SENATE JOURNAL

Thirty-ninth Legislature
of Oklahoma

1984

SECOND EXTRAORDINARY SESSION

Convened November 28, 1983

Adjourned November 30, 1983

SECOND REGULAR SESSION

Convened January 3, 1984

Adjourned May 31, 1984

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SECOND EXTRAORDINARY SESSION
AND
SECOND REGULAR SESSION
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OFFICERS OF THE SENATE

SECOND EXTRAORDINARY SESSION

39TH LEGISLATURE

1983

SPENCER BERNARD, Rush Springs ..... President

MARVIN YORK, Oklahoma City ..... President Pro Tempore

WILLIAM M. SCHUELEIN, Miami ..... Majority Floor Leader

ROBERT V. CULLISON, Skiatook ..... Assistant Majority Floor Leader

PAUL TALIAFERRO, Lawton ..... Assistant Majority Floor Leader

KENNETH K. LANDIS, Duncan ..... Majority Whip

JERRY T. PIERCE, Bartlesville ..... Minority Floor Leader

E.W. KELLER, Oklahoma City ..... Assistant Minority Floor Leader

JERRY L. SMITH, Tulsa ..... Minority Whip

LEE SLATER, Guthrie ..... Secretary

Senate Journal

Second Extraordinary Session of the Thirty-ninth Legislature, 1983,
of the State of Oklahoma
First Legislative Day, Monday, November 28, 1983

Pursuant to the Executive Order issued by the Governor of the State of Oklahoma, the Honorable George Nigh, on the 23rd day of November, 1983, and the hour of 1:00 p.m. on this date having arrived, the Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Giles.—1.

President Pro Tempore York declared a quorum present.

ANNOUNCEMENT

President Pro Tempore York announced to the members that Lieutenant Governor Spencer Bernard, President of the Senate, was attending the United States - Republic of China Economic Council Conference for Foreign Trade in Phoenix, Arizona, of which Board President Bernard is a member.

The invocation was offered by Senator Johnson.

COMMUNICATION

The Executive Order issued by the Governor was read at length as follows:

State of Oklahoma
Executive Department
Executive Order 83-7

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 Second Extraordinary Session of the Thirty-ninth Legislature of the State of Oklahoma, to convene at the State Capitol at 1:00 o'clock, P.M., on the twenty-eighth day of November, 1983. At such session, I recommend for consideration the following subjects:

1. The levy of an excise tax of 2% of all sales currently taxed under the provisions of 68 O.S. 1981, § 1354 reducing to 1% as of December 31, 1984; the repeal of the exemptions from the excise tax levied on

all sales of cigarettes and non-intoxicating beverages, with the proceeds thereof from the additional levy to be deposited in the General Revenue Fund of the State Treasury for general government purposes;

2. The levy of an additional 4.42¢ per gallon on gasoline sales, and an additional 4.5¢ per gallon upon diesel fuel and special fuel sales with the proceeds thereof to be deposited in the General Revenue Fund of the State Treasury for general government purposes through June 30, 1984, and thereafter to be apportioned as follows:

a) 2¢ per gallon to the highway construction and maintenance fund;

b) 1¢ to cities and towns for road purposes;

c) 1¢ to counties for road purposes;

d) the balance thereof to be apportioned to the Department of Transportation for county bridges;

3. The levy of excise taxes on sales of alcoholic beverages, increasing the tax on sales of spirits to $5.60 per gallon, on light wines to 70¢ per gallon, on wines to $1.40 per gallon, on beer to $14.00 per barrel and on sparkling wines to $2.10 per barrel with all additional increases thereon to be apportioned as provided by the Constitution of the State of Oklahoma; and

4. Appropriations from the Insurance Commissioner's Protest Fund to various state agencies for cash adjustments for the Fiscal Year ending June 30, 1984.

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 23rd day of November, 1983.

BY THE GOVERNOR OF
THE STATE OF OKLAHOMA

(Seal) /s/George Nigh

ATTEST:
/s/ Jeannette B. Edmondson
Secretary of State

MOTION—SENATE RULES

Senator Schuelein moved that the Rules of the Senate of the 39th 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 39th Legislature continue in Extraordinary Session, which motion was declared adopted.

UNANIMOUS CONSENT REQUEST—MOTIONS TO RECONSIDER A VOTE

Senator Schuelein asked unanimous consent to invoke Rule 12-24A in order that all motions to reconsider votes on bills and resolutions lodged on Monday, November 28, 1983, and thereafter be disposed of the same day such notice is served, which was the order.

Senator Schuelein 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
Choate, Ralph J. Butch	Hennessey	130	28.60
Clifton, John L.	Shawnee	72	15.84

Combs, Mike	Bethany	16	3.52
Cullison, Robert V.	Skiatook	240	52.80
Dahl, John L.	Barnsdall	302	66.44
Dawson, Bill	Seminole	136	29.92
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
Hopkins, Robert E.	Tulsa	200	44.00
Howell, James F.	Midwest City		None
Johnson, Joe	Heavener	420	92.40
Keller, E.W.	Oklahoma City		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
McIntyre, Bernard	Tulsa	240	52.80
Miller, Robert L.	Beggs	250	55.00
Moore, Ed	Oklahoma City	32	7.04
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
Rhodes, Frank	Catoosa	270	59.40
Roberts, Darryl F.	Ardmore	196	43.12
Rozell, Herbert	Tahlequah	400	88.00
Schuelein, William M.	Miami	400	88.00
Shedrick, Bernice	Stillwater	134	29.48
Smith, Jerry L.	Tulsa	250	55.00
Stipe, Gene	McAlester	260	57.20
Taliaferro, Paul	Lawton	196	43.12
Taylor, Stratton	Claremore	270	59.40
Terrill, Al	Lawton	204	44.88
Watson, Phil	Edmond	24	5.28
Winn, Wayne	Weatherford	140	30.80
Wright, Gerald Ged	Tulsa	250	55.00
York, Marvin	Oklahoma City	20	4.40
Young, John W.	Sapulpa	204	44.88

Senator Schuelein moved that the Senate stand at ease, which motion was declared adopted.

*

The Senate reassembled with President Pro Tempore York presiding.

FIRST READING

The following were introduced and read the first time:

SB 1 — By York of the Senate and Barker and Lewis of the House.

An act relating to public finance; directing transfer of monies; creating a fund; amending Section 1, Chapter 187, O.S.L. 1983, Section 1, Chapter 234, O.S.L. 1983, Section 1, Chapter 261, O.S.L. 1983, Section 1, Chapter 266, O.S.L. 1983 and Section 1, Chapter 284, O.S.L. 1983, making appropriations; directing repayment of transferred monies; providing lapse date; providing severability; and declaring an emergency.

SB 2 — By York of the Senate and Barker and Lewis of the House.

An act relating to public finance; amending Section 1, Chapter 183, O.S.L. 1983 (62 O.S. Supp. 1983, Section 10.1), which relates to the General Revenue Cash-flow Reserve Fund; providing for the apportionment of certain funds; modifying the amount of funds to be reserved; providing for the transfer of funds; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives is organized and ready for Joint Session of the Second Extraordinary Session at 1:15 p.m.

Senator Schuelein moved that the Senate convene with the House of Representatives at the hour of 1:15 p.m. and upon adjournment of Joint Session, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, November 29, 1983, at 1:00 p.m.

Senator Pierce requested that the Senate reconvene in its Chamber upon adjournment of Joint Session and that the Schuelein adjournment motion be amended to include that request, which request was ruled out of order by the Chair.

The Chair declared the Schuelein motion adopted.

*

JOINT SESSION

The First Joint Session of the Second Extraordinary Session of the 39th Legislature was called to order by President Bernard.

Senator Schuelein 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, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Giles.—1.

President Bernard declared a quorum of the Senate present.

Representative Thompson moved that the attendance roll call of the House be considered the attendance roll call of the House in Joint Session, which motion was declared adopted.

Present: Abbott, Adair, Anderson, Atkinson, Baker, Baughman, Blodgett, Boeckman, Boyd, Brewster, Brown, Caldwell, Clark, Cole, Combs, Conaghan, Converse, Cotner, Cox, Craighead, Davis (Frank), Davis (Guy), Davis (Porter), Deatherage, Denman, Duckett, Duke, Fair, Formby, Fried, Garrison, Glover, Gordon, Graves, Gray, Grieser, Hale, Hall, Hamilton, Haney, Harbin, Harris, Harvey, Henry, Henshaw, Hill, Hobson, Holden, Holt, Hooper, Johnson (Don), Johnson (Glen), Joiner, Kamas, Kelly, Kincheloe, Lancaster, Lawter, Leftwich, Lewis, Little, Littlefield, Logan, Manar,

McCorkell, Mentzer, Monks, Morgan, Murphy, Osborne, Peterson, Pitezel, Reimer, Rieger, Riggs, Rogers, Ross, Sanders, Sherrer, Shurden, Sill, Smith (Bill), Smith (Jerry), Stottlemyre, Talley, Thompson, Twidwell, Vanatta, Vaughn, Virtue, Whorton, Widener, Williams (Freddye), Williams (Penny), Williamson, Willis, Mr. Speaker.—97.

Excused: Hastings and Koppel.—2.

Vacancies: —2.

President Bernard 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 Representative Harbin.

Senator Schuelein 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 Second Extraordinary Session of the 39th 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 Roberts, Winn and McIntyre.

Speaker Barker appointed for the House the following: Representatives Hale, Hamilton and Smith (Bill).

President Bernard recognized Sergeant at Arms Craig, who announced the arrival of the Honorable George Nigh, Governor of the State of Oklahoma.

Governor Nigh was escorted to the Speaker's desk by the Joint Committee and was presented to the Joint Session by President Bernard.

The Chief Executive delivered his address as follows:

MESSAGE OF GOVERNOR GEORGE NIGH

Thank you Lieutenant Governor Bernard, President Pro Tempore York, Speaker Barker, ladies and gentlemen of the joint session and ladies and gentlemen of Oklahoma. I want to express a deep sense of gratitude today to the editorial writers of *The Daily Oklahoman* because they have made me extremely proud. I've been in public office a long time and, as they are quick to point out, almost all of my adult life for which every one of them has been an elective office and which every time I have issued an opinion, or stated a position, the people have had an opportunity to vote on whether they would retain me in the Legislature or as Lieutenant Governor or Governor. In every case, I have been put in the office I've held all these adult years of my life by the people of Oklahoma. I've been proud of the fact that I served in this Chamber for eight years from Pittsburg County. I was proud of the fact that I've served right here and over in the Senate for sixteen years as Lieutenant Governor. I was proud of the fact that I was elected Governor of Oklahoma and even prouder that I was reelected Governor of Oklahoma, but I think the proudest moments in my life are those times that I read the editorials of *The Daily Oklahoman* and become more and more convinced that the people know that Eddie Gaylord does not own George Nigh. He never has. He does not now and he never will. My regret is that his anger at me has now turned toward you because of his inability to beat me at the polls. Now he has turned on you and through threats and intimidation and blackmail is threatening you and your public service and denying you the right to exercise your free judgment of what you think is best for Oklahoma and if you don't do it his way, it makes no difference. There is no possible way you can be right. One man — one vote. I love it when his employees tell me as they cover my news conferences and my sessions,

"Well, I've got to go kill my boss' vote." The issue is not him, nor me, nor you, and I have no animosity toward any group or any individual who is contacting you telling you to vote, "No", on a tax increase. That is their given right in this country. And I have no animosity toward them, or any group or any effort, nor would I take from them that right to express their viewpoint. I also would not take from me the right and responsibility and the constitutional requirement that I make a recommendation for what I think is best and right for this state. I am mandated by that and to ask me to do anything less is to ask me to violate my oath of office and to violate the trust that the people have put in me since 1950, and I would do what I think is right. Not that everything I do is right, but I would try.

People don't like taxes. That's an American way of life — that's just like trying to figure out, did the umpires or the referees in the O.U.-Nebraska game do a good or bad job. That's an American right — to criticize the umpire. It's an American right to criticize politicians. It's an American right to complain about paying taxes. I have no objection to that, but people do like services. People do have needs. Government's only way of financing its services is through tax collections — the only way. So you have to assess today not what are the taxes of the State of Oklahoma — are they too low — are they enough — are they just right — are they too high, but rather we have to assess what are the needs of this state. What are we supposed to address? What are we supposed to do? How are we supposed to act? There are those who have said we have spent it all. Fact: In the last five years — four years of my first term that I was Governor — we have given sixteen tax cuts. There are those who have said that we should have known — we should have put some aside in savings. Fact: You submitted to a vote of the people a savings account, and the people told you, "Don't put it into a savings account." The democracy said, "Don't put it into a savings account." Some have said we need to trim. Fact: Since a year ago November, this month, because of a freeze that I, as the Governor of Oklahoma, put into effect, we have 2,000 less state employees today than we had a year ago. We've reduced out-of-state travel by twenty-one percent. And in-state travel has been reduced. There are those who say we have grown astronomically, and because we have grown, we can just go back now to where we were. Fact: I know what the state was like in 1979 when I became Governor. And I was proud of it then and no one questions my pride in this state. But I am even prouder today of my state of Oklahoma in 1983 because of what we have been able to do with that growth in revenue. Yes, cut taxes. Yes, provide additional services. And in these past five years we have played catch up, we have brought Oklahoma forward. We've addressed the unmet needs. We've increased services where we deemed appropriate and I'm prouder even today of what we do in Oklahoma than what we did when I first became Governor.

I've always said November is decision month. There are some who are mad because I called you into session in November. November, ladies and gentlemen, was when the failure of revenue — the first shortfall — hit us this year. November, ladies and gentlemen, is when the Equalization Board meets and, just like I have for the past five years, in November, when I find out what the Equalization Board tells us what we can appropriate, I prepare a budget message to the people of Oklahoma, through you, as to what I think are our needs. I can't help it if it fell in November and I'm sorry that it causes some confusion, but I've been looking and poring and agonizing and studying and reading and rereading and remeeting for a month now of the picture economically of the State of Oklahoma and it is not good. It is somewhat better, but it is not good. It is not as good as I had hoped and I delayed as long as possible to some criticism — a great deal of criticism — delayed as long as possible that

decision time. I cannot delay any further in good conscience as Governor of Oklahoma. In good conscience I must tell you that the services that we are providing are in jeopardy — that a failure of revenue — a shortfall — and additional cuts next year are there. Sure we can make reductions. I don't argue reductions. I have supported reductions. I supported Senate Bill 69, as I talked to you in last session. I support further reductions as we try to address in the regular session the general appropriations bills and see if we can hold down the cost of government, but we ought to see how we can provide the services at the same time.

As I look at the condition of this state I am reminded of history as a former classroom history teacher, of the days when they killed the messenger. I'm also reminded of people who, when feeling bad go to a doctor and then get mad at the doctor because he tells them they're sick. I feel as the doctor today my opinion is that we are in dire need of additional revenue and I know there are those that will want a second opinion and a third opinion and they're out there and that's fine, but not to face up to the responsibility of a decision is not to make a decision at all. And there are those that want us to go back — to turn back the hands and I, for one, do not choose to go to the clock and turn it back. I do not choose to cover the clock with a flag and play like time doesn't march on. I don't choose to go back where we used to be in this state. If you say, "No", — if the people of Oklahoma say, "No", — and that's your right and that's their right — it's my responsibility as Governor to remind you to what you are saying, "No". If you say, "No", you're sending a message — no central expressway, no west bypass, no Mingo Valley, no growth in roads. Not those individually — that's no threat. I'm just pointing out the names — and I can list a hundred of them — the Northwest Passage — from Enid to Mustang down to Broken Arrow, wherever you might want to be — Highway 69, and Highway 81, 270, north of Enid. I'm telling you because of the economy we can't fulfill what you want in roads. And if you say, "No", it's a clear message, don't do the best we can in matching federal funds and don't pay any attention to state projects. If you say, "No". That's what the people will be saying, "No", to. Are they saying, "No"? If they say, "No", you're saying don't keep small classroom sizes. You'll be saying, "No", to gifted and talented programs and the progress that we've made. You'll be saying, "No", to the progress we've made in homebound — "No", to science and math. You'll be saying, "No", to research at the higher institutions. "No", to the energy center. "No", to the agriculture center. "No", to any growth at UCAP. You'll be saying, "No", to the community college growth. You'll be saying, "No", in getting more rural doctors. "No", in making rural bridges safer for school bus routes. You'll be saying, "No", for any additional neonatal beds. You will be saying, "No", to those who are mildly mentally retarded wanting to come out into the community. You'll be saying, "No", to those with mental health problems who want to come out of the institutions into the catchment areas of the state. You'll be saying, "No", to the aging who want to be at home or in home care so they don't have to go into a nursing home, if they don't want to. You'll be saying, "No", to the quality of life and, "No", to increased law enforcement areas. At a time when they say that marijuana is one of the largest cash crops in this state, you'll be saying, "No", to any increase in narcotics agents. At a time when we are trying to reduce loss of life on highways, you'll be saying, "No", to any increased highway patrolmen. Ladies and gentlemen, what I have proposed for your consideration is just to simply preserve where we are. And when I say that you are saying, "No", you are saying, "No", to anything beyond where we are. You are also saying, "No", to even where we are. The proposal that I have made to you is not for growth, not for teacher salary increases, not for public employees increase, not for new programs. What I have

recommended to you today, and this past month and these days ahead, is to look around you and see if you want to preserve the progress, the level, which we have attained today, and if you are proud of Oklahoma and where it is, then that's one choice, and if you want to go back and you want to take two giant steps backward, and you want to turn the hands back, that's, ''No''.

I would suggest that you say, ''Yes'', to the future. That you would say,''Yes'', to the progress that we have attained. That you would say, ''Yes'', to the highway projects that we have outlined. That you would say, ''Yes'', to those in need where we have programs going. And to say, ''No'', is to take a step backwards. We have two-years' problems in one. And it's difficult for the people to understand. And it's difficult for them to grasp the constitutional requirements that we have in a fiscal year. We have this year where we have a failure of revenue. And agencies, either across the board or selectively, when you come back, if you do not address anything now, when you come back in January, you will have agencies with failures of revenue that can't meet payrolls, services that will have been cut, courts that cannot have been held, prosecutions that cannot have been brought about and you will have to address across-the-board cuts or an agency-by-agency cut and over sixty percent of our General Fund Revenue goes to education. And those who say, ''Cut'', are really saying if you want a meaningful reduction you have to reduce education in Oklahoma and all I've heard in all my life and from both parties and from all the leaders of this state, is that we want to do the best we can by education. And if you don't want to cut education, you're going to have to eliminate virtually sixty other areas of state government. We have a problem this year — we have a problem of reserve — we don't have enough money to pay our bills, and you won't have enough starting in July if you don't take some money this year and put it into the reserve and next year you'll have the same problem, instead of November though, you may have it in July and August. Then you have the next year's fiscal problem. That, constitutionally, the Equalization Board has already told us that we are going to have $247 million less to appropriate starting in January. And the only way you change that — it makes no difference how the economy is, the only way you change that — under the law — is by adjusting the tax base. You have a terribly difficult choice to make. I've made mine. I don't like special sessions. I don't like having to call you back into session, but I asked for this job as you asked for yours, and with that comes the responsibility of exercising your judgment and you must exercise yours. I've exercised mine. To say, ''No'', is to say, ''No'', to any progress we have made in five years, but to say, ''Yes'', is to look around at the programs that we've put into effect and be proud of them and be proud of the new Oklahoma and where we are today and to say that,''I want to preserve the progress.'' In closing, as you go around the country, and as Oklahomans go around the country, I hope that you have found what I have found. A sense of national attitude as they look toward Oklahoma and say, ''Boy, you're doing it right in Oklahoma.'' Program after program they refer to it as the Oklahoma plan — the Oklahoma model — the Oklahoma effort. Five years ago when I became Governor, there were not many programs we had in place where people said, ''That's the best, or among the best.'' Today, thanks to you and to setting priorities, and of course to the taxpayers of Oklahoma, we have made giant strides. I hope that we can preserve that progress. Say, ''Yes'', to the kids. Say, ''Yes'', to the future of Oklahoma. Thank you.

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

Pursuant to the Schuelein motion, the clerk's desk being clear, the Senate adjourned at 2:00 p.m. to convene Tuesday, November 29, 1983, at 1:00 p.m.

Second Legislative Day
Tuesday, November 29, 1983

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Watson, Winn, Wright, York and Young.—44.

Excused: Luton, Smith, Taylor and Terrill.—4.

President Pro Tempore York presiding.

President Pro Tempore York declared a quorum present.

The prayer was offered by Senator Johnson.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator York asked unanimous consent to suspend Rule 5-4 and when **SBs 1** and **2** are read the second time they be referred direct to the Calendar, which was the order.

SECOND READING

The following were read the second time and referred as indicated:

SB 1 — Direct to Calendar
SB 2 — Direct to Calendar

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, November 30, 1983, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:10 p.m. to convene Wednesday, November 30, 1983, at 1:00 p.m.

Third Legislative Day

Wednesday, November 30, 1983

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—40.

Excused: Cate, Keller, Luton, Miller, Moore, Pierce, Smith and Terrill.—8.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Watson.

FIRST READING

The following was introduced and read the first time:

SR 1 — By Boatner, Stipe, Shedrick, O'Connor, Branch, Cate, McCune, Rhodes, Watson, Dennis, Landis, Combs, Rozell, Howell, Lamb, Giles, Winn, Miller, Cullison, Randle, Roberts, Porter, Cain, Young and Dawson.

A resolution directing the Workers' Compensation Court Building planning and construction to be temporarily ceased; directing that continuance of construction be authorized by future resolution; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Boatner asked unanimous consent to suspend Rule 5-4 and refer **SR 1** direct to the Calendar for consideration on this date, which was the order.

GENERAL ORDER

SR 1 by Boatner, et al, of the Senate was called up for consideration.

SR 1 was adopted upon motion of Senator Boatner and referred for enrollment.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 1 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

President Pro Tempore York moved that when the clerk's desk is clear, the Senate of the Second Extraordinary Session of the Thirty-ninth Legislature adjourn sine die, which motion was declared adopted.

The Clerk announced his desk was clear, whereupon, as provided under the York motion, the Senate of the Second Extraordinary Session of the 39th Legislature at the hour of 2:35 p.m. adjourned sine die.

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INDEX TO BILLS AND RESOLUTION

SENATE BILLS

SB 1 — By York of the Senate and Barker and Lewis of the House

Public Finance; directing transfer of monies; creating the Adjustment Fund; making appropriation. Emergency.

1st Reading 4
2nd Reading, to calendar 9

SB 2 — By York of the Senate and Barker and Lewis of the House

Public Finance; raising percentage of money transferred to the General Cash-flow Reserve Fund: transferring monies from the General Revenue Fund to the General Cash-flow Reserve Fund; transferring monies from the General Revenue Cash-flow Reserve Fund to the Human Services Cash-flow Reserve Fund. Emergency.

1st Reading 4
2nd Reading, to calendar 9

SENATE RESOLUTION

SR 1 — By Boatner, et al, of the Senate

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JOURNAL

of the

SENATE

SECOND REGULAR SESSION

OF THE

THIRTY-NINTH LEGISLATURE

OF OKLAHOMA

1984

Convened January 3, 1984

Adjourned May 31, 1984

IN MEMORIAM

★

HUTCHINSON, GEORGE A. 1896 — 3/21/1984	District 8	14th through 15th Legislatures (1933 through 1936)
NANCE, JAMES C. 8/27/1893 — 9/03/1984	District 17	14th through 15th Legislatures (1933 through 1936)
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OFFICERS OF THE SENATE

SECOND REGULAR SESSION

39TH LEGISLATURE

1984

SPENCER BERNARD, Rush Springs ..... President

MARVIN YORK, Oklahoma City ..... President Pro Tempore

WILLIAM M. SCHUELEIN, Miami ..... Majority Floor Leader

ROBERT V. CULLISON, Skiatook ..... Assistant Majority Floor Leader

PAUL TALIAFERRO, Lawton ..... Assistant Majority Floor Leader

KENNETH K. LANDIS, Duncan ..... Majority Whip

JERRY T. PIERCE, Bartlesville ..... Minority Floor Leader

E.W. KELLER, Oklahoma City ..... Assistant Minority Floor Leader

JERRY L. SMITH, Tulsa ..... Minority Whip

LEE SLATER, Guthrie ..... Secretary

CALENDAR MONTHS

2nd Regular Session

39th Legislature 1984

(The 87 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**	**29**			

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**		

(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.)

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*	3	D
Gerald C. Dennis	Antlers	Choctaw, McCurtain*, Pushmataha	5	D
Gene Stipe	McAlester	Atoka*, Coal*, Haskell*, Latimer, Pittsburg	7	D
John D. Luton	Muskogee	Muskogee*	9	D
Bernard J. McIntyre	Tulsa	Osage*, Tulsa*	11	D
James W. McDaniel	Fitzhugh	Coal*, Hughes, Murray*, Okfuskee*, Pontotoc, Pottawatomie*	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*, Kingfisher*	19	R
Bernice Shedrick	Stillwater	Lincoln*, Payne*	21	D
Ray A. Giles	Pocasset	Blaine*, Caddo*, Dewey, Grady*, Major*	23	D
Jerry T. Pierce	Bartlesville	Craig*, Nowata, Washington*	29	R
Paul Taliaferro	Lawton	Caddo*, Comanche*, Cotton	31	D
Rodger A. Randle	Tulsa	Tulsa*	33	D
Warren E. Green	Tulsa	Tulsa*	35	R
Robert E. Hopkins	Tulsa	Creek*, 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*, Cleveland*, Oklahoma*	45	R
John R. McCune	Oklahoma City	Logan*, Oklahoma*	47	R
Tim Leonard	Beaver	Beaver, Cimarron, Ellis, Harper, Roger Mills*, Texas, Woods*, Woodward	49	R
Charles R. Ford	Tulsa	Mayes*, Tulsa*, Wagoner*	51	R

* District contains part of county

MEMBERSHIP OF SENATE

Terms expire 1986

Name	Address	County	District	Politics
Stratton Taylor	Claremore	Mayes*, Rogers	2	D
Joe Johnson	Heavener	LeFlore, McCurtain*, Sequoyah*	4	D
Roy A. Boatner	Calera	Atoka*, Bryan, Johnston, Marshall	6	D
Robert L. Miller	Beggs	Haskell*, McIntosh, Muskogee*, Okmulgee, Sequoyah*	8	D
John L. Dahl	Barnsdall	Kay*, Noble, Osage*, Pawnee*, Payne*	10	D
John W. Young	Sapulpa	Creek*, Lincoln*, Okfuskee*	12	D
Darryl F. Roberts	Ardmore	Carter, Love, Murray*	14	D
Lee Cate	Norman	Cleveland*	16	D
William P. O'Connor	Ponca City	Alfalfa, Garfield*, Grant, Kay*, Woods*	20	R
Ralph J. Butch Choate	Hennessey	Blaine*, Canadian*, Kingfisher*, Logan*, Major*	22	R
Kenneth K. Landis	Duncan	Caddo*, Grady*, Jefferson, Stephens	24	D
Gilmer N. Capps	Snyder	Beckham*, Greer, Jackson*, Kiowa, Tillman, Washita	26	D
Al Terrill	Lawton	Caddo*, Comanche*	32	D
Robert V. Cullison	Skiatook	Osage*, Tulsa*, Washington*	34	D
Frank Rhodes	Tulsa	Tulsa*, Wagoner*	36	R
Wayne Winn	Weatherford	Beckham*, Custer, Harmon, Jackson*, Roger Mills*	38	D
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
Bill Dawson	Seminole	Lincoln*, Logan*, Pottawatomie*, Seminole	50	D
E.W. Keller	Oklahoma City	Canadian*, Oklahoma*	52	R
Gerald Ged Wright	Broken Arrow	Tulsa*, Wagoner*	54	R

* District contains part of county

BILLS AND JOINT RESOLUTIONS

of the

2nd Session of the 39th Legislature, 1984

SENATE BILLS ENACTED INTO LAW

3	349	370	385	403	427	471	516	549
112	351	371	386	407	428	478	521	551
122	355	372	387	411	433	480	524	556
149	358	373	388	415	434	483	527	557
156	359	374	389	417	436	485	529	559
208	360	375	391	418	437	487	532	560
318	361	376	393	419	444	489	533	
333	362	377	394	420	445	492	536	
337	363	378	395	421	448	495	537	
339	364	379	396	422	450	501	538	
340	365	380	397	423	453	503	539	
342	366	382	399	424	460	504	540	
345	367	383	400	425	464	505	541	
347	368	384	401	426	469	512	544	

Total: 118

SENATE JOINT RESOLUTIONS APPROVED BY GOVERNOR

41 43 57

Total: 3

SENATE BILL FILED WITH SECRETARY OF STATE

248

Total: 1

SENATE JOINT RESOLUTIONS FILED WITH SECRETARY OF STATE

26 33 34 40 44 49 51 58

Total: 8

SENATE BILLS VETOED

406* 410 431

Total: 3

* Pocket veto

HOUSE BILLS ENACTED INTO LAW

1034	1451	1488	1523	1554	1586	1666	1756	1844
1079	1454	1489	1525	1555	1587	1669	1767	1845
1102	1455	1490	1526	1557	1591	1674	1771	1846
1133	1458	1491	1527	1559	1592	1678	1773	1852
1187	1460	1492	1528	1563	1594	1681	1779	1855
1201	1462	1494	1529	1564	1597	1683	1791	1863
1244	1463	1500	1530	1565	1599*	1687	1793	1865
1283	1466	1507	1531	1567	1601	1691	1800	1869
1300	1468	1509	1532	1568	1602	1701	1802	1874
1309	1470	1510	1533	1569	1604	1702	1804	1882
1313	1472	1512	1534	1571	1606	1707	1805	1883
1316	1475	1513	1535	1572	1611	1708	1815	1884
1323	1477	1514	1536	1573	1612	1716	1816	1898
1324	1479	1515	1537	1578	1613	1718	1817	1908
1325	1480	1517	1538	1579	1624	1720	1821	1909
1424	1483	1518	1539	1580	1631	1727	1823	1911
1432	1484	1519	1550	1581	1632	1729	1832	1913
1437	1485	1520	1551	1582	1639	1733	1834	1914
1438	1486	1521	1552	1583	1647	1734	1836	1924
1439	1487	1522	1553	1585	1658	1754	1837	1925

Total: 180

HOUSE JOINT RESOLUTIONS APPROVED BY GOVERNOR

1008 1027 1034 1054

Total: 4

HOUSE JOINT RESOLUTIONS FILED WITH SECRETARY OF STATE

1026 1040 1051

Total: 3

HOUSE BILLS VETOED

1516 1599* 1661

Total: 3

* Veto overridden

Senate Journal

Second Regular Session of the Thirty-ninth Legislature, 1984,
of the State of Oklahoma
First Legislative Day, Tuesday, January 3, 1984

Pursuant to Article V, Section 26, of the Constitution of the State of Oklahoma, the Senate of the 2nd Regular Session of the 39th Legislature assembled in its Chamber at 12:00 noon.

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

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Clifton, Keller and Moore.—3.

Vacancy: District No. 40. - 1. (Attorney General Opinion No. 83-235, dated September 15, 1983.)

President Bernard declared a quorum present.

The invocation was offered by Mr. Darrel Rickard, pastor, Mayfair Church of Christ, Oklahoma City, the guest of President Bernard.

Senator Schuelein moved that the Rules of the Senate of the 39th Legislature in the 1st Regular Session be adopted as the Rules of the Senate in the 2nd Regular Session and the organization and selection of officers continue in the 2nd Regular Session, which motion was declared adopted.

OFFICERS OF THE SENATE

Spencer Bernard, Rush Springs — President
Marvin York, Oklahoma City — President Pro Tempore
William M. Schuelein, Miami — Majority Floor Leader
Paul Taliaferro, Lawton — Assistant Majority Floor Leader
Robert V. Cullison, Skiatook — Assistant Majority Floor Leader
Kenneth Landis, Duncan — Majority Whip
Jerry Pierce, Bartlesville — Minority Floor Leader
E.W. Keller, Bethany — Assistant Minority Floor Leader
Jerry Smith, Tulsa — Minority Whip
Lee Slater, Guthrie — Secretary

COMMITTEE APPOINTMENTS

President Pro Tempore York announced the following appointments to Standing Committees: Senator Dawson, Chairman, Judiciary Committee; Senator Luton, Vice Chairman, Judiciary Committee; Senator Clifton, Chairman, Finance Committee.

Senator Schuelein asked unanimous consent that the above committee assignments be approved, which was the order.

STANDING COMMITTEES

AGRICULTURE

Capps, Chairman
Dahl, Vice Chairman

Cullison	Moore
Johnson	Pierce
Lamb	Taliaferro
Landis	

APPROPRIATIONS

Randle, Chairman
Kilpatrick, Vice Chairman

Boatner	Rozell
Cain	Shedrick
Choate	Stipe
Dennis	Taylor
Leonard	Terrill
McDaniel	Watson
Miller	Winn
O'Connor	Young

BUSINESS and LABOR

Kilpatrick, Chairman
Luton, Vice Chairman

Clifton	Porter
Cullison	Roberts
Green	Smith
McIntyre	Wright

EDUCATION

Howell, Chairman
Taylor, Vice Chairman

Boatner	Lamb
Cain	Leonard
Capps	Shedrick
Cate	Terrill
Ford	Watson

EXECUTIVE NOMINATIONS

Miller, Chairman
Winn, Vice Chairman

Branch	Moore
Capps	O'Connor
Ford	Porter
Giles	Rhodes
Green	Roberts
Hopkins	Wright
Howell	

FINANCE

Clifton, Chairman
Roberts, Vice Chairman

Capps	Green
Cullison	McIntyre
Ford	Rhodes
Giles	

GENERAL GOVERNMENT

McDaniel, Chairman
Taliaferro, Vice Chairman

Branch	McCune
Dahl	O'Connor
Johnson	Randle
Keller	Rhodes
Landis	Winn

HUMAN RESOURCES

Porter, Chairman
McIntyre, Vice Chairman

Cate	Luton
Hopkins	McCune
Keller	Rhodes

JUDICIARY

Dawson, Chairman
Luton, Vice Chairman

Keller	Porter
Lamb	Smith
Pierce	Taliaferro

LAW ENFORCEMENT

Johnson, Chairman
Cate, Vice Chairman

Branch	Landis
Dahl	McCune
Hopkins	Moore
Howell	Wright

NATURAL RESOURCES

Giles, Chairman
Branch, Vice Chairman

Clifton	Howell
Dawson	Roberts
Ford	Smith
Green	Wright

POLICY

Terrill, Chairman
Dahl, Vice Chairman

Cain	Pierce
Clifton	Randle
Cullison	Shedrick
Johnson	Stipe
Kilpatrick	Taliaferro
Landis	Watson
Leonard	Young

STANDARDS and ETHICS

Boatner, Chairman
Dennis, Vice Chairman

Cate	McCune
Choate	McDaniel
Dawson	McIntyre
Keller	Rozell
Lamb	Smith
Luton	Taylor

TRANSPORTATION

Rozell, Chairman
Hopkins, Vice Chairman

Choate	Moore
Dawson	Pierce
Dennis	Stipe
Giles	Young
Miller	

Senator Schuelein 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

Name	Residence	Total Miles Round Trip	Amount Round Trip
Cate, Lee	Norman	52	11.44
Choate, Ralph J. Butch	Hennessey	130	28.60
Clifton, John L.	Shawnee	72	15.84
Cullison, Robert V.	Skiatook	240	52.80
Dahl, John L.	Barnsdall	302	66.44
Dawson, Bill	Seminole	136	29.92
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
Hopkins, Robert E.	Tulsa	200	44.00
Howell, James F.	Midwest City		None
Johnson, Joe	Heavener	420	92.40
Keller, E.W.	Oklahoma City		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
McIntyre, Bernard	Tulsa	240	52.80
Miller, Robert L.	Beggs	250	55.00
Moore, Ed	Oklahoma City	32	7.04
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
Rhodes, Frank	Catoosa	270	59.40
Roberts, Darryl F.	Ardmore	196	43.12
Rozell, Herbert	Tahlequah	400	88.00
Schuelein, William M.	Miami	400	88.00
Shedrick, Bernice	Stillwater	134	29.48
Smith, Jerry L.	Tulsa	250	55.00
Stipe, Gene	McAlester	260	57.20
Taliaferro, Paul	Lawton	196	43.12
Taylor, Stratton	Claremore	270	59.40
Terrill, Al	Lawton	204	44.88
Watson, Phil	Edmond	24	5.28
Winn, Wayne	Weatherford	140	30.80
Wright, Gerald Ged	Tulsa	250	55.00
York, Marvin	Oklahoma City	20	4.40
Young, John W.	Sapulpa	204	44.88

Senator Taliaferro moved that each member of the Senate be provided with two rolls of first-class stamps and $350.00 for the payment of office supplies and materials, which motion was declared adopted.

COMMUNICATION

Senator Schuelein announced a Communication from the State Board of Equalization had been received and ordered the same printed in the Journal for this legislative day.

STATE BOARD OF EQUALIZATION
C E R T I F I C A T E

TO: HONORABLE SPENCER BERNARD, PRESIDENT OF THE SENATE
HONORABLE MARVIN YORK, PRESIDENT PRO TEMPORE OF THE SENATE
HONORABLE JIM BARKER, SPEAKER OF THE HOUSE OF REPRESENTATIVES

I, George Nigh, Governor of the State of Oklahoma, and Chairman of the Board of Equalization, hereby certify that, pursuant to the provisions of Article X, Section 23, of the Oklahoma Constitution, the State Board of Equalization, by a vote of five (5) affirmative votes, certified the total amount of revenue which accrued to the General Revenue Fund and each special fund of the State of Oklahoma, for the fiscal year ending June 30, 1983, and the estimates of revenues to accrue to the credit of the General Revenue Fund and to each special fund of the State for the fiscal year ending June 30, 1985, as reflected in "Appendix" attached hereto and made a part hereof.

DATED this 1st day of December, 1983.

/s/George Nigh,
Governor of the State of Oklahoma, and
Chairman of the State Board of Equalization

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
OFFICE OF STATE FINANCE

November 18, 1983

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 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 the 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,

/s/J.I.M. CALDWELL, Jr.
Director of State Finance

FUNDS AVAILABLE FOR APPROPRIATION BY THE
SECOND SESSION OF THE 39TH LEGISLATURE

GENERAL REVENUE FUND

Total Revenue Fiscal Year Ended June 30, 1983		$1,763,357,305
The last preceding year decrease yielding the lesser of the two methods: (2.82)% x 2 x 1,763,357,305 equals		$ (99,453,352)
Adjustments by the 1st Session, 39th Legislature:		
Nonrecurring revenues:		
SB 69 (1983) Transfer funds to general revenue	$ (1,137,309)	
SB 285 (1983) Advance Gross Production and withholding Taxes Remittance Dates	(35,000,000)	
SB 328 (1983) Redesignate certain advance collections	(3,800,000)	
HB 1268 (1983) Advance recording date for Cash-flow Reserve Receipts	(159,309,870)	
Total Nonrecurring		$ (199,247,179)
Other adjustments:		
SB 64 (1983) Payments to Office of Personnel Management deposited to General Revenue	$ 3,907,225	
HB 1066 (1983) Certain deposits redesignated from General Revenue to Motor Vehicle Act Enforcement Fund	(47,800)	
HB 1075 (1983) Deletes Fire Marshal Fund	512,499	
HB 1266 (1983) Deletes following funds: Special Conservation	6,800,000	
Insurance Commission	4,833,824	
Property and Casualty Rate Board	252,791	
HB 1318 (1983) Increase certain Insurance Commission Fees	12,000	

FUNDS AVAILABLE FOR APPROPRIATION BY THE
SECOND SESSION OF THE 39TH LEGISLATURE

GENERAL REVENUE FUND

HB 1419 (1983) Income Tax, reinstates Accelerated Cost Recovery on Assets and other procedural changes	(14,002,240)	
Total Other Adjustments		2,268,299
Subtotal		$1,466,925,073
Cash-flow reserve Increment adjusted to 11½% for FY 86 (HB 1268-1983)		(17,046,226)
Appropriation Limitation as determined by Section 23, Article 10, Oklahoma Constitution		$1,449,878,847
Amount calculated as a summation of detailed revenue estimates		$1,574,200,318
GENERAL REVENUE AVAILABLE FOR APPROPRIATION:		$1,449,878,847

SPECIAL FUNDS SCHEDULED FOR APPROPRIATION BY
THE SECOND SESSION OF THE 39TH LEGISLATURE

ALCOHOLIC BEVERAGE FUND		
Total Revenue Fiscal Year Ended June 30, 1983	$ 773,542	
The last preceding year decrease yielding the lesser of the two methods: 1.24% x 2 x 773,542 equals	19,184	
Adjustments: Increase Licenses and Permit Fees (SB 57) 1983	146,893	
Amount determined by formula	$ 939,619	
Estimated Income for FY 1985	$ 1,012,000	
Available for Appropriation		$ 939,619
STATE AUDITOR AND INSPECTOR FUND		
Total Revenue Fiscal Year Ended June 30, 1983	$ 395,915	
The last preceding year decrease yielding the lesser of the two methods: (5.34)% x 2 x 395,915 equals	(42,284)	
Adjustments: Removing exemption of Gasohol from gasoline excise tax. (HB 1023) 1982	7,773	
Amount determined by formula	$ 361,404	
Estimated Income for FY 1985	$ 392,000	
Available for Appropriation		$ 361,404
WORKERS' COMPENSATION ADMINISTRATION FUND Effective Date 7-1-78 (HB 1228, 1st Session, 36th Legislature, 1977)		
Total Revenue Fiscal year Ended June 30, 1983	$ 5,067,070	
Estimated Income for FY 1985	$ 2,750,000	
Available for Appropriation		$ 2,750,000

SPECIAL FUNDS SCHEDULED FOR APPROPRIATION BY
THE SECOND SESSION OF THE 39TH LEGISLATURE

HUMAN SERVICES FUND		
Total Revenue Fiscal Year Ended June 30, 1983	$412,760,076	
Estimated Revenue for FY 1985	418,000,000	
Adjustments:		
Provide Human Services Cash-flow Reserve Fund initial increment. Increment established as 10% of estimated FY 86 collections with zero growth from FY 85 estimate. The Human Services Cash-flow Reserve requirement was directed by Section 4, Chapter 183, Laws 1983 (HB 1268).	(41,541,800)	
Available for Appropriation		$376,458,200
STATE JUDICIAL FUND		
Total Revenue Fiscal Year Ended June 30, 1983	$ 5,399,190	
The last preceding year decrease yielding the lesser of the two methods:		
(10.72)% x 2 x 5,399,190 equals	(1,157,586)	
Adjustments:		
Increase amount of recovery subject to small claims jurisdiction. (HB 1002) 1983 ..... (183,250)		
Increase certain court fees and changes certain court procedures. (HB 1393) 1983 1,623,137		
Provides for payment and collection of cost in certain juvenile proceedings. (HB 1430) 1983 84,000		
Net Adjustments:	1,523,887	
Amount determined by formula	$ 5,765,491	
Estimated Revenue for FY 1985	6,685,943	
Available for Appropriation		$ 5,765,491

SPECIAL FUNDS SCHEDULED FOR APPROPRIATION BY
THE SECOND SESSION OF THE 39TH LEGISLATURE

LAW ENFORCEMENT OFFICERS TRAINING FUND Effective Date 7-1-78 (SB 484, 2nd Session, 36th Legislature, 1978)		
Total Revenue Fiscal Year Ended June 30, 1983	$ 313,789	
Adjustments: Reimbursement for municipal Fines (SB 176) 1983	750,000	
Adjusted Total Revenue	1,063,789	
Estimated Income for FY 1985	1,100,000	
Available for Appropriation		$ 1,100,000
LIQUEFIED PETROLEUM GAS FUND Total Revenue Fiscal Year Ended June 30, 1983	$ 216,962	
The last preceding year decrease yielding the lesser of the two methods: (31.20)% x 2 x 216,962 equals	(135,384)	
Adjustments: Fee increase (HB 1061) 1983	43,750	
Amount determined by formula	$ 125,328	
Estimated Income for FY 1985	276,021	
Available for Appropriation		$ 125,328
OCCUPATIONAL HEALTH AND SAFETY FUND Total Revenue Fiscal Year Ended June 30, 1983	$ 658,681	
The five-year average increase yielding the lesser of the two methods: 24.01% x 2 x 658,681 equals	316,299	

SPECIAL FUNDS SCHEDULED FOR APPROPRIATION BY
THE SECOND SESSION OF THE 39TH LEGISLATURE

Amount determined by formula	$ 974,980	
Estimated Income for FY 1985	801,000	
Available for Appropriation		$ 801,000

PENSION SYSTEM
RESERVE FUND
Effective Date 1-1-82
(SB 18, 2nd Session, 38th Legislature, 1982)

Total Revenue Fiscal Year Ended June 30, 1983	$ 76,431,367	
Estimated Revenue for FY 1985.....	$ 47,100,000	
Available for Appropriation		$ 47,100,000

BOARD OF PRIVATE
SCHOOLS FUND
Effective Date 7-1-82
(HB 1798, 2nd Session, 38th Legislature, 1982)

Total Revenue Fiscal Year Ended June 30, 1983	$ 50,855	
Adjustment: Increase in License Fees (SB 35) 1983	4,075	
Adjusted Total Revenue	$ 54,930	
Estimated Revenue for FY 1985.....	$ 51,000	
Available for Appropriation		$ 51,000

STATE BOARD OF NURSING
HOMES FUND

Total Revenue Fiscal Year Ended June 30, 1983	$ 126,500	
The last preceding year decrease yielding the lesser of the two methods: (9.6)% x 2 x 126,500 equals	$ (24,288)	

SPECIAL FUNDS SCHEDULED FOR APPROPRIATION BY
THE SECOND SESSION OF THE 39TH LEGISLATURE

Amount determined by formula	$ 102,212	
Estimated Income for FY 1985	$ 159,700	
Available for Appropriation		$ 102,212

TAX COMMISSION FUND

Total Revenue Fiscal Year Ended June 30, 1983	$ 31,336,501	
The last preceding year decrease yielding the lesser of the two methods: .83% x 2 x 31,336,501 equals	520,185	
Adjustments:		
Removing the exemption of gasohol from the gasoline excise tax (HB 1023) 1983	117,594	
Reinstating ACRS (HB 1419) 1983	(142,880)	
Amount determined by formula	31,831,400	
Estimated Revenue for FY 1985	31,900,000	
Available for Appropriation		$ 31,831,400

ITEMIZED ESTIMATES OF REVENUES TO THE GENERAL REVENUE FUND FOR THE FISCAL YEAR ENDING JUNE 30, 1985
AND COMPARISON REPORT ILLUSTRATING CURRENT AND LAST FISCAL YEAR REVENUES CREDITED AND PROJECTED

SOURCE	CUMULATIVE FIRST FOUR MONTHS F.Y. 1983	CUMULATIVE FIRST FOUR MONTHS F.Y. 1984	F.Y. 1983 ACTUAL	F.Y. 1984 PROJECTED (11/14/1983)	F.Y. 1985 ESTIMATE
Alcoholic Beverage Excise Tax	$ 4,152,966	$ 4,216,188	$ 11,869,780	$ 11,900,000	$ 12,100,000
Beverage Tax	7,647,690	7,102,302	19,719,047	17,800,000	18,600,000
Cigarette Tax	23,715,596	21,446,335	64,545,431	60,002,324	59,627,979
Conservation Excise Tax	-0-	2,875,799	-0-	9,000,000	6,800,000
Franchise Tax	21,835,563	25,844,235	26,053,164	31,000,000	34,000,000
Gross Production Tax	133,628,218	122,894,799	432,465,140[1]	366,000,000	370,700,000
Income Tax (Current Receipts)	236,130,815	233,445,664	734,573,962[2]	781,844,000	872,494,000
Estate Tax	11,415,729	10,752,458	32,639,844	30,000,000	32,800,000
Insurance Premium Tax	5,983,466	9,443,565	39,607,963	28,000,000	30,000,000
Motor Vehicle Excise Tax	9,095,384	9,078,875	53,640,830	51,000,000	55,700,000
Use Tax	9,602,250	7,016,117	28,408,488	21,000,000	22,900,000
Interest on Bank Deposits	46,994,567	28,900,729[3]	108,574,680	65,000,000[3]	41,786,212
Other Receipts	8,400,359	31,043,567[4]	26,078,352	49,000,000[4]	30,200,000
Transfers	8,211,461	10,194,723	16,351,261[5]	12,164,000	5,000,000
Revenue Before Cash-flow Reserve Fund Increment			$1,594,527,942	$1,533,710,324[6]	$1,592,708,191
Cash-flow Reserve Increment			9,519,493	39,000,000	(18,507,873)
TOTAL REVENUE	$526,814,064	$524,255,356	$1,604,047,435	$1,572,710,324	$1,574,200,318

([1]) Includes approximately $33,800,000 in one-time collections.
([2]) Includes approximately $500,000 in one-time collections.
([3]) Includes $20,000,000 in one-time collections.
([4]) Includes $5,163,632 in one-time collections.
([5]) Includes $1,137,309 in one-time collections.
([6]) One-time transfer to F.Y. 1983 General Revenue Cash-Flow Reserve Fund to satisfy F.Y. 84 appropriation.

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE APPROPRIATED SPECIAL FUNDS FOR THE FIRST FOUR MONTHS OF THE FISCAL YEARS 1983 AND 1984 AND ESTIMATED TOTALS FOR 1984 AND 1985

SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1983	FIRST FOUR MONTHS F.Y. 1984	ACTUAL TOTAL F.Y. 1983	PROJECTED TOTAL F.Y. 1984	ESTIMATED TOTAL F.Y. 1985
Alcoholic Beverage Fund					
License and Fees	$ 105,056	380,064	773,542	876,893	1,012,000
State Auditor and Inspector Fund					
Percentage of Taxes and Fees	108,398	108,384	395,915	378,000[1]	392,000
Human Services Fund	138,557,339	153,173,775[2]	412,760,076[2]	394,700,000[1]	418,000,000
State Judicial Fund					
Local Court Fees and Others	2,763,240	2,249,778	5,399,190	5,300,000	6,685,943
Law Enforcement Training Fund					
Local Court Fees	37,801	150,875	313,789	1,300,000	1,100,000
Liquefied Petroleum Gas Fund					
Permits and Fees	153,958	184,437	216,962	312,150	276,021
Occupational Health and Safety Fund					
Occupational Health and Safety Tax	201,253	227,560	658,681	728,000[1]	801,000
Pension System Reserve Fund	-0-	-0-	76,431,367	47,100,000[1]	47,100,000
Board of Private Schools Fund	30,055	39,800	50,855	49,075	51,000

SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1983	FIRST FOUR MONTHS F.Y. 1984
Tax Commission Fund		
Percentage of Collections	9,490,235	9,340,655
Workers' Compensation Administration Fund		
Premium Tax and Litigation Fees	2,347,555	1,720,914
Nursing Homes Fund	-0-	34,441

[1] Projection Revised OTC/OSF, November 14, 1983

[2] Includes $25,000,000 one-time revenue

ACTUAL TOTAL F.Y. 1983	PROJECTED TOTAL F.Y. 1984	ESTIMATED TOTAL F.Y. 1985
31,336,501	30,200,000[1]	31,900,000
5,067,070	2,500,000[1]	2,750,000
126,500	175,000	159,700

HISTORY OF REVENUE TO THE GENERAL REVENUE FUND

Fiscal Year	(1) Total Income	(2) Adjustment for Nonrecurring Income	(3) Income Adjusted To Delete Non-recurring	(4) Adjustment To Arrive at Corresponding Revenue	(5) Net Adjusted Income	% Increase (Column 5 Over Prev. Yr. Column 3)	5 Year Average
1978	704,380,324		704,380,324				
1979	817,781,927		817,781,927	5,922,968	823,287,943	16.88	
1980	1,053,747,837*		1,053,757,837	15,063,563	1,068,821,400	30.70	
1981	1,371,227,849		1,371,227,849	3,338,549	1,374,566,398	30.44	
1982	1,615,422,759		1,615,422,759	11,245,422	1,626,668,181	18.63	
1983	1,763,357,305	(199,247,179)	1,564,110,126	5,702,750	1,569,812,876	[2.82]	18.77

*Includes prior period adjustment made after the close of the fiscal year.

SUMMARY OF ADJUSTMENTS TO GENERAL REVENUE FUND INCOME

1979

Adjustments to Arrive at Amounts Corresponding to the Preceding Fiscal Year

Tax Changes:	
Income Tax — Tax Credits for Conservation Excise Tax, Solar Energy Devices, and Electricity produced from Gas + Savings and Loan Increments	($5,489,750)
Freight Car Tax	(433,218)
Total Adjustment	($5,922,968)

1980

Adjustments to Arrive at Amounts Corresponding to the Preceding Fiscal Year

Tax Changes:	
Income Tax — Tax reduction (HB 1484) Savings and loan increment, head of household extension:	($36,716,960)
Cigarette Tax — Increase	20,600,000
Ins. Premium Tax	912,000
Bank and Trust Co. Assessment	141,397
Total Adjustment	($15,063,563)

1981

Adjustments to Arrive at Amounts Corresponding to the Preceding Fiscal Year

Tax Changes:	
Drivers' License (SB 266)	($ 450,000)
Franchise Tax (SB 545)	(275,000)
Gross Production Tax (SB 618)	(300,000)
Income Tax: Solar Energy (HB 1723)	(314,000)
Gas for Agric. (HB 1764)	(49,000)
Sales Tax-Utilities (HB 1041)	(250,000)
Sales Tax (HB 1218)	(2,300,549)
Total Adjustment	($3,338,549)

1982

Adjustments to Arrive at Amounts Corresponding to the Preceding Fiscal Year

Tax and Fee Changes:	
Gift and Estate Taxes (Effective 1/ 1/ 83) (SB 84)	($ 6,187,500)
Mining Permit Fee (HB 1081)	31,000
Documentary Stamp Tax (HB 1111)	3,858,800
Sales Tax, and Reserve Increment Change (HB 1218)	(12,721,698) 3,410,226
Amusement Device Permit (HB 1367)	363,750
Total Adjustment	($11,245,422)

All Tax Adjustment Amounts are as previously certified by the Board of Equalization, except F.Y. 81 portion of HB 1218 affecting May and June 1981 General Revenue.

SUMMARY OF ADJUSTMENTS TO
GENERAL REVENUE FUND INCOME

1983

Adjustments to Arrive at Amounts Corresponding to the Preceding Fiscal Year

Nonrecurring Revenues:	
Transfer of Funds to the General Revenue Fund (SB 69—1983)	($ 1,137,309)
Advance Gross Production and Withholding Remittance Dates (SB 285—1983)	(35,000,000)
Redesignate Certain Advanced Collections (SB 328—1983)	(3,800,000)
Advance Recording date for Cash-Flow Reserve Receipts (HB 1268—1983)	(159,309,870)
Total Nonrecurring	(199,247,179)
Other Adjustments:	
Change Driver Education Fee Allocation (SB 452—1982)	$ 1,000,000
Insurance Premium Tax Refunds (SB 484—1982)	3,000,000
Boiler Inspection Fees (SB 541—1982)	(196,000)
Exempt Cities, Towns, and Counties from Certain Taxes (SB 564—1982)	(3,750)
Amusement Ride Inspection Fees (HB 1456—1982)	(25,000)
Income Tax Adjustments (Net) (HB 1593—1982)	1,948,000
Friable Material Licenses (HB 1810—1982)	(3,000)
Vehicle Rental Tax (HB 1822—1982)	(17,500)
Total Other Adjustments	$ 5,702,750

F.Y. 83 Nonrecurring Revenue is based upon known and estimated data. It has not been previously certified.

HISTORY OF REVENUES TO EACH
SPECIAL FUND OF THE STATE

Fiscal Year	Total Income	Adjustments	Adjusted Income	% of Increase Over Prior Year	5 Year Average
		ALCOHOLIC BEVERAGE FUND (51X-030)			
1978	392,895	319,624	712,519		
1979	1,022,365	(319,624)[1]	702,741	(1.37)	
1980	723,258		723,258	2.92	
1981	710,287		710,287	(1.79)	
1982	764,042		764,042	7.57	
1983	773,542		773,542	1.24	1.71
		STATE AUDITOR AND INSPECTOR FUND (53X-300)			
1978	283,211		283,211		
1979	297,278	8,856 [2]	306,134	8.09	
1980	320,660		320,660	7.87	
1981	354,900		354,900	10.68	
1982	418,261		418,261	17.85	
1983	395,915		395,915	(5.34)	7.83
		LIQUEFIED PETROLEUM GAS FUND (51X-445)			
1978	162,572		162,572		
1979	165,488		165,488	1.79	
1980	167,103		167,103	0.98	
1981	187,090		187,090	11.96	
1982	235,801	(39,860)[1]	195,941	4.73	
1983	216,962	(54,731)[2]	162,231	(31.20)	(2.35)
		OCCUPATIONAL HEALTH AND SAFETY FUND (51X-405)			
1978	238,026		238,026		
1979	223,154		223,154	(6.25)	
1980	311,429		311,429	39.56	
1981	384,362		384,362	23.42	
1982	452,043		452,043	17.61	
1983	658,681		658,681	45.71	24.01

[1]Administrative error resulted in carryover balance in clearing account (1030) of $319,624. Prior period adjustment made and reversed for FY 1979 to avoid violently skewing revenue.

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

Fiscal Year	Total Income	Adjustments	Adjusted Income	% of Increase Over Prior Year	5 Year Average
		PENSION SYSTEM RESERVE FUND (56X-000)			
Effective January 1, 1982					
1982	66,909,769		66,909,769		
1983	76,431,367[3]		76,431,367	14.23	
		BOARD OF PRIVATE SCHOOLS FUND (51X-563)			
Effective July 1, 1982					
1983	50,855		50,855		
		HUMAN SERVICES FUND (53X-830)			
Effective July 1, 1982					
1983	387,760,076[1]	15,300 [2]	387,775,376		
		STATE JUDICIAL FUND (400-677 AND 51X-219)			
1978	3,947,398	250,000 [3]	4,197,398		
1979	6,885,544	(2,400,000)[4]	4,485,544	6.86	
1980	5,636,273	1,457,425 [5]	7,093,698	3.02	
1981	4,508,148	1,015,000	5,523,148	(2.01)	
1982	6,321,590	494,957 [6]	6,816,547	51.21	
1983	5,399,190	244,742 [7]	5,643,932	(10.72)	9.67
		LAW ENFORCEMENT OFFICERS TRAINING FUND (51X-415)			
Effective July 1, 1978					
1979	87,481		87,481		
1980	352,134		352,134	302.53	
1981	441,630		441,630	25.42	
1982	391,003		391,003	(11.46)	
1983	313,789	(71,161)[8]	242,628	(37.95)	

[1]HB 1539 (1980) and HB 1079 (1981) Increased fees.

[2]HB 1079 (1981) Increased fees.

[3]One-time collections of $13,500,000 from advanced collection date are omitted.

[1]One-time transfer of $25,000,000 from Insurance Commissioner's Protest Fund is omitted.

[2]HB 1622 (1982) Reduces Human Services Fund allocation of Boat and Motor Tax from 98% to 96%.

[3]SB 229 (1976) Increase in Bailiff Salaries.

[4]HB 1518 (1978) Court Fee Increases.

[5]HB 1518 (1978) Judicial Retirement Fund Deposit (Effective July 1, 1979).

[6]SB 396 and HB 1840 (1981) Increased court reporter and bailiff fees, and added abused child attorney fees, SB 244, HB 1120 and HB 1301 increased small claims limits, and bailiff fees, and increased small claims fees and payments to law libraries and increased juror mileage allowances.

[7]SB 244 (1981) Increased Juror mileage allowance, HB 1120 (1981); Increased small claims limits and bailiff salaries, HB 1301 (1981); Increased small claims filing fees and payments and transfers to law libraries, HB 1118 (1981); Crime Victims Compensation Act.

[8]HB 1942 (1982) Change in collection procedure.

