 Conference granted, SCs named 742
 HCs named 749
 CCR read, conferees unable
 to agree 873

HB 1118 — By Barker, et al, of the House and Luton, et al, of the Senate — Crimes and punishments; Crime Victims Compensation Act, Oklahoma; expressing legislative intent. Effective date.

1st Reading 362
 2nd Reading 372
 CR 472
 G.O., considered, passed 548
 Engrossed, to House 556
 4th Reading, to House 601
 Approved April 21, 1981

HB 1119 — By Henry, et al, of the House and Smith (Finis), et al, of the Senate — Elections; election officials, compensation for, increasing; appointment to State Election Board, meetings; reimbursement. Effective date. Emergency.

1st Reading 456
 2nd Reading 473
 CR 599
 G.O., considered, passed 649
 Engrossed, to House 657
 SAs rejected, conference requested,
 GCCA 698

Conference granted, GCCA 701
 CCR read 864
 CCR adopted, passed,
 to House 876; 877
 4th Reading, to House 884
 Approved June 29, 1981

HB 1120 — By Henry, et al, of the House and Smith (Finis), et al, of the Senate — Civil procedure; small claims suits, increasing allowable dollar amount, permitting small claims procedure under certain conditions relating to dollar amount; compensation of court bailiffs. Effective dates. Emergency.

1st Reading 173
 2nd Reading 177
 CR 410
 G.O., considered, passed 539
 Engrossed, to House 548
 SAs rejected, conference requested,
 HCs named 598
 Conference granted, SCs named 603
 CCR read 840
 CCR adopted, passed,
 to House 840; 843
 4th Reading, to House 845
 Approved June 23, 1981

HB 1121 — By Henry of the House and Smith (Finis) of the Senate — Partnership; information filed with district court clerk, providing exception for limited partnerships. Effective date.

1st Reading 150
 2nd Reading 157
 CR 410
 G.O., considered, passed 540
 Engrossed, to House 548
 SAs rejected, conference requested,
 HCs named 756
 Conference granted, SCs named 759
 CCR read 840
 CCR adopted, passed,
 to House 849; 853
 4th Reading, to House 856
 Approved June 25, 1981

HB 1122 — By Henry, et al, of the House and Clifton, et al, of the Senate — Fees; printing legal notices, increasing. Emergency.

1st Reading	206
2nd Reading	211
CR	410
G.O., considered, passed	494
Signed, to House	494
4th Reading, to House	513
Approved April 7, 1981	

HB 1123 — By Deatherage of the House and Randle of the Senate — State government; travel expenses for person seeking state employment, permitting reimbursement under certain conditions. Effective date. Emergency.

1st Reading	363
2nd Reading	372
CR	520
G.O., considered, failed	575

HB 1124 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Legislature, House of Representatives, appropriation. Emergency.

1st Reading	474
2nd Reading	481
CR	553
G.O., considered, passed	575
Engrossed, to House	587
SAs rejected, conference requested, HCs named	598
Conference granted, SCs named	603
CCR read	864
CCR adopted, passed, to House	878
4th Reading, to House	889
Approved June 29, 1981	

HB 1125 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Health Department, supplemental appropriation for certain grant fund and screening programs. Emergency.

1st Reading	132
2nd Reading	138
CR	220
G.O., considered, passed	228

Engrossed, to House	229
4th Reading, to House	239
Approved February 19, 1981	

HB 1126 — By Abbott, et al, of the House and Stipe of the Senate — State officers and employees; leave with pay for attending certain meetings; limitations. Effective date.

1st Reading	139
2nd Reading	149
CR	609
G.O., considered, passed	644
Signed, to House	654
4th Reading, to House	656
Approved May 4, 1981	

HB 1129 — By Twidwell of the House and Howard, et al, of the Senate — Schools; collective bargaining for principals, assistant principals.

1st Reading	223
2nd Reading	230
CR	571
G.O., considered, passed	725
Engrossed, to House	733
SAs rejected, conference requested, HCs named	744; 749
Conference granted, SCs named	750
CCR read	797
CCR adopted, passed, to House	815; 819
4th Reading, to House	822
Approved June 22, 1981	

HB 1130 — By Abbott, et al, of the House and Keating of the Senate — Motor vehicles; Law Enforcement Retirement System, modifying, motor-driven cycles permitted in the collection of trash. Municipal police officer, duties in law enforcement. Effective date. Emergency.

1st Reading	164
2nd Reading	171
CR	543
G.O., considered, passed	712
ML; Engrossed, to House	713; 740

SAs rejected, conference requested ...	750
Conference granted	754
Referred to Joint Retirement Laws Committee	754
CCR read	818
CCR adopted, passed, to House	823; 830
4th Reading, to House	834
Approved June 22, 1981	

HB 1131 — By Mentzer of the House and Branch of the Senate — Schools; Law En- forcement Education and Training Council; official courses of instruction, law enforce- ment officers, procedure for reimbursement. Emergency.	
1st Reading	178
2nd Reading	183
CR	520
G.O., considered, passed	557
Engrossed, to House	567
SAs rejected, conference requested, HCs named	588
Conference granted, SCs named	597
CCR read	707
CCR adopted, passed, to House	741; 745
4th Reading, to House	748
Approved May 13, 1981	

HB 1132 — By Graves, et al, of the House and Smith (Jerry), et al, of the Senate — Crimes and punishments; death penalty; defining aggravating circumstances. Emer- gency.	
1st Reading	391
2nd Reading	411
CR	553
G.O., considered; passed	672; 686
Engrossed, to House	692
4th Reading, to House	709
Approved May 8, 1981	

HB 1134 — By Twidwell, et al, of the House and Keller of the Senate — Crimes and punishments; legislative proceedings; prevention of disturbance, penalties. Emer- gency.	
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1st Reading	158
2nd Reading	163
CR	512
G.O., considered, passed	568
ML; time extended	568; 598; 608
Motion adopted	653
G.O., considered, passed	688
Engrossed, to House	692
4th Reading, to House	709
Approved May 8, 1981	

HB 1135 — By Weichel of the House and Capps of the Senate — Agriculture; silvicol- ture administration; Forestry, Division of, shall investigate forest timber theft and pol- lutant discharges on forest land; preserving responsibilities of Water Resources Board. Effective date.	
1st Reading	336
2nd Reading	353
CR	520
G.O., considered, passed	707
ML; Engrossed, to House	707; 740
4th Reading, to House	753
Approved May 18, 1981	

HB 1136 — By Glover, et al, of the House and Taliaferro, et al, of the Senate — Crimi- nal procedure; sentencing powers of the court; payments into trust fund for victims of crimes by persons convicted of crimes. Effective date.	
1st Reading	481
2nd Reading	489
CR	554
G.O., considered, passed	597
Engrossed, to House	603
4th Reading, to House	656
Approved May 4, 1981	

HB 1137 — By Twidwell, et al, of the House and Howell, et al, of the Senate — Fees; persons convicted of charge; false or bogus check, District Attorneys False Check Processing Fund; increasing dollar amount. Effective date.	
1st Reading	353
2nd Reading	362
CR	455

G.O., considered, passed	498
Engrossed, to House	507
SAs rejected, conference requested, HCs named	554
HCs changed	555
Conference granted, SCs named	559
CCR read, conferees unable to agree	873

HB 1139 — By Kamas, et al, of the House and McDaniel, et al, of the Senate — Waters and water rights; Water Resources Board, authorization to continue the recommendations for Oklahoma Comprehensive Water Plan.

1st Reading	178
2nd Reading	183
CR	520
G.O., considered, passed	637
Signed, to House	640
4th Reading, to House	642
Approved April 28, 1981	

HB 1140 — By Deatherage, et al, of the House and York, et al, of the Senate — Regents for Higher Education, appropriation; expressing certain legislative intent; fees for international students. Emergency.

1st Reading	481
2nd Reading	489
CR	609
G.O., considered, passed	723
Engrossed, to House	733
SAs rejected, conference requested, GCCA	744
Conference granted, GCCA	749
CCR rejected, further conference requested	817
Further conference granted	822
2nd CCR read	833
2nd CCR adopted, passed, to House	836; 843
4th Reading, to House	845
Approved June 24, 1981	

HB 1141 — By Weichel, et al, of the House — Motor vehicles; operator's license, persons over age 65, eliminating renewal date. Effective date.

1st Reading	173
2nd Reading	177

HB 1142 — By Sherrer, et al, of the House and Dennis, et al, of the Senate — Agriculture; brucellosis, certain indemnity payment to owners of cattle destroyed. Effective date. Emergency.

1st Reading	232
2nd Reading	238
CR	421
G.O., considered, passed	497
Signed, to House	498
4th Reading, to House	513
Approved April 6, 1981	

HB 1143 — By Henry of the House and Clifton, et al, of the Senate — Corporations; Savings and Loan Code, Oklahoma; power of associations to make loans, modifying. Emergency.

1st Reading	481
2nd Reading	489
CR	571
G.O., considered, passed	633
Engrossed, to House	638
4th Reading, to House	701
Approved May 5, 1981	

HB 1144 — By Henry of the House and Clifton, et al, of the Senate — Corporations, Savings and Loan Code, Oklahoma; withdrawal rights of account holders, modifying. Emergency.

1st Reading	489
2nd Reading	501
CR	560
G.O., considered, passed	634
Signed, to House	635
4th Reading, to House	639
Approved April 28, 1981	

HB 1145 — By Henry of the House and Clifton, et al, of the Senate — State government; Investigation, Bureau of, authority to appoint legal officer to represent the bureau. Emergency.

1st Reading	436
2nd Reading	455

CR	553
G.O., considered, failed	729
ML; failed	729; 736

HB 1148 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Vocational and Technical Education, Board of; reducing FY 81 appropriation from certain fund for supplemental appropriation. Emergency.

1st Reading	132
2nd Reading	138
CR	220
G.O., considered, passed	227
Engrossed, to House	228
4th Reading, to House	239
Approved February 19, 1981	

HB 1151 — By Murphy, et al, of the House and Johnson of the Senate — Cities and towns; town board of trustees, membership, residency, vacancy in office, nomination, election; procedures and requirements. Effective date.

1st Reading	164
2nd Reading	171
CR	410
C.C., considered, passed	486
Signed, to House	486
4th Reading, to House	502
Approved April 6, 1981	

HB 1160 — By Williamson of the House and Smith (Jerry) of the Senate — Public health and safety; drugs and narcotics, possession of phencyclidine, modifying penalties. Effective date.

1st Reading	372
2nd Reading	391
CR	472
G.O., considered, passed	529
Signed, to House	531
4th Reading, to House	543
Approved April 8, 1981	

HB 1161 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Educational Television Authority, appropriation. Emergency.

1st Reading	363
2nd Reading	372
CR	530
G.O., considered, passed	547
Engrossed, to House	556
SAs rejected, conference requested, GCCA	572
Conference granted, GCCA	576
CCR read	874
CCR adopted, passed, to House	889; 890
4th Reading, to House	896
Approved June 30, 1981	

HB 1162 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Public Safety, Department of; supplemental appropriation, duties and certain capital expenditures. Emergency.

1st Reading	308
2nd Reading	311
CR	390
G.O., considered, passed	429
Signed, to House	430
4th Reading, to House	458
Approved March 25, 1981	

HB 1165 — By Cotner of the House and Rozell of the Senate — Records; County Records Board, disposition of all public records of county government. Effective date.

1st Reading	198
2nd Reading	204

HB 1166 — By Abbott of the House and Smith (Finis) of the Senate — Motor vehicles; driver's or chauffeur's license, copy of each license issued shall be forwarded to Bureau of Investigation. Effective date.

1st Reading	481
2nd Reading	489
Change in committee assignment	495
CR	599
WD, referred to committee	724

HB 1167 — By Abbott, et al, of the House and McDaniel of the Senate — Schools; Teacher's Retirement System, retirement

age, annual compensation, death benefits, personnel of the system. Effective date. Emergency.

1st Reading	232
2nd Reading	238
CR	594
G.O., considered, passed	717
Engrossed, to House	723
SAs rejected, conference requested ...	738
Conference granted	741
Referred to Joint Retirement Laws Committee	741
CCR read, conferees unable to agree	810

HB 1168 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Veterans Affairs, Department of; appropriation; appointment of guardians for veterans. Effective dates. Emergency.

1st Reading	474
2nd Reading	481
CR	571
G.O., considered, passed	628
Engrossed, to House	638
SAs rejected, conference requested, GCCA	650
Conference granted, GCCA	652
CCR read	833
CCR adopted, passed, to House	850; 853
4th Reading, to House	856
Approved June 25, 1981	

HB 1169 — By Robinson, et al, of the House and McDaniel of the Senate — Waters and water rights; water diversion for use and irrigation, provisional temporary permit; permit extension; unappropriated stream water, agricultural use, repealing. Emergency.

1st Reading	336
2nd Reading	353
CR	480
C.C., considered, passed	517
Signed, to House	520
4th Reading, to House	530
Approved April 8, 1981	

HB 1170 — By McCorkell, et al, of the House and Terrill, et al, of the Senate — State government; State Personnel Board to promulgate rules and regulations; hearings before board, appeals. Effective date.

1st Reading	489
2nd Reading	501
CR	599
G.O., considered, passed	667
Engrossed, to House	676
4th Reading, to House	721
Veto message	755
Veto overridden; to House	755; 756

HB 1172 — By Fair, et al, of the House and Branch, et al, of the Senate — Crimes and punishments; rape in the first degree, penalty. Effective date.

1st Reading	421
2nd Reading	435

HB 1173 — By Fair, et al, of the House and Branch, et al, of the Senate — Crimes and punishments; robbery or attempted robbery with a dangerous weapon, penalty. Effective date.

1st Reading	421
2nd Reading	435

HB 1174 — By Henshaw, et al, of the House and Smith (Jerry) of the Senate — Revenue and taxation; homestead exemption relief for persons with certain incomes. Effective date.

1st Reading	372
2nd Reading	391

HB 1175 — By Monks, et al, of the House and Dahl, et al, of the Senate — Soldiers and sailors; war veterans, defining. Emergency.

1st Reading	270
2nd Reading	278
CR	561
G.O., considered, passed	713
Engrossed, to House	723
SAs rejected, conference requested ...	738

Conference granted	741
Referred to Joint Retirement Laws Committee	741
CCR rejected, further conference requested	817
Further conference granted	822
2nd CCR read	882
2nd CCR adopted, passed, to House	900
4th Reading, to House	902
Approved June 29, 1981	

HB 1176 — By Shurden of the House and Crutcher of the Senate — Landlord and tenant; damage or security deposit, shall be maintained in the state. Effective date.

1st Reading	336
2nd Reading	353
CR	561
G.O., considered, passed	614
Engrossed, to House	626
4th Reading, to House	656
Approved May 4, 1981	

HB 1178 — By Deatherage, et al, of the House and McDaniel of the Senate — Crimes and punishments; autopsy, defining and specifying situations when may be performed.

1st Reading	422
2nd Reading	435
CR	512
G.O., considered, passed	602
Signed to House	609
4th Reading, to House	613
Approved April 24, 1981	

HB 1181 — By Joiner, et al, of the House and Kilpatrick of the Senate — Professions and occupations; dentistry, permit to operate dental laboratory, annual renewal of permit. Effective date.

1st Reading	189
2nd Reading	197
CR	410
G.O., considered, passed	591
Signed, to House	594
4th Reading, to House	596
Approved April 20, 1981	

HB 1183 — By Riggs, et al, of the House and Johnston, et al, of the Senate — State government; rape, sexual assault; sexual assault examination fund, establishing. Effective date. Emergency.

1st Reading	373
2nd Reading	391
CR	599
G.O., considered, passed	687
Engrossed, to House	692
4th Reading, to House	721
Approved May 8, 1981	

HB 1184 — By Glover, et al, of the House and Taliaferro of the Senate — Commercial code; implied warranties, excluding certain cattle, hog, sheep and horse sales. Effective date.

1st Reading	474
2nd Reading	481
CR	598
G.O., considered; passed	645; 730
Engrossed, to House	733
4th Reading, to House	753
Approved May 19, 1981	

HB 1185 — By Vanatta, et al, of the House and Clifton, et al, of the Senate — Criminal procedure; deferred judgment, court may order community service. Effective date.

1st Reading	295
2nd Reading	302
CR	410
G.O., considered, passed	494
Signed, to House	494
4th Reading, to House	513
Approved April 6, 1981	

HB 1188 — By Draper of the House and Young of the Senate — Revenue and taxation, gross production tax revenue, apportionment of revenue to Law Enforcement Retirement Fund. Operative date. Emergency.

1st Reading	223
2nd Reading	230
CR	594
G.O., considered, passed	717

Engrossed, to House	723
SAs rejected, conference requested ...	738
Conference granted	741
Referred to Joint Retirement Laws Committee	741
CCR read, conferees unable to agree	810

HB 1189 — By Henry, et al, of the House and Clifton of the Senate — Children; adop- tion, parental consent; custody. Emergency.	
1st Reading	363
2nd Reading	372
CR	481
G.O., considered, passed	587
Engrossed, to House	595
4th Reading, to House	613
Approved April 24, 1981	

HB 1190 — By Conaghan of the House and O'Connor, et al, of the Senate — Public health and safety; substance sniffing, paint in certain containers; prohibiting; penalties for violation and selling pressurized containers to certain persons. Emergency.	
1st Reading	295
2nd Reading	302
CR	410
G.O., considered, passed	526
ML, adopted	527
G.O., considered, passed	528
Engrossed, to House	535
4th Reading, to House	555
Approved April 13, 1981	

HB 1191 — By Hopkins of the House and Smith (Finis) of the Senate — Counties and county officers; County Budget Act. Emer- gency.	
1st Reading	436
2nd Reading	455
CR	560
G.O., considered, passed	651
Engrossed, to House	657
4th Reading, to House	740
Approved May 13, 1981	

HB 1192 — By Draper of the House and Terrill, et al, of the Senate — Professions	
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and occupations; Board of Governors of Li-
censed Architects, qualifications; architects,
licensing.

1st Reading	353
2nd Reading	362
CR	435
G.O., considered, passed	588
Engrossed, to House	595
SAs rejected, conference requested, HCs named	605
Conference granted, SCs named	608
CCR rejected, further conference requested	874
Further conference granted	875
2nd CCR read	882
2nd CCR adopted, passed, to House	889
4th Reading, to House	896
Approved June 30, 1981	

HB 1193 — By Fitzgibbon, et al, of the House and Schuelein of the Senate — Coun- ties and county officers; salaries, certain county personnel, approval by commis- sioners; deleting certain duties for Excise Board and commissioners. Effective date.	
1st Reading	308
2nd Reading	311

HB 1194 — By Davis (Guy) of the House and Crutcher of the Senate — Professions and occupations; Polygraph Examiners Board; reestablishing, Sunset Law.	
1st Reading	422
2nd Reading	435
CR	594
G.O., considered, passed	695
Engrossed, to House	706
SAs rejected, conference requested, HCs named	719
Conference granted, SCs named	726
CCR read	892
CCR adopted, passed, to House	896; 897
4th Reading, to House	901
Approved June 30, 1981	

HB 1195 — By Davis (Guy) of the House and Johnson, et al, of the Senate — Profes-	
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sions and occupations; Foresters, Board of Registration for; recreating, Sunset Law. Emergency.

1st Reading	363
2nd Reading	372
CR	520
G.O., considered, passed	568
Engrossed, to House	575
SAs rejected, conference requested, HCs named	599
Conference granted, SCs named	603
CCR read	804
CCR adopted, passed, to House	815; 819
4th Reading, to House	822
Approved June 22, 1981	

HB 1196 — By Davis (Guy) of the House and Boatner of the Senate — State government; Crime Commission (DECA); recreating, Sunset Law. Emergency.

1st Reading	308
2nd Reading	311
CR	410
C.C., considered, passed	486
Signed, to House	486
4th Reading, to House	502
Approved April 6, 1981	

HB 1197 — By Kamas of the House and McCune of the Senate — Cities and towns; Municipal Clerks, Treasurers and Finance Officers, Commission for Training; recreating, Sunset Law. Emergency.

1st Reading	363
2nd Reading	372
CR	530
C.C., considered, passed	534
Engrossed, to House	548
4th Reading, to House	596
Approved April 20, 1981	

HB 1198 — By Kamas of the House and Johnson of the Senate — State government; Fire Marshal Commission; recreating, Sunset Law. Emergency.

1st Reading	422
2nd Reading	435
CR	512

C.C., considered, passed	521
Signed, to House	531
4th Reading, to House	543
Approved April 8, 1981	

HB 1199 — By Kamas of the House and Johnson of the Senate — State government; Fire Protection Personnel Standards and Education, Commission on; recreating, Sunset Law. Emergency.

1st Reading	239
2nd Reading	244
CR	410
C.C., considered, passed	486
Signed, to House	487
4th Reading, to House	502
Approved April 6, 1981	

HB 1200 — By Lawter of the House and Combs of the Senate — Insurance; continued coverage for certain beneficiaries. Effective date.

1st Reading	391
2nd Reading	411
CR	594
G.O., considered, passed	729
Signed, to House	732
4th Reading, to House	737
Approved May 11, 1981	

HB 1202 — By Johnson of the House and Crutcher of the Senate — State government; State Employees Group Health and Life Insurance Board; recreating, Sunset Law. Emergency.

1st Reading	353
2nd Reading	362
CR	512
C.C., considered, passed	534
Signed, to House	543
4th Reading, to House	545
Approved April 13, 1981	

HB 1203 — By Johnson of the House and Johnson of the Senate — Cemeteries; Burial Board; recreating, Sunset Law. Emergency.

1st Reading	354
2nd Reading	362
CR	543

G.O., considered, passed	602
Engrossed, to House	614
4th Reading, to House	639
Approved April 28, 1981	

HB 1204 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Historical Society; reappropriation. Emergency.

1st Reading	232
2nd Reading	238
CR	390
G.O., considered, passed	506
Signed, to House	506
4th Reading, to House	520
Approved April 6, 1981	

HB 1205 — By Harper of the House and Smith (Finis) of the Senate — Insurance; nonforfeiture benefits; fraternal benefit societies, valuation of certificates. Operative date. Emergency.

1st Reading	363
2nd Reading	372
CR	501
G.O., considered, passed	541
Engrossed, to House	547
4th Reading, to House	574
Approved April 16, 1981	

HB 1207 — By Hobson, et al, of the House and Cate, et al, of the Senate — Constitution, Oklahoma, amendment of; Corporation Commission shall have control over construction and operation of electric generation facilities. Operative date.

1st Reading	482
2nd Reading	489
CR	599
G.O., considered, passed	605
Engrossed, to House	614
SAs rejected, conference requested ...	651
Conference granted, SCs named	652
HCS named	672
CCR read, conferees unable to agree	807

HB 1210 — By Rogers, et al, of the House and Crutcher, et al, of the Senate — Public

lands; Land Office, Commissioners of the, leases for oil and gas purposes, modifying. Effective date.

1st Reading	224
2nd Reading	230
CR	421
G.O., considered, passed	510
Engrossed, to House	518
4th Reading, to House	555
Approved April 13, 1981	

HB 1211 — By Lawter of the House and Howell, et al, of the Senate — Militia; State of Oklahoma, members required to be Oklahoma residents, eliminating. Effective date.

1st Reading	259
2nd Reading	268
CR	594
C.C., considered, passed	656
Signed, to House	674
4th Reading, to House	675
Approved May 5, 1981	

HB 1212 — By Lawter of the House and Howell, et al, of the Senate — Militia; National Guard Enlistments, enlistment oath, who may administer. Effective date.

1st Reading	260
2nd Reading	268
CR	594
C.C., considered, passed	656
Signed, to House	674
4th Reading, to House	675
Approved May 5, 1981	

HB 1213 — By Kelly of the House and McCune of the Senate — Public health and safety; Solid Waste Management Advisory Committee; recreating, sunset law. Emergency.

1st Reading	246
2nd Reading	255
CR	435
G.O., considered, passed	493
Signed, to House	494
4th Reading, to House	513
Approved April 6, 1981	

HB 1214 — By Kelly of the House and Boatner of the Senate — State government; Economic Development, Department of (Industrial Development, Department of); recreating, sunset law. Emergency.

1st Reading	246
2nd Reading	255
CR	512
C.C., considered, passed	522
Signed, to House	531
4th Reading, to House	543
Approved April 8, 1981	

HB 1215 — By Kelly of the House and Boatner of the Senate — State government; Economic Development Commission (Industrial Development Commission), recreating, sunset law. Emergency.

1st Reading	246
2nd Reading	255
CR	512
C.C., considered, passed	522
Signed, to House	531
4th Reading, to House	543
Approved April 8, 1981	

HB 1216 — By Kelly of the House and Crutcher of the Senate — Public health and safety; Air Quality Council; recreating, sunset law. Emergency.

1st Reading	373
2nd Reading	391
CR	609
G.O., considered, passed	728
Engrossed, to House	733
4th Reading, to House	759
Approved May 20, 1981	

HB 1217 — By Johnson of the House and Kilpatrick of the Senate — Waters and water rights; Pollution Control, Department of; recreate, sunset law, director's appointment, funding requirement; Pollution Control Coordinating Board; recreate, sunset law, membership. Emergency.

1st Reading	239
2nd Reading	244
CR	609
G.O., considered, passed	691

Engrossed, to House	706
SAs rejected, conference requested ...	719
Conference granted, SCs named	726
HCs named	731
CCR rejected, further conference requested	817
Further conference granted	822
2nd CCR rejected, further conference requested	840
Further conference granted	841
3rd CCR read	853
3rd CCR adopted, passed, to House	862
4th Reading, to House	873
Approved June 26, 1981	

HB 1218 — By Draper, et al, of the House and York, et al, of the Senate — Revenue and taxation; Human Services Fund, transfer of funds, repealing certain sections; Social Security Act, repealing certain sections; legislative appropriation. Operative date. Emergency.

1st Reading	284
2nd Reading	294
CR	410
G.O., considered, passed	538
Engrossed, to House	547
SAs rejected, conference requested, HCs named	773
Conference granted, SCs named	776
CCR read	793
CCR adopted, passed; to House	798; 799
4th Reading, to House	803
Approved May 29, 1981	

HB 1220 — By Osborne, et al, of the House and York of the Senate — Counties and county officers; sheriff qualifications, modifying. Effective date.

1st Reading	284
2nd Reading	294

HB 1221 — By Harbin of the House and Stipe of the Senate — Prisons and reformatories; Sick Leave Review Board, additional sick leave for certain reasons. Operative date. Emergency.

1st Reading	392
2nd Reading	411

HB 1227 — By Baughman, et al, of the House and Taliaferro of the Senate — Railroads; real property adjacent to, priority to purchase; Transportation Department to act as trustee for purchasers. Emergency.

1st Reading	354
2nd Reading	362
CR	599
G.O., considered, passed	665
Engrossed, to House	676
SAs rejected, conference requested ...	698
Conference granted, SCs named	701
HCs named	701
CCR read	744
CCR rejected, further conference requested	777
Further conference granted	778
2nd CCR read	817
2nd CCR adopted, passed; to House	824; 830
4th Reading, to House	831
Approved June 23, 1981	

HB 1228 — By Sanders, et al, of the House and Giles of the Senate — State government; merit system, unclassified service, expanding to include certain part time students. Emergency.

1st Reading	284
2nd Reading	294
CR	553
G.O., considered, passed	568
ML; tabled	569; 598
Signed, to House	598
4th Reading, to House	601
Approved April 22, 1981	

HB 1229 — By Gray, et al, of the House and Taliaferro of the Senate — Public safety; providing for mansion security officers. Emergency.

1st Reading	482
2nd Reading	489
CR	594
G.O., considered, passed	626
ML, adopted	629

G.O., considered, passed	629
Engrossed, to House	638
SAs rejected, conference requested ...	731
Conference granted, SCs named	733
Conferees withdrawn	738
Referred to Joint Retirement Laws committee	738
CCR read	910
CCR adopted, passed, to House	910
4th Reading, to House	912
Approved July 22, 1981	

HB 1230 — By Cotner, et al, of the House and Capps of the Senate — Elections; assistance in voting at the polling place. Operative date. Emergency.

1st Reading	303
2nd Reading	307
CR	598
C.C., considered, passed	611
Signed, to House	623
4th Reading, to House	626
Approved April 28, 1981	

HB 1231 — By Deatherage, et al, of the House and York, et al, of the Senate — Children; foster care; establishing local review boards. Effective date.

1st Reading	474
2nd Reading	481
CR	554
G.O., considered, passed	659
Engrossed, to House	677
SAs rejected, conference requested, HCs named	809
Conference granted, SCs named	812
CCR read	853
CCR adopted, passed, to House	859; 860
4th Reading, to House	873
Approved June 29, 1981	

HB 1232 — By Kelly — Roads and highways; county bridge program, modifying certain funding. Emergency.

1st Reading	336
2nd Reading	353

HB 1233 — By Gray of the House and Terrill of the Senate — Schools; parent-teacher conferences, considered as days of classroom instruction. Effective date.

1st Reading	490
2nd Reading	501
CR	599
G.O., considered, passed	668
Engrossed, to House	676
SAs rejected, conference requested, HCs named	731; 737
Conference granted, SCs named	748
CCR read	853
CCR adopted, passed, to House	860
4th Reading, to House	873
Approved June 29, 1981	

HB 1234 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Public finance; state agencies budget work programs and allotment requests; zero-based budget requests.

1st Reading	303
2nd Reading	307
CR	599
G.O., considered, passed	711
Engrossed, to House	723
SAs rejected, conference requested ...	738
Conference granted, SCs named	742
HCS named	744
CCR read	793
CCR adopted, passed; to House	835; 843
4th Reading, to House	845
Approved June 25, 1981	

HB 1236 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Schools; funding common schools, common school fund; allocations, teachers salary increase. Emergency.

1st Reading	411
2nd Reading	421
CR	594
G.O., considered, passed	650
Engrossed, to House	657
SAs rejected, conference requested GCCA	698
Conference granted, GCCA	701

CCR read	881
CCR adopted, passed, to House	882
4th Reading, to House	888
Approved July 1, 1981	

HB 1237 — By Cotner, et al, of the House and Crow of the Senate — Railroads; railroad right-of-way abandonment, certain records filed with Archives and Records Department. Effective date.

1st Reading	336
2nd Reading	353
CR	512
C.C., considered, passed	522
Signed, to House	531
4th Reading, to House	543
Approved April 8, 1981	

HB 1238 — By Hobson, et al, of the House and McDaniel of the Senate — Public health and safety; controlled industrial waste, modifying act. Effective date. Emergency.

1st Reading	336
2nd Reading	353
CR	543
G.O., considered, passed	693
Engrossed, to House	706
SAs rejected, conference requested HCs named	719
Conference granted, SCs named	726
CCR read	865
CCR adopted, passed, to House	879
4th Reading, to House	888
Approved June 30, 1981	

HB 1241 — By Fried, et al, of the House and Howell of the Senate — Schools; gifted child educational programs. Effective date. Emergency.

1st Reading	474
2nd Reading	481

HB 1242 — By Duckett of the House and Green of the Senate — Motor vehicles; state owned vehicles, use of during non-duty hours. Restricting to certain employees; registration and licensing of certain trailers. Effective date.

1st Reading	456
2nd Reading	473
CR	561
G.O., considered, passed	615
Engrossed, to House	626
SAs rejected, conference requested HCs named	652
Conference granted, SCs named	653
CCR rejected, further conference requested	840
Further conference granted	841
2nd CCR read	864
2nd CCR adopted, passed, to House	880
4th Reading, to House	888
Approved June 29, 1981	

HB 1244 — By Taylor of the House and Crutcher of the Senate — Counties and county officers; fire protection districts, appraisal record containing description of all property subject to ad valorem taxation. Effective date.

1st Reading	392
2nd Reading	411
CR	512
C.C., considered, passed	535
Signed, to House	543
4th Reading, to House	545
Approved April 13, 1981	

HB 1246 — By Draper, et al, of the House and Lamb of the Senate — Professions and occupations; Athletic Trainers Act, Oklahoma. Operative date. Emergency.

1st Reading	474
2nd Reading	481
CR	553
G.O., considered, failed	618
ML; adopted	619; 632
G.O., considered, passed	697
Engrossed, to House	706
4th Reading, to House	721
Approved May 8, 1981	

HB 1247 — By Twidwell, et al, of the House and Schuelein of the Senate — Prisons and reformatories; foreign convicted

offenders, transfer or exchange of. Operative date. Emergency.

1st Reading	295
2nd Reading	302
CR	390
C.C., considered, passed	487
Signed, to House	487
4th Reading, to House	502
Approved April 6, 1981	

HB 1248 — By Twidwell of the House and Schuelein, et al, of the Senate — Prisons and reformatories; prisoners transferred for work projects, requiring approval of certain persons; payment for care of prisoner. Effective date.

1st Reading	295
2nd Reading	302
CR	512
C.C., considered, passed	523
Signed, to House	531
4th Reading, to House	543
Approved April 13, 1981	

HB 1250 — By Weichel, et al, of the House and Taliaferro, et al, of the Senate — Corporations; dissolution of farming or ranching business corporation, percent of shareholders; rights and remedies against foreign corporations. Effective date.

1st Reading	271
2nd Reading	278
CR	598
G.O., considered, passed	642
Engrossed, to House	657
SAs rejected, conference requested HCs named	719
Conference granted, SCs named	726
CCR read	744
CCR adopted, passed	749
ML; to House	749; 767
4th Reading, to House	770
Vetoed May 22, 1981	

HB 1252 — By Draper, et al, of the House and York, et al, of the Senate — Civil pro-

cedure; libel and slander, privileged publications or communication; verdict and judgment. Operative date. Emergency.

1st Reading	311
2nd Reading	321
CR	390
G.O., considered, passed	508
Signed, to House	509
4th Reading, to House	520
Approved April 6, 1981	

HB 1255 — By Lawter of the House and Howell, et al, of the Senate — Militia; 45th Infantry Division Museum, authorizing acceptance of gifts. Emergency.

1st Reading	284
2nd Reading	294
CR	594
C.C., considered, passed	657
Signed, to House	674
4th Reading, to House	675
Approved May 5, 1981	

HB 1256 — By Hastings, et al, of the House and Martin, et al, of the Senate — Public health and safety; controlled dangerous substances, drugs held forth as, penalties. Emergency.

1st Reading	474
2nd Reading	481
CR	554
G.O., considered, passed	704
Engrossed, to House	710
SAs rejected, conference requested ...	731
Conference granted, SCs named	733
HCs named	737
CCR read	804
CCR adopted, passed, to House	816; 819
4th Reading, to House	822
Approved June 22, 1981	

HB 1257 — By Graves, et al, of the House and Watson, et al, of the Senate — Public health and safety; abortion, restricting use of government funds. Emergency.

1st Reading	354
2nd Reading	362
Change in committee assignment	367

HB 1259 — By Henry of the House and Crow, et al, of the Senate — Workers' compensation; Workers' Compensation Court, election of presiding judge; certain fund procedures; allowing certain group self-insurance. Emergency.

1st Reading	475
2nd Reading	481
CR	609
G.O., considered, passed	682
Engrossed, to House	692
SAs rejected, conference requested ...	719
Conference granted, SCs named	726
HCs named	744
CCR read	842
CCR adopted, passed; to House	848; 853
4th Reading, to House	856
Approved June 25, 1981	

HB 1260 — By Harbin, et al, of the House and Johnson of the Senate — State government; Public Safety, Department of, payment of instruction course expenses. Operative date. Emergency.

1st Reading	284
2nd Reading	294
CR	543
G.O., considered, passed	603
Signed, to House	609
4th Reading, to House	613
Approved April 24, 1981	

HB 1261 — By Kelly of the House and Terrill of the Senate — Schools; tenure, defining when teacher has previously held tenure within the state. Effective date.

1st Reading	482
2nd Reading	489
Change in committee assignment	495
CR	598
G.O., considered, passed	680
Engrossed, to House	692
4th Reading, to House	721
Approved May 8, 1981	

HB 1262 — By Draper, et al, of the House and Shedrick, et al, of the Senate — Counties and county officers; salaries and office

expenses of district attorneys and their employees, paid by state. Operative date. Emergency.

1st Reading	422
2nd Reading	435
CR	571
G.O., considered, passed	622
Engrossed, to House	630
SAs rejected, conference requested	
GCCA	650
Conference granted, GCCA	652
CCR read, conferees unable to agree	873

HB 1264 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Vocational and Technical Education, Board of; appropriation; control of certain training programs in correctional institutions. Emergency.

1st Reading	482
2nd Reading	489
CR	594
G.O., considered, passed	628
Engrossed, to House	638
SAs rejected, conference requested,	
GCCA	650
Conference granted, GCCA	652
CCR read	859
CCR adopted, passed, to House	878
4th Reading, to House	888
Approved June 30, 1981	

HB 1266 — By Trent of the House and Boatner of the Senate — Schools; Teachers' Retirement System, annuitants may have group medicare supplement insurance premiums paid by system under certain circumstances. Operative date. Emergency.

1st Reading	456
2nd Reading	473
CR	594
G.O., considered, passed	666
Engrossed, to House	676
SAs rejected, conference requested ..	698
Conference granted	701
Referred to Joint Retirement Laws Committee	701

CCR read, conferees unable to agree	810
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HB 1267 — By Riggs of the House and Randle, et al, of the Senate — Cities and towns; public improvement districts, assessment rolls. Emergency.

1st Reading	392
2nd Reading	411
CR	560
G.O., considered, passed	666
Engrossed, to House	676
4th Reading, to House	701
Approved May 5, 1981	

HB 1270 — By Baughman of the House and Howell of the Senate — State government; data processing electronic equipment, authorization for state agencies to maintain. Emergency.