Fiscal Year	Total Income	Adjustments	Adjusted Income	% of Increase Over Prior Year	5 Year Average
		TAX COMMISSION FUND (53X-695)			
1978	16,451,937		16,451,937		
1979	18,472,639		18,472,639	12.28	
1980	21,300,946		21,300,946	15.31	
1981	25,753,109		25,753,109	20.90	
1982	31,631,836	(11,250)[1]	31,620,586	22.78	
1983	31,336,501	557,617 [2]	31,894,118	.83	14.42
		WORKERS' COMPENSATION ADMINISTRATION FUND (51X-369)			
Effective July 1, 1978					
1979	2,506,248		2,506,248		
1980	3,668,308		3,668,308	46.37	
1981	4,282,292		4,282,292	16.74	
1982	4,525,341		4,525,341	5.68	
1983	5,067,070		5,067,070	11.97	

[1]HB 1367 (1981) Established a new amusement device fee.

[2]SB 564 (1982) Exempts use excise tax.

HB 1571 (1982) Increase share of Commercial Truck License fee for Department of Public Safety.

HB 1593 (1982) Provides a reduction of individual and an increase of corporate income taxes and includes affect of the ERTA of 1981.

HB 1603 (1982) Reallocates the OTC share of Boat and Motor Registration Tax to the Wildlife Conservation Commission.

HB 1622 (1982) Deletes vehicle title lien recording fee as a source of revenue to the fund.

SB 139 (1981) Firefighters Pension income tax exemption.

OFFICE OF THE STATE TREASURER
YEARLY REQUIREMENTS ON STATE BUILDING BONDS ISSUES

FISCAL YEAR COLLECTIONS	OKLAHOMA BUILDING BONDS OF 1961	OKLAHOMA BUILDING BONDS OF 1965, UNIV. OF OKLA. MEDICAL CENTER	OKLAHOMA INST. BLDG. BONDS OF 1965, SERIES A, B, C, AND D	OKLAHOMA REFUNDING BONDS OF 1977	OKLAHOMA INST. BLDG. BONDS OF 1968, SERIES C AND D	GRAND TOTAL REQUIREMENTS ON ALL ISSUES
1984	1,681,500.00	300,000.00	4,259,887.50	6,939,831.26	1,290,802.50	14,472,021.26
1985	1,632,000.00	300,000.00	4,143,487.50	6,930,541.26	1,301,005.00	14,307,033.76
1986	2,582,500.00	300,000.00	4,026,587.50	6,923,061.26	1,304,200.00	15,136,348.76
1987		300,000.00	3,908,337.50	6,912,076.26	1,315,265.00	12,435,678.76
1988		300,000.00	3,789,737.50	6,889,756.26	1,323,850.00	12,303,343.76
1989		300,000.00	3,671,137.50	6,850,343.76	1,334,622.50	12,156,103.76
1990		400,000.00	4,850,562.50	6,806,031.26	1,342,292.50	13,398,886.26
1991			1,883,687.50	6,864,456.26	1,347,032.50	10,095,176.26
1992			1,616,562.50	4,317,656.26	1,353,527.50	7,287,746.26
1993			1,582,187.50	2,108,956.26	1,356,630.00	5,047,773.76
1994				2,089,428.13	1,366,603.75	3,456,031.88
1995				2,066,668.75	1,142,875.00	3,209,543.75
1996				2,036,018.75		2,036,018.75
	5,896,000.00	2,200,000.00	33,732,175.00	67,734,825.73	15,778,706.25	125,341,706.98

As provided by 75 O.S. 1981, § 26.14, the following pre-filed bills and resolutions were ordered placed on First Reading.

FIRST READING (Pre-filed Bills and Resolutions):

SB 331 — By Hopkins of the Senate and Little of the House.

An act relating to the Corporation Commission; prohibiting long-distance and toll charges within cities and towns; providing for codification; and declaring an emergency.

SB 332 — By Landis.

An act relating to crimes and punishments; prohibiting certain increases in credit card contracts without written approval; providing for codification; and declaring an emergency.

SB 333 — By Landis.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-104, which relates to powers and duties of State Board of Health; directing Board to establish rules and regulations for the use of visiting animals in selected long-term health care facilities; requiring certain health considerations; and providing an effective date.

SB 334 — By Landis.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 7-508, which relates to termination or increased rates for motor vehicle liability and collision insurance; prohibiting termination of, or premium increase for, motor vehicle liability or collision insurance for certain violations; and declaring an emergency.

SB 335 — By Landis.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1001, which relates to gross production taxes; providing exemption for certain qualified types of production; limiting exemption; stating qualifications for exemptions; providing an effective date; and declaring an emergency.

SB 336 — By Giles.

An act relating to oil and gas; amending 17 O.S. 1981, Sections 52, 53.1, as amended by Section 1, Chapter 205, O.S.L. 1982, 53.2, as amended by Section 2, Chapter 205, O.S.L. 1982, 56, 167, as amended by Section 3, Chapter 354, O.S.L. 1982, and 270 (17 O.S. Supp. 1983, Sections 53.1, 53.2 and 167), 29 O.S. 1981, Section 7-401, 47 O.S. 1981, Section 177.2, as last amended by Section 1, Chapter 151, O.S.L. 1983 (47 O.S. Supp. 1983, Section 177.2), 52 O.S. 1981, Sections 1, 81, 86.1, 86.4, 87.1, as amended by Section 1, Chapter 10, O.S.L. 1982, 91, 92, 97, 98, 99, 103, 104, 105, 107, 110, 113, 114, 116, 117, 118, 136, 139, 146, 147, 149, as amended by Section 8, Chapter 354, O.S.L. 1982, 149.1, as amended by Section 9, Chapter 354, O.S.L. 1982, 152, 232, 238, 239, 241, 242, 243, 247, 251, 252, 253, 255, 260.2, 260.9, 260.10, 260.13, 272, 273, 274, 275, 276, 277, 278, 287.2, 307, 309, 318.1, as amended by Section 1, Chapter 91, O.S.L. 1983, 318.8, as amended by Section 7, Chapter 341, O.S.L. 1982, 528, Section 7, Chapter 77, O.S.L. 1983, Sections 2, 4, 5, 7 and 8, Chapter 320, O.S.L. 1983 (52 O.S. Supp. 1983, Sections 87.1, 149, 149.1, 318.1, 318.8, 547, 552, 554, 555, 557 and 558), 63 O.S. 1981, Section 1-2005, as amended by Section 1, Chapter 248, O.S.L. 1982 (63 O.S. Supp. 1983, Section 1-2005), 68 O.S. 1981, Sections 1010, as last amended by Section 7, Chapter 275, O.S.L. 1983, 1024, as amended by Section 1, Chapter 107, O.S.L. 1983, 1103 and 2357.2, as amended by Section 2, Chapter 322, O.S.L. 1982 (68 O.S. Supp. 1983, Sections 1010, 1024 and 2357.2), 74 O.S. 1981, Section 803.6, 82 O.S. 1981, Section 932, as amended by Section 33, Chapter 333, O.S.L. 1983 (82 O.S. Supp. 1983, Section 932), and 84 O.S. 1981, Section 271.1, as amended by Section 1, Chapter 184, O.S.L. 1983 (84 O.S. Supp. 1983, Section 271.1), which relate to oil and gas responsibilities of the Corporation Commission; creating the Oklahoma Oil and Gas Commission; provid-

ing for membership, terms of office, manner of selection and removal, vacancies, oath of office and qualifications; fixing compensation; prohibiting certain conduct; providing for election of Chairman and transaction of business; providing for principal office; providing for official seal; requiring annual report; designating Attorney General as Commission's representative; providing for employment of personnel; conferring certain authority and duties on Commission and specifying jurisdiction retained by Corporation Commission; transferring certain property, personnel, funds, powers, duties, rights and liabilities of the Corporation Commission to the Oklahoma Oil and Gas Commission and requiring certain facilities be shared; requiring compliance with certain statutes and providing for examiners and orders and records of the Commission; providing for current proceedings, orders, rules and regulations of the Corporation Commission and further proceedings, orders, rules and regulations of the Oklahoma Oil and Gas Commission; providing for codification; providing for recodification; repealing 17 O.S. 1981, Sections 51, 53, 167, as amended by Section 15, Chapter 358, O.S.L. 1982 (17 O.S. Supp. 1983, Section 167), and 52 O.S. 1981, Sections 83, 132 and 135, which relate to oil and gas responsibilities of the Corporation Commission; providing an effective date; and declaring an emergency.

SB 337 — By Wright.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 991c, as amended by Section 2, Chapter 8, O.S.L. 1982 (22 O.S. Supp. 1983, Section 991c), which relates to deferred judgment procedure; providing for a plea of nolo contendere; and providing an effective date.

SB 338 — By Landis.

An act relating to crimes and punishments; providing penalty for incitement to riot in a city or county jail or correctional institution; providing for codification; and declaring an emergency.

SB 339 — By Lamb of the Senate and Reimer of the House.

An act relating to criminal procedure; amending 22 O.S. 1981, Sections 1112 and 1114.9, which relate to bond schedules; increasing certain bond amounts; and declaring an emergency.

SB 340 — By Watson of the Senate and Twidwell of the House.

An act relating to state government; providing short title; defining terms; authorizing certain volunteer programs for state agencies; exempting volunteers from certain provisions of law relating to state employment; extending state's sovereign immunity to volunteers in certain instances; requiring certain actions, rules and recognition of participating agencies; authorizing certain solicitation of volunteers; authorizing travel reimbursement in certain instances; providing for codification; and declaring an emergency.

SB 341 — By Smith.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 43, which relates to claims for compensation; modifying statute of limitations to reopen certain claims for compensation; and providing an effective date.

SB 342 — By Roberts.

An act relating to state government; amending 74 O.S. 1981, Section 150.13, which relates to the appointment of rangers by the Oklahoma State Bureau of Investigation; authorizing rangers to enforce laws relating to farm and ranch livestock, equipment and supplies; and declaring an emergency.

SB 343 — By Dawson.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1004a, which relates to apportionment of gross production tax; modifying apportionment of

certain portion of tax; providing that certain percentage of such tax be credited to appropriate county highway fund; and providing an effective date.

SB 344 — By Dawson.

An act relating to the state lottery; amending 21 O.S. 1981, Sections 1051, 1066, 1067 and 1068 and 59 O.S. 1981, Section 858-312, as amended by Section 6, Chapter 194, O.S.L. 1982 (59 O.S. Supp. 1983, Section 858-312), which relate to prohibitions against lotteries; providing penalty; providing an exception; prohibiting "pyramid schemes"; providing for injunctions against such schemes; providing penalty; providing short title; defining terms; creating the Oklahoma State Lottery Commission; providing for the appointment, powers and duties of the Commission; specifying powers and duties of the Director; requiring reports; providing for licensing; providing that the right to prizes is not assignable except under certain circumstances; prohibiting ticket sales to a minor; prohibiting ticket sales at an unauthorized price; prohibiting alteration of tickets; prohibiting purchase of tickets by certain persons; providing penalties; providing for unclaimed prizes; providing for payment of a prize to a minor; allowing the Director to make arrangements with distributing agents as needed; creating the State Lottery Fund; specifying uses of the State Lottery Fund; requiring an annual post audit; repealing 21 O.S. 1981, Sections 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064 and 1065, which relate to prohibitions against lotteries; providing for codification; providing severability; and declaring an emergency.

SB 345 — By Wright.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 142.18, which relates to victim compensation assessments; modifying amounts of assessments; requiring persons agreeing to deferred prosecution programs to pay assessments; and providing an effective date.

SB 346 — By Dennis.

An act relating to game and fish; amending 29 O.S. 1981, Sections 5-203 and 5-405, which relate to hunting; allowing the use of spotlights and motor vehicles in hunting of predatory animals that threaten livestock; defining term; and declaring an emergency.

SB 347 — By Wright.

An act relating to criminal procedure; declaring statements of children under ten years of age describing acts of sexual contact to be competent to be admitted into evidence under certain circumstances; providing for codification; and providing an effective date.

SB 348 — By Wright.

An act relating to public health and safety; allowing a motion for reduction or suspension of sentences of certain offenders providing substantial assistance in the prosecution of certain persons; establishing procedures for filing and hearing of such motion; providing for codification; and providing an effective date.

SB 349 — By Wright.

An act relating to children and criminal procedure; providing for admissibility of prerecorded statements and testimony of a child twelve years of age or under who is a victim of abuse; providing for admissibility of testimony of a child twelve years of age or under who is a victim of certain other offenses; allowing court to order such child's testimony to be given outside the courtroom through closed-circuit television; stating circumstances under which child may or may not be called to testify; providing certain procedures; providing for codification; and providing an effective date.

SB 350 — By Rhodes.

An act relating to intoxicating liquors; prohibiting private clubs and places licensed to sell nonintoxicating beverages for on-premise consumption from locating within certain distances from any school or church;

SR 30 — By Watson.

A resolution condemning the Soviet attack on Korean Airlines Flight 007; calling for an apology and complete explanation; extending sympathy to families of victims; and directing distribution.

SR 31 — By Pierce.

A resolution providing for a comprehensive examination of certain decisions, studies and proposals concerning the relocation of the administrative headquarters of the Grand River Dam Authority; directing appointment of Senate Select Committee to conduct the examination; authorizing Committee to subpoena witnesses and records and to administer oaths; providing for contempt proceedings; designating certain state personnel to serve process and authorizing travel expenses; specifying date for submitting a written report of findings and recommendations of examination; and directing distribution.

FIRST READING

The following were introduced and read the first time:

SB 358 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the State Senate; making an appropriation thereto; stating the purpose; providing for payment of expenses; providing for approval; excluding appropriation from fiscal year limitation; providing severability; providing operative date; and declaring an emergency.

SB 359 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Legislative Fiscal Office; making an appropriation thereto; stating purpose; authorizing the payment of assessment for the Southwest Regional Energy Council; authorizing contracts for actuarial studies of state retirement systems; making the appropriation nonfiscal; providing severability; providing an operative date; and declaring an emergency.

SB 360 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Attorney General; making an appropriation thereto; stating purposes; providing for duties and compensation of employees; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 361 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to courts; making appropriations to the Office of the State Supreme Court; stating purposes; specifying certain salaries and salary limits; authorizing use of funds for federal matching purposes; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 362 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the State Supreme Court and the Court of Appeals; making appropriations thereto; stating the purposes; providing for the duties and compensation of certain employees; limiting the salary of certain justices and judges; authorizing cooperation with federal agencies; prohibiting the transfer of certain funds; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 363 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Court of Criminal Appeals; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting salaries of certain judges; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 364 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to various state agencies;

making appropriations to the Oklahoma Capitol Improvement Authority and the Office of Public Affairs; stating the purposes; providing for appointment, duties, and compensation of employees; limiting salary of the Director and Assistant Director; providing for certain unclassified positions; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 365 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Attorney General and the Crime Victims Compensation Board; making appropriations thereto; stating purposes; providing for compensation of employees and officers; requiring certain reports; authorizing appropriated funds for federal matching purposes; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 366 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Workers' Compensation Court; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; specifying salary of certain judges; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 367 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Center for Criminal Justice; making an appropriation thereto; stating purposes; providing for duties and compensation of employees; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 368 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to schools; making appropriations to the State Board of Education; stating the purposes; amending 70 O.S. 1981, Sections 18-109.1, as last amended by Section 12, Chapter 330, O.S.L. 1983, 18-109.2, as last amended by Section 13, Chapter 330, O.S.L. 1983, 18-109.3, as last amended by Section 14, Chapter 330, O.S.L. 1983, 18-112, as last amended by Section 16, Chapter 330, O.S.L. 1983, and 1-109, as last amended by Section 39, Chapter 330, O.S.L. 1983 (70 O.S. Supp. 1983, Sections 1-109, 18-109.1, 18-109.2, 18-109.3 and 18-112); providing assessment ratios; providing funding formula for distribution of state aid; modifying certain levels, factors and formulas; providing for distribution of certain funds; expressing legislative intent concerning elementary counseling programs; providing for apportionment of funds for textbooks; providing for funds for supplementary textbooks and materials; providing funds for transportation grants; allocating funds for psychometric services; providing for allocation of funds for staff development; providing for teacher consultant stipends; apportioning funds for school lunches; providing funds for reimbursement of cost of educating homebound children; providing for allocation of funds for library resources, community education, early childhood education, alternative education, and career education; providing funds for arts-in-education; allocating funds for special programs; providing funds for school/community network for arts-in-education; allocating funds for midterm adjustment for 1984-85 school year; specifying length of school year; requiring adoption of minimum salary schedule by school districts; providing for expenditure of federal funds by local boards of education; providing for the expenditure of federal revenue sharing funds; providing for proportionate reduction or withholding of funds to districts under certain conditions; making appropriations nonfiscal; repealing 70 O.S. 1981, Section 18-112.1; providing severability; providing an operative date; and declaring an emergency.

SB 369 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the State Board of Education; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 370 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the State Board of Vocational and Technical Education; making appropriations thereto; stating the purposes; providing for flat grants for certain vocational education teachers; providing for allocation of equalization funding; providing for the distribution of certain funds; providing for expenditure of funds in cooperation with federal funds; providing for duties and compensation of certain employees; limiting salary of the Director; providing procedure; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 371 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Department of Libraries; making appropriations thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Director; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 372 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Commission on Fire Protection Personnel Standards and Education; making an appropriation thereto; stating purposes; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 373 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the State Arts Council of Oklahoma; making appropriations thereto; stating the purposes; providing for duties and compensation of certain employees; limiting salary of the chief administrative officer; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 374 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Will Rogers Memorial Commission; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting the salaries of the Manager and the Director; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 375 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the J.M. Davis Memorial Commission; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting the salary of the chief administrative officer; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 376 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Commission on Consumer Credit; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting the salary of the Administrator; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 377 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Insurance Commissioner; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; providing lapse date; providing severability;

providing an operative date; and declaring an emergency.

SB 378 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Liquefied Petroleum Gas Board; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting the salary of the Administrator; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 379 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Securities Commission; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting the salary of the Administrator; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 380 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to mines and mining; making appropriations to the Office of the Chief Mine Inspector and the State Mining Board; stating purposes; providing for duties and compensation of employees; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 381 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the State Department of Agriculture; making appropriations thereto; stating the purposes; requiring an annual report on certain programs; providing for the duties and compensation of employees; limiting the salary of the Commissioner; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 382 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Department of Economic and Community Affairs; making appropriations thereto; stating the purposes; providing for certain applicants; requiring certain matching shares and contributions from certain recipients; directing substate multicounty planning districts to serve certain purposes; providing for the voting membership of the boards and prohibiting certain contracts by such districts; providing the duties and compensation of certain employees; limiting the salary of the Director; providing for a Juvenile Justice Planning Coordinator; limiting salary of said Juvenile Justice Planning Coordinator; expressing legislative intent; authorizing certain budgets and expenditures; making funds available to obtain or match federal funds; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 383 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Corporation Commission; making appropriations thereto; stating the purposes; providing for duties and compensation of employees; limiting the number and salary of unclassified employee positions; authorizing the expenditure of certain funds for certain specified purposes; authorizing utilization of funds for certain analytical, professional and technical services; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 384 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the State Department of Health; making appropriations thereto; stating the purposes; providing for certain referral procedure agreements; providing for allocation of certain funds; restricting the payment of certain funds; authorizing duties and compensation of certain employees; limiting the salary of the Commissioner; providing for payment for and termination of certain positions; stating the method of allocation of funds to certain health departments; redesignating certain funds; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 385 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Human Rights Commission; making an appropriation thereto; stating the purpose; providing for the duties and compensation of certain employees; limiting the salary of the Director; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 386 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the J.D. McCarty Center for Handicapped Children; making an appropriation thereto; stating the purpose; authorizing duties and compensation of certain employees; limiting the salary of the Director; limiting the number of full-time-equivalent employees; limiting certain expenditures; providing lapse date; providing an operative date; and declaring an emergency.

SB 387 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Commission on Children and Youth; making appropriations thereto; stating purposes; reappropriating certain funds; providing for duties and compensation of certain employees; limiting the salary of the Director; providing lapse date; making certain appropriation not subject to fiscal year limitations; providing severability; providing an operative date; and declaring an emergency.

SB 388 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Office of Handicapped Concerns; making an appropriation thereto; stating purpose; providing for duties and compensation of certain employees; limiting the salary of the Director; providing lapse date; providing for severability; providing an operative date; and declaring an emergency.

SB 389 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Department of Veterans Affairs; making an appropriation thereto; stating the purpose; providing for the transfer of certain funds; providing for the duties and compensation of certain employees; prescribing method of aiding certain destitute minor dependents; defining term; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 390 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Department of Corrections; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; providing for hazardous conditions positions; providing for part-time employees; listing certain positions and salary ranges; providing for the classification of certain employees under the Merit System of Personnel Administration; providing exceptions; requiring certain reports; amending 57 O.S. 1981, Sections 502 and 509, as last amended by Sections 10 and 11, Chapter 266, O.S.L. 1983 (57 O.S. Supp. 1983, Sections 502 and 509); defining terms; providing for penal institutions; adding John Lilly Correctional Facility at Boley as penal institution; making appropriated funds available to match federal funding; providing lapse date; providing severability; providing an operative date; and declaring an emergency.

SB 391 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Office of the State Fire Marshal; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting the salary of the State Fire Marshal; amending 68 O.S. 1981, Section 1626; providing for collection and allocation of certain license fees; providing for deposit of funds; providing for disposition of funds received pertaining to certain contracts; providing for transfer of funds; providing for codification; providing lapse date; providing an operative date; and declaring an emergency.

SB 392 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Pardon and Parole Board; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting the salary of the chief administrative officer of the Pardon and Parole Board; providing lapse date; providing an operative date; and declaring an emergency.

SB 393 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Military Department of the State of Oklahoma; making an appropriation thereto; stating the purpose; providing for appointment, duties, and compensation of certain employees; providing lapse date; providing an operative date; and declaring an emergency.

SB 394 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Department of Civil Defense; making an appropriation thereto; stating the purpose; limiting the maximum salary of the Director; providing lapse date; providing an operative date; and declaring an emergency.

SB 395 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Police Pension and Retirement Board; making appropriations thereto; stating the purposes; providing lapse date; providing an operative date; and declaring an emergency.

SB 396 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Firefighters Pension and Retirement Board; making an appropriation thereto; stating the purpose; providing lapse date; providing an operative date; and declaring an emergency.

SB 397 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Law Enforcement Retirement Board; making an appropriation thereto; stating the purpose; providing lapse date; providing an operative date; and declaring an emergency.

SB 398 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act making appropriations to various state agencies; stating the purposes; expressing legislative intent; making appropriations nonfiscal; and declaring an emergency.

SB 399 — By York of the Senate and Barker of the House.

An act relating to public finance; amending Section 1, Chapter 156, O.S.L. 1982, as amended by Section 8, Chapter 293, O.S.L. 1983 (20 O.S. Supp. 1983, Section 1313.1), 37 O.S. 1981, Sections 563 and 567, 52 O.S. 1981, Section 420.11, 63 O.S. 1981, Section 330.55, as amended by Section 2, Chapter 196, O.S.L. 1982 (63 O.S. Supp. 1983, Section 330.55), 70 O.S. 1981, Section 21-106, as last amended by Section 8, Chapter 280, O.S.L. 1983 (70 O.S. Supp. 1983, Section 21-106), and 74 O.S. 1981, Sections 227.3 and 227.5; requiring deposits of certain funds to the General Revenue Fund of the State; requiring transfer of certain unappropriated and unexpended funds; repealing 37 O.S. 1981, Section 574; providing severability; providing an operative date; and declaring an emergency.

SB 400 — By York of fhe Senate and Barker of the House.

An act relating to public finance; amending Section 1, Chapter 183, O.S.L. 1983 (62 O.S. Supp. 1983, Section 10.1), which relates to the General Revenue Cash-flow Reserve Fund; providing for the apportionment of certain funds; modifying the amount of funds to be reserved; amending Section 7, Chapter 283, O.S.L. 1983, which relates to the General Revenue Cash-flow Reserve Fund and the Human Services Fund; and declaring an emergency.

SB 401 — By York of the Senate and Willis of the House.

An act relating to public finance; amend-

ing Section 1, Chapter 323, O.S.L. 1982, as last amended by Section 2, Chapter 183, O.S.L. 1983 (62 O.S. Supp. 1983, Section 57.200); providing for the utilization of excess public funds; and declaring an emergency.

LOBBYIST REGISTRATIONS

Lobbyist registrations carried over from 1983 are listed as follows:

(*Those registered since last report in 1983)

Allbaugh, Jay H., Oklahoma Cable Television Association, Inc.

Amini, Gordon Cyrus, First Life Assurance Company.

Anderson, Paul William, Sr., Automotive Wholesalers of Oklahoma.

Ardoin, Kenneth A., Pfizer, Inc.

Atkinson, Gwen G., Liberty National Bank and Trust Company.

*Badzinski, Robert, Jr., Fort Howard Paper Company.

Baggett, Bryce A., Oklahoma Consumer Finance Association.

Baldridge, Henry, Oklahoma State Council of Carpenters.

Bassett, Harold L. (Hal), Manufactured Housing Association of Oklahoma.

*Beam, Gerald E., Oklahoma State Building and Construction Trades Council.

Bell, Eugene G., MAPCO, Inc.

Bensinger, Cheryl Leah, Oklahoma Education Association.

Berry, Bobby Dean, Oklahoma Dental Association.

Binning, Gene H., Gene H. Binning Co., Inc.; Trane Company.

Birchfield, Del D., Committee for Better Legal Services.

Birdwell, Harry Wayne, Oklahoma Association of Electric Cooperatives.

Blackstock, Ben, Oklahoma Press Association.

Blair, Rome J., Kansas City Southern Lines.

Blank, J. Diane, Norman Public Schools.

Blankenship, Jap W., United Parcel Service, Inc.

*Boerger, Dick G., Advanced Mobile Phone Service, Inc.

Brainard, Lawrence K., Oklahoma Oil Marketers Association.

Brandenburg, Robert Lee, Consulting Engineers Council of Oklahoma.

Briscoe, James E., Helena State School Committee; Independent Bankers Association of Oklahoma.

Brooks, Mary J., Panhandle Eastern Corporation.

*Brown, Diane M., League of Women Voters of Oklahoma.

Buford, Norma Jean, Public Service Company of Oklahoma.

Bunch, Louis M., Oklahoma State Firefighters Association.

Burns, Jack G., Oklahoma Trial Lawyers Association.

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

Carnes, Larry D., Southwest Oklahoma Adolescent Addiction Rehabilitation Ranch, Inc.; Orange Quarters Life Improvement Center (Methadone); Oklahoma Association of Substance Abuse Professionals.

Chapman, Terry Don, Livestock Marketing Association.

Cheek, J.D., Oklahoma State Nursing Home Association.

Clark, E. Joe, Brotherhood of Maintenance of Way Employees.

Clark, James D. (Jay), Del City Chamber of Commerce.

*Clark, Robert Wesley, Bank of Oklahoma.

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

*Collins, M.L., Chiropractic Association of Oklahoma.

Conner, John O'Melia, Oklahoma Automobile Dealers Association; Oklahoma City Motor Car Dealers Association.

*Costello, James E., Southwestern Bell Telephone Company.

Cravens, Leo Wayne, Oklahoma State Home Builders Association.

Crow, Herschal H., Jr., Association of Concerned Professional Psychologists; Oklahoma Optometric Association; Chiropractic Association of Oklahoma.

Crowson, Michael B., Distilled Spirits Council of U.S., Inc.

Crutcher, Bill J., Oklahoma Bankers Association.

Cupp, Ronn W., Oklahoma State Chamber of Commerce.

*Czapla, Joseph, Farmers Insurance Group.

Damron, Gerald R., Oklahoma State Association of Health Underwriters.

Dank, David M., Oklahoma Retail Merchants Association.

Derryberry, Larry, American Insurance Association; Gallo Wineries; Associated Individual Oklahoma Horse Breeders.

Dietrich, Allen, Oklahoma Farm Bureau.

Dillard, Jack Kelly, Tenneco, Inc.

*Dodd, James Richard, Bank of Oklahoma.

Donner, John D., Oklahoma Pharmaceutical Association.

Doublin, Gary D., Oklahoma Association of Realtors.

Duncan, William M., Association of Domestic Fire and Casualty Insurance Companies of Okla.

Dunn, Vernon, Oklahoma State Nursing Home Association.

Eidson, Billy Clay, Plumbers and Pipefitters Local Union No. 205.

Eisel, Joyce M., Oklahoma Blood Institute.

*Elder, Charles, Oklahoma Railways Committee; Oklahoma Association of Defense Counsel.

*Ernst, Ronald T., Bank of Oklahoma.

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

Fleischaker, Pam, Planned Parenthood Association of Oklahoma City.

Fleming, J.D., Oklahoma Farmers Union.

Fletcher, George Russell, Oklahoma Farm Bureau; Oklahoma Farm Bureau Mutual Insurance Company.

Foster, Rebecca Ann, Independent Bankers Association of Oklahoma.

Fox, Norman G., United Auto Workers, Local 1999.

Franke, Wayne T., General Telephone Company of the Southwest.

Freeman, E. Ross, Texaco, U.S.A.

Funnell, Roberta Ann, Oklahoma People's Lobby.

Gardner, Harvey C., Oklahoma Gasohol, Inc.; Travelers Construction Company; Southern Missouri Company.

Garrett, Jick Duane, Tulsa Public Schools.

Garrett, Stephen Paul, American Fidelity Corporation; American Fidelity Assurance; American Fidelity Insurance; North American Insurance Agency, Inc.

Garrison, Denzil D., Phillips Petroleum Company.

Georgeson, Stephen P., Sears, Roebuck and Company.

Gibson, Claudia Marie, National Organization for Women.

Gilligan, James John, Oklahoma Vietnam Veterans.

Gipson, Fred, Mobil Oil Corporation; Marion Laboratories.

Grogan, Michael C., Miller Brewing Company.

Groom, Matthew D., National Association of Federal Retirees.

Hain, Mark Henry, American First Corporation; First Life Assurance Company.

Hales, Ellsworth Henry, Tulsa Public Schools.

Hall, Marquita E., Communications Workers of America.

Hall, Patrick James, Oklahoma Public Employees Association.

Hampton, Joe Neal, Oklahoma Grain and Feed Association; Oklahoma Seedsmen's Association.

Hargis, V. Burns, Allstate Insurance Company.

Harris, Allen, Bonita Hoeme; Wellhead Gas Purchasers Committee of the Texas County Irrigation Assoc.

Harris, Robert E., Oklahoma Bankers Association.

Harrison, Bill, Oklahoma Vocational Association; Oklahoma Vocational Technical Education Council, Inc.

*Helmey, Ellen D., Bank of Oklahoma.

Hemry, Jerry L., Oklahoma Mortgage Banker's Association.

*Herrin, Snyder E., Oklahoma Trial Lawyers Association.

Hicks, Johnny Gilbert, National Electrical Contractors Association, Inc.

Hodges, Joe Neal, Cities Service Company.

Hollander, Robert G. (Bob), Oklahoma State Firefighters Association.

Housh, Jim Bill, Oklahoma Association of Realtors.

Howard, Leonard R. (Dick), Blue Cross and Blue Shield of Oklahoma.

Huddleston, Charles G., Oklahoma Farm Bureau.

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

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

Hutchinson, Ben, Eastern Oklahoma Building and Construction Trade Council.

Ingraham, Sandra Jo, Oklahoma Coalition for Fair Block Grants.

Isch, Jack, Oklahoma City Public Schools, District I-89.

Jaeger, R. Bodean, National Association of Retired Federal Employees.

Jameson, Richard L., Oklahoma Wildlife Federation.

Jarrell, Jimmie Lowell, Oklahoma Farmers Union.

Johns, Jerry F., Southwestern Insurance Information Service.

Johnson, Arthur Dee, Laborers' International Union #1357.

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

Johnston, Charles W., Oklahoma Hospital Association.

Jones, Bob E., Oklahoma Osteopathic Association.

Kautz, James Patrick, Oklahoma School Employees Union 1357.

Keleher, T.H., Household International.

Kelley, Steven Russell, Oklahoma Independent Petroleum Association.

Kelsey, Lyle Reed, Oklahoma State Medical Association.

Ketchum, Michael L., Monsanto Company.

Kiesling, Donald F., Fort Howard Paper Company.

King, Bruce Eugene, Communications Workers of America Local #6016.

Kubier, Julius E., Associated Industries of Oklahoma, Inc.

Kyle, John P., Associated Motor Carriers of Oklahoma, Inc.; Oklahoma Good Roads and Streets Association.

*Laffoon, Jerry D., Southwestern Bell Telephone Company.

LaMar, Carolyn Celia, League of Women Voters of Oklahoma.

Landrum, Robin D., Oklahoma Farm Bureau.

Larsen, Joyce G., Tulsa Classroom Teachers Association.

*Lauderdale, John J., Asphalt Roofing Manufacturers Association.

*Lehew, Max L., American Telephone and Telegraph.

Long, Curtis M., ONEOK, Inc.

Long, Noel G., Oklahoma Society of Professional Engineers.

Loosley, Edwin Clark, Conoco, Inc.

Lowrey, Robert Wayne, Professional Insurance Agents.

Marcus, Stephanie, Enserch Corporation.

Martin, David R., First National Bank and Trust Company of Oklahoma City.

*Matheson, Mandell, Oklahoma Work Group.

Matthews, Paul William, Highway Users Federation.

Mayes, Luther E., American Association of Retired Persons.

Mayfield, Leo C., Cooperative Council of Oklahoma School Administrators.

McCartney, Gayle Estelle, Automotive Wholesalers of Oklahoma.

McFall, Kenneth R., Oklahoma Farm Bureau.

McGrigg, Charles E., Wine Institute.

McKeown, James Peter, Independent Bankers Association of Oklahoma.

McKinney, Rick L., Associated General Contractors of America, Inc., Oklahoma Chapter.

McMullen, Alfred H., General Motors Corporation.

McNally, Kathleen Marie, Oklahoma Farm Bureau.

McQuay, Mary, Dr. Burns, Dr. Hamilton and Reproductive Services.

McSpadden, Clem R., Oklahoma Mining and Reclamation Association; Oklahoma Room and Board Association; Oklahoma Troopers Association; Motion Picture Association of America; Glass Packaging Institute; Commercial Business Equipment.

Mills, Gerald R., Texaco, U.S.A.

Mills, James Edward, Thunderbird Bankers for a Better Oklahoma; Thunderbird Financial Corporation.

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

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

Moore, Frank, Oklahoma Farm Bureau.

Moore, Verne D., Farmers Alliance Mutual Insurance Company.

Morgan, James Odell, Oklahoma Wrecker Owners Association.

Morgan, Richard L., Getty Oil Company.

Morrison, Charles R., Sears, Roebuck and Company.

Moseley, Dixie Lee, Oklahoma Credit Union League.

Moyer, Marilyn J., First National Bank and Trust Company of Tulsa, Oklahoma.

Moyer, William A., Oklahoma Municipal League.

Mulkey, Jack E., Edmond Chamber of Commerce; Edmond Industrial Development Authority; Arcadia Lake Association.

Mullings, J. Mike, Disabled American Veterans Chapter 74; *Oklahoma Vietnam Veterans Memorial Fund, Inc.

Murphy, Harold D., National Association of Retired Federal Employees.

Nagel, Bruce W., Fort Howard Paper Company.

Nance, Isham Claud, National Association of Letter Carriers, Branch 458; American Association of Retired Persons; National Association of Retired Federal Employees.

*Nance, Kenneth R., R.J. Reynolds Tobacco Company; Oklahoma Broadcasters Association.

Nichols, F. Leigh, Motor Vehicle Manufacturers Association.

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

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

Oscarson, Eric Allen, Employer's Unity, Inc.

Owen, Charles Alan, Oklahoma Municipal Police Officers Association.

*Owings, Phillip Jeffrey, Bank of Oklahoma.

Paddleford, James H., State Farm Insurance Companies.

Paden, Lee W., Public Service Company of Oklahoma.

Pankhurst, Cecil S., American Agriculture Movement of Oklahoma.

Park, David Olen, Oklahoma Independent Auto Dealers Association.

Parker, Shirley K., United Auto Workers, Local 1999.

Parrish, Richard E., Mobil Oil Corporation; Marion Laboratories.

*Passoni, Gary L., Employer's Unity, Inc.

Payne, Gary, Alliance of American Insurers.

*Peirce, John Chapman, Committee for Better Legal and Banking Services, Inc.

*Pelton, Pat S., Oklahoma Society of Certified Public Accountants.

Peterka, Calvin O., Air Transport Association; American Airlines, Inc.

*Phillips, Jay C., Carpenters Local Union #943.

Pippin, Tra C., Automotive Wholesalers of Oklahoma; Automotive Service Industries Association.

Pitts, Marc Randall, United Gas Pipe Line Company.

Pitts, William O., Mid-Continent Oil and Gas Association, Okla.-Kansas Oil and Gas Div.

Plummer, H. Wayne, Weyerhaeuser Company.

Porcaro, Edward Thomas, Metropolitan Life Insurance Company.

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

Pringle, Laura Nan, Oklahoma Bankers Association.

Pugh, Roger Darrell, National Federation of Independent Business.

Pyron, Rob L., Oklahoma State Nursing Home Association.

*Rayburn, Kermit O., Retired Trooper's Association of Oklahoma.

Reid, James Anderson, Oklahoma Association of Independent Colleges and Universities.

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

Reynolds, William A., Tobacco Institute; Oklahoma Retail Tobacco Dealers Association.

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

Rider, Donald Clarence, Oklahoma Municipal League.

Rinehart, William Galeard, Gulf Oil Corporation.

Robertson, Dan R., Atlantic Richfield Company.

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

Roscher, Elden G., Oklahoma Retail Grocers Association.

Rowten, Michael J., Kerr-McGee Corporation.

Rowton, Charles Henry, Exxon, U.S.A.

Ruth, Ken, Committee for Better Legal and Banking Services, Inc.

Savage, Ann S., League of Women Voters of Oklahoma.

Schaefer, Margaret R. "Sandy", Oklahoma Malt Beverage Association.

Schafer, Vicki Kay, American Federal Savings and Loan.

Schirf, Dean, Oklahoma City Chamber of Commerce.

*Schmidt, Ned W., Bank of Oklahoma.

*Searer, Barry L., Bank of Oklahoma.

Sears, Beryl F., Oklahoma Farm Bureau.

Simone, Charles E., Independent Insurance Agents of Oklahoma, Inc.

Sito, James F., Disabled American Veterans Chapter 74.

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

Sloan, Raymond Earl, Upjohn Company.

Smith, Keith Blayne, National Organization for Women.

Smith, L.L., Disabled American Veterans Chapter 74.

Smith, Patsey Annette, Norrell Services, Inc.

Smith, Shari, Tulsa Classroom Teachers Association.

Smith, Virgil L. "Fred", Sun Company, Inc.

*Smithers, Darrell Dean, Smithers Action Bail Bonds.

Springer, Jack G., Oklahoma State Chamber of Commerce.

Stacy, Gaylon L., Oklahoma Lumbermen's Association.

Stewart, Lynne, Oklahoma Education Association.

Stone, John L., Fort Howard Paper Company.

Stratton, Wayne Robert, Alliance of American Insurers.

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

*Swinton, Charles Donald, Liberty National Bank and Trust Company.

Taylor, Clayton C., Phillips Petroleum Company.

Taylor, Wallace A., Oklahoma Pharmaceutical Association.

Tevington, Andrew John, Oklahoma Association of Realtors.

Thomason, M. Ruth, Oklahoma Education Association; Tulsa Classroom Teachers Association.

Thompson, Charles Glen, General Driver, Chauffeurs and Helpers Local Union 886.

Thompson, Claud, Sooner Alcohol Narcotics Education.

Thompson, Kirstin D., Philip Morris Incorporated.

Tippens, Terry Warren, Lona Corporation; Jerry Putnam; Lona Putnam.

Toalson, Michael L., Oklahoma League of Savings and Loan Associations.

Toma, Albert H., III, Fort Howard Paper Company.

Townsend, James B., Farmers Insurance Company, Inc.

Tuley, Jim, Oklahoma Farm Bureau.

Tyner, Gene, Sierra Club.

Vahlberg, Robert J., Holderby Associates; Vahlberg Enterprises.

Vaughn, Raymond L., Oklahoma Podiatry Association.

Waddle, Frances I., Oklahoma Nurses Association.

Walker, James E., Oklahoma Cable Television Association; Oklahoma Gasohol, Inc.; Akin, Gump, Strauss, Hauer and Feld.

Wallgren, Virgil O., Oklahoma Federation of Coon Hunters; Oklahoma State Fox and Wolf Hunters Association.

Ward, Dale Talmadge, Sheet Metal Workers Local Union 270.

Waters, Christopher E. Bayley, Christopher Eugene Bayley Waters.

Watkins, Larry, Oklahoma Association of Electric Cooperatives.

Watson, Weldon Lee, Oklahoma Natural Gas Company.

Wegner, Ulysses E., Oklahoma Farm Bureau.

*Weld, Terry L., Carpenters Local Union #943.

Wheatley, Richard L., Jr., Bank of Oklahoma; Affiliated Banks.

Whitsel, Ila, Education Support Personnel of Oklahoma.

Whittle, Stephen D., Tulsa Fire Fighters.

Wiedemann, Anna Belle, Oklahoma Association of Conservation Districts.

Williams, C. Michael, Oklahoma Horsemen's Association.

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

*Willmering, Michael J., Bank of Oklahoma.

Wilson, James E., Oklahoma Gas and Electric Company.

Wilson, Robert G., Oklahoma Vietnam Veterans.

Witherspoon, John C., International Paper Company.

Woods, Shirley Lea, Tulsa Classroom Teachers Association.

Woolbright, Jackie Shane, Municipal Electric Systems of Oklahoma.

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

Zapanta, Albert Charles, Arco Oil and Gas.

Zimmerman, Jim L., United Transportation Union.

LOBBYIST RESIGNATIONS

Lobbyist resignations have been received from the following:

Bonds, W. Kenneth, representing Liberty National Bank and Trust Company, as of November 1, 1983.

Branch, Michael A., representing Mustang Fuel Corporation, as of October 1, 1982.

Collins, M. L., representing Lane and Associates, Inc.

Dembowski, James, representing Public Service Company of Oklahoma, as of December 15, 1983.

Lehew, Max L., representing Southwestern Bell Telephone Company, as of November 18, 1983.

Miller, Ronald H., representing Pekin Energy Company, as of April 1, 1983.

Millstein, Steven A., representing American Bell, Inc., as of July 8, 1983.

Sala, Kenneth E., representing Legislative Task Force of Senior Citizens Groups, as of May 31, 1983.

Singleton, John W., Jr., representing Cities Service Company, as of September 6, 1983.

Steers, James R., representing Texaco, U.S.A., as of September 20, 1983.

Swinton, Charles, representing Oklahomans for Modern Banking, as of October 18, 1983.

Wheat, Willis J., representing Liberty National Bank and Trust Company, as of November 1, 1983.

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Stewart, James, representing Oklahoma Farm Bureau (deceased August 20, 1983).

EXECUTIVE NOMINATIONS

The following executive nominations were received and referred to the Committee on Executive Nominations during the 1983 Interim:

Benham, Michael, Oklahoma City, as a member to the Veterinary Medical Examiners Board.

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

Combs, Willa, Stillwater, as a member to the Department of Libraries Board.

Cormack, Fred, Cherokee, as a member to the Board of Regents of Oklahoma College of Osteopathic Medicine and Surgery.

Crawford, William H., Frederick, as a member to the Securities Commission.

Dillsaver, William S., Okmulgee, as a member to the Solid Waste Management Advisory Committee.

Donaldson, Don, Bartlesville, as a member to the State Banking Board.

Dotter, Billy, M.D., Okeene, as a member to the Physician Manpower Training Commission.

Duggan, Retha, Oklahoma City, as a member to the State Board of Public Accountancy.

Fullerton, Jo Ann, Oklahoma City, as a member to the Oklahoma Board of Private Schools.

Gilmer, Thomas P., Okmulgee, as a member to the War Veterans Commission.

Gilyard, James, Edmond, as a member to the Oklahoma Board of Private Schools.

Hall, Albert E. Jr., Heavener, as a member to the Board of Regents of Carl Albert Junior College.

Harris, Dr. James R., Ada, as a member to the Oklahoma Student Loan Authority.

Hodder, Robert A., Oklahoma City, as a member to the Tourism and Recreation Commission.

Hopper, Jesse, Mangum, as Administrator to the Oklahoma Liquefied Petroleum Gas Board.

Johnson, Dr. Linda, Cement, as a member to the State Board of Health.

Johnson, Spencer, Atoka, as a member to the Board of Regents of Murray State College.

Kendrick, Nancy A., Oklahoma City, as a member to the State Board of Public Accountancy.

Kerr, Robert S. Jr., Oklahoma City, as a member to the Water Resources Board.

Lindsey, Ellis, Wynnewood, as a member to the Oklahoma Board of Pharmacy.

Mahaffey, Bruce, Okemah, as a member to the State Fire Marshal Commission.

McPherson, Ralph G., Altus, as a member to the Water Resources Board.

Moran, Melvin, Seminole, as a member to the Board of Regents of Seminole Junior College.

Oakley, David W., Bartlesville, as a member to the Motor Vehicle Commission.

Ogle, Leroy N., R.Ph., Tulsa, as a member to the Nursing Homes Board.

Osborn, Doris E., Picher, as a member to the Ottawa Reclamation Authority Board of Directors.

Phelps, Edna Mae, Seminole, as a member to the Board of Regents of A&M Colleges.

Poole, Dr. Richard, Stillwater, as a member to the Fire Protection Personnel Standards and Education Commission.

Rexroat, A.J., Aline, as a member to the Physician Manpower Training Commission.

Reyburn, Maria, Stillwater, as a member to the State Arts Council of Oklahoma.

Richardson, W.T. "Jerry" Jr., Oklahoma City, as a member to the Economic Development Commission.

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

Rowsey, Jim, Muskogee, as a member to the Used Motor Vehicle and Parts Commission.

Secrest, William E. Jr., Broken Arrow, as a member to the Water Resources Board.

Spradling, Michael L., Sand Springs, as a member to the Oklahoma Pecan Commission.

Story, Dave, Guymon, as a member to the Oklahoma Educational Television Authority.

Stout, Connie E., Norman, as a member to the Speech Pathology and Audiology Board of Examiners.

Thomas, Paul, Picher, as a member to the Ottawa Reclamation Authority.

Vallejo, Richard, Oklahoma City, as a member to the Human Rights Commission.

Walker, Bob, Sulphur, as a member to the Nursing Homes Board.

Wells, Kenneth Larry, Norman, as a member to the Alcoholic Beverage Control Board.

Wesley, Joseph, Okmulgee, as a member to the Human Rights Commission.

Wheat, Willis, Oklahoma City, as a member to the Employment Security Commission.

Womack, Vance, Rattan, as a member to the Board of Regents of Eastern Oklahoma State College.

Young, Rufus, Broken Arrow, as a member to the Solid Waste Management Advisory Committee.

Youngman, William, Muskogee, as a member to the State Mining Board.

Zumwalt, Dr. Robert B., Tecumseh, as a member to the Nursing Homes Board.

INTERIM COMMITTEE APPOINTMENTS

President Pro Tempore York announced that the following appointments were made during the 1983 Interim:

CAPITOL-MEDICAL CENTER IMPROVEMENT AND ZONING COMMISSION

Pursuant to SB 220, 1983, the following appointment was made July 25, 1983: Ms. Judith Blazek, Oklahoma City.

STATE CAPITOL PRESERVATION COMMISSION

Pursuant to 74 O.S. § 4101, the following reappointment was made July 20, 1983, to serve a term of five years: Mrs. Dian Wadley, Oklahoma City.

SELECT SENATE COMMITTEE ON SOVEREIGN IMMUNITY

The following appointments were made September 13, 1983: Senators Dawson — Chairman, Cate, Clifton, Howell, Luton, Smith and Wright.

JOINT COMMITTEE ON SUNSET REVIEW

Pursuant to SB 263, 1983, the following appointments were made November 16, 1983: Senators Branch, Dennis, Johnson, O'Connor and Roberts.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives is organized and ready to transact business and to convene in Joint Session.

Senator Schuelein moved that the Senate meet with the House in Joint Session at 12:25 p.m. and upon adjournment of the joint session and when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 4, 1984, at 1:30 p.m., which motion was declared adopted.

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JOINT SESSION

The First Joint Session of the 2nd Regular Session of the 39th Legislature was called to order by President Bernard.

Senator Schuelein 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, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Clifton, Keller and Moore.—3.

Vacancy: District No. 40.—1.

President Bernard declared a quorum of the Senate present.

Representative Thompson moved that the House attendance roll call be considered the attendance roll call of the House in Joint Session, which motion was declared adopted.

Present: Abbott, Adair, Anderson, Atkinson, Baker, Blodgett, Boeckman, Boyd, Brewster, Brown, Caldwell, Clark, Cole, Combs, Conaghan, Converse, Cotner, Cox, Craighead, Davis (Frank), Davis (Guy), Davis (Porter), Deatherage, Denman, Duckett, Duke, Fair, Formby, Fried, Garrison, Gish, Glover, Gordon, Graves, Gray, Grieser, Hale, Hall, Hamilton, Haney, Harbin, Harris, Harvey, Hastings, Henry, Henshaw, Hill, Hobson, Holden, Holt, Hooper, Johnson (Don), Johnson (Glen), Joiner, Kamas, Kelly, Koppel, Lancaster, Leftwich, Lewis, Little, Littlefield, Logan, Manar, McCorkell, Mentzer, Monks, Morgan, Murphy, Osborne, Peterson, Pitezel, Reimer, Rieger, Riggs, Roberts, Rogers, Ross, Sanders, Sherrer, Shurden, Sill, Smith (Bill), Smith (Jerry), Stottlemyre, Talley, Thompson, Twidwell, Vanatta, Vaughn, Virtue, Whorton, Widener, Williams (Freddye), Williams (Penny), Williamson, Willis, Mr. Speaker.—98.

Excused: Kincheloe and Lawter.—2.

Vacancy: District 63.—1.

President Bernard 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 Mr. Darrel Rickard, pastor, Mayfair Church of Christ, Oklahoma City, the guest of President Bernard.

Senator Schuelein moved that the President and the Speaker appoint committees from the Senate and the House of Representatives, respectively, as a Joint Committee to notify the Governor the 2nd Regular

Session of the 39th Legislature is now in Joint Session and awaits his presence to hear and receive his message, which motion was declared adopted.

President Bernard appointed for the Senate the following: Senators Dennis, Capps and Hopkins.

Speaker Barker appointed for the House the following: Representatives Hamilton, Littlefield and Lancaster.

President Bernard recognized Sergeant at Arms Craig of the Senate 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 where he delivered his message, as follows:

MESSAGE OF GOVERNOR GEORGE NIGH

"Lt. Governor Bernard, Speaker Barker, President Pro Tempore York, Ladies and Gentlemen of the Joint Session, Ladies and Gentlemen of Oklahoma. Does anyone today really believe that God meant for Oklahoma to always have average as its goal? Jack Durland, the former president of Cain's Coffee, wrote that when you are average you are simply the best of the lousiest or the lousiest of the best.

Is the goal of Oklahoma to be average? Is the goal of Oklahoma in education to be average? Do the parents of some 606,000 grade school, high school and junior high, mid school students each day send their 606,000 Oklahoma public education students off to school to learn how to be average? Do 155,000 college students at the junior college and the four-year colleges and universities and the comprehensive universities work all of those 16 years of their life in education with the goal to be average? Do 150 adults who in some way through continuing education, extension courses, or whatever sacrifice and work and hold down two jobs and go to school at nights and on weekends with the goal to be average? Do the 74,152 students in high school that are taking vo-tech make those special efforts to take those special courses to be average? Do the 97,797 adults who are enrolled in the vo-tech programs, already having finished their normal years of education, do those 97,000 adults continue to go for education in vo-tech to be average? Is the high tech committee that this joint body passed in resolution calling upon the Governor to appoint in the various industries that it represents across this state have as its goal in high tech in Oklahoma to be average? Did Jim Johnson tell the Cowboys in Houston, 'Get out there, boys; and be average'?

Almost 400,000 students that attend public education in Oklahoma should never be satisfied with the goal of being average, but should always strive for excellence. I don't know about you; but for my kids, I want the best. I know that you also and those of you in Oklahoma also across this state in all 77 counties want the best for your kids. Perhaps you and I didn't learn what we needed to learn. We don't know what we need to know, and it may be too late for us; but it's not too late for those who are coming behind us. No more excuses — let's put our kids in first place in Oklahoma.

You and I have a lot in common — not just that we all have served in this body, these two bodies in the Legislature; not that we all ran for office and said we'd do our best and

that we'd try to listen to the people and try to mesh them together. But we have a common denominator, you and I, in that we share the constituents of this state. So you collectively and me as Governor share, you and I share collectively the constituency of this state. The difference is that your constituency is confined to a designated area that is smaller than mine. So whoever you represent, I represent. My constituency is 77 counties, 69,000 plus square miles, and over 3½ million people; and you and I share that in common. And we also share in common our dreams for the best for Oklahoma, whether it be rural or urban or east or west, no town is too small, no county is too far for us to be concerned about and its place in the future. We the people must include 'we'; so while we represent them, they also have the right of a voice to be heard.

Where did it all go? Yes, we've had phenomenal growth in Oklahoma these past five years; and let me tell you I'm proud of them. Where did it all go? Well, among some places that it went were those areas where we were playing catch-up, that this state — still caught in the throws of the Dustbowl and the post World War II depression days — was coming out of it. We spent a lot of time playing catch-up; we spent a lot of bucks playing catch-up these past five years. We spent a lot of time trying to be average. These past five years, we've spent a lot of time and a lot of dollars trying to be average; and we have spent a lot of money being excellent. This state has had as its goal the past five years excellence, and in area after area after area we have achieved. Make no mistake — we have grown. The gauge upon which you must judge our growth is not upon growth itself, but upon what have we been able to accomplish that seemed impossible a few years ago.

I don't want to be average. I don't want this state to be average. I didn't run for Governor and I didn't get re-elected for Governor running around saying 'You elect me Governor, and we're going to be average'. Not a one in this body went around your legislative or your senatorial districts and said, 'Send me to the House' or 'Send me to the Senate so I can be average'. Not one citizen out there, not one constituent out there has as its goal for this state or his community or her town 'Let's be average'. My goal is not average in mental health; my goal is not to keep everybody institutionalized who has a mental health problem — that's average. My goal is to treat people with mental health problems in the areas where they live, in the communities where their family and friends are if at all humanly possible. That's excellence. My goal for mental retardation is not to lock everybody up who has a mental retardation program; but to return those who can to society, let them live in halfway houses, let them live and participate just like everybody else. Institutionalizing is average, but giving them an opportunity is excellence.

Special gifted and talented children in school deserve excellence. A neonatal lives an average number of days or weeks or months. I know of no parent talking to me about the University Hospital whoever asks, that their neonatal child lived the average age. Handicapped — I know of no handicapped person or any family whose life is touched by handicapped who said, 'Well, let's just let them do what the average people want'. Handicapped people until the past few years couldn't travel the turnpike and even participate in the programs that we had provided in the facilities that we had provided on the turnpike system. They want excellence. Medi-flight lifting off by helicopter from the University of Oklahoma Health Sciences Center over there going to the site of an injury of a car wreck, going to the site of a stroke patient or a heart attack patient or a burn patient and lifting them up and taking them to the hospital of their choice — that is excellence. Doctors in the rural communities across this state that had never dreamed that their medical cares could

be provided for by a professional, licensed, practicing doctor, M.D., or osteopathic doctor today in community after community across this state sees for the first time doctors and hospitals — and that's excellence. Turn on the tap and get the water — the average person can, but how about the community in the Panhandle that the well caved in and they were pumping dust or the black community in eastern Oklahoma that had boiled its water for seven years? The state came along and we provided them water, and that's excellence.

The veterans of this state — those who offered to give the supreme sacrifice but who are still living and in problems. This state turned to its veterans and said, 'We won't give you the average veterans' program of the United States'. This state provides an excellent veterans' program, an excellent program for the National Guard. The average length of time to build a highway with federal funds from the day that they think about it until the day that they turn the first spade of dirt is seven years average. No chamber of commerce, no legislator has ever come to my office and said, 'Let's take the average length of time to build a road'. And we have sped up highway construction across this state in every county as we strive in excellence in a transportation network. And when the railroads shut down in Arkansas and Kansas and Texas and shut down across the other states in this country, ladies and gentlemen, the average state let them shut down and let the rails go back to the grass. But in Oklahoma this Legislature stepped forward and bought mile after mile of a railroad track to preserve our transportation system to bring rates down for our wheat farmers. We weren't satisfied with being average, we were excellent.

I imagine the sixty thousand people a day, in western Oklahoma City, who take a detour while we try to speed up a West Bypass that's been in the making some fifteen years, kind of impresses that this state would commit to excellence and that we have reduced that and we have announced a program to complete that ahead of schedule and beyond the furthest that anyone had a few years ago.

The area of the quality of life and libraries being made accessible to the handicapped, public libraries being made accessible to the handicapped arts, the performing arts being sent out to the rural communities. Not just if you live in the cities you can have excellence in the quality of life, but anywhere in this state you can enjoy the arts, now under our programs.

And the Health Planning System and the Health Science Center and the State Health Department, the programs we've put into effect, the new pharmacy building that rose there on the campus. A Health Science Center that is my goal never to be average, but to continue in the march toward excellence so that all across this country they talk about health science centers, they talk about Oklahoma.

In law enforcement area, as we try to crack down on drugs, narcotics, as we try to save lives on the highways and put more patrolmen and agents and more vehicles out on the road for excellence. Perhaps if you've never been the victim of a crime, average is okay. But for those families and those homes and those businesses that have been touched by crime we ought to be striving for excellence as we have been in the past.

Area of recreation, in economic development, in high-tech. When my high-tech council and your high-tech council and the high-tech council of the state of Oklahoma went to Texas to see how they captured, the finest capture of high-tech and economic development in this century, just a few years ago, a few months ago, they captured and they went to Texas. And we met with them and we asked 'how did you do it.' Would you believe something, they don't even have a committee? But they had the opportunity because the Governor and the regents and the

Chancellor and Higher Education were able under the law to make a commitment of excellence. Something we can't do in Oklahoma. But the Governor and the Chancellor made a commitment of excellence.

Lincoln said 'I do the very best I know how, the very best I can and I mean to keep doing so until the end.' The very best. Let's do our best to enable Oklahoma to do its best. These past five years we have literally been leading the way in Oklahoma. We've been the model, not the imitator. We are in a moment of reassessing, of re-evaluating. And as you climb a mountain there are two ways to look, folks. You can look down at how far you've come and you can look up to how far you've got to go. And it's important that you look to the past, but it's more important that you look to the future.

In education we keep referring 'let's get back to the basics — the three R's.' I submit to you today in Oklahoma, the Legislature is faced with the basic three R's of state government. The basic three R's of reform, of reduction, and of revenue. There are those who ask which comes first, the cart or the horse. I would say to you it's more of a question of which comes first, the chicken or the egg. They come at the same time, that reduction and revenue and reform should be approached all at the same time. You asked to amend my call at the last special session so you could address cuts. I did. I've called upon you for reform time after time and many of them you've passed, but there's still more to be done.

We have reduced the cost of state government. Last session we carved out $90 million dollars. This session we're looking at (and I recommend that we carve out around $150 - $175 million dollars) next session will be at a reduced rate.

Reform, reduction and revenue. Reform means to change for the better, not change for change's sake, but to change for the better. Reform is not necessarily going to save you a bunch of money. Reform can be costly and it should be judged not at what it costs but what it costs you not to do it. Reform, immediate and long-range. By executive order I have created a council on reform of state government and will by next weekend appoint a state-wide committee (bi-partisan) to look at the long-haul at reforms that they could recommend and reforms that the citizens of the people of Oklahoma could recommend and reforms that you could make to them during the interim that they could recommend for change for the better in state government. As we look at how to make it more efficient, more cost effective, more responsible and more credible, in the short-haul you and I have an obligation to also address reform.

I call upon you to continue to reassess the ethics and merits and the conflict of interest legislation. I call upon you to look upon the agencies, boards and commissions with the idea of abolition and consolidation. Some states have seven, eight, nine, twenty agencies. In Oklahoma, through the Budget Office and their accounts, we have a hundred and eighty-five budgeted agencies. I call about for reform and will submit to you in a message, in writing, in the next couple of weeks additional recommendations for reform for the short-range solutions and today the budget message has been delivered to you and the budget book to you and to Oklahoma (which I recommend that you can keep in mind that it contains recommendations for really three fiscal years) that we continue to look at reductions. Some people would have you think that we have not made any reduction in state government whatsoever. They tend to forget that a year ago in the last session we reduced by $90 million dollars in Senate Bill 69 appropriations for the General Fund. They seem to forget that in November, a year ago, I put into effect an executive order of a freeze and through attrition and reduction-in-force, for the first time in the history of the state of Oklahoma we have less

state employees than we had the years before.