1st Reading	321
2nd Reading	335

HB 1271 — By Anderson (Don), et al, of the House and Keating of the Senate — Children; juvenile bureaus, limiting; Juvenile Bureau Managing Boards; certain services by Department of Human Services in counties not having juvenile bureaus. Effective date.

1st Reading	490
2nd Reading	501

HB 1272 — By Craighead of the House and Terrill, et al, of the Senate — Schools; class schedules due to hot weather conditions. Emergency.

1st Reading	422
2nd Reading	435
CR	530
G.O., considered, passed	569
Engrossed, to House	575
4th Reading, to House	596
Approved April 20, 1981	

HB 1273 — By Davis (Frank) of the House and Leonard of the Senate — Waters

and water rights; Board of Directors, certain water districts. Emergency.

1st Reading	482
2nd Reading	489
CR	571
G.O., considered, passed	630
4th Reading, to House	639
Approved April 28, 1981	

HB 1276 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Attorney General, District Attorneys and District Attorneys Training Coordination Council, supplemental appropriation. Emergency.

1st Reading	311
2nd Reading	321
CR	480
G.O., considered, passed	516
Signed, to House	520
4th Reading, to House	530
Approved April 8, 1981	

HB 1277 — By Williamson, et al, of the House and Moore, et al, of the Senate — Animals; humane killing of certain animals held in a shelter. Effective date.

1st Reading	482
2nd Reading	489
CR	609
G.O., considered, passed	706
Engrossed, to House	710
4th Reading, to House	740
Approved May 13, 1981	

HB 1278 — By Robinson of the House and Crow of the Senate — Revenue and taxation; motor fuel tax exemptions, permits, farm tractor assessments, certificate distribution. Emergency.

1st Reading	490
2nd Reading	501

HB 1281 — By Henry of the House and Smith (Finis), et al, of the Senate — Courts; Court of Appeals, temporary increase in divisions. Emergency.

1st Reading	456
2nd Reading	473

CR	553
G.O., considered, passed	652
Signed, to House	654
4th Reading, to House	656
Approved May 4, 1981	

HB 1283 — By Manar, et al, of the House and Terrill, et al, of the Senate — Schools; students under the influence; written policy for teacher, notice to parent or guardian. Effective date. Emergency.

1st Reading	436
2nd Reading	455
CR	543
G.O., considered, passed	579
Engrossed, to House	587
SAs rejected, conference requested,	
HCs named	605
Conference granted, SCs named	608
CCR read	699
CCR adopted, passed, to House	736
4th Reading, to House	740
Approved May 13, 1981	

HB 1284 — By Manar, et al, of the House and Terrill, et al, of the Senate — Schools; students under the influence and in possession, immunity from civil liability, educational personnel. Emergency.

1st Reading	436
2nd Reading	455
CR	530
G.O., considered, passed	580
Engrossed, to House	587
4th Reading, to House	613
Approved April 24, 1981	

HB 1286 — By Holden of the House and Crutcher of the Senate — Insurance and Workers' Compensation; certain policy benefits shall be U.S. legal tender, negotiable instruments or drafts drawn on Oklahoma bank; removing limit on lump-sum payment; setting attorney fees. Emergency.

1st Reading	354
2nd Reading	362
CR	609
G.O., considered, passed	695
Engrossed, to House	706

SAs rejected, conference requested ...	719
Conference granted, SCs named	726
HCs named	731
CCR read	818
CCR adopted, passed; to House	825; 830
4th Reading, to House	834
Approved June 22, 1981	

HB 1287 — By Hill, et al, of the House and Leonard, et al, of the Senate — Commercial code; security interest in livestock, duplicate filing, eliminating. Effective date.

1st Reading	363
2nd Reading	372
CR	455
G.O., considered, passed	569
Engrossed, to House	575
4th Reading, to House	596
Approved April 20, 1981	

HB 1289 — By Henry of the House and Smith (Finis) of the Senate — Commercial code; modifying various provisions of the code. Effective date.

1st Reading	490
2nd Reading	501
CR	594
G.O., considered, passed	658
Engrossed, to House	676
4th Reading, to House	774
Approved May 22, 1981	

HB 1290 — By Camp, et al, of the House and Watson, et al, of the Senate — Torts; acts of intoxicated person, certain persons subject to action for damages. Effective date.

1st Reading	491
2nd Reading	501

HB 1292 — By Davis (Guy), et al, of the House and Tinsley, et al, of the Senate — Counties and county officers; basic salaries of county officers. Effective date. Emergency.

1st Reading	422
2nd Reading	435
CR	594

G.O., considered, passed	676
Engrossed, to House	692
SAs rejected, conference requested, HCs named	719
Conference granted, SCs named	726
CCR read	840
CCR adopted, passed, to House	856
4th Reading, to House	864
Approved June 25, 1981	

HB 1294 — By Abbott, et al, of the House and McDaniel of the Senate — Schools; investment of certain accounts in interest bearing accounts, including certificates of deposit. Emergency.

1st Reading	475
2nd Reading	481
CR	599
C.C., considered, passed	612
Engrossed, to House	630
4th Reading, to House	656
Approved May 4, 1981	

HB 1295 — By Fried of the House and Cate of the Senate — Public health and safety; Solid Waste Management Systems. Emergency.

1st Reading	482
2nd Reading	489
CR	571
G.O., considered, passed	726
Engrossed, to House	733
SAs rejected, conference requested, HCs named	749
Conference granted, SCs named	750
CCR read	884
CCR adopted, passed, to House	892
4th Reading, to House	897
Approved June 30, 1981	

HB 1296 — By Lawter of the House and Green of the Senate — Insurance; time of expiration; motor vehicle liability policies. Effective date.

1st Reading	422
2nd Reading	435
CR	553
G.O., considered, failed	616
ML; adopted, passed	617; 654

Signed, to House	654
4th Reading, to House	656
Approved May 4, 1981	

HB 1298 — By Vanatta of the House and Combs of the Senate — Corporations; sinking fund limitations, exempting public utilities. Emergency.

1st Reading	392
2nd Reading	411
CR	512
C.C., considered, passed	563
Signed, to House	572
4th Reading, to House	574
Approved April 16, 1981	

HB 1299 — By Davis (Frank), et al, of the House and Clifton, et al, of the Senate — Elections; primary elections, municipal, date held; absentee ballots, when provided. Effective date.

1st Reading	422
2nd Reading	435
CR	609
G.O., considered, passed	684
Engrossed, to House	692
SAs rejected, conference requested, HCs named	719
Conference granted, SCs named	726
CCR read	748
CCR adopted, passed; to House	891; 892
4th Reading, to House	897
Approved June 29, 1981	

HB 1301 — By Harris of the House and Smith (Finis) of the Senate — Civil procedure; Small Claims Procedures Act, amounts of claims; fees; transfer of fees to Law Library Fund. Operative date. Emergency.

1st Reading	364
2nd Reading	372
CR	489
G.O., considered, passed	540
Engrossed, to House	547
SAs rejected, conference requested, HCs named	572

Conference granted, SCs named	576
CCR read	824
CCR adopted, passed; to House	841; 843
4th Reading, to House	845
Approved June 23, 1981	

HB 1303 — By Hamilton, et al, of the House and Keating, et al, of the Senate — Crimes and punishments; rape, definitions, penalties; rape by instrumentation. Effective date.

1st Reading	392
2nd Reading	411
CR	512
G.O., considered, passed	586
Engrossed, to House	595
4th Reading, to House	888
Approved June 30, 1981	

HB 1304 — By Hobson, et al, of the House and York, et al, of the Senate — Public health and safety; J. D. McCarty Center for Handicapped Children, extending care for other diseases. Operative date. Emergency.

1st Reading	311
2nd Reading	321
CR	480
G.O., considered, passed	556
Signed, to House	561
4th Reading, to House	563
Approved April 16, 1981	

HB 1305 — By Craighead, et al, of the House and Kilpatrick, et al, of the Senate — Professions and occupations; Precious Metal and Gem Dealer Licensing Act. Operative date. Emergency.

1st Reading	475
2nd Reading	481
CR	599
G.O., considered, passed	714
Engrossed, to House	723
SAs rejected, conference requested, HCs named	737

Conference granted, SCs named	742
CCR read	783
CCR adopted, passed; to House	789; 793
4th Reading, to House	796
Approved June 1, 1981	

HB 1306 — By Davis (Frank), et al, of the House and Clifton of the Senate — Civil procedure; verdict form for negligence and contributory negligence actions. Effective date.

1st Reading	423
2nd Reading	435
CR	583
G.O., considered, passed	642
Engrossed, to House	657
SAs rejected, conference requested, HCs named	698
Conference granted, SCs named	702
CCR read	797
CCR rejected, further conference requested	832
Further conference granted	837
2nd CCR read, conferees unable to agree	873

HB 1309 — By Hopkins of the House and Cummins, et al, of the Senate — Blind persons; guide dog permissions extended to deaf persons. Effective date.

1st Reading	392
2nd Reading	411
CR	480
G.O., considered, passed	527
Signed, to House	531
4th Reading, to House	543
Approved April 8, 1981	

HB 1310 — By Lewis, et al, of the House and Clifton, et al, of the Senate — Criminal procedure; denial of bail on appeal after conviction for certain offenses. Effective date.

1st Reading	392
2nd Reading	411
CR	512
G.O., considered, passed	644
ML; adopted	644; 648
G.O., considered, passed	649

Engrossed, to House	657
SAs rejected, conference requested ...	698
HCS named	701
Conference granted, SCs named	702
CCR read	824
CCR adopted, passed; to House	835; 843
4th Reading, to House	845
Approved June 25, 1981	

HB 1312 — By Monks, et al, of the House — Elections; candidacy, declaration of, raising certain filing fees; forfeiture of filing fee percentage, increasing. Effective date.

1st Reading	337
2nd Reading	353

HB 1313 — By Rogers, et al, of the House and Giles of the Senate — Oil and gas; percentage of daily natural flow of gas wells, increasing. Effective date.

1st Reading	373
2nd Reading	391
CR	480
C.C., considered, passed	504
Signed, to House	504
4th Reading, to House	520
Approved April 6, 1981	

HB 1314 — By Sanders, et al, of the House and Taliaferro of the Senate — Game and fish; nongame wildlife protection, contribution check-off program for state income tax forms; termination of act. Effective date.

1st Reading	392
2nd Reading	411
CR	560
G.O., considered, passed	617
Engrossed, to House	630
SAs rejected, conference requested, HCs named	652

Conference granted, SCs named	653
CCR read	773
CCR adopted, passed, to House	777; 779
4th Reading, to House	782
Approved May 26, 1981	

HB 1315 — By Sanders of the House and Johnson of the Senate — Game and fish;

licensing; fishing, hunting. Effective dates. Emergency.

1st Reading	373
2nd Reading	391
CR	599
G.O., considered, passed	677
Engrossed, to House	692
SAs rejected, conference requested, HCs named	719
Conference granted, SCs named	726
CCR read	760
CCR adopted, passed, to House	765
4th Reading, to House	770
Approved May 22, 1981	

HB 1318 — By Gray — Schools; petty cash accounts for each school within district. Effective date. Emergency.

1st Reading	475
2nd Reading	481

HB 1321 — By Hooper, et al, of the House and Taliaferro of the Senate — Insurance; agent licenses; adjuster's license, fees and exemptions. Effective date.

1st Reading	354
2nd Reading	362

HB 1322 — By Shurden, et al, of the House and Cummins of the Senate — Definitions and general provisions; handicapped persons, including in definition of discriminatory practice for an employer.

1st Reading	456
2nd Reading	473
CR	583
G.O., considered, passed	641
Engrossed, to House	657
SAs rejected, conference requested, HCs named	698
Conference granted, SCs named	702
CCR read	783
CCR adopted, passed; to House	816; 819
4th Reading, to House	822
Approved June 22, 1981	

HB 1323 — By Shurden, et al, of the House and Terrill of the Senate — State government; reward system for information given to assist in solution of crimes; implementation by bureau of investigation. Operative date. Emergency.

1st Reading	393
2nd Reading	411
CR	512
G.O., considered, passed	587
Signed, to House	594
4th Reading, to House	596
Approved April 20, 1981	

HB 1324 — By Shurden, et al, of the House and Clifton of the Senate — Public health and safety; controlled dangerous substances, increasing penalties; uniform penalties for certain offenses. Effective date.

1st Reading	364
2nd Reading	372

HB 1328 — By Vanatta, et al, of the House and Clifton, et al, of the Senate — Criminal procedure; deferred sentence, revocation procedures for Department of Corrections in lieu of attorney general action. Effective date.

1st Reading	423
2nd Reading	435

HB 1331 — By Hopkins, et al, of the House and Stipe, et al, of the Senate — Mines and mining; certificates of competency; surface mine safety standards, ANFO exception, explosives regulations, inspections. Emergency.

1st Reading	393
2nd Reading	411
CR	480
C.C., considered, passed	507
Signed, to House	508
4th Reading, to House	520
Approved April 6, 1981	

HB 1332 — By Hill, et al, of the House and Leonard, et al, of the Senate — Waters

and water rights; fresh ground water use in geologic formations, prohibiting. Emergency.

1st Reading	475
2nd Reading	481
CR	571
G.O., considered, passed	705
Engrossed, to House	710
SAs rejected, conference requested ...	731
Conference granted, SCs named	742
HCs named	796
CCR read, conferees unable to agree	812

HB 1333 — By Deatherage, et al, of the House and Watson, et al, of the Senate — State government; agency comprehensive plans or amendments, financed by state or federal funds, filing instructions; approval procedures. Federal assistance management division, creating. Effective date. Emergency.

1st Reading	337
2nd Reading	353
CR	609
G.O., considered, passed	703
Engrossed, to House	710
SAs rejected, conference requested ...	731
HCs named	737
Conference granted, SCs named	742

HB 1334 — By Morgan of the House and Johnston, et al, of the Senate — Aircraft and airports; construction and repair of runways in various counties. Emergency.

1st Reading	364
2nd Reading	372
CR	599
G.O., considered, passed	685
Signed, to House	689
4th Reading, to House	692
Approved May 5, 1981	

HB 1335 — By Duke — Crimes and punishments; fines in addition to imprisonment prescribed. Effective date.

1st Reading	456
2nd Reading	473

HB 1336 — By Duke — Criminal procedure; deferred judgment or sentencing, limiting. Effective date.

1st Reading	457
2nd Reading	473
Change in committee assignment	495

HB 1339 — By Denman, et al, of the House and Terrill of the Senate — Public health and safety; emergency medical care, emergency medical technicians. Effective date. Emergency.

1st Reading	475
2nd Reading	481
CR	599
G.O., considered, passed	680
Engrossed, to House	692
SAs rejected, conference requested,	

HCs named	719
Conference granted, SCs named	726
CCR read	892
CCR adopted, passed, to House	897
4th Reading, to House	901
Approved June 29, 1981	

HB 1343 — By Lawter, et al, of the House and Crow of the Senate — Labor; prevailing hourly rate of wages, defining, determining. Effective date.

1st Reading	321
2nd Reading	335
CR	512
G.O., considered, passed	533
Engrossed, to House	547
SAs rejected, conference requested,	
HCs named	556
Conference granted;	
SCs named	559; 576
CCR read	621
CCR adopted, passed, to House	621
4th Reading, to House	626
Approved April 24, 1981	

HB 1348 — By Murphy, et al, of the House and Dennis of the Senate — Game and fish; quail season, modifying. Effective date.

1st Reading	457
2nd Reading	473

CR	561
G.O., considered, passed	604
Engrossed, to House	614
4th Reading, to House	656
Approved May 4, 1981	

HB 1349 — By Hobson of the House and Cate of the Senate — Corporation Commission; public utilities, advertising and promotional payments, defining. Effective date.

1st Reading	364
2nd Reading	372
CR	571
G.O., considered, passed	704
Engrossed, to House	710
SAs rejected, conference requested, HCs named	750
Conference granted, SCs named	754
CCR read	842
CCR adopted, passed; to House	848; 853
4th Reading, to House	856
Approved June 29, 1981	

HB 1350 — By Manning of the House and Shedrick of the Senate — Motor vehicles; highway safety code, including section captions as part of the chapter; requiring reports; findings of department. Emergency.

1st Reading	457
2nd Reading	473
CR	599
G.O., considered, passed	669
Engrossed, to House	676
SAs rejected, conference requested ...	809
Conference granted, SCs named	812
HCs named	817
CCR read	853
CCR adopted, passed; to House	860; 861
4th Reading, to House	873
Approved June 29, 1981	

HB 1351 — By Ford, et al, of the House and Smith (Jerry), et al, of the Senate — Elections; polling places, liability for gross negligence. Effective date. Emergency.

1st Reading	364
2nd Reading	372

CR	571
G.O., considered, passed	632
Engrossed, to House	638
SAs rejected, conference requested, HCs named	652
Conference granted, SCs named	653
CCR read	865
CCR adopted, passed, to House	880
4th Reading, to House	888
Approved June 29, 1981	

HB 1352 — By Duke — Criminal procedure; compensation from indigent defendant, no longer indigent, for cost of legal defense. Effective date.

1st Reading	475
2nd Reading	481

HB 1353 — By Duke of the House and Miller of the Senate — Children; juvenile proceedings, certification as adult procedures. Effective date.

1st Reading	475
2nd Reading	481
CR	583
G.O., considered, passed	671
Signed, to House	674
4th Reading, to House	675
Approved May 5, 1981	

HB 1354 — By Fair, et al, of the House and Branch, et al, of the Senate — Crimes and punishments; crimes against nature, penalty for person who forces another to engage in. Effective date.

1st Reading	393
2nd Reading	411
CR	512
G.O., considered, passed	528
Engrossed, to House	535
4th Reading, to House	555
Approved April 13, 1981	

HB 1355 — By Hamilton, et al, of the House and Branch of the Senate — Prisons and reformatories; pardon and parole, uniform reasons for denial of. Effective date.

1st Reading	393
2nd Reading	411

HB 1356 — By Cotner — Crimes and punishments; prohibiting gambling devices within certain distance of any public school. Emergency.

1st Reading 423
2nd Reading 435

HB 1357 — By Draper, et al, of the House and Shedrick of the Senate — Schools; higher education, liability insurance for certain employees and members of boards of regents. Effective date.

1st Reading 482
2nd Reading 489
CR 599
G.O., considered, passed 671
Signed, to House 674
4th Reading, to House 675
Approved May 4, 1981

HB 1358 — By Atkinson, et al, of the House and Combs of the Senate — Contracts; unlawful business practices when seller is not authorized dealer. Effective date.

1st Reading 423
2nd Reading 435

HB 1359 — By Denman of the House and Crutcher of the Senate — Consumer credit code; business loan, defining; exempting consumer credit sale or loan for certain agricultural purpose. Effective date.

1st Reading 337
2nd Reading 353

HB 1360 — By Draper, et al, of the House and York, et al, of the Senate — Revenue and taxation; estate tax, lineal deductions; taxable and adjusted gross income, general tax rebate. Effective date.