We continue to look for ways of reductions. All agencies should basically share across-the-board basically, as all Oklahomans should share in these reductions of expenses and services. But you have to make allowances in several instances. Frankly, I don't think all growth is evil, nor all growth is fat, nor all growth is waste. All vehicles are not waste. When I became Governor and talked to the highway patrol, they, in some instances, had one car for every three patrolmen and as they change shifts they'd have to go home and pick up their replacement and take them back on the highway, lose an hour and a half in the time frame, or an hour to hour and a half. As I said the other day when somebody asked me and I'm talking to you, that when you have a problem at the prison and you want to alert all the patrolmen, it's pretty difficult to say 'as soon as the car-pool comes by.' Today every single patrolman has his own vehicle. In the area of narcotics and OSBI and law enforcement we have made progress. But reductions should be continued to be looked at.

Revenue, the third R. There are some who talk about the tax hogs at the capitol who seem to forget that this same governor for four years worked with you and brought about sixteen different tax reductions to the people of Oklahoma. The governor's responsibility is to submit to you what my dreams for Oklahoma are and under the law to submit a balanced budget to fund those dreams. E.K. Gaylord spoke from this podium when he was a hundred years old in a joint session and challenged the legislature of Oklahoma to dream no small dreams. From this podium and age 100 that man came to us and said 'dream no small dreams.' I don't dream small dreams for Oklahoma.

The budget I've submitted to you does include revenue increases, tax increases. It does include a three year program. It does include the words temporary and permanent. It does include the word failure of revenue, reserve. It also provides the trying to capture all funds. And I would say not necessarily in passing, but we need the ability to capture all funds.

Thirty million dollars is being carried over by the Department of Transportation of our federal funds, of our taxpayers money, because we can't match it. Next year, at the rate that we're going, they estimate their carryover $50 million dollars of Oklahoma taxpayers' money sitting in Washington that we can't get back because we're required to match it. It has nothing to do with the failure of revenue or reserve or shortfalls, it has to do with not getting our own dollars back. You're building mass-transit in Washington D.C. and highways in New York instead of Mingo Valley Expressway and Highway 75 and Highway 69 and the Northwest Passage and the Central Expressway. We're building roads in Connecticut.

Matching and getting and capturing all possible funds includes the matching of private funds at the 21st Century Center at OSU and the Energy Center at OU. I called the legislative session into special session twice, first to address the shortfall and the second session to address the long-range, both times you went home. Now you're back and I'm here with you and the problem is also still here with us. We can't adjourn, we have to address them. Cooperating, each recognizing the problem, each working toward to the solution, pulling together.

I read and I close with the headline that the chances of this being passed, my plan, are slim. Folks, the chances for progress in Oklahoma are slim. The chance for excellence in education is slim, the chance for high-tech and economic development in Oklahoma are slim. If God wanted us to be average he wouldn't have made us Oklahomans. Thank you.''

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

Pursuant to the Schuelein motion, the clerk's desk being clear, the Senate adjourned at the hour of 1:05 p.m. to convene Wednesday, January 4, 1984, at 1:30 p.m.

Second Legislative Day

Wednesday, January 4, 1984

The Senate was called to order by President Bernard.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—44.

Excused: Keller, Moore and Terrill.—3.

Vacancy: District No. 40.—1.

President Bernard declared a quorum present.

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

SECOND READING

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

SB 331 — Business and Labor.
SB 332 — Judiciary.
SB 333 — Human Resources.
SB 334 — Business and Labor.
SB 335 — Finance.
SB 336 — Natural Resources.
SB 337 — Judiciary.
SB 338 — Law Enforcement.
SB 339 — Judiciary.
SB 340 — General Government.
SB 341 — Business and Labor.
SB 342 — Law Enforcement.
SB 343 — Finance.
SB 344 — Finance.
SB 345 — Law Enforcement.
SB 346 — Agriculture.
SB 347 — Judiciary.
SB 348 — Judiciary.
SB 349 — Judiciary.
SB 350 — Judiciary.
SB 351 — Judiciary.
SB 352 — Education.
SB 353 — Law Enforcement.
SB 354 — Policy.
SB 355 — General Government.
SB 356 — Judiciary.
SB 357 — Human Resources.
SB 358 — Appropriations.
SB 359 — Appropriations.
SB 360 — Appropriations.
SB 361 — Appropriations.
SB 362 — Appropriations.
SB 363 — Appropriations.
SB 364 — Appropriations.
SB 365 — Appropriations.

SB 366 — Appropriations.
SB 367 — Appropriations.
SB 368 — Appropriations.
SB 369 — Appropriations.
SB 370 — Appropriations.
SB 371 — Appropriations.
SB 372 — Appropriations.
SB 373 — Appropriations.
SB 374 — Appropriations.
SB 375 — Appropriations.
SB 376 — Appropriations.
SB 377 — Appropriations.
SB 378 — Appropriations.
SB 379 — Appropriations.
SB 380 — Appropriations.
SB 381 — Appropriations.
SB 382 — Appropriations.
SB 383 — Appropriations.
SB 384 — Appropriations.
SB 385 — Appropriations.
SB 386 — Appropriations.
SB 387 — Appropriations.
SB 388 — Appropriations.
SB 389 — Appropriations.
SB 390 — Appropriations.
SB 391 — Appropriations.
SB 392 — Appropriations.
SB 393 — Appropriations.
SB 394 — Appropriations.
SB 395 — Appropriations.
SB 396 — Appropriations.
SB 397 — Appropriations.
SB 398 — Appropriations.
SB 399 — Appropriations.
SB 400 — Appropriations.
SB 401 — Appropriations.
SJR 32 — Judiciary.
SJR 33 — Education.
SJR 34 — Finance.
SJR 35 — Education.
SJR 36 — Appropriations.
SJR 37 — Business and Labor.
SR 30 — General Government.
SR 31 — Natural Resources.

FIRST READING

The following was introduced and read the first time:

SB 402 — By Boatner of the Senate and Vanatta of the House.

An act relating to banks and trust companies; amending 6 O.S. 1981, Section 1019, which relates to mergers, consolidations and sales of trust companies; prohibiting charters and certificates of authority to be issued to or retained by nonresidents; providing exception for nonresident individuals; prohibiting mergers, consolidations or purchases resulting in ownership of Oklahoma-chartered trust companies by nonresidents except by nonresident individuals; allowing State Banking Commissioner to cancel charters or certificates of authority in certain circumstances; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1034,** requesting conference and naming conferees as follows: McCorkell, Johnson (Glen) and Anderson.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Elliott, Mary G., Oklahoma Land Title Association.

Ferguson, E. Paul, E. & J. Gallo Winery.

Litchfield, C. Wayne, E. & J. Gallo Winery.

Reynolds, Rex, Oklahoma State AFL-CIO.

Stuckey, Charles Vernon, Oklahoma Oil Marketers Association. Mr. Stuckey resigned as a lobbyist representing Oklahoma Society of Certified Public Accountants effective January 3, 1984.

Williams, C. Michael, Heritage Place, Inc.; Oklahomans for Responsible Liquor Control; Oklahoma Land Title Association (addendum).

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, January 5, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:45 p.m. to meet Thursday, January 5, 1984, at 10:00 a.m.

Third Legislative Day

Thursday, January 5, 1984

The Senate was called to order by President Bernard.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Cate, Clifton, Dahl, Miller, Moore, Rozell and Stipe.—7.

Vacancy: District No. 40.—1.

President Bernard declared a quorum present.

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

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Cormack, Fred, Cherokee, as a member to the Board of Regents of Oklahoma College of Osteopathic Medicine and Surgery, to serve a term of seven years ending June 30, 1990. Dr. Cormack will succeed Barbara Walter.

Lindsey, Ellis, Wynnewood, as a member to the Oklahoma Board of Pharmacy, to serve a term of five years ending June 30, 1988. Mr. Lindsey will succeed himself.

Mahaffey, Bruce, Okemah, as a member to the State Fire Marshal Commission, to serve a term of five years ending July 1, 1988. Mr. Mahaffey will succeed himself.

Oakley, David W., Bartlesville, as a member to the Motor Vehicle Commission, to serve a term of six years ending June 30, 1989, and effective upon Senate confirmation. Mr. Oakley will succeed Frank Bolen.

Richardson, W.T. "Jerry", Jr., Oklahoma City, as a member to the Economic Development Commission, to serve a term of six years ending July 1, 1989. Mr. Richardson will succeed himself.

Riesen, Albert 'Bud', Jr., Ardmore, as a member to the State Arts Council of Oklahoma, to serve a term of three years ending July 1, 1986. Mr. Riesen will succeed himself.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1034** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Shedrick, Landis and Cain.

SECOND READING

The following was read the second time and referred to the committee indicated:

SB 402 — Business and Labor

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1313.**

HB 1313 — By Holt and Widener.

An act relating to children; amending 10 O.S. 1981, Sections 5 and 60.16; providing for and expanding grandparental rights; stating effects of adoption decrees; modifying effect of certain adoptions; and declaring an emergency.

The above numbered measure was read the first time.

FIRST READING

The following were introduced and read the first time:

SB 403 — By Cate of the Senate and Hobson of the House.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 11-902.3, which relates to courses for drinking drivers; increasing enrollment fees; and declaring an emergency.

SJR 38 — By Giles.

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

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs,** requesting conference and naming conferees as follows:

HB 1079 — Reimer, Gray and Mentzer.

HB 1368 — Deatherage, Harbin and Henry.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Minx, Jim, Oklahoma State Firefighters Association.

Pitts, Marc R., Rainey, Ross, Rice and Binns. Mr. Pitts resigned as a lobbyist representing United Gas Pipe Line Company effective January 1, 1984.

Walker, James E., Retail Lumber and Building Material Dealers Legislative Action Committee of Oklahoma (addendum). Mr. Walker resigned as a lobbyist representing Oklahoma Gasohol, Inc. effective December 31, 1983.

Wheatley, Richard L., Jr., Tulsa Chamber Task Force on Health Care (addendum). Mr. Wheatley resigned as a lobbyist representing Affiliated Banks effective January 5, 1984.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, January 9, 1984, which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 10:15 a.m. to meet Monday, January 9, 1984, at 1:30 p.m.

Fourth Legislative Day

Monday, January 9, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Cate, Miller and Smith.—3.

Vacancy: District No. 40—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Johnson.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB**s was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1079 — Winn, Cate and Dawson.
HB 1368 — Randle, Kilpatrick and Schuelein.

SECOND READING

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

SB 403 — Judiciary.
SJR 38 — Policy.
HB 1313 — Judiciary.

FIRST READING

The following were introduced and read the first time:

SB 404 — By Stipe.
An act relating to common carriers; amending Section 4, Chapter 343, O.S.L. 1982, as amended by Section 1, Chapter 105, O.S.L. 1983 (13 O.S. Supp. 1983, Section 176.4), which relates to the Security of Communications Act; providing exceptions if telephone communications monitoring is clearly indicated; providing penalty; and providing an effective date.

SB 405 — By Cullison.
An act relating to counties and county officers; amending 19 O.S. 1981, Section

166, which relates to travel allowance, membership organizations and conferences; authorizing membership in state associations; and declaring an emergency.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee.

Brainard, Lawrence K., Association Management of Oklahoma. Mr. Brainard resigned as a lobbyist representing Oklahoma Oil Marketers Association, effective January 1, 1984.

Doublin, Gary D., representing Oklahoma Association of Realtors, resigned effective December 31, 1983.

Newell, Stephanie Marcus, representing Enserch Corporation, resigned effective December 31, 1983.

Palmer, Randall Bruce, The Gas Service Company.

Witherspoon, John C., representing International Paper Company, resigned effective December 31, 1983.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, January 10, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:40 p.m. to meet Tuesday, January 10, 1984, at 1:30 p.m.

Fifth Legislative Day

Tuesday, January 10, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Giles, Miller and Smith.—3.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Moore.

COMMITTEE REPORTS

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

DO PASS:

SB 337 — Judiciary, coauthored by Clark (principal House author).

SB 348 — Judiciary, coauthored by Gordon (principal House author).

SB 351 — Judiciary, coauthored by Henry (principal House author).

SECOND READING

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

SB 404 — Judiciary.

SB 405 — General Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1171.**

HB 1171 — By Smith (Bill) and Lewis of the House and Landis and Taliaferro of the Senate.

An act relating to oil and gas; requiring a lessee of a mineral estate to file a release of said minerals to the county clerk; providing for penalty; providing procedures; authorizing fees; authorizing blanket releases; providing for codification; and providing an effective date.

The above numbered measure was read the first time.

FIRST READING

The following were introduced and read the first time:

SB 406 — By Cain.

An act relating to cities and towns; amending 11 O.S. 1981, Section 22-112, which relates to condemnation of dilapidated buildings; authorizing municipalities to board and secure certain property; defining additional term; and providing an effective date.

SB 407 — By Wright.

An act relating to prisons and reformatories; declaring that any person confined in and authorized to be away from a county or city jail or correctional institution for certain purposes is exempt from the provisions of the Workers' Compensation Act; providing that the state, counties and cities of Oklahoma shall not be liable for injury to any such person; authorizing the state or any county or city of Oklahoma to purchase insurance policies or bonds to indemnify the state, county or city from liability for injuries caused by such persons; allowing the cost of such insurance policies or bonds to be taxed and collected as costs; providing for codification; and declaring an emergency.

SB 408 — By Stipe.

An act relating to the Corporation Commission; amending 17 O.S. 1981, Sections 251 and 253, which relate to fuel adjustment clauses; prohibiting the inclusion, in certain applications for fuel adjustment charges of transportation cost and severance taxes paid on out-of-state coal; requiring certain applications for fuel adjustment charges to include portion attributable to transportation costs and severence taxes on out-of-state coal; and declaring an emergency.

COMMITTEE APPOINTMENT

ADVISORY BOARD TO ASSIST THE INSURANCE COMMISSIONER

Pursuant to **HB 1341,** 1983, President Pro Tempore York appointed Senator John L. Clifton to the Advisory Board to Assist the Insurance Commissioner.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Crow, Herschal H., Jr., Distilled Spirits Institute of U.S. (addendum), Mr. Crow resigned as a lobbyist representing the Chiropractic Association of Oklahoma, as of January 10, 1984.

Francis, Shey P., Oklahoma State Retired Firefighters Association.

LaMar, Carolyn, representing League of Women Voters of Oklahoma, resigned effective December 31, 1983.

Senator Schuelein moved that, when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 11, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:55 p.m. to meet Wednesday, January 11, 1984, at 1:30 p.m.

Sixth Legislative Day

Wednesday, January 11, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Clifton, Miller, Moore and Smith.—5.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Lamb.

EXECUTIVE NOMINATIONS

Senator Winn moved the adoption of the Committee Report on Executive Nominations, shown on Page 55, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—37.

Excused: Cate, Clifton, McIntyre, Miller, Moore, Porter, Randle, Smith, Terrill and York.—10.

Vacancy: District 40.—1.

SECOND READING

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

SB 406 — General Government
SB 407 — Judiciary
SB 408 — Business and Labor
HB 1171 — Natural Resources

FIRST READING

The following were introduced and read the first time:

SB 409— By Dawson.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 2353, as amended by Section 1, Chapter 293, O.S.L. 1982, 2355, 2357, Section 4, Chapter 324, O.S.L. 1982 and Section 2358, as last amended by Section 10, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1983, Sections 2353, 2357.6 and 2358), which relate to income taxes; declaring legislative intent; modifying and adding certain definitions; revising method of computing Oklahoma individual income taxes; providing tax shall be computed as a percentage of federal income tax liability; setting rates; revising method for taxing income of fiduciaries; deleting certain credits against income tax; deleting provision that individual contributions to Energy Conservation Loan Fund shall be credited against state personal income tax; deleting adjustment to Oklahoma taxable income for any federal net operating loss deduction; deleting adjustments to Oklahoma adjusted gross income including personal exemption, exemption for modification of motor vehicles by certain disabled persons, exemption for certain types of compensation from certain sources and exemption for certain qualifying dividends; providing for codification; repealing 68 O.S. 1981, Sections 2356 and 2357.2, as amended by Section 2, Chapter 322, O.S.L. 1982 (68 O.S. Supp. 1983, Section 2357.2), which relate to optional tax tables and solar energy tax credits; providing for codification; and providing an effective date.

SB 410— By Terrill of the Senate and Lewis and Brown of the House.

An act relating to credit unions; providing the state, any agency, county, city or school district is authorized to provide voluntary payroll deductions by employees to a credit union primarily serving state employees to which such employee belongs; providing for codification; and declaring an emergency.

SB 411— By Wright of the Senate and Lewis of the House.

An act relating to criminal procedure; amending Sections 4 and 10, Chapter 70, O.S.L. 1983 (22 O.S. Supp. 1983, Sections 995.3 and 995.9), which relate to the Nonviolent Intermediate Offender Act; requiring copies of the rehabilitation plan to be provided to the district attorney and the offender upon filing of the plan; providing that the Nonviolent Intermediate Offender Act shall not conflict with punishment of persons convicted of certain second or subsequent offenses; allowing continuation of the plan for a maximum of two years at the concurrence of the offender and the district attorney; and declaring an emergency.

SB 412— By Cain of the Senate and Vanatta of the House.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-206.1, which relates to non physician services; adding services for which fee may be charged; allowing the State Board of Health to establish a system of fees for services rendered by the State Commissioner and State Department of Health in issuance and renewal of licenses and permits; extending the authority of the Board; requiring the Board to follow the Administrative Procedures Act in establishing a system of fees; specifying ranges of fees and requiring fees be based on reasonable costs; allowing exemption for economic hardship; providing for codification; repealing conflicting laws; and declaring an emergency.

SB 413— By McCune.

An act relating to damages; amending 23 O.S. 1981, Section 9, which relates to exemplary damages; providing that exemplary damages awarded shall inure to the state; providing procedure for payment of exemplary damages and release of judgement; requiring the court to set attorney's fee; and providing an effective date.

SCR 25— By Dahl of the Senate and Littlefield of the House.

A concurrent resolution designating the fiddle as the official state musical instrument; and directing distribution.

SR 32— By Dahl, Cullison, Dennis, Miller, Roberts, Rozell, Stipe and Taylor.

A resolution disapproving parts of Wildlife Conservation Commission Regulation Number G-10-83 which relates to furbearer regulations and statutory regulations; deleting restrictive dates on pursuit with hounds on public lands; and directing distribution.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, January 12, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:45 p.m. to meet Thursday, January 12, 1984, at 11:00 a.m.

Seventh Legislative Day

Thursday, January 12, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dahl, Ford, Miller, Moore and Smith.—5.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Lamb.

EXECUTIVE NOMINATIONS

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

Germany, Don, Oklahoma City, as a member to the Credit Union Board.

Hogan, Sarah, Oklahoma City, as a member to the State Arts Council of Oklahoma.

Langley, W.H. "Bill", Jr., Stilwell, as a member to the Grand River Dam Authority.

Nickles, Terry, D.O., Moore, as a member to the State Board of Nursing Homes.

Osborn, Doris E., Picher, as a member to the Ottawa Reclamation Authority (2nd term).

Washburn, Lyle W., Alva, as a member to the Motor Vehicle Commission.

Wesley, George, Oklahoma City, as a member to the Human Rights Commission.

FIRST READING

The following were introduced and read the first time:

SB 414 — By Dawson.

An act relating to oil and gas; defining terms; providing procedures for payment of surface damages in drilling for oil and gas; requiring bond or guaranteed letter of credit; allowing suit for damages; stating procedures for appointing appraisers and assessing and reporting damages; limiting construction of act; providing penalties; repealing Sections 1, 2, 3, 4, 5, 6, 7 and 8, Chapter 341, O.S.L. 1982 (52 O.S. Supp. 1983, Sections 318.2, 318.3, 318.4, 318.5, 318.6, 318.7, 318.8 and 318.9), which relate to negotiating surface damages; providing for codifica-

tion; providing severability; providing an effective date; and declaring an emergency.

SR 33 — By Terrill.
A resolution requesting the Director of State Finance to delay discontinuation of certain payroll check deductions for a period of forty-five days; and directing distribution.

SR 34 — By Boatner.
A resolution praising the Southeastern Oklahoma State University administration, faculty, staff, students and community; commending their combined innovative effort to raise funds for the University library during the statewide economic decline; and directing distribution.

UNANIMOUS CONSENT REQUEST— DIRECT TO CALENDAR

Senator Terrill asked unanimous consent to suspend Rule 5-4 and refer **SR 33** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 33 by Terrill was called up for consideration.

SR 33 was adopted upon motion of Senator Terrill and referred for enrollment.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDER

Senator Boatner asked to unanimous consent, to suspend Rule 5-4 and refer **SR 34** to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 34 by Boatner was called up for consideration.

Senators Roberts and Dennis asked to coauthor **SR 34**, which was the order.

SR 34 was adopted upon motion of Senator Boatner and referred for enrollment.

BILL WITHDRAWN— REFERRED

Senator Schuelein asked unanimous consent to withdraw **SB 403** from the Judiciary Committee and refer same to the law Enforcement Committee, which was the order.

GENERAL ORDER

SB 351 by Howell of the Senate and Henry of the House was called up for consideration.

Senator Howell moved that **SB 351** be advanced, which motion was declared adopted.

THIRD READING

SB 351 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Dahl, Dennis, Ford, Keller, Leonard, Miller, Moore, Pierce, Porter and Smith.—10.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 351 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 3** were rejected upon motion of Senator McCune, conference requested, and Senate conferees appointed as follows: Senators McCune, Leonard and Cain.

SECOND READING

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

SB 409 — Finance.
SB 410 — Policy.
SB 411 — Law Enforcement.
SB 412 — General Government.
SB 413 — Judiciary.
SCR 25 — General Government.
SR 32 — Agriculture.

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legistlative Ethics Committee:

Burleson, Donna Jean, American Federation of State, County and Municipal Employees Local 2406 AFL-CIO.

Floyd, Mariana L., American Institute of Architects.

Stowe, George Clifford, American Federation of State, County and Municipal Employees Local 2406 AFL-CIO.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, January 16, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 12:00 noon to meet Monday, January 16, 1984, at 1:30 p.m.

Eighth Legislative Day

Monday, January 16, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Howell, Moore, Porter and Smith.—4.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Johnson.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 3** and naming House conferees as follows: Hobson, Lewis and Harbin.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 351 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SRs 33 and **34** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to withdraw **SR 32** from the Agriculture Committee and refer same direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 32 by Dahl, et al, of the Senate was called up for consideration.

Senators Johnson, Taliaferro, Terrill, Branch, McDaniel, Winn, Boatner, Porter, Randle, Shedrick and Hopkins asked to coauthor **SR 32,** which was the order.

SR 32 was adopted upon motion of Senator Dahl and referred for enrollment.

GENERAL ORDER

SB 348 by Wright of the Senate and Gordon of the House was called up for consideration.

Senator Wright moved that **SB 348** be advanced, which motion was declared adopted.

THIRD READING

SB 348 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—40.

Nay: Shedrick.—1.

Excused: Howell, Moore, Porter, Smith, Stipe and Terrill.—6.

Vacancy: District 40.—1.

The bill passed.

SB 348 was referred for engrossment.

SECOND READING

The following was read the second time and referred to the committee indicated:

SB 414 — Natural Resources.

FIRST READING

The following were introduced and read the first time:

SB 415 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Horse Racing Commission; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting salary of the Director; providing lapse date; providing severability; providing operative date; and declaring an emergency.

SB 416 — By Green.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 134, which relates to the State Insurance Fund Commissioner; granting Commissioner authority to contract for actuarial studies; exempting such contracts from Oklahoma Central Purchasing Act; and declaring an emergency.

SB 417 — By Clifton.

An act relating to civil and criminal procedure; establishing the Oklahoma Pleading Code; providing short title; providing that section captions are part of act; defining scope of the code; providing for one form of action; specifying commencement of action; providing for issuance, form and service of summons and subpoenas; providing procedures for default judgment and opening of default judgment; providing procedures for service and filing of pleadings and other papers; providing procedure for computation and enlargement of time period; delineating pleadings allowed and form of motions; abolishing demurrers; providing general rules for pleading including claims for relief

and defenses; providing procedures for pleading special matters; providing for form and signing of pleadings; providing procedures for presenting and preserving defenses and objections; providing procedures for counterclaims, cross-claims and third-party practice; providing for amended and supplemental pleadings; requiring pretrial procedure be governed by certain rules; delineating plaintiff and defendant parties and allowing subrogation; permitting joinder of claims and remedies; permitting permissive joinder of certain persons and allowing separate trials; disallowing misjoinder of parties as ground for dismissal of action; permitting parties to be added or dropped; permitting claims to be severed; providing procedures for interpleader; providing procedures for class actions; providing procedures for derivative actions by shareholders and actions relating to unincorporated associations; providing procedures for intervention; providing procedures for substitution of parties; stating sufficiency of forms; providing forms; amending 22 O.S. 1981, Section 712, which relates to witnesses; providing for manner of service; providing for codification; repealing 12 O.S. 1981, Sections 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, which relate to preliminary provisions of civil procedure; repealing 12 O.S. 1981, Sections 13, 14, 15, 16, 17 and 18, which relate to class actions; repealing 12 O.S. 1981, Sections 73, 79, 80 and 82, which relate to computation of time, consolidation of actions and filing instruments or performing acts; repealing 12 O.S. 1981, Section 97, which relates to limitation of actions; repealing 12 O.S. 1981, Sections 151, 153, 153.1, 154.1, 154.2, 154.3, 154.4, 154.5, 154.6, 154.7, 155, 156, 157, 158, 159, 162, 163, 165, 166, 167, 168, 169, 170.1, 170.2, 170.3, 170.4, 170.5, 170.6, 170.7, 170.8, 170.9, 173, 174, 176, 180, 180.1, 183.1, 184, 185, 186, 187, 188, 189 and Section 1, Chapter 158, O.S.L. 1982 (12 O.S. Supp. 1983, Section 190), which relate to commencement of action; repealing 12 O.S. 1981, Sections 221, 222, 223, 224, 225, 226, 227, 228, 228a, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243 and 245, which relate to parties; repealing 12 O.S. 1981, Sections 261, 262, 263, 264, 264.1, 265, 266, 267, 268, 268A, 269, 270, 271, 272, 273, 273.1, 275, 278, 279, 280, 281, 282, 283, 284, 285, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 306, 307, 308, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323 and 324, which relate to pleadings; repealing 12 O.S. 1981, Sections 386, 387, 389, 390 and 391, which relate to privilege against disclosure; repealing 12 O.S. 1981, Sections 553, 554, 555, 558 and 559, which relate to trials; repealing 12 O.S. 1981, Sections 685 and 699, which relate to judgments; repealing 12 O.S. 1981, Sections 1061, 1062, 1076, 1079 and 1080, which relate to revivor of actions; repealing 12 O.S. 1981, Sections 1110, 1111, 1112, 1113, 1114 and 1115, which relate to motions and manner of service; repealing 12 O.S. 1981, Sections 1701.01, 1701.02, 1701.03, 1701.04, 1702.01, 1702.02, 1702.03, 1702.04, 1706.01, 1706.02, 1706.03 and 1706.04, which relate to the Uniform Interstate and International Procedure Act; repealing Section 15, Chapter 198, O.S.L. 1982 (12 O.S. Supp. 1983, Section 3215), which relates to the Discovery Code; repealing 18 O.S. 1981, Section 1.244, which relates to evidence; repealing 47 O.S. 1981, Sections 391, 392, 393, 394, 395, 397, 398, 399, 400, 401, 402 and 403, which relate to actions against nonresidents; repealing 52 O.S. 1981, Sections 501, 502 and 503, which relate to nonresident leaseholders; providing severability; and providing an effective date.

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

Dank, David M., Kurzweil Computer Products (addendum).

Duggan, Retha M., Oklahoma Society of Certified Public Accountants.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, January 17, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:00 p.m. to meet Tuesday, January 17, 1984, at 1:30 p.m.

Ninth Legislative Day

Tuesday, January 17, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Howell and Smith.—2.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Lamb.

GENERAL ORDER

SB 337 by Wright of the Senate and Clark of the House was called up for consideration.

Senator Wright moved to amend **SB 337,** Page 2, Line 16½, by adding after the first word "probation." and before the word "Upon" on Line 17, the following language: "Further, the court may order the defendant to pay a sum into the court fund not to exceed the amount of fine authorized for the offense alleged against the defendant or authorized under Section 9 of Title 21 of the Oklahoma Statutes.", and amend the Title to conform, which amendment was declared adopted.

Senator Wright moved that **SB 337** be advanced, which motion was declared adopted.

THIRD READING

SB 337 was read for the third time at length.

On the question of the passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Howell, Miller, Randle and Smith.—5.

Vacancy: District 40.—1.

The bill passed.

SB 337 was referred for engrossment.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Benham, Michael, as a member to the Veterinary Medical Examiners Board, to serve a term of four years ending May 9, 1987. Mr. Benham will succeed himself.

Donaldson, Don, Bartlesville, as a member to the State Banking Board, to serve a term of six years ending June 1, 1989. Mr. Donaldson will succeed himself.

Dotter, Billy D., M.D., Okeene, as a member to the Physician Manpower Training Commission, to serve a term of five years ending June 5, 1988. Dr. Dotter will succeed himself.

Gilyard, James D., Edmond, as a member to the Oklahoma Board of Private Schools, to serve a term of six years ending July 1, 1988. Mr. Gilyard will succeed William Johnstone.

Hodder, Robert A., Oklahoma City, as a member to the Tourism and Recreation Commission to serve a term of six years ending July 1, 1989. Mr. Hodder will succeed himself.

Hopper, Jesse M., Mangum, as Administrator to the Oklahoma Liquefied Petroleum Gas Board, to serve a term of six years ending July 1, 1989. Mr. Hopper will succeed James B. Turpen.

Johnson, Linda, M.D., Cement, as a member to the State Board of Health, to serve a term of nine years ending June 30, 1992. Dr. Johnson will succeed herself.

Langley, Bill, Stilwell, as a member to the Grand River Dam Authority, to serve a term of seven years ending January 1, 1991. Mr. Langley will succeed Dick Sheffield.

McPherson, Ralph G., Altus, as a member to the Water Resources Board, to serve a term of seven years ending May 14, 1990. Mr. McPherson will succeed himself.

Poole, Dr. Richard, Stillwater, as a member to the Fire Protection Personnel Standards and Education Commission, to serve a term of five years ending August 1, 1988. Dr. Poole will succeed himself.

Walker, Bob, Sulphur, as a member to the State Board of Nursing Homes, to serve a term of three years ending July 1, 1986. Mr. Walker will succeed himself.

Wells, Kenneth Larry, Norman, as a member to the Alcoholic Beverage Control Board, to serve a term of seven years ending June 23, 1990. Mr. Wells will succeed himself.

EXECUTIVE NOMINATIONS

Senator Winn moved the adoption of the Committee Report on Executive Nominations, shown above, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Howell, Kilpatrick, Miller and Smith.—5.

Vacancy: District 40.—1.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 348 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 32 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SECOND READING

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

SB 415 — Appropriations.
SB 416 — Business and Labor.
SB 417 — Judiciary.

FIRST READING

The following were introduced and read the first time:

SB 418 — By Clifton.

An act relating to liens; amending 42 O.S. 1981, Section 143.3, which relates to mechanics' and materialmen's liens on leased or rented equipment; clarifying type of property to be exempted; repealing Section 8, Chapter 216, O.S.L. 1980, which relates to scope of certain liens; and declaring an emergency.

SB 419 — By Johnson of the Senate and Sanders of the House.

An act relating to public safety; amending 63 O.S. 1981, Section 683.5, which relates to the Department of Emergency Resources Management; recreating the Department; providing severability; providing an effective date; and declaring an emergency.

SB 420 — By Johnson of the Senate and Sanders of the House.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 1103, which relates to the Water and Sewage Works Operators Certification Advisory Council; re-creating the Advisory Council; deleting obsolete provisions; providing severability; providing an effective date; and declaring an emergency.

SB 421 — By Johnson of the Senate and Sanders of the House.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 1004, which relates to the Committee of Plumbing Examiners; recreating the Oklahoma State Committee of Plumbing Examiners; providing severability; providing an effective date; and declaring an emergency.

SB 422 — By Johnson of the Senate and Sanders of the House.

An act relating to public finance; amending 62 O.S. 1981, Section 7.2, which relates to the Special Agency Account Board; recreating the Special Agency Account Board; providing severability; providing an effective date; and declaring an emergency.

SB 423 — By Johnson of the Senate and Sanders of the House.

An act relating to public health and safety; amending 63 O.S. 1981, Section 330.80; re-creating the Emergency Medical Services Advisory Council; continuing provisions relating to membership qualifications and appointments; providing severability; providing an effective date; declaring an emergency.

SB 424 — By Johnson of the Senate and Sanders of the House.

An act relating to labor; amending 40 O.S. 1981, Section 405, which relates to the Occupational Health and Safety Standards Commission; recreating the Commission; continuing provisions relating to mem-

bership qualifications and appointments; deleting obsolete language; providing severability; providing an effective date; and declaring an emergency.

SB 425 — By Terrill.

An act relating to insurance; amending 36 O.S. 1981, Section 6058, which relates to health insurance benefits for newly born children; adding requirement that coverage for newly born children include transportation necessary for the provision of medical care; and providing an effective date.

SB 426 — By Dawson.

An act relating to securities; amending 71 O.S. 1981, Section 406, which relates to powers of Administrator to prevent violation of the Oklahoma Securities Act; authorizing cease and desist order; requiring notice of hearing opportunity; providing for temporary order; providing for final order; relieving Administrator or designees of liability in administration of act; repealing conflicting laws; providing an effective date; and declaring an emergency.

SB 427 — By Dawson.

An act relating to securities; amending 71 O.S. 1981, Sections 202, as amended by Section 7, Chapter 262, O.S.L. 1983 and 401, as last amended by Section 11, Chapter 262, O.S.L. 1983 (71 O.S. Supp. 1983, Sections 202 and 401), which relate to the Uniform Securities Act; making bonding of broker-dealers, agents and investment advisers discretionary with Administrator; modifying exemptions from registration and filing of sales literature for nonprofit and certain other organizations, employee benefit plans, sales to limited numbers of persons, and sales exempt under certain Sections of Securities Act of 1933; granting Administrator certain authority; repealing conflicting laws; providing an effective date; and declaring an emergency.

SB 428 — By Taylor.

An act relating to insurance; amending 36 O.S. 1981, Sections 6124, 6125, as amended by Section 1, Chapter 245, O.S.L. 1983, 6128 and 6129, as amended by Section 3, Chapter 245, O.S.L. 1983 (36 O.S. Supp. 1983, Sections 6125 and 6129), which relate to prepaid funeral benefits; increasing fee for renewal of permit to provide prepaid funeral benefits; providing for deposit, withdrawal and return of portion of trust funds; requiring retention of withdrawal forms for three-year period; requiring retention of statement setting forth use and disbursement of funds, and providing for distribution of statement; requiring notification be made of sale of certain assets or stock; establishing filing fee to accompany annual report for certain persons; increasing filing fee for certain persons; changing time of filing statement of financial condition; providing an effective date; and declaring an emergency.

SB 429 — By Taylor.

An act relating to counties and county officers; amending Section 6, Chapter 249, O.S.L. 1982, as amended by Section 2, Chapter 205, O.S.L. 1983 (19 O.S. Supp. 1983, Section 1505), which relates to county purchasing procedures; providing procedures for selecting a vendor for the purchase of gasoline and diesel fuel; providing procedures for purchasing gasoline and diesel fuels; and declaring an emergency.

SB 430 — By Green.

An act relating to state government; amending 74 O.S. 1981, Section 85.7, as amended by Section 8, Chapter 334, O.S.L. 1983 (74 O.S. Supp. 1983, Section 85.7), which relates to competitive bid procedures; excluding certain professional services from competitive bid requirements; and declaring an emergency.

SB 431 — By Green.

An act relating to state government; amending 74 O.S. 1981, Section 1320, which relates to the authority of the State Employees Group Health and Life Insurance Board to employ certain administrators, legal counsel, actuaries or other consultants; removing certain central purchasing requirements; and declaring an emergency.

SJR 39 — By Giles and Watson of the Senate and Talley and Hill 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, which relates to regular sessions of the Legislature; specifying when the Legislature shall convene; designating first and second regular sessions of the Legislature; limiting scope and length of the second regular session of each Legislature; providing a ballot title; and directing filing.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Pettigrew, Jo, Oklahoma State School Boards Association.

Vahlberg, Robert J., representing Holderby Associates and Vahlberg Enterprises, resigned effective December 28, 1983.

Walker, James E., Adolph Coors Company (addendum).

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 18, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:55 p.m. to meet Wednesday, January 18, 1984, at 1:30 p.m.

Tenth Legislative Day

Wednesday, January 18, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Pierce, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—40.

Excused: Clifton, Howell, McIntyre, Moore, Porter, Smith and Wright.—7.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Johnson.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 337 was 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 418 — Judiciary.
SB 419 — Appropriations.
SB 420 — Appropriations.
SB 421 — Appropriations.
SB 422 — Appropriations.
SB 423 — Appropriations.
SB 424 — Appropriations.
SB 425 — Business and Labor.
SB 426 — Business and Labor.
SB 427 — Business and Labor.
SB 428 — Business and Labor.
SB 429 — General Government.
SB 430 — Business and Labor.
SB 431 — Business and Labor.
SJR 39 — Policy.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1437, 1451** and **1468.**

HB 1437 — By Morgan of the House and Dawson of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 1-103, as amended by Section 1, Chapter 220, O.S.L. 1983 (47 O.S. Supp. 1983, Section 1-103);

declaring certain vehicles to be authorized emergency vehicles; modifying who may own and operate emergency vehicles; providing for equipment on emergency vehicles; and providing an effective date.

HB 1451 — By Lewis, Haney and Hill of the House and Randle and Kilpatrick of the Senate.

An Act relating to the State Arts Council of Oklahoma, J.M. Davis Memorial Commission, State Board of Education, Oklahoma Educational Television Authority, Fire Service Training Fund of Commission on Fire Protection Personnel Standards and Education, Office of the Oklahoma Historical Society, Oklahoma Department of Libraries, Oklahoma Community Physician Education Scholarship Fund, Oklahoma Physician Manpower Training Commission, Oklahoma Board of Private Schools, Oklahoma State Regents for Higher Education, State Board of Vocational and Technical Education, Will Rogers Memorial Commission, Office of the Attorney General, Office of the State Auditor and Inspector, Court of Criminal Appeals, Oklahoma Center for Criminal Justice, Offices of District Attorneys, Legal Interns, District Attorneys Training Coordination Council, Crime Victims Compensation Board, Victim Witness Coordinators, State Supreme Court, District Courts, Secretary of the State Election Board, Office of the Governor, Oklahoma House of Representatives, Office of Joint Bill Processing, Legislative Fiscal Office, Office of the Lieutenant Governor, Oklahoma Tax Commission, Office of Personnel Management, Office of Public Affairs, Office of the Director of State Finance, Office of Secretary of State, Oklahoma State Senate, Oklahoma Commission on Children and Youth, Office of Handicapped Concerns, State Department of Health, Oklahoma Health Planning Commission, Oklahoma Human Rights Commission, Department of Human Services, Oklahoma Indian Affairs Commission, J.D. McCarty Center for Handicapped Children, Board of Medicolegal Investigations, Department of Mental Health, Oklahoma Department of Veterans Affairs, Oklahoma Alcoholic Beverage Control Board, Bureau of Narcotics and Dangerous Drugs Control, Department of Civil Defense, Department of Corrections, Council on Law Enforcement Education and Training, Oklahoma State Bureau of Investigation, Office of the Military Department of the State of Oklahoma, Office of the Pardon and Parole Board, Department of Public Safety, State Department of Transportation, State Department of Agriculture, Banking Department, Office of the Chief Mine Inspector, State Mining Board, Oklahoma Conservation Commission, Commission on Consumer Credit, Corporation Commission, Department of Economic and Community Affairs, Oklahoma Department of Economic Development, Oklahoma Horse Racing Commission, Office of the Insurance Commissioner, Department of Labor, State Board for Property and Casualty Rates, State Department of Pollution Control, Oklahoma Securities Commission, Department of Securities, Oklahoma Tourism and Recreation Department, Oklahoma Water Resources Board, Oklahoma Capitol Improvement Authority; making appropriations thereto; amending Sections 1, 4, 5 and 6, Chapter 237, O.S.L. 1983, Sections 1 and 4, Chapter 239, O.S.L. 1983, Sections 1, 10, 35 and 36, Chapter 330, O.S.L. 1983, Sections 1 and 4, Chapter 226, O.S.L. 1983, Section 1, Chapter 241, O.S.L. 1983, Sections 1, 3 and 6, Chapter 325 O.S.L. 1983, Sections 1 and 4, Chapter 236, O.S.L. 1983, Sections 4, 5, 7, 8, 9 and 13, Chapter 313, O.S.L. 1983, Sections 1, 4 and 6, Chapter 280, O.S.L. 1983, Section 1, Chapter 252, O.S.L. 1983, Sections 1, 2, 3, 4, 5 and 8, Chapter 247, O.S.L. 1983, Sections 1 and 4, Chapter 238, O.S.L. 1983, Sections 1 and 3, Chapter 234, O.S.L. 1983, Sections 1 and 6, Chapter 251, O.S.L. 1983, Sections 1 and 4, Chapter 185, O.S.L. 1983, Sections 1 and 4, Chapter 186, O.S.L 1983, Sections 1, 3 and 8, Chapter 261, O.S.L. 1983, Section 1 and 7, Chapter 321, O.S.L. 1983, Section 1,

Chapter 225, O.S.L. 1983, Sections 1 and 3, Chapter 190, O.S.L. 1983, Section 1, Chapter 213, O.S.L. 1983, Section 1, Chapter 199, O.S.L. 1983, Section 1, Chapter 214, O.S.L. 1983, Section 1, Chapter 191, O.S.L. 1983, Sections 1, 2, 5, 7, 8, 9 and 10, Chapter 278, O.S.L. 1983, 68 O.S. 1981, Section 2702, Sections 1 and 3, Chapter 279, O.S.L. 1983, Sections 1, 3, 7 and 9, Chapter 306, O.S.L. 1983, Sections 1 and 3, Chapter 277, O.S.L. 1983, Section 1, Chapter 224, O.S.L. 1983, 18 O.S. 1981, Section 1.247, 47 O.S. 1981, Section 394, 49 O.S. 1981, Section 1, 52 O.S. 1981, Section 501, 78 O.S. 1981, Sections 23, 25 and 26, Section 1, Chapter 198, O.S.L. 1983, Sections 1, 4, 5, 6 , 10 and 11, Chapter 260, O.S.L. 1983, Sections 1, 4, 6, 7 and 8, Chapter 264, O.S.L. 1983, Sections 1 and 4, Chapter 218, O.S.L. 1983, Sections 1, 2, 3, 4, 5, 6, 7, 8, 10 and 12, Chapter 307, O.S.L. 1983, Section 4, Chapter 285, O.S.L. 1983, 63 O.S. 1981, Section 2651, as amended by Section 7, Chapter 285, O.S.L. 1983 (63 O.S. Supp. 1983, Section 2651), Section 4, Chapter 322, O.S.L. 1983, Sections 1, 5, 6 and 7, Chapter 283, O.S.L. 1983, Sections 1 and 4, Chapter 254, O.S.L. 1983, Sections 1 and 4, Chapter 243, O.S.L. 1983, Sections 1 and 4, Chapter 195, O.S.L. 1983, Sections 1, 3, 4, 5 and 8, Chapter 284, O.S.L. 1983, Sections 1 and 3, Chapter 265, O.S.L. 1983, Sections 2 and 4, Chapter 229, O.S.L. 1983, Sections 1, 4 and 5, Chapter 287, O.S.L. 1983, Sections 1, 3 and 4, Chapter 219, O.S.L. 1983, Sections 1, 3 and 5, Chapter 266, O.S.L. 1983, Sections 1, 2 and 4, Chapter 228, O.S.L. 1983, Sections 1, 6, 8 and 9, Chapter 210, O.S.L. 1983, Sections 1 and 5, Chapter 204, O.S.L. 1983, Section 4, Chapter 203, O.S.L. 1983, Sections 1, 5 and 6, Chapter 286, O.S.L. 1983, Sections 1, 13 and 14, Chapter 255, O.S.L. 1983, Sections 1, 2, 4, 5, 6 and 9, Chapter 242, O.S.L. 1983, Sections 1 and 4, Chapter 281, O.S.L. 1983, Sections 1, 3 and 4, Chapter 217, O.S.L. 1983, Sections 1 and 4, Chapter 253, O.S.L. 1983, Sections 1 and 4, Chapter 240, O.S.L. 1983, Sections 1 and 4, Chapter 263, O.S.L. 1983, Sections 1, 4, 5, 6, 7 and 14, Chapter 267, O.S.L. 1983, Sections 1 and 5, Chapter 282, O.S.L. 1983, Section 1, Chapter 249, O.S.L. 1983, Sections 1 and 3, Chapter 187, O.S.L. 1983, Sections 1, 7 and 8, Chapter 209, O.S.L. 1983, Sections 1 and 4, Chapter 194, O.S.L. 1983, Sections 1 and 4, Chapter 193, O.S.L. 1983, Sections 1 and 4, Chapter 262, O.S.L. 1983, Sections 1 and 4, Chapter 314, O.S.L. 1983, and Sections 1 and 4, Chapter 227, O.S.L. 1983; reappropriating, redesignating, and transferring certain funds; authorizing certain employees and salary limitations; modifying limits on employees and certain expenditures; requiring certain scholarships to be given to state residents; providing for priorities for fire protection training and education programs; providing method for reductions in personnel within the Oklahoma State System of Higher Education; requiring reports from the Oklahoma Student Loan Authority; creating a revolving fund; providing for the collection of city sales taxes; authorizing the Tax Commission to retain a fee for collecting city sales tax; modifying certain fees; implementing certain fees; excepting state agencies from paying fees for certain certificates of need; providing lapse dates; repealing Section 6, Chapter 209, O.S.L. 1983, Section 3, Chapter 249, O.S.L. 1983, Section 3, Chapter 253, O.S.L. 1983, Section 4, Chapter 282, O.S.L. 1983, Section 4, Chapter 306, O.S.L. 1983, Section 3, Chapter 314, O.S.L. 1983, and Section 6, Chapter 321, O.S.L. 1983; providing for codification; providing for noncodification; and declaring an emergency.

HB 1468 — By Stottlemyre and Blodgett of the House and Taylor of the Senate.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 858-307.2, as amended by Section 2, Chapter 289, O.S.L. 1983 and 858-309 (59 O.S. Supp. 1983, Section 858-307.2); requiring continuing education as a condition for renewal or reactivation of license of real estate sales associate or broker; providing an ex-

ception; providing procedures to inactivate license; modifying effect of inactive status; and declaring an emergency.

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time:

SB 432 — By Taliaferro.

An act relating to labor; repealing 40 O.S. 1981, Sections 196.1, 196.2, 196.3, 196.4, 196.5, 196.5a, 196.6, 196.7, 196.8, 196.9, 196.10, 196.10a, 196.11, 196.11a and 196.12, which relate to minimum wages on public works; providing an effective date; and declaring an emergency.

SB 433 — By Boatner.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 1301, 1302, 1303, as amended by Section 2, Chapter 194, O.S.L. 1982, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1326, 1331, 1332, as amended by Section 4, Chapter 149, O.S.L. 1982, 1336 and 1337 (59 O.S. Supp. 1983, Sections 1303 and 1332), which relate to bail bondsmen and runners; modifying and expanding definitions; providing confidentiality for certain documents; limiting reapplication for license; establishing staggered license expiration dates; modifying applicant requirements; increasing license fee; establishing investigative fee; requiring minimum net worth for cash bondsman applicants; limiting total amount of bonds issued by a professional bondsman; providing for safekeeping of certain deposit; providing exception; modifying requirements for runner license and increasing license fee therefor; limiting validity of certain applications; increasing examination fees; providing waiting period for reexamination after third failure; increasing fees for license renewals; requiring current statements of worth be submitted every three years by professional bondsmen; providing for suspension and cancellation of license for nonrenewal; establishing fee for late renewal; modifying and adding grounds for censure, denial, suspension, revocation and refusal to renew license; establishing civil fine and immediate revocation of license for violations of act; providing for retention of jurisdiction by Insurance Commissioner under certain circumstances; modifying notice of violation and penalty therefor; establishing hearing procedures; providing for denial of license following violations; making licenses property of state; requiring appeals be filed in district court of Oklahoma County; modifying reporting procedures; modifying classes of persons prohibited from serving as bail bondsmen or runners; providing for submission of certain agreements; establishing fee for appointment of surety bondsmen and requiring certain affidavit; establishing procedures for discontinuance and providing penalty for violation; establishing fee for appointment of runner; modifying procedures for registration of license and providing fee therefor; modifying notice requirements for appearance of defendants; providing for notification of bond forfeiture; reducing time to file motion to set aside order of forfeiture, and providing for final order if no motion is filed; establishing time for hearing on motion; modifying procedures for execution of final order of forfeiture; providing for cancellation of licenses of surety bondsmen and professional bondsmen, and for payment of mailing and service charges; providing for automatic suspension; establishing procedures for municipal bond forfeitures; increasing penalty for violation of act and making certain acts subject to penalty; modifying disposition of and limiting monies held in certain fund; establishing surcharge on bonds written and providing for dedication and appropriation thereof; providing for codification; repealing 59 O.S. 1981, Section 1313 and 1330, as amended by Section 3, Chapter 149, O.S.L. 1982 (59 O.S. Supp. 1983, Section 1330), which relate to prohibited actions and forfeiture of bond; and declaring an emergency.

SB 434 — By Stipe.

An act relating to public health and safety; amending 63 O.S. 1981, Section 2503, as amended by Section 2, Chapter 311, O.S.L. 1983 (63 O.S. Supp. 1983, Section 2503), which relates to health maintenance organizations; adding a category of services; and declaring an emergency.

SB 435 — By Stipe.

An act relating to insurance; defining term; allowing establishment of preferred provider policies; requiring insurer establish terms and conditions to be met by hospital or provider; prohibiting unreasonable discrimination; allowing differences in payment to nonpreferred providers; providing for codification; and providing an effective date.

SB 436 — By Taliaferro and Winn.

An act making appropriations to Department of Civil Defense; stating the purposes; making certain appropriations nonfiscal; providing lapse date; and declaring an emergency.

SJR 40 — By Dennis.

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 new Sections 27B and 27C; allowing incorporated municipalities and counties to create transportation service districts; requiring elections; stating purpose; limiting territory of certain districts; making districts political subdivision of state; listing district powers and duties; requiring district board of trustees; requiring disinterest of trustees in contracts; describing board powers and duties; authorizing tax levy and bond elections; allowing the issuance of bonds; permitting certain entities to pledge revenues to districts; providing procedures for district expansion, withdrawal and dissolution; authorizing Legislature to enact laws and to approve state and federal funds; providing a ballot title; directing filing; and ordering a special election.

SJR 41 — By York and Terrill of the Senate and Barker and Lewis of the House.

A joint resolution directing the Director of State Finance to delay discontinuation of certain payroll check deductions for a period of forty-five days; and directing distribution.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Frakes, Terry, Tobacco Institute.

Harris, Allen K., representing Bonita Hoeme and Wellhead Gas Purchasers Committee of the Texas County Irrigation Association, resigned effective May 31, 1983.

Wiedemeier, Judy Ann, Tobacco Institute.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives is ready to convene in Joint Session at 1:45 p.m. to hear the Honorable Reubin Askew, Democratic Candidate for President of the United States.

Senator Schuelein moved that the Senate meet with the House in Joint Session at 1:45 p.m. and upon adjournment of the Joint Session and when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, January 19, 1984, at 11:00 a.m., which motion was declared adopted.

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JOINT SESSION

The Second Joint Session of the 2nd Regular Session of the 39th Legislature was called to order by President Bernard.

Speaker Barker moved that Governor Reubin Askew and his party be granted privileges of the floor, which motion was declared adopted.

President Bernard presented Governor George Nigh to the members assembled in Joint Session. Governor Nigh introduced

Reubin Askew, native Oklahoman and former Governor of the State of Florida, to the Joint Session.

Governor Askew, Democratic candidate for the Presidency of the United States, addressed the members assembled in Joint Session.

Upon motion of Speaker Barker, the Joint Session was ordered dissolved.

Pursuant to the Schuelein motion, the clerk's desk being clear, the Senate adjourned at the hour of 1:45 p.m. to convene Thursday, January 19, 1984, at 11:00 a.m.

Eleventh Legislative Day

Thursday, January 19, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—39.

Excused: Capps, Cate, Keller, Leonard, McIntyre, Miller, Smith and Wright.—8.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Roberts.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Randle asked unanimous consent to suspend Rule 12-16 and when **HB 1451** is read the second time it be referred direct to Calendar, which was the order.

UNANIMOUS CONSENT REQUEST TO INTRODUCE RESOLUTION

Senator Stipe asked unanimous consent to suspend Rules 5-4 and 5-5 to introduce **SR 35** and refer same direct to Calendar for consideration, which was the order.

FIRST READING

The following was introduced and read the first time:

SR 35 — By Stipe, Dennis, Boatner, Johnson and Roberts.

A resolution praising the career and accomplishments of Frank M. Fodge; and directing distribution.

GENERAL ORDER

SR 35 by Stipe, Dennis, Boatner, Johnson and Roberts was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 35,** which was the order.

SR 35 was adopted upon motion of Senator Stipe and referred for enrollment.

SECOND READING

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

SB 432 — Business and Labor.
SB 433 — Business and Labor.
SB 434 — Human Resources.
SB 435 — Business and Labor.
SB 436 — Appropriations.
SJR 40 — Transportation.
SJR 41 — Direct to Calendar.
HB 1437 — Transportation.
HB 1451 — Direct to Calendar.
HB 1468 — Business and Labor.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1455, 1460, 1479,** and **HJR 1027.**

HB 1455 — By Sanders and Shurden of the House and Capps, Johnson, Dahl, Lamb, Cullison, Taliaferro and Landis of the Senate.

An act relating to game and fish; modifying legislative intent; and providing an effective date.

HB 1460 — By Brown, Cole, Duckett, McCorkell, Hastings, Hamilton, Baker, Williams (Freddye) and Williams (Penny) of the House and Hopkins of the Senate.

An act relating to mental health; amending 43A O.S. 1981, Section 804; requiring certain reports; modifying the recipients of said reports to include certain district attorneys; providing for civil liability; allowing certain damages; prohibiting the abuse, neglect, and financial exploitation of elderly persons; providing penalties; providing for codification; and providing an effective date.

HB 1479 — By Ross, Cole, Hastings, Anderson, Baker, Brown, Clark, Combs, Gordon, Gray, Grieser, Harvey, Henshaw, Lancaster, Little, Logan, Pitezel, Stottlemyre and Williamson of the House and Taylor and Hopkins of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Section 2114, as amended by Section 8, Chapter 134, O.S.L. 1983 (63 O.S. Supp. 1983, Section 2114); authorizing the Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority to promulgate and adopt certain regulations and standards for certification; limiting certain services to be provided by certain facilities; providing for certain applications; excepting certain persons and entities from certain certification requirements; requiring certain compliance; requiring certain reports; providing penalties; authorizing certain fees; and providing an effective date.

HJR 1027 — By Sanders and Shurden of the House and Capps, Johnson, Dahl, Lamb, Taliaferro and Landis of the Senate.

A joint resolution relating to game and fish; extending for one year the date on which certain licenses and fees shall no longer be in force and effect; and directing distribution.

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time:

SB 437 — By Clifton.

An act relating to state government; amending 74 O.S. 1981, Sections 85.4 and 85.5, as amended by Sections 106 and 107, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1983, Sections 85.4 and 85.5) and 85.12, which relate to the Oklahoma Central Purchasing Act; permitting leasing of equipment

by state agencies; excepting certain items from the provisions of this act; and providing an effective date.

SB 438 — By Giles.

An act relating to elections; amending 26 O.S. 1981, Sections 15-102 and 15-107, which relate to campaign contributions and expenditures; modifying definitions; requiring certain reports to be filed by unopposed candidates; and declaring an emergency.

SB 439 — By Giles.

An act relating to elections; restricting the use of campaign contributions; providing for return or donation of certain contributions; providing for codification; and providing an effective date.

SB 440 — By Green.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2701, which relates to municipal taxation; deleting exception for nonresidents from municipal tax levies on earnings, payrolls or income; and declaring an emergency.

SB 441 — By Ford.

An act relating to elections; amending 26 O.S. 1981, Sections 14-102, 14-103, 14-104, 14-105 and 14-108, which relate to absentee ballots; restricting authorization of absentee ballots to certain elections; designating time for requesting and returning absentee ballots; providing procedures for application and return of such ballots; providing procedures for application for absentee ballots by incapacitated voters; providing procedures to transmit absentee ballots to such voters; designating materials to accompany such ballots; providing procedures for return of such ballots; authorizing vote by absentee ballot for certain voters; repealing 26 O.S. 1981, Sections 14-115.2 and 14-115.3, as amended by Sections 18 and 19, Chapter 171, O.S.L. 1983 (26 O.S. Supp. 1983, Sections 14-115.2 and 14-115.3), which relate to absentee ballots; providing for codification; and declaring an emergency.

SB 442 — By Ford.

An act relating to the Corporation Commission; repealing 17 O.S. 1981, Sections 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263 and 264, which relate to fuel adjustment clauses and purchased power adjustment clauses; and providing an effective date.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 35 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee.

Vaughn, Raymond L., Jr., Oklahoma Dental Hygienist Association (addendum).

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, January 23, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 11:50 a.m. to meet Monday, January 23, 1984, at 1:30 p.m.

Twelfth Legislative Day

Monday, January 23, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Porter.—1.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Tom Pullin, Pastor, Westside Wesleyan Church, Enid, the guest of Senator Lamb.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Dawson asked unanimous consent to suspend Rule 5-4 and refer **SR 37** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SJR 41 by York and Terrill of the Senate and Barker and Lewis of the House was called up for consideration.

Senator York moved to amend **SJR 41,** Page 2, Line 17 ½, by adding a new Section 3 as follows: the emergency clause and amending title to conform, which amendment was declared adopted.

Senator Terrill moved that **SJR 41** be advanced, which motion was declared adopted.

THIRD READING

SJR 41 was read for the third time at length.

On the question of passage of the resolution and emergency, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: Johnson, Leonard, Smith and Young. —4.

Excused: Clifton, Porter and Stipe. —3.

Vacancy: District 40.—1.

The resolution and emergency passed.

SJR 41 was referred for engrossment.

GENERAL ORDER

HB 1451 by Lewis, Haney and Hill of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Pierce moved that **HB 1451** be laid over one legislative day for the purpose of allowing all members of the Senate to read the bill, which motion failed of adoption upon roll call as follows:

Aye: Branch, Choate, Dahl, Ford, Giles, Green, Howell, Keller, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.—18.

Nay: Boatner, Cain, Capps, Cate, Clifton, Cullison, Dawson, Dennis, Hopkins, Johnson, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—28.

Excused: Porter.—1.

Vacancy: District 40.—1.

Senator Stipe moved to amend **HB 1451,** Page 9, Line 13 ½, by adding after the word "Statutes," and before the word "Section" the following language: "It is the intent of the Legislature that salaries or other compensation of administrators remain at the December, 1983 level for each local school district and that administrators be prohibited from receiving increases until all common school employees' salaries are no longer frozen at present levels."

Senator Howell moved to amend the Stripe amendment to **HB 1451,** by adding after the word "increases" and before the word "until" the following language: "from state appropriated funds"

Senator Stipe moved to table the Howell amendment to the Stipe amendment to **HB 1451,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Dahl, Dawson, Dennis, Ford, Giles, Green, Landis, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Roberts, Shedrick, Smith, Stipe, Taliaferro, Terrill and Young.—26.

Nay: Cain, Cullison, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Moore, O'Connor, Rhodes, Rozell, Schuelein, Taylor, Watson, Wright and York.—17.

Excused: Choate, Keller, Porter and Winn.—4.

Vacancy: District 40.—1.

Senator Stipe pressed his motion to adopt his amendment to **HB 1451,** which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 11, Line 13, by deleting after the word "Projects" the number "$2,700,000.00" and inserting in lieu thereof the number "$3,152,931.00", which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 97, Line 12, by deleting the number "$714,000.00" and inserting in lieu thereof the number "$813,000.00", which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 97, Line 16, by deleting the number "$43,914,020.00" and inserting in

lieu thereof the number "$44,013,020.00", which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 131, Line 13½, by inserting a new Section to read as follows: "Section 213. Any unexpended cash on hand from previous years in the State Board of Nursing Homes Fund shall be transferred to the State Board of Nursing Homes Fund for the fiscal year ending June 30, 1984 and shall be available to satisfy appropriations made for the fiscal year ending June 30, 1984." and renumbering subsequent sections, which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 131, Line 13½, by inserting a new section to read as follows: "Section 213. AMENDATORY 74 O.S. 1981, Section 1811.4, as amended by Section 148, Chapter 304 O.S.L. 1983 (74 O.S. Supp. 1983 Section 1811.4) is amended to read as follows:

Section 1811.4 A. "State Capitol Park" shall consist of all portions of the State Capitol grounds and within such boundaries as are located in the State Capitol Complex, to include the Governor's Mansion and all properties within the public right-of-way along Lincoln Boulevard north from the north boundary line of **[Reno Street to the junction of Interstate Highway Number 35, three quarters (¾) of a mile east of Eastern Avenue]** NORTHEAST 13TH STREET TO THE SOUTH BOUNDARY LINE OF NORTHEAST 28TH STREET and along Business Route 66, known as Northeast 23rd Street, from the east edge of Santa Fe Street east to the west edge of Kelley Avenue in Oklahoma City, Oklahoma as designated on the AMENDED plat filed in the Office of the Secretary of State as File Number 155 in the State Property Records.

B. The Oklahoma Tourism and Recreation Commission shall be responsible for the maintenance and operation of the State Capitol Park.

C. The Commission may contract with the Oklahoma Capitol Improvement Authority, the Oklahoma Department of Transportation, the Office of Public Affairs, the City of Oklahoma City, **[the National Cowboy Hall of Fame Foundation,]** or any other entity for the purpose of landscaping, beautification, capitol improvement, operation and maintenance of the State Capitol Park."

and renumber subsequent sections, which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 78, Line 23, by deleting the figure "$54,047,183.00" and inserting the figure "$54,993,617.00" in lieu thereof; and on Line 35, Page 78, by deleting the figure $114,789,188.00" and inserting the figure "$118,235,622.00" in lieu thereof, which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 81, Line 3, by deleting the figure "$2,715,623.00" and inserting the figure "$2,745,616.00" in lieu thereof, and on Line 5, by deleting the figure "$17,723,127.00" and inserting the figure "$18,223,127.00" in lieu thereof; and on Line 9, by deleting the figure "$7,197,560.00" and inserting the figure $7,547,560.00" in lieu thereof; and on Line 16, by deleting the figure "$2,250,245.00" and inserting the figure "$2,287,478.00" in lieu thereof, which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 62, Line 35, by deleting after the word "local" and before the word "money" the word "mileage" and inserting in lieu thereof the word "millage", which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 90, Line 2, by deleting after the word "Chapter" and before "O.S.L." the number "286" and inserting in lieu thereof

the number "266", which amendment was declared adopted.

Senator Randle moved to amend **HB 1451,** Page 131, Line 28½, by adding the following section and renumbering the following sections: "severability clause", which amendment was declared adopted.

Senator Randle asked unanimous consent that **HB 1451** with amendments be laid over for this legislative day, which was the order.

HB 1451 remains on General Order.

SECOND READING

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

SB 437 — General Government.
SB 438 — General Government.
SB 439 — General Government.
SB 440 — Finance.
SB 441 — General Government.
SB 442 — Business and Labor.
HB 1455 — Agriculture.
HB 1460 — Judiciary.
HB 1479 — Human Resources.
HJR 1027 — Agriculture.

FIRST READING

The following were introduced and read the first time:

SB 443 — By Dahl.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 10-106, which relates to accidents and accident reports; requiring notification be made to the Department of Public Safety by wrecker or towing service of certain vehicles causing property damage; and declaring an emergency.

SB 444 — By McCune.

An act relating to prisons and reformatories and state government; amending Section 1, Chapter 53, O.S.L. 1983 (57 O.S. Supp. 1983, Section 549.1) and 74 O.S. 1981, Section 3008, which relate to purchases of products and services by state agencies; giving preference for purchase from severely handicapped person or qualified nonprofit agency for the severely handicapped for any product or service that is also provided by the Department of Corrections; providing exception; and providing an effective date.

SB 445 — By McCune.

An act relating to prisons and reformatories; providing short title; defining terms; requiring declaration of a state of emergency if the population of the prison system exceeds a specified level; providing procedures for such declaration of an emergency; requiring the Director of the Department of Corrections to grant emergency time credit to certain persons; allowing additional credit if the population is not reduced to a specified level; providing procedures for rescinding state of emergency; nullifying act in case of natural disaster or deliberate destruction of property; providing for codification; and declaring an emergency.

SB 446 — By Howell.

An act relating to professions and occupations; providing short title; stating purpose; defining terms; prohibiting certain acts; specifying certain exemptions; establishing an Oklahoma Marital and Family Therapy Certification Board; providing for organization, appointment, meeting and reimbursement of the Board; providing for member qualifications; specifying powers and duties of Board; providing requirements for certification of marital and family therapists; specifying grounds for denial, revocation or suspension of certificates; imposing certain penalties; providing for injunctive relief; providing for privileged communications; providing for codification; and providing an effective date.

SB 447 — By Taliaferro.

An act relating to cities and towns; amending 11 O.S. 1981, Section 37-112, which relates to municipal water districts; requiring

compensation for damages and petition for appointment of appraisers; providing for petition to amend, repeal or propose rules, regulations and ordinances; allowing for district court action; stating procedures for notification, selection of appraisers, reports, exceptions and trial by jury; providing for appeal; providing for codification; and declaring an emergency.

SB 448 — By Taliaferro.

An act relating to game and fish; requiring certificate of firearm competency and safety before people of certain ages may purchase, apply for or receive a hunting license or take wildlife by use of firearms; granting reciprocity; requiring possession of certificate while hunting; providing penalty; providing for codification; and providing an effective date.

SB 449 — By Roberts.

An act relating to professions and occupations; repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, Chapter 337, O.S.L. 1982 (59 O.S. Supp. 1983, Sections 1680, 1681, 1682, 1683, 1684, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1693, 1694, 1695 and 1696), which relate to the Electrical License Act; and declaring an emergency.

SJR 42 — By Taliaferro, McDaniel and Capps.

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 Constitution of the State of Oklahoma, by the addition of a new Section 9D; permitting counties to vote an additional tax not to exceed one mill on the dollar of assessed valuation to maintain county free fairs and agricultural extension programs in cooperation with Oklahoma State University or the United States Department of Agriculture; establishing the procedure to call an election; providing other public funds may still be used for such purpose; providing ballot title; and directing filing.

SCR 26 — By Ford.

A concurrent resolution commending the achievements and service of civic leader Dan P. Holmes; directing that a section of State Highway 33 be known as the Dan P. Holmes Expressway; requiring the placement of appropriate markers; and directing distribution.

SR 36 — By Randle and Stipe.

A resolution praising the leadership, service and accomplishments of Dr. Hayden H. Donahue; expressing congratulations for being named recipient of the Distinguished Service Award from the American Psychiatric Association; and directing distribution.

SR 37 — By Dawson, Randle and Cate.

A resolution establishing the Capitol Relocation Search Committee, consisting of the entire membership of the Oklahoma State Senate; providing for a meeting of the committee with the citizens of Guthrie, Oklahoma, to discuss the return of the Capitol to Guthrie; and directing distribution.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 410 — Policy, coauthored by Shedrick of the Senate.

LOBBYIST REGISTRATION

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Nance, Kenneth, Citicorp Person-to-Person, Inc. (addendum).

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, January 24, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:50 p.m. to meet Tuesday, January 24, 1984, at 1:30 p.m.

Thirteenth Legislative Day

Tuesday, January 24, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—46.

Excused: Winn.—1.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Pullin, the guest of Senator Lamb.

EXECUTIVE NOMINATIONS

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

Culver, Bill Joe, Pawhuska, as a member to the Conservation Commission.

Greadington, Pochahontas A., Tulsa, as a member to the State Board of Nursing Homes.

Kolar, Robert S., Oklahoma City, as a member to the Used Motor Vehicle and Parts Commission.

McBride, Bervis, Oklahoma City, as a member to the State Arts Council of Oklahoma.

Stewart, Jimmy, Oklahoma City, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Dillsaver, William S., Okmulgee, as a member to the Solid Waste Management Advisory Committee, to serve a term at the Governor's pleasure. Mr. Dillsaver will succeed Scott King (resigned).

Fullerton, JoAnn, Oklahoma City, as a member to the Oklahoma Board of Private Schools, to serve a term of six years ending July 1, 1989. Ms. Fullerton will succeed herself.

Harris, James R., Ada, as a member to the Oklahoma Student Loan Authority, to serve a term of five years ending April 6, 1988. Dr. Harris will succeed himself.

Kerr, Robert S., Jr., Oklahoma City, as a member to the Water Resources Board, to serve a term of seven years ending May 14, 1990. Mr. Kerr will succeed himself.

Secrest, William E., Jr., Broken Arrow, as a member to the Water Resources Board, to serve an unexpired term of seven years ending May 14, 1986. Mr. Secrest will succeed John Jarboe.

Vallejo, Richard, Oklahoma City, as a member to the Human Rights Commission, to serve a term of three years ending July 15, 1986. Mr. Vallejo will succeed himself.

Wheat, Willis J., Oklahoma City, as a member to the Employment Security Commission, to serve a term of six years ending July 2, 1989. Mr. Wheat will succeed himself.

Zumwalt, Dr. Robert B., Tecumseh, as a member to the State Board of Nursing Homes, to serve a term of three years ending July 1, 1986. Dr. Zumwalt will succeed himself.

SECOND READING — DIRECT TO CALENDAR

Senator Randle asked unanimous consent to suspend Rule 5-4 and refer **SR 36** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 36 by Randle and Stipe was called up for consideration.

All other members of the Senate asked to coauthor **SR 36,** which was the order.

SR 36 was adopted upon motion of Senator Randle and referred for enrollment.

SPECIAL INTRODUCTION

Senator Randle asked unanimous consent that privileges of the floor be granted to Dr. Hayden Donahue, which was the order. Dr. Donahue was presented a copy of **SR 36** to which he responded with brief remarks to the honor. Governor Nigh addressed the Senate in honor of Dr. Donahue upon the presentation of the resolution.

Senator Schuelein moved that the Senate stand at ease until the hour of 2:25 p.m. to attend a reception in Dr. Donahue's honor, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Cullison presiding. Senator Watson questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1264,** requesting conference and naming conferees as follows: Kelly, Fried and Deatherage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 41 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 36 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SR 37 by Dawson, Randle and Cate was called up for consideration.

Senators Ford, McIntyre, Porter, Smith, Stipe and Taylor asked to coauthor **SR 37,** which was the order.

SR 37 was adopted upon motion of Senator Dawson and referred for enrollment.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill, as amended:

SB 208, coauthored by Lawter of the House.

GENERAL ORDER

HB 1451, considered and amended on Pages 92-94, was considered further.

Senators Schuelein, Taliaferro and Johnson asked to coauthor **HB 1451**, which was the order.

Senator Cate moved to amend **HB 1451,** Page 22, Line 11, by adding after the word "Authority" and before the word "shall" the following language: "and the Oklahoma Development Authority".

Senator York moved as a substitute amendment to the Cate amendment to **HB 1451,** on Page 22, Line 7, by striking all of Section 34 and renumber subsequent sections, which substitute amendment was declared adopted.

Senator Pierce moved to amend **HB 1451,** Page 42, Lines 8 through 34, by deleting all of Section 71 and renumbering.

Senator York moved to table the Pierce amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—32.

Nay: Choate, Ford, Green, Keller, Leonard, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Smith and Wright.—13.

Excused: Porter and Winn.—2.

Vacancy: District 40.—1.

Senator Pierce moved to amend **HB 1451,** Page 97, Line 16½, by adding a new subsection A to read as follows: "Section 164.A". The Department of Public Safety is hereby directed to continue to notify citizens when their drivers licenses expire. The Commissioner of the Department is directed to reduce the number of employees in the department if necessary to obtain funds to finance the cost of said renewal notice."

Senator Randle moved to table the Pierce amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson and York.—34.

Nay: Ford, Green, Keller, Leonard, McCune, Moore, O'Connor, Pierce, Smith, Wright and Young.—11.

Excused: Porter and Winn.—2.

Vacancy: District 40.—1.

Senator Randle moved to amend **HB 1451,** Page 109, Line 35, by striking the figure "404" and substituting therefor the figure "414", which amendment was declared adopted.

Senators Terrill and Taliaferro moved to amend **HB 1451,** Page 126, Line 19, by changing the figures "$630,675.00" to read

"$696,240.00" and on Page 129, Line 11 by changing the figures "$36,946,641.00" to read "$37,012,206.00".

Senator Kilpatrick moved to table the Terrill-Taliaferro amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Watson, Wright, York and Young.—42.

Nay: Howell, Taliaferro and Terrill.—3.

Excused: Taylor and Winn.—2.

Vacancy: District 40.—1.

Senator Randle moved that **HB 1451** be advanced, which motion was declared adopted.

THIRD READING

HB 1451 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—45.

Excused: Moore and Winn.—2.

Vacancy: District 40.—1.

The bill and emergency passed.

HB 1451 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 208** were rejected upon motion of Senator Hopkins, conference requested, and Senate conferees appointed as follows: Senators Hopkins, Cain and McIntyre.

SECOND READING

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

SB 443 — Law Enforcement
SB 444 — General Government
SB 445 — Law Enforcement
SB 446 — Business and Labor
SB 447 — General Government
SB 448 — Agriculture
SB 449 — Business and Labor
SJR 42 — Finance
SCR 26 — Direct to Calendar

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1452, 1458, 1476** and **1482.**

HB 1452 — By Harbin, Cole, Denman, Harvey, Riggs, Graves, Davis (Frank), Cotner, Lawter, Kincheloe, Holden, Vaughn, Anderson, Boeckman, Clark, Conaghan, Davis (Porter), Fair, Gordon, Harris, Henshaw, Johnson (Don), Kamas, McCorkell, Morgan, Osborne, Pitezel, Rieger, Sill, Williams (Penny) and Williamson of the House and Leonard of the Senate.

An act relating to state officers and employees; amending 74 O.S. 1981, Section 1409, as amended by Section 1, Chapter 206, O.S.L. 1982 (74 O.S. Supp. 1983, Section 1409); designating acts prohibited by legislators including limits on certain employment recommendations; and declaring an emergency.

HB 1458 — By Mentzer, Haney, Peterson, Brewster, Adair and Duckett of the House and Rozell of the Senate.

An act relating to public finance; amending 62 O.S. 1981, Section 348.1, as amended by Section 1, Chapter 141, O.S.L. 1983 (62 O.S. Supp. 1983, Section 348.1); providing for certain authorized investments, collateral securities, and expenditure of income; expanding disposition of income from authorized investments; and providing an effective date.

HB 1476 — By Adair, Boeckman, Littlefield and Brewster of the House and Landis of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Section 5-401; providing for duties and powers of Wildlife Commission for regulation of hunting game mammals and birds; modifying open season for quail; and providing an effective date.

HB 1482 — By Rieger and Haney of the House and Lamb of the Senate.

An act relating to cities and towns; amending 11 O.S. 1981, Section 28-101; creating municipal criminal courts of record; lowering population requirements; and providing an effective date.

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time:

SB 450 — By Capps and Shedrick.

An act relating to agriculture; providing short title; providing act be administered by the State Board of Agriculture; defining terms; requiring registration of feed, feed dealers and manufacturers with the State Board of Agriculture; allowing the Board to refuse registrations not complying with the act; requiring certain information be labeled on feed; defining elements of misbranded or adulterated feed; prohibiting certain acts; providing inspection fees; authorizing the Board to promulgate necessary rules subject to the Administrative Procedures Act; giving Board access to certain facilities and records to enforce act; providing standards for sampling and analysis; providing for stop sale orders, condemnation and confiscation; providing penalties for violation; requiring district attorneys to prosecute reported violations; allowing injunction of violations; providing Board may cooperate with other governmental agencies to carry out the purpose of act; requiring annual publication of commercial feed information by the Board; providing for codification; repealing 2 O.S. 1981, Sections 8-41, 8-42, 8-43, 8-44, 8-45, 8-46, 8-47, 8-48 and 8-49, which relate to commercial feed; providing severability; and providing an effective date.

SB 451 — By Dahl of the Senate and Kamas of the House.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 1289.2, which relates to the Oklahoma Firearms Act; declaring legislative intent to occupy the field of regulation of firearms; nullifying other ordinances or regulations; and declaring an emergency.

SB 452 — By York of the Senate and Fried of the House.

An act relating to banks and trust companies and corporations; amending 6 O.S. 1981, Sections 211 and 2008 and 18 O.S. 1981, Section 381.15, which relate to examination of banks, trust companies and savings and savings and loan associations; providing for determination of examination fee; establishing the State Banking Department Examination Fund; providing for expenditures from

the fund; providing for codification; providing an effective date; and declaring an emergency.

SB 453 — By Dawson of the Senate and Morgan of the House.

An act relating to oil and gas; amending 52 O.S. 1981, Section 87.1, as amended by Section 1, Chapter 10, O.S.L. 1982 (52 O.S. Supp. 1983, Section 87.1), which relates to spacing and pooling; providing exception for governmental sections; providing for de-spacing of certain spacing or drilling units; and declaring an emergency.

SCR 27 — By Ford.

A concurrent resolution expressing legislative intent that the University Center at Tulsa be enabled to grant degrees under its own name; that students be allowed to receive such degrees for work performed at the University Center at Tulsa or degrees from the institutions furnishing the programs; and directing distribution.

COMMITTEE REPORTS

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

DO PASS:

SB 330 — Law Enforcement, coauthored by Twidwell (principal House author).

SB 342 — Law Enforcement, coauthored by Landis of the Senate and Kelly (principal House author).

SB 345 — Law Enforcement, coauthored by Johnson of the Senate and Henshaw (principal House author).

DO PASS, as amended:

CS for **SB 339** — Judiciary.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Boettcher, Fred L., Anheuser Busch Companies.

McSpadden, Clem, Manufactured Housing Association of Oklahoma and R.J. Reynolds Company. Mr. McSpadden resigned as a lobbyist representing Commercial Business Equipment effective January 24, 1984.

Scott, Robert Lee, Tulsa Classroom Teachers Association.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 25, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:20 p.m. to meet Wednesday, January 25, 1984, at 1:30 p.m.

Fourteenth Legislative Day

Wednesday, January 25, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Dennis.—1.

Vacancy: District 40.—1.

President Pro Tempore York presiding.

Senator York declared a quorum present.

The prayer was offered by Reverend Pullin, the guest of Senator Lamb.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Pages 97 and 98, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Dennis, Keller, Porter and Winn.—4.

Vacancy: District 40.—1.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 208** and naming House conferees as follows: Monks, Logan and Boyd.

GENERAL ORDER

SB 339 by Lamb of the Senate and Reimer of the House was called up for consideration.

Senator Lamb moved that **SB 339** be advanced, which motion was declared adopted.

THIRD READING

SB 339 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Dennis, Ford, Keller and Porter.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 339 was referred for engrossment.

GENERAL ORDER

SB 410 by Terrill and Shedrick of the Senate and Lewis and Brown of the House was called up for consideration.

Senators Cain and Luton asked to coauthor **SB 410,** which was the order.

Senator Terrill moved to amend **SB 410,** Page 2, Line 7½, by adding a new Section 2 as follows: "Section 2. The Oklahoma Employment Security Commission is authorized to deduct from the wages or salary of its employees the employees' contribution to the Employment Security Commission Retirement Plan." and re-numbering subsequent sections, which amendment was declared adopted.

Senators Schuelein and Johnson moved to amend **SB 410,** Page 3, by adding a new Section 4 as follows: "Section 4. NEW LAW. A New Section of law to be codified in the Oklahoma Statutes as Section 7.6a of Title 62, unless there is created a duplication in numbering, reads as follows:

"A. The Director of State Finance is hereby authorized to set standards and prescribe procedures for payroll deductions, in addition to those otherwise provided by law, for the payment of insurance premiums due to a private insurance organization for health insurance supplemental to that provided by the state when:

1. The deduction has specifically been authorized by the employee in writing;
2. The insuring organization and the specific policy have been approved for payroll deduction by the Payroll Deduction Board, hereinafter created; and
3. The insuring organization has agreed to remit to the Office of State Finance an amount equal to two percent (2%) of the premiums paid on a monthly basis, as reimbursement for the admimistrative cost of handling the payment of premiums through payroll deduction.

B. There is hereby created, to continue until July 1, 1989, a Payroll Deduction Board to consist of the Commissioner of Insurance, the Director of State Finance, and Director of the Legislative Fiscal Office. The Board shall have the authority to approve private insurance organizations and the specific health insurance policies issued by them as eligible for payment of premiums through payroll deduction, so long as such policies are determined by the Board to be supplemental to health insurance provided by the state. The Board shall adopt procedures, including application forms, justification and other pertinent information required to determine the eligibility of the organization and the specific lines of insurance and policies under this Act.

C. Monies collected by the Office of State Finance for reimbursement of administrative costs shall be apportioned as follows:

1. Fifty percent (50%) shall be deposited to the credit of the Office of State Finance Revolving Fund.

2. Five percent (5%) shall be deposited to the credit of the State Treasurer's Revolving Fund; and

3. Forty-five percent (45%) shall be deposited to the credit of the General Revenue Fund.

D. Agencies, boards, and commissions are hereby authorized to make employee-requested payroll deductions for the payment of health insurance premiums due to a private insurance organization for insurance approved hereunder and to pay such premiums to the designated organization.

E. Approval for payroll deduction of any insurer, line of coverage or policy shall not be construed as an assumption of liability, for the terms of policies or the performance of insurers, by the State of Oklahoma, or any of its Agencies, Boards, Commissions, Institutions or any officer or employee thereof. Contracts for such insurance shall be, in all respects, subject to the insurance laws of the State of Oklahoma, and shall be enforceable solely under such laws.'', which amendment was declared adopted.

Senator Terrill moved to amend **SB 410,** Page 2, Line 14, by striking after the word ''in'' and before the word ''this'' all language, which amendment was declared adopted.

Senator Terrill moved that **SB 410** be advanced, which motion was declared adopted.

THIRD READING

SB 410 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Ford and Johnson.—2.

Excused: Dennis, Kilpatrick and Porter.—3.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 410 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1451 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 37 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1264** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Roberts, Howell and Taylor.

SECOND READING

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

SB 450 — Agriculture
SB 451 — Law Enforcement
SB 452 — Business and Labor
SB 453 — Natural Resources
SCR 27 — Education
HB 1452 — Policy
HB 1458 — Business and Labor
HB 1476 — Agriculture
HB 1482 — General Government

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1439, 1463, 1470** and **1475.**

HB 1439 —By Morgan and Widener of the House and Smith of the Senate.

An Act relating to conveyances; amending 16 O.S. 1981, Sections 93, 94 and 95; providing for the manner of execution, attestation and acknowledgment for certain instruments affecting real property; authorizing additional persons to subscribe, attest to and acknowledge mechanics' and materialmen's liens; providing an acknowledgment form; providing for liability of corporation under certain conditions; providing an operative date; and declaring an emergency.

HB 1463 —By Grieser.

An Act relating to cities and towns; amending 11 O.S. 1981, Section 27-104, as last amended by Section 2, Chapter 293, O.S.L. 1983 (11 O.S. Supp. 1983, Section 27-104); providing for judges of the municipal court; providing for the qualifications, appointment, salaries, and duties of said judges; modifying certain requirements; limiting certain penalties; and providing an effective date.

HB 1470 —By Brown and Hamilton of the House and Hopkins of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1981, Sections 847 and 848; allowing certain medical personnel to make certain reports to law enforcement agencies; providing immunity to certain persons; disallowing certain privileges and rules under certain circumstances; providing for codification; and providing an effective date.

HB 1475 —By Johnson (Glen), Baker, Boyd, Atkinson, Little, Davis (Guy), Duckett, Morgan, Haney, Reimer, Lewis, Peterson and Cox of the House and Roberts of the Senate.

An Act relating to the War Veterans Commission of Oklahoma; creating a duty to provide a state flag to drape certain caskets; designating said flag as a service benefit; providing for next of kin to receive said flag; providing for an exception; and providing an effective date.

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time:

SB 454 —By Giles.

An Act relating to statutes and reports; amending 75 O.S. 1981, Section 301, as amended by Section 2, Chapter 327, O.S.L. 1983 (75 O.S. Supp. 1983, Section 301), which related to definitions used in the Administrative Procedures Act; modifying definitions by requiring Corporation Commission to file oil and gas rules with Legislature and making rules subject to legislative approval; and declaring an emergency.

SB 455 —By Cullison.

An Act relating to public health and safety; amending 63 O.S. 1981, Section 330.75, which relates to procedures authorized under emergency medical care; authorizing medical assistance by emergency medical technician/paramedics at county or city jails; and declaring an emergency.

SB 456 —By Green.

An Act relating to oil and gas; amending 52 O.S. 1981, Section 87.1, as amended by

Section 1, Chapter 10, O.S.L. 1982 (52 O.S. Supp. 1983, Section 87.1), which relates to spacing and pooling; changing amount of time for notice of hearing; requiring notification by mail of royalty and surface owners; and declaring an emergency.

SB 457 —By Wright.

An Act relating to children; allowing clerk to affix signature of the judge to order and notice of hearing under Uniform Adoption Act; providing for codification; and declaring an emergency.

SB 458 —By Pierce.

An Act relating to state government; amending 74 O.S. 1981, Section 85.5, as amended by Section 107, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1983, Section 85.5), which relates to the authority of the State Purchasing Director; requiring designation of common carrier in certain circumstances; and declaring an emergency.

SB 459 —By Giles.

An Act relating to the Corporation Commission; providing for application to have operator plug dry holes on certain leases; requiring notification and hearing; authorizing Corporation Commission to order well plugged upon determination that well is not capable of production in commercial quantities; allowing issuance of certificate of nondevelopment for such leases; providing for codification; repealing Section 15, Chapter 358, O.S.L. 1982 (17 O.S. Supp. 1983, Section 167), which relates to certificate of record for oil and gas leases; and declaring an emergency.

COMMITTEE REPORTS

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

DO PASS:

SCR 25 — General Government, coauthored by Roberts of the Senate.

DO PASS, as amended:

HB 1273 — Judiciary.

HB 1313 — Judiciary, coauthored by Lamb (principal Senate author).

LOBBYIST REGISTRATIONS

The following lobbyist resignation has been filed with the Joint Legislative Ethics Committee:

Blank, J. Diane, representing Norman Public Schools, resigned effective June 30, 1983.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, January 26, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:25 p.m. to meet Thursday, January 26, 1984, at 10:00 a.m.

Fifteenth Legislative Day

Thursday, January 26, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Dennis, Ford, Miller, Porter, Smith, Stipe.—6.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Pullin, the guest of Senator Lamb.

GENERAL ORDER

SB 345 by Wright and Johnson of the Senate and Henshaw of the House was called up for consideration.

Senator Wright moved to amend **SB 345,** Page 2, Lines 2 and 3 as follows: by deleting after the word "deferred" on Line 2 and before the word "under" on Lines 2 and 3 all language and substituting in lieu thereof the words "judgment procedure" and by deleting after the words "provisions of" on Line 3 and before the words "of Title 22" on Line 4 all language and substituting in lieu thereof the words "Section 991c" and on Line 9 by deleting the word "accused" and substituting in lieu thereof the words" for which he agreed to a deferred judgment procedure." Page 2, Line 18 and Page 3, Line 1 by deleting after the word "deferred" and before the word "under" on Line 18 all language and substituting in lieu thereof the words "judgment procedure" and by deleting after the words "provisions of" and before the words "of Title 22" all language and on Page 3, Line 1 by deleting all language and substituting in lieu thereof the words "Section 991c", and amending the Title to conform, which amendment was declared adopted.

MOTION TO REREFER TO COMMITTEE

Senator McDaniel moved to refer **SB 345** with amendment to the Law Enforcement Committee.

Senator Johnson moved to table the McDaniel motion to refer, which motion to

table was declared failed of adoption upon roll call as follows:

Aye: Choate, Green, Hopkins, Johnson, Lamb, Leonard, McCune, O'Connor, Pierce, Randle, Rhodes, Schuelein, Wright and Young.—14.

Nay: Boatner, Branch, Cain, Capps, Cate, Cullison, Dahl, Dawson, Giles, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and York.—23.

Excused: Clifton, Dennis, Ford, Howell, Keller, Miller, Moore, Porter, Smith and Stipe.—10.

Vacancy: District 40.—1.

Senator McDaniel pressed his motion to rerefer **SB 345** to the Law Enforcement Committee, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 339 and **410** 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 454 — Natural Resources.
SB 455 — Human Resources.
SB 456 — Natural Resources.
SB 457 — Judiciary.
SB 458 — General Government.
SB 459 — Natural Resources.
HB 1439 — Judiciary.
HB 1463 — General Government.
HB 1470 — Law Enforcement.
HB 1475 — General Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1440** and **1510.**

HB 1440 — By Brown, Graves, Duckett, Lawter, Sill and Davis (Porter) of the House and Taylor of the Senate.

An act relating to intoxicating liquors; allowing municipalities to prohibit nudity on certain premises; requiring certain persons to prohibit certain actions; providing penalties; providing for codification; and providing an effective date.

HB 1510 — By Deatherage, Virtue, Vaughn, Monks, Duckett, Duke, Hobson, Leftwich, Brown and Cole of the House and Cate of the Senate.

An act relating to public finance; authorizing certain payroll deductions for certain payments, deposits, and membership dues for certain organizations; providing for minimum membership requirement for certain organizations; exempting certain organizations from minimum membership requirement; providing procedures; repealing Section 12, Chapter 340, O.S.L. 1981; providing for codification; and declaring an emergency.

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time:

SB 460 — By Giles.

An act relating to oil and gas; amending 52 O.S. 1981, Section 318.1, as amended by Section 1, Chapter 91, O.S.L. 1983 (52 O.S. Supp. 1983, Section 318.1), which relates to furnishing agreement and evidence of financial responsibility to comply with plugging requirements; granting Director of Oil and

Gas Conservation Authority to set amount of surety under certain conditions; and providing an effective date.

SB 461 — By Clifton.

An act relating to the Consumer Credit Code; amending 14A, O.S. 1981, Section 3-202, as amended by Section 36, Chapter 335, O.S.L. 1982 (14A O.S. Supp. 1983, Section 3-202); which relates to additional charges; providing for additional charges in connection with consumer loans; providing for optional transaction charges to be used in lieu of annual charges; setting maximum rate for such charge; allowing transaction charge for cash advances; stating maximum rate for such charge; providing for default review charges; setting maximum rate; and declaring an emergency.

SJR 43 — By Roberts and Wright.

A joint resolution repealing Enrolled House Joint Resolution No. 1024 of the 1st Session of the 39th Oklahoma Legislature, which relates to report by Administrative Director of the Courts; directing distribution; and declaring an emergency.

SCR 28 — By Rozell of the Senate and Davis (Guy) of the House.

A concurrent resolution expressing gratitude to Mr. Jack Blaess, Dr. Robert Hughes, Mr. Merrell Medley, Mr. Gordon Penney, Mr. Al Poppino, Dr. Leale Streebin and Mr. Bill Von Drehle; and directing distribution.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **SB 436** — Appropriations, coauthored by Terrill, Capps and Landis of the Senate and Hooper (principal House author).

MESSAGE FROM THE HOUSE

Advising concurrence in **SA**s to and passage of Engrossed **HB 1451,** as amended.

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

Gilliam, Donald L., El Paso Natural Gas Company.

Larson, David L., El Paso Natural Gas Company.

McCollister, Terry R., El Paso Natural Gas Company.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, January 30, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 10:25 a.m. to meet Monday, January 30, 1984, at 1:30 p.m.

Sixteenth Legislative Day

Monday, January 30, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Stipe, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Rozell, Taliaferro and Taylor.—3.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Gale Izard, Associate Pastor, St. Luke's United Methodist Church, Oklahoma City, the guest of Senator Cain.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 41.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1451.**

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

GENERAL ORDER

SCR 26 by Ford of the Senate was called up for consideration.

Senators Schuelein, Smith, Hopkins, Green, McIntrye, Randle, Wright, Rhodes, Taylor and Cullison asked to coauthor and Representative Pitezel asked to be made House author of **SCR 26,** which was the order.

SCR 26 was adopted upon motion of Senator Ford and referred for engrossment.

RULE SUSPENDED

Senator Schuelein asked unanimous consent to suspend Rule 7-10H to allow Senate

committees to report House bills and joint resolutions with crippled titles or without the enacting or resolving clauses, which was the order.

SECOND READING

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

SB 460 — Natural Resources
SB 461 — Finance
SJR 43 — Judiciary
SCR 28 — Transportation
HB 1440 — Human Resources
HB 1510 — Finance

FIRST READING

The following were introduced and read the first time:

SB 462 — By Roberts.

An act relating to civil and criminal procedure and statutes and reports; providing interpreters for non-English speaking persons who are parties or witnesses in civil cases; requiring interpreter to take oath; providing for confidentiality and fee; providing interpreters for non-English speaking persons who are complainants, defendants or witnesses in criminal cases before courts or grand juries; establishing procedure when arrest occurs; requiring interpreter to take oath; providing for confidentiality and fee; allowing interpreters for non-English speaking persons who are applicants, complainants or principal witnesses before state boards, commissions, departments, authorities or agencies; requiring interpreter to take oath; providing for confidentiality and fee; providing for codification; and declaring an emergency.

SB 463 — By Green.

An act relating to statutes and reports; limiting number of bills or resolutions that can be introduced by a Legislator; providing exceptions; providing for codification; and providing an effective date.

SB 464 — By Hopkins.

An act relating to crimes and punishments; providing short title; defining terms; prohibiting certain acts in connection with computers, computer systems, computer networks, computer software, computer programs, supporting documentation or data contained therein; prohibiting access to computer, computer system or computer network under certain circumstances; forbidding alteration, damage or destruction of certain software or data; providing that proof of certain acts is prima facie evidence; providing penalties; providing for codification; and declaring an emergency.

SB 465 — By Young.

An act relating to state government; providing that employees who have been members of more than one state retirement plan shall receive annuities or benefits from only one plan; allowing withdrawal of other contributions; providing for notification; limiting application of act; and providing for codification.

SB 466— By Pierce.

An act relating to children; amending 10 O.S. 1981, Section 1116, as amended by Section 23, Chapter 312, O.S.L. 1982 (10 O.S. Supp. 1983, Section 1116), which relates to disposition orders permissible in respect to wards of the court; prohibiting termination of parental rights without notice; allowing the court discretion to grant child placement or adoption consent authority to private institutions or agencies or to the Department of Human Services; and declaring an emergency.

SB 467 — By Dawson of the Senate and Haney of the House.

An act relating to revenue and taxation; authorizing any incorporated city or town to use its available funds to support local public school districts; providing for codification; and declaring an emergency.

SB 468 — By Dawson, York and Howell of the Senate and Holden of the House.

An act relating to state government; providing short title; defining terms; creating the Oklahoma Risk Management Agency; providing for Governing Board; providing for membership, appointment, terms, compensation, quorum and certain legal advice for Governing Board; establishing powers and duties of Governing Board; creating the Oklahoma Insurance Trust Fund; providing for use of Fund and provisions thereof; restricting expenditures from Fund; providing for payments from Fund; providing for Director of Risk Management; setting qualifications; authorizing Director to employ certain personnel, provide for certain insurance services, contract for certain services, and obtain certain memberships; providing for certain salaries and expenses; providing duties of Director; authorizing Oklahoma Risk Management Agency to investigate, settle or defend certain claims or actions; providing instances that state may waive such authority; declaring federal law to be controlling in certain circumstances; providing for purchase of reinsurance; requiring certain statistical information on premiums and losses; providing for rates and premiums; providing a calculation method; providing for payment of premiums by agencies; requiring Oklahoma Risk Management Agency to inspect certain premises and operations; authorizing Director to require certain conditions repaired or remedied; providing for payment of such repairs; providing for settlement of certain disagreements; providing for the transfer of certain liabilities; authorizing certain items for insurance coverage; requiring certain information and cooperation; providing for purchase of certain insurance and risk management services by competitive bid; exempting certain services from competitive bid; requiring certain reports; providing for confidentiality of certain information; denying jurisdiction from the State Board for Property and Casualty Rates over certain forms, rules or rates; making an appropriation to the Oklahoma Insurance Trust Fund; providing for codification and declaring an emergency.

SB 469 — By Dawson, York and Howell of the Senate and Holden of the House.

An act relating to torts; providing short title; defining terms; adopting the doctrine of sovereign immunity for the State of Oklahoma; waiving such immunity under certain circumstances; reaffirming certain constitutional rights; establishing liability of the state in certain circumstances; providing circumstances when the state shall not be liable; providing for recovery of settlements, judgments, costs or fees in certain circumstances; prohibiting action when certain settlement or judgment has been made; providing procedures for indemnification of state officers and employees on certain civil rights actions; providing certain immunity for officers and employees of the state; requiring the state to be named as defendant in certain actions; specifying limits of liability; providing for apportionment of certain settlements or awards; providing for joinder and interpleading; requiring certain liability to be several; stating circumstances for which the state shall not be liable; prohibiting the filing of claims or actions in certain instances; prohibiting claims or actions against the Department of Transportation in certain circumstances for a specified period of time; providing procedures for certain claims including written notice, time limits for notice and notice for wrongful death; providing for approval or denial of certain claims; providing venue; providing for filing of certain actions; prohibiting certain actions; providing provisions for certain actions against the state including service, prosecution and defense, determination of damages, judgment and appeal; providing for codification; providing severability; and providing an effective date.

SB 470 — By Howell.

An act relating to state government; prohibiting certain state employees from engaging in certain business for personal remuneration; providing for codification; and declaring an emergency.

SB 471 — By Howell.

An act relating to schools; amending 70 O.S. 1981, Section 623, which relates to guaranteeing of student loans; referring to certain persons as applicants rather than as students; eliminating residence requirement; modifying repayment requirement; changing enrollment requirement; and declaring an emergency.

SB 472 — By Dennis.

An act relating to criminal procedure; requiring the prosecuting attorney to provide the defendant in a criminal case with copies of all police, arrest or crime reports; excepting portions of such reports that contain privileged information; requiring the judge to review claims of privilege; providing for codification; and providing an effective date.

SB 473 — By Pierce.

An act relating to motor vehicles; amending Section 5, Chapter 355, O.S.L. 1982, 47 O.S. 1981, Sections 7-602, as last amended by Section 1, Chapter 49, O.S.L. 1983 and 7-606, as amended by Section 9, Chapter 355, O.S.L. 1982 (47 O.S. Supp. 1983, Sections 7-601.1, 7-602 and 7-606), which relate to the compulsory insurance law; providing that no law enforcement officer or representative of the Department of Public Safety may detain a motor vehicle for the sole purpose of inspecting the owner's security verification form unless the officer or representative has reasonable cause to believe that the owner has not complied with the compulsory insurance law; and declaring an emergency.

SB 474 — By Leonard of the Senate and Henry of the House.

An act relating to state government; placing certain litigation concerning the state under the control of the Attorney General; providing employment of any attorney by a state agency be subject to the approval of the Attorney General; providing all attorneys for state agencies be subject to the direction, supervision and control of the Attorney General; providing for assignment or transfer of attorneys; providing exception; providing for codification; repealing 74 O.S. 1981, Section 18c, as amended by Section 2, Chapter 35, O.S.L. 1982 (74 O.S. Supp. 1983, Section 18c), which relates to employment of attorneys by the state and duties of the Attorney General; and providing an effective date.

SB 475 — By Shedrick.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 312 and 316, which relate to cigarette stamp taxes; requiring retailers to keep certain records; stating information to be recorded; requiring purchaser identification for certain sales; increasing maximum fines for certain offenses; and declaring an emergency.

SB 476 — By Porter of the Senate and Clark of the House.

An act relating to public health and safety; prohibiting cause of action for failure to prevent a live birth; providing for codification; and providing an effective date.

SB 477 — By Smith.

An act relating to fees; amending 28 O.S. 1981, Section 152.1, as amended by Section 8, Chapter 273, O.S.L. 1983 (28 O.S. Supp. 1983, Section 152.1), which relates to court costs and filing fees; providing for payment of fees upon election of jury trial; and declaring an emergency.

SJR 44 — By Dawson.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed constitutional amendment to Section 7 of Article XXIII of the Oklahoma Constitution; authorizing the Legislature to set statutory limits on the amount of recoverable damages for injuries resulting in death; providing a ballot title; and directing filing.

SJR 45 — By Moore.

A joint resolution directing the Secretary of State to refer to the people for their ap-

proval or rejection a proposed amendment to Section 10 of Article VI of the Oklahoma Constitution; allowing the Legislature to prescribe for persons convicted of three nonviolent felonies or one or more violent felonies minimum mandatory periods of confinement to be served prior to being eligible for parole; providing ballot title; and directing filing.

SCR 29 — By Young.
A concurrent resolution expressing legislative intent that the Oklahoma State Regents make certain recommendations for the reduction of the number of institutions comprising the Oklahoma State System of Higher Education; expressing legislative intent that the State Regents give effect to such recommendations subsequent to further concurrence of the Legislature; and directing distribution.

SR 38 — By Randle.
A resolution urging the Governor to impose a freeze on the hiring of state employees; and directing distribution.

LOBBYIST REGISTRATIONS

The following lobbyists registrations have been filed with the Joint Legislative Ethics Committee:

Campbell, Richard F., III, American Express Company.
Seipp, Mary F., Tulsa Classroom Teachers Association.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, January 31, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:45 p.m. to meet Tuesday, January 31, 1984, at 1:30 p.m.

Seventeenth Legislative Day

Tuesday, January 31, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Cate.—1.

Vacancy: District 40.—1.

Senator Cullison presiding.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Izard, the guest of Senator Cain.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 26 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SJR 41 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 1273 by Duckett of the House and Keller of the Senate was called up for consideration.

Senator Keller asked unanimous consent that **HB 1273** be laid over for this legislative day, which was the order.

HB 1273 remains on General Order.

GENERAL ORDER

SB 436 by Taliaferro, et al, of the Senate and Hooper of the House was called up for consideration.

Senator Taliaferro moved to amend **SB 436,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Taliaferro moved that **SB 436** be advanced, which motion was declared adopted.

THIRD READING

SB 436 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Cate.—1.

Vacancy: District 40.—1.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **SB 436** passed.

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 1079, coauthored by Kincheloe of the House.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Rozell asked unanimous consent to suspend Rule 12-23 and withdraw **SCR 28** from the Transportation Committee and refer same direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 28 by Rozell of the Senate and Davis (Guy) of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 28** which was the order.

SCR 28 was adopted upon motion of Senator Rozell and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs,** requesting conference and naming conferees as follows:

HB 1187 — Henry, Barker and Johnson (Glen).
HB 1199 — Brown, Davis (Guy), Sanders, Glover and Henshaw.

SECOND READING

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

SB 462 — Judiciary
SB 463 — Policy
SB 464 — Law Enforcement
SB 465 — Finance
SB 466 — Judiciary

SB 467 — Finance
SB 468 — Judiciary
SB 469 — Judiciary
SB 470 — Judiciary
SB 471 — Education
SB 472 — Judiciary
SB 473 — Judiciary
SB 474 — Judiciary
SB 475 — Finance
SB 476 — Judiciary
SB 477 — Judiciary
SJR 44 — Judiciary
SJR 45 — Law Enforcement
SCR 29 — Education
SR 38— Appropriations

FIRST READING

The following were introduced and read the first time:

SB 478 — By Leonard.

An act relating to public buildings and public works; repealing 61 O.S. 1981, Section 103.1, which relates to the award of contracts to nonresident bidders; providing an effective date; and declaring an emergency.

SB 479 — By Landis.

An act relating to motor vehicles; amending Section 5, Chapter 355, O.S.L. 1982 (47 O.S. Supp. 1983, Section 7-601.1), which relates to owner's and operator's security verification forms; requiring certain statement on form; requiring return of form upon cancellation of liability insurance policy; allowing retention of refund due pending receipt of form; and providing an effective date.

SB 480 — By Smith.

An act relating to civil procedure; amending 12 O.S. 1981, Section 1173, as last amended by Section 3, Chapter 50, O.S.L. 1983 (12 O.S. Supp. 1983, Section 1173), which relates to garnishee summons; increasing time requirement for answering garnishee summons; and declaring an emergency.

SB 481 — By Leonard of the Senate and Henry of the House.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 812, which relates to decedent's assets held by financial institutions; providing for release of funds held jointly or as a beneficiary with surviving spouse without notifying the Oklahoma Tax Commission; providing certain restrictions on release of deposits shall not apply to certain oil and gas monies received after date of death; and declaring an emergency.

SB 482 — By McCune.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 22.1, as amended by Section 1, Chapter 95, O.S.L. 1982 and 22.5q (47 O.S. Supp. 1983, Section 22.1), which relate to motor vehicle licenses and registration; expanding definition of automobile to include pickup trucks and pickup truck type vehicles; providing pickup truck license fees be equal to automobile rate; allowing pickup trucks to be registered as commercial vehicles under certain conditions; providing an effective date; and declaring an emergency.

SB 483 — By Terrill.

An act relating to insurance; amending 36 O.S. 1981, Sections 301, 308, 309, 612.1, 1605, 2007, as last amended by Section 2, Chapter 99, O.S.L. 1983, 2729, 2732, 2733, 2745, 4003.1, 4011, Section 7, Chapter 80, O.S.L. 1983 and 4405 (36 O.S. Supp. 1983, Sections 2007 and 4037), which relate to the Insurance Department, insurers, investments and policies; permitting location of Insurance Department in other than state-owned buildings; authorizing market conduct examinations; increasing surplus requirement and establishing such requirement for continued licensure; modifying restriction on insurers' assets relative to single entity; removing minimum obligation of Oklahoma Property and Casualty Insurance Guaranty Association; authorizing Insurance Commissioner to take certain legal action; requiring injunction to be brought by Insur-

ance Commissioner; increasing fee to accompany service of process; requiring every fraternal benefit society to apply for exemption from all insurance laws; making certain provisions relative to cancellation of life insurance policies applicable to annuities; modifying payment of interest on premiums in arrears; modifying suicide clause; limiting use of terms "noncancelable" and "guaranteed renewable"; requiring the Insurance Commissioner to prescribe forms for uniform health insurance claims and requiring their use by insurers and state agencies requiring such forms for their records; providing for codification; repealing 36 O.S. 1981, Section 4412, which relates to noncancelable and guaranteed renewable policies; and providing an effective date.

SB 484 — By Terrill of the Senate and Anderson of the House.

An act relating to insurance; providing short title; stating purpose; defining terms; requiring health insurance policies to include coverage for alcohol and drug dependencies; requiring coverage to be on the same basis as coverage for other benefits; providing for notification of policyholders; creating the Alcoholism and Drug Dependency Treatment Advisory Committee; describing functions; granting rulemaking power; providing for an annual report; providing for appointment by the Governor; providing for codification; and providing an effective date.

SB 485 — By Lamb.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 650.1, which relates to assault and battery upon officials of athletic contests; increasing penalty; and declaring an emergency.

SB 486 — By Clifton.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 215.4; which relates to duties of the district attorney; clarifying duties; providing exception to duties; authorizing board of county commissioners to retain private counsel in certain circumstances; providing for codification; repealing conflicting laws; and declaring an emergency.

SB 487 — By Taylor.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 973, which relates to seizure of slot machines and punch boards; providing certain procedures; prescribing contents of the application to the district court for confiscation and disposal of items seized by the district attorney of the county in which the seizure was made; requiring the district court to approve a request for confiscation of the slot machine or punch board, money and other items seized under certain circumstances; requiring the district court to order the sale of such confiscated slot machine or punch board by the county sheriff within any state, county or municipality in which the use of such slot machine or punch board is not prohibited by law or order the destruction of such, within ninety calendar days; requiring the proceeds of sale paid into the county general fund for use by the county sheriff; requiring the district court to order any money seized paid into the county general fund for use by the county sheriff and any other item of value seized to be sold by the county sheriff and the proceeds paid into the county general fund for use by the county sheriff under certain circumstances; and declaring an emergency.

SJR 46 — By Shedrick of the Senate and Henry and Williams of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution which would add a new article to be designated as Article XXVIII; creating the Oklahoma Permanent Savings Account for Education; creating a Board of Directors; providing for legislative supervision; providing for the funding of the Savings Account; providing for the investment of monies held in the Savings Account; prohibiting appropriation by the Legislature of the Savings Account capital; providing for appropriation by the Legislature of the in-

come from the Savings Account for certain educational purposes; providing ballot title; directing filing; and ordering a special election.

SJR 47 — By Cate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 23 of Article X of the Constitution of the State of Oklahoma, which relates to public indebtedness; revising a procedure for determining revenue estimates; providing ballot title; and directing filing.

SR 39 — By Stipe.

A resolution disapproving certain rule of the State Employees Group Health, Dental and Life Insurance Board; and directing distribution.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 41.**

The above numbered enrolled measure was referred to the Governor.

COMMITTEE APPOINTMENT

STATE HEALTH
COORDINATING COUNCIL

Pursuant to 63 O.S., Sec. 1-112, President Pro Tempore York announced the appointment of Senator Phil Watson to the State Health Coordinating Council. Senator Watson succeeds Senator Cain.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 1, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:10 p.m. to meet Wednesday, February 1, 1984, at 1:30 p.m.

Eighteenth Legislative Day

Wednesday, February 1, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Izard, the guest of Senator Cain.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 28 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1187 — Smith, Dawson and Luton.
HB 1199 — Taylor, Shedrick, Cain, Hopkins and Capps.

GENERAL ORDER

SB 342 by Roberts and Landis of the Senate and Kelly of the House was called up for consideration.

Senators Dennis, Dahl and Branch asked to coauthor **SB 342**, which was the order.

Senator Roberts moved that **SB 342** be advanced, which motion was declared adopted.

THIRD READING

SB 342 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Porter and Randle.—2.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 342 was referred for engrossment.

INTRODUCTION

Senator Choate introduced former President Pro Tempore of the Senate, Roy Boecher, Kingfisher.

BILL WITHDRAWN — REREFERRED

Senator Keller asked unanimous consent to withdraw **HB 1273** from the Calendar and rerefer same to the Judiciary Committee, which was the order.

COMMITTEE REPORTS

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

DO PASS:

SB 418 — Judiciary, coauthored by Lewis (principal House author) and Henry of the House.

SECOND READING

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

SB 478 — Business and Labor
SB 479 — Business and Labor
SB 480 — Judiciary
SB 481 — Finance
SB 482 — Finance
SB 483 — Business and Labor
SB 484 — Business and Labor
SB 485 — Judiciary
SB 486 — Judiciary
SB 487 — Law Enforcement
SJR 46 — Appropriations
SJR 47 — Finance
SR 39 — Business and Labor

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1554** and **1563.**

HB 1554 — By Harvey of the House and Smith of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 566; granting courts power to punish contempt; providing procedures for contempt proceedings; providing for penalties; providing an exception; providing for codification; and providing an effective date.

HB 1563 — By Boyd and Baker of the House and Taylor of the Senate.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 901.5, as last amended by Section 1, Chapter 95, O.S.L. 1983 (19 O.S. Supp. 1983, Section 901.5); providing for the Board of Directors of Fire Protection Districts; providing for certain elections; modifying certain election procedures; and providing an effective date.

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time:

SB 488 — By Rozell.

An act relating to schools; amending 70 O.S. 1981, Section 6-104, as amended by Section 1, Chapter 52, O.S.L. 1982 (70 O.S. Supp. 1983, Section 6-104), which relates to teachers' paid leave; including service as witness subpoenaed by the state as paid leave; providing that compensation received as such witness may be deducted from teacher's salary; and declaring an emergency.

SB 489 — By Capps.

An act relating to elections; amending 26 O.S. 1981, Sections 14-102, 14-103, 14-104, 14-105 and 14-108, which relate to absentee ballots; restricting authorization of absentee ballots to certain elections; designating time for requesting and returning absentee ballots; providing procedures for application and return of such ballots; providing procedures for application for absentee ballots by incapacitated voters; providing procedures to transmit absentee ballots to such voters; designating materials to accompany such ballots; providing procedures for return of such ballots; authorizing vote by absentee ballot for certain voters; repealing 26 O.S. 1981, Sections 14-115.2 and 14-115.3, as amended by Sections 18 and 19, Chapter 171, O.S.L. 1983 (26 O.S. Supp. 1983, Sections 14-115.2 and 14-115.3), which relate to absentee ballots; providing for codification; and declaring an emergency.

SB 490 — By Keller.

An act relating to conveyances; amending 16 O.S. 1981, Sections 93 and 94, which relate to conveyances by corporations; excepting mechanics' and materialmen's liens from certain requirements concerning real estate documents made or executed by a corporation; and declaring an emergency.

SB 491 — By Randle.

An act relating to intoxicating liquors; amending 37 O.S. 1981, Section 521, which relates to licenses authorized under the Oklahoma Alcoholic Beverage Control Act; limiting purchases and sales by alcoholic beverage wholesalers to those made from the primary American source of supply; defining term; prohibiting issuance of storage licenses to nonresident sellers; and declaring an emergency.

SB 492 — By Giles.

An act relating to civil procedure; amending 12 O.S. 1981, Section 1501, which relates to petition for partition; and requiring certain assertions and proof of plaintiff in action for partition of mineral property.

SB 493 — By Young.

An act relating to public retirement systems; amending 70 O.S. 1981, Sections 17-101, as amended by Section 3, Chapter 329, O.S.L. 1982 and 17-105, as amended by Section 4, Chapter 329, O.S.L. 1982 (70 O.S. Supp. 1983, Sections 17-101 and 17-105), and 74 O.S. 1981, Sections 902, as amended by Section 1, Chapter 319, O.S.L. 1982, and 913.4, as amended by Section 4, Chapter 319, O.S.L. 1982 (74 O.S. Supp. 1983, Sections 902 and 913.4), which relate to the Teachers' Retirement System of Oklahoma and the Oklahoma Public Employees Retirement System; and increasing minimum age requirements for retirement benefits.

SB 494 — By Young.

An act relating to schools; establishing a program for assessing student achievement and progress; providing for administration of the program by the State Board of Education; requiring a schedule of implementation; providing for the use of assessment results and certain limits thereto; allowing the participation of certain private schools meeting certain requirements; requiring certain reports; providing for codification; and declaring an emergency.

SB 495 — By Terrill.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 22.24, which relates to confidentiality of information in registration and title certificates; providing that certain requirements shall not apply to vehicles of a certain weight; requiring Oklahoma Tax Commission to establish fees, rules and regulations for providing registration information for vehicle of a certain weight; and declaring an emergency.

SB 496 — By Taliaferro.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 15.2, which relates to the Oklahoma State Board of Public Accountancy; expanding membership of Board; establishing qualifications for new members; and providing an effective date.

SB 497 — By Randle of the Senate and Riggs of the House.

An act relating to public finance; amending 62 O.S. 1981, Section 41.18, which relates to disbursements by State Treasurer; authorizing State Treasurer to wire transfer certain funds to municipalities; providing that municipalities receiving funds through wire transfer reimburse State Treasurer for costs of bank wire transfers; and declaring an emergency.

SB 498 — By York.

An act relating to banks and trust companies; amending 6 O.S. 1981, Section 501, as amended by Section 2, Chapter 221, O.S.L. 1983 (6 O.S. Supp. 1983, Section 501), which relates to branch banking; providing distance restriction on certain branches in certain counties; and declaring an emergency.

SB 499 — By Cullison.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 205, as amended by Section 2, Chapter 206, O.S.L. 1983 (68 O.S. Supp. 1983, Section 205), which relates to confidentiality of records of Oklahoma Tax Commission with certain exceptions; allowing disclosure of certain information to official persons or bodies of the State of Oklahoma who administer or assess similar taxes; providing an effective date; and declaring an emergency.

SB 500 — By Moore.

An act relating to children; amending 10 O.S. 1981, Section 403, which relates to facilities exempt from child care facilities licensing provisions; adding an exemption for facilities owned and operated by religious organizations; requiring notification to and annual inspections by the State Department of Health and the State Fire Marshal; providing for notification of results; providing for codification; and declaring an emergency.

SB 501 — By Cullison.

An act relating to labor; amending 40 O.S. 1981, Section 4-508, as amended by Section 23, Chapter 304, O.S.L. 1982 (40 O.S. Supp. 1983, Section 4-508), which relates to confidentiality and disclosure of Employment Security Commission information; modifying exception; making Commission records available to certain persons; and declaring an emergency.

SB 502 — By Cullison.

An act relating to labor; authorizing the Oklahoma Employment Security Commission to deduct from wages and salaries of employees the employees' contribution to Employment Security Commission Retirement Plan; providing for codification; and declaring an emergency.

SB 503 — By Cullison.

An act relating to debtor and creditor; amending 24 O.S. 1981, Sections 83 and 85, which relate to false credit statements; prohibiting introduction of false credit information into files of consumer reporting agency or credit bureau and establishing penalty therefor; increasing penalty for publication of false credit information; increasing pen-

alty for false credit statement to wholesale dealer; and declaring an emergency.

SB 504 — By Cullison.

An act relating to homestead and exemptions; amending 31 O.S. 1981, Section 1, which relates to property exempt from attachment or other forced sale; setting dollar limit on implements of husbandry and on tools, apparatus and books used in any trade or profession; providing that property exceeding certain dollar amount shall not be exempt from attachment; and declaring an emergency.

SB 505 — By Cullison.

An act relating to labor; amending 40 O.S. 1981, Sections 1-210, as last amended by Section 2, Chapter 304, O.S.L. 1982, 2-209, as amended by Section 4, Chapter 304, O.S.L. 1982, 2-715, as amended by Section 15, Chapter 304, O.S.L. 1982 (40 O.S. Supp. 1983, Sections 1-210, 2-209 and 2-715), which relate to employment and benefits pursuant to the Employment Security Act of 1980; adding exemptions for certain classes of workers; modifying benefit provisions for employees of educational institutions; authorizing deductions for health insurance premiums from certain unemployment compensation benefits; defining terms; modifying eligibility requirements for extended benefits; providing for codification; and declaring an emergency.

SB 506 — By Smith.

An act relating to intoxicating liquors; amending 37 O.S. 1981, Section 163.7, which relates to annual state permits and license fees for sale of nonintoxicating beverages; modifying fees for retail dealers; providing for proportionate license fees; and declaring an emergency.

SB 507 — By Stipe.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 1354, 1357, Section 2, Chapter 8, O.S.L. 1983, as amended by Section 9, Chapter 275, O.S.L. 1983, (68 O.S. Supp. 1983, Section 1370), and 2701, which relate to state and county sales taxes and municipal taxes; repealing exemption for sales of advertising through newspapers, periodicals, billboards and electronic media; prohibiting counties from levying a tax on sale of advertising; prohibiting municipalities from levying a tax on sale of advertising; and declaring an emergency.

SB 508 — By Stipe.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 809, which relates to exemptions to the estate tax; decreasing amount of exemption for lineal heirs; and declaring an emergency.

SJR 48 — By Ford.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 23 of Article X of the Constitution of the State of Oklahoma, which relates to public indebtedness; revising a procedure for determining revenue estimates; providing ballot title; and directing filing.

SJR 49 — By Smith.

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 Section 9D; authorizing an additional ad valorem tax levy for construction, maintenance and improvement of county parks in counties meeting certain criteria; requiring voter approval; providing for termination of levy; providing ballot title; and directing filing.

SCR 30 — By Roberts.

A concurrent resolution directing the Department of Transportation to name the section of Interstate Highway 35 that passes through the Arbuckle Mountains "Honey Creek Pass"; and directing distribution.