1st Reading 364
2nd Reading 372
CR 543
G.O., considered, passed 579
Engrossed, to House 587
SAs rejected, conference requested ... 605
Conference granted;
SCs named 608; 621
HCs named 635

CCR read 882
CCR adopted, passed;
to House 882; 883
4th Reading, to House 888
Approved June 30, 1981

HB 1361 — By Camp of the House and Johnson of the Senate — Public health and safety; Concealed Handgun Permit Act; permits for carrying concealed handguns for persons other than peace officers or security guard. Effective date.

1st Reading 491
2nd Reading 501

HB 1362 — By Anderson (Don), et al, of the House and Johnston of the Senate — Public health and safety; fire drills in all public schools and dormitories in institutions of higher education. Effective date.

1st Reading 491
2nd Reading 501
CR 599
G.O., considered, passed 685
SAs rejected, conference requested ... 719
Conference granted, SCs named 726
HCs named 731
CCR read 842
CCR adopted, passed, to House 861
4th Reading, to House 873
Approved June 29, 1981

HB 1366 — By Baughman, et al, of the House and York of the Senate — Motor vehicles; highway safety code and miscellaneous laws; motor vehicle code; vehicle excise tax; amending. Effective date.

1st Reading 354
2nd Reading 362
CR 455
G.O., considered, passed 576
Engrossed, to House 587
4th Reading, to House 628
Approved April 28, 1981

HB 1367 — By Twidwell, et al, of the House and Howard, et al, of the Senate —

Revenue and taxation; coin operated amusement devices, licensing; requiring permit; exception. Effective date.

1st Reading	482
2nd Reading	489
CR	583
G.O., considered, passed	631
Engrossed, to House	638
4th Reading, to House	701
Approved May 5, 1981	

HB 1371 — By Draper of the House and Smith (Finis) of the Senate — Courts; district court judicial districts, reapportionment.

1st Reading	475
2nd Reading	481
CR	599
G.O., considered, passed	672
Engrossed, to House	676
SAs rejected, conference requested, HCs named	698
Conference granted, SCs named	702
CCR read, conferees unable to agree	873

HB 1372 — By Weichel of the House and Capps, et al, of the Senate — Agriculture; wheat producers, Wheat Commission; broadening definition of producers, scope and powers of commission. Emergency.

1st Reading	411
2nd Reading	421
CR	530
G.O., considered, passed	536
Engrossed, to House	547
SAs rejected, conference requested ..	621
Conference granted, SCs named	622
HCs named	627
CCR read	892
CCR adopted, passed, to House	895
4th Reading, to House	901
Approved June 29, 1981	

HB 1373 — By Brown, et al, of the House and Terrill, et al, of the Senate — Public health and safety; alcohol treatment facilities, licensing, alternate facilities, expanding powers and duties of authority. Effective date. Emergency.

1st Reading	482
2nd Reading	489
CR	571
G.O., considered, passed	681
Engrossed, to House	692
SAs rejected, conference requested, HCs named	719
Conference granted, SCs named	726
CCR read, conferees unable to agree	911

HB 1378 — By Draper, et al, of the House and York, et al, of the Senate — Public health and safety; Nursing Home Care Act of 1980, amending.

1st Reading	356
2nd Reading	362
CR	571
G.O., considered, passed	631
Engrossed, to House	638
4th Reading, to House	759
Approved May 19, 1981	

HB 1388 — By Feddersen, et al, of the House and Tinsley of the Senate — Railroads; state owned railroad property, disposal of; composition of railroad maintenance revolving fund. Emergency.

1st Reading	364
2nd Reading	372
CR	530
G.O., considered, passed	593
Engrossed, to House	595
4th Reading, to House	626
Recalled from Governor by HCR 1015 ..	667
4th reading and signing rescinded	674
SAs rejected, conference requested, HCs named	698
Conference granted, SCs named	702
CCR read	756
CCR considered and deferred	765
CCR adopted, passed	791
ML; tabled, to House	792; 803
4th Reading, to House	809
Approved June 1, 1981	

HB 1390 — By Reimer, et al, of the House and Capps, et al, of the Senate — Motor vehicles; license plates, motor vehi-

cles in inoperative condition. Emergency.	
1st Reading	475
2nd Reading	481
CR	599
G.O., considered, failed	645
ML; tabled	645; 688

HB 1391 — By Monks, et al, of the House and Kilpatrick of the Senate — State government; House of Representative employees, temporary and permanent salary schedule. Operative date. Emergency.

1st Reading	436
2nd Reading	456
CR	571
G.O., considered, passed	591
Engrossed, to House	595
SAs rejected, conference requested,	
HCs named	605
Conference granted, SCs named	608

HB 1393 — By Duke — Schools; private schools; defining, licensing, fees.

1st Reading	483
2nd Reading	489

HB 1396 — By Fried, et al, of the House and York, et al, of the Senate — Public finance; creating the common school fund; disbursement of monies. Operative date.

1st Reading	423
2nd Reading	435
Change in committee assignment	472
CR	599
G.O., considered, passed	619
ML; Engrossed, to House	621; 657
SAs rejected, conference requested,	
HCs named	698
Conference granted, SCs named	702

HB 1397 — By Harper of the House and Terrill of the Senate — Insurance; establishing capital minimum surplus and deposit requirements of all companies equally. Effective date.

1st Reading	356
2nd Reading	362
CR	594
G.O., considered, passed	681

Engrossed, to House	692
SAs rejected, conference requested ...	731
HCs named	738
Conference granted, SCs named	748

HB 1399 — By Lawter of the House and Kilpatrick of the Senate — Labor; modifying provisions of the Employment Security Act of 1980. Operative date. Emergency.

1st Reading	423
2nd Reading	435
CR	571
G.O., considered, passed	702
Engrossed, to House	710
SAs rejected, conference requested,	
HCs named	731
Conference granted, SCs named	742
CCR read	824
CCR adopted, passed;	
to House	847; 853
4th Reading, to House	856
Approved June 25, 1981	

HB 1401 — By Manning, et al, of the House — State government; state agencies may advance a certain percentage of out-of-state travel expenses and purchase airline tickets for out-of-state travel for employees. Effective date.

1st Reading	475
2nd Reading	481

HB 1402 — By Manning — Schools; expanding type of investments of tax-deferred payments for teachers. Emergency.

1st Reading	423
2nd Reading	435

HB 1405 — By Baughman, et al, of the House and Taliaferro, et al, of the Senate — Agriculture; grain storage indemnity fund; increasing mill assessment, balance of fund and commencing payment amount from the fund. Emergency.

1st Reading	356
2nd Reading	362
CR	530
G.O., considered, passed	559

Engrossed, to House	567
4th Reading, to House	701
Approved May 8, 1981	

HB 1410 — By Hooper, et al, of the House and Taliaferro of the Senate — Insurance; minimum standards for medicare supplement policies for policyholders of certain age. Effective date.

1st Reading	365
2nd Reading	372
CR	599
G.O., considered, passed	727
Signed, to House	732
4th Reading, to House	737
Approved May 11, 1981	

HB 1411 — By Hopkins of the House and Johnson, et al, of the Senate — Public financing; creating the Department of Labor Educational Seminar Revolving Fund. Emergency.

1st Reading	436
2nd Reading	456
CR	594
G.O., considered, passed	633
Signed, to House	635
4th Reading, to House	639
Approved April 24, 1981	

HB 1416 — By Harbin of the House and Stipe of the Senate — Criminal procedure; probation and parole fee; after three years, restitution funds to be transferred to probation and parole fund. Operative date. Emergency.

1st Reading	457
2nd Reading	473
CR	512
G.O., considered, passed	547
Signed, to House	554
4th Reading, to House	555
Approved April 13, 1981	

HB 1418 — By Duckett of the House and Howell of the Senate — Schools; underage pupils previously attending a Department of

Defense school for military dependents may be legally enrolled in Oklahoma schools. Emergency.

1st Reading	483
2nd Reading	489
CR	599
G.O., considered, passed	683
Signed, to House	689
4th Reading, to House	692
Approved May 4, 1981	

HB 1419 — By Riggs, et al, of the House and Terrill, et al, of the Senate — Prisons and reformatories; creating county jail improvement fund; Oklahoma Crime Commission to administer fund. Operative date. Emergency.

1st Reading	491
2nd Reading	501
CR	594
G.O., considered, passed	668
Engrossed, to House	676
SAs rejected, conference requested,	
GCCA	750
Conference granted, GCCA	754
CCR read	892
CCR adopted, passed;	
to House	897; 898
4th Reading, to House	901
Approved June 29, 1981	

HB 1420 — By Henry of the House and Clifton of the Senate — Civil procedure; service of process by any citizen of the county appointed by the court where county and county sheriff are parties to lawsuit. Effective date.

1st Reading	491
2nd Reading	501
CR	599
G.O., considered, passed	643
Signed, to House	654
4th Reading, to House	656
Approved May 4, 1981	

HB 1421 — By Henry of the House and Kilpatrick of the Senate — Property; permitting corporate trustees to make long-term self deposits. Effective date.

1st Reading	476
2nd Reading	481
CR	583
G.O., considered, passed	692
Signed, to House	699
4th Reading, to House	701
Approved May 5, 1981	

HB 1422 — By Henry of the House and Kilpatrick of the Senate — Probate procedure and property; personal representative or trustee may enter into general partnership in place of a decedent; trustee may enter into limited partnership; limiting liability of personal representative or trustee. Effective date.

1st Reading	476
2nd Reading	481
CR	583
G.O., considered, passed	692
Engrossed, to House	706
4th Reading, to House	770
Approved May 22, 1981	

HB 1423 — By Draper, et al, of the House and Cullison of the Senate — Public health and safety; prohibiting sale of pull-top or flip-top containers; defining terms. Effective date.

1st Reading	393
2nd Reading	411
CR	599
G.O., considered, passed	693
Signed, to House	699
4th Reading, to House	701
Approved May 5, 1981	

HB 1424 — By Thompson, et al, of the House and Randle, et al, of the Senate — Securities; defining terms; requiring disclosure of noninsured status of securities and deposits; exempting certain financial companies. Emergency.

1st Reading	457
2nd Reading	473
CR	599
G.O., considered, passed	722
ML; Engrossed, to House	725; 740
SAs rejected, conference requested ...	793

Conference granted, SCs named	795
HCs named	797
CCR rejected, further conference requested	851
Further conference granted	851
2nd CCR read	865
2nd CCR adopted, passed, to House	894
4th Reading, to House	901
Approved July 1, 1981	

HB 1426 — By Anderson (Robert) of the House and Smith (Finis), et al, of the Senate — Insurance; creating the Oklahoma Life and Health Insurance Guaranty Association Act.

1st Reading	476
2nd Reading	481
CR	594
G.O., considered, passed	653
Signed, to House	654
4th Reading, to House	656
Approved May 4, 1981	

HB 1433 — By Deatherage, et al, of the House and Randle, et al, of the Senate — Tourism and Recreation Department; supplemental appropriation; traveler information center. Emergency.

1st Reading	423
2nd Reading	435
CR	500
G.O., considered, passed	538
Signed, to House	543
4th Reading, to House	545
Approved April 13, 1981	

HB 1449 — By Draper, et al, of the House and York, et al, of the Senate — Legislative districts; fixing boundaries of House and Senate districts; maps of districts. Operative date. Emergency.

1st Reading	817
Direct to calendar	828
G.O., considered, passed	838
Engrossed, to House	846
4th Reading, to House	856
Approved June 25, 1981	

HOUSE JOINT RESOLUTIONS

HJR 1001 — By Sparkman, et al, of the House and Schuelein of the Senate — Vendor drug program, prescription drugs, Department of Human Services; expressing legislative intent that certain recipients of Federal Social Security be eligible.

1st Reading 423
2nd Reading 435

HJR 1010 — By Hopkins — Constitution, Oklahoma, amendment of; public indebtedness for construction or improvements of roads, streets, highways; providing for annual tax to pay interest.

1st Reading 356
2nd Reading 362

HJR 1011 — By Fair of the House and Combs, et al, of the Senate — Self-service gas stations; prohibition of hose nozzles with latch-open devices, disapproving regulation adopted by State Fire Marshal. Emergency.

1st Reading 198
2nd Reading 204
CR 561
C.C., considered, passed 675
Signed, to House 689
4th Reading, to House 692
Approved May 4, 1981

HJR 1014 — By Craighead, et al, of the House and Clifton, et al, of the Senate —

Constitution, Oklahoma, amendment of; mass transit, creating regional transportation districts. Special election.

1st Reading 457
2nd Reading 473
CR 512
G.O., considered, passed 645
ML; adopted, passed 648; 684
Signed, to House 689
4th Reading, to House 692

HJR 1016 — By Twidwell, et al, of the House and Cullison of the Senate — Special Committee on the State Insurance Fund; study of rate structure of workers' compensation programs. Emergency.

1st Reading 373
2nd Reading 391
CR 599
G.O., considered, passed 694
Engrossed, to House 706
4th Reading, to House 721
Approved May 8, 1981

HJR 1017 — By Cunningham of the House and Young of the Senate — Suit against the State; authorizing; Campbell, Paul Edward and Mary Jean.

1st Reading 483
2nd Reading 489
Change in committee assignment 495
CR 599

G.O., considered, passed	633
Signed, to House	635
4th Reading, to House	639
Approved April 28, 1981	

HJR 1019 — By Kelly of the House and Crutcher, et al, of the Senate — Constitutional amendment; providing for a bond issue for industrial development.

1st Reading	476
2nd Reading	481
CR	571
G.O., considered; failed	686; 715
ML; adopted, passed	716; 734
Engrossed, to House	740
SAs rejected, conference requested, HCs named	751
Conference granted, SCs named	754
CCR rejected, further conference requested	797

Further conference granted	799
2nd CCR read, conferees unable to agree	842

HJR 1020 — By Mentzer, et al, of the House and Rozell of the Senate — Funds allocated to school districts under Library Media Improvement Program shall not be charged as income for school year 1981-82. Emergency.

1st Reading	457
2nd Reading	473
CR	583
G.O., considered, passed	648
Signed, to House	654
4th Reading, to House	656
Approved May 4, 1981	

HOUSE CONCURRENT RESOLUTIONS

HCR 1001 — By Hopkins — Memorializing Congress of the United States to reimburse the state for lost federal revenue resulting from federal fuel tax exemption on gasoline.

1st Reading	105
2nd Reading	109

HCR 1002 — By Draper of the House and Smith (Finis) of the Senate — Reapportionment of judicial districts for district courts; directing the Supreme Court to prepare recommendations to the Legislature; imposing due date.

1st Reading	95
2nd Reading	97
CR	109
G.O., adopted, to House	114
Enrolled copy signed, to House	122

HCR 1003 — By Draper of the House and York of the Senate — Adopting the Joint Rules for the joint operation of both Houses of the Thirty-eighth Legislature.

1st Reading	99
2nd Reading	104
CR	125
G.O., adopted, to House	130
Enrolled copy signed, to House	139

HCR 1004 — By Kamas, et al, of the House and McDaniel, et al, of the Senate —

Acknowledging "Oklahoma Comprehensive Water Plan," recommending approval.

1st Reading	165
2nd Reading	171
CR	362
G.O., adopted, to House	498
Enrolled copy signed, to House	513

HCR 1006 — By Hobson, et al, of the House and York, et al, of the Senate — Changing the name of Oklahoma Cerebral Palsy Center to "J.D. McCarty Center for Handicapped Children."

1st Reading	179
2nd Reading	183
CR	435
G.O., adopted, to House	556
Enrolled copy signed, to House	563

HCR 1007 — By Holt, et al, of the House and Cate, et al, of the Senate — Memorializing Congress to repeal certain sections of the Powerplant and Industrial Fuel Use Act of 1978.

1st Reading	260
2nd Reading	268
CR	553
G.O., adopted, to House	608
Enrolled copy signed, to House	613

HCR 1009 — By Shurden, et al, of the House — Firefighting helicopters; disaster rescue procedures of the state.

1st Reading	492
2nd Reading	501

HCR 1010 — By Arnold of the House and Smith (Jerry) of the Senate — Calling for a first option to governmental entities in purchase or lease of existing public buildings.

1st Reading	337
2nd Reading	353
CR	773

HCR 1011 — By Deatherage of the House and Randle, et al, of the Senate — State employees group health and life insurance claims, urging claims be filed within certain time limit.

1st Reading	337
2nd Reading	353
CR	410
G.O., adopted, to House	507
Enrolled copy signed, to House	520

HCR 1014 — By Draper, et al, of the House and York, et al, of the Senate — Oklahoma State Regents for Higher Education directed to study public policy issues relating to higher education.

1st Reading	627
2nd Reading	639
CR	674
G.O., adopted, to House	710
Enrolled copy signed, to House	722

HCR 1016 — By Kincheloe of the House and McCune of the Senate — "Clean Up Month In Oklahoma"; months of June through December of 1981 designated as, in preparation for the 75th anniversary of Oklahoma.

1st Reading	725
2nd Reading	738
CR	773
G.O., adopted, to House	787
Enrolled copy signed, to House	796

HCR 1017 — By Hill of the House and Leonard of the Senate — Memorializing the Congress of the United States to review the Department of Health and Human Services regulations to assure that medicare regulations will not adversely affect rural hospitals.

1st Reading	737
2nd Reading	744

HCR 1018 — By Deatherage, et al, of the House and Cate, et al, of the Senate — Classification of nurse practitioners and nurse midwives; request certain agencies to so classify.

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Author: SBs 7, 8, 10, 76, 82, 83, 117, 118, 119, 177, 178, 179, 205, 235, 254; **SCRs** 1, 8; **SR** 12; **HBs** 1098, 1196, 1214, 1215, 1266, 1347

Coauthor: SBs 123, 132, 153, 245; **SCR** 4; **SRs** 10, 15, 16, 18; **HBs** 1140, 1142, 1360

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Years of service: Senate, 1975-1981 House, 1971-1974

BRANCH, SENATOR BILL, District 15, Democrat

Author: HBs 1131, 1172, 1173, 1354, 1355

Coauthor: SBs 132, 194, 223; **SCR** 4; **SRs** 2, 5, 10, 15, 16, 18; **HBs** 1115, 1140, 1185, 1262, 1292

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CAIN, SENATOR BERNST, District 46, Democrat**Author:** SBs 11, 125, 259; HBs 1052, 1109**Coauthor:** SBs 20, 112, 161, 212, 214, 331; SCRs 4, 15; SRs 10, 15, 16; HBs 1001, 1005, 1006, 1025, 1040, 1048, 1050, 1101, 1113, 1118, 1170, 1185, 1231, 1272, 1277, 1303, 1304, 1309, 1378, 1396**Select Committees:**

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Years of service: Senate, 1979-1981

CAPPS, SENATOR GILMER N., District 26, Democrat**Author:** SBs 146, 150, 165, 175, 176, 199, 281, 282, 318; SRs 6, 20; HBs 1135, 1230, 1372, 1390**Coauthor:** SBs 84, 114, 132, 245, 251, 252, 288, 323; SCRs 4, 15; SRs 10, 15, 16; HBs 1140, 1142, 1332, 1405; HCRs 1004, 1019**Select Committees:**

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Years of service: Senate, 1971-1981	

CATE, SENATOR LEE, District 16, Democrat

Author: SBs 133, 134, 161, 187, 201, 238, 261, 303, 327, 343; SJR 21; SR 13; HBs 1008, 1026, 1027, 1028, 1029, 1207, 1295, 1349; HCRs 1007, 1018

Coauthor: SBs 136, 152; SCR 4; SRs 10, 15, 16; HBs 1113, 1117, 1140, 1231, 1236, 1303, 1367; HCR 1006

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CLIFTON, SENATOR JOHN L., District 17, Democrat

Author: SBs 183, 184, 185, 195, 239, 240, 241, 257, 272, 307, 313, 331, 336, 337, 338, 341, 344, 346, 347; SJR 7; SR 19; HBs 1019, 1044, 1122, 1143, 1144, 1145, 1185, 1189, 1299, 1306, 1310, 1324, 1328, 1406, 1420; HJR 1014

Coauthor: SBs 305, 343; SCR 4, 15; SRs 10, 15, 16; HB 1281

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COMBS, SENATOR MIKE, District 40, Democrat

Author: SBs 19, 20, 22, 24, 108, 110, 114, 139, 141, 348, 359; HBs 1024, 1040, 1127, 1200, 1201, 1298, 1358; HJR 1011

Coauthor: SBs 84, 98, 194, 212, 284, 326; SJR 3; SCRs 4, 8; SRs 3, 10, 15, 16; HBs 1001, 1117, 1122, 1136, 1140, 1218, 1234, 1256, 1277, 1303, 1305, 1310, 1333, 1360

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Years of service: Senate, 1979-1981

CROW, SENATOR HERSCAL H., JR., District 25, Democrat

Author: SBs 78, 101, 155, 156, 162, 166, 167, 168, 191, 192, 229, 264, 289; SR 4; HBs 1023, 1058, 1237, 1259, 1278, 1343

Coauthor: SCRs 4, 15; SRs 10, 15, 16; HBs 1140, 1262, 1331; HCR 1004

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Years of service: Senate, 1969-1981	

CRUTCHER, SENATOR BILL J., District 2, Democrat

Author: SBs 113, 188; SJR 1; HBs 1053, 1115, 1176, 1194, 1202, 1210, 1216, 1244, 1286, 1359; HJR 1019

Coauthor: SBs 149, 212, 226; SCR 4; SRs 10, 15, 16, 18; HBs 1098, 1140, 1334, 1360

Select Committees:

Department of Human Services 390

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Standing Committees:

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General Government, Chairman	24
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Years of service: Senate, 1979-1981	House, 1977-1978

CULLISON, SENATOR ROBERT V., District 34, Democrat

Author: SBs 273, 274; SJR 14; HB 1423; HJR 1016

Coauthor: SBs 114, 132, 212; SCR 4, 15; SRs 10, 15, 16; HBs 1001, 1140, 1277, 1304, 1309; HCR 1014

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Years of service: Senate, 1979-1981	House, 1975-1978

CUMMINS, SENATOR DON, District 54, Democrat

Author: SBs 9, 149, 203, 204; **SJR** 5; **HBs** 1110, 1309, 1322

Coauthor: SBs 114, 132, 212, 219, 261; **SCR** 4; **SRs** 10, 15, 16; **HBs** 1001, 1136, 1154, 1262, 1299, 1411; **HCRs** 1011, 1014

Special Committees:

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Mileage allowance 25

Years of service: Senate, 1979-1981

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DAHL, SENATOR JOHN L., District 10, Democrat

Author: SBs 74, 75, 120, 180, 234; **SCR** 11; **SRs** 1, 15; **HBs** 1087, 1117, 1175; **HCR** 1019

Coauthor: SBs 132, 220, 251, 252; **SCRs** 4, 15; **SRs** 10, 16; **HBs** 1140, 1142, 1250, 1287, 1367

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Years of service: Senate, 1971-1981

DENNIS, SENATOR GERALD C., District 5, Democrat

Author: SBs 153, 158; SCR 4; HBs 1142, 1348

Coauthor: SB 123; SRs 10, 15, 16, 18; HB 1140

Standing Committees:

Agriculture	23
Education	23
Executive Nominations	23
Judiciary	24

Conferee:

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Election certified: 3; 10

Mileage allowance 25

Oath of Office: 3

Years of service: Senate, 1981

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GILES, SENATOR RAY A., District 23, Democrat

Author: SBs 220, 221, 284, 323, 353; SJRs 19, 20; SRs 2, 5; HBs 1177, 1228, 1265, 1313;

HJRs 1025, 1026

Coauthor: SBs 84, 114, 132, 133, 144; SCR 4; SRs 10, 15, 16; HBs 1040, 1072, 1139; HCR 1004

Standing Committees:

Appropriations	23
Business and Labor	23
Executive Nominations	23
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Conferee:

General Conference Committee on Appropriations	626
GCCA Subcommittee on Public Safety and Highways	703
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Mileage allowance 25

Oath of Office: 3

Years of service: Senate, 1977-1981

GREEN, SENATOR WARREN E., District 35, Republican

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Author: SBs 72, 73, 244, 295, 355; SJR 18; HBs 1242, 1296

Coauthor: SBs 84, 132, 212, 330; SCR 4; SRs 2, 5, 10, 15, 16; HBs 1001, 1120, 1122, 1143, 1144, 1192, 1310, 1331; HCRs 1006, 1007, 1014

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Oath of Office:	3
Years of service: Senate, 1977-1981 House, 1965-1976	

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HOWARD, SENATOR GENE C., District 36, Democrat

Author: SBs 123, 140, 142, 143; SR 16; HBs 1129, 1367

Coauthor: SB 149; SCR 4; SRs 10, 15, 18; HBs 1140, 1175, 1259, 1426; HCR 1014

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Business and Labor	23
Judiciary	24
Natural Resources	24
Policy	24

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Years of service: Senate, 1965-1981 House, 1959-1962	

HOWELL, SENATOR JAMES F., District 42, Democrat

Author: SBs 1, 2, 3, 196, 197, 213, 214, 215, 278, 287, 305, 308, 311; HBs 1137, 1211, 1212, 1241, 1255, 1270, 1418

Coauthor: SBs 20, 71, 84, 190, 198, 284, 309, 316; SJR 9; SCRs 4, 15; SRs 2, 10, 15, 16; HBs 1047, 1062, 1067, 1068, 1069, 1140, 1233, 1236, 1367

Special Committees:

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Standing Committees:

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Executive Nominations	23
Finance	23
Natural Resources	24

Conferee:

General Conference Committee on Appropriations	626
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SB 309	704
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Mileage allowance	25
Years of service: Senate, 1971-1981	

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JOHNSON, SENATOR JOE, District 4, Democrat

Author: SBs 217, 218, 253, 332, 333, 335; **SJR** 8; **HBs** 1038, 1086, 1106, 1107, 1151, 1195, 1198, 1199, 1203, 1260, 1315, 1361, 1411

Coauthor: SBs 75, 84, 90, 114, 251, 252, 293; **SCRs** 4, 15, 16; **SRs** 10, 15, 16; **HBs** 1001, 1005, 1030, 1040, 1048, 1049, 1050, 1091, 1098, 1115, 1118, 1140, 1142, 1145, 1185, 1204, 1236, 1334, 1396; **HJR** 1011

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JOHNSTON, SENATOR JEFF, District 50, Democrat

Author: SBs 4, 5, 170, 349, 360; **SR** 11; **HBs** 1025, 1183, 1334, 1362

Coauthor: SBs 10, 218, 331; **SCRs** 4, 15; **SRs** 10, 15, 16; **HBs** 1140, 1449, 1450, 1451

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K**KEATING, SENATOR FRANK**, District 38, Republican

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Author: SBs 17, 77, 112, 189, 190, 280, 302, 306, 330; SJR 12; SCR 15; HBs 1130, 1271, 1303; HCR 1013	

Coauthor: SBs 114, 161; SCR 4; SRs 6, 10, 15; HBs 1118, 1132, 1140; HCR 1014

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Judiciary	24
Natural Resources	24
Policy	24

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Years of service: Senate, 1975-June 1981 House, 1973-1974

KELLER, SENATOR E.W., District 52, Republican

Author: SBs 151, 224; SJR 17; HB 1134

Coauthor: SBs 132, 330; SCR 2, 4; SRs 10, 15, 16; HBs 1001, 1303, 1310

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Judiciary	24
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Years of service: Senate, 1973-1981

KILPATRICK, SENATOR DON, District 43, Democrat

Author: SBs 71, 276, 358; HBs 1181, 1217, 1305, 1391, 1399, 1421, 1422, 1470

Coauthor: SBs 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 212, 294, 357; SCR 4; SRs 10, 15, 16; HBs 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1093, 1094, 1095, 1099, 1100, 1101, 1102, 1103, 1104, 1112, 1124, 1125, 1129, 1140, 1148, 1161, 1162, 1163, 1168, 1204, 1236, 1264, 1276, 1304, 1309, 1396, 1433, 1454; HCR 1006

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Human Resources 24

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Election certified: 3; 11

Mileage allowance 25

Oath of Office: 3

Years of service: Senate, 1977-1981 House, 1971-1976

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LAMB, SENATOR NORMAN A., District 19, Republican

Author: SB 309; HB 1246

Coauthor: SBs 84, 97, 114, 132, 221, 245, 288, 330; SCRs 4, 15; SRs 10, 15, 16; HBs 1001, 1005, 1006, 1038, 1039, 1049, 1050, 1118, 1140, 1142, 1310, 1332, 1367, 1372, 1378;

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Standards and Ethics 24

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Oath of Office:	3
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LANDIS, SENATOR KENNETH K., District 24, Democrat

Author: SBs 12, 13, 14, 15, 16, 111, 157, 231, 271; **SCR** 14; **HBs** 1020, 1021, 1022, 1030, 1084

Coauthor: SBs 84, 114, 132, 185, 212, 220, 223, 245, 284, 288, 305, 353; **SCR** 4; **SRs** 2, 5, 10, 15, 16; **HBs** 1001, 1115, 1139, 1142, 1183, 1190, 1210, 1248, 1419; **HJR** 1011

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Executive Nominations	23
General Government, Vice Chairman	24
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Conferee:

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SB 81	507	HB 1084	653
HB 1019	508	HB 1131	597

Declaration of not voting:

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Mileage allowance	25
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Years of service: Senate, 1979-1981

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Author: SBs 245, 288; **HBs** 1273, 1287, 1332; **HCR** 1017

Coauthor: SBs 84, 114, 330; **SCRs** 4, 15; **SRs** 10, 15, 16; **HBs** 1140, 1405

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Mileage allowance	25
Oath of Office:	3
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LUTON, SENATOR JOHN, D., District 9, Democrat

Author: SBs 181, 182, 186, 228, 236, 243, 317; HBs 1005, 1006, 1042, 1047, 1048, 1049, 1050, 1051, 1056, 1118

Coauthor: SBs 20, 114, 225; SCR 4, 15; SRs 10, 15, 16; HBs 1040, 1211, 1212, 1255, 1304

Select Committees:

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Standing Committees:

Business and Labor	23
Human Resources, Vice Chairman	24
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Conferee:

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Election certified:	3; 10
Mileage allowance	25
Oath of Office:	3
Years of service: Senate, 1965-1981	

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McCUNE, SENATOR JOHN R., District 47, Republican

Author: SBs 21, 79, 80, 81, 102, 148, 169, 255, 310; SJR 2; SCR 7; HBs 1197, 1213, 1254;

HCR 1016

Coauthor: SBs 114, 160, 330; SJR 6; SCR 4; SRs 10, 15, 16; HBs 1231, 1283, 1305, 1351, 1373

Special Committees:

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Standing Committees:

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Mileage allowance	25
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McDANIEL, SENATOR JAMES W., District 13, Democrat

Author: SBs 18, 126, 137, 163, 164, 207, 230, 285, 293, 315, 320; **SJR** 9; **HBs** 1090, 1091, 1092, 1139, 1167, 1169, 1178, 1238, 1294; **HCR** 1004

Coauthor: SBs 84, 212; **SCRs** 4, 8, 15; **SRs** 2, 10, 15, 16; **HBs** 1006, 1048, 1049, 1050, 1113, 1118, 1140

Special Committees:

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Standing Committees:

Finance	23
General Government	24
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Standards and Ethics	24

Conferee:

General Conference Committee on Appropriations	626
GCCA Subcommittee on Regulatory and Natural Resources	703
SB 81	507
SB 207	729
HB 1091	653
HB 1217	726; 822; 841
HB 1238	726
HB 1286	726
HB 1322	702

Election certified	3; 10
Mileage allowance	25
Oath of Office:	3
Years of service: Senate, 1977-1981	

M

MARTIN, SENATOR ERNEST D., District 14, Democrat

Elected Majority Floor Leader 6

Author: SB 88; **SCR** 19; **SR** 14; **HB** 1256; **HJR** 1006

Coauthor: SBs 156, 222; **SCRs** 4, 15; **SRs** 10, 15, 16; **HBs** 1367, 1378

Committees:

Ex officio and voting member of all Senate committees. Rule 7-3(E)

Conferee:

SB 159	747
SB 207	729
SB 296	748
HB 1238	726
HB 1256	733
HB 1339	726

Mileage allowance	25
Years of service: Senate, 1965-1981	

MILLER, SENATOR ROBERT L., District 8, Democrat

Author: SBs 132, 242; **HB** 1353

Coauthor: SBs 245, 288, 316; **SCRs** 4, 15; **SRs** 10, 15, 16, 18; **HBs** 1140, 1250, 1332, 1405

Special Committees:

To arrange for permanent seating of the Majority Party 6

Standing Committees:

Appropriations	103
Agriculture	23
Education	23
Standards and Ethics, Vice Chairman	24

Conferee:

SB 132	712
SB 332	588
Mileage allowance	25
Years of service: Senate, 1979-1981	

MOORE, SENATOR ED, District 45, Republican

Elected Minority Caucus Secretary	797
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Author: SCR 3; HB 1277

Coauthor: SBs 84, 94, 114, 132, 194, 212, 218, 219, 223, 330; **SJR** 17; **SCR** 4; **SRs** 2, 5, 10, 15, 16; **HBs** 1025, 1040, 1050, 1132, 1172, 1173, 1231, 1257, 1310, 1354

Special Committees:

To attend the inauguration of President Ronald Reagan	103
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Standing Committees:

General Government	24
Judiciary	24
Natural Resources	24
Standards and Ethics	24

Conferee:

SCR 3	570
Election certified:	3; 11
Mileage allowance	25
Oath of Office:	3
Years of service: Senate, 1981	

O

O'CONNOR, SENATOR WILLIAM P., District 20, Republican

Author: SBs 222, 321; **HB** 1190

Coauthor: SBs 102, 132, 212, 330; **SCRs** 4, 15; **SRs** 10, 15, 16; **HBs** 1140, 1142, 1256, 1310, 1405, 1424; **HCR** 1007

Standing Committees:

Agriculture	102
Business and Labor	102
Executive Nominations	102
Finance	102

Conferee:

SB 6	592
HB 1256	733
Election certified:	102
Mileage allowance	102
Oath of Office:	102
Years of service: Senate, January, 1981	

P

PIERCE, SENATOR JERRY T., District 29, Republican

Elected Minority Whip	6
Elected Assistant Minority Floor Leader	797
Author: SBs 193, 249, 250; SR 7; HB 1363	
Coauthor: SBs 84, 132, 149, 160, 194, 212, 330; SJR 6; SCR 4, 13; SRs 9, 10, 15, 16; HBs 1001, 1020, 1098	

Special Committees:

To escort Senator O'Connor to his seat	102
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Standing Committees:

Agriculture	23
Executive Nominations	23
Finance	23
General Government	24
Election certified:	3; 11
Mileage allowance	25
Oath of Office:	3
Years of service: Senate, 1973-1981 House, 1971-1972	

PORTER, SENATOR E. MELVIN, District 48, Democrat**Author:** SBs 219, 312, 324**Coauthor:** SCR 4, 15; SRs 10, 15, 16; HBs 1140, 1257, 1367; HJR 1014**Special Committees:**

To escort Governor Nigh to Joint Session	16
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Standing Committees:

Business and Labor	23
Executive Nominations	23
Finance	23
Human Resources, Chairman	24
Mileage allowance	25
Years of service: Senate, 1965-1981	

R

RANDLE, SENATOR RODGER A., District 33, Democrat

Author: SBs 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 131, 208, 232, 294, 319, 334; SCR 18; HB 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1093, 1094, 1095, 1099, 1100, 1101, 1102, 1103, 1104, 1112, 1123, 1124, 1125, 1148, 1161, 1162, 1163, 1168, 1204, 1234, 1236, 1264, 1267, 1276, 1424, 1433, 1454; HCR 1011

Coauthor: SBs 326, 357; SCR 4, 15; SRs 10, 15, 16, 18; HBs 1140, 1277, 1396; HCR 1014**Standing Committees:**

Appropriations, Chairman	23
Business and Labor	23
Human Resources	24
Policy	24

Conferee:

General Conference Committee on Appropriations, Chairman	626
GCCA Subcommittee on Education, Vice Chairman	702
Joint Retirement Laws Committee	595
SB 25	570
SB 26	570; 828
SB 27	570
SB 73	542
SB 84	603
SB 203	729
SB 292	581
SB 294	621
SB 316	705
SB 326	729
SB 357	856
HB 1063	300; 505
HB 1124	603
HB 1218	776
HB 1234	742
HB 1333	742
HB 1350	812
HB 1360	621
HB 1391	608
HB 1396	702
HB 1424	795; 851
Election certified:	3; 11
Mileage allowance	25
Oath of Office	3
Years of service: Senate, 1973-1981	House, 1971-1972

ROZELL, SENATOR HERBERT, District 3, Democrat

Author: SBs 138, 174, 233, 316; **SCRs** 13, 16; **HB** 1165; **HJR**s 1005, 1020

Coauthor: SBs 153, 288; **SCRs** 4, 15; **SRs** 10, 15, 16, 18; **HBs** 1140, 1332, 1378

Special Committees:

Joint Legislative Ethics Committee, Vice Chairman	85
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Standing Committees:

Appropriations	23
Education	23
Human Resources	24
Standards and Ethics, Chairman	24

Conferee:

SB 113	590
SB 149	630; 824
SB 287	743; 812; 855; 900; 905
SB 316	705
HB 1053	639
HB 1129	750
HB 1396	702
Election certified:	3; 10
Mileage allowance	25
Oath of Office	3
Years of service: Senate, 1977-1981	