SR 40 — By York.

A resolution directing the Oklahoma State Senate staff to offer assistance and information to the Commission on the Reform of State Government; expressing support for the review of state government operations for improvements; and directing distribution.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Brown, James W., Tulsa Classroom Teachers Association.

Burns, Jack G., representing Oklahoma Trial Lawyers Association, resigned effective June 1, 1983.

Neel, Jerry Dell, Tulsa Classroom Teachers Association.

Rollins, R.L., Oklahoma Consumer Finance Association.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 2, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:10 p.m. to meet Thursday, February 2, 1984, at 11:00 a.m.

Nineteenth Legislative Day

Thursday, February 2, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Branch, Pierce, Rozell, Smith and Stipe.—5.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Izard, the guest of Senator Cain.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 342 was 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:

DO PASS:

SB 406 — General Government, coauthored by Williams (Freddye) (principal House author).

SB 426 — Business and Labor, coauthored by Lewis (prinicpal House author).

SB 437 — General Government, coauthored by Lewis (principal House author).

SJR 33 — Education, coauthored by Lancaster (principal House author).

SJR 35 — Education, coauthored by Lancaster (principal House author).

DO PASS, as amended:

CS for **SB 338** — Law Enforcement, coauthored by Dahl and O'Connor of the Senate and Blodgett (principal House author).

SB 345 — Law Enforcement, coauthored by Hopkins, Landis, McCune and Moore of the Senate.

SB 347 — Judiciary, coauthored by Johnson (Glen) (principal House author).

SB 425 — Business and Labor, coau-

thored by Williams (Penny) (principal House author) and Clark of the House.

SB 427 — Business and Labor, coauthored by Lewis (principal House author).

SB 450 — Agriculture, coauthored by Widener (principal House author).

SB 452 — Business and Labor.

CS for SJR 34 — Finance, coauthored by Lancaster (principal House author).

SECOND READING

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

SB 488 — Education
SB 489 — General Government
SB 490 — Judiciary
SB 491 — Judiciary
SB 492 — Judiciary
SB 493 — Finance
SB 494 — Education
SB 495 — Finance
SB 496 — Business and Labor
SB 497 — Finance
SB 498 — Business and Labor
SB 499 — Finance
SB 500 — Human Resources
SB 501 — Business and Labor
SB 502 — Business and Labor
SB 503 — Business and Labor
SB 504 — Finance
SB 505 — Business and Labor
SB 506 — Judiciary
SB 507 — Finance
SB 508 — Finance
SJR 48 — Appropriations
SJR 49 — Finance
SCR 30 — Transportation
SR 40 — Direct to Calendar
HB 1554 — Judiciary
HB 1563 — General Government

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1557, 1567** and **1602.**

HB 1557 — By Brown of the House and Shedrick of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 302, 302-1 and 302-2, as amended by Section 1, Chapter 46, O.S.L. 1982 (68 O.S. Supp. 1983, Section 302-2); modifying rates of tax levied upon cigarettes; providing for certain excise tax stamps and the use thereof, and apportioning the revenue therefrom; providing for an exception to said stamps; prohibiting certain uses of tax revenues; and declaring an emergency.

HB 1567 — By Sanders of the House and Johnson of the Senate

An act relating to game and fish; amending 29 O.S. 1981, Section 6-303, as last amended by Section 1, Chapter 85, O.S.L. 1983 (29 O.S. Supp. 1983, Section 6-303); prohibiting the taking, killing, or catching of nongame fish; modifying exceptions; authorizing the Oklahoma Wildlife Commission to provide certain exceptions; providing for penalties; and providing an effective date.

HB 1602 — By Barker, Willis and Ross of the House and York and Randle of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 1353, as last amended by Section 3, Chapter 183, O.S.L. 1983, 1354, 1362 and 1402 (68 O.S. Supp. 1983, Section 1353); providing purposes for an apportionment of certain taxes levied pursuant to the provisions of the Oklahoma Sales Tax Code; changing apportionment of said funds; creating the Human Services Fund; levying taxes on the sale of certain items; providing for certain temporary taxes; providing for remittance of certain tax; providing for certain tax brackets; levying taxes on the storage, use, or consumption of certain items; and declaring an emergency.

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time:

SB 509 — By Shedrick.
An act relating to state government; providing short title; and providing for codification.

SB 510 — By Randle.
An act relating to insurance; providing short title; stating purpose; defining terms; requiring health insurance policies to include coverage for mental illness; requiring coverage comparable to that provided for other forms of illness; providing for notification of policyholders; providing for establishment of a Mental Health Insurance Committee and an annual report; providing for codification; and providing an effective date.

SB 511 — By Green.
An act relating to oil and gas and weights and measures; amending 52 O.S. 1981, Sections 321, 324.1, 324.4, 325, 328, 332 and 346, and 83 O.S. 1981, Sections 111, 112, 113 and 117, which relate to fuel inspection; transferring all duties, personnel, equipment, files and records of the Corporation Commission for support of the State Fuel Inspector to the State Department of Agriculture; declaring legislative intent; repealing 52 O.S. 1981, Section 324.2, which relates to traveling laboratory operators; providing for codification; providing an effective date; and declaring an emergency.

SB 512 — By Howell.
An act relating to schools; amending 70 O.S. 1981, Section 5-110, which relates to workshops for newly elected district board of education members; and authorizing the State Department of Education and the Oklahoma State School Boards Association to charge workshop registration fees.

SB 513 — By Howell.
An act relating to probate procedure; establishing the Uniform Durable Power of Attorney Act; providing short title; defining term; stating effect of certain acts and appointments; providing for power of fiduciary; providing for appointments by a principal and the court; stating effect of death, disability or incapacity of principal; stating effect of affidavit of attorney; providing for bond; providing for uniformity of law; prohibiting adverse effect on certain laws; providing for codification; providing an effective date; and declaring an emergency.

SB 514 — By Howell.
An act relating to notaries public; amending 49 O.S. 1981, Section 2, which relates to bond required of notary public; changing amount of bond; and declaring an emergency.

SB 515 — By Rhodes.
An act relating to civil procedure; amending 12 O.S. 1981, Sections 1171.2 and 1173, as last amended by Section 3, Chapter 50, O.S.L. 1983 (12 O.S. Supp. 1983, Section 1173), which relate to garnishment and wage assignment for child support obligations; allowing order continuing garnishment and wage assignment indefinitely; providing certain amount of defendant's disposable earnings subject to garnishment; providing for priority of wage assignment; expanding definition; providing severability; and providing an effective date.

SB 516 — By Rozell.
An act relating to mental health; creating a community mental health center and designating such as a facility within the Department of Mental Health; establishing a revolving fund within the Department; transferring certain property and other materials; creating a petty cash fund; providing for codification; and declaring an emergency.

SB 517 — By Boatner.
An act relating to children; amending 10 O.S. 1981, Sections 1112 and 1123, which relate to proceedings and appeals for juveniles accused of crimes; specifying proce-

dures for certification of children charged with violating certain statutes and ordinances; specifying procedures for appeals from juvenile or youthful offender proceedings; providing short title; defining youthful offender; specifying procedures for youthful offenders or persons alleged to be youthful offenders; requiring a presentence investigation; requiring sentencing court to conduct hearing to consider certain factors; requiring court to conduct semiannual reviews of sentencing of youthful offenders; allowing modification of sentence; requiring court to make certain dispositions upon eighteenth birthday of youthful offender; exempting youthful offenders from habitual criminal statutes; specifying procedures for transfer of youthful offenders to Department of Corrections; requiring notice to youthful offender of possible transfer; stating alternative placements of youthful offenders committed to custody of Department of Human Services; requiring a written narrative report from district attorney; requiring transfer of records; allowing pardon of youthful offenders under certain circumstances; allowing court to set aside conviction; requiring destruction of records of youthful offender upon order of the court; providing for codification; repealing 10 O.S. 1981, Section 1104.2, which relates to certification of certain offenders as children; and providing an effective date.

SB 518 — By Cullison.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 751, as last amended by Section 2, Chapter 294, O.S.L. 1982 (47 O.S. Supp. 1983, Section 751), which relates to tests for concentration of alcohol or other intoxicating substance; authorizing law enforcement officer to administer or direct test to any operator of a motor vehicle involved in an accident resulting in death or bodily injury; and providing an effective date.

SB 519 — By Giles.

An act relating to oil and gas; amending 52 O.S. 1981, Section 102, which relates to punishment for contempt by the Corporation Commission and disposition of fines; changing disposition of fines; creating Oklahoma Corporation Commission Revolving Fund; requiring certain monies be deposited in Revolving Fund; providing for expenditures from Revolving Fund; requiring audits by State Auditor and Inspector; providing an effective date; and declaring an emergency.

SB 520 — By Clifton.

An act relating to oil and gas; amending Section 5, Chapter 320, O.S.L. 1983 (52 O.S. Supp. 1983, Section 555), which relates to apportioning interest earned on monies in Mineral Owner's Fund; changing amount of interest apportioned to Corporation Commission for administrative costs; repealing Section 7, Chapter 320, O.S.L. 1983 (52 O.S. Supp. 1983, Section 557), which relates to conditions for oil well plugging approval; providing an effective date; and declaring an emergency.

SB 521 — By Terrill.

An act relating to banks and trust companies; amending 6 O.S. 1981, Sections 104, 201, as amended by Section 3, Chapter 223, O.S.L. 1982, 202, 220, Section 7, Chapter 204, O.S.L. 1982, as amended by Section 2, Chapter 73, O.S.L. 1983, 414, 709, 802, as last amended by Section 11, Chapter 73, O.S.L. 1983, 1405 and 1415 (6 O.S. Supp. 1983, Sections 201, 306.1 and 802), which relate to the Oklahoma Banking Code of 1965; making all state banks and trust companies subject to capital structure requirements; modifying qualifications for Commissioner and Deputy Commissioner of Banking Department; providing for service of term of Board member until expiration of term or appointment of successor; modifying requirements for action and participation at Board meetings; modifying assessment procedures to remedy capital impairment; removing authorization for sale of assets when capital is impaired; modifying notice requirements for application for certificate to engage in banking and allowing emergency

certificate to maintain or establish a branch bank; increasing total allowable on certain purchases, holdings and investments; removing maximum rate payable on dividends; modifying limitations on maximum indebtedness to bank, and authorizing Board to promulgate rules relative thereto; modifying procedures for approval of loan, purchase or sale in which certain persons have an interest; providing for enforcement of orders of Commissioner in district court in district of domicile of person to whom order is directed; repealing 6 O.S. 1981, Sections 701 and 704, which relate to liability of shareholders; providing an effective date; and declaring an emergency.

SB 522 — By Smith.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 1271, which relates to compensation of counsel assigned to defendant; allowing judge to assess costs of public defender or court-appointed attorney; listing safeguards to be observed; allowing payment of costs to be collected by certain means; and declaring an emergency.

SB 523 — By Ford.

An act relating to public finance; transferring a percentage of certain funds to the General Revenue Fund; providing for codification; declaring an emergency.

SB 524 — By Cain.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 1111, as amended by Section 1, Chapter 41, O.S.L. 1983 (21 O.S. Supp. 1983, Section 1111), which relates to the definition of rape; removing exemption of spouse from definition of rape; and providing an effective date.

SB 525 — By Roberts.

An act relating to crimes and punishment and prisons and reformatories; amending 21 O.S. 1981, Section 434, which relates to escape; providing penalty for escape or attempt to escape from a city or county jail or correctional institution or facility; providing penalty for escape or attempt to escape from custody of a police or peace officer; providing additional penalty; repealing 21 O.S. 1981, Sections 436, 443, as amended by Section 1, Chapter 47, O.S.L. 1983 (21 O.S. Supp. 1983, Section 443), 443a and 444 and 57 O.S. 1981, Sections 13 and 56, as amended by Section 2, Chapter 47, O.S.L. 1983 (57 O.S. Supp. 1983, Section 56), which relate to escape; and providing an effective date.

SB 526 — By Shedrick.

An act relating to schools; amending 70 O.S. 1981, Section 5-117, as last amended by Section 1, Chapter 189, O.S.L. 1983 (70 O.S. Supp. 1983, Section 5-117), which relates to powers and duties of boards of education; authorizing boards in any school district to establish and collect fees for certain items related to nonacademic credit and nonrequired activities; providing severability; repealing conflicting laws; and declaring an emergency.

SB 527 — By McDaniel.

An act relating to state government; amending 60 O.S. 1981, Sections 383, as amended by Section 35, Chapter 304, O.S.L. 1983, 384, as amended by Section 36, Chapter 304, O.S.L. 1983, and 389, as amended by Section 41, Chapter 304, O.S.L. 1983 (60 O.S. Supp. 1983, Sections 383, 384 and 389), 62 O.S. 1981, Sections 7.6 and 41.16, as amended by Section 4, Chapter 334, O.S.L. 1983 (62 O.S. Supp. 1983, Section 41.16), 74 O.S. 1981, Sections 85.23, as amended by Section 10, Chapter 334 O.S.L. 1983, 500.9, as amended by Section 1, Chapter 226, O.S.L. 1982, and Section 4, Chapter 147, O.S.L. 1982, as last amended by Section 1, Chapter 180, O.S.L. 1983 (74 O.S. Supp. 1983, Sections 85.23, 500.9 and 805.2); providing procedures for cash gifts to the state; directing the deposit and receipt thereof by the Director of State Finance; providing procedures for funding payrolls; providing proce-

dures relating to contracts; including transmission of certain items in certain time periods; authorizing the Director of State Finance to waive or extend certain periods; requiring reporting of waivers or extensions; requiring sworn statements on certain contracts; setting reimbursement for lodging; authorizing a per diem allowance in lieu of subsistence; providing for reimbursement for less expensive lodging; exempting longevity payments from employer or employee contributions and retirement benefit determinations; providing an operative date; and declaring an emergency.

SB 528 — By Randle, Shedrick and Taylor of the Senate and Lewis, Haney, and Brewster of the House.

An act relating to the State Board of Education; making a supplemental appropriation thereto; stating the purposes; making appropriation nonfiscal; and declaring an emergency.

SB 529 — By Hopkins.

An act relating to professions and occupations; providing the term "engineer" may be used in Merit System job titles and by incumbent state employees currently classified as Merit System engineers until January 1, 1990, notwithstanding statutory limitations; providing for codification; and declaring an emergency.

SB 530 — By Landis.

An act relating to mental health; amending 43A O.S. 1981, Section 52.1, as amended by Section 1, Chapter 315, O.S.L. 1983 (43A O.S. Supp. 1983, Section 52.1), which relates to protective custody of persons appearing to be mentally ill; redefining licensed mental health professional; requiring transportation of persons in protective custody; providing for referral to a less restrictive treatment setting; providing for severability; and declaring an emergency.

SB 531 — By Lamb.

An act relating to public finance; restricting state spending to seven percent over the previous year; and declaring an emergency.

SB 532 — By Keller.

An act relating to cities and towns and motor vehicles; amending Section 10, Chapter 355, O.S.L. 1982 (11 O.S. Supp. 1983, Section 22-117.1) and 47 O.S. 1981, Section 7-606, as amended by Section 9, Chapter 355, O.S.L. 1982 (47 O.S. Supp. 1983, Section 7-606), which relate to security verification forms for motor vehicles; requiring payment of court costs in addition to other requirements for dismissal of certain charges; and providing an effective date.

SB 533 — By Boatner.

An act relating to crimes and punishments; amending Section 2, Chapter 256, O.S.L. 1983, and 21 O.S. 1981, Sections 995.10 and 995.15, as amended by Section 6, Chapter 256, O.S.L. 1983 (21 O.S. Supp. 1983, Sections 995.1a and 995.15), which relate to bingo; requiring persons selling concessions at bingo locations to obtain sales tax permits; increasing prize limits; providing penalty; and providing an effective date.

SB 534 — By Landis.

An act relating to waters and water rights; defining terms; requiring supplier of water service to file map of service area with county commissioners; prohibiting more than one supplier from providing service to area unless written consent is given; allowing service upon determination by district court; setting conditions and requirements for sale of water distribution facilities; exempting certain services and areas; granting jurisdiction to district court; providing for codification; providing severability; providing an effective date; and declaring an emergency.

SB 535 — By Young.

An act relating to schools; consolidating dependent school districts with certain independent school districts; amending 70 O.S. 1981, Section 4-101, which relates to county superintendents; abolishing the office of county superintendent; providing for codification; providing severability; providing an effective date; and declaring an emergency.

SB 536 — By Shedrick.

An act relating to counties and county officers and roads, bridges and ferries; amending 19 O.S. 1981, Section 286, Section 1, Chapter 222, O.S.L. 1982 (19 O.S. Supp. 1983, Section 421.1) and Section 7, Chapter 286, O.S.L. 1982 (69 O.S. Supp. 1983, Section 636.6), which relate to record books and the sale or disposal of surplus county tools, apparatus, machinery and equipment; modifying requirements for record books; authorizing board of county commissioners to dispose of certain items by trade-in; and declaring an emergency.

SB 537 — By Winn.

An act relating to corporations; amending 18 O.S. 1981, Sections 552.3, 552.5, 552.6, 552.7, 552.8, 552.9, 552.13 and 552.14, which relate to the Oklahoma Solicitation of Charitable Contributions Act; transferring certain duties and responsibilities of the State Auditor and Inspector to the Oklahoma Tax Commission; and declaring an emergency.

SB 538 — By Capps.

An act relating to schools; amending 70 O.S. 1981, Section 1-113, as amended by Section 1, Chapter 150, O.S.L. 1983 (70 O.S. Supp. 1983, Section 1-113), which relates to residence of children for school purposes; deleting establishment of residence for school purposes by means of placement of a child in a private residential child care or treatment facility other than by a state agency having legal custody; and declaring an emergency.

SB 539 — By Taylor of the Senate and Fried of the House.

An act relating to schools; amending 70 O.S. 1981, Section 8-104, which relates to emergency transfer of pupils; including nonavailability of science or mathematics courses a pupil desires to pursue as an emergency for transfer purposes; and declaring an emergency.

SB 540 — By Cullison.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 14-116, as last amended by Section 26, Chapter 286, O.S.L. 1983 (47 O.S. Supp. 1983, Section 14-116) and 116.21, which relate to transportation of oversize loads; authorizing the Department of Public Safety to charge an annual accounting fee to certain motor carriers; modifying limits for oversize loads; providing exceptions; requiring a special movement permit for transportation of certain manufactured items; specifying fees; requiring highway escorts; providing for recodification; and providing an effective date.

SB 541 — By Taylor of the Senate and Virtue of the House.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 4-107, 22.4-3, 22.5m, 22.12, 22.20, as amended by Section 3, Chapter 95, O.S.L. 1982, 22.23-1, and 22.30 1, as amended by Section 5, Chapter 95, O.S.L. 1982 (47 O.S. Supp. 1983, Sections 22.20 and 22.30 1), which relate to motor vehicles; deleting certain references to manufactured home license decals; making it unlawful to alter, remove or improperly attach certain excise or registration receipts; providing penalty; requiring permit to transport manufactured homes; requiring evidence of payment of certain fees and taxes before issuance of such permit; stating additional information to be contained in permit; requiring registration and titling of certain manufactured homes; providing requirements thereto; providing for assessment of ad valorem taxes after initial registration; allowing registration of manufactured home without title under certain circumstances; requiring Oklahoma Tax Commission to issue certain documents to owners of manufactured homes and to furnish certain information to county assessors and motor license agents; requiring Oklahoma Tax Commission to furnish certain information to county assessors twice yearly; stating fees for registration of manufactured homes; deleting certain language concerning subsequent registration and license plates; levying an excise tax on manufactured homes not registered for current period; providing for valuation of

manufactured homes; providing for apportionment of revenues collected; providing for assessment of certain ad valorem taxes; allowing application for homestead exemption; requiring county assessors to list, assess and tax manufactured homes; providing for issuance of certain receipts and releases; providing for exchange of certain information among county assessors when a manufactured home is moved to another county; providing for codification; repealing Section 16, Chapter 118, O.S.L. 1981 (47 O.S. 1981, Section 22.12) and 68 O.S. 1981, Section 2104.2, which relate to nonresident registration and valuation of manufactured homes; providing an effective date; and declaring an emergency.

SB 542 — By Young.

An act relating to schools; amending 70 O.S. 1981, Section 6-158, which relates to a staff development program; bringing up to date certain language; establishing a requirement for the testing of certified personnel; providing for certain reports and the protection of certain information; expressing intent of the Legislature regarding funding; and declaring an emergency.

SB 543 — By Terrill.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 1289.8, which relates to carrying concealed weapons; and requiring a registered security officer to be licensed by the Uniform Oklahoma Security Officer Commission, or its counterpart, in order to lawfully carry a concealed weapon.

SB 544 — By Dawson.

An act relating to officers; amending 51 O.S. 1981, Sections 152, 153, 154, as amended by Section 1, Chapter 199, O.S.L. 1982, 155, 157 and 163 (51 O.S. Supp. 1983, Section 154), which relate to the Political Subdivision Tort Claims Act; adding and modifying definition; clarifying scope of liability; modifying extent of liability; providing for proportionate shares when claim exceeds limits; making liability general; modifying and adding exemptions from liability; prohibiting recovery under certain circumstances; deleting written notice requirement; requiring political subdivision to be named as defendant in certain actions; prohibiting employees acting within scope of employment from being named as defendants; disallowing right of subrogation; and declaring an emergency.

SB 545 — By Winn.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 220 and 240, which relate to waivers of interest or penalties on taxes and failure to file certain reports; providing the Oklahoma Tax Commission shall waive penalties and interest on certain delinquent taxes if paid within certain time period; increasing penalty for failure to file certain reports; and declaring an emergency.

SB 546 — By Ford.

An act relating to revenue and taxation; creating a State Revaluation Board; providing for appointment of members; setting terms of office; providing for removal of members and vacancies; providing for organization of the Board; providing for meetings; providing for compensation of Board members; stating duty of the Board; setting timetable for statewide revaluation program; requiring Board to develop certain guidelines and standards for revaluation; providing for establishment of a central computer system; allowing county assessors access to such computer; authorizing Board to employ and compensate personnel; allowing Board to use independent appraisers and employees of county assessors; providing Oklahoma Tax Commission shall provide certain assistance upon request of the Board; providing for funding of revaluation program; providing for codification; repealing 68 O.S. 1981, Sections 2481.1, 2481.2, 2481.3, 2481.4, 2481.5, 2481.6, 2481.8, 2481.9, 2481.10 and 2481.11, which relate to revaluation of taxable property; and providing an effective date.

SB 547 — By Howell.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 807, which relates to estate taxes; providing that the value of certain qualified terminable interest property shall be included in determining the value of gross estate, with certain limitations; excluding value of certain qualified terminable interest property from value of gross estate to the extent that the value of such property is a deduction for federal estate tax purposes, with certain exceptions; and declaring an emergency.

SB 548 — By Giles.

An act relating to oil and gas; requiring contract carriage of natural gas under certain circumstances; verifying existing remedies; providing codification; and declaring an emergency.

SB 549 — By Terrill.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 162, which relates to motor carriers; prohibiting the advertisement of transportation services for which no permit or certificate is held, and making such advertisement subject to penalties of Corporation Commission; defining notice for exception to prescribed rates for independent action; prohibiting transfer of certificate or permit and providing penalty therefor; prohibiting division of transportation revenues; providing for exception; authorizing appointment of commission agent under certain circumstances; providing for operation of equipment not owned by motor carrier under certain conditions; prohibiting rental of equipment by motor carrier to private carrier or shipper; providing for codification; and declaring an emergency.

SB 550 — By Johnson.

An act relating to railroads; providing the rear car of freight trains be an occupied caboose; providing exceptions; providing the Corporation Commission shall enforce the act; providing penalty for violation; and providing an effective date.

SB 551 — By Wright.

An act relating to children; amending 10 O.S. 1981, Section 1146, which relates to escape from juvenile institutions; authorizing court of juvenile jurisdiction to consider escaping or running away from institutional placement a delinquent act; and providing an effective date.

SB 552 — By Cullison.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 11-902, as last amended by Section 1, Chapter 119, O.S.L. 1983 (47 O.S. Supp. 1983, Section 11-902), which relates to driving under the influence of alcohol or other intoxicating substances; requiring peace officer to seize any motor vehicle operated by a person convicted of a second or subsequent offense of driving under the influence of alcohol or other intoxicating substances; requiring notice of seizure and intended forfeiture; providing methods of notice; specifying procedures for owner of vehicle to file a verified answer and claim; ordering forfeiture of vehicle if no verified answer is filed; requiring a hearing if a verified answer is filed; stating burden of proof; requiring release of vehicle under certain circumstances; requiring sale of vehicle under certain circumstances; providing that property shall be deemed to be in custody of the district attorney; directing distribution of proceeds of sale; creating a revolving fund; requiring payment to revolving fund; specifying limits of fund; requiring excess funds be paid into county general fund; allowing court to order vehicle retained by law enforcement agency for its own use; requiring release of vehicle to owner if court finds it was not used for driving under the influence of alcohol or other intoxicating substances; and providing an effective date.

SB 553 — By Cullison.

An act relating to motor vehicles; providing short title; adopting the Nonresident Violator Compact; defining terms; setting out provisions of the Compact whereby nonresident motorists may be released on per-

sonal recognizance for traffic violations; providing procedures for suspension of license for noncompliance with the terms of a traffic citation; providing procedures for Compact Administrators; providing procedures for entry into and withdrawal from the Compact; providing exceptions; providing for amendments; providing liberal construction and severability; providing for codification; and providing an effective date.

SB 554 — By Ford.

An act relating to revenue and taxation; allowing county assessor to assess landlord for personal property tax on rented real property; providing landlord may report amount and ownership of personal property for which he has been assessed; providing if landlord chooses not to make such report, an additional rental fee may be charged for purpose of reimbursement; setting maximum rate of such fee; requiring landlord to notify tenant before charging such fee; stating other information to be contained in such notice; providing fee may not be charged under certain circumstances; allowing landlord to request adjustment of assessment for personal property taxes under certain circumstances; providing for codification; and providing an effective date.

SB 555 — By Randle.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1361, which relates to collection of state sales tax by vendors; increasing penalties for failure to collect such tax; and declaring an emergency.

SB 556 — By Randle of the Senate and Riggs of the House.

An act relating to municipal taxation; amending 11 O.S. 1981, Section 22-107, which relates to municipal licenses and fees, and 68 O.S. 1981, Sections 205.1 and 2702, which relate to requested sales tax information and contractual agreements to collect and enforce certain municipal taxes and penalties by the Oklahoma Tax Commission; authorizing municipalities to establish certain license requirements; allowing exchange of information between municipalities and the Oklahoma Tax Commission; requiring municipality and its employees to preserve confidentiality of such information, subject to certain penalties; allowing municipal enforcement officers to receive information necessary to enforce municipal sales tax ordinances or licensing ordinances; allowing municipalities to request certain information; providing that the Oklahoma Tax Commission and municipalities may enter into contracts whereby the municipality provides certain auditing services; and declaring an emergency.

SB 557 — By Cain.

An act relating to professions and occupations; providing short title; stating purpose; defining terms; requiring licensing of occupational therapists and occupational therapy assistants; providing certain exemptions; providing requirements for licensure; providing for examinations; providing certain waivers; providing for temporary licensure; providing for suspension, revocation and reinstatement of licenses; providing for renewal of licenses; setting fees; creating the Occupational Therapy Committee of the State Board of Medical Examiners; providing for appointment, tenure and qualifications of members; limiting liability; providing powers and duties of the Committee; providing for officers, meetings, rules, records, annual reports of all licensees, and providing for reimbursement of members; providing for codification; providing an effective date; and declaring an emergency.

SB 558 — By Cain.

An act relating to public health and safety; creating the Alcohol and Drug Dependency Credential Board; providing for appointment, duties and powers, terms and compensation; providing the Board the power and duty to certify alcohol and drug counselors; providing until 1985 the Alcohol and Drug Abuse Prevention, Training Treatment and

Rehabilitation Authority to provide staff for the Alcohol and Drug Dependency Credential Board and establish procedures and regulations for the purposes of this act; providing after 1985 the Alcohol and Drug Dependency Credential Board will establish procedures and regulations for the purposes of this act; providing for codification; providing an effective date; and declaring an emergency.

SB 559 — By Randle.

An act relating to public health and safety; stating purpose; creating the Office of Child Abuse Prevention within the State Department of Health; providing for powers and duties; requiring a state plan for the prevention of child abuse and neglect; providing procedures for development and revision of the state plan; requiring guidance service district plans; providing procedures for development; providing for submission of the district plans; requiring the creation and coordination of multidisciplinary child protection teams; providing for composition and duties of teams; requiring related requests for funding be based on the state plan; providing formula for distribution of funds; providing certain conditions for funding; providing for redistribution of funds under certain conditions; requiring matching funds; providing for notification and release of funds; providing an effective date; and declaring an emergency.

SB 560 — By Shedrick.

An act relating to public health and safety; amending Section 2, Chapter 156, O.S.L. 1983 (63 O.S. Supp. 1983, Section 2258.3), which relates to bond requirements for disposal sites; exempting municipalities from bond requirement for new disposal site; requiring bond of municipalities which own or operate improperly closed landfill; providing for renewal of permits and bonds; limiting amount of bond; and declaring an emergency.

SB 561 — By Cullison.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 563, 570 and 578, which relate to regulation and licensing of manufacturers, distributors and salesmen; modifying membership, terms and organization of the Oklahoma Motor Vehicle Commission; requiring manufacturers to file reports with the Commission; modifying provisions for hearings on establishing or relocating new motor vehicle dealerships; authorizing Commission to allow display or sales promotion activities under certain conditions; providing for notice and hearing; authorizing Commission to provide for permits for display and sales promotion activities and to assess fines for failure to acquire such permits; providing provisions for appeal of a ruling, order, decision or act of Commission; stating the issue for appeal; prohibiting manufacturer to terminate, cancel or fail to renew a franchise without notice or good cause; stating conditions when such good cause exists; requiring notice of termination, cancellation or nonrenewal to the dealer and providing time for notification for different circumstances; providing for mailing and contents of such notice; providing procedures for compensation for inventory, supplies and parts, equipment and furnishings and special tools upon termination, cancellation or nonrenewal; requiring manufacturer to pay the balance of the lease of a dealer under certain circumstances; stating the manufacturer shall have the burden of proof in termination, cancellation or nonrenewal; defining terms; making it a violation to be a broker; prohibiting manufacturer or distributor from selling a motor vehicle to dealers at certain prices; providing exceptions; providing for codification; providing severability; and declaring an emergency.

SJR 50 — By Smith.

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 which would add a new section to be designated as Section 23b; creating the Oklahoma Savings Fund; designating monies to be deposited in the Savings Fund; allowing legis-

lative appropriations from the Fund upon a special vote; providing ballot title; and directing filing.

SJR 51 — By Miller.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 18 of Article II of the Oklahoma Constitution, which relates to grand juries; increasing number of qualified electors who must sign petition requesting that a grand jury be ordered; providing ballot title; and directing filing.

SJR 52 — By Miller.

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 XVII to be designated as Section 2A; creating the office of county asssessor; requiring such office to be elective; providing ballot title; and directing filing.

SJR 53 — By Roberts, Dennis and Dahl of the Senate and Converse of the House.

A joint resolution authorizing the Governor to accept monuments in honor of and dedicated to the men and women of Oklahoma who served in the Armed Forces of the United States during World War I and World War II; providing for location and design of such monuments; directing distribution; and declaring an emergency.

SJR 54 — By Cain.

A joint resolution directing the Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority to create a Committee on Standards for Alcohol and Drug Professionals; requiring a procedure; providing for appointment and compensation of members, their meetings, duties and report; providing for staff support; and declaring an emergency.

SJR 55 — By Randle.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 23 of Article X of the Constitution of the State of Oklahoma, which relates to public indebtedness; revising timing of making revenue estimates; providing ballot title; and directing filing.

SJR 56 — By Smith.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 8 of Article VII of the Oklahoma Constitution, which relates to District Court Judges; eliminating requirement of at least one Associate District Judge for each county in the state; providing ballot title; directing filing; and requiring submission to the people at the next statewide election.

SCR 31 — By McDaniel of the Senate and Johnson (Glen) of the House.

A concurrent resolution praising the public service of Jack Herring; directing the Department of Transportation to name the bridge on U.S. Highway 75 "Jack Herring Bridge"; and directing distribution.

SR 41 — By Stipe.

A resolution disapproving certain rule of the Oklahoma Alcoholic Beverage Control Board; and directing distribution.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 6, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 11:20 a.m. to meet Monday, February 6, 1984, at 1:30 p.m.

Twentieth Legislative Day

Monday, February 6, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller.—1.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Mr. Bob Utley, Church of Christ, Edmond, the guest of Senator Watson.

GENERAL ORDER

SB 406 by Cain of the Senate and Williams (Freddye) of the House was called up for consideration.

Senator Cain moved that **SB 406** be advanced, which motion was declared adopted.

THIRD READING

SB 406 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, Wright and York.—35.

Nay: Capps, Ford, Green, Lamb, Landis, Pierce, Stipe, Taliaferro and Young.—9.

Excused: Miller, Porter and Terrill.—3.

Vacancy: District 40.—1.

The bill passed.

SB 406 was referred for engrossment.

GENERAL ORDER

SB 418 by Clifton of the Senate and Lewis and Henry of the House was called up for consideration.

Senator Clifton moved that **SB 418** be advanced, which motion was declared adopted.

THIRD READING

SB 418 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—43.

Excused: Miller, Porter, Terrill and York.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 418 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **SB 355** — General Government, coauthored by Capps and Landis of the Senate and Widener (principal House author) and Willis of the House.

SECOND READING

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

SB 509 — Finance.
SB 510 — Business and Labor.
SB 511 — Business and Labor.
SB 512 — Education.
SB 513 — Judiciary.
SB 514 — Judiciary.
SB 515 — Judiciary.
SB 516 — Human Resources.
SB 517 — Judiciary.
SB 518 — Law Enforcement.
SB 519 — Appropriations.
SB 520 — Natural Resources.
SB 521 — Business and Labor.
SB 522 — Judiciary.
SB 523 — Finance.
SB 524 — Judiciary.
SB 525 — Law Enforcement.
SB 526 — Education.
SB 527 — Finance.
SB 528 — Appropriations.
SB 529 — Business and Labor.
SB 530 — Human Resources.
SB 531 — Finance.
SB 532 — Judiciary.
SB 533 — Judiciary.
SB 534 — Natural Resources.
SB 535 — Education.
SB 536 — General Government.
SB 537 — Finance.
SB 538 — Education.
SB 539 — Education.
SB 540 — Transportation.
SB 541 — Finance.
SB 542 — Education.
SB 543 — Law Enforcement.
SB 544 — Judiciary.
SB 545 — Finance.
SB 546 — Finance.
SB 547 — Finance.
SB 548 — Natural Resources.
SB 549 — Business and Labor.

SB 550 — Transportation.
SB 551 — Law Enforcement.
SB 552 — Law Enforcement.
SB 553 — Law Enforcement.
SB 554 — Finance.
SB 555 — Finance.
SB 556 — Finance.
SB 557 — Business and Labor.
SB 558 — Human Resources.
SB 559 — Human Resources.
SB 560 — Natural Resources.
SB 561 — Business and Labor.
SJR 50 — Appropriations.
SJR 51 — Judiciary.
SJR 52 — General Government.
SJR 53 — General Government.
SJR 54 — Human Resources.
SJR 55 — Appropriations.
SJR 56 — Judiciary.
SCR 31 — Transportation.
SR 41 — Law Enforcement.
HB 1557 — Finance.
HB 1567 — Agriculture.
HB 1602 — Finance.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1438** and **1472.**

HB 1438 — By Manar and Duckett of the House and Johnson of the Senate.

An act relating to motor vehicles; amending Section 1, Chapter 43, O.S.L. 1983 (47 O.S. Supp. 1983, Section 11-904); providing penalties for certain persons involved in personal injury accidents; adding certain other substances as a condition; and providing an effective date.

HB 1472 — By Holt and Conaghan of the House and O'Connor of the Senate.

An act relating to counties and county officers; amending Section 6, Chapter 249, O.S.L. 1982, as amended by Section 2, Chapter 205, O.S.L. 1983 (19 O.S. Supp. 1983, Section 1505); providing procedure for purchase and receipt of supplies, materials, and equipment by counties; modifying allowable purchase prices; and declaring an emergency.

The above numbered measures were read the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 6, 1984, of Enrolled **SJR 41.**

BILL RELEASED

SB 436 was referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 7, 1984, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:10 p.m. to meet Tuesday, February 7, 1984, at 1:00 p.m.

Twenty-first Legislative Day

Tuesday, February 7, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Keller, Miller and Moore.—3.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Mr. Doug Lawyer, Church of Christ, Edmond, the guest of Senator Watson.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to the Committee on Executive Nominations.

Fries, Peggy, Tulsa, as a member to the Board of Corrections.

Hurliman, Edgar R., Broken Bow, as a member to the State Board of Registration for Foresters.

Lorton, Roxana R., Tulsa, as a member to the State Arts Council of Oklahoma.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Schuelein asked unanimous consent to withdraw **SB 524** from the Judiciary Committee and refer same to the Law Enforcement Committee, which was the order.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives is ready to convene at 1:15 p.m. in Joint Session to greet Vanessa Williams, Miss America.

Senator Schuelein moved that the Senate stand recessed to meet with the House in Joint Session at 1:15 p.m. and to reconvene in the Senate Chamber upon adjournment of the Joint Session, which motion was declared adopted.

*

JOINT SESSION

The Third Joint Session of the Second Regular Session of the 39th Legislature was called to order by President Bernard.

Representative Thompson moved that Miss Vanessa Williams be granted privileges of the floor, which motion was declared adopted.

President Bernard announced the appointment of the Special Committee to escort Miss America as Senators Porter, McIntyre and Cain and Representatives Freddye Williams, Ross and Cox and instructed the committee to perform its duty.

Sergeant at Arms Bob Craig announced the arrival of Miss America, accompanied by Governor George Nigh. Miss Williams was introduced to the Joint Session by Governor Nigh.

Senator Porter moved that he and Representative Freddye Williams be recognized for the purpose of making a presentation to Miss America, which motion was declared adopted. A citation was read and presented to Miss Williams on behalf of the members assembled in Joint Session. Upon the response of the presentation, Miss Williams addressed the Joint Session.

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

*

The Senate reassembled in its Chamber with Senator Cullison presiding. Senator Rozell questioned a quorum. The Presiding Office ordered the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 406, 418 and **436** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 338 by Landis, et al, of the Senate and Blodgett of the House was called up for consideration.

Senator Landis moved to amend **SB 338,** Page 2, Line 12½, by adding a new Section 2 and renumbering: "Section 2. Severability Clause," which amendment was declared adopted.

Senator Landis moved that **SB 338** be advanced, which motion was declared adopted.

THIRD READING

Senator Cate asked unanimous consent to suspend Rule 12-8 to consider an amendment on Third Reading, to which request objection was heard.

SB 338 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Capps, Choate, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Stipe, Taylor, Watson, Winn, Wright and Young.—24.

Nay: Boatner, Cain, Cate, Clifton, Dawson, Kilpatrick, Luton, McDaniel, Porter, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill and York.—16.

Excused: Ford, Howell, Keller, McIntyre, Miller, Moore, Randle.—7.

Vacancy: District 40.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Landis moved that the vote be reconsidered whereby **SB 338** failed.

INTRODUCTION

Senator Roberts introduced former Senator Eldridge Colston, Marietta, to the Senate.

BILL WITHDRAWN — REREFERRED

Senator Clifton moved that **SB 437** be withdrawn from the Calendar and rereferred to the General Government Committee, which motion was declared adopted.

GENERAL ORDER

SJR 34 by Rhodes of the Senate and Lancaster of the House was called up for consideration.

Senator Wright asked to coauthor **SJR 34,** which was the order.

Senator Rhodes moved that **SJR 34** be advanced, which motion was declared adopted.

THIRD READING

SJR 34 was read for the third time at length, as follows:

SJR 34 — By Rhodes and Wright of the Senate and Lancaster of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new Section to Article X thereof, to be designated Section 9D; authorizing an additional ad valorem tax levy for construction and maintenance of county roads and county jails; requiring voter approval; requiring amount and duration of such levy be specified; limiting elections called for such purpose to no more than one a year; providing for termination of levy; allowing other levies or public funds to be used for such purpose; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH 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 a new Section 9D, to read as follows:

Section 9D. For the purpose of constructing or maintaining or aiding in maintaining county roads or county jails within any county of the state, an additional levy not to exceed five (5) mills on the dollar of the assessed valuation of the county may be levied annually, when such levy is approved by a majority of the registered voters of the county, voting on the question, which shall specify the amount of the levy and the duration of such levy, at an election called for such purpose by the board of county commissioners, or by initiative petition by the voters of a county. Provided however, that if a majority of the registered voters of a county voting fail to approve such a levy, the board of county commissioners shall not call another election for such purpose for one (1) year. Such levy may be repealed by a majority of the registered voters of the county, voting on the question at an election called for such purpose by the board of county commissioners, or by initiative petition by the voters of a county provided that said call was for more than three (3) years. Nothing herein shall prohibit other levies or the use of other public funds for the construction or maintenance of county roads or county jails.

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 adding a new section, to be designated Section 9D, authorizing an additional county ad valorem tax levy not to exceed five (5) mills on the dollar of assessed valuation when approved by a majority of the registered voters, for construction and maintenance of county roads and county jails; requiring amount and duration of such levy be specified; limiting elections called for such purpose to no more than one a year; providing for termination of the tax levy; and allowing other levies or public funds to be used for construction or maintenance of county roads and county jails

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 passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—32.

Nay: Branch, Dahl, Dennis, Luton, McDaniel, Stipe and Young.—7.

Excused: Dawson, Ford, Howell, Keller, McIntyre, Miller, Moore and Porter.—8.

Vacancy: District 40.—1.

The resolution was declared passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Stipe moved that the vote be reconsidered whereby **SJR 34** passed.

Senator Roberts presiding.

GENERAL ORDER

SB 345 by Wright, et al, of the Senate and Henshaw of the House was called up for consideration.

Senator Wright moved that **SB 345** be advanced, which motion was declared adopted.

THIRD READING

SB 345 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—38.

Excused: Clifton, Ford, Howell, Keller, McIntyre, Miller, Moore, Porter and York.—9.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 345 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 445 — Law Enforcement, coauthored by Hobson (principal House author).
SB 467 — Finance.
SB 475 — Finance, coauthored by Brown (principal House author).
HB 1557 — Finance.
HB 1602 — Finance, coauthored by Taylor and Shedrick of the Senate.

DO PASS, as amended:

CS for **SB 481** — Finance.

SECOND READING

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

HB 1438 — Law Enforcement
HB 1472 — General Government

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1494.**

HB 1494 — By Blodgett of the House and Landis of the Senate.

An act relating to children; amending 10 O.S. 1981, Sections 60.17 and 60.18; requiring medical history forms to be completed for certain children; specifying contents of the form; requiring certain hearings, papers, and records to be confidential; providing for exceptions; providing for supplementary birth certificates and medical history forms; providing procedures; providing for codification; providing an operative date; and declaring an emergency.

The above numbered measure was read the first time.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 8, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:20 p.m. to meet Wednesday, February 8, 1984, at 1:30 p.m.

Twenty-second Legislative Day

Wednesday, February 8, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Mr. Richard Jones, Church of Christ, Edmond, the guest of Senator Watson.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 345 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Dahl introduced Mr. and Mrs. Johnny Lee Wills, Mrs. Bob Williams, and Jack Luker, representing the Oklahoma State Fiddlers Association, to the Senate and asked unanimous consent that they be granted privileges of the floor, which was the order. Senator Dahl presented citations to the group on behalf of the Senate.

Senator Schuelein moved that the Senate stand recessed for ten minutes, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Cullison presiding. Senator Schuelein questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

GENERAL ORDER

HB 1602 by Barker, et al, of the House and York, et al, of the Senate was called up for consideration.

Senator York moved that **HB 1602** be advanced, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—36.

Nay: Dahl, Ford, Green, Keller, McCune, Moore, Pierce, Porter, Stipe, Winn and Young.—11.

Vacancy: District 40.—1.

THIRD READING

HB 1602 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Nay: Branch, Dennis, Ford, Green, Keller, Landis, McCune, Moore, Pierce, Porter.—10.

Vacancy: District 40.—1.

The bill passed.

Senator Green desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38; Nay: 9; Vacancy: District 40.—1.

The emergency passed.

HB 1602 was properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 208.

COMMITTEE REPORTS

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

DO PASS:

SB 438 — General Government, coauthored by Fair (principal House author).
SB 439 — General Government, coauthored by Fair (principal House author).
SB 444 — General Government, coauthored by Duke (principal House author).
SB 488 — Education, coauthored by Adair (principal House author).
SB 495 — Finance, coauthored by Twidwell (principal House author).
SB 498 — Business and Labor, coauthored by Vanatta (principal House author).
SB 499 — Finance, coauthored by Lewis (principal House author).
SB 501 — Business and Labor, coauthored by Lewis (principal House author).
SB 502 — Business and Labor, coauthored by Lewis (principal House author).
SB 512 — Education, coauthored by Craighead (principal House author).
SB 526 — Education, coauthored by Fried (principal House author).

DO PASS, as amended:

CS for **SB 344** — Finance, coauthored by Lancaster (principal House author).
SB 437 — General Government.
SB 471 — Education, coauthored by Shedrick of the Senate and Craighead (principal House author).

SECOND READING

The following was read the second time and referred to the committee indicated:

HB 1494 — Judiciary

FIRST READING

The following was introduced and read the first time:

SR 42 — By Taylor, Cullison and Dawson.

A resolution requesting the Corporation Commission to direct a delay in the implementation of certain rate increases for telephone service; directing a study be conducted of long-distance telephone service for local communities; requesting the Corporation Commission encourage customer awareness of alternative methods of obtaining long-distance telephone service; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1466** and **1507.**

HB 1466 — By Lawter of the House and Clifton of the Senate.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 61; providing certain ways that an employer may insure against liability; permitting self-insurance in certain situations and subject to certain restrictions; providing for penalty; and providing an effective date.

HB 1507 — By Clark of the House and McIntyre of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 1686, 1691 and 1692; prohibiting any person from abandoning certain animals; defining the term abandon; requiring certain animals to be destroyed at certain places; increasing fines and penalties; authorizing certain persons to take custody of and to destroy certain abandoned animals; providing an operative date; and declaring an emergency.

The above numbered measures were read the first time.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 9, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 6:40 p.m. to meet Thursday, February 9, 1984, at 11:00 a.m.

Twenty-third Legislative Day

Thursday, February 9, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Moore, Porter and Stipe.—3.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Mr. Kirk Willis, Church of Christ, Edmond, the guest of Senator Watson.

GENERAL ORDER

SR 40 by York was called up for consideration.

SR 40 was adopted upon motion of Senator York and referred for enrollment.

GENERAL ORDER

SCR 25 by Dahl and Roberts of the Senate and Littlefield of the House was called up for consideration.

SCR 25 was adopted upon motion of Senator Dahl, and referred for engrossment.

GENERAL ORDER

HB 1557 by Brown of the House and Shedrick of the Senate was called up for consideration.

Senator Shedrick moved to amend **HB 1557,** Page 8, Line 18, by striking the word "and" and restoring the stricken language, which amendment was declared adopted.

Senator Shedrick moved that **HB 1557** be advanced, which motion was declared adopted.

THIRD READING

HB 1557 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Keller, Moore, Porter, Randle and Stipe.—5.

Vacancy: District 40.—1.

The bill and emergency passed.

HB 1557 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 475 by Shedrick of the Senate and Brown of the House was called up for consideration.

Senator Shedrick moved that **SB 475** be advanced, which motion was declared adopted.

THIRD READING

SB 475 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dennis, Johnson, Kilpatrick, Landis, Leonard, Luton, McIntyre, O'Connor, Rhodes, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn, Wright and York.—26.

Nay: Dawson, Ford, Green, Hopkins, Howell, Keller, McCune, McDaniel, Miller, Pierce, Roberts, Smith, Terrill and Young.—14.

Excused: Dahl, Giles, Lamb, Moore, Porter, Randle and Stipe.—7.

Vacancy: District 40.—1.

The bill passed.

Senators Hopkins and Howell desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 28; Nay: 12; Excused: 7; Vacancy: District 40.—1.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Shedrick moved that the vote be reconsidered whereby **SB 475** passed and the emergency failed.

GENERAL ORDER

SB 355 by Taliaferro, et al, of the Senate and Widener and Willis of the House was called up for consideration.

Senator Dennis asked to coauthor **SB 355,** which was the order.

Senator Boatner moved to amend **SB 355,** Page 9, Line 10, by striking after the word "state" on Line 9 and before the word "contract" on Line 10 the word "shall" and by restoring the stricken language on Lines 9 and 10, which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Cate, Choate, Cullison, Dawson, Dennis, Green, Hopkins, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Watson, Winn and Wright.—24.

Nay: Capps, Clifton, Howell, Johnson, Landis, Taliaferro, Taylor, Terrill and Young.—9.

Excused: Dahl, Ford, Giles, Keller, Kilpatrick, Lamb, McIntyre, Moore, Pierce, Porter, Randle, Shedrick, Stipe and York.—14.

Vacancy: District 40.—1.

Senator Taliaferro moved that **SB 355** be advanced, which motion was declared adopted.

THIRD READING

SB 355 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dawson, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—30.

Nay: Choate and McCune.—2.

Excused: Dahl, Dennis, Ford, Giles, Keller, Kilpatrick, Lamb, McIntyre, Moore, Pierce, Porter, Randle, Shedrick, Stipe and York.—15.

Vacancy: District 40.—1.

The bill passed.

Senator McCune desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 31; Nay: 1; Excused: 15; Vacancy: District 40.—1.

The emergency failed.

SB 355 was referred for engrossment.

INTRODUCTION

Senator Roberts introduced former Senator Ernest Martin, Ardmore, to the Senate.

COMMITTEE REPORTS

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

DO PASS:

SB 468 — Judiciary.
SB 479 — Business and Labor, coauthored by Blodgett (principal House author).
SB 482 — Finance, coauthored by Monks (principal House author).
SJR 44 — Judiciary, coauthored by Holden (principal House author).

DO PASS, as amended:

SB 349 — Judiciary, coauthored by Luton of the Senate and Cole (principal House author) and Stottlemyre of the House.
CS for **SB 417** — Judiciary, coauthored by Henry (principal House author).
CS for **SB 433** — Business and Labor, coauthored by Widener (principal House author).
CS for **SB 464** — Law Enforcement, coauthored by Henshaw (principal House author).
SB 469 — Judiciary.
SB 483 — Business and Labor, coauthored by Holden (principal House author).
SB 505 — Business and Labor, coauthored by Lewis (principal House author).
SB 529 — Business and Labor, coauthored by Davis (Guy) (principal House author).

SECOND READING

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

SR 42 — Business and Labor
HB 1466 — Business and Labor
HB 1507 — Law Enforcement

FIRST READING

The following was introduced and read the first time:

SCR 32 — By Dennis, Stipe, Boatner and Johnson.

A concurrent resolution naming the new bridge to be constructed over the Boggy River located on U.S. Highway 70 west of Soper in Choctaw County, Oklahoma, as "The Frank M. Fodge Bridge"; requesting the Department of Transportation to place suitable permanent markers on such bridge; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1553, 1568, 1583, 1599, 1600** and **1601.**

HB 1553 — By Haney, Johnson (Glen), Davis (Porter), Kincheloe, Atkinson and Henshaw of the House and Dawson of the Senate.

An act relating to public libraries; amending 65 O.S. 1981, Sections 3-113.1, 3-113.2, 3-113.3, 3-114 and 3-155, 74 O.S. 1981, Sections 3104 and 3106.1, and 75 O.S. 1981, Section 57; modifying status of the Publications Clearinghouse; providing for a Director of the Publications Clearinghouse; authorizing the adoption of certain rules and regulations; defining terms; modifying certain terms; modifying certain duties of the Publications Clearinghouse; requiring certain agencies to deposit certain publications with the Publications Clearinghouse; limiting the required number of copies for certain purposes; providing for certain procedures for failure to comply with certain requirements; authorizing the sending exchange, sale, and disposal of certain publications under certain circumstances; requiring the filing and distribution of certain reports; requiring certain notice; providing for certain publications officers in each state agency; providing for certain duties of said officers; requiring state agencies to provide certain lists; requiring the Administrator of the Courts to provide certain volumes to the Publications Clearinghouse; and providing an effective date.

HB 1568 — By Davis (Frank) of the House and Clifton of the Senate.

An act relating to wills and succession; amending 84 O.S. 1981, Section 271.1, as amended by Section 1, Chapter 184, O.S.L. 1983 (84 O.S. Supp. 1983, Section 271.1); providing for abandoned mineral interests; authorizing certain escheat actions; providing for requirements and procedures related to said actions; providing for costs and expenses of said actions; and providing an effective date.

HB 1583 — By Anderson of the House and Landis of the Senate.

An act relating to counties and county officers; amending 19 O.S. 1981, Sections 180.43, as amended by Section 1, Chapter 79, O.S.L. 1982 and 541 (19 O.S. Supp. 1983, Section 180.43); providing for expenses for the maintenance of prisoners in county jails and procedures related thereto; authorizing certain contracts; adding municipalities to government entities which may be contracted with for said services; providing for the disposition of certain funds; providing for certain claims; authorizing alternatives to certain reimbursement and allowance plans; providing penalties; providing for the dispostion of certain fees; prohibiting reimbursement for certain unauthorized travel; requiring certain reports and specifying the contents thereof; authorizing certain reimbursement; and declaring an emergency.

HB 1599 — By Abbott, Davis (Guy), Kelly, Shurden, Duke, Haney, Johnson (Glen) and Lewis of the House and Roberts and McDaniel of the Senate.

An act relating to roads, bridges, and ferries; amending 69 O.S. 1981, Section 1709; authorizing the Oklahoma Turnpike Author-

ity to issue certain bonds; modifying interest rate of bonds; and declaring an emergency.

HB 1600 — By Abbott, Duckett, Davis (Guy) and Murphy of the House and Winn of the Senate.

[Schools — amending Section 17-116.2 of Title 70 — Teacher's Retirement System — operative date — emergency]

HB 1601 — By Abbott.

[State government — amending Section 919.1 of Title 74 — Oklahoma Public Employees Retirement System — operative date — emergency]

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1026.**

HCR 1026 — By Harbin of the House and Stipe of the Senate.

A concurrent resolution directing the Department of Corrections to designate the Jackie E. Brannon Maximum Security Housing Unit; and directing distribution.

The above numbered measure was read the first time.

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

Brazil, Jerry H., Prudential Health Care Plan of Oklahoma, Inc.

Cooper, Paul P., III, Prudential Health Care Plan of Oklahoma, Inc.

Janco, Albert N., American Society of Mechanical Engineers.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 13, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 12:50 p.m. to meet Monday, February 13, 1984, at 1:30 p.m.

Twenty-fourth Legislative Day

Monday, February 13, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—43.

Excused: Luton, Porter, Wright and Young.—4.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Dennis Smart, Holiness Pentecostal Church, Fox, the guest of Senator Roberts.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1602.**

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 208** was adopted upon motion of Senator Hopkins.

SB 208, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Branch, Cain, Capps, Choate, Clifton, Cullison, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, McCune, McDaniel, Miller, Moore, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson and York.—30.

Nay: Boatner, Dahl, Dawson, Lamb, Leonard, O'Connor, Pierce and Schuelein.—8.

Excused: Cate, Keller, Luton, McIntyre, Porter, Terrill, Winn, Wright and Young.—9.

Vacancy: District 40.—1.

The bill passed.

Senators Dawson and Dahl 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: 9; Vacancy: District 40.—1.

The emergency passed.

SB 208, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 355 and **SCR 25** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1557 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 40 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

Senator Landis pressed his motion that the vote be reconsidered whereby **SB 338** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Branch, Capps, Choate, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Schuelein, Smith, Taliaferro, Taylor, Watson and York.—26.

Nay: Boatner, Cain, Clifton, Dawson, Kilpatrick, McDaniel, Miller, Roberts, Rozell, Shedrick and Stipe.—11.

Excused: Cate, Cullison, Keller, Luton, McIntyre, Porter, Terrill, Winn, Wright and Young.—10.

Vacancy: District 40.—1.

THIRD READING

SB 338 was read for the third time at length.

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

Aye: Branch, Capps, Choate, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Taylor and Winn.—25.

Nay: Boatner, Cain, Cate, Clifton, Dawson, Kilpatrick, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Watson and York.—17.

Excused: Luton, Porter, Terrill, Wright and Young.—5

Vacancy: District 40.—1.

The bill passed.

The emergency failed.

SB 338 was referred for engrossment.

GENERAL ORDER

SB 427 by Dawson of the Senate and Lewis of the House was called up for consideration.

Senator Dawson moved to amend **SB 427,** Page 30, Line 5, by striking after the word "commission" and before the word "is" the words "or other remuneration" and on Page 30, Line 8, as follows: By striking after the word "commission" and before the word

"paid" the words "or remuneration", and amending the title to conform, which amendment was declared adopted.

Senator Dawson asked unanimous consent that **SB 427** be laid over temporarily, which was the order.

Senator Roberts presiding.

GENERAL ORDER

SB 481 by Leonard of the Senate and Henry of the House was called up for consideration.

Senator Leonard moved that **SB 481** be advanced, which motion was declared adopted.

THIRD READING

SB 481 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn and York.—42.

Excused: Luton, Porter, Terrill, Wright and Young.—5.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 481 was referred for engrossment.

GENERAL ORDER

SB 444 by McCune of the Senate and Duke of the House was called up for consideration.

Senator Boatner asked to coauthor **SB 444,** which was the order.

Senator McCune moved that **SB 444** be advanced, which motion was declared adopted.

THIRD READING

SB 444 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn and York.—42.

Excused: Luton, Porter, Terrill, Wright and Young.—5.

Vacancy: District 40.—1.

The bill passed.

SB 444 was referred for engrossment.

GENERAL ORDER

SB 499 by Cullison of the Senate and Lewis of the House was called up for consideration.

Senator Cullison moved that **SB 499** be advanced, which motion was declared adopted.

THIRD READING

SB 499 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—40.

Nay: Dahl, Miller and Stipe.—3.

Excused: Luton, Porter, Wright and Young.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 499 was referred for engrossment.

GENERAL ORDER

SB 427 was considered further.

Senator Dawson moved that **SB 427** be advanced, which motion was declared adopted.

THIRD READING

SB 427 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—42.

Excused: Luton, Moore, Porter, Wright and Young.—5.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 427 was referred for engrossment.

GENERAL ORDER

SB 471 by Howell and Shedrick of the Senate and Craighead of the House was called up for consideration.

Senator Howell moved that **SB 471** be advanced, which motion was declared adopted.

THIRD READING

SB 471 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—39.

Nay: Branch, Pierce and Smith.—3.

Excused: Luton, McIntyre, Porter, Wright and Young.—5.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 471 was referred for engrossment.

INTRODUCTION

Senator Roberts introduced former Senator Tom Tipps, Ardmore, to the Senate.

GENERAL ORDER

SB 426 by Dawson of the Senate and Lewis of the House was called up for consideration.

Senator Dawson moved to amend **SB 426,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Dawson moved that **SB 426** be advanced, which motion was declared adopted.

THIRD READING

SB 426 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and York.—34.

Nay: Choate, Giles, Keller, Leonard, Moore, Pierce, Rhodes, Smith and Stipe.—9.

Excused: Luton, Porter, Wright and Young.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 426 was referred for engrossment.

GENERAL ORDER

SB 512 by Howell of the Senate and Craighead of the House was called up for consideration.

Senator Howell moved that **SB 512** be advanced, which motion was declared adopted.

THIRD READING

SB 512 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—38.

Nay: Branch, Choate, Keller, Pierce and Stipe.—5.

Excused: Luton, Porter, Wright and Young.—4.

Vacancy: District 40.—1.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Stipe moved that the vote be reconsidered whereby **SB 512** passed.

SECOND READING

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

SCR 32 — Transportation

HB 1553 — General Government
HB 1568 — Judiciary
HB 1583 — General Government
HB 1599 — Transportation
HB 1600 — Finance
HB 1601 — Policy
HCR 1026 — Law Enforcement

FIRST READING

The following was introduced and read the first time:

SCR 33 — By McDaniel.