S

SCHUELEIN, SENATOR WILLIAM M., District 1, Democrat

Elected Assistant Majority Floor Leader

Author: SB 283; **SCR** 10; **SR** 17; **HBs** 1193, 1247, 1248; **HJR** 1001

Coauthor: SBs 85, 86, 87, 123, 194, 225, 357; **SCR** 4; **SRs** 10, 15, 16; **HBs** 1020, 1030, 1047

Standing Committees:

Agriculture	23
Appropriations	23
General Government	24
Policy	24

Conferee:

General Conference Committee on Appropriations, Alternate	626
GCCA Subcommittee on Social Services, Public and Mental Health, Alternate	703
SB 283	608; 796
SB 332	588
HB 1021	552
Election certified:	3; 10
Mileage allowance	25
Oath of Office:	3
Years of service: Senate, 1973-1981	

SHEDRICK, SENATOR BERNICE, District 21, Democrat

Author: SBs 152, 194; SJR 15; HBs 1111, 1113, 1208, 1262, 1350, 1357

Coauthor: SBs 84, 114, 117, 212; SCRs 4, 6, 8, 12, 15; SRs 10, 15, 16; HBs 1006, 1008, 1042, 1048, 1049, 1098, 1115, 1137, 1140, 1142, 1185, 1195, 1236, 1304, 1328, 1405; HCR 1006

Select Committees:

Department of Human Services	390
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Standing Committees:

Agriculture	23
Education	23
Finance	23
Standards and Ethics	24

Conferee:

General Conference Committee on Appropriations	626
GCCA Subcommittee on Education	702
SB 117	542
SB 214	648; 783
HB 1195	603
HB 1350	812
HB 1372	622

Declaration of vote:

HB 1185	498
Election certified:	3; 11
Mileage allowance	25
Oath of Office:	3
Years of service: Senate, 1981	

SMITH, SENATOR FINIS W., District 37, Democrat

Author: SBs 23, 96, 97, 98, 99, 100, 115, 116, 121, 122, 129, 135, 225, 226, 227, 265, 266, 267, 275, 286; SJR 3; SCRs 2, 5, 6, 20; SR 18; HBs 1119, 1120, 1121, 1150, 1166, 1191, 1205, 1281, 1288, 1289, 1301, 1371, 1426; HCR 1002

Coauthor: SBs 8, 85, 87, 102, 178, 179, 196, 212, 317; SJR 2; SCR 4; SRs 10, 15, 16; HBs 1234, 1236, 1267, 1304, 1378; HCRs 1006, 1014

Select Committees:

Legislative Reapportionment and Congressional Redistricting	91
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Special Committees:

To escort President Pro Tempore York to the President's desk 4

Standing Committees:

Business and Labor 23
 Finance, Chairman; resigned, appointed Vice Chairman 23; 356
 Natural Resources 24
 Policy 24

Conferee:

General Conference Committee on Appropriations 626
 GCCA Subcommittee on General Government and Judiciary 703
 SB 20 630; 868; 875 HB 1084 653
 SB 97 642 HB 1120 603
 SB 116 558 HB 1121 759
 SB 170 558; 846 HB 1242 653; 841
 SB 176 731 HB 1250 726
 SB 178 729 HB 1286 726
 SB 226 680 HB 1301 576
 SB 227 680 HB 1371 702
 SB 248 759 HB 1397 748
 SB 286 717 HB 1424 795; 851
 HB 1033 750 HJR 1019 754; 799

Declaration of not voting:

SB 163 349; 378; 379; 754
 SB 178 838
 HB 1397 682
 Election certified: 3; 11
 Mileage allowance 25
 Oath of Office: 3
 Years of service: Senate, 1965-1981

SMITH, SENATOR JERRY L., District 39, Republican

Author: SBs 124, 130, 171, 172, 173, 202, 256, 258; SJRs 4, 13; SCR 12; HBs 1033, 1132, 1149, 1152, 1153, 1160, 1174, 1330, 1351, 1368, 1464; HCR 1010

Coauthor: SB 330; SCRs 4, 15; SRs 10, 16

Select Committees:

Legislative Reapportionment and Congressional Redistricting 91

Standing Committees:

Business and Labor 23
 Judiciary 24
 Natural Resources 24
 Standards and Ethics 24

Conferee:

SB 258 579
 HB 1033 750
 HB 1351 653

Declaration of not voting:

HB 1292 677; 856
 Election certified: 3; 11
 Mileage allowance 26

Oath of Office:	3
Years of service: Senate, 1981 House, 1973-1980	

STIPE, SENATOR GENE, District 7, Democrat

Author: SBs 89, 90, 91, 92, 93, 94, 95, 103, 104, 105, 106, 107, 109, 210, 251, 252, 279, 361; SRs 3, 8, 10; HBs 1011, 1105, 1126, 1154, 1221, 1268, 1331, 1416

Coauthor: SBs 20, 114, 123, 141, 158, 211, 288; SCR 4; SRs 15, 16, 18; HBs 1005, 1050, 1117, 1118, 1119, 1140, 1207; HJR 1019

Special Committees:

To escort President Pro Tempore York to the President's desk	4
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Standing Committees:

Appropriations	23
General Government	24
Natural Resources	24
Policy	24

Conferee:

General Conference Committee on Appropriations	626
GCCA Subcommittee on Public Safety and Highways	703
SB 89 560; 868 HB 1117	742
SB 113 590 HB 1343	576
SCR 3 570 HB 1388	702
HB 1053 639 HJR 1019	754; 799

Declaration of not voting:

SR 18	872
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Election certified:	3; 10
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Mileage allowance	26
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Oath of Office:	3
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Years of service: Senate, 1957-1981 House, 1949-1954	
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T**TALIAFERRO, SENATOR PAUL**, District 31, Democrat

Elected Majority Whip	6
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Author: SBs 144, 145, 154, 209, 223, 262, 263, 290, 322, 363; SJR 16; HBs 1034, 1039, 1136, 1184, 1227, 1229, 1250, 1314, 1320, 1321, 1405, 1410, 1460

Coauthor: SBs 20, 84, 149, 212, 245, 305, 314; SCRs 2, 4, 15, 20; SRs 10, 15, 16; HBs 1030, 1142; HCR 1004

Standing Committees:

Agriculture	23
Finance	23
General Government	24
Policy	24

Conferee:

General Conference Committee on Appropriations, Alternate	626
GCCA Subcommittee on Public Safety and Highways, Alternate	703
SB 176 731 HB 1314	653
SB 263 614 HB 1315	726
HB 1227 701; 777 HB 1388	702
HB 1250	726

Declaration of vote:

HB 1140	836
Election certified:	3; 11
Mileage allowance	26
Oath of Office:	3
Years of service: Senate, 1977-1981	

TERRILL, SENATOR AL, District 32, Democrat

Author: SBs 128, 159, 206, 216, 237, 260, 277, 296, 297, 298, 299, 300, 301, 314, 328, 329;
SJR 11; **SR** 21; **HBs** 1046, 1170, 1192, 1233, 1261, 1272, 1283, 1284, 1323, 1339, 1373,
 1397, 1419

Coauthor: SBs 20, 49, 136, 263; **SJR** 9; **SCRs** 4, 20; **SRs** 10, 15, 16; **HBs** 1047, 1140, 1304,
 1367; **HCRs** 1004, 1006

Select Committees:

Department of Human Services, Chairman	390
Legislative Reapportionment and Congressional Redistricting	91

Standing Committees:

Appropriations	23
Education	23
Human Resources	24
Policy, Chairman	24

Conferee:

General Conference Committee on Appropriations	626
GCCA Subcommittee on Social Services, Public and Mental Health, Chairman	703
SB 97 642	HB 1192 608; 875
SB 159 747	HB 1233 748
SB 226 680	HB 1283 608
SB 248 759	HB 1295 750
SB 296 748	HB 1339 726
SB 297 684	HB 1349 754
HB 1046 621	HB 1373 726
HB 1063 300; 505	HB 1397 748

Declaration of vote:

SB 20	398
Mileage allowance	26
Years of service: Senate, 1965-1981	

TINSLEY, SENATOR GIDEON, District 22, Democrat

Author: SBs 127, 198, 200; **SCR** 9; **HBs** 1292, 1388

Coauthor: SBs 132, 212; **SCRs** 4, 15; **SRs** 10, 15, 16, 18; **HBs** 1140, 1236, 1250

Special Committees:

To notify Governor Nigh the Senate is organized	7
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Standing Committees:

Agriculture	23
Appropriations	23
General Government	24
Standards and Ethics	24

Conferee:

SB 127	681; 812
HB 1292	726
HB 1372	622
HB 1388	702
Mileage allowance	26
Years of service: Senate, 1975-1981	

W**WATSON, SENATOR PHIL**, District 41, Republican

Elected Assistant Minority Floor Leader	6
Elected Minority Floor Leader	797
Author: SBs 6, 136, 246, 247, 248, 326; HBs 1088, 1257, 1258, 1290, 1333	
Coauthor: SBs 132, 288, 328, 330; SJR 4; SCRs 2, 4, 15; SRs 9, 10, 15, 16; HBs 1140, 1234, 1236, 1283, 1284, 1310, 1332	

Select Committees:

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Standing Committees:

Appropriations	23
Education	23
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Standards and Ethics	24

Conferee:

General Conference Committee on Appropriations	626
GCCA Subcommittee on Social Services, Public and Mental Health	703
Joint Retirement Laws Committee	595
SB 6	592
SB 132	712
SB 159	747
SB 226	680
SB 248	759
SB 286	717
SB 296	748
SB 297	684
SB 326	729
HB 1046	621
HB 1234	742
HB 1256	733
HB 1332	742
HB 1333	742
HB 1339	726
HB 1373	726

Declaration of vote:

SB 152	188
SJR 8	188
Election certified:	3; 11
Mileage allowance	26
Oath of Office:	3
Years of service: Senate, 1973-1981	

WINN, SENATOR WAYNE, District 27, Democrat

Coauthor: SBs 132, 194, 210, 235, 245, 288; **SCR** 4; **SRs** 10, 15, 16, 18; **HBs** 1005, 1006, 1049, 1050, 1118, 1140, 1257, 1262, 1310, 1332, 1390

Standing Committees:

Agriculture	23
Executive Nominations	23
General Government	24
Judiciary	24
Election certified:	3: 11
Mileage allowance	26
Oath of Office:	3
Years of service: Senate, 1981 House, 1977-1980	

Y

YORK, SENATOR MARVIN, District 44, Democrat

Elected President Pro Tempore 4

Author: SBs 84, 212, 268, 291, 292, 339, 340, 342, 350, 351, 352, 354, 356, 357, 362; **SCRs** 17, 21; **SR** 9; **HBs** 1001, 1096, 1097, 1140, 1218, 1220, 1231, 1252, 1304, 1360, 1366, 1378, 1396, 1449, 1450, 1451; **HCRs** 1003, 1006, 1014, 1020, 1022

Coauthor: SBs 102, 294, 303, 316; **SCRs** 4, 15, 18, 20; **SRs** 10, 15, 16; **HBs** 1027, 1236, 1250, 1262; **HCR** 1018

Committees:

Ex officio and voting member of all Senate committees. Rule 7-3(E)

Conferee:

SB 25	570	SB 357	856
SB 26	570; 828	HB 1124	603
SB 27	570	HB 1192	608; 875
SB 84	603	HB 1207	652
SB 141	659	HB 1218	776
SB 292	581	HB 1231	812
SB 294	621	HB 1238	726
SB 303	712	HB 1360	621
SB 316	705	HB 1391	608
SB 327	743	HB 1396	702
SB 350	743		
Mileage allowance			26

Years of service: Senate, 1975-1981 House, 1969-1974

YOUNG, SENATOR JOHN, W. District 12, Democrat

Author: SBs 85, 86, 87, 147, 160, 211, 269, 270, 304, 325, 345; **SJR**s 6, 10; **HB** 1188; **HJR** 1017

Coauthor: SBs 114, 132; **SCR** 4; **SRs** 10, 15, 16; **HBs** 1023, 1290

Standing Committees:

Education	23
Human Resources	24
Judiciary	24
Policy	24

Conferee:

General Conference Committee on Appropriations	626
GCCA Subcommittee on General Government and Judiciary	703
Joint Retirement Laws Committee	595
Mileage allowance	26
Years of service: Senate, 1965-1981	

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Deer, antlerless, protecting in certain counties. SB 153

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JOURNAL

of the

SENATE

FIRST EXTRAORDINARY SESSION

OF THE

THIRTY-EIGHTH LEGISLATURE

OF OKLAHOMA

1981



Convened August 31, 1981

Adjourned September 4, 1981

JOURNAL

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FIRST EXTRAORDINARY SESSION

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THIRTY-EIGHTH LEGISLATURE

OF OKLAHOMA

1961



Commenced August 27, 1961

Adjourned September 4, 1961

OFFICERS OF THE SENATE

FIRST EXTRAORDINARY SESSION

38TH LEGISLATURE

1981

SPENCER BERNARD, Rush Springs	President
MARVIN YORK, Oklahoma City	President Pro Tempore
ERNEST D. MARTIN, Ardmore	Majority Floor Leader
WILLIAM M. SCHUELEIN, Miami	Assistant Majority Floor Leader
PAUL TALIAFERRO, Lawton	Majority Whip
PHIL WATSON, Edmond	Minority Floor Leader
JERRY T. PIERCE, Bartlesville	Assistant Minority Floor Leader
TIM LEONARD, Beaver	Minority Whip
LEE SLATER, Guthrie	Secretary

STATE OF NEW YORK

IN SENATE

JANUARY 1, 1901.

REPORT

OF THE
COMMISSIONERS OF THE LAND OFFICE,
IN RESPONSE TO A RESOLUTION
PASSED BY THE SENATE
JANUARY 1, 1899.
ALBANY:
J. B. LEECH, STATE PRINTER,
1899.

Senate Journal

**First Extraordinary Session of the Thirty-eighth Legislature, 1981,
of the State of Oklahoma**

First Legislative Day, Monday, August 31, 1981

Pursuant to the Executive Order issued by the Governor of the State of Oklahoma, the Honorable George Nigh, on the 26th day of August, 1981, and the hour of 1:00 p.m. having arrived, the Senate was called to order by its President, Spencer Bernard.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, McCune, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—37.

Excused: Cate, Dennis, Lamb, Leonard, Luton, McDaniel, Porter, Randle, Smith (Finis) and Smith (Jerry L.).—10.

Vacancy: District 38.—1.

President Bernard declared a quorum present.

The prayer was offered by Reverend W.J. Davis, First Baptist Church, Midwest City, the guest of Senator Howell.

COMMUNICATION

The following Communication from the State Election Board was read:

July 27, 1981

The Honorable Marvin York
President Pro Tempore
of the Senate
State Capitol
Oklahoma City, Oklahoma 73105

Dear Senator York:

This is to certify that pursuant to 26 O.S. Supp. 1980, § 12-109, the State Election Board on July 24, 1981, issued a certificate of election to Charles R. Ford, the unopposed nominee of the Republican Party for the office of State Senator, District 38.

Sincerely,

/s/Lee Slater, Secretary
State Election Board

July 24, 1981

We the members of the Oklahoma State Election Board certify that pursuant to 26 O.S. Supp. 1980, Sec. 12-109 Charles R.

Ford, the unopposed nominee of the Republican Party for the office of State Senator, District 38, is the winner of the Special Election to fill the vacancy in said office.

State Election Board

/s/GRACE HUDLIN, Chairman

/s/DREW NEVILLE, Vice Chairman

LEE SLATER, Secretary

OATH OF OFFICE

President Bernard announced that the Official Oath of Office, as required in Sections 1 and 2 of the Constitution of the State of Oklahoma, was administered to Senator Ford on the 24th day of July by Justice Opala of the Supreme Court.

The President ordered the roll called on the entire membership of the Senate.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, McCune, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Excused: Cate, Dennis, Lamb, Leonard, Luton, McDaniel, Porter, Randle, Smith (Finis) and Smith (Jerry L.).—10.

COMMUNICATION

The Executive Order issued by the Governor was read at length as follows:

State of Oklahoma
Executive Department
Executive Order 81-1

To the Honorable Members of the House of Representatives and Senate of the State of Oklahoma:

Pursuant to the provisions of Article Six, Section Seven of the Constitution of the State of Oklahoma, I hereby convoke the first extraordinary Session of the Thirty-eighth Legislature of the State of Oklahoma, to convene at the State Capitol at 1:00 o'clock, P.M. on the thirty-first day of August 1981. At such Session, I recommend for consideration the following subjects:

1. Amendment of 51 O.S. 1980 Supp., Sections 24.1 and 24.2 to add elected or appointed County officers or employees to the provisions thereof relating to automatic suspension from office or employment in the event any such officer or employee shall have been found guilty by a trial court of a felony in a court of competent jurisdiction and, in the event any elected or appointed State or County officer or employee who, during the term for which such person was elected or appointed, has pleaded guilty to a felony in a court of competent jurisdiction shall, immediately upon the entry of said plea, forfeit said office or employment; and that any such officer or employee upon final conviction of, or pleading guilty to, a felony shall forfeit all benefits of said office or employment, including, but not limited to, retirement benefits provided by Law; and the amendment of 51 O.S. 1980 Supp., § 10 to provide that, except for vacancies existing for which special elections have been called prior to the effective date of the act, all vacancies in the Board of County Commissioners shall be filled by appointment of the Governor for the balance of the unexpired term of the Commissioner vacating said office.

2. Appropriation to the State Election Board from the revenues available in the General Fund of the State Treasury for the fiscal year ending June 30, 1981, the sum of One Million Dollars (\$1,000,000.00) for the

conduct of Special Elections occurring by reason of vacancies in offices of County Commissioners, and for reimbursement of election expenses incurred by Counties which have previously conducted special elections for such purposes during the fiscal year ending June 30, 1982.

3. Repeal of 21 O.S. 1971, § 391 which currently provides that either party to crime of offering, giving or receiving bribes and who shall first furnish information and shall testify shall not thereafter be criminally liable.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Oklahoma to be fixed at Oklahoma City, Oklahoma, this 26th day of August, 1981.

By The Governor Of
The State Of Oklahoma

/s/George Nigh
(Seal)

Attest:

/s/Jeanette B. Edmondson
Secretary of State

/s/by Esta M. Phipps
Assistant Secretary of State

State of Oklahoma
Executive Department
Executive Order 81-2

To the Honorable Members of the
House of Representatives and
Senate of the State of Oklahoma:

Executive Order 81-1, issued by me on August 26, 1981, hereby is amended to recommend for consideration at the First Extraordinary Session of the Thirty-eighth Legislature of the State of Oklahoma, the following additional subject:

Amendment of Laws pertaining to Counties and relating to lease-purchases of equipment and machinery and provisions relating to sale and disposal of property.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Oklahoma to be fixed at Oklahoma City, Oklahoma this 31st day of August, 1981.

By The Governor Of
The State Of Oklahoma

/s/George Nigh
(Seal)

Attest:

/s/Jeanette B. Edmondson
Secretary of State

Senator Martin moved that the Rules of the Senate of the 38th Legislature in Regular Session be adopted as the Rules of the Senate in Extraordinary Session and that the organization and selection of Officers of the 1st Regular Session of the 38th Legislature continue in Extraordinary Session, which motion was declared adopted.

MESSAGE FROM THE HOUSE

The House requests the Honorable Senate to meet with them in Joint Session at 1:30 p.m. to receive a message from the Honorable George Nigh, Governor, in regard to his calling of the Extraordinary Session of the Legislature.

Senator Martin moved that the Senate meet with the House in Joint Session at 1:30 p.m. and reconvene in the Senate Chamber upon adjournment of the Joint Session, which motion was declared adopted.

Senator Martin moved that the Senate stand recessed until 1:30 p.m. to reconvene with the House in Joint Session, which motion was declared adopted.

JOINT SESSION

The First Joint Session of the First Extraordinary Session of the 38th Legislature was called to order by President Bernard.

Senator Martin moved that the attendance roll call of the Senate be considered the attendance roll call of the Senate in Joint Session, which motion was declared adopted.

Present: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, McCune, Martin, Miller, Moore, O'Connor, Pierce, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—38.

Excused: Cate, Dennis, Lamb, Leonard, Luton, McDaniel, Porter, Randle, Smith (Finis) and Smith (Jerry L.).—10.

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.

Aye: Anderson (Don), Anderson (Robert), Arnold, Baker, Barker, Baughman, Blodgett, Bradley, Brown, Caldwell, Camp, Choate, Cole, Conaghan, Cotner, Cox, Craighead, Cunningham, Davis (Frank), Davis (Guy), Deatherage, Denman, Duckett, Duke, Dunn, Fair, Fitzgibbon, Fried, Glover, Graves, Hamilton, Haney, Harbin, Hargrave, Harper, Harris, Hastings, Henshaw, Hill, Hobson, Holden, Hooper, Hopkins, Johnson, Joiner, Kamas, Kelly, Kincheloe, Koppel, Lancaster, Lawter, Lewis, Little, McIntyre, Manar, Manning, Mason, Mentzer, Milacek, Monks, Morgan, Murphy, Osborne, Peterson, Pitezal, Poulos, Reimer, Rieger, Robinson, Rogers,

Sanders, Sherrer, Shurden, Smith, Stahl, Talley, Taylor, Thompson, Trent, Twidwell, Vanatta, Vaughn, Weichel, Whorton, Widener, Williams (Freddie), Williamson, Willis, Mr. Speaker.—89.

Excused: Abbott, Atkinson, Gray, Henry, Holt, McCaleb, McCorkell, Riggs, Sparkman, Williams (Penny).—10.

Vacancy: Districts 43 and 80.—2.

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.

The invocation was offered by Reverend Davis.

Senator Martin moved that the President of the Senate and the Speaker of the House appoint a committee of three, respectively, as a Joint Committee to notify the Governor the First Extraordinary Session of the 38th 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 Capps, Crutcher and Branch.

Speaker Draper appointed for the House the following: Representative Kelly, Lewis and Haney.

INTRODUCTIONS

President Bernard introduced the first lady of the State of Oklahoma, Mrs. Donna Nigh and Mrs. Vivian Bernard, wife of President Bernard.

President Bernard recognized the Sergeant at Arms 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 message to the members of the Legislature assembled in Joint Session.

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

The Senate reassembled in its Chamber with Senator Young presiding.

Senator Martin questioned a quorum. The Presiding Officer ordered the roll called following which a quorum was declared present.

Senator Martin submitted the Report on Mileage Allowance and moved its adoption, which motion was declared adopted.

MILEAGE ALLOWANCE

Name	Residence	Total Miles Round Trip	Amount Round Trip
Boatner, Roy A.	Calera	332	\$73.04
Branch, Bill	Pauls Valley	120	26.40
Cain, Bernest H. Jr.	Oklahoma City		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. Jr.	Altus	318	69.96
Crutcher, Bill J.	Claremore	256	56.32
Cullison, Robert V.	Skiatook	240	52.80
Cummins, Don	Tulsa	218	47.96
Dahl, John	Barnsdall	302	66.44
Dennis, Gerald C.	Antlers	324	71.28
Ford, Charles R.	Tulsa	240	52.80
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
Johnson, Joe	Heavener	420	92.40
Johnston, Jeff	Seminole	130	28.60
Keller, E.W.	Bethany		None
Kilpatrick, Don	Del City	22	4.84
Lamb, Norman A.	Enid	176	38.72
Landis, Kenneth K.	Duncan	200	44.00
Leonard, Tim	Beaver	450	99.00
Luton, John D.	Muskogee	284	62.48
McCune, John R.	Oklahoma City		None
McDaniel, James W.	Fitzhugh	200	44.00

Name	Residence	Total Round Trip	Amount Round Trip
Martin, Ernest D.	Ardmore	210	46.20
Miller, Robert L.	Beggs	250	55.00
Moore, Ed	Oklahoma City	20	4.40
O'Connor, William P.	Ponca City	220	48.40
Pierce, Jerry T.	Bartlesville	300	66.00
Porter, E. Melvin	Oklahoma City		None
Randle, Rodger A.	Tulsa	240	52.80
Rozell, Herbert	Tahlequah	400	88.00
Schuelein, William M.	Miami	400	88.00
Shedrick, Bernice	Stillwater	134	29.48
	(until 9-1-81)	164	36.08
Smith, Finis W.	Tulsa	240	52.80
Smith, Jerry L.	Tulsa	250	55.00
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
Watson, Phil	Edmond	24	5.28
Winn, Wayne	Weatherford	140	30.80
York, Marvin	Oklahoma City	20	4.40
Young, John W.	Sapulpa	204	44.88

FIRST READING

The following were introduced and read the first time:

SB 1 — By York and Clifton.

An Act relating to the Secretary of the State Election Board; making an appropriation thereto; stating the purpose; providing procedure for reimbursement of counties incurring certain special election expenses; making appropriation nonfiscal; providing severability; and declaring an emergency.

SB 2 — By York and Clifton.

An Act relating to counties, county officers and other officers; amending 19 O.S. 1971, Section 449, as amended by Section 17-108, Chapter 153, O.S.L. 1974 (19 O.S. Supp. 1980, Section 449), which relates to vacancies in offices of county commissioners due to incapacity; modifying procedures for filling said vacancies; amending 51 O.S.

1971, Sections 8, 10, as last amended by Section 28, Chapter 272, O.S.L. 1980 and 24.1 (51 O.S. Supp. 1980, Section 10), which relate to vacancies and suspensions from certain offices or employments; adding pleas of guilty for felonies by officers to events determining vacancies in such offices; allowing Governor to fill vacancies by appointment in Board of County Commissioners offices; providing exceptions; adding pleas of guilty for felonies by officers or employees as effecting forfeiture of office or employment; providing for forfeiture of all benefits and rejection of claims for salaries or benefits by certain officers and employees; amending 69 O.S. 1971, Section 636, as last amended by Section 1, Chapter 289, O.S.L. 1976 (69 O.S. Supp. 1980, Section 636), which relates to equipment purchases by boards of county commissioners; including rental and lease-purchase agreements; repealing Sections 12-111, Chapter 153, O.S.L. 1974, as amended by Section 23,

Chapter 240, O.S.L. 1979, 12-112, Chapter 153, O.S.L. 1974, 12-113, Chapter 153, O.S.L. 1974, as amended by Section 24, Chapter 240, O.S.L. 1979, and 12-114 and 12-115, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1980, Sections 12-111, 12-112, 12-113, 12-114 and 12-115) and 51 O.S. 1971, Section 24.2, which relate to special elections for vacancies in the offices of County Commissioner and to rejection of salary claims to certain officers and employees; providing severability; and declaring an emergency.

LOBBYIST REGISTRATIONS

Addendum since July 20, 1981, Page 913, Regular Session.

Joyce M. Eisel, Oklahoma Blood Institute.

Keith Blayne Smith, The National Organization for Women.

Lobbyist registration has been terminated upon request of the following:

R. Lawrence Roberson, Legal Services of Eastern Oklahoma, Inc.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, September 1, 1981, at 10:00 a.m. which motion was declared adopted.

Upon motion of Senator Martin, the Senate adjourned at 2:25 p.m. to convene Tuesday, September 1, 1981 at 10:00 a.m.

Second Legislative Day

Tuesday, September 1, 1981

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

Roll Call:

Present: Branch, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, McCune, Martin, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Terrill, Watson, Winn, York and Young.—35.

Excused: Boatner, Capps, Cate, Johnston, Lamb, Luton, McDaniel, Moore, Porter, Smith (Finis), Smith (Jerry L.), Taliaferro and Tinsley.—13.

President Pro Tempore York presiding.

President Pro Tempore York declared a quorum present.

The prayer was offered by Senator Johnson.

SECOND READING

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

SB 1 — Policy.

SB 2 — Policy.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, September 2, 1981, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 10:15 a.m. to meet Wednesday, September 2, 1981, at 1:30 p.m.

Third Legislative Day

Wednesday, September 2, 1981

Pursuant to adjournment, the Senate was called to order by Senator Schuelein, who was designated so to do by the President Pro Tempore.

Roll Call:

Present: Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—41.

Excused: Boatner, Cate, Lamb, Pierce, Porter, Randle, Smith (Finis).—7.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend C. Duane Riley, Pastor, First Baptist Church, Midwest City, the guest of Senator Howell.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar:

DO PASS, as amended:

CS for **SB 1** — Policy

CS for **SB 2** — Policy

FIRST READING

The following were introduced and read the first time:

SR 1 — By Stipe.

A Resolution requesting the immediate lowering of interest rates; and directing distribution.

SR 2 — By Stipe.

A Resolution praising the efforts of the McAlester firefighters; expressing deep sorrow upon the death of Captain Zappy Ott; expressing sincere wishes for the speedy recovery of firefighter Jack Haynes; and directing distribution.

SR 3 — By Stipe.

A Resolution praising the lives and efforts of McAlester police officers David J. Sheehan and Ronnie N. Fox and narcotics agent Bill Morgan; expressing deep sorrow upon their deaths; expressing condolences; and directing distribution.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent to suspend Rule 5-4 to consider **SR 1** on General Order and to suspend Rules 5-4 and 5-5 to consider **SRs 2 and 3** on General Order, which was the order.

GENERAL ORDER

SB 1 by York and Clifton of the Senate was read and considered.

Senator Stipe asked unanimous consent that all other members of the Senate be named coauthors of **SB 1**, to which request objection was heard by Senator Keller.

Senator Ford moved to amend **SB 1**, Page 1, Line 34, by inserting after the comma and before the word "which" the following language: "less any monies that may have been restored by a county commissioner as restitution to the county due to his or her resignation", which amendment was declared adopted.

Senator York moved that **SB 1**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 1** was considered engrossed and placed on Third Reading.

THIRD READING

SB 1 was read for the third time at length.

On the question of passage of the bill and emergency, the roll call resulted as follows:

Aye: Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick,

Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—40.

Nay: Smith (Jerry L.).—1.

Excused: Boatner, Cate, Lamb, Pierce, Porter, Randle and Smith (Finis).—7.

The bill and emergency passed.

SB 1 was referred for engrossment.

GENERAL ORDER

SB 2 by York and Clifton was read and considered.

Senator Howell asked unanimous consent to amend **SB 2**, by striking the words "or employee" and "or employment" wherever they appear in Section 2, to which request objection was heard by Senator McCune.

Senator Howell moved to amend **SB 2**, Page 2, Line 18, by striking after the word "officer" and before the word "who," the words "or employee"; Page 2, Line 25, by striking after the word "officer" and before the word "who," the words "or employee"; and by striking "or employment" on Line 22; Page 2, Lines 28 and 29 by striking the words "or employment."; Page 2, Line 29 by striking the words "or employee"; Page 2, Line 31, by striking the words "or employment"; Page 2, Line 33, by striking the words "or employment"; Page 2, Line 35, by striking the words "or employee's"; Page 3, Line 3, by striking the words "or employee"; Page 3, Line 4, by striking the words "or employment"; and Page 3, Lines 7, 9, 10 and 11 by striking the words "or employee", which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Branch, Crutcher, Dahl, Howard, Howell, Keller, Landis, Luton, Martin, Stipe, Taliaferro, Tinsley, Winn and York.—14.

Nay: Cain, Capps, Clifton, Combs, Crow, Cullison, Cummins, Dennis, Ford, Giles, Green, Johnson, Johnston, Kilpatrick, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Terrill, Watson and Young.—27.

Excused: Boatner, Cate, Lamb, Pierce, Porter, Randle and Smith (Finis).—7.

Senator Jerry Smith moved to amend **SB 2**, Page 2, Line 10, by adding after the word "guilty" and before the word "in" the words "or nolo contendere", which amendment was declared adopted.

Senator Young moved to amend **SB 2**, Page 2, Line 14½, by adding after the word "vacancy." the following new Section 2 to read as follows: "Section 2. No person who is convicted of or pleads guilty to a felony involving sales to the state or to any of its political subdivisions may conduct business with the state or any political subdivision thereof."

Senator Stipe asked unanimous consent to amend the Young amendment to **SB 2**, by adding after the word "thereof" the following: "except to pay taxes.", to which request objection was heard by Senator Jerry Smith.

Senator Crow asked unanimous consent to amend the Young amendment to **SB 2**, by adding after the word "person" and before the word "who" the following: ", firm or corporation", which was the order.

Senator Young asked unanimous consent to amend the Young amendment to **SB 2**, by striking after the word "may" and before the words "the State" the words "conduct business with" and insert the following: "make sales of personal property to", which was the order.

Senator Young moved adoption of the Young amendment to **SB 2**, as amended.

Senator O'Connor moved to table the Young motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Crutcher, Cullison, Dennis, Keller, Kilpatrick, Leonard, Martin, Moore, O'Connor, Schuelein, Taliaferro, Terrill and Watson.—13.

Nay: Branch, Cain, Capps, Clifton, Combs, Crow, Cummins, Dahl, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Landis, Luton, McCune, McDaniel, Miller, Rozell, Shedrick, Smith (Jerry L.), Stipe, Tinsley, Winn, York and Young.—28.

Excused: Boatner, Cate, Lamb, Pierce, Porter, Randle and Smith (Finis).—7.

On the question of adoption of the Young motion to amend **SB 2**, it was declared adopted.

The Presiding Officer directed the Clerk to read the adopted Young amendment to **SB 2**, Page 2, Line 14½, as amended: "Section 2. No person, firm or corporation who is convicted of or pleads guilty to a felony involving sales to the state or to any of its political subdivisions may make sales of personal property to the state or any political subdivision thereof."

Senator Crow moved to amend **SB 2**, Page 2, Line 26, by adding after the word "felony" and before the word "in" the words: "offense which involves a violation of his oath of office", which amendment was withdrawn.

Senator Howard moved to amend **SB 2**, Page 3, Line 1, by striking after the word "system" and before the word "any" the

period and adding the following: "or retirement benefits that are vested on the effective date of this act."

Senator Young moved to table the Howard motion to amend, which motion to table was declared failed of adoption.

On the question of adoption of the Howard motion to amend **SB 2**, Page 3, Line 1, it was declared adopted.

Senator Jerry Smith moved to amend **SB 2**, by striking on Lines 4, 6, 9, 10, 15 and 16 of Page 4, the words and figures "One Thousand and Five Hundred Dollars (\$1,500.00)" and inserting in lieu thereof the words and figures "Five Hundred Dollars (\$500.00)"; and on Page 4, Lines 13, 14 and 15, by striking the words and figures "Four Thousand and Five Hundred Dollars (\$4,500.00)" and inserting in lieu thereof the words and figures "One Thousand Five Hundred Dollars (\$1,500.00)", which amendment was declared adopted.

Senator Johnston appealed to the Chair for ruling on remaining amendments to **SB 2** on the Clerk's desk as not being germane to the intent of the subject matter on the legislation called for by the Governor in his Executive Order.

The Chair ruled that the Senate would consider all amendments to **SB 2** in the order presented and make some disposition thereof considered.

Senator Johnson moved to amend **SB 2**, Page 3, Line 18, by adding after the word "equipment" and before the word "and" a comma and the following words: "building materials;" and by adding after the word "equipment" the words "building materials" on Lines 24, 25 and 34 of Page 3, which amendment was declared adopted.

Senator Young moved to amend **SB 2**, Page 4, Line 20½, by adding after the word

"law." the following Section: "Section 5. "Any items purchased for a county shall be presented to the county clerk, or one of his deputies, who then shall sign a receipt identifying the item purchased. The county clerk shall keep a permanent record of all such receipts issued. No payment shall be made for any county purchase until the supplier furnishes a signed receipt for the specific item purchased." and by renumbering, which amendment was declared adopted.

Senator York moved that **SB 2**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **SB 2** was considered engrossed and placed on Third Reading.

THIRD READING

SB 2 was read for the third time at length.

On the question of passage of the bill and emergency, the roll call resulted as follows:

Aye: Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—39.

Nay: Landis and Winn.—2.

Excused: Boatner, Cate, Lamb, Pierce, Porter, Randle and Smith (Finis).—7.

The bill and emergency passed.

SB 2 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 1 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SR 1 by Stipe was called up for consideration.

Senator Stipe asked unanimous consent that all other members of the Senate be named coauthors of **SR 1**, which was the order.

SR 1, as coauthored, was adopted upon motion of Senator Stipe and referred for enrollment.

GENERAL ORDER

SR 2 by Stipe was called up for consideration.

Senator Stipe asked unanimous consent that all other members of the Senate be named coauthors of **SR 2**, which was the order.

SR 2, as coauthored, was adopted upon motion of Senator Stipe and referred for enrollment.

GENERAL ORDER

SR 3 by Stipe was called up for consideration.

Senator Stipe asked unanimous consent that all other members of the Senate be named coauthors of **SR 3**, which was the order.

SR 3, as coauthored, was adopted upon motion of Senator Stipe and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1002** and **1003**.

HB 1002 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

An Act relating to the Secretary of the State Election Board; authorizing the State Election Board to utilize certain funds for certain purposes; and declaring an emergency.

HB 1003 — By Draper and Dunn of the House and York and Clifton of the Senate.

An Act relating to crimes and punishments; repealing 21 O.S. 1971, Section 391, which relates to persons first providing information and testifying in bribery cases not being criminally liable; and declaring an emergency.

The above numbered **HBs** were read the first time.

Senator Terrill presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 2 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, September 3, 1981, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 3:50 p.m. to meet Thursday, September 3, 1981, at 10:00 a.m.

Fourth Legislative Day

Thursday, September 3, 1981

Pursuant to adjournment, the Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Ford, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, McCune, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Stipe, Terrill, Winn, York and Young.—36.

Excused: Capps, Cummins, Giles, Lamb, Luton, McDaniel, Porter, Smith (Finis), Smith (Jerry L.), Taliaferro, Tinsley and Watson.—12.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Riley, the guest of Senator Howell.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 1, 2 and 3 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent, which was granted, that when **HBs 1002 and 1003** are read the second time they be referred direct to the Calendar.