A concurrent resolution memorializing the United States Congress to authorize and order construction of an interstate highway between Denver, Colorado, Oklahoma City, Oklahoma, and New Orleans, Louisiana; recommending the route of the highway through Oklahoma; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1493, 1542, 1636** and **1747.**

HB 1493 — By Pitezel, Davis (Porter), Harbin, Fair, Duckett, Clark and Baker of the House and Cate of the Senate.

An act relating to intoxicating liquors; amending 37 O.S. 1981, Section 537; prohibiting certain acts pertaining to alcoholic beverages and providing penalties; modifying hours during which alcoholic beverages may be sold and package stores may remain open; and providing an effective date.

HB 1542 — By Cotner of the House and Winn of the Senate.

An act relating to children; amending 10 O.S. 1981, Sections 1101, as amended by Section 13, Chapter 312, O.S.L. 1982, and 1112 (10 O.S. Supp. 1983, Section 1101), and 47 O.S. 1981, Section 11-903; defining certain terms; modifying certain definitions; authorizing certain juvenile proceedings; authorizing certification of certain children as adults; establishing certain criteria; providing for certain certification procedures; providing for certain exceptions; providing for recodification; providing an operative date; and declaring an emergency.

HB 1636 — By Cotner of the House and Winn of the Senate.

[Children — amending Section 1104.2 of Title 10 — considered adults for certain crimes — effective date]

HB 1747 — By Gray of the House and Taliaferro of the Senate.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 180.64C; modifying restrictions on salaries of certain county officers; and declaring an emergency.

The above numbered measures were read the first time.

BILL RELEASED

SJR 34 was referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 14, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:05 p.m. to meet Tuesday, February 14, 1984, at 1:30 p.m.

Twenty-fifth Legislative Day

Tuesday, February 14, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Ray Fountain, pastor, Unity Baptist Church, Ardmore, the guest of Senator Roberts.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 338, 426, 427, 444, 471, 481, 499 and **SJR 34** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SJR 33 by Rhodes of the Senate and Lancaster of the House was called up for consideration.

Senator Rhodes moved that **SJR 33** be advanced.

Senator Stipe moved as an in lieu motion to rerefer **SJR 33** to the Education Committee.

The Chair ruled the Rhodes motion to advance a prior motion to the Stipe motion to recommit to committee.

Senator Stipe moved to table the Rhodes motion to advance **SJR 33.**

The Presiding Officer ruled the Stipe motion out of order, citing provisions of Rule 13-3F. which prohibits a tabling motion to a motion to advance.

Senator Rhodes pressed his motion to advance **SJR 33,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Cullison, Dawson, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis,

Leonard, Luton, McDaniel, Moore, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—31.

Nay: Choate, Dahl, Dennis, Ford, Green, McCune, Miller, Pierce, Randle, Smith and Stipe.—11.

Excused: Cate, Keller, McIntyre, Porter and Young.—5.

Vacancy: District 40.—1.

THIRD READING

SJR 33 was read for the third time at length, as follows:

SJR 33 — By Rhodes of the Senate and Lancaster of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 26 of Article X of the Constitution of the State of Oklahoma; providing for limitations on indebtedness of political subdivisions; increasing maximum amount of indebtedness for school districts; requiring voter approval; providing for repayment of indebtedness; allowing school districts to contract with certain personnel for periods beyond current fiscal year with certain limitations; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. AMENDATORY The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 26 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 26. Except as herein otherwise provided, no county, city, town, township, school district, or other political corporation, or subdivision of the state, shall be allowed to become indebted, in any manner, or for any purpose, to an amount exceeding, in any year, the income and revenue provided for such year without the assent of three-fifths of the voters thereof, voting at an election, to be held for that purpose, nor, in cases requiring such assent, shall any indebtedness be allowed to be incurred to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness: Provided, that if a school district has an absolute need therefor, such district may, with the assent of three-fifths of the voters thereof voting at an election to be held for that purpose, incur indebtedness to an amount, including existing indebtness, in the aggregate exceeding five percent (5%) but not exceeding **[ten percent (10%)]** FIFTEEN PERCENT (15%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness, for the purpose of acquiring or improving school sites, constructing, repairing, remodeling or equipping buildings, or acquiring school furniture, fixtures or equipment; and such assent to such indebtedness shall be deemed to be a sufficient showing of such absolute need, unless otherwise provided by law. Provided further, that if a city or town has an absolute need therefor, such city or town may, with the assent of three-fifths of the voters thereof voting at an election to be held for that purpose, incur indebtedness to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) but not exceeding ten percent (10%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness, and such assent to such indebtedness

shall be deemed to be a sufficient showing of such absolute need unless otherwise provided by law. Provided, further, that any county, city, town, school district, or other political corporation, or subdivision of the state, incurring any indebtedness requiring the assent of the voters as aforesaid, shall, before or at the time of doing so, provide for the collection of an annual tax sufficient to pay the interest on such indebtedness as it falls due, and also to constitute a sinking fund for the payment of the principal thereof within twenty-five (25) years from the time of contracting the same, and provided further that nothing in this section shall prevent any school district from contracting with certificated personnel for periods extending one (1) year beyond the current fiscal year, under such conditions and limitations as shall be prescribed by law.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 26 of Article X of the Constitution of the State of Oklahoma which provides for indebtedness of political subdivisions by increasing debt limit for school districts from ten percent to fifteen percent; requiring voter approval; providing for repayment of indebtedness; and allowing school districts to contract with certificated personnel for periods beyond current fiscal year with certain limitations

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 passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—36.

Nay: Branch, Dahl, Keller, McDaniel, Miller, Moore, Schuelein, Stipe and Young.—9.

Excused: Clifton and McIntyre.—2.

Vacancy: District 40.—1.

The resolution was declared passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Stipe moved that the vote be reconsidered whereby **SJR 33** passed.

Senator McDaniel presiding.

GENERAL ORDER

SJR 35 by Rhodes of the Senate and Lancaster of the House was called up for consideration.

Senator Rhodes moved that **SJR 35** be advanced, which motion was declared adopted.

THIRD READING

SJR 35 was read for the third time at length, as follows:

SJR 35 — By Rhodes of the Senate and Lancaster of the House.

A joint resolution directing the Secretary of the State to refer to the people for their approval or rejection a proposed amendment to Section 9 of Article X of the Constitution of the State of Oklahoma; providing for amount of ad valorem taxation; increasing amount of emergency levy for benefit of schools; requiring voter approval; providing for termination of tax levy; deleting obsolete provisions; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. AMENDATORY The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 9 of Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 9. (a) Except as herein otherwise provided, the total taxes for all purposes on an ad valorem basis shall not exceed, in any taxable year, fifteen (15) mills on the dollar, no less than five (5) mills of which is hereby apportioned for school district purposes, the remainder to be apportioned between county, city, town and school district, by the county excise board, until such time as a regular apportionment thereof is otherwise provided for by the Legislature.

No ad valorem tax shall be levied for state purposes, nor shall any part of the proceeds of any ad valorem tax levy upon any kind of property in this state be used for state purposes.

(b) A tax of four (4) mills on the dollar valuation of all taxable property in the county shall be levied annually in each county of the state for school purposes and, until otherwise provided by law, the proceeds thereof shall be apportioned to the school districts of the county by the county treasurer on the basis of the legal average daily attendance for the preceding school year as certified by the State Board of Education. Provided that in case a school district lies in more than one county, such district shall be deemed a school district of the county having the greater part of the area comprising such district, unless otherwise provided by law, and shall be entitled to participate in the proceeds of such tax on the same basis as districts lying wholly within such county but revenue from such tax on the assessed valuation of the district in other counties shall, when collected, be transmitted to the county treasurer of such county having the greater part of the area comprising the district, unless otherwise provided by law, and be apportioned as hereinbefore provided for the proceeds of such tax on the assessed valuation of such county. Not to exceed seventy-five **[per centum]** PERCENT (75%) of the amount received by a school district from the proceeds of such county levy in any year shall be required to finance the state-guaranteed program of such district.

(c) Upon certification of a need therefor by the board of education of any school district an additional tax of not to exceed fifteen (15) mills on the dollar valuation of all taxable property in the district shall be levied for the benefit of the schools of such district.

(d) In addition to the levies hereinbefore authorized, any school district may make an emergency levy for the benefit of the schools of such district, in an amount not to exceed **[five (5)]** TEN (10) mills on the dollar valuation of the taxable property in such district when approved by a majority of the **[electors]** REG-

ISTERED VOTERS of the district voting on the question at an election called for such purpose. This emergency levy shall provide only sufficient additional revenue to meet the needs of the district each fiscal year as determined by the board of such district and must be approved by a majority of the **[electors]** REGISTERED VOTERS voting on said question at such an election for each fiscal year.

(d-1) In addition to the levies hereinbefore authorized, any school district may make a local support levy for the benefit of the schools of such district, in an amount not to exceed ten (10) mills on the dollar valuation of the taxable property in such district, when approved by a majority of the **[ad valorem taxpaying]** REGISTERED voters voting on said question at an election for each fiscal year called for such purposes. This local support levy shall provide only sufficient additional revenue to meet the needs of the district for each such fiscal year as determined by the board of such district; provided, **[an elector]** A REGISTERED VOTER desiring to vote upon such local support levy must present an ad valorem tax receipt for the year immediately preceding before being issued a ballot, or sign a sworn affidavit certifying the fact of such payment.

(e) The amount of revenue from school district ad valorem taxes levied under (a) and (c) of this section which any school district may be required to use to finance its state-guaranteed program shall not be in excess of its share, based upon its relative taxpaying ability as may be defined by law, of an amount equivalent to the net proceeds from a **[fifteen (15) mill]** FIFTEEN-MILL tax levy on the aggregate net assessed valuation of the state; but until such relative taxpaying ability is defined by the Legislature, the amount of revenue from such taxes which any school district may be required to use to finance its state-guaranteed program shall not be in excess of the net proceeds from an ad valorem tax levy of fifteen (15) mills on the dollar net assessed valuation of the district. No part of the proceeds from any ad valorem levy for emergency levy and local support levy under (d) and (d-1) of this section shall be required to finance the state-guaranteed program of such district.

Nothing in the amendments to the Constitution incorporated herein shall be construed to amend, alter or supersede the present application of Article XII-A, Sections 1 and 2 of the Oklahoma Constitution.

[(f) Should the amendment contained in subsection (d-1) hereof be adopted on September 14, 1965, the school board of any school district in the State may within ten (10) days thereafter file with the Excise Board of the county a supplemental estimate of needs and call a special election within fifteen (15) days after such call upon the new local support levy or emergency levy if not previously submitted, or both. The school board shall advertise notice of such election by publication in at least one issue of a newspaper having general circulation in the school district, or by posting in five public places in the district at least five (5) days before such election. Should the electors of the school district vote such additional levy in such election, the County Excise Board shall forthwith compute the levy and certify appropriations for all affected school districts and refile the budgets with the County Clerk and with the State Auditor. Notice of the filing of said budget shall be given as required by law. The forty (40) day protest period shall begin immediately upon the filing of said budgets.

For the fiscal year 1965-66, the Excise Board of each county shall not finally compute the levy nor certify the appropriations for the school districts of the State until after the school district shall have had the opportunity to hold a special election as provided herein.

Temporary appropriations, up to forty per centum (40%) of the estimated funds needed by the school board of any district in the State for the fiscal year 1965-66, may be

approved any time after the beginning of such fiscal year.

Upon the computation of the levy and certification of appropriations by the Excise Board, the County Assessors shall prepare or revise the tax rolls and deliver the same to the County Treasurer who shall proceed with the collection of the taxes as required by law.

Should it become necessary, because of the delay in computing levies and certifying appropriations as herein provided, the Governor may, by executive order, extend the time when taxes will be delinquent for the year of 1965, and that year only. Such extension of time shall be for the minimum time necessary to permit the County Assessor and County Treasurer to perform their duties as required by law.]

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 9 of Article X of the Constitution of the State of Oklahoma which provides for the amount of ad valorem taxation by increasing amount of emergency levy for the benefit of schools from five (5) mills to ten (10) mills; requiring voter approval; providing for termination of tax levy; and by deleting certain obsolete provisions

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—36.

Nay: Branch, Dahl, Dennis, Giles, Landis, Miller, Moore, Porter, Roberts, Stipe and Young.—11.

Vacancy: District 40.—1.

The resolution was declared passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Rhodes moved that the vote be reconsidered whereby **SJR 35** passed.

GENERAL ORDER

SB 495 by Terrill of the Senate and Twidwell of the House was called up for consideration.

Senator Terrill moved that **SB 495** be advanced, which motion was declared adopted.

THIRD READING

SB 495 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Nay: O'Connor.—1.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 495 was referred for engrossment.

GENERAL ORDER

SB 347 by Wright of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Rhodes asked to coauthor **SB 347,** which was the order.

Senator Wright moved that **SB 347** be advanced, which motion was declared adopted.

THIRD READING

SB 347 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—44.

Nay: Stipe.—1.

Excused: Winn and Young.—2.

Vacancy: District 40.—1.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Cate moved that the vote be reconsidered whereby **SB 347** passed.

GENERAL ORDER

SB 349 by Wright and Luton of the Senate and Cole and Stottlemyre of the House was called up for consideration.

Senator Rhodes asked to coauthor **SB 349,** which was the order.

Senator Wright moved that **SB 349** be advanced, which motion was declared adopted.

THIRD READING

SB 349 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell,

Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Nay: Keller.—1.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 349 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Shedrick pressed her motion to reconsider the vote whereby the emergency to **SB 475** failed, which motion to reconsider was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—41.

Nay: Dawson, McIntyre, Porter, Smith and Terrill.—5.

Excused: Winn.—1.

Vacancy: District 40.—1.

Senator Shedrick moved the passage of the emergency to **SB 475,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—37.

Nay: Dawson, Keller, McDaniel, Miller, Moore, Pierce, Porter, Roberts, Smith and Terrill.—10.

Vacancy: District 40.—1.

The emergency passed.

MOTION TO RECONSIDER VOTE

Senator Shedrick pressed her motion to reconsider the vote whereby **SB 475** passed.

Senator Taylor moved to table the Shedrick motion, which motion was declared adopted.

SB 475 was referred for engrossment.

GENERAL ORDER

SB 501 by Cullison of the Senate and Lewis of the House was called up for consideration.

Senator Cullison moved that **SB 501** be advanced, which motion was declared adopted.

Senator Roberts presiding.

THIRD READING

SB 501 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: Keller and O'Connor.—2.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 501 was referred for engrossment.

GENERAL ORDER

SB 502 by Cullison of the Senate and Lewis of the House was called up for consideration.

Senator Cullison moved to amend **SB 502,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cullison moved that **SB 502** be advanced, which motion was declared adopted.

THIRD READING

SB 502 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 502 was referred for engrossment.

GENERAL ORDER

SB 438 by Giles of the Senate and Fair of the House was called up for consideration.

Senator Giles moved to amend **SB 438,** Page 4, Line 18, by inserting after the word "candidate" and before the comma the following language: "unless he is unopposed", which amendment was declared adopted.

Senator Giles moved to amend **SB 438,** Page 5, Line 10, by inserting after the word "candidate" and before the comma the following language: "unless he is unopposed", which amendment was declared adopted.

Senator Giles moved to amend **SB 438,** Page 6, Line 1, by inserting after the comma and before the word "shall" the following: "and reports by unopposed candidates", which amendment was declared adopted.

Senator Dahl moved to amend **SB 438,** Page 7, Line 2½, by adding a new paragraph to read as follows: "4. All campaign signs, bill boards, and any other material publicly displayed during a campaign shall be removed by the person seeking that office, or his designee, within thirty (30) days following the general election. Failure to do so shall be a misdemeanor." and renumber succeeding paragraphs.

Senator Smith raised a point of order and questioned the Dahl amendment to **SB 438** as not being germane.

The Chair ruled the Dahl amendment germane.

Senator Giles moved to table the Dahl amendment to **SB 438,** which motion to table was declared adopted.

Senator Giles moved to amend **SB 438,** Page 7, Line 17, by deleting the emergency clause on Lines 17 and 18 on Page 7 and Lines 1 through 3 on Page 8, and inserting a new Section 3 to read as follows: "Section 3. This act shall become operative July 1, 1985."

Senator O'Connor moved to table the Giles amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Miller, Rozell and Shedrick.—3.

Excused: McIntyre and Porter.—2.

Vacancy: District 40.—1.

Senator Giles moved that **SB 438** be advanced, which motion was declared adopted.

THIRD READING

SB 438 was read for the third time at length.

On the question of passage of the bill and emergency the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Keller, McIntyre and Porter.—3.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 438 was referred for engrossment.

GENERAL ORDER

SB 439 by Giles of the Senate and Fair of the House was called up for consideration.

Senator Dahl asked to coauthor **SB 439,** which was the order.

Senator Giles moved to amend **SB 439,** Page 2, Line 5, by inserting after the word "contributions" and before the word "not" the following language: "and any interest income which they might earn which are", which amendment was declared adopted.

Senator Giles moved to amend **SB 439,** Page 2, Line 6, by inserting after the word "returned" and before the word "pursuant" the following: "to the contributors", which amendment was declared adopted.

Senator Giles moved to amend **SB 439,** Page 2, Line 7, by inserting after the word "to" and before the word "any" the following language: "the campaign of any other political candidate or candidates or to", which amendment was declared adopted.

Senator Luton moved to amend **SB 439,** Page 2, Line 7, by adding after the word "party" the following: "or retained by the candidate for use in a future election.", which amendment was declared adopted.

Senator Terrill moved to amend **SB 439,** Page 2, Line 7, by adding after the word "party" and before the Luton amendment the following language: "officially recognized by the State Election Board.", which amendment was declared adopted.

Senator Giles moved that **SB 439** be advanced, which motion was declared adopted.

THIRD READING

SB 439 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Keller and Porter.—2.

Vacancy: District 40.—1.

The bill passed.

SB 439 was referred for engrossment.

GENERAL ORDER

SB 488 by Rozell of the Senate and Adair of the House was called up for consideration.

Senator Rozell moved that **SB 488** be advanced, which motion was declared adopted.

THIRD READING

SB 488 was read for the third time at length.

On the question of passsage of the bill and emergency, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Keller, Moore and Porter.—3.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 488 was referred for engrossment.

GENERAL ORDER

SB 467 by Dawson of the Senate and Haney of the House was called up for consideration.

Senator Dawson moved that **SB 467** be advanced, which motion was declared adopted.

THIRD READING

Senator Dawson asked unanimous consent that **SB 467** be laid over for this legislative day, which was the order.

DECLARATION OF VOTE

Senator Shedrick asked that the record reflect a vote of "Aye" on the O'Connor motion to table the Giles motion to amend **SB 438,** which was the order.

COMMITTEE REPORTS

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

DO PASS:

SB 403 — Law Enforcement.
SB 421 — Appropriations.
SB 422 — Appropriations.
SB 423 — Appropriations.
SB 451 — Law Enforcement, coauthored by Lamb and Landis of the Senate.
HB 1479 — Human Resources, coauthored by Ford, Luton, McCune, McIntyre, Randle and Porter of the Senate.

DO PASS, as amended:

CS for **SB 333** — Human Resources, coauthored by Blodgett (principal House au-

thor).

CS for SB 376 — Appropriations.

CS for SB 378 — Appropriations.

SB 420 — Appropriations.

CS for SB 448 — Agriculture, coauthored by Capps, Dahl and Landis of the Senate and Sanders (principal House author).

SR 38 — Appropriations.

SECOND READING

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

SCR 33 — Transportation.
HB 1493 — General Government.
HB 1542 — Judiciary.
HB 1636 — Judiciary.
HB 1747 — General Government.

RULE SUSPENDED TO INTRODUCE RESOLUTION

Senator Roberts asked unanimous consent to suspend Rule 5-5 to introduce **SR 43,** which was the order.

FIRST READING

The following was introduced and read the first time:

SR 43 — By Roberts and Miller.

A resolution praising the career and accomplishments of Lonnie Rooney; recommending his induction into the National Cowboy Hall of Fame and Western Heritage Center; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1435, 1462, 1477** and **1627.**

HB 1435 — By Cole, Duckett and Baker of the House and Clifton of the Senate.

An act relating to property; making certain restrictive covenants unenforceable; providing exceptions; providing for codification; and declaring an emergency.

HB 1462 — By Leftwich, Fair, Osborne, Graves and Kincheloe of the House and Shedrick and Leonard of the Senate.

An act relating to elections; amending 26 O.S. 1981, Section 15-107; requiring certain reports; modifying reporting requirements; specifying uses of contributions received by candidates; specifying uses of interest earned on contributions; prohibiting certain contributions; providing for codification; and declaring an emergency date.

HB 1477 — By Hill and Duckett of the House and Leonard of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 205, as amended by Section 2, Chapter 206, O.S.L. 1983 (68 O.S. Supp. 1983, Section 205); providing that certain records and files be confidential and priviledged; providing for exceptions; adding an exception; providing for certain list; providing for penalties; requiring reporting of offenses; allowing use of certain records and files as evidence; and providing an effective date.

HB 1627 — By Harvey of the House and Choate of the Senate.

An act relating to the Commercial Code; amending 12A O.S. 1981, Section 9-302; requiring filing to perfect a security interest; providing and expanding exceptions; and providing an effective date.

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

Allen, Gregory Mark, Dean Witter

Reynolds.

Bryant, Gary E., Anderson Bryant and Company.

Chiles, Lois S., Oklahoma Chapter, National Association of Social Workers.

Hatley, Morris L., Leo Oppenheim and Company, Inc.

McClelland, Daphne Lynn, Oklahoma Coalition on Domestic Violence and Sexual Assault.

Munhollon, Samuel Clifford, Paine Web-Jackson Curtis.

Nance, Ken, Girl Scouts of America (addendum).

Smith, Charles A., Leo Oppenheim and Company, Inc.

Weeditz, Paul E., Texaco, U.S.A.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 15, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:05 p.m. to meet Wednesday, February 15, 1984, at 1:30 p.m.

Twenty-sixth Legislative Day

Wednesday, February 15, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Mr. James Bailey, Maxwell Church of Christ, Ardmore, the guest of Senator Roberts.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 349, 438, 439, 475, 488, 495, 501 and **502** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1557** as amended.

GENERAL ORDER

SB 479 by Landis of the Senate and Blodgett of the House was called up for consideration.

Senator Landis moved that **SB 479** be advanced, which motion was declared adopted.

THIRD READING

SB 479 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Choate, Cullison, Dahl, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Schuelein, Smith, Taliaferro, Taylor, Watson, Wright and York.—26.

Nay: Boatner, Branch, Clifton, Dawson, Dennis, Hopkins, Luton, McDaniel, McIntyre, Miller, Moore, Porter, Randle, Rob-

erts, Rozell, Shedrick, Stipe, Terrill, Winn and Young.—20.

Excused: Cate.—1.

Vacancy: District 40.—1.

The bill passed.

SB 479 was referred for engrossment.

GENERAL ORDER

SB 450 by Capps and Shedrick of the Senate and Widener of the House was called up for consideration.

Senator Taliaferro moved to amend **SB 450,** Page 28, Line 18, by adding after the word "misdemeanor" and before the period the words: "and shall be subject to a fine of Five Hundred ($500.00) Dollars for the first offense and One Thousand ($1,000.00) Dollars for each subsequent offense.", which amendment was declared adopted.

Senator Miller moved to amend **SB 450,** Page 32, Line 12½, by adding a new Section 16 to read as follows: "Section 16. AMENDATORY 2 O.S. 1981, Section 4-5 is amended to read as follows:

"Section 4-5. Any application for the registration of a mark or brand with the Board shall be on a form prescribed by the Board and shall be accompanied by a fee of **[Ten Dollars ($10.00)]** FIFTEEN DOLLARS ($15.00) for each mark or brand to be registered. Any such application for the registration of a brand shall show the brand location to the following body regions of animals: right shoulder, rib, and hind quarter, or left shoulder, rib, and hind quarter, except that previous existing registered brand portions are not affected in any way. The applicant shall select not less than three distinct brands and list them in the preferred order and he shall likewise select three locations on the animal and list them in the preferred order."

and by renumbering subsequent sections and amending the title to conform.

Senator Giles raised a point of order on the Miller amendment as not being germane to the subject matter contained in **SB 450.**

The Chair ruled the Miller amendment to **SB 450** germane.

Senator Miller pressed his motion to adopt his amendment to **SB 450,** which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dennis, Howell, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Watson, Winn, York and Young.—29.

Nay: Choate, Dawson, Green, Hopkins, Johnson, Leonard, Moore, Pierce, Rhodes, Schuelein, Taliaferro, Terrill and Wright.—13.

Excused: Ford, Giles, Keller, Kilpatrick and Porter.—5.

Senator Miller moved to amend **SB 450,** Page 33, Line 3, by adding after "1985." a new sentence to read as follows: "Section 16 of this act shall become effective January 1, 1985.", which amendment was declared adopted.

Senator Capps moved that **SB 450** be advanced, which motion was declared adopted.

THIRD READING

SB 450 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

the floor to answer questions on **SB 433,** which was the order.

Senator Boatner moved to amend **SB 433,** Page 65, Line 15, by striking after the word "judgment" on Line 15 and before the word "the" on Line 16, all language, which amendment was declared adopted.

Senator Boatner moved that **SB 433** be advanced, which motion was declared adopted.

THIRD READING

SB 433 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Kilpatrick and Porter.—2.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 433 was referred for engrossment.

GENERAL ORDER

SB 526 by Shedrick of the Senate and Fried of the House was called up for consideration.

Senator Stipe moved to amend **SB 526,** Page 10, Line 18, by adding after the word "permits" the following: "except handicapped students", which amendment was declared adopted.

Senator Stipe moved to amend **SB 526,** Page 11, Line 10, by inserting after the word "for" and before the word "any" the following: "debate materials or", which amendment was declared adopted.

Senator Young moved to amend **SB 526,** Page 11, Line 1, by striking paragraph 2 and renumbering, which amendment was declared adopted.

Senator Stipe moved to amend **SB 526,** Page 11, Lines 7 and 8, by striking all of Lines 7 and 8, which amendment was declared adopted.

Senator Stipe moved to amend **SB 526,** Page 11, Line 12, by adding after the word "given." by substituting a comma for the period and adding the following language: "or when a showing is made that the parents of said student do not have sufficient financial ability to pay the fees provided herein.", which amendment was declared adopted.

Senator Young moved to amend **SB 526,** Page 10, Lines 16 and 17 by striking the following language: "including but not limited to", which amendment was declared adopted.

Senator Choate moved to amend **SB 526,** Page 11, Line 12½, by adding a new Section 2 as follows: "Section 2. REPEALER 70 O.S. 1981, Section 5-110 is hereby repealed.", and by renumbering subsequent sections, which amendment was declared adopted.

Senator Shedrick asked unanimous consent to cripple the title to **SB 526,** to which request objection was heard.

Senator Shedrick moved to amend **SB 526,** Page 1, by crippling the title.

Senator Young moved to rerefer **SB 526** to the Committee on Education.

Senator Shedrick moved to table the Young motion, which tabling motion was

the floor to answer questions on **SB 433,** which was the order.

Senator Boatner moved to amend **SB 433,** Page 65, Line 15, by striking after the word "judgment" on Line 15 and before the word "the" on Line 16, all language, which amendment was declared adopted.

Senator Boatner moved that **SB 433** be advanced, which motion was declared adopted.

THIRD READING

SB 433 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Kilpatrick and Porter.—2.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 433 was referred for engrossment.

GENERAL ORDER

SB 526 by Shedrick of the Senate and Fried of the House was called up for consideration.

Senator Stipe moved to amend **SB 526,** Page 10, Line 18, by adding after the word "permits" the following: "except handicapped students", which amendment was declared adopted.

Senator Stipe moved to amend **SB 526,** Page 11, Line 10, by inserting after the word "for" and before the word "any" the following: "debate materials or", which amendment was declared adopted.

Senator Young moved to amend **SB 526,** Page 11, Line 1, by striking paragraph 2 and renumbering, which amendment was declared adopted.

Senator Stipe moved to amend **SB 526,** Page 11, Lines 7 and 8, by striking all of Lines 7 and 8, which amendment was declared adopted.

Senator Stipe moved to amend **SB 526,** Page 11, Line 12, by adding after the word "given." by substituting a comma for the period and adding the following language: "or when a showing is made that the parents of said student do not have sufficient financial ability to pay the fees provided herein.", which amendment was declared adopted.

Senator Young moved to amend **SB 526,** Page 10, Lines 16 and 17 by striking the following language: "including but not limited to", which amendment was declared adopted.

Senator Choate moved to amend **SB 526,** Page 11, Line 12½, by adding a new Section 2 as follows: "Section 2. REPEALER 70 O.S. 1981, Section 5-110 is hereby repealed.", and by renumbering subsequent sections, which amendment was declared adopted.

Senator Shedrick asked unanimous consent to cripple the title to **SB 526,** to which request objection was heard.

Senator Shedrick moved to amend **SB 526,** Page 1, by crippling the title.

Senator Young moved to rerefer **SB 526** to the Committee on Education.

Senator Shedrick moved to table the Young motion, which tabling motion was

declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Cullison, Dawson, Dennis, Hopkins, Howell, Leonard, Luton, McCune, McDaniel, Miller, Randle, Rhodes, Rozell, Shedrick, Taylor and Wright.—21.

Nay: Branch, Choate, Dahl, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, McIntyre, O'Connor, Pierce, Roberts, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Winn and Young.—22.

Excused: Kilpatrick, Moore, Porter and York.—4.

Vacancy: District 40.—1.

Senator Young pressed his motion to rerefer **SB 526** to the Education Committee, which motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Pierce, Schuelein, Taliaferro, Terrill, Watson, Winn and Young.—15.

Nay: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taylor and Wright.—26.

Excused: Kilpatrick, McIntyre, Moore, Porter, Smith and York.—6.

Vacancy: District 40.—1.

Senator Shedrick pressed her motion to cripple the title to **SB 526.**

Senator Stipe moved to table the Shedrick motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Choate, Dahl, Dennis, Ford, Green, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Smith, Stipe, Taliaferro, Watson, Winn and Young.—18.

Nay: Boatner, Cain, Capps, Cate, Clifton, Cullison, Dawson, Giles, Hopkins, Howell, Johnson, Leonard, Luton, McDaniel, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill and Wright.—24.

Excused: Kilpatrick, McIntyre, Moore, Porter and York.—5.

Vacancy: District 40.—1.

Senator Shedrick pressed her motion to amend **SB 526** by crippling the title, which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Luton, McDaniel, Miller, Randle, Rhodes, Rozell, Schuelein, Shedrick, Taylor, Terrill, Winn and Wright.—24.

Nay: Branch, Choate, Ford, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Roberts, Smith, Taliaferro, Watson and Young.—17.

Excused: Kilpatrick, McIntyre, Moore, Porter, Stipe and York.—6.

Vacancy: District 40.—1.

Senator Shedrick moved that **SB 526** be advanced, which motion was declared adopted.

Senator Roberts presiding.

THIRD READING

SB 526 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Leonard, Luton, McCune, McDaniel, Miller, Randle, Rhodes, Rozell, Shedrick, Stipe, Taylor, Watson, Winn, Wright and York.—27.

Nay: Branch, Dawson, Ford, Green, Johnson, Keller, Lamb, Landis, O'Connor, Pierce, Roberts, Schuelein, Smith, Taliaferro, Terrill and Young.—16.

Excused: Kilpatrick, McIntyre, Moore and Porter.—4.

Vacancy: District 40.—1.

The bill passed.

Senators Landis and Schuelein desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 29; Nay: 14; Excused: 4; Vacancy: District 40.—1.

The emergency failed.

SB 526 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby **SB 347** passed.

Senator Wright moved to table the Cate motion, which motion was declared adopted.

SB 347 was referred for engrossment.

GENERAL ORDER

SR 38 by Randle of the Senate was called up for consideration.

Senator Schuelein asked to coauthor **SR 38,** which was the order.

SR 38 was adopted upon motion of Senator Randle and referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 509 — Finance, coauthored by Abbott (principal House author).
SB 537 — Finance, coauthored by Widener (principal House author).

DO PASS, as amended:

CS for **SB 419** — Appropriations.
SB 539 — Education.
SJR 49 — Finance, coauthored by Henshaw (principal House author).

SECOND READING

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

SR 43 — General Government
HB 1435 — Judiciary
HB 1462 — Policy
HB 1477 — Finance
HB 1627 — Finance

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1632** and **1674.**

HB 1632 — By Mentzer, Atkinson, Blodgett, Brewster, Caldwell, Converse, Cotner, Davis (Guy), Duckett, Duke, Formby, Garrison, Hooper, Johnson (Don), Lancaster, Morgan, Rogers, Sanders, Smith (Bill) and Thompson of the House and Cullison of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 14-103A; provid-

ing width and length limitation on certain vehicles and structures; modifying width requirement; providing limitation on movement of certain vehicles; defining term; providing an effective date; and declaring an emergency.

HB 1674 — By Brewster, Smith (Bill), Littlefield, Willis and Adair of the House and Clifton of the Senate.

An act relating to property; amending 60 O.S. 1981, Section 658.1; requiring escrow accounts for unknown or unlocated mineral interest owners; requiring reports of accounts; providing procedure; providing for transmission of funds to Oklahoma Tax Commission; allowing certain exemption; creating Abandoned Mineral Interest Revolving Fund; providing for escrow reports to Unclaimed Property Division of Tax Commission and submission of claims; requiring investment of Fund monies and apportionment of interest earned; providing for transfer of monies after certain period; providing penalties; providing for codification; providing an operative date; and declaring an emergency.

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1027.**

HCR 1027 — By Monks, Davis (Guy), Abbott, Kelly and Murphy of the House and Dahl of the Senate.

A concurrent resolution memorializing the Secretary of the Army to reactivate the 45th Infantry Division as a Light Infantry Division of the Army National Guard; and directing distribution.

The above numbered measure was read the first time.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 16, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:45 p.m. to meet Thursday, February 16, 1984, at 11:00 a.m.

Twenty-seventh Legislative Day

Thursday, February 16, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—45.

Excused: Stipe and Young.—2.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Howard W. Roberts, Oklahoma City, retired Methodist minister, the father of Senator Roberts.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Charney, Yolanda, Owasso, as a member to the Human Rights Commission to serve a term of three years ending July 15, 1986. Ms. Charney will succeed herself.

Greadington, Pocahontas A., Tulsa, as a member to the State Board of Nursing Homes to serve a term of three years ending October 1, 1986. Ms. Greadington will succeed herself.

Hall, Albert E., Jr., Heavener, as a member to the Board of Regents of Carl Albert Junior College, to serve a term of seven years ending July 1, 1990. Mr. Hall will succeed himself.

Hogan, Sarah, Oklahoma City, as a member to the State Arts Council of Oklahoma to serve a term of three years ending July 1, 1986. Ms. Hogan will succeed William Horton.

Kendrick, Nancy A., Oklahoma City, as a member to the State Board of Public Accountancy, to serve a term of five years ending June 30, 1988. Mrs. Kendrick will succeed Kenneth Moak.

Ogle, LeRoy N., Tulsa, as a member to the State Board of Nursing Homes, to serve a term of three years ending July 1, 1985. Mr. Ogle will succeed J.C. Cobb.

Phelps, Edna Mae, Seminole, as a member to the Board of Regents of A & M Colleges to serve a term of six years ending April 2, 1988. Ms. Phelps will succeed Harber Lampl.

Wesley, George, Oklahoma City, as a member to the Human Rights Commission, to serve a term of three years ending July 15, 1985. Mr. Wesley will succeed Rev. W.B. Parker.

Youngman, William, Muskogee, as a member to the State Mining Board, to serve a term coterminous with the office of the Governor. Mr. Youngman will succeed himself.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 347, 425, 433, 450, 479 and **526** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 38 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1557.**

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

GENERAL ORDER

SB 376 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 376** be advanced, which motion was declared adopted.

THIRD READING

SB 376 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Excused: Dawson, Keller, McIntyre, Pierce, Porter, Stipe and Young.—7.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 376 was referred for engrossment.

GENERAL ORDER

SB 378 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 378** be advanced, which motion was declared adopted.

THIRD READING

SB 378 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leon-

ard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—39.

Nay: Moore and Smith.—2.

Excused: Dawson, Keller, McIntyre, Porter, Stipe and Young.—6.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 378 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 498 by York of the Senate and Vanatta of the House was called up for consideration.

Senator York moved that **SB 498** be advanced, which motion was declared adopted.

THIRD READING

SB 498 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Choate, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—39.

Excused: Capps, Clifton, Dawson, Keller, McIntyre, Porter, Stipe and Young.—8.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 498 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising that the House has concurred in the suspension of Joint Rule 17(b) in order to extend the deadlines for measures in the Appropriations Committees of the respective houses and to establish the following deadlines:

March 15 — Reporting measures from committee in the house of origin.
March 22 — Third reading and final passage of measures in the house of origin.
April 5 — Reporting measures from committee in the house opposite the house of origin.
April 12 — Third reading and final passage of measures in the house opposite the house of origin.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Taylor asked unanimous consent to withdraw **SR 42** from the Business and Labor Committee and refer same direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 42 by Taylor, Cullison and Dawson was called up for consideration.

Senators Howell and Landis asked to coauthor **SR 42,** which was the order.

SR 42 was adopted upon motion of Senator Taylor and referred for enrollment.

GENERAL ORDER

SB 509 by Shedrick of the Senate and Abbott of the House was called up for consideration.

Senator Shedrick moved to amend **SB 509,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Shedrick moved that **SB 509** be advanced, which motion was declared adopted upon a division of the question.

THIRD READING

Senator Shedrick asked unanimous consent that **SB 509** be laid over for this legislative day, which was the order.

SB 509 remains on Third Reading.

GENERAL ORDER

SB 539 by Taylor of the Senate and Fried of the House was called up for consideration.

Senator Taylor moved that **SB 539** be advanced, which motion was declared adopted.

THIRD READING

SB 539 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Choate, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—37.

Nay: Cain, Miller and Rozell.—3.

Excused: Clifton, Cullison, Dawson, Moore, Stipe, York and Young.—7.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 539 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 443 — Law Enforcement, coauthored by Johnson (Don) (principal House author).

SB 518 — Law Enforcement, coauthored by Branch of the Senate and Riggs (principal House author).

SJR 51 — Judiciary, coauthored by Johnson (Glen) (principal House author).

SJR 56 — Judiciary, coauthored by Williamson (principal House author).

SCR 30 — Transportation, coauthored by Kelly (principal House author).

SCR 31 — Transportation.

SCR 32 — Transportation, coauthored by Sherrer (principal House author).

DO PASS, as amended:

CS for **SB 122** — Judiciary.

CS for **SB 227** — Education, coauthored by Craighead (principal House author).

CS for **SB 407** — Judiciary, coauthored by Lamb of the Senate and Twidwell (principal House author).

SB 411 — Law Enforcement.

CS for **SB 466** — Judiciary, coauthored by Davis (Frank) (principal House author).

SB 487 — Law Enforcement, coauthored by Boyd (principal House author).

CS for **SB 517** — Judiciary, coauthored by Davis (Guy) (principal House author).

SB 524 — Law Enforcement, coauthored by Gray (principal House author).

CS for **SB 538** — Education, coauthored by Grieser (principal House author).

SB 551 — Law Enforcement, coauthored by Johnson (Glen) (principal House author).

SECOND READING

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

HB 1632 — Transportation
HB 1674 — Finance
HCR 1027 — General Government

LOBBYIST REGISTRATION

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Bennett, George Dewees, Union Oil Company of California.

BILL RELEASED

SB 512 was referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 20, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 11:45 a.m. to meet Monday, February 20, 1984, at 1:30 p.m.

Twenty-eighth Legislative Day

Monday, February 20, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45

Excused: O'Connor and Porter.—2.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Walt Spradling, Northwest Assembly of God, Ardmore, the guest of Senator Roberts.

GENERAL ORDER

SB 419 by Johnson of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 419** be advanced, which motion was declared adopted.

THIRD READING

SB 419 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—43.

Excused: Keller, O'Connor, Porter and Terrill.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 419 was referred for engrossment.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Pages 191 and 192, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—44.

Excused: O'Connor, Porter and Terrill.—3.

Vacancy: District 40.—1.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 376, 378, 498, 512 and **539** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 42 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 420 by Johnson of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 420** be advanced, which motion was declared adopted.

THIRD READING

SB 420 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—42.

Nay: Smith.—1.

Excused: O'Connor, Porter, Terrill and York.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 420 was referred for engrossment.

GENERAL ORDER

SB 421 by Johnson of the Senate and Sanders of the House was called up for consideration.

Senator Roberts moved to amend **SB 421,** Page 4, Line 6½, by adding a new Section 2 to read as follows:

"Section 2. REPEALER Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, Chapter 337, O.S.L. 1982 (59 O.S. Supp. 1983, Sections 1680, 1681, 1682, 1683, 1684, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1693, 1694, 1695 and 1696), are hereby repealed."

and renumbering subsequent sections and amending title to conform, which amendment failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Cate, Dahl, Dawson, Dennis, Ford, Giles, Keller, Lamb, Lu-

ton, McCune, Miller, Moore, Pierce, Rhodes, Roberts, Rozell, Smith, Stipe, Watson and Winn.—22.

Nay: Cain, Capps, Choate, Clifton, Cullison, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, McDaniel, McIntyre, Randle, Schuelein, Shedrick, Taliaferro, Taylor, Wright, York and Young.—22.

Excused: O'Connor, Porter, Terrill.—3.

Vacancy: District 40.—1.

Senator Johnson moved that **SB 421** be advanced, which motion was declared adopted.

THIRD READING

SB 421 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—39.

Nay: Boatner, Branch, Ford, Miller and Moore.—5.

Excused: O'Connor, Porter and Terrill.—3.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 421 was referred for engrossment.

GENERAL ORDER

SB 422 by Johnson of the Senate and Sanders of the House was called up for consideration.

Senator McDaniel moved that **SB 422** be rereferred to the Appropriations Committee and instruct the committee to amend the language to appoint three (3) Senate members by the Pro Tempore and three (3) House members by the Speaker and to strike the current members from the Board that oversees these funds., which motion failed of adoption.

Senator Johnson moved that **SB 422** be advanced, which motion was declared adopted.

THIRD READING

SB 422 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—43.

Nay: Pierce.—1.

Excused: O'Connor, Porter and Terrill.—3.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 422 was referred for engrossment.

GENERAL ORDER

SB 423 by Johnson of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 423** be advanced, which motion was declared adopted.

THIRD READING

SB 423 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Keller, Moore and Pierce.—3.

Excused: O'Connor and Porter.—2.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 423 was referred for engrossment.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Schuelein asked unanimous consent to withdraw **SB 340** from the General Government Committee and refer same to the Appropriations Committee, which was the order.

Senator Roberts presiding.

GENERAL ORDER

SB 469 by Dawson, et al, of the Senate and Holden of the House was called up for consideration.

Senator Dawson moved to amend **SB 469,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Stipe moved to amend **SB 469,** Page 11, Line 17, by striking the words and figure "One Hundred Thousand Dollars ($100,000.00)" and substituting therefor "Three Hundred Thousand Dollars ($300,000.00)", which amendment was declared adopted.

Senator Stipe moved to amend **SB 469,** Page 27, Line 1, by inserting after the word "to" and before the word "the" the words "a jury of", which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—36.

Nay: Choate, Dawson, Howell, Johnson, Schuelein and Young.—6.

Excused: Ford, McIntyre, O'Connor, Porter and Winn—5.

Vacancy: District 40.—1.

Senator Keller moved to amend **SB 469,** Page 27, Line 8, by adding after the word "Court." a new Section 19 as follows:

"Section 19 REPEALER 51 O.S. 1981, Sections 151, 152, 153, 154 (as amended by Section 1, Chapter 199, O.S.L. 1982), 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169 and 170 are hereby repealed."

and renumber the following sections and amending the title to conform, which amendment was declared adopted.

Senator Stipe moved to amend **SB 469,** Page 27, Line 9, by adding a new Section 18 and renumbering:

"Section 18. NEW LAW Nothing in this act shall abrogate or amend in any way presently existing remedies, causes of actions or claims presently existing on behalf of individuals or citizens.", which amendment was declared adopted.

Senator Dawson moved that **SB 469** be advanced, which motion was declared adopted.

THIRD READING

SB 469 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Nay: Johnson.—1.

Excused: McIntyre, Moore, O'Connor, Porter and Winn.—5.

Vacancy: District 40.—1.

The bill passed.

SB 469 was referred for engrossment.

GENERAL ORDER

SB 468 by Dawson, et al, of the Senate and Holden of the House was called up for consideration.

Senator Dawson moved to amend **SB 468,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Dawson moved that **SB 468** be advanced, which motion was declared adopted.

THIRD READING

SB 468 was read for the the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Clifton, Dawson, Hopkins, Howell, Kilpatrick, Leonard, Luton, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—18.

Nay: Boatner, Branch, Capps, Cate, Choate, Cullison, Dahl, Dennis, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, McCune, McDaniel, Miller, Pierce, Randle, Rhodes, Rozell, Watson, Wright and Young.—25.

Excused: McIntyre, Moore, O'Connor and Porter.—4.

Vacancy: District 40.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Dawson moved that the vote be reconsidered whereby **SB 468** failed.

GENERAL ORDER

SJR 44 by Dawson of the Senate and Holden of the House was called up for consideration.

Senator Dawson asked unanimous consent that **SJR 44** be laid over for this legislative day, which was the order.

GENERAL ORDER

SB 537 by Winn of the Senate and Widener of the House was called up for consideration.

Representative Reimer asked to coauthor **SB 537,** which was the order.

Senator Winn moved that **SB 537** be advanced, which motion was declared adopted.

THIRD READING

SB 537 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: McIntyre, Moore, O'Connor and Porter.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 537 was referred for engrossment.

GENERAL ORDER

SB 403 by Cate of the Senate and Hobson of the House was called up for consideration.

Senator Hopkins moved to amend **SB 403,** Page 2, Lines 3 and 4, by deleting after the word "exceed" the words and figure "One Hundred Dollars ($100.00)" and inserting in lieu thereof the following: "Seventy-five Dollars ($75.00)", which amendment was declared adopted.

Senator Cate moved that **SB 403** be advanced, which motion was declared adopted.

THIRD READING

SB 403 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Nay: Young.—1.

Excused: McIntyre, Moore, O'Connor and Porter.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 403 was referred for engrossment.

GENERAL ORDER

SJR 49 by Smith of the Senate and Henshaw of the House was called up for consideration.

Senator Smith moved that **SJR 49** be advanced, which motion was declared adopted.

THIRD READING

SJR 49 was read for the third time at length, as follows:

SJR 49 — By Smith of the Senate and Henshaw of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new section to Article X thereof, to be designated Section 9D; authorizing an additional ad valorem tax levy for construction, maintenance and improvement of county parks in counties meeting certain criteria; requiring voter approval; providing for termination of levy; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH 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 a new Section 9D, to read as follows:

Section 9D. For the purposes of constructing, maintaining or improving county parks, any county within the state having a population of over two hundred fifty thousand (250,000) according to the most recent Federal Decennial Census and having a county park system, may impose annually an additional levy not to exceed **THREE (3)** millS on the dollar of the assessed valuation of the county. Such levy shall be approved by a majority of the registered voters of the county, voting on the question at an election called for such purpose by the board of county commissioners, or by initiative petition by the voters of a county. A maximum levy of **THREE (3)** millS may be made for such purpose after such approval until repealed by a majority of the registered voters of the county, voting on the question at an election called for such purpose by the board of county commissioners, or by initiative petition by the voters of a county.

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 adding a new Section 9D, authorizing an additional county ad valorem tax levy not to exceed **THREE (3)** millS on the dollar of assessed valuation for construction, maintenance and improvement of county parks in counties with a population of over two hundred-fifty thousand (250,000) having a county park system; requiring voter approval; and providing for the termination of the tax levy

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 passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Cullison, Dahl, Ford, Giles, Hopkins, Keller, Luton, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—25.

Nay: Branch, Capps, Choate, Dawson, Dennis, Green, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Pierce and Stipe.—17.

Excused: McIntyre, Moore, O'Connor, Porter and York.—5.

Vacancy: District 40.—1.

The resolution was declared passed.

SJR 49 was ordered referred for engrossment.

COMMITTEE APPOINTMENT

Pursuant to **HB 1286,** 1983, President Pro Tempore York announced the following appointments to serve a term coterminous with the term of the President Pro Tempore.

BOARD OF TRUSTEES OF
THE OKLAHOMA SCHOOL OF
SCIENCE AND MATHEMATICS

Senator Stratton Taylor, Claremore
Mr. Delano Campbell, Moore
Dr. Earl D. Mitchell, Jr., Stillwater
Mr. Bill R. Phillips, Choctaw
Dr. Richard C. Powell, Stillwater
Mr. Bill Salwaechter, Claremore
Mr. Leroy Taylor, Muldrow

COMMITTEE REPORTS

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

DO PASS:

SB 316 — Finance, coauthored by Kelly (principal House author).

SB 341 — Business and Labor, coauthored by Stottlemyre (principal House author) and Ross of the House.

SB 434 — Human Resources, coauthored by Sanders (principal House author).

SB 447 — General Government, coauthored by Glover (principal House author).

SB 453 — Natural Resources.

SB 455 — Human Resources, coauthored by McIntrye of the Senate and Riggs (principal House author).

SB 473 — Judiciary, coauthored by Dawson of the Senate and Sanders (principal House author).

SB 478 — Business and Labor, coauthored by Hill (principal House author).

SB 480 — Judiciary, coauthored by Williamson (principal House author).

SB 489 — General Government, coauthored by Ford of the Senate and Rogers (principal House author) and Gray of the House.

SB 503 — Business and Labor, coauthored by Lewis (principal House author).

SB 504 — Finance, coauthored by Brown (principal House author).

SB 516 — Human Resources , coauthored by Willis (principal House author) and Mentzer of the House.

SB 532 — Judiciary, coauthored by Dawson of the Senate and Henry (principal House author) and Sanders of the House.

SB 533 — Judiciary, coauthored by Schuelein of the Senate and Littlefield (principal House author).

SB 541 — Finance.

SB 544 — Judiciary, coauthored by Holden (principal House author).

SB 545 — Finance, coauthored by Reimer (principal House author).

SB 546 — Finance, coauthored by Deatherage (principal House author).

SB 547 — Finance, coauthored by Henry (principal House author).

SB 555 — Finance, coauthored by Williams (Penny) (principal House author).

SJR 42 — Finance, coauthored by Benson (principal House author).

SJR 43 — Judiciary, coauthored by Converse (principal House author).

DO PASS, as amended:

CS for **SB 192** — Natural Resources, coauthored by Converse (principal House author).

CS for **SB 242** — Finance, coauthored by Barker (prinipal House author).

SB 253 — Human Resources, coauthored by Talley (principal House author).

SB 416 — Business and Labor, coauthored by Holden (principal House author).

CS for **SB 428** — Business and Labor, coauthored by Hooper (principal House author).

SB 431 — Business and Labor, coauthored by Holden (principal House author).

SB 435 — Business and Labor, coauthored by Sanders (principal House author).

CS for **SB 460** — Natural Resources, coauthored by Rogers (principal House author).

CS for **SB 461** — Finance, coauthored by Lewis (principal House author) and Haney of the House.

SB 477 — Judiciary, coauthored by Williamson (principal House author).

SB 485 — Judiciary, coauthored by Davis (Guy) (principal House author).

SB 492 — Judiciary, coauthored by Fair (principal House author).

CS for **SB 507** — Finance, coauthored by York of the Senate and Monks (principal House author).

SB 520 — Natural Resources, coauthored by Holden (principal House author).

SB 521 — Business and Labor, coauthored by Benson (principal House author).

SB 527 — Finance, coauthored by Hobson (principal House author).

CS for **SB 530** — Human Resources, coauthored by Blodgett (principal House author).

SB 536 — General Government, coauthored by Formby (principal House author).

SB 540 — Transportation, coauthored by Landis of the Senate and Benson (principal House author).

CS for **SB 549** — Business and Labor, coauthored by Brewster (principal House author).

SB 550 — Transportation, coauthored by Landis, Hopkins, O'Connor, Taliaferro, Branch, Clifton, Dennis, Kilpatrick, Watson, Luton, Stipe, Howell and McIntyre of the Senate and Thompson (principal House author) and Blodgett of the House.

SB 556 — Finance.

CS for **SB 557** — Business and Labor, coauthored by Hobson (principal House author).

SB 559 — Human Resources, coauthored by Riggs (principal House author).

SB 560 — Natural Resources, coauthored by Johnson (Don) (principal House author).

SB 561 — Business and Labor, coauthored by Hale (principal House author).

SJR 39 — Policy, coauthored by Boatner, Branch, Capps, Cate, Choate, Clifton, Dahl, Dawson, Dennis, Ford, Keller, Landis, Lamb, Leonard, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Porter, Randle, Roberts, Stipe, Winn and Young of the Senate.

SJR 40 — Transportation, coauthored by Atkinson (principal House author).

SJR 47 — Finance, coauthored by Hobson (principal House author).

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

Huddleston, Richard, Western Information Systems, Inc.

Lake, William C., Western Information Systems, Inc.

Long, Curtis M., Western Information Systems, Inc. (addendum)

BILLS RELEASED

SJRs 33 and **35** were referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 21, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:45 p.m. to meet Tuesday, February 21, 1984, at 1:30 p.m.

Twenty-ninth Legislative Day

Tuesday, February 21, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Moore, O'Connor and Stipe.—3.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Lamb.

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 208**.

The above numbered bill, as amended in conference, was referred for enrollment.

RESOLUTION WITHDRAWN—DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to withdraw **HCR 1027** from the General Government Committee and refer same direct to the Calendar, which was the order.

GENERAL ORDER

SB 489 by Capps and Ford of the Senate and Rogers and Gray of the House was called up for consideration.

Senator Rhodes asked to coauthor **SB 489**, which was the order.

Senator Capps moved that **SB 489** be advanced, which motion was declared adopted.

THIRD READING

SB 489 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Moore, O'Connor, Porter, Randle and Stipe.—5.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 489 was referred for engrossment.

GENERAL ORDER

SB 443 by Dahl of the Senate and Johnson (Don) of the House was called up for consideration.

Senator Dahl moved that **SB 443** be advanced, which motion was declared adopted.

THIRD READING

Senator Dahl asked unanimous consent that the vote be reconsidered whereby **SB 443** was advanced, which was the order.

GENERAL ORDER

Senator Dahl asked unanimous consent that **SB 443** be laid over temporarily, which was the order.

GENERAL ORDER

SB 487 by Taylor of the Senate and Boyd of the House was called up for consideration.

Senator Taylor moved that **SB 487** be advanced, which motion was declared adopted.

THIRD READING

SB 487 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: Pierce and Young.—2.

Excused: Moore, O'Connor, Porter, Randle and Stipe.—5.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 487 was referred for engrossment.

GENERAL ORDER

SB 451 by Dahl, et al, of the Senate and Kamas of the House was called up for consideration.

Senator Lamb asked that his name be removed as a coauthor of **SB 451,** which was the order.

Senator Dahl moved that **SB 451** be advanced, which motion was declared adopted.

THIRD READING

SB 451 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cate, Cullison, Dahl, Dennis, Ford, Giles, Hopkins, Johnson, Landis, McIntyre, Miller, Roberts, Rozell, Shedrick, Taylor and Winn.—18.

Nay: Cain, Capps, Choate, Clifton, Dawson, Green, Howell, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Pierce, Rhodes, Schuelein, Smith, Taliaferro, Terrill, Watson, Wright, York and Young.—24.

Excused: Moore, O'Connor, Porter, Randle and Stipe.—5.

Vacancy: District 40.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Dahl moved that the vote be reconsidered whereby **SB 451** failed.

GENERAL ORDER

SB 122 by Howell of the Senate and Henry of the House was called up for consideration.

Senator Howell moved that **SB 122** be advanced, which motion was declared adopted.

THIRD READING

SB 122 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41

Excused: Leonard, Moore, O'Connor, Porter, Randle and Stipe.—6.

Vacancy: District 40.—1.

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: 42; Excused: 5; Vacancy: District 40.—1.

The emergency passed.

SB 122 was referred for engrossment.

GENERAL ORDER

SB 227 by Howell of the Senate and Craighead of the House was called up for consideration.

Senator Howell moved that **SB 227** be advanced, which motion was declared adopted.

THIRD READING

SB 227 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and York.—36.

Nay: Boatner, Branch, McDaniel, Miller, Terrill and Young.—6.

Excused: Moore, O'Connor, Porter, Randle and Stipe.—5.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 227 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 403, 419, 420, 421, 422, 423, 469, 537 and **SJRs 33, 35** and **49** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 443 was considered further.

Senator Green moved to amend **SB 443,** Page 2, Line 16, by adding after the word "vehicle" and before the word "The" the following language: "when not otherwise reported by a law enforcement officer", which amendment was declared adopted.

Senator Dahl moved that **SB 443** be advanced, which motion was declared adopted.

THIRD READING

SB 443 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Cullison, Dahl, Dennis, Giles, Green, Keller, Kilpatrick, Landis, McIntyre, Miller, Porter, Roberts, Shedrick, Smith, Taliaferro, Taylor, Winn and York—21.

Nay: Cain, Cate, Choate, Clifton, Dawson, Ford, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McDaniel, Pierce, Rhodes, Rozell, Schuelein, Terrill, Watson, Wright and Young.—22.

Excused: Moore, O'Connor, Randle and Stipe.—4.

Vacancy: District 40.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Dahl moved that the vote be reconsidered whereby **SB 443** failed.

GENERAL ORDER

SB 483 by Terrill of the Senate and Holden of the House was called up for consideration.

Senator Terrill moved that **SB 483** be advanced, which motion was declared adopted.

THIRD READING

SB 483 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Nay: Keller.—1.

Excused: Moore, O'Connor, Randle, Stipe and York.—5.

Vacancy: District 40.—1.

The bill passed.

SB 483 was referred for engrossment.

Senator Kilpatrick presiding.

GENERAL ORDER

SB 466 by Pierce of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Pierce moved that **SB 466** be advanced, which motion was declared adopted.

THIRD READING

SB 466 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson and Wright.—35.

Nay: Luton, McIntyre, Terrill, Winn and Young.—5.

Excused: Keller, Moore, O'Connor, Porter, Randle, Stipe and York.—7.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 466 was referred for engrossment.

GENERAL ORDER

SB 482 by McCune of the Senate and Monks of the House was called up for consideration.

Senator McCune moved to amend **SB 482,** Page 1, by crippling the title, which amendment was declared adopted.

Senator McCune moved to amend **SB 482,** Page 3, Line 5, by adding after the word "or" and before the word "when" the following: "for farm use as defined in this act or", which amendment was declared adopted.

Senators Capps and Lamb moved to amend **SB 482,** Page 4, Line 17½, by adding the following language: "; provided, proof of said farm use shall be by the person applying for a farm use tag by presenting their farm serial number assigned to said person's farm by the Agriculture Stabilization Conservation County Committee.", which amendment was declared adopted.

Senator McCune moved that **SB 482** be advanced, which motion was declared adopted.

THIRD READING

SB 482 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—36.

Nay: Boatner, Branch, Dahl, Dennis and Kilpatrick.—5.

Excused: Keller, Moore, O'Connor, Porter, Randle and Stipe.—6.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 482 was referred for engrossment.

GENERAL ORDER

SB 492 by Giles of the Senate and Fair of the House was called up for consideration.

Senator Giles moved to amend **SB 492,** Page 2, Line 12, by adding Section 2 as follows: the Emergency Clause, which amendment was declared adopted.

Senator Giles moved that **SB 492** be advanced, which motion was declared adopted.

THIRD READING

SB 492 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Keller, Moore, O'Connor, Porter, Randle and Stipe.—6.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 492 was referred for engrossment.

GENERAL ORDER

SB 505 by Cullison of the Senate and Lewis of the House was called up for consideration.

Senator Cullison moved to amend **SB 505,** Page 38, Line 9, by restoring the stricken language through the word "benefits" on Page 39, Line 3; and on Page 38, Line 14, by adding after the restored word "title;" the word "and" and by relettering subsequent subsections; and on Page 41, Line 13, by restoring the stricken letter "B" and deleting the letter "A", which amendment was declared adopted.

Senator Cullison moved that **SB 505** be advanced, which motion was declared adopted.

THIRD READING

SB 505 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Keller, Luton, Moore, O'Connor, Porter, Randle and Stipe.—7.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 505 was referred for engrossment.

GENERAL ORDER

SB 557 by Cain of the Senate and Hobson of the House was called up for consideration.

Senator Cain moved to amend **SB 557,** Page 13, Line 1½, by striking present Section 8 and substituting a new Section 8 as follows:

"Section 8. NEW LAW A new section of law to be codified as Section 888.8 of Title 59, unless there is created a duplication in numbering, reads as follows:

"A. The Board shall waive the examination and grant a license to any person certified prior to the effective date of this act as an occupational therapist registered (OTR) or a certified occupational therapy assistant (COTA) by the American Occupational Therapy Association. The Board may waive the examination, education or experience requirements and grant a license to any person so certified after the effective date of this act if the Board considers the requirements for such certification to be equivalent to the requirements for licensure in this act.

B. The Board may waive the examination, education or experience requirements and grant a license to any applicant who shall present proof of current licensure as an occupational therapist or occupational therapy assistant in another state, the District of Columbia, or territory of the United States which requires standards of licensure considered by the Board to be equivalent to the requirements for licensure in this act.

C. An applicant may be licensed as an occupational therapist if he has first practiced as an occupational therapy assistant for four (4) years and has completed the requirements of paragraph 4 of Section 6 of this act before January 1, 1988 and has passed the examination for occupational therapist.",

which amendment was declared adopted.

Senator Cain moved that **SB 557** be advanced, which motion was declared adopted.

THIRD READING

SB 557 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Clifton, Cullison, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, McCune, McDaniel, McIntyre, Miller, Roberts, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—25.

Nay: Boatner, Branch, Choate, Dahl, Dawson, Ford, Giles, Green, Landis, Leonard, Pierce, Randle, Rhodes, Rozell, Schuelein and Young.—16.

Excused: Capps, Keller, Moore, O'Connor, Porter and Stipe.—6.

Vacancy: District 40.—1.

The bill passed.

SB 557 was referred for engrossment.

GENERAL ORDER

SJR 44, considered on page 202, was considered further.

Senator Dawson moved to amend **SJR 44,** Page 2, Line 5, by restoring all stricken language and by deleting after the word "and" and before the word "the", the word "but", and substituting in lieu thereof the words ",except in claims or actions against the state or any of its political subdivisions," and by amending the title to conform, which amendment was declared adopted.

Senator Dawson moved to amend **SJR 44,** Page 3, Line 4, by inserting after the word "on" and before the word "the" the words "claims or actions against the state or any of its political subdivisions for", and amending title to conform, which amendment was declared adopted.

Senator Dawson moved that **SJR 44** be advanced, which motion was declared adopted.

THIRD READING

SJR 44 was read for the third time at length, as follows:

SJR 44 — By Dawson of the Senate and Holden of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed constitutional amendment to Section 7 of Article XXIII of the Oklahoma Constitution; authorizing the Legislature to set statutory limits on the amount of recoverable damages for injuries resulting in death in claims or actions against the state or its political subdivisions; providing a ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment of Section 7 of Article XXIII of the Constitution of the State of Oklahoma, to read as follows:

Section 7. The right of action to recover damages for injuries resulting in death shall never be abrogated, and, EXCEPT IN CLAIMS OR ACTIONS AGAINST THE STATE OR ANY OF ITS POLITICAL SUBDIVISIONS, the amount recoverable shall not be subject to any statutory limitation, provided however, that the Legislature may provide an amount of compensation under the **[Workmen's]** WORKER'S Compensation Law for death resulting from injuries suffered in employment covered by such law, in which case the compensation so provided shall be exclusive.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 7 of Article XXIII of the Oklahoma Constitution by authorizing the Legislature to set statutory limits on claims or actions against the state or any of its political subdivisions for the amount of recoverable damages for injuries resulting in death

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 passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Dahl, Keller, Moore, O'Connor, Porter, Roberts, Shedrick and Stipe.—8.

Vacancy: District 40.—1.

The resolution was declared passed.

SJR 44 was ordered referred for engrossment.

GENERAL ORDER

SJR 51 by Miller of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Branch asked to coauthor **SJR 51,** which was the order.

Senator Miller moved that **SJR 51** be advanced, which motion was declared adopted.

THIRD READING

SJR 51 was read for the third time at length, as follows:

SJR 51 — By Miller and Branch of the Senate and Johnson (Glen) 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 18 of Article II of the Oklahoma Constitution, which relates to grand juries; increasing number of qualified electors who must sign petition requesting that a grand jury be ordered; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 18 of Article II of the Constitution of the State of Oklahoma, to read as follows:

A grand jury shall be composed of twelve (12) persons, any nine **[(9)]** of whom concurring may find an indictment or true bill. A grand jury shall be convened upon the order of a district judge upon his own motion; or such grand jury shall be ordered by a district judge upon the filing of a petition therefor signed by qualified electors of the county equal to **[one percent (1%)]** TWO PERCENT (2%) of the population of the county according to the last preceding Federal Decennial Census, with the minimum number of required signatures being **[two hundred (200)]** FOUR HUNDRED (400) and the maximum being **[five hundred (500)]** ONE THOUSAND TWO HUNDRED (1,200); and further providing that in any calendar year in which a grand jury has been convened pursuant to a petition therefor, then any subsequent petition filed during the same calendar year shall require double the minimum number of signatures as were required hereunder for the first petition; or such grand jury shall be ordered convened upon the filing of a verified application by the Attorney General of the State of Oklahoma who shall have authority to conduct the grand jury in investigating crimes which are alleged to have been committed in said county or involving multicounty criminal activities; when so assembled such grand jury shall have power to inquire into and return indictments for all

character and grades of crime. All other provisions of the Constitution or the laws of this state in conflict with the provisions of this constitutional amendment are hereby expressly repealed.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 18 of Article II of the Constitution of the State of Oklahoma by increasing the number of qualified electors who must sign a petition requesting that a grand jury be ordered to a number equal to two percent (2%) of the population of the county with the minimum number of required signatures being four hundred (400) and the maximum being one thousand two hundred (1,200)

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Winn, York and Young.—31.

Nay: Choate, Howell, Leonard, McIntyre, Rhodes, Smith, Watson and Wright.—8.

Excused: Dahl, Keller, Moore, O'Connor, Porter, Roberts, Shedrick and Stipe.—8.

Vacancy: District 40.—1.

The resolution was declared passed.

SJR 51 was ordered referred for engrossment.

GENERAL ORDER

SCR 31 by McDaniel of the Senate and Johnson (Glen) of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 31** which was the order.

SCR 31 was adopted upon motion of Senator McDaniel and referred for engrossment.

GENERAL ORDER

SB 437 by Clifton of the Senate and Lewis of the House was called up for consideration.

Senator Clifton moved to amend **SB 437,** Page 1, by striking the title, enacting clause and body of the bill and substituting the following:

"An act relating to state government; amending 74 O.S. 1981, Sections 85.4 and 85.5, as amended by Sections 106 and 107, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1983, Sections 85.4 and 85.5), which relate to the Oklahoma Central Purchasing Act; permitting leasing of supplies, equipment or materials by state agencies; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 74 O.S. 1981, Section 85.4, as amended by Section 106, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1983, Section 85.4), is amended to read as follows:

Section 85.4 Except as provided in Section 85.12 of this title, every state agency shall acquire all contractual services, supplies, equipment, or materials used, consumed or spent by such agency in the performance of its official functions by the presentation of requisitions for such services, supplies, materials, or equipment to the Purchasing Division established in Section 85.3 of this title and no such items or service shall be acquired by any state agency for such use OR CONSUMPTION except by the presentation of such requisition and receipt of the items or service requisitioned through the Purchasing Division. The provisions of the Oklahoma Central Purchasing Act shall not preclude the acceptance of gifts and donations in the manner now authorized by law or the purchase of any equipment, materials, supplies, or services by any state agency acting for itself and without presentation of a requisition when such acquisition is authorized in writing by the State Purchasing Director. Every state agency shall have the authority to determine its own quantitative needs for services, supplies, equipment, and materials, insofar as it has such authority under existing law and shall have the authority to determine the general class or nature of supplies, equipment, materials, or services, subject to the provisions of Section 85.5 of this title.

No state agency shall enter into a lease-purchase agreement if title is acquired to tangible property of any class or nature by making lease, rental, or any other type payments, or enter into lease agreements for tangible property, except as specifically authorized by law or by a governing board of regents as to institutions within The Oklahoma State System of Higher Education**[. The leasing or]** AND EXCEPT INSOFAR AS DATA PROCESSING EQUIPMENT OR OTHER EQUIPMENT IS CONCERNED; PROVIDED, HOWEVER, THE lease-purchase of data processing or other equipment must be processed by competitive bids through the Purchasing Division of the Office of Public Affairs except as to those agencies exempt under Section 118.9 of this title.

THE PURCHASING DIVISION OF THE OFFICE OF PUBLIC AFFAIRS MAY PERMIT LEASING OF SUPPLIES, EQUIPMENT OR MATERIALS BY STATE AGENCIES IF SUCH LEASING IS DETERMINED BY THE PURCHASING DIVISION OF THE OFFICE OF PUBLIC AFFAIRS TO BE IN THE BEST INTEREST OF THE STATE, PROVIDED THAT SUCH LEASING MUST BE PROCESSED BY COMPETITIVE BIDS THROUGH THE PURCHASING DIVISION OF THE OFFICE OF PUBLIC AFFAIRS EXCEPT AS TO THOSE ACQUISITIONS EXEMPT UNDER SECTION 85.12 OF THIS TITLE.

SECTION 2. AMENDATORY 74 O.S. 1981, Section 85.5, as amended by Section 107, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1983, Section 85.5), is amended to read as follows:

Section 85.5 Subject to the provisions of Section 85.4 of this title, the State Purchasing Director, under the supervision of the Director of Public Affairs, shall have sole authority and responsibility for the acquisi-

tion of all materials, supplies, equipment, and services acquired, used or consumed by agencies of the state government. The State Purchasing Director, after consultation with the requesting or purchasing agency, shall have authority to determine the particular brand, model, or other specific classification of each item or group of materials, supplies, equipment, or services to be acquired for such use or consumption, and to draft specifications establishing the requirements for all such LEASES OR purchases under the restrictions provided in the Oklahoma Central Purchasing Act. The Director of Public Affairs shall have authority and responsibility to promulgate rules and regulations governing, providing for, and prescribing:

[(1)] 1. The time, manner, authentication, and form of making requisitions for supplies, materials, equipment, and services covered by the Oklahoma Central Purchasing Act; and

[(2)] 2. Inspection and testing of all supplies, materials, and equipment purchased OR LEASED for use or consumption by state agencies and for analyzing and testing any samples or portions thereof, and the manner of such inspections, tests, and analyses; and

[(3)] 3. The form and the time and manner of submission of any bids submitted for contracts to furnish any of the items or services affected by this act and the manner of opening and accepting the same, subject to restrictions contained in the Oklahoma Central Purchasing Act; and

[(4)] 4. The conditions under which written contracts for such purchases OR LEASES are to be required for the acquisitions affected by the Oklahoma Central Purchasing Act and the conditions under which such acquisitions may be made on an open account basis, subject to restrictions contained in the Oklahoma Central Purchasing Act, and the conditions and manner of negotiating such contracts; and

[(5)] 5. The conditions under which surplus, or other unused materials, supplies, or equipment acquired or owned by the state agency may be sold, or traded or transferred to another state agency, or otherwise disposed of and the manner of accomplishing the same; and

[(6)] 6. The conditions under which purchases OR LEASES may be made by state agencies without use of the procedure required by the Oklahoma Central Purchasing Act, and the form and manner of requests for such authority from the State Purchasing Director; and

[(7)] 7. Any preference which may be found feasible to give to items and services produced by state institutions, or within this state, or the United States; and

[(8)] 8. Conditions under which any of the rules and regulations herein authorized may be waived, under the restrictions contained in the Oklahoma Central Purchasing Act; and

[(9)] 9. The amounts of and deposits on any bond required to be submitted with a bid or contract for the furnishing of items or services affected by the Oklahoma Central Purchasing Act, and the conditions under which such bond shall be required; and

[(10)] 10. Such storage and storage facilities as may be necessary to accomplish his responsibilities pursuant to the Oklahoma Central Purchasing Act; and

[(11)] 11. The manner and conditions of delivery, acceptance, or rejection, including check of quantities, of any supplies, materials, service, or equipment affected by the Oklahoma Central Purchasing Act; and

[(12)] 12. The form of any estimate, order, or other document required to discharge the responsibilities fixed by the provisions of the Oklahoma Central Purchasing Act; and

[(13)] 13. Any other matter or practice which is directly related to his responsibilities within the scope of his authority as defined by the provisions of the Oklahoma Central Purchasing Act. The authority delegated by this section to promulgate rules and regulations shall be construed to authorize any act, practice, or requirement for which such regulatory power is delegated, but which is not presently authorized by law.

SECTION 3. This act shall become effective November 1, 1984."

Senator Clifton moved to amend the floor substitute to **SB 437,** Page 2, Line 9, by deleting after the word "payments" and before the word "except" on Line 10, the following: "or enter into lease agreements for tangible property,", which amendment was declared adopted.

Senator Pierce moved to amend the floor substitute to **SB 437,** Page 4, Line 14, by adding after the word "delivery" and before the word "acceptance" the following language: ", which shall include the designation of the common carrier to be used to transport any supplies, materials, service or equipment purchased pursuant to the Oklahoma Central Purchasing Act whenever a common carrier is used, and the", which amendment was declared adopted.

Senator Clifton moved the adoption of the floor substitute to **SB 437,** as amended, which amendment was declared adopted.

Senator Clifton moved that **SB 437** be advanced, which motion was declared adopted.

THIRD READING

SB 437 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Dahl, Keller, McIntyre, Moore, O'Connor, Porter, Roberts and Stipe.—8.

Vacancy: District 40.—1.

The bill passed.

SB 437 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1444, 1457, 1586, 1683, 1715, 1805** and **1846.**

HB 1444 — By Abbott, Duckett, Murphy and Baker.

[Motor vehicles — amending Section 2-300 of Title 47 — Oklahoma Law Enforcement Retirement System — operative date — emergency]

HB 1457 — By Hill of the House and Leonard of the Senate.

An act relating to public buildings and public works; repealing 61 O.S. 1981, Section 103.1, which relates to the preference for Oklahoma domiciled contractors; and providing an operative date.

HB 1586 — By Morgan of the House and Dawson and Smith of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 581, as amended by Section 1, Chapter 188, O.S.L. 1982 (47 O.S. Supp. 1983, Section 581); defining terms; modifying exceptions to definition of used motor vehicle dealer; and providing an effective date.

HB 1683 — By Kincheloe, Virtue, Duckett, Williams (Penny), Pitezel, Boeckman, Clark, Hastings and Cole of the House and McCune of the Senate.

An act relating to manufactured homes; amending 68 O.S. 1981, Section 2104.2; providing for the valuation of a manufactured home for purposes of motor vehicle excise taxation; requiring certain manufactured homes which are not registered or assessed for ad valorem taxation to be placed on the tax rolls; providing for homestead exemption for certain manufactured homes; requiring certain persons to show proof of registration or payment of taxes; authorizing certain county assessors to require proof of registration and licensure or payment of taxes; providing for penalty; requiring proof of registration and licensing or payment of taxes prior to moving a manufactured home; requiring permits; providing for contents; authorizing releases; providing for codification; providing an operative date; and declaring an emergency.

HB 1715 — By Caldwell and Lewis of the House and Stipe of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 177.3, as amended by Section 2, Chapter 151, O.S.L. 1983 (47 O.S. Supp. 1983, Section 177.3); defining term; requiring maintenance of certain records for the transportation and disposal of deleterious substances; authorizing examination of such records; requiring cargo manifests; providing for contents of the cargo manifest; requiring production of manifest upon request; requiring certain vehicles to bear certain information in certain form; authorizing license revocation, alteration, amendment, or suspension; providing for penalties; authorizing impoundment; providing for codification; and providing an effective date.

HB 1805 — By Johnson (Glen), Morgan, Blodgett, Davis (Guy), Duckett, Grieser, Hale, Hobson, Hooper, Lancaster, Little, Littlefield, Mentzer, Reimer, Rogers, Smith (Jerry), Whorton, Widener, Adair, Boyd, Holden, Koppel, Vaughn, Brown, Johnson (Don) and Monks of the House and Rozell and Choate of the Senate.

An act relating to abstracting; establishing the Oklahoma Abstractors Law; providing for short title; defining terms; creating the Oklahoma Abstractors Board, its membership, appointment qualifications, terms, compensation, organization, procedures, powers, and duties; creating and providing procedures for the Oklahoma Abstractors Board Revolving Fund; authorizing certain hearings and providing procedures therefor; providing for licenses, permits, and certificates of authority and procedures therefor; providing for exceptions to certain requirements; providing for fees and bonds; requiring certain books or indexes; prohibiting certain acts and providing penalties; establishing certain rights and responsibilities of persons regulated by the Oklahoma Abstractors Law; providing for codification; repealing 1 O.S. 1981, Sections 1, as amended by Section 1, Chapter 63, O.S.L. 1983, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 (1 O.S. Supp. 1983, Section 1), and 19 O.S. 1981, Section 628; and providing an effective date.

HB 1846 — By Lancaster, Morgan and Vaughn of the House and Rozell of the Senate.

An act relating to motor vehicles; amending 22 O.S. 1981, Section 1114.9; providing penalties for certain load capacity violations, special permit violations, and overweight violations; providing for bail bond schedule for certain traffic violations; increasing certain bail bonds and costs; providing for and increasing bail bond amount for overload, overweight, and overweight special permit violations; providing for certain penalties; requiring the Department of Public Safety to report certain violations to the Oklahoma Corporation Commission; authorizing the Oklahoma Corporation Commission to conduct certain contempt hearings; providing penalties; providing for codification; repeal-

ing 47 O.S. 1981, Section 14-117; providing an operative date; and declaring an emergency.

COMMITTEE REPORTS

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

DO PASS:

HB 1554 — Judiciary.
HB 1568 — Judiciary, coauthored by Taliaferro of the Senate.

DO PASS, as amended:

CS for **SB 387** — Appropriations.
CS for **SB 388** — Appropriations.
CS for **SB 391** — Appropriations.
CS for **SB 392** — Appropriations.
CS for **SB 393** — Appropriations.
HB 1636 — Judiciary.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 22, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:00 p.m. to meet Wednesday, February 22, 1984, at 1:30 p.m.

Thirtieth Legislative Day

Wednesday, February 22, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: O'Connor, Porter and Stipe.—3.

Vacancy: District 40.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Johnson.

GENERAL ORDER

SB 333 by Landis of the Senate and Blodgett of the House was called up for consideration.

Senator McCune and Representative Koppel asked to coauthor **SB 333,** which was the order.

Senator Landis moved that **SB 333** be advanced, which motion was declared adopted.

THIRD READING

SB 333 was read for the third time at length.

On the question of the passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McIntyre, Moore, Pierce, Randle, Rhodes, Roberts, Shedrick, Taliaferro, Terrill, Watson, Winn and Wright.—30.

Nay: Boatner, Branch, Choate, Clifton, Keller, McDaniel, Miller, Rozell, Schuelein, Smith and Young.—11.

Excused: Leonard, O'Connor, Porter, Stipe, Taylor and York.—6.

Vacancy: District 40.—1.

The bill passed.

SB 333 was referred for engrossment.

GENERAL ORDER

SB 453 by Dawson of the Senate and Morgan of the House was called up for consideration.

Senator Howell asked to coauthor **SB 453,** which was the order.

Senator Dawson moved that **SB 453** be advanced, which motion was declared adopted.

THIRD READING

SB 453 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: O'Connor, Porter, Stipe and Taylor.—4.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 453 was referred for engrossment.

GENERAL ORDER

HCR 1027 by Monks, et al, of the House and Dahl of the Senate was called up for consideration.

All other members of the Senate except Senators Dawson and Kilpatrick asked to coauthor **HCR 1027,** which was the order.

HCR 1027 was adopted upon motion of Senator Dahl, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 532 by Keller and Dawson of the Senate and Henry and Sanders of the House was called up for consideration.

Senator Keller moved that **SB 532** be advanced, which motion was declared adopted.

THIRD READING

SB 532 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Clifton, Cullison, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Pierce, Randle, Rhodes, Smith, Watson, Winn and Wright.—25.

Nay: Branch, Cate, Choate, Dahl, Dennis, Leonard, McDaniel, McIntyre, Miller, Moore, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill and York.—17.

Excused: O'Connor, Porter, Stipe, Taylor and Young.—5.

Vacancy: District 40.—1.

The bill passed.

SB 532 was referred for engrossment.

GENERAL ORDER

SB 473 by Pierce and Dawson of the Senate and Sanders of the House was called up for consideration.

Senator Pierce moved that **SB 473** be advanced, which motion was declared adopted.

THIRD READING

Senator Pierce asked unanimous consent that **SB 473** be laid over for this legislative day, which was the order.

FIRST READING

The following was introduced and read the first time:

SCR 34 — By Roberts.
A concurrent resolution to amend the Joint Rules to modify procedures of First and Second Regular Legislative Sessions.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Roberts asked unanimous consent to suspend Rule 5-4 and refer **SCR 34** direct to the Calendar, which was the order.

GENERAL ORDER

SB 464 by Hopkins of the Senate and Henshaw of the House was called up for consideration.

Senator Hopkins moved that **SB 464** be advanced, which motion was declared adopted.

THIRD READING

SB 464 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Watson, Winn, Wright and York.—41.

Excused: O'Connor, Porter, Stipe, Taylor, Terrill and Young.—6.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 464 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 122, 227, 437, 466, 482, 483, 487, 489, 492, 505, 557 and **SJRs 44** and **51** and **SCR 31** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 208 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 460 by Giles of the Senate and Rogers of the House was called up for consideration.

Senator Capps asked to coauthor **SB 460,** which was the order.

Senator Dawson moved to amend **SB 460,** Page 2, Line 17½, by adding a new paragraph as follows: ''1. A financial statement certified by an independent certified public accountant indicating a net worth of not less than Fifty Thousand Dollars ($50,000.00); or'' and by renumbering the subsequent paragraphs and amending the title to conform, which amendment was declared adopted.

Senator Giles moved that **SB 460** be advanced, which motion was declared adopted.

THIRD READING

SB 460 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Watson, Winn, Wright and York.—40.

Excused: Dahl, O'Connor, Porter, Stipe, Taylor, Terrill and Young.—7.

Vacancy: District 40.—1.

The bill passed.

SB 460 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading and returning Enrolled **SB 208.**

The above numbered enrolled measure was referred to the Governor.

Senator Roberts presiding.

GENERAL ORDER

SB 517 by Boatner of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Boatner moved to amend **SB 517,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Boatner moved that **SB 517** be advanced, which motion was declared adopted.

THIRD READING

SB 517 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, McCune, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—28.

Nay: Capps, Cate, Choate, Clifton, Howell, Lamb, Landis, Leonard, Luton, McDaniel, Moore, Rhodes and Watson.—13.

Excused: Dawson, Keller, O'Connor, Porter, Stipe and York.—6.

Vacancy: District 40.—1.

The bill passed.

SB 517 was referred for engrossment.

GENERAL ORDER

SB 524 by Cain of the Senate and Gray of the House was called up for consideration.

Senator Landis moved to amend **SB 524,** Page 2, Lines 3 and 4, by restoring the stricken language and by adding after the word "perpetrator" the following: "or is the spouse and has filed a petition for divorce, protective order, or legal separation, or is living apart from such perpetrator", which amendment failed of adoption upon a division of the question.

Senator Cain moved that **SB 524** be advanced, which motion was declared adopted.

THIRD READING

SB 524 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Howell, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—34.

Nay: Branch, Giles, Johnson, Landis, Moore and Schuelein.—6.

Excused: Dawson, Keller, O'Connor, Porter, Smith, Stipe and York.—7.

Vacancy: District 40.—1.

The bill passed.

SB 524 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

SB 516 by Rozell of the Senate and Willis and Mentzer of the House was called up for consideration.

Senator Landis moved to amend **SB 516,** Page 2, Line 4, by adding after the word "Wagoner" and before the word "and" the word "Stephens".

Senator Rozell moved to table the Landis amendment, which tabling motion was declared adopted upon a division of the question.

Senator Luton moved to amend **SB 516,** Page 2, Line 4, by adding after the word "Wagoner" and before the word "and" the word "Muskogee".

Senator Rozell moved to table the Luton amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Johnson, Lamb, Leonard, McCune, McDaniel, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Wright and York.—31.

Nay: Giles, Howell, Kilpatrick, Landis, Luton and Young.—6.

Excused: Clifton, Dawson, Keller, McIntyre, Moore, O'Connor, Porter, Stipe, Taliaferro and Winn.—10.

Vacancy: District 40.—1.

Senator Rozell moved that **SB 516** be advanced, which motion was declared adopted.

THIRD READING

SB 516 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Lamb, McCune, McDaniel, Miller, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—32.

Nay: Howell, Kilpatrick, Landis, Leonard, Luton, Pierce, Schuelein and Young.—8.

Excused: Dawson, Keller, McIntyre, Moore, O'Connor, Porter and Stipe.—7.

Vacancy: District 40.—1.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Rozell moved that the vote be reconsidered whereby **SB 516** passed.

GENERAL ORDER

SB 538 by Capps of the Senate and Grieser of the House was called up for consideration.

Senator Capps moved that **SB 538** be advanced, which motion was declared adopted.

THIRD READING

SB 538 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: Young.—1.

Excused: Dawson, Keller, Moore, O'Connor, Porter and Stipe.—6.

Vacancy: District 40.—1.

The bill and emergency passed.

SB 538 was referred for engrossment.

GENERAL ORDER

SB 551 by Wright of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Wright moved to amend **SB 551,** Page 2, Line 8, by deleting after the word "by" and before the word "child" the word "a" and substituting in lieu thereof the words: "an adjudicated delinquent", which amendment was declared adopted.

Senator Wright moved that **SB 551** be advanced, which motion was declared adopted.

THIRD READING

SB 551 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Keller, Moore, O'Connor, Porter, Randle and Stipe.—6.

Vacancy: District 40.—1.

The bill passed.

SB 551 was referred for engrossment.

DECLARATION OF VOTE

Senator Smith asked that the record reflect a vote of "Aye" on Third Reading of **SB 524,** which was the order.

GENERAL ORDER

SJR 39 by Giles, et al, of the Senate and Talley and Hill of the House was called up for consideration.

Senators Johnson and Shedrick asked to be made coauthors of **SJR 39,** which was the order.

Senators Luton, McDaniel and Roberts asked that their names be removed as coauthors of **SJR 39,** which was the order.

Senator Giles moved that **SJR 39** be advanced.

Senator Terrill moved as a prior motion to adjourn until 11:00 a.m. Thursday, when the clerk's desk is clear, which motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cullison, Green, Howell, Kilpatrick, Miller, Randle, Rozell, Taliaferro, Taylor, Terrill, Wright and York .—13.

Nay: Boatner, Branch, Capps, Cate, Choate, Clifton, Dahl, Dennis, Ford, Giles, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Pierce, Rhodes, Roberts, Schuelein, Shedrick, Smith, Watson, Winn and Young.—27.

Excused: Dawson, Keller, McIntyre, Moore, O'Connor, Porter and Stipe.—7.

Vacancy: District 40.—1.

Senator Giles pressed his motion to advance **SJR 39,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Choate, Clifton, Dahl, Dawson, Ford, Giles, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Schuelein, Watson, Winn and Young.—21.

Nay: Cain, Cullison, Dennis, Green, Howell, Kilpatrick, Luton, Miller, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—19.

Excused: Cate, Keller, McIntyre, Moore, O'Connor, Porter and Stipe.—7.

Vacancy: District 40.—1.

THIRD READING

Senator Cain moved that the vote be reconsidered whereby **SJR 39** was advanced, which motion was ruled out of order by the Chair in that the Cain vote was reflected as not being on the prevailing side of the question.

Senator Kilpatrick presiding.

DECLARATION OF VOTE

Senator Cate asked that the record reflect a vote of "No" on the Giles motion to advance **SJR 39,** which was the order.

Senator Dawson moved to reconsider the vote whereby **SJR 39** was advanced.

Senator Lamb moved to table the Dawson motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Choate, Clifton, Dahl, Dennis, Ford, Giles, Johnson, Lamb, Landis, McCune, Pierce, Watson, Winn and Young.—15.

Nay: Cain, Capps, Cate, Cullison, Dawson, Green, Hopkins, Howell, Kilpatrick, Leonard, Luton, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—26.

Excused: Boatner, Keller, Moore, O'Connor, Porter and Stipe.—6.

Vacancy: District 40.—1.

Senator Dawson pressed his motion to reconsider the vote whereby **SJR 39** was advanced, which motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Cullison, Dawson, Green, Hopkins, Howell, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Ran-

dle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill and York.—24.

Nay: Branch, Choate, Clifton, Dahl, Dennis, Ford, Giles, Johnson, Lamb, Landis, Leonard, McCune, Pierce, Watson, Winn, Wright and Young.—17.

Excused: Boatner, Keller, Moore, O'Connor, Porter and Stipe.—6.

Vacancy: District 40.—1.

GENERAL ORDER

Senator Giles moved that **SJR 39** be advanced, which motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Choate, Clifton, Dahl, Dennis, Ford, Giles, Johnson, Lamb, Landis, Leonard, McCune, Pierce, Watson, Winn, Wright and Young.—17.

Nay: Cain, Capps, Cate, Cullison, Dawson, Green, Hopkins, Howell, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill and York.—24.

Excused: Boatner, Keller, Moore, O'Connor, Porter and Stipe.—6.

Vacancy: District 40.—1.

Senator Terrill moved to amend **SJR 39,** Page 1, by crippling the title.

Senator Giles moved to table the Terrill amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Capps, Choate, Clifton, Dahl, Dawson, Dennis, Ford, Giles, Johnson, Lamb, Landis, McCune, Pierce, Rhodes, Watson, Winn, Wright and Young.—19.

Nay: Cain, Cate, Cullison, Green, Howell, Kilpatrick, Leonard, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill and York.—21.

Excused: Boatner, Hopkins, Keller, Moore, O'Connor, Porter and Stipe.—7.

Vacancy: District 40.—1.

Senator Terrill pressed the adoption of his amendment, which amendment was declared adopted upon roll call as follows:

Aye: Cain, Cate, Cullison, Dennis, Green, Howell, Kilpatrick, Leonard, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill and York.—21.

Nay: Branch, Capps, Choate, Clifton, Dahl, Dawson, Ford, Giles, Johnson, Lamb, Landis, McCune, Pierce, Rhodes, Smith, Watson, Winn, Wright and Young.—19.

Excused: Boatner, Hopkins, Keller, Moore, O'Connor, Porter and Stipe.—7.

Vacancy: District 40.—1.

Senator Terrill moved to amend **SJR 39,** Page 3, Lines 4 and 5, by striking after the word "a" on Line 4 and before the word "vote" on Line 5 the words and figures "two-thirds (2/3)" and replacing the same with the word "majority".

Senator Lamb moved to table the Terrill amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Choate, Clifton, Ford, Giles, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Rhodes, Schuelein, Smith, Watson, Winn and Young.—20.

Nay: Cain, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Green, Howell, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Terrill, Wright and York.—21.

Excused: Hopkins, Keller, Moore, O'Connor, Porter and Stipe.—6.

Vacancy: District 40.—1.

Senator Terrill pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Terrill moved to amend **SJR 39,** Page 3, Line 7, by changing after the word "to" and before the word "legislative" on Line 8 the words "forty-five" to "sixty", which amendment was declared failed of adoption upon roll call as follows:

Aye: Cain, Capps, Cullison, Green, Howell, Luton, McDaniel, McIntyre, Miller, Roberts, Rozell, Taliaferro, Terrill and York.—14.

Nay: Boatner, Branch, Cate, Choate, Clifton, Dahl, Dawson, Dennis, Ford, Giles, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, Wright and Young.—28.

Excused: Keller, Moore, O'Connor, Porter and Stipe.—5.

Vacancy: District 40.—1.

Senator Pierce moved to amend **SJR 39,** Page 3, Line 7, by deleting the figure "forty-five" and insert in place thereof the figure "thirty", which amendment failed of adoption upon roll call as follows:

Aye: Branch, Ford, McCune, Pierce and Smith.—5.

Nay: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Keller, Moore, O'Connor, Porter and Stipe.—5.

Vacancy: District 40.—1.

Senator Taliaferro moved to amend **SJR 39,** Page 3, Line 8, by adding after the period the words:

"During the second regular session of the Legislature, the appropriations committee of each House shall be composed of the entire membership of the respective House."

and on Page 4, Line 8, by deleting the word "and"

and on Page 4, Line 10, by adding after the word "days" the words:

", and establishing the membership of the appropriations committee of each House during the second regular session as the entire membership of the respective House"

and by amending the title to conform.

,which amendment was declared adopted upon roll call as follows:

Aye: Branch, Capps, Choate, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, McIntyre, Pierce, Rhodes, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn and Wright.—24.

Nay: Boatner, Cain, Cate, Clifton, Cullison, Dennis, Howell, Kilpatrick, Luton, McDaniel, Miller, Randle, Roberts, Rozell, Shedrick, Taylor, York and Young.—18.

Excused: Keller, Moore, O'Connor, Porter and Stipe.—5.

Vacancy: District 40.—1.

Senator Taliaferro moved to amend **SJR 39,** Page 3, Line 8½, by adding a new paragraph as follows:

"The annual salary of the members of the second regular session of the Legislature shall be one-half (½) of the annual salary of the members of the first regular session of the Legislature."

and on Page 4, Line 8, by deleting the word "and"

and on Page 4, Line 10, by adding after the word "days" the words:

", and setting the annual salary of the members of the second regular session as one-half (½) of the annual salary of the members of the first regular session"

and by amending the title to conform.

Senator Boatner moved to table the Taliaferro amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Cain, Cate, Dawson, Dennis, Howell, Johnson, Luton, McDaniel, McIntyre, Miller, Roberts, Rozell, Schuelein, Winn and Young.—17.

Nay: Capps, Choate, Clifton, Cullison, Dahl, Ford, Giles, Green, Hopkins, Kilpatrick, Lamb, Landis, Leonard, McCune, Pierce, Randle, Rhodes, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—25.

Excused: Keller, Moore, O'Connor, Porter and Stipe.—5.

Vacancy: District 40.—1.

Senator Taliaferro pressed his motion to adopt his amendment, which amendment was declared adopted upon roll call as follows:

Aye: Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—31.

Nay: Boatner, Branch, Cain, Cate, Luton, McDaniel, McIntyre, Miller, Roberts, Rozell and Wright.—11.

Excused: Keller, Moore, O'Connor, Porter and Stipe.—5.

Vacancy: District 40.—1.

Senator Giles moved that **SJR 39** be advanced, which motion was declared adopted.

THIRD READING

SJR 39 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Choate, Clifton, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, Wright and Young.—30.

Nay: Cain, Cate, Cullison, Howell, Luton, McIntyre, Miller, Roberts, Rozell, Taliaferro, Terrill and York.—12.

Excused: Keller, Moore, O'Connor, Porter and Stipe.—5.

Vacancy: District 40.—1.

The resolution passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Giles moved that the vote be reconsidered whereby **SJR 39** passed.

GENERAL ORDER

SCR 34 by Roberts was called up for consideration.

Senators Luton, Johnson and Dawson asked to coauthor and Representative Duke asked to be made House author of **SCR 34,** which was the order.

Senator Terrill moved to amend **SCR 34,** by crippling the title, which amendment was declared adopted.

Senator Lamb moved to amend **SCR 34,** Page 2, Line 32, by changing "sixty days" to read "forty-five days".

Senator Luton moved to table the Lamb amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Cullison, Dennis, Green, Howell, Kilpatrick, Luton, McDaniel, Miller, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill and York.—19.

Nay: Branch, Choate, Clifton, Dahl, Dawson, Ford, Giles, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, McIntyre, Pierce, Rhodes, Shedrick, Smith, Watson, Winn, Wright and Young.—22.

Excused: Keller, Moore, O'Connor, Porter, Randle and Stipe.—6.

Vacancy: District 40.—1.

Senator Lamb pressed his motion to adopt his amendment, which amendment was declared adopted upon roll call as follows:

Aye: Branch, Choate, Clifton, Dahl, Dawson, Dennis, Ford, Giles, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Rhodes, Schuelein, Shedrick, Smith, Watson, Winn, Wright and Young.—25.

Nay: Boatner, Cain, Capps, Cate, Cullison, Green, Howell, Luton, McIntyre, Miller, Roberts, Rozell, Taliaferro, Taylor, Terrill and York.—16.

Excused: Keller, Moore, O'Connor, Porter, Randle and Stipe.—6.

Vacancy: District 40.—1.

Senator Pierce moved to amend **SCR 34**, Page 3, Lines 1 and 2, by deleting all language on Lines 1 and 2 and insert the following: "measures as may be designated for consideration by 2/3 vote of either house", which amendment was declared adopted.

Senator Shedrick moved to amend **SCR 34,** Page 4, Line 15, by adding a new Section 3 as follows: "Section 3. This resolution shall become effective January 1, 1985.", which amendment was declared adopted.

Senator Roberts moved the adoption of **SCR 34,** which motion was declared adopted.

SCR 34 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **HB 1424** — Finance, removing Rozell and substituting York as principal Senate author, and removing Fitzgibbon of the House as coauthor.

CS for **HB 1439** — Judiciary

HB 1510 — Finance

HB 1542 — Judiciary

SECOND READING

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

HB 1444 — Finance

HB 1457 — Business and Labor

HB 1586 — Business and Labor

HB 1683 — Policy

HB 1715 — Transportation

HB 1805 — Business and Labor

HB 1846 — Transportation

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1219, 1300, 1573, 1585, 1647, 1648, 1661, 1666, 1671, 1711, 1713, 1716, 1785, 1804, 1822** and **1830.**

HB 1219 — By Mentzer, Holt, Conaghan, Kamas, and Davis (Frank) of the House and Porter of the Senate.

An act relating to poor persons; amending Sections 18 and 19, Chapter 283, O.S.L. 1983; authorizing the Office of Public Affairs to sell certain property; creating the Department of Human Services Property Fund; providing for expenditures of monies; directing the disposition of certain proceeds; requiring the transfer of certain property; requiring the transfer of certain monies; requiring certain sections of the act not be codified; and providing for codification.

HB 1300 — By Joiner of the House and Kilpatrick of the Senate.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 12, as amended by Section 1, Chapter 37, O.S.L. 1982 (85 O.S. Supp. 1983, Section 12); providing procedures relating to exclusive liability, exceptions, court actions, and immunity including persons to which limited liability applies to.

HB 1573 — By Riggs of the House and Cullison of the Senate.

An act relating to elections; providing procedures to count ballots mutilated by electronic counting equipment; providing for codification; providing an operative date; and declaring an emergency.

HB 1585 — By Lewis of the House and Randle of the Senate.

An act relating to revenue and taxation; amending Section 1, Chapter 166, O.S.L. 1983, as amended by Section 4, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1983, Section 206.1); authorizing payment of necessary and reasonable expenses of the Oklahoma Tax Commission for use of state examinations; eliminating requirements of payment of certain fees; providing procedures; providing for payment of expenses to the Commission; and providing an effective date.

HB 1647 — By Holden, Morgan, Lancaster, Garrison, Sill, Davis (Frank) and Conaghan of the House and Dawson of the Senate.

[State government — Professional risk management program — codification — operative date — emergency]

HB 1648 — By Holden, Morgan, Lancaster, Garrison, Sill, Davis (Frank) and Conaghan of the House and Dawson of the Senate.

[Officers — amending seventeen sections in title 51 — establishing Governmental Tort Claims Act — codification]

HB 1661 — By Leftwich, Davis (Guy), Lawter, Lewis, Monks, Boyd, Baker, Peterson and Barker of the House and Cate of the Senate.

[State government — amending Sections 841.17 and 841.23 in Title 74 — prohibiting certain activities by certain employees — emergency]

HB 1666 — By Talley and Morgan of the House and Giles of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 14-103, as amended by Section 1, Chapter 181, O.S.L. 1983 (47 O.S. Supp. 1983, Section 14-103); modifying certain width, height, and length requirements of certain vehicles and loads; and providing an effective date.

HB 1671 — By Ross of the House and Taylor of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 6-153; providing criteria for teacher education programs; stating legislative intent; modfying content of certain reports; requiring certain information statements; specifying content of the information statements; prohibiting use of certain examinations for certain purposes under certain circumstances; defining term; providing for codification; and providing an effective date.

HB 1711 — By Mentzer, Brewster, Littlefield, Adair, Baker, Benson, Davis (Guy), Logan, Whorton, Rieger, Abbott, Brown, Peterson, Johnson (Don), Johnson (Glen), Combs, Duke, Abbott, Murphy, Kelly, Boyd, Williams (Freddye), Ross, Stottlemyre, Cox, Morgan, Lancaster, Duckett, Vaughn and Converse of the House and Rozell of the Senate.

An act relating to poor persons; requiring the Department of Human Services to make a one-time payment to certain persons; providing that the payment shall not be considered income or resources pursuant to certain programs; providing a completion date; and declaring an emergency.

HB 1713 — By Lawter of the House and Cain of the Senate.

An act relating to public libraries; amending 65 O.S. 1981, Sections 554 and 555, as amended by Sections 1 and 2, Chapter 66, O.S.L. 1982 (65 O.S. Supp. 1983, Sections 554 and 555); providing for the membership, term of office, and compensation of metropolitan library commissions; placing a requirement on future appointments of certain commission; modifying removal requirements; providing for organization and meetings of commissions; limiting terms served as chairman; providing certain duties; providing an operative date; and declaring an emergency.

HB 1716 — By Lewis, Harvey, Manar, Mentzer, Talley, Davis (Guy), Brewster, Duke and Combs.

An act relating to children; amending Section 18, Chapter 312, O.S.L. 1982, and 10 O.S. 1981, Section 1108, as amended by Section 19, Chapter 312, O.S.L. 1982 (10 O.S. Supp. 1983, Sections 1107.1 and 1108); requiring certain conditions for the detention of children; prohibiting the confinement of certain children in adult facilities; providing exceptions; providing for the temporary detention of children; removing certain standards for certification; authorizing certain contracts, payments, and issuance of bonds; requiring plan; and providing for certain procedures related to grants and contracts.

HB 1785 — By Lewis, Davis (Frank) and Williamson.

[Funds — amending sections in Titles 20, 37, 52, 63 and 70 — providing revenues — repealing Sections 227.3 and 227.5 of Title 74 — operative date — emergency]

HB 1804 — By Talley of the House and Watson of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-206.1; providing for certain services; adding services for which fee may be charged; allowing the State Board of Health to establish a system of fees; extending the authority of the

Board; requiring the Board to follow the Administrative Procedures Act in establishing a system of fees; specifying ranges of fees; providing for exemption; providing for codification; providing a general repealer; and declaring an emergency.

HB 1822 — By Deatherage, Hamilton, Clark, Williams (Penny), Anderson, Williams (Freddye), Kincheloe, Brown, Riggs, Baker, Cole, Cox, Glover, Harris, Hastings, Hobson, Mentzer, Morgan, Rieger, Ross and Virtue of the House and Cain and Terrill of the Senate.

An act relating to public health and safety; providing short title; establishing the Perinatal Care Act; specifying goals; defining terms; establishing regional perinatal planning and education regions; specifying boundaries of the regions; establishing regional perinatal planning advisory committees; specifying composition of said committees; setting terms of office; providing powers and duties of the committees; establishing a state Perinatal Planning and Advisory Committee; authorizing the Division of Maternal and Child Health at the State Department of Health to assist in implementation of the act; providing for codification; providing an operative date; and declaring an emergency.

HB 1830 — By Davis (Guy) of the House and Rozell of the Senate.

[Roads, bridges and ferries — Claims Dispute Board — Codification — effective date]

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

The following lobbyist registrations and resignations have been filed with the Joint Legislative Ethics Committee:

Derryberry, Larry, Scientific Games, Inc. and American Blood Resources Association (addendum). Mr. Derryberry resigned as a lobbyist representing Gallo Wineries effective February 17, 1984.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 23, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 6:30 p.m. to meet Thursday, February 23, 1984, at 11:00 a.m.

Thirty-first Legislative Day

Thursday, February 23, 1984

The Senate was called to order by Senator Cullison.

Roll call:

Present: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Branch, O'Connor and Stipe.—3.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Watson.

ANNOUNCEMENT

President Pro Tempore York announced that since the first day of the 1984 Session, Senate District 40 has been shown in the Senate Journal as having been vacant pursuant to Attorney General Opinion No. 83-235, and asked the Journal to reflect that Senate District 40 no longer is vacant for any reason.

President Pro Tempore York asked the Senate to join him in welcoming back Senator Combs to the Chamber.

MILEAGE REPORT

	Round Trip	Amount Due
Mike Combs, Bethany	16	$3.52

MOTION TO RECONSIDER VOTE

Senator Giles pressed his motion to reconsider the vote whereby **SJR 39** passed.

Senator Capps moved to table the Giles motion, which tabling motion was declared adopted.

SJR 39 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1079** was adopted upon motion of Senator Winn.

HB 1079, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Clifton, Moore and Pierce.—3.

Excused: Branch, Howell, Miller, O'Connor and Stipe.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Winn moved that the vote be reconsidered whereby **HB 1079** passed.

MOTION TO RECONSIDER VOTE

Senator Dahl pressed his motion to reconsider the vote whereby **SB 443** failed of passage, which motion failed of adoption upon roll call as follows:

Aye: Boatner, Capps, Cullison, Dahl, Dennis, Ford, Keller, Landis, Leonard, McIntyre, Porter, Randle, Roberts, Schuelein, Shedrick, Taliaferro, Taylor, Winn and Young.—19.

Nay: Cain, Cate, Choate, Clifton, Combs, Dawson, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Luton, McCune, McDaniel, Moore, Pierce, Rhodes, Rozell, Smith, Terrill, Watson, Wright and York.—24.

Excused: Branch, Howell, Miller, O'Connor and Stipe.—5.

GENERAL ORDER

SB 253 by Watson of the Senate and Talley of the House was called up for consideration.

Senator Smith moved to amend **SB 253,** Page 2, Line 6, by striking Section 2 and renumber, which amendment was declared adopted.

Senator Watson moved that **SB 253** be advanced, which motion was declared adopted.

THIRD READING

SB 253 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Pierce.—1.

Excused: Branch, Howell, O'Connor, Porter, Randle and Stipe.—6.

The bill passed.

SB 253 was referred for engrossment.

President Pro Tempore York presiding.

GENERAL ORDER

SB 521 by Terrill of the Senate and Benson of the House was called up for consideration.

Senator Terrill moved that **SB 521** be advanced, which motion was declared adopted.

THIRD READING

SB 521 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Kilpatrick, Luton, McDaniel, McIntyre, Rhodes, Roberts, Rozell, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—27.

Nay: Cain, Capps, Choate, Johnson, Keller, Lamb, Landis, Leonard, McCune, Miller, Moore, Pierce, Porter, Schuelein, Shedrick and Smith.—16.

Excused: Branch, Howell, O'Connor, Randle and Stipe.—5.

The bill passed.

Senators Landis, Capps, Schuelein, Shedrick and Miller desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows:

Aye: 32, Nay: 11, Excused: 5.

The emergency passed.

SB 521 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 333, 453, 460, 464, 517, 524, 532, 538, 551 and **SCR 34** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1027.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 448 by Taliaferro, et al, of the Senate and Sanders of the House was called up for consideration.

Senator Pierce moved to amend **SB 448,** Page 2, Line 4, by deleting the word and figure "thirty-five (35)" and insert the word and figure "seventy-five (75)".

Senator Taliaferro moved to table the Pierce amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Porter, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, York and Young.—28.

Nay: Dawson, Ford, Green, Hopkins, Keller, Leonard, McCune, Moore, Pierce, Rhodes, Smith, Watson and Wright.—13.

Excused: Branch, Dennis, Giles, Howell, O'Connor, Randle and Stipe.—7.

Senator Pierce moved to amend **SB 448,** Page 3, Line 15½, by adding a new Section 2 as follows: "Section 2. No state funds shall be used directly or indirectly to implement this Act."

Senator Taliaferro moved to table the Pierce amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, Miller, Porter, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Winn and York.—25.

Nay: Choate, Dawson, Ford, Green, Hopkins, Keller, Leonard, McCune, Moore, Pierce, Rhodes, Smith, Taylor, Watson, Wright and Young.—16.

Excused: Branch, Giles, Howell, McIntyre, O'Connor, Randle and Stipe.—7.

Senator Choate moved to amend **SB 448,** Page 3, Line 9½, by adding a new subsection "D." and renumbering: "D. Before receiving a fishing license, proof must be shown of applicant's ability to swim."

Senator Taliaferro moved to table the Choate amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, Miller, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor and York.—22.

Nay: Boatner, Choate, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Leonard, McCune, McIntyre, Moore, Pierce, Porter, Rhodes, Smith, Watson, Winn, Wright and Young.—21.

Excused: Branch, O'Connor, Randle, Stipe and Terrill.—5.

Senator Taliaferro moved that **SB 448** be advanced, which motion was declared adopted.

THIRD READING

SB 448 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Howell, Johnson, Lamb, Landis, Luton, Miller, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Winn and York.—21.

Nay: Boatner, Choate, Dawson, Dennis, Ford, Hopkins, Keller, Kilpatrick, Leonard, McCune, McDaniel, Moore, Pierce, Rhodes, Smith, Taylor, Watson, Wright and Young.—19.

Excused: Branch, Giles, Green, McIntyre, O'Connor, Porter, Randle and Stipe.—8.

The Chair advised that Senator Green, having been present in the Chamber during the vote on **SB 448,** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 21; Nay: 20; Excused: 7.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Taliaferro moved that the vote be reconsidered whereby **SB 448** failed.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Schuelein asked unanimous consent to withdraw **HB 1482** from the General Government Committee and refer same to the Judiciary Committee, which was the order.

GENERAL ORDER

SJR 43 by Roberts and Wright of the Senate and Converse of the House was called up for consideration.

Senator Roberts moved that **SJR 43** be advanced, which motion was declared adopted.

THIRD READING

SJR 43 was read for the third time at length.

On the question of passage of the resolution and emergency, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Branch, Giles, McIntyre, O'Connor, Porter, Randle and Stipe.—7.

The resolution and emergency passed.

SJR 43 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Rozell pressed his motion to reconsider the vote whereby **SB 516** passed.

Senator Shedrick moved to table the Rozell motion, which tabling motion was declared adopted.

SB 516 was referred for engrossment.

GENERAL ORDER

SCR 30 by Roberts of the Senate and Kelly of the House was called up for consideration.

SCR 30 was adopted upon motion of Senator Roberts and referred for engrossment.

GENERAL ORDER

SJR 47 by Cate of the Senate and Hobson of the House was called up for consideration.

Senator Howell asked to coauthor **SJR 47,** which was the order.

Senator Cate moved to amend **SJR 47,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cate moved that **SJR 47** be advanced, which motion was declared adopted.

THIRD READING

SJR 47 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Luton, McDaniel, Miller, Pierce, Rhodes, Roberts, Rozell, Taliaferro, Taylor, Terrill and York.—28.

Nay: Choate, Johnson, Keller, Leonard, McCune, Moore, Schuelein, Smith, Watson and Young.—10.

Excused: Branch, Giles, McIntyre, O'Connor, Porter, Randle, Shedrick, Stipe, Winn and Wright.—10.

The resolution passed.

SJR 47 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 518 by Cullison and Branch of the Senate and Riggs of the House was called up for consideration.

Senator Taliaferro asked to coauthor **SB 518**, which was the order.

Senator Cullison moved that **SB 518** be advanced, which motion was declared adopted.

THIRD READING

SB 518 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Cullison, Dahl, Hopkins, Johnson, Kilpatrick, Lamb, Landis, McCune, McDaniel, Miller, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson and York.—24.

Nay: Cate, Choate, Dawson, Dennis, Ford, Green, Howell, Keller, Leonard, Luton, Moore, Pierce, Smith, Terrill and Young.—15.

Excused: Branch, Giles, McIntyre, O'Connor, Porter, Randle, Stipe, Winn and Wright.—9.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Cullison moved that the vote be reconsidered whereby **SB 518** failed.

GENERAL ORDER

SB 530 by Landis of the Senate and Blodgett of the House was called up for consideration.

Senator Landis moved that **SB 530** be advanced, which motion was declared adopted.

THIRD READING

SB 530 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Dennis, Johnson, Landis, Luton, McCune, Roberts, Rozell, Taliaferro, Taylor, Terrill, York and Young.—16.

Nay: Choate, Clifton, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Leonard, McDaniel, Moore, Pierce, Rhodes, Schuelein, Shedrick, Smith and Watson.—21.

Excused: Branch, Dahl, Giles, McIntyre, Miller, O'Connor, Porter, Randle, Stipe, Winn and Wright.—11.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Landis moved that the vote be reconsidered whereby **SB 530** failed.

GENERAL ORDER

SB 417 by Clifton of the Senate and Henry of the House was called up for consideration.

Senator Clifton moved to amend **SB 417,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Clifton asked unanimous consent that **SB 417** be laid over for this legislative day, which was the order.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Schuelein asked unanimous consent to withdraw **HB 1683** from the Policy Committee and refer same to the Finance Committee, which was the order.

COMMITTEE REPORTS

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

DO PASS:

HB 1323 — Human Resources.
HB 1324 — Human Resources.
HB 1567 — Agriculture.
HJR 1027 — Agriculture.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Johnson, Spencer, Atoka, as a member to the Board of Regents of Murray State College, to serve a term of seven years ending June 1, 1990. Mr. Johnson will succeed Garland Washington.

Nickels, Terry, Moore, as a member to the State Board of Nursing Homes, to serve a term of three years ending July 1, 1986. Dr. Nickels will succeed himself.

Stout, Connie E., Norman, as a member to the Board of Examiners for Speech Pathology and Audiology, to serve a term of three years ending August 17, 1986. Ms. Stout will succeed Anita Nance.

Womack, Vance, Rattan, as a member to the Board of Regents of Eastern Oklahoma State College, to serve a term of seven years ending June 1, 1990. Mr. Womack will succeed himself.

Young, Rufus, Broken Arrow, as a member to the Solid Waste Management Advisory Committee, to serve a term at the pleasure of the Governor. Mr. Young will succeed Terry Young (resigned).

SECOND READING

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

HB 1219 — Policy
HB 1300 — Business and Labor
HB 1573 — General Government
HB 1585 — Appropriations
HB 1647 — Judiciary
HB 1648 — Judiciary
HB 1661 — General Government
HB 1666 — Transportation
HB 1671 — Education
HB 1711 — Policy
HB 1713 — Policy
HB 1716 — Judiciary
HB 1785 — Policy
HB 1804 — Human Resources
HB 1822 — Human Resources
HB 1830 — Transportation

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1551, 1571, 1572, 1580, 1581, 1594, 1596, 1612, 1613, 1619, 1621, 1626, 1633, 1681, 1771, 1788, 1834** and **HJRs 1029** and **1040.**

HB 1551 — By Sanders of the House and McCune of the Senate.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 1353, 1362, 1366 and 1370; providing for powers and duties of the State Board of Examiners of Psychologists; making certain persons and activities exempt from the Psychologists Licensing Act; providing for qualifications for examination and licensure; authorizing the Board to suspend or revoke license of a psychologist for certain reasons; requiring notice and hearing; authorizing certain fees; increasing the number of votes of the Board members to restore a license; authorizing the Attorney General to perform certain duties; providing for a hearing officer; requiring certain qualifications; providing for codification; repealing 59 O.S. 1981, Section 1359; providing an operative date; and declaring an emergency.

HB 1571— By Sanders of the House and Winn of the Senate.

An act relating to revenue and taxation;

amending 68 O.S. 1981, Section 2357.2, as amended by Section 2, Chapter 322, O.S.L. 1982 (68 O.S. Supp. 1983, Section 2357.2); providing a tax credit for solar energy systems; modifying determination of cost; and providing an effective date.

HB 1572 — By Sanders of the House and Johnson of the Senate.

An act relating to courts; amending 20 O.S. 1981, Section 1501; providing for the re-creation of the State Board of Examiners of Official Shorthand Reporters; providing for a termination date; and declaring an emergency.

HB 1580 — By Sanders of the House and Johnson of the Senate.

An act relating to Oklahoma historical societies and associations; amending 53 O.S. 1981, Section 342; providing for the recreation of the Indian and Hardrock Mining Museum Commission; modifying termination date; and declaring an emergency.

HB 1581 — By Sanders of the House and Johnson of the Senate.

An act relating to property; amending 60 O.S. 1981, Sections 669, 670, 671, 672 and 673; abolishing the Oklahoma Unclaimed Property Board; granting the Oklahoma Tax Commission certain authority; transferring certain duties and responsibilities to the Oklahoma Tax Commission; providing for certain procedures; providing for care, custody and management of a certain fund; allowing for certain investments; authorizing the Oklahoma Tax Commission to adopt certain rules and regulations; and declaring an emergency.

HB 1594 — By Hobson, Duke and Combs of the House and Terrill of the Senate.

An act relating to prisons and reformatories; amending 57 O.S. 1981, Section 138; providing for deduction of time from sentences; increasing time deducted from sentence for inmate's participation in certain activities; providing method for receiving earned credits; providing exceptions; authorizing medical leave; providing for earned credits for certain disabled inmates; providing for reporting of deducted time; and providing an effective date.

HB 1596 — By Hobson, Fair and Osborne of the House and Cate of the Senate.

An act relating to state government; amending 74 O.S. 1981, Section 1409, as amended by Section 1, Chapter 206, O.S.L. 1982 (74 O.S. Supp. 1983, Section 1409); prohibiting certain acts by legislators; removing certain exemptions; and providing an effective date.

HB 1612 — By Sherrer, Murphy and Caldwell of the House and Dennis of the Senate.

An act relating to agriculture; amending 2 O.S. 1981, Section 6-100, as amended by Section 1, Chapter 64, O.S.L. 1983 (2 O.S. Supp. 1983, Section 6-100); declaring the state a brucellosis eradication area; providing for the testing of cattle; allowing the sheriff to gather certain cattle for testing; providing for certain indemnity payments; providing exceptions; and declaring an emergency.

HB 1613 — By Sanders, Talley and Hill of the House and Johnson of the Senate.

An act relating to Oklahoma historical societies and and associations; repealing 53 O.S. 1981, Sections 261, 262, 263, 264, 265 and 266, which relate to the Commission on Special Events; providing an operative date; and declaring an emergency.

HB 1619 — By Sanders, Lancaster, Harvey, Combs, Boeckman, Henshaw and Holden.

An act relating to game and fish; requiring certain persons to obtain and carrying while hunting a certificate of competency and safety in the use and handling of firearms from the Department of Wildlife Conservation; providing exceptions; providing for rules and regulations; providing for penalties; pro-

viding for codification; and providing an effective date.

HB 1621 — By Peterson.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 180.65; providing for assistants and other employees for certain county officers; modifying salary criteria and limiting applicability; providing for procedures; excluding reserve force deputy sheriffs from certain criteria; and providing an effective date.

HB 1626 — By Talley of the House and Watson of the Senate.

An act relating to public health and safety; providing for the issuance of certain warrants; authorizing the removal, death, and testing of certain animals; authorizing the payment of certain fees; providing for codification; and providing an effective date.

HB 1633 — By Riggs and Denman.

An act relating to civil procedure; amending 12 O.S. 1981, Section 264; providing for the contents of petitions; providing that specific amounts of damages not be provided for in the petition subject to certain conditions; and providing an effective date.

HB 1681 — By Ross, Denman, Cox and Williams (Freddye) of the House and Porter and McIntyre of the Senate.

[State government — implementation of certain plans — adoption of certain rules — codification — effective date]

HB 1771 — By Sanders of the House and Terrill of the Senate.

An act relating to consumer credit; amending 14A O.S. 1981, Sections 6-502 and 6-503, as amended by Section 57, Chapter 335, O.S.L. 1982 (14A O.S. Supp. 1983, Section 6-503); providing for appointment and term of office for certain members of Commission on Consumer Credit; expanding membership of Commission on Consumer Credit; restricting activities of certain members; requiring bipartisan composition of Commission; and providing an effective date.