SECOND READING

The following were read the second time and referred as indicated:

HB 1002 — Direct to Calendar.

HB 1003 — Direct to Calendar.

FIRST READING

The following was introduced and read the first time:

SR 4 — By Stipe, York, Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.

A Resolution praising the life and accomplishments of Leona Green Totten; express-

ing deep sorrow upon her death; expressing condolences; making a permanent record; and directing distribution.

Senator Martin moved that, when the clerk's desk is clear, the Senate stand ad-

journed to meet Friday, September 4, 1981, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Martin, the Senate adjourned at 10:15 a.m. to meet Friday, September 4, 1981, at 10:00 a.m.

Fifth Legislative Day

Friday, September 4, 1981

Pursuant to adjournment, the Senate was called to order by Senator Schuelein, who was designated so to do by the President Pro Tempore.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—43.

Excused: Cummins, Lamb, Luton, Porter and Smith (Finis).—5.

Senator Schuelein declared a quorum present.

The prayer was offered by Reverend Riley, the guest of Senator Howell.

COMMUNICATION

The following Executive Order was read at length:

**STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
EXECUTIVE ORDER 81-3**

The Honorable Members of the
House of Representatives
and Senate of the
State of Oklahoma:

Executive Order 81-1, issued by me on August 26, 1981, as amended by Executive Order 81-2, issued on August 31st, 1981, hereby is amended to recommend for consideration at the First Extraordinary Session of the Thirty-eighth Legislature of the State of Oklahoma, the following additional subject:

Enactment of Laws pertaining to Counties and relating to a prohibition of sales of personal property to the state or any political supervision thereof, by any person, firm, or corporation who is convicted of or pleads guilty to a felony involving sales to the state or any of its political subdivisions.

In witness whereof, I have hereunto set my hand and caused the Seal of the State of Oklahoma to be fixed at Oklahoma City, Oklahoma this 4th day of September, 1981.

By The Governor of
The State Of Oklahoma

/s/George Nigh
(Seal)

Attest:

/s/Jeanette B. Edmondson
Secretary of State

/s/Esta M. Phipps
Assistant Secretary of State

FIRST READING

The following were introduced and read the first time:

SR 5 — By York, Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.

A Resolution praising the life and accomplishments of Phillip E. Lambert; expressing deep sorrow upon his death; expressing condolences; making a permanent record; and directing distribution.

SR 6 — By Stipe, York, Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.

A Resolution praising the life and accomplishments of Senator Roy E. Grantham; expressing deep sorrow upon his death; expressing condolences; making a permanent record; and directing distribution.

SR 7 — By Howard, York, Randle, Cullison and Cummins.

A Resolution recognizing the life and accomplishments and contributions of Claude Allen Dyer to the state educational system; expressing the sympathy and condolences of the people of Oklahoma to the family of Claude Allen Dyer; and directing distribution.

ANNOUNCEMENT

Senator Watson announced to the members and asked that the record reflect that Senator Lamb is shown excused this legislative week as he is serving on active duty at Fort Polk, Louisiana, which was the order.

UNANIMOUS CONSENT REQUEST

President Pro Tempore York asked unanimous consent, which was granted, to suspend Senate Rules 5-4 and 5-5 to allow consideration of **SR 5** on General Order.

GENERAL ORDER

The following Resolution was read at length as follows:

SR 5 — By York, Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn and Young.

A Resolution praising the life and accomplishments of Phillip E. Lambert; expressing deep sorrow upon his death; expressing condolences; making a permanent record; and directing distribution.

WHEREAS, the greatness of Oklahoma is founded upon dedicated public servants who

work to improve the quality of government; and

WHEREAS, Phillip E. Lambert was born in Shawnee, Oklahoma, admitted to the Oklahoma Bar and served as the First Chief Judge of Oklahoma City; and

WHEREAS, Phillip E. Lambert was a member of the Oklahoma State Senate during the past decade and served with honor and distinction on many committees; and

WHEREAS, Phillip E. Lambert received the U.S. Jaycees Distinguished Service Award, the General Board of Christian Concerns Citation Award, the Oklahoma Safety Council Citation Award and the 1973 Outstanding Judicial Service Award; and

WHEREAS, Phillip E. Lambert was an original founder of the American Academy for Judicial Education of Municipal Judges, the Alcohol Rehabilitation Court Class Project and the Young Offenders Court Probation Project; and

WHEREAS, Phillip E. Lambert served on the Oklahoma City Police Community Relations Board, the Oklahoma Council on Crime and Delinquency, the Commission for Criminal and Traffic Law Enforcement and the Oklahoma City-County Criminal Justice Council; and

WHEREAS, Phillip E. Lambert continued to serve the people of the State of Oklahoma as District Court Judge until his untimely death; and

WHEREAS, this outstanding career of public service merits the praise of all Oklahomans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST EXTRAORDINARY SESSION OF THE 38TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate sincerely praises the life and public service of Phillip E. Lambert, and expresses deep sorrow upon his death.

THAT the Oklahoma State Senate further expresses heartfelt condolences to his family in this time of loss and remembrance.

THAT a copy of this resolution be spread upon the pages of the permanent journal of the Oklahoma State Senate of the 1st Extraordinary Session of the 38th Oklahoma Legislature as a permanent record of the lasting and unanimous expression of the Oklahoma State Senate.

THAT copies of this resolution be dispatched to the family of Phillip E. Lambert.

SR 5 was adopted upon motion of Senator York and referred for enrollment.

GENERAL ORDER

HB 1002 by Deatherage and Barker of the House and Randle and Kilpatrick of the Senate was read and considered.

Senator York moved to amend **HB 1002**, Page 1, by striking the Title, Enacting Clause, and Body of said Bill and substituting therefor the following:

HB 1002 — By Deatherage and Barker of the House and Randle and Kilpatrick of the Senate.

“An Act relating to the State Election Board; amending Section 2 of the Enrolled Senate Bill No. 33 of the 1st Session of the 38th Oklahoma Legislature; making an appropriation to said Board; stating the purpose; providing procedure for reimbursement to counties incurring certain special election expenses; requiring use of funds received as restitution; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. Section 2 of Enrolled Senate Bill No. 33 of the 1st Session of the 38th Oklahoma Legislature is amended to read as follows:

Section 2. There is hereby appropriated to the Secretary of the State Election Board, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1982, not otherwise appropriated, the sum of One Million Eight Hundred Thousand Dollars (\$1,800,000.00), or so much thereof as may be required for the purpose of paying the necessary expenses of holding statewide elections AND FOR THE PURPOSE OF REIMBURSING COUNTIES FOR EXPENSES INCURRED IN THE CONDUCT OF SPECIAL ELECTIONS TO FILL VACANCIES IN THE OFFICES OF THE COUNTY COMMISSIONERS IN COUNTIES WHERE SUCH VACANCIES OCCURRED OR WILL OCCUR DURING THE PERIOD BEGINNING APRIL 30, 1981, AND ENDING JUNE 30, 1982. COUNTIES INCURRING SUCH EXPENSES SHALL FILE A CLAIM WITH THE STATE ELECTION BOARD FOR REIMBURSEMENT OF THE ACTUAL AND NECESSARY EXPENSES INCURRED IN THE CONDUCT OF SPECIAL ELECTIONS TO FILL VACANCIES IN THE OFFICES OF COUNTY COMMISSIONERS. PROVIDED HOWEVER, BEFORE A COUNTY RECEIVES ANY FUNDS FROM THE STATE ELECTION BOARD PURSUANT TO THIS SECTION, SUCH COUNTY MUST HAVE FIRST APPLIED ANY FUNDS IT RECEIVED AS RESTITUTION FROM COUNTY COMMISSIONERS TOWARD THE COST OF SUCH SPECIAL ELECTIONS.

Section 2. It being immediately necessary for the preservation of the public peace,

health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval,"

which amendment was declared adopted.

Senator Ford moved to amend the adopted York amendment to **HB 1002**, Page 2, Line 5, by adding after the word "commissioners" and before the word "toward" the following: "and any salary, travel allowance and fringe benefit expenses which would have been incurred by the county had the office not been vacant".

Senator Stipe moved to table the Ford motion to amend **HB 1002**, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Capps, Clifton, Crow, Crutcher, Cullison, Dahl, Dennis, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Leonard, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Winn, York and Young.—31.

Nay: Ford, Green, Keller, McCune, Moore, O'Connor, Pierce, Smith (Jerry L.) and Watson.—9.

Excused: Cain, Cate, Combs, Cummins, Lamb, Luton, Porter and Smith (Finis).—8.

Senator York moved that **HB 1002**, as amended, be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1002** was considered engrossed and placed on Third Reading.

THIRD READING

HB 1002 was read for the third time at length.

On the question of passage of the bill and emergency, the roll call resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: McCune, Pierce and Smith (Jerry L.).—3.

Excused: Cate, Cummins, Lamb, Luton, Porter and Smith (Finis).—6.

The bill and emergency passed.

HB 1002 was referred for engrossment.

SECOND READING

Senator Stipe asked unanimous consent, which was granted, that when **SR 4** is read the second time it be referred direct to the Calendar on General Order.

GENERAL ORDER

The following Resolution was read at length as follows:

SR 4— By Stipe, York, Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.

A Resolution praising the life and accomplishments of Leona Green Totten; express-

ing deep sorrow upon her death; expressing condolences; making a permanent record; and directing distribution.

WHEREAS, the greatness of Oklahoma is founded upon the contributions of its dedicated public servants; and

WHEREAS, Leona Green Totten was a dedicated public servant and served the Oklahoma State Senate for most of the past decade as Finance and Payroll Clerk; and

WHEREAS, Leona Green Totten performed her duties with graciousness, with great capability and without error; and

WHEREAS, Leona Green Totten's performance set a high example of dedicated service to the Oklahoma State Senate which shall serve as a model of exemplary service for other Senate staff for years to come; and

WHEREAS, Leona Green Totten met an untimely death in a fatal automobile accident on August 27, 1981; and

WHEREAS, Leona Green Totten, in addition to her public service, served her family as loving wife, devoted mother and proud grandmother; and

WHEREAS, Leona Green Totten is survived by her husband, George Totten, her sons, Ron and Allen Totten and her grandchildren, Sandy and Ryan Lee Totten; and

WHEREAS, Leona Green Totten's exemplary life of service to the Oklahoma Senate and to the public and her family merits the praise of all Oklahomans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST EXTRAORDINARY SESSION OF THE 38TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate sincerely praises the life and public service of

Leona Green Totten, and expresses deep sorrow upon her death.

THAT the Oklahoma State Senate further expresses heartfelt condolences to her family in this time of loss and remembrance.

THAT copy of this resolution be spread upon the pages of the permanent journal of the Oklahoma State Senate of the 1st Extraordinary Session of the 38th Oklahoma Legislature as a permanent record of the lasting and unanimous expression of the Oklahoma State Senate.

THAT copies of this resolution be dispatched to the family of Leona Green Totten.

SR 4 was adopted upon motion of Senator Stipe and referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent, which was granted, to suspend Senate Rules 5-4 and 5-5 to allow immediate consideration of **SR 6** on General Order.

GENERAL ORDER

The following Resolution was read at length as follows:

SR 6 — By Stipe, York, Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rozell, Schuelein, Shedrick, Smith (Finis), Smith (Jerry L.), Taliaferro, Terrill, Tinsley, Watson, Winn and Young.

A Resolution praising the life and accomplishments of Senator Roy E. Grantham; expressing deep sorrow upon his death; expressing condolences; making a permanent record; and directing distribution.

WHEREAS, the greatness of Oklahoma is founded upon the contributions of its dedicated public servants; and

WHEREAS, Senator Roy E. Grantham was born near Fairfax, Oklahoma Territory, admitted to the Oklahoma Bar and served Kay County as county attorney; and

WHEREAS, Senator Roy E. Grantham served the State of Oklahoma and the nation in World War II and attained the rank of Lieutenant Colonel; and

WHEREAS, Senator Roy E. Grantham proved his outstanding legal capabilities and his love and concern for humankind by serving as a prosecutor in the case involving the theft of the Hesse Crown Jewels during the Nuremberg Trials at the end of World War II; and

WHEREAS, Senator Roy E. Grantham was a member of the Oklahoma State Senate for almost three decades and served with distinction on several major committees, chairing the Judiciary Committee for a decade; and

WHEREAS, Senator Roy E. Grantham also served the Masons and the American Legion Medical Hall of Fame; and

WHEREAS, Senator Roy E. Grantham served as the Presiding Officer for the Court of Impeachment during the 30th Session of the Oklahoma State Senate; and

WHEREAS, Senator Roy E. Grantham proudly held the office and title of Senator and drew respect wherever he travelled; and

WHEREAS, Senator Roy E. Grantham received the Oklahoma Bar Association Award for Distinguished Service before his death; and

WHEREAS, in honor of Senator Grantham's outstanding career of public service,

the members of the State Senate named the lounge of the Senate the "Roy E. Grantham Lounge"; and

WHEREAS, this outstanding career of public service merits the praise of all Oklahomans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST EXTRAORDINARY SESSION OF THE 38TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate sincerely praises the life and public service of Senator Roy E. Grantham, and expresses deep sorrow upon his death.

THAT the Oklahoma State Senate further expresses heartfelt condolences to his family in this time of loss and remembrance.

THAT a copy of this resolution be spread upon the pages of the permanent journal of the Oklahoma State Senate of the 1st Extraordinary Session of the 38th Oklahoma Legislature as a permanent record of the lasting and unanimous expression of the Oklahoma State Senate.

THAT copies of this resolution be dispatched to the family of Senator Roy E. Grantham.

SR 6 was adopted upon motion of Senator Stipe and referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Howard asked unanimous consent, which was granted, to suspend Senate Rules 5-4 and 5-5 to allow immediate consideration of **SR 7** on General Order.

GENERAL ORDER

The following Resolution was read at length as follows:

SR 7 — By Howard, York, Randle, Cullison and Cummins.

A Resolution recognizing the accomplishments and contributions of Claude Allen Dyer to the state educational system; expressing the sympathy and condolences of the people of Oklahoma to the family of Claude Allen Dyer; and directing distribution.

WHEREAS, Claude Allen Dyer, President of the Tulsa Classroom Teachers Association and Chairman of the Oklahoma Education Association's Legislative Commission, was considered to be Oklahoma's most powerful teacher; and

WHEREAS, Claude Allen Dyer was a tireless crusader for quality education who often brought critical attention to the inequities of the system and devoted time and energy to improving the educational system of this state; and

WHEREAS, through his skill for uncovering state-wide problems, knowledge and boundless contribution, the cause of students, teachers and administrators in the schools of Oklahoma has been well served; and

WHEREAS, he was nationally known for his methods of working with groups with divergent views and started the trend away from confrontation; and

WHEREAS, his spirit of cooperation, trust and open communication provided an environment whereby he placed emphasis upon obtaining the best ideas toward achieving the goal of an equitable and quality educational system for the entire state; and

WHEREAS, he was universally respected and admired by those who knew and worked with him, Claude Allen Dyer's recent death represents a severe loss for the educational system of the state and, indeed, every Oklahoma citizen.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST EXTRAORDINARY SESSION OF THE 38TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate is deeply grieved and saddened by the recent loss of Mr. Claude Allen Dyer, one of the most knowledgeable, respected and dedicated persons in the field of education.

THAT the State of Oklahoma recognizes the accomplishments and contributions of Claude Allen Dyer, and the sincere condolences of the Oklahoma State Senate, speaking for the people of Oklahoma, are hereby extended to his wife, Patti Dyer, and his parents, Mr. and Mrs. Samuel Dyer, Sr. and the entire Dyer family.

THAT copies of this resolution be sent to Mrs. Patti Dyer, Mr. and Mrs. Samuel Dyer, Sr. and the Tulsa Classroom Teachers Association.

Senator Howard asked that all other members of the Senate be named coauthors of **SR 7**, which was the order.

SR 7 was adopted upon motion of Senator Howard and referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1002 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SRs 4 and **5** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1003 by Draper and Dunn of the House and York and Clifton of the Senate was read and considered.

Senator York moved that **HB 1003** be advanced, which motion was declared adopted.

Pursuant to Rule 12-7, **HB 1003** was placed on Third Reading.

THIRD READING

HB 1003 was 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, Branch, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Ford, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Leonard, McDaniel, Martin, Miller, Moore, O'Connor, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Tinsley, Watson, Winn, York and Young.—39.

Nay: McCune, Pierce and Smith (Jerry L.).—3.

Excused: Cate, Cummins, Lamb, Luton, Porter and Smith (Finis).—6.

The bill and emergency passed.

HB 1003 was properly signed and ordered returned to the Honorable House.

Senator Martin moved that the Senate stand recessed until the hour of 1:00 p.m., which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Schuelein presiding.

Senator Martin questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect had he been present at the time of Third Reading of **SBs 1 and 2**, he would have voted "Aye", which was the order.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1002**, as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 6 and 7 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 2**, as amended and coauthored by Draper, Dunn, Duckett and Davis (Guy).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1002 and 1003**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAs to **SB 2** were read and rejected upon motion of Senator York; Conference requested and Senate Conferees appointed as follows: Senators York, Clifton and Crutcher.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 2**, and naming House Conferees as follows: Draper, Dunn and Kincheloe.

Senator Martin moved that the Senate stand recessed, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Schuelein presiding.

Senator Martin questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

CONFERENCE COMMITTEE REPORT

Conference Committee Report on the following Bill was read.

SB 2

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 2** was adopted upon motion of Senator York.

SB 2, as amended in Conference, was read at length.

On question of passage of the bill and emergency, the roll call resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Dennis, Ford, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Leonard, McCune, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Shedrick, Smith (Jerry L.), Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—36.

Nay: Winn.—1.

Excused: Cummins, Green, Johnston, Keller, Lamb, Luton, McDaniel, Moore, O'Connor, Porter and Smith (Finis).—11.

The bill and emergency passed.

SB 2, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Martin moved the Senate stand recessed, which motion was declared adopted.

*

The Senate reassembled with Senator Schuelein presiding.

Senator Martin questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

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 2**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1001**.

HCR 1001 — By Dunn and Draper of the House and Martin of the Senate.

A Concurrent Resolution fixing the day and time of the sine die adjournment of the First Extraordinary Session of the Thirty-eighth Oklahoma Legislature.

The above numbered **HCR** was read the first time.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 2 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 2**.

The above numbered Enrolled Bill was referred to the Governor.

Senator Watson moved, when the clerk's desk is clear, the Senate of the First Extraordinary Session of the Thirty-eighth Legislature adjourn sine die, which motion was declared adopted.

The Clerk announced his desk was clear, whereupon, as provided under the Watson motion, the Senate of the First Extraordinary Session of the Thirty-eighth Legislature, at the hour of 3:25 p.m. adjourned sine die.

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The American Medical Association is a non-profit corporation organized for the purpose of promoting the interests of the medical profession and the public health.

The Association is composed of members who are physicians and surgeons, and who are engaged in the practice of medicine and surgery.

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