HB 1788 — By Barker, Fried, Virtue, Monks and Lewis of the House and York of the Senate.

[Schools — creating Oklahoma Education Finance Authority — codification — effective date]

HB 1834 — By Vaughn of the House and Rozell of the Senate.

An act relating to optometrists; amending 59 O.S. 1981, Section 353.1; defining terms; including certain terms in the definitions; and declaring an emergency.

HJR 1029 — By Hooper, Haney, Glover, Davis (Frank), Davis (Porter), Leftwich, Smith (Jerry), Gordon and Baker of the House and Taliaferro of the Senate.

A joint resolution prohibiting state agencies from mailing agency publications; providing certain exceptions; and directing distribution.

HJR 1040 — By Riggs of the House and Randle of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution by adding a new section to Article X to be designated as Section 27B; authorizing any city, town, or county to incur certain debts secured by certain revenues for the purpose of financing a public utility or combination of public utilities; providing that indebtedness shall not constitute a general indebtedness of the city, town, or county; providing for construction of section; providing ballot title; and directing filing.

The above numbered measures were read the first time.

RULE SUSPENDED TO INTRODUCE RESOLUTION

Senator Howell asked unanimous consent to suspend Rule 5-5 to introduce **SR 44,** which was the order.

FIRST READING

The following was introduced and read the first time:

SR 44 — By Howell.

A resolution praising the career and accomplishments of Estal Hart; expressing the admiration and gratitude of the Senate and the people of the State of Oklahoma; and directing distribution.

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Dill, Floyd W., Public Service Company of Oklahoma.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 22, 1984, of Enrolled **SB 208.**

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 27, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 12:50 p.m. to meet Monday, February 27, 1984, at 1:30 p.m.

Thirty-second Legislative Day

Monday, February 27, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend David McCollum, Trinity Baptist Church, Ardmore, the guest of Senator Roberts.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 253, 516, 521, SJRs 39, 43, 47 and **SCR 30** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

STANDING COMMITTEE APPOINTMENT

President Pro Tempore York announced the appointment of Senator Mike Combs as a member to the following Senate Committees: Business and Labor, Finance, Human Resources and Policy.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 28,** coauthored by all members of the House.

The above numbered measure was referred for enrollment.

GENERAL ORDER

SB 536 by Shedrick of the Senate and Formby of the House was called up for consideration.

Senator Shedrick moved that **SB 536** be advanced, which motion was declared adopted.

THIRD READING

SB 536 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Cate, Clifton, Dawson, Dennis, Ford, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Watson, Winn and York.—26.

Nay: Cain, Choate, Combs, Cullison, Dahl, Giles, Green, Howell, Keller, Luton, McCune, Pierce, Schuelein, Smith and Wright.—15.

Excused: McIntyre, Moore, Porter, Randle, Stipe, Terrill and Young.—7.

The bill passed.

Senators Cain, Green, Giles and Schuelein desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 30; Nay: 11; Excused: 7.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Shedrick moved that the vote be reconsidered whereby **SB 536** passed and the emergency failed.

GENERAL ORDER

SB 527 by McDaniel of the Senate and Hobson of the House was called up for consideration.

Senator McDaniel moved to amend **SB 527,** Page 1, by crippling the title, which amendment was declared adopted.

Senator McDaniel moved that **SB 527** be advanced, which motion was declared adopted.

THIRD READING

SB 527 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and York.—43.

Excused: Moore, Randle, Stipe, Terrill, and Young.—5.

The bill and emergency passed.

SB 527 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Dahl pressed his motion to reconsider the vote whereby **SB 451** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, McDaniel, McIntyre, Miller, Porter, Roberts, Rozell, Shedrick, Taylor, Watson, Winn and Wright—28.

Nay: Cain, Dawson, Howell, Keller, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Schuelein, Smith, Stipe, Taliaferro and York.—15.

Excused: Clifton, Moore, Randle, Terrill and Young.—5.

THIRD READING

SB 451 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, McDaniel, McIntyre, Miller, Porter, Roberts, Rozell, Stipe, Taylor, Watson and Winn.—29.

Nay: Cain, Dawson, Howell, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Schuelein, Shedrick, Smith, Taliaferro, Wright and York.—15.

Excused: Moore, Randle, Terrill and Young.—4.

The bill passed.

Senators Taliaferro, Wright, Schuelein and Shedrick desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 11; Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Dahl moved that the vote be reconsidered whereby **SB 451** passed.

GENERAL ORDER

SB 550 by Johnson, et al, of the Senate and Thompson and Blodgett of the House was called up for consideration.

Senator Cate asked to coauthor **SB 550** and Senator O'Connor asked that his name be removed as a coauthor of **SB 550,** which was the order.

Senators Johnson, Giles and Lamb moved to amend **SB 550,** Page 2, by deleting all language on Lines 6, 7, 8 and 9 and inserting in lieu thereof the following:

"The following are exempt from the requirements of this section:

1. Any railroad operating on One Hundred (100) miles or less continuous trackage, excluding storage and switching a trackage;
2. Any railroad having one train, one engine and one crew;
3. Any railroad while operating a train with twenty-five (25) or less freight cars; and
4. Any train or switch engine while performing switching operations.", which amendment was declared adopted.

Senator Johnson moved that **SB 550** be advanced, which motion was declared adopted.

THIRD READING

SB 550 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cate, Clifton, Combs, Dawson, Dennis, Giles, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, O'Connor, Porter, Roberts, Shedrick, Stipe, Taliaferro, Taylor, Watson, York and Young.—26.

Nay: Boatner, Cain, Capps, Choate, Cullison, Dahl, Ford, Green, Keller, Leonard, McCune, Pierce, Rhodes, Rozell, Schuelein, Smith, Winn and Wright.—18.

Excused: Hopkins, Moore, Randle and Terrill.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Winn moved that the vote be reconsidered whereby **SB 550** passed.

Senator Roberts presiding.

GENERAL ORDER

SB 545 by Winn of the Senate and Reimer of the House was called up for consideration.

Senator Winn moved to amend **SB 545,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Winn moved that **SB 545** be advanced, which motion was declared adopted.

THIRD READING

SB 545 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—42.

Nay: Cain.—1.

Excused: Hopkins, Moore, Randle, Terrill and York.—5.

The bill and emergency passed.

SB 545 was referred for engrossment.

GENERAL ORDER

SB 480 by Smith of the Senate and Williamson of the House was called up for consideration.

Senator Smith moved that **SB 480** be advanced, which motion was declared adopted.

THIRD READING

SB 480 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—42.

Nay: Roberts.—1.

Excused: Hopkins, Moore, Randle, Terrill and York.—5.

The bill and emergency passed.

SB 480 was referred for engrossment.

GENERAL ORDER

SB 341 by Smith of the Senate and Stottlemyre and Ross of the House was called up for consideration.

Senator Smith moved that **SB 341** be advanced, which motion was declared adopted.

THIRD READING

SB 341 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—41.

Nay: Ford, Johnson and Landis.—3.

Excused: Moore, Randle, Terrill and York.—4.

The bill passed.

SB 341 was referred for engrossment.

GENERAL ORDER

SB 540 by Cullison and Landis of the Senate and Benson of the House was called up for consideration.

Senators Taylor and Ford asked to coauthor **SB 540,** which was the order.

Senator Cullison moved that **SB 540** be advanced, which motion was declared adopted.

THIRD READING

SB 540 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Watson, Winn and Wright.—34.

Nay: Branch, Dawson, Howell, Leonard, McCune, O'Connor, Pierce, Shedrick and Young.—9.

Excused: Moore, Porter, Randle, Terrill and York.—5.

The bill passed.

SB 540 was referred for engrossment.

GENERAL ORDER

SJR 42 by Taliaferro, et al, of the Senate and Benson of the House was called up for consideration.

Senator Taliaferro moved that **SJR 42** be advanced, which motion was declared adopted.

THIRD READING

SJR 42 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Dahl, Dennis, Hopkins, Johnson, McDaniel, O'Connor, Porter, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Winn and Young.—22.

Nay: Cate, Choate, Combs, Cullison, Dawson, Ford, Giles, Green, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Rhodes, Watson and Wright.—22.

Excused: Moore, Randle, Terrill and York.—4.

The resolution failed.

GENERAL ORDER

SB 547 by Howell of the Senate and Henry of the House was called up for consideration.

Senator Howell moved that **SB 547** be advanced, which motion was declared adopted.

THIRD READING

SB 547 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Watson, Winn and Wright.—37.

Nay: Combs, Dahl, Roberts, Shedrick, Stipe and Young.—6.

Excused: Clifton, Moore, Porter, Terrill and York.—5.

The bill and emergency passed.

SB 547 was referred for engrossment.

GENERAL ORDER

SB 544 by Dawson of the Senate and Holden of the House was called up for consideration.

Senator Dawson moved to amend **SB 544,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Dawson moved that **SB 544** be advanced, which motion was declared adopted.

THIRD READING

SB 544 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—44.

Excused: Moore, Pierce, Porter and York.—4.

The bill and emergency passed.

SB 544 was referred for engrossment.

GENERAL ORDER

SB 549 by Terrill of the Senate and Brewster of the House was called up for consideration.

Senator Terrill asked unanimous consent that **SB 549** be laid over for this legislative day, which was the order.

GENERAL ORDER

SCR 32 by Dennis, et al, of the Senate and Sherrer of the House was called up for consideration.

SCR 32 was adopted upon motion of Senator Dennis and referred for engrossment.

UNANIMOUS CONSENT REQUEST — MOTIONS TO RECONSIDER VOTE

Senator Schuelein asked unanimous consent to suspend the provisions of Rule 12-24B and that all motions to reconsider a vote on Senate bills or joint resolutions made on Tuesday, February 28, Wednesday, February 29 and Thursday, March 1 be disposed of before the close of business on Thursday, March 1, which was the order.

SECOND READING

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

SR 44 — Business and Labor
HB 1551 — Business and Labor
HB 1571 — Finance
HB 1572 — Appropriations
HB 1580 — Appropriations
HB 1581 — Appropriations
HB 1594 — Law Enforcement
HB 1596 — Policy
HB 1612 — Agriculture
HB 1613 — Appropriations
HB 1619 — Agriculture
HB 1621 — Appropriations
HB 1626 — Human Resources
HB 1633 — Judiciary
HB 1681 — General Government
HB 1771 — Finance
HB 1788 — Education
HB 1834 — Business and Labor
HJR 1029 — General Government
HJR 1040 — General Government

FIRST READING

The following were introduced and read the first time:

SR 45 — By McDaniel and Terrill.

A resolution directing the Office of Public Affairs to study and review the telephone and telecommunication facilities and services of the government of the State of Oklahoma; requiring reports to the Legislature on such facilities and services concerning an inventory, a long-range plan, and a focal point for coordination of such plan; setting deadline for reports; and directing distribution.

SR 46 — McDaniel, Randle, Shedrick, Kilpatrick, Cain and Terrill.

A resolution expressing the intent of the Oklahoma State Senate that a moratorium be placed on the installation, modification, expansion or any other changes in the existing telephone or telecommunication systems or services for the government of the State of Oklahoma; setting time limit for moratorium; providing exceptions; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1244, 1500, 1552, 1578, 1579, 1587, 1606, 1630, 1631, 1639, 1650, 1651, 1691, 1693, 1720, 1767, 1802, 1836, 1845, 1855, 1856** and **HJRs 1013, 1032, 1047** and **1051.**

HB 1244 — By Duke of the House and Roberts of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 22.13a, as amended by Section 2, Chapter 95, O.S.L. 1982 (47 O.S. Supp. 1983, Section 22.13a); eliminating provision relating to payment of certain fees for licensing and registering certain vehicles; modifying staggered registration system to include certain commercial vehicles; eliminating certain registration requirements for certain vehicles; modifying initial registration provision to include certain commercial vehicles; providing penalties; and providing an effective date.

HB 1500 — By Hooper and Duckett of the House and Taliaferro of the Senate.

An act relating to state government; amending Section 1, Chapter 144, O.S.L. 1983 (74 O.S. Supp. 1983, Section 150.12A); requiring the forwarding of certain reports; providing for certain forms; providing for the establishment of certain guidelines; and providing an effective date.

HB 1552 — By Rieger of the House and Lamb of the Senate.

An act relating to poor persons; authorizing the Department of Human Services and the Department of Mental Health to replace or make reimbursement for certain eyeglasses; prohibiting payment or reimbursement for certain eye examinations; providing for codification; and declaring an emergency.

HB 1578 — By Lancaster, Hamilton and Virtue of the House and Shedrick of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-1911; providing for inspections pursuant to the Nursing Home Care Act; requiring that all inspections be unannounced; providing penalties, including dismissal from employment, for certain violations by state or local government employees; providing procedures for meetings and reports; providing for access to books, records, and other documents; providing an operative date; and declaring an emergency.

HB 1579 — By Shurden of the House and Dahl of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Sections 4-110, as amended by Section 1, Chapter 154, O.S.L. 1982, and 4-112, as amended by Section 2, Chapter 154, O.S.L. 1982 (29 O.S. Supp. 1983, Sections 4-110 and 4-112); providing for certain fishing and hunting licenses; providing for certain exemptions to said licenses; providing for fees for said licenses; providing for certain substitute fishing and hunting licenses; providing for fees for said substitute licenses; directing deposit of certain fees in Wildlife Conservation Fund; providing for penalties; and providing an effective date.

HB 1587 — By Virtue and Duckett of the House and Cate of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Section 4-110, as amended by Section 1, Chapter 154, O.S.L. 1982 (29 O.S. Supp. 1983, Section 4-110); providing for fishing licenses; modifying exceptions; providing for fees; providing for penalties; and declaring an emergency.

HB 1606 — By Hooper of the House and Taliaferro of the Senate.

An act relating to cities and towns; requiring certain audits and consolidated financial reports; providing procedures related thereto; allowing for said audits and reports to be available for public inspection; authorizing certain contracts; providing for codification; and declaring an emergency.

HB 1630 — By Johnson (Don).

An act relating to State Capital and Capitol Building; repealing 73 O.S. 1981, Sections 96 and 97, as amended by Sections 84 and 85, Chapter 304, O.S.L. 1983 (73 O.S. Supp. 1983, Sections 96 and 97), which relate to the authority of the Director of Public Affairs to regulate parking of vehicles on streets in the vicinity of the State Capitol Complex and penalties thereto; and declaring an emergency.

HB 1631 — By Johnson (Don) and Williams (Penny) of the House and Johnson of the Senate.

An act relating to waters and water rights; amending 82 O.S. 1981, Section 1461, as amended by Section 1, Chapter 332, O.S.L. 1983 (82 O.S. Supp. 1983, Section 1461); providing for Scenic River Commissions; modifying appointments and membership of Commissions; specifying powers of Commissions; providing an operative date; and declaring an emergency.

HB 1639 — By Lancaster of the House and Rozell of the Senate.

An act relating to counties and county officers; amending 19 O.S. 1981, Sections 1231, 1234, as amended by Section 2, Chapter 148, O.S.L. 1983, 1235, 1236, as amended by Section 4, Chapter 148, O.S.L. 1983, 1237, 1238, as amended by Section 5, Chapter 148, O.S.L. 1983, 1240, as amended by Section 7, Chapter 148, O.S.L. 1983, 1242, as amended by Section 8, Chapter 148, O.S.L. 1983, 1244, 1247, as amended by Section 10, Chapter 148, O.S.L. 1983, 1248, 1250 and 1251, as amended by Section 12, Chapter 148, O.S.L. 1983 (19 O.S. Supp. 1983, Sections 1234, 1236, 1238, 1240, 1242, 1247 and 1251); modifying certain procedures relating to county road work or improvements; modi-

fying procedures for plans, specifications, and resolutions for certain work or improvements; modifying procedures for petitions, resolutions, bidding procedures, appraisement and apportionment, and objections; modifying procedures for payment and collection of costs and interest; granting right to lien; modifying procedures to foreclose lien; and declaring an emergency.

HB 1650 — By Johnson (Don), Rogers and Duckett.

[Waters and water rights — amending Section 926.4 of Title 82 — discharge of industrial wastes — emergency]

HB 1651 — By Johnson (Don) and Rogers.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-2006; defining terms; requiring permits for construction and operation of controlled industrial waste facilities; providing for notice and hearing; providing for public meetings; limiting type of testimony and evidence to be heard and accepted at hearing; providing for emergency situations; providing an operative date; and declaring an emergency.

HB 1691 — By Clark, Pitezel and Williams (Penny) of the House and Randle of the Senate.

An act relating to cities and towns; amending 11 O.S. 1981, Section 17-207; requiring certain monies to be accounted for; adding new requirements for the need determination of municipalities; providing an operative date; and declaring an emergency.

HB 1693 — By Duke and Whorton of the House and Roberts of the Senate.

An act relating to fees; amending 28 O.S. 1981, Section 56; providing for collection of certain fees for marriage performed by judge; designating and modifying place where fee is collected; prohibiting certain acts by judge; requiring deposit of fee into court fund; and providing an effective date.

HB 1720 — By Monks of the House and Dahl of the Senate.

An act relating to insurance; amending 36 O.S. 1981, Section 6055; expanding the types of insurer of certain kinds of insurance policies; providing for freedom of choice for services of certain practitioners; providing for severabilty; and declaring an emergency.

HB 1767 — By Williams (Penny), Duke, Henry, Henshaw, Virtue, Williamson, Baker, Williams (Freddye), Murphy, Combs, McCorkell, Little, Monks, Clark, Gordon, Pitezel, Davis (Porter), Stottlemyre, Riggs and Roberts of the House and Randle, Taylor and Shedrick of the Senate.

[Revenue and taxation — amending Sections 2407.1, 5002 and 5003 of Title 68 — property tax relief — effective date]

HB 1802 — By Brewster, Williams (Penny), Littlefield, Baker, Riggs, Anderson, McCorkell, Ross and Gray.

[Poor persons — amending Section 1353 of Title 68 — Oklahoma Indigent Health Care Act — codification — effective date]

HB 1836 — By Duke, Graves and Davis (Frank) of the House and Roberts of the Senate.

An act relating to fees; prohibiting certain employees from receiving certain fees and reimbursements; authorizing reimbursement in certain manner; providing for codification; providing for severability; and providing an effective date.

HB 1845 — By Johnson (Don).

An act relating to state government; providing for a short title; creating the State Register of Natural Heritage Areas; creating the State Register of Natural Heritage Areas Advisory Committee; establishing certain requirements to be listed in said State Register; providing for certain duties and responsibilities of the Oklahoma Tourism and Recreation Department; establishing certain evaluation criteria; providing for codification; and providing an effective date.

HB 1855 — By Duke of the House and Roberts of the Senate.

An act relating to courts; amending 20 O.S. 1981, Section 1005; providing procedure for the destruction of certain judicial records after a certain time period; authorizing the destruction of justice of the peace records and docket sheets, and docket sheets for certain traffic cases; providing for microfilming of records; providing for certain costs to be paid from certain fund; providing for legal efficacy of microfilmed records; and providing an effective date.

HB 1856 — By Virtue of the House and Rozell of the Senate.

[Public health and safety — amending thirteen sections in Title 63 — Boat and Motor Regulation Act — codification — operative date]

HJR 1013 — By Morgan, Hale, Reimer, Sherrer, Cotner, Thompson, Littlefield, Duckett, Benson and Lancaster of the House and Dawson of the Senate.

A joint resolution limiting types of legislation that can be considered in the Second Regular Session of the Legislature; and providing exceptions with procedures relating thereto.

HJR 1032 — By Talley, Hill, Abbott, Adair, Atkinson, Baker, Blodgett, Boeckman, Clark, Cole, Conaghan, Converse, Cotner, Davis (Frank), Davis (Guy), Davis (Porter), Fair, Garrison, Gordon, Graves, Gray, Grieser, Hale, Harbin, Harris, Harvey, Hastings, Henshaw, Holden, Holt, Hooper, Johnson (Don), Kamas, Koppel, Lancaster, Lawter, Little, Littlefield, Logan, Manar, Mentzer, Monks, Morgan, Osborne, Pitezel, Rieger, Riggs, Roberts, Rogers, Sanders, Sherrer, Smith (Bill), Smith (Jerry), Twidwell, Vanatta, Virtue, Whorton, Widener, Williams (Freddye), Williams (Penny), Williamson, Reimer, Sill and Kincheloe of the House and Giles and Watson of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 26 of Article V of the Constitution of the State of Oklahoma; providing for annual regular sessions of the Legislature; limiting the first regular session of the Legislature to ninety legislative days; providing that the second regular session of the Legislature shall consider only appropriation measures and any other measues as designated by two-thirds vote of each house; limiting the second regular session to forty-five legislative days; providing ballot title; and directing filing.

HJR 1047 — By Hobson, Williams (Penny), Gray and Baker.

[Commission for Human Services — expanding medicaid coverage]

HJR 1051 — By Hobson, Williams (Penny), Gray, Baker and McCorkell.

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 as Section 9D; providing for an ad valorem tax levy to the county for the purpose of providing indigent health care; requiring voter approval; providing for continuance of levy; providing methods for discontinuing levy; providing for no prohibitions on other levies or public funds; providing no limitation on certain other provisions; providing ballot title; and directing filing.

The above numbered measures were read the first time.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 28, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:30 p.m. to meet Tuesday, February 28, 1984, at 1:30 p.m.

Thirty-third Legislative Day

Tuesday, February 28, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Porter.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Allen Dorries, Calvary United Pentecostal Church, Ardmore, the guest of Senator Roberts.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Page 243, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Cate, Howell, Keller, Moore, Porter, Stipe and York.—7.

GENERAL ORDER

SB 387 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cain moved that **SB 387** be advanced, which motion was declared adopted.

THIRD READING

SB 387 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl,

Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—39.

Nay: Keller, Lamb, Moore, Pierce, Smith and Young.—6.

Excused: Cate, Porter and Stipe.—3.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Moore moved that the vote be reconsidered whereby **SB 387** and the emergency passed.

GENERAL ORDER

SB 388 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cain moved that **SB 388** be advanced, which motion was declared adopted.

THIRD READING

SB 388 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Cate, Clifton and Porter.—3.

The bill and emergency passed.

SB 388 was referred for engrossment.

GENERAL ORDER

SB 555 by Randle of the Senate and Williams (Penny) of the House was called up for consideration.

Senator Randle moved that **SB 555** be advanced, which motion was declared adopted.

THIRD READING

SB 555 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Porter.—1.

The bill and emergency passed.

SB 555 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives is ready to convene in Joint Session at 1:45 p.m. to hear Yoshio Okawara, Ambassador Extraordinary and Plenipotential of Japan to the United States of America.

Senator Schuelein moved that the Senate stand recessed to meet with the House in Joint Session at 2:00 p.m. and to reconvene in the Senate Chamber upon adjournment of Joint Session, which motion was declared adopted.

*

JOINT SESSION

The Senate and House of Representatives of the Second Regular Session of the 39th Legislature, assembled in the Fourth Joint Session, were called to order by President Bernard.

President Bernard announced the appointment of the special committee to escort Ambassador Yoshio Okawara as Senators Landis, Dawson and Smith and Representatives Hobson, Mentzer and Deatherage and instructed the committee to perform its duty.

Sergeant at Arms Bob Craig announced the arrival of the Ambassador, who was escorted to the rostrum by the Special Committee.

Representative Thompson moved that Ambassador Okawara be granted privileges of the floor, which motion was declared adopted.

President Bernard introduced Governor Nigh, who presented Ambassador Okawara to the Assembly. Representative Henry, on behalf of the members assembled in Joint Session, presented a Citation to Ambassador Okawara, who addressed the Joint Session.

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

*

The Senate reassembled in its Chamber with Senator McDaniel presiding. Senator Schuelein questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

GENERAL ORDER

SB 455 by Cullison and McIntyre of the Senate and Riggs of the House was called up for consideration.

Senate Cullison moved to amend **SB 455,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cullison moved that **SB 455** be advanced, which motion was declared adopted.

THIRD READING

SB 455 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—43.

Nay: Leonard and Terrill.—2.

Excused: Porter, Randle and York.—3.

The bill and emergency passed.

SB 455 was referred for engrossment.

GENERAL ORDER

SB 435 by Stipe of the Senate and Sanders of the House was called up for consideration.

Senator Stipe moved that **SB 435** be advanced, which motion was declared adopted.

THIRD READING

SB 435 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Combs, Dahl, Dennis, Green, Hopkins, Keller, Lamb, Landis, McDaniel, McIntyre, Miller, Moore, Randle, Roberts, Rozell, Stipe, Taylor, Watson and Winn.—22.

Nay: Cain, Cate, Choate, Clifton, Cullison, Dawson, Ford, Giles, Howell, Johnson, Kilpatrick, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Wright and Young.—24.

Excused: Porter and York.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Stipe moved that the vote be reconsidered whereby **SB 435** failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 341, 480, 527, 540, 544, 545, 547, and **SCR 32** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 28 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 434 by Stipe of the Senate and Sanders of the House was called up for consideration.

Senator Stipe moved that **SB 434** be advanced, which motion was declared adopted.

THIRD READING

SB 434 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Keller, Lamb, McCune, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Watson, Winn and Wright.—32.

Nay: Cain, Cullison, Giles, Howell, Kilpatrick, Landis, Leonard, Luton, Moore, O'Connor, Pierce, Taliaferro, Terrill and Young.—14.

Excused: Porter and York.—2.

The bill and emergency passed.

SB 434 was referred for engrossment.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Roberts asked unanimous consent to withdraw **SR 43** from the General Government Committee and refer same direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 43 by Roberts and Miller was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 43,** which was the order.

SR 43 was adopted upon motion of Senator Roberts and referred for enrollment.

GENERAL ORDER

SB 503 by Cullison of the Senate and Lewis of the House was called up for consideration.

Senator Cullison moved that **SB 503** be advanced, which motion was declared adopted.

THIRD READING

SB 503 was read for the third time at length.

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

Aye: Boatner, Cate, Choate, Clifton, Cullison, Ford, Green, Hopkins, Kilpatrick, Landis, Leonard, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Shedrick, Smith, Taylor, Terrill, Watson, Winn and Wright.—27.

Nay: Branch, Cain, Capps, Combs, Dahl, Dawson, Dennis, Giles, Howell, Johnson, Keller, Lamb, Luton, Miller, Randle, Schuelein, Taliaferro, York and Young.—19.

Excused: Porter and Stipe.—2.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Cullison moved that the vote be reconsidered whereby the emergency to **SB 503** failed.

GENERAL ORDER

SB 391 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 391** be advanced, which motion was declared adopted.

THIRD READING

SB 391 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Porter and Stipe.—3.

The bill and emergency passed.

SB 391 was referred for engrossment.

GENERAL ORDER

SB 393 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 393** be advanced, which motion was declared adopted.

THIRD READING

SB 393 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison,

Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Porter, Stipe and Taliaferro.—3.

The bill and emergency passed.

SB 393 was referred for engrossment.

GENERAL ORDER

SB 392 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 392** be advanced, which motion was declared adopted.

THIRD READING

SB 392 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

SB 392 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 407 by Wright and Lamb of the Senate and Twidwell of the House was called up for consideration.

Senators Johnson and Taylor asked to coauthor **SB 407,** which was the order.

Senator Wright moved to amend **SB 407,** Page 5, Line 7, by inserting after the word "liability" and before the word "to" the following: "for all torts committed by any person described in Subsection A of Section 1 of this act", which amendment was declared adopted.

Senator Wright moved that **SB 407** be advanced, which motion was declared adopted.

THIRD READING

SB 407 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Nay: Dennis and McIntyre.—2.

Excused: Dawson, Porter, Stipe and Terrill.—4.

The bill and emergency passed.

SB 407 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 28.**

The above numbered enrolled resolution was referred to the Secretary of State.

GENERAL ORDER

SB 559 by Randle of the Senate and Riggs of the House was called up for consideration.

Senator Randle moved that **SB 559** be advanced, which motion was declared adopted.

THIRD READING

SB 559 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Smith, Taylor, Terrill, Watson, Winn, Wright and York—30.

Nay: Branch, Capps, Choate, Giles, Johnson, Keller, Kilpatrick, Lamb, Landis, Moore, O'Connor, Pierce, Schuelein, Taliaferro and Young.—15.

Excused: Porter, Shedrick and Stipe.—3.

The bill passed.

Senators Capps and Giles 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 12-24 Senator Moore moved that the vote be reconsidered whereby **SB 559** and the emergency passed.

GENERAL ORDER

SB 192 by McDaniel of the Senate and Converse of the House was called up for consideration.

Senator McDaniel moved to amend **SB 192,** Page 10, Line 3, by adding after the number "10." and before the word "Court" the word "District", which amendment was declared adopted.

Senator McDaniel moved to amend **SB 192,** Page 26, Line 18, by adding after the word "residents" and before the word "of" the following language: "who are qualified voters", which amendment was declared adopted.

Senator McDaniel moved that **SB 192** be advanced, which motion was declared adopted.

THIRD READING

Senator McDaniel asked unanimous consent that **SB 192** be laid over for this legislative day, which was the order.

SB 192 remains on Third Reading.

GENERAL ORDER

SB 416 by Green of the Senate and Holden of the House was called up for consideration.

Senator Green moved that **SB 416** be advanced, which motion was declared adopted.

THIRD READING

SB 416 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Ford, Green, Keller, Luton, Smith and Young.—6.

Nay: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Excused: Moore, Porter, Randle and Stipe.—4.

The bill failed.

GENERAL ORDER

SB 452 by York of the Senate and Fried of the House was called up for consideration.

Senator York moved to amend **SB 452,** Page 1, by crippling the title, which amendment was declared adopted.

Senator York moved that **SB 452** be advanced, which motion was declared adopted.

THIRD READING

SB 452 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Moore, Porter, Randle, Stipe and Taliaferro.—5.

The bill and emergency passed.

SB 452 was referred for engrossment.

GENERAL ORDER

SB 316 by Terrill of the Senate and Kelly of the House was called up for consideration.

Senator Taylor moved to amend **SB 316,** Page 1, by crippling the title.

Senator Terrill moved to table the Taylor amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Clifton, Cullison, Ford, Howell, Johnson, Landis, Luton, McDaniel, O'Connor, Rozell, Taliaferro, Terrill and Winn.—14.

Nay: Boatner, Branch, Cain, Cate, Choate, Combs, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Leonard, McCune, Miller, Pierce, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taylor, Watson, Wright and Young.—28.

Excused: McIntyre, Moore, Porter, Randle, Stipe and York.—6.

Senator Taylor pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Shedrick moved to amend **SB 316,** Page 3, Line 11, by inserting after the period the following language: "Said origination fee shall be charged only on loans classified under Section 3-105 of this title.", which amendment was declared adopted.

Senator Terrill moved that **SB 316** be advanced, which motion was declared adopted.

THIRD READING

SB 316 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Capps, Clifton, Cullison, Dennis, Ford, Giles, Green, Howell, Johnson, Landis, Luton, McCune, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor and Terrill.—19.

Nay: Boatner, Branch, Cain, Cate, Choate, Combs, Dahl, Dawson, Hopkins, Keller, Kilpatrick, Lamb, Leonard, McDaniel, Miller, O'Connor, Pierce, Roberts, Shedrick, Watson, Wright and Young.—22.

Excused: McIntyre, Moore, Porter, Randle, Stipe, Winn and York.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **SB 316** failed.

GENERAL ORDER

SB 417, considered and amended on page 242, was called up for consideration.

Senator Clifton moved that **SB 417** be advanced, which motion was declared adopted.

THIRD READING

SB 417 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Smith.—1.

Excused: Moore, Pierce, Porter, Randle and Stipe.—5.

The bill passed.

SB 417 was referred for engrossment.

GENERAL ORDER

SB 560 by Shedrick of the Senate and Johnson (Don) of the House was called up for consideration.

Senator Cate asked to coauthor **SB 560,** which was the order.

Senator Shedrick moved that **SB 560** be advanced, which motion was declared adopted.

THIRD READING

SB 560 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Rhodes, Rob-

erts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: O'Connor.—1.

Excused: Dennis, Moore, Pierce, Porter, Randle, Stipe and Winn.—7.

The Chair advised that Senator Dennis, having been present in the Chamber during the vote on **SB 560,** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 40; Nay: 2; Excused: 6.

The bill and emergency passed.

SB 560 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

HB 1477 — Finance.
HB 1683 — Finance.

DO PASS, as amended:

CS for **SB 358** — Appropriations.
CS for **SB 359** — Appropriations.
CS for **SB 367** — Appropriations.
CS for **SB 372** — Appropriations.
CS for **SB 373** — Appropriations.
CS for **SB 374** — Appropriations.
CS for **SB 375** — Appropriations.
CS for **SB 377** — Appropriations.
CS for **SB 379** — Appropriations.
CS for **SB 386** — Appropriations.
CS for **SB 415** — Appropriations.
HB 1494 — Judiciary.
HB 1647 — Judiciary.
HB 1648 — Judiciary.

SECOND READING

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

SR 45 — General Government
SR 46 — General Government
HB 1244 — Finance
HB 1500 — Law Enforcement
HB 1552 — Human Resources
HB 1578 — Human Resources
HB 1579 — Agriculture
HB 1587 — Agriculture
HB 1606 — General Government
HB 1630 — General Government
HB 1631 — Natural Resources
HB 1639 — General Government
HB 1650 — Natural Resources
HB 1651 — Natural Resources
HB 1691 — General Government
HB 1693 — Finance
HB 1720 — Business and Labor
HB 1767 — Finance
HB 1802 — Human Resources
HB 1836 — Judiciary
HB 1845 — General Government
HB 1855 — Judiciary
HB 1856 — Policy
HJR 1013 — Policy
HJR 1032 — Policy
HJR 1047 — Human Resources
HJR 1051 — Human Resources

FIRST READING

The following were introduced and read the first time:

SCR 35 — By Giles of the Senate and Rogers of the House.

A concurrent resolution memorializing Congress to amend the Federal Bankruptcy Code to ensure that, in the interest of protecting the health, welfare and safety of its citizens, a claim of a state against the estate of a debtor in bankruptcy takes priority over those of all other creditors of the estate; and directing distribution.

SCR 36 — By Cate.

A concurrent resolution authorizing the Board of Regents of the University of Oklahoma to issue revenue bonds pursuant to Section 4002.1 of Title 70 of the Oklahoma Statutes; and directing distribution.

SR 47 — By Moore.

A resolution memorializing the Oklahoma Congressional Delegation to support passage of United States Senate Joint Resolution 73, which proposes an amendment to the Constitution of the United States on the subject of prayer in public schools and other public institutions; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1432, 1604, 1620, 1628, 1641, 1645, 1721, 1731, 1734, 1754, 1756, 1817, 1821, 1829, 1839, 1844, 1850, 1852, 1879, 1892, 1905, 1909, 1911, 1914, 1918, 1923, HJRs 1008** and **1039.**

HB 1432 — By Graves of the House and Pierce of the Senate.

[Motor vehicles — amending Section 756 of Title 47 — alcohol concentrations — effective date]

HB 1604 — By Holden and Lawter of the House and Winn of the Senate.

An act relating to insurance; providing that certain persons or entities shall be subject to the jurisdiction of the Insurance Commissioner and to the provisions of the Oklahoma Insurance Code; providing exceptions; providing for examination of certain persons or entities; requiring certain disclosures; providing for codification; and providing an effective date.

HB 1620 — By Peterson.

[Criminal procedure — amending Section 991c of Title 22 — procedure for deferred judgments — effective date]

HB 1628 — by Abbott of the House and Terrill of the Senate.

[State government — amending Section 85.7 of Title 74 — competitive bidding on purchases — emergency]

HB 1641 — By Harris.

An act relating to counties and county officers; amending Section 1, Chapter 318, O.S.L. 1983 (19 O.S. Supp. 1983, Section 215.39); requiring the district attorney to provide certain narrative reports; directing distribution of the report; requiring standard forms and method of disapproval, prohibiting certain causes of action with exceptions; allowing amendments or withdrawal of certain allegations or recitations; and providing an effective date.

HB 1645 — By Harris of the House and Cullison of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 753, as last amended by Section 4, Chapter 294, O.S.L. 1982 (47 O.S. Supp. 1983, Section 753); prohibiting tests related to intoxicating substances under certain conditions; providing exceptions; allowing the revocation of certain licenses and privileges; and providing an effective date.

HB 1721 — By Cotner, Lancaster, Hooper and Little.

An act relating to state government; amending 74 O.S. 1981, Sections 1811.4, as amended by Section 148, Chapter 304, O.S.L. 1983, 1811.4C, as amended by Section 3, Chapter 117 O.S.L. 1982, and Section 1, Chapter 117, O.S.L. 1982, as amended by Section 6, Chapter 302, O.S.L. 1983 (74 O.S. Supp. 1983, Sections 1811.4, 1811.4C and 1811.4E); establishing State Capitol Park Division and providing procedures relating thereto; modifying boundaries of State Capitol Park area; providing enforcement procedures; repealing 73 O.S. 1981, Sections 96 and 97, as amended by Sections 84 and 85, Chapter 304, O.S.L. 1983 (73 O.S. Supp. 1983, Sections 96 and 97), and 74 O.S. 1981, Section 1811.4A, as amended by Section 149, Chapter 304,

O.S.L. 1983, and Section 150, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1983, Sections 1811.4A and 1811.4E); and declaring an emergency.

HB 1731 — By Abbott and Cole of the House and Terrill of the Senate.

An act relating to professions and occupations; providing for issuance of certain rules related to barbering; providing for certain fees; abolishing the State Board of Barber Examiners; transferring certain funds and other items; creating the Barber Examining and Hearing Board; providing for the membership, appointment, terms, and duties of said Board; providing for codification; repealing 59 O.S. 1981, Sections 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 85, 86, 87, 88, 89.1, 89.2, 89.3, 90, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 103, 104 and 105; providing an operative date; and declaring an emergency.

HB 1734 — By Baker of the House and Cullison of the Senate.

[Trademarks and labels — labels of origin of honey — codification — effective date]

HB 1754 — By Holden of the House and Terrill of the Senate.

An act relating to insurance; amending 36 O.S. 1981, Sections 1424, as last amended by Section 2, Chapter 90, O.S.L. 1983, 1425, as last amended by Section 6, Chapter 248, O.S.L. 1983, 1428, as last amended by Section 6, Chapter 90, O.S.L. 1983, Sections 2 and 10, Chapter 89, O.S.L. 1983, Section 4, Chapter 165, O.S.L. 1983, 2731 and 3105 (36 O.S. Supp. 1983, Sections 1424, 1425, 1428, 1442, 1450 and 1464); requiring certain licenses; providing for certain requirements and limitations related thereto; providing for use of vending machines; providing for corporate and partnership licenses and requirements and limitations related thereto; providing additional requirements relating to certain references; prohibiting certain payments; providing contents and term of licenses; exempting certain persons from the licensing requirement; requiring persons receiving certain exclusive agency contract overrides to be licensed; limiting certain fees charged by life insurance companies; providing procedures for application, issuance, and termination of licenses; modifying certain procedures; providing for fees; creating a revolving fund; providing for other fees and fines; requiring a bond for the benefit of certain parties; providing for service of process; prohibiting certain acts; providing penalties; providing for a change in address; requiring accessibility to public; providing for a facsimile signature stamp; providing conditions for the termination, suspension, or refusal to issue certain licenses, and procedures related thereto; requiring certain records; requiring certain financial or market conduct examinations and cost relating thereto; providing for certain files; defining terms; modifying and deleting certain definitions; providing for certain administrators licenses and procedures, prohibitions, fees, and fines relating thereto; providing for certain brokers license and procedures, fees, policies, bonds, violations, and fines related thereto; providing for the licensing of society agents, and providing for qualification, prohibitions, commissions, compensation, procedures, and examinations related thereto; deleting certain procedures and requirements relating to said society agents; modifying certain fees and expiration dates; deleting certain procedures; mandating certain age limits; designating certain funds; adding penalties; providing for certain motor service club agents and providing for certain qualifications, fees, procedures, prohibitions, and penalties relating thereto; adding penalties; repealing Section 11, Chapter 89, O.S.L. 1983 (36 O.S. Supp. 1983, Section 1451); providing for codification; and declaring an emergency.

HB 1756 — By Duckett, Whorton and Kamas.

An act relating to streets and bridges; pro-

viding for agreements between county commissioners and owners associations for certain repairs; requiring sufficient funds at time of agreement; providing for codification; and providing an effective date.

HB 1817 — By Duckett, Cole, Conaghan, Reimer, Sill and Davis (Porter) of the House and Miller and Capps of the Senate.

An act relating to schools; amending 70 O.S. 1981, Sections 16-103 and 16-104; requiring the State Textbook Committee to conduct public hearings for certain purposes; providing procedures; providing procedure for advertising and receiving bids for textbooks; requiring advertisements to be done prior to certain date; providing for the display of certain textbooks at certain locations; modifying bid procedure; requiring consideration be given to certain information; providing for codification; and providing an effective date.

HB 1821— By Riggs.

An act relating to licensing and regulation of dietitians; providing for membership, qualifications, and duties of the Oklahoma State Board of Medical Examiners; authorizing fees; requiring annual audit and certain other reports; defining certain offenses and providing penalties; providing for codification; and providing an effective date.

HB 1829 — By Brown and Baker of the House and Cullison of the Senate.

An act relating to contracts; amending 15 O.S. 1981, Sections 752, as amended by Section 1, Chapter 103, O.S.L. 1983, 753 and 756.1 (15 O.S. Supp. 1983, Section 752); defining terms used in Oklahoma Consumer Protection Act; adding definitions; providing for liberal construction of Oklahoma Consumer Protection Act; stating policies; providing for and expanding unlawful and deceptive trade practices; providing for certain actions; providing for consent judgments; providing for certain orders by the court; providing for certain assurances; providing for admissibility of certain evidence; providing for attorney's fees; providing for codification; and providing an effective date.

HB 1839 — By Lancaster and Hooper of the House and Choate of the Senate.

[Motor vehicles — amending Sections 23.1 and 23.2a of Title 47 — title requirements — effective date]

HB 1844 — By Lancaster, Pitezel and Harvey of the House and Schuelein of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 11-309; providing and expanding rules for driving on roadways laned for traffic; and providing an effective date.

HB 1850 — by Lewis, Leftwich, Pitezel, Virtue, Williamson, Kincheloe, Cole, Hastings, Monks, Baker and Duckett of the House and Cain of the Senate.

[State government — Disclosure of Economic Interest Act — codification — operative date — emergency]

HB 1852 — By McCorkell of the House and Clifton of the Senate.

An act relating to crimes and punishments; prohibiting bribing certain fiduciaries; prohibiting certain fiduciaries from receiving bribes; providing punishments; defining terms; providing for codification; and providing an effective date.

HB 1879 — By Clark of the House and Rhodes of the Senate.

An act relating to crimes and punishments; prohibiting the acquisition, receipt, or transfer of human organs or tissues for valuable consideration; providing penalties; defining terms; providing exception; providing for codification; and providing an effective date.

HB 1892 — By Lewis and Baker.

An act relating to cities and towns; amending 11 O.S. 1981, Section 49-122, which relates to Firefighters Pension and Retirement System; exempting certain municipali-

ties from contributions for volunteer firefighters; providing an effective date; and declaring an emergency.

HB 1905 — By Williams (Penny), Haney, Adair, Virtue and Henry of the House and Randle and Taylor of the Senate.

An act relating to schools; establishing the Future Teachers Scholarship Program; providing short title; stating purpose; providing for applications and selection process; specifying scholarship amount; requiring an agreement; setting certain requirements; providing procedures for noncompliance; requiring paybacks under certain circumstances; providing exceptions; providing for codification; providing an operative date; and declaring an emergency.

HB 1909 — By Lewis of the House and Howell of the Senate.

An act relating to professions and occupations; amending Section 13, Chapter 337, O.S.L. 1982 (59 O.S. Supp. 1983, Section 1692); providing for and expanding exceptions to the Electrical License Act; providing for construction of section; and providing an effective date.

HB 1911 — By Henry of the House and Taylor of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2357.4; providing procedures relating to income tax investment credit; and providing an effective date.

HB 1914 — By Brown of the House and Branch of the Senate.

An act relating to the Council on Law Enforcement Education and Training; amending 70 O.S. 1981, Section 3311, as amended by Section 26, Chapter 333, O.S.L. 1983 (70 O.S. Supp. 1983, Section 3311); providing for creation, membership, reimbursement powers, duties and responsibilities of the Council; providing procedures for licensing of police and peace officers; providing procedures for suspension, revocation and reinstatement of licenses; providing for transition period; and declaring an emergency.

HB 1918 — By Brewster, Boeckman, Pitezel, Littlefield, Davis (Guy), Henshaw, Smith (Bill) and Davis (Porter) of the House and Giles and Terrill of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 162; defining terms; providing for the powers and duties of the Corporation Commission; providing for the operation of equipment not owned by motor carrier under certain conditions; prohibiting leasing of certificates; providing for codification; and declaring an emergency.

HB 1923 — By Morgan.

An act relating to state government; amending Section 8, Chapter 338, O.S.L. 1982, as last amended by Section 15, Chapter 263, O.S.L. 1983 (74 O.S. Supp. 1983, Section 840.8); modifying the exempt unclassified service; providing an operative date; and declaring an emergency.

HJR 1008 — By Duckett, Baker and Sill of the House and Howell of the Senate.

A joint resolution requiring the Director of Public Welfare, also known as the Director of Human Services, to enter into an agreement with the Office of Child Support Enforcement; limiting the availability of certain information; providing for the adoption of policies and procedures; providing for the destruction of confidential records and information; limiting certain fees; and directing distribution.

HJR 1039 — By Davis (Frank) of the House and Smith of the Senate.

A joint resolution creating a District Court Judicial Districts Reapportionment Advisory Commission; providing for the appointment, qualifications, compensation, and reimbursement of members; providing for a Chairman; providing for certain powers and duties of the Commission; and directing distribution.

The above numbered measures were read the first time.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 29, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:45 p.m. to meet Wednesday, February 29, 1984, at 1:30 p.m.

Thirty-fourth Legislative Day

Wednesday, February 29, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Don Ritchie, Calvary Baptist Church, Sulphur, the guest of Senator Roberts.

GENERAL ORDER

SB 478 by Leonard of the Senate and Hill of the House was called up for consideration.

Senator Leonard moved that **SB 478** be advanced, which motion was declared adopted.

THIRD READING

SB 478 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Dawson, Ford, Giles, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, Moore, Pierce, Randle, Rhodes, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—28.

Nay: Boatner, Branch, Clifton, Combs, Cullison, Dahl, Dennis, Green, Hopkins, Keller, Luton, McDaniel, McIntyre, Miller, O'Connor, Porter, Roberts, Rozell, Schuelein and Stipe.—20.

The bill passed.

Senators O'Connor, Miller, Keller 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: 16.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Leonard moved that the vote be reconsidered whereby **SB 478** and the emergency passed.

MOTION TO RECONSIDER VOTE

Senator Landis pressed his motion to reconsider the vote whereby **SB 530** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Nay: Combs, Cullison, Dennis, Howell, Lamb, Miller, Shedrick, Stipe and Young.—9.

Excused: Randle.—1.

THIRD READING

SB 530 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Dahl, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Luton, McCune, O'Connor, Randle, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—26.

Nay: Boatner, Branch, Clifton, Combs, Cullison, Dawson, Dennis, Howell, Kilpatrick, Lamb, Leonard, McDaniel, McIntyre, Miller, Pierce, Porter, Rhodes, Shedrick, Smith, Stipe and Young.—21.

Excused: Moore.—1.

The bill passed.

Senators Howell, Cullison, Leonard, Lamb, Branch and Clifton desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 15; Excused: 1.

The emergency passed.

SB 530 was referred for engrossment.

GENERAL ORDER

SB 330 by Wright of the Senate and Twidwell of the House was called up for consideration.

Senator Wright moved that **SB 330** be advanced, which motion was declared adopted.

Senator Combs presiding.

THIRD READING

SB 330 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Choate, Combs, Dahl, Ford, Howell, Johnson, Kilpatrick, Leonard, Luton, McCune, Moore, O'Connor, Rhodes, Taylor and Wright.—17.

Nay: Boatner, Branch, Capps, Clifton, Cullison, Dawson, Dennis, Giles, Green, Hopkins, Keller, Lamb, Landis, McDaniel,

McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—29.

Excused: Pierce and Porter.—2.

The bill failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 388, 391, 392, 393, 407, 417, 434, 452, 455, 555 and **560** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 43 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 411 by Wright of the Senate and Lewis of the House was called up for consideration.

Senator Wright moved to amend **SB 411,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Luton moved to amend **SB 411,** Page 7, Line 3, by deleting all of Section 3.

Senator Wright asked unanimous consent that **SB 411,** with the Luton amendment be laid over temporarily, which was the order.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 316** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Capps, Cate, Clifton, Cullison, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Randle, Rhodes, Rozell, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—31.

Nay: Branch, Cain, Choate, Combs, Dahl, Dawson, Keller, Kilpatrick, McIntyre, Miller, Moore, Porter, Roberts, Schuelein, Shedrick and Wright.—16.

Excused: Pierce.—1.

THIRD READING

SB 316 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Capps, Cate, Clifton, Cullison, Dennis, Ford, Giles, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McDaniel, O'Connor, Randle, Rhodes, Rozell, Smith, Stipe, Taylor, Terrill, Watson, Winn and York.—26.

Nay: Boatner, Branch, Cain, Choate, Combs, Dahl, Dawson, Green, Keller, Kilpatrick, Leonard, McIntyre, Miller, Moore, Porter, Roberts, Schuelein, Shedrick, Taliaferro, Wright and Young.—21.

Excused: Pierce.—1.

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: 27; Nay: 20; Excused: 1.

The emergency failed.

SB 316 was referred for engrossment.

GENERAL ORDER

SB 445 by McCune of the Senate and Hobson of the House was called up for consideration.

Senator Schuelein asked to coauthor **SB 445,** which was the order.

Senator McCune moved to amend **SB 445,** Page 7, Line 13½, by adding a new Section 8 as follows: "Section 8. REPEALER 57 O.S. 1981, Section 36, is hereby repealed." and by renumbering the subsequent section and amending the title to conform, which amendment was declared adopted.

Senator McCune moved that **SB 445** be advanced, which motion was declared adopted.

THIRD READING

SB 445 was read for the third time at length.

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

Aye: Cain, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Green, Howell, Johnson, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—33.

Nay: Boatner, Branch, Capps, Clifton, Ford, Hopkins, Keller, Kilpatrick, Lamb, Landis, Moore, Rhodes, Shedrick and Taylor.—14.

Excused: Giles.—1.

The bill and emergency passed.

SB 445 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

SB 242 by York of the Senate and Barker of the House was called up for consideration.

Senator Kilpatrick presiding.

Senator Wright asked to coauthor **SB 242,** which was the order.

Senator York moved to amend **SB 242,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Young moved to amend **SB 242,** Page 9, Line 21, by adding after the word "Treasury" and before the semi-colon the following language: ". After receipt, such monies shall be transferred to the State Highway Construction and Maintenance Fund and shall be expended in the same manner and for the same purpose as is provided by law for other monies accruing to the credit of the State Highway Construction and Maintenance Fund."

Senator York moved to table the Young amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dennis, Ford, Hopkins, Howell, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—35.

Nay: Boatner, Branch, Dahl, Dawson, Giles, Green, Johnson, Landis, Luton, Roberts and Young.—11.

Excused: McIntyre and Moore.—2.

Senator Hopkins moved to amend **SB 242,** Page 19, Line 21, by striking after the period and before the word "If" on Line 22 all language and on Line 27 add a period after the word "agent" and strike all language to the word "If" on Line 29, which amendment was declared adopted.

Senator McDaniel moved to amend **SB 242,** Page 37, Line 20, by striking after the

2nd word "vehicles" and before the word "the" on Line 21, all language and on Page 38, Line 24, by striking after the word "vehicle" and before the word "as" all language and on Line 29 by striking all language and substituting in lieu thereof the following:

"1. From 5,500 pounds and under	$20.00
2. From 5,501 pounds to 7,000 pounds	35.00
3. From 7,001 pounds to 8,000 pounds	50.00
4. From 8,001 pounds to 10,000 pounds	65.00
5. From 10,001 pounds to 12,000 pounds	80.00
6. From 12,001 pounds to 15,000 pounds	95.00"

and renumber subsequent paragraphs.

Senator York moved to table the McDaniel amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Choate, Clifton, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright and York.—34.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Giles, Landis, McDaniel, Roberts, Schuelein, Stipe, Taliaferro and Young.—13.

Excused: Porter.—1.

Senator Young moved to amend **SB 242,** Page 9, Line 19, by striking "Twenty-seven and forty-seven one-hundredths percent (27.47%)" and inserting in lieu thereof the following: "Fourteen and forty-seven one hundredths percent (14.47%) and on Line 22 strike "two percent (2%)" and insert in lieu thereof "fifteen percent (15%)".

Senator York moved to table the Young amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, McDaniel, Miller, Randle, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill and York.—23.

Nay: Boatner, Branch, Choate, Dennis, Ford, Giles, Green, Keller, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Smith, Watson, Winn, Wright and Young.—22.

Excused: Dawson, McIntyre and Porter.—3.

Senator York moved that **SB 242** be advanced, which motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Luton, McIntyre, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Smith, Stipe, Watson, Wright and York.—25.

Nay: Boatner, Branch, Capps, Choate, Dahl, Dennis, Giles, Lamb, Landis, Leonard, McCune, McDaniel, Moore, O'Connor, Pierce, Rhodes, Roberts, Taliaferro, Taylor, Terrill and Young.—21.

Excused: Dawson and Winn.—2.

THIRD READING

SB 242 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Choate, Clifton, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell,

Schuelein, Shedrick, Smith, Terrill, Watson, Winn, Wright and York.—33.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Giles, Kilpatrick, Landis, Leonard, McDaniel, Roberts, Taliaferro, Taylor and Young.—14.

Excused: Stipe.—1.

The Chair advised that Senator Stipe, having been present in the Chamber during the vote on **SB 242** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 33; Nay: 15.

The bill passed.

SB 242 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Winn pressed his motion to reconsider the vote whereby **SB 550** passed.

Senator Branch moved to table, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Cain, Cate, Clifton, Dawson, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Luton, McDaniel, Porter, Roberts, Schuelein, Stipe, Taliaferro, Terrill, York and Young.—21.

Nay: Boatner, Capps, Choate, Combs, Cullison, Dahl, Dennis, Ford, Green, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Shedrick, Smith, Taylor, Watson, Winn and Wright.—24.

Excused: Giles, McIntyre and Miller.—3.

Senator Winn pressed his motion to reconsider, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Combs, Cullison, Dahl, Dennis, Ford, Green, Howell, Keller, Kilpatrick, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Shedrick, Smith, Watson, Winn and Wright.—26.

Nay: Branch, Cate, Choate, Clifton, Dawson, Hopkins, Johnson, Landis, Luton, McDaniel, McIntyre, Porter, Roberts, Schuelein, Stipe, Taliaferro, Taylor, Terrill, York and Young.—20.

Excused: Giles and Miller.—2.

THIRD READING

SB 550 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cate, Clifton, Combs, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Porter, Roberts, Stipe, Taliaferro, Taylor, Terrill and Young.—22.

Nay: Boatner, Cain, Capps, Choate, Cullison, Dahl, Ford, Green, Keller, Leonard, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Watson, Winn and Wright.—23.

Excused: Giles, Miller and York.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Johnson moved that the vote be reconsidered whereby **SB 550** failed.

MOTION TO RECONSIDER VOTE

Senator Taliaferro pressed his motion to reconsider the vote whereby **SB 448** failed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Green, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson and Winn.—35.

Nay: Choate, Dawson, Hopkins, Keller, Pierce, Rhodes, Smith, Wright and Young.—9.

Excused: Giles, Miller, Moore and York.—4.

THIRD READING

Senator Taliaferro moved that the vote be reconsidered whereby **SB 448** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 448 was considered further.

Senator Taliaferro moved to amend **SB 448,** Page 2, Line 5, by striking the words "apply for", which amendment was declared adopted.

Senator Taliaferro moved to amend **SB 448,** Page 2, Line 9, by adding after the period and before the word "A" the language "The Department shall charge no fee for the issuance of such certificates.", which amendment was declared adopted.

Senator Taliaferro moved to amend **SB 448,** Page 3, Line 4, by adding after the word "who" and before the word "is" the language "has an honorable discharge from the United States Armed Forces or", which amendment was declared adopted.

Senator Taliaferro moved to amend **SB 448,** Page 3, Lines 5 and 6, by inserting the word "or" on Line 5 after the comma and before the word "antelope" and on Line 6 strike the words "turkey, or pheasant", which amendment was declared adopted.

Senator Taliaferro moved that **SB 448** be advanced, which motion was declared adopted.

THIRD READING

SB 448 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—29.

Nay: Branch, Choate, Dawson, Ford, Green, Hopkins, Howell, Keller, Moore, Pierce, Rhodes, Smith, Watson, Wright and Young.—15.

Excused: Dennis, Giles, Leonard and Porter.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Taliaferro moved that the vote be reconsidered whereby **SB 448** passed.

Senator Roberts presiding.

GENERAL ORDER

SB 461 by Clifton of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Clifton moved to amend **SB 461,** Page 5, Line 13½, by adding a new para-

graph as follows: "(3) For the purpose of the part on disclosure and advertising (Part 3), the transaction charges permitted by paragraph (e) of subsection (1) of this section, are finance charges.", which amendment was declared adopted.

Senator Clifton moved that **SB 461** be advanced, which motion was declared adopted.

THIRD READING

SB 461 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Clifton, Cullison, Dennis, Hopkins, Johnson, Kilpatrick, McCune, McDaniel, McIntyre, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—25.

Nay: Boatner, Branch, Cate, Choate, Combs, Dahl, Dawson, Ford, Green, Howell, Keller, Lamb, Landis, Leonard, Luton, Miller, Moore, Randle, Shedrick and Watson.—20.

Excused: Giles, Porter and Winn.—3.

The bill passed.

Senators Boatner, Landis and Luton desired to vote Aye on the emergency and Senator Stipe desired to vote Nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 27; Nay: 18; Excused: 3.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Stipe moved that the vote be reconsidered whereby **SB 461** passed.

GENERAL ORDER

SB 533 by Boatner and Schuelein of the Senate and Littlefield of the House was called up for consideration.

Senator Luton moved to amend **SB 533,** Page 2, Line 10½, by adding a new Section 2 and renumbering and amending the title to conform, as follows:

"Section 2. AMENDATORY 21 O.S. 1981, Section 995.3, as amended by Section 4, Chapter 256, O.S.L. 1983 (21 O.S. Supp. 1983, Section 995.3), is amended to read as follows:

§ 995.3.

Any organization or association may apply to the district court clerk of the county in which it is situated for a license to conduct bingo games. The application shall be on such form as the district court clerk may direct and shall state sufficient facts to enable a determination as to whether license should issue. Said application shall be accompanied by a copy of a letter or other certificate from the Internal Revenue Service wherein it is recognized that the applicant is a nonprofit organization and exempt from payment of federal income taxes. Said application shall state that the applicant is an organization or association which has been in existence for longer than two (2) years continuously immediately preceding the date of such application; that it proposes to conduct bingo at a specific address or location and setting forth such address or location, PROVIDED, NO LICENSE SHALL BE ISSUED IF A LICENSE HAS PREVIOUSLY BEEN ISSUED AND HAS NOT EXPIRED OR BEEN REVOKED PURSUANT TO THE PROVISIONS OF SECTION 995.1 ET SEQ. OF THIS TITLE FOR THE ADDRESS OR LOCATION SPECIFIED IN THE APPLICATION; that no commission, salary, compensation, reward or recompense will be paid to any person for conducting such games except when the conducting of such games is only incidental to the regular

employment of employees of such organization; that the applicant will abide by all the provisions of this act. Said application shall also state the name and address of some person authorized to receive notice in behalf of said licensee. The applicant applying for such license shall pay to the district court clerk a fee of Thirty Dollars ($30.00) for the issuance of the initial license. At the end of one (1) calendar year from the date of the issuance of the initial license, the licensee shall renew such license for a period of one (1) year. A charge of Seven Dollars and fifty cents ($7.50) per year shall be charged for the issuance of such renewal license. All such fees shall be deposited in the court fund. Upon application being filed, the district court clerk shall give five (5) days' notice by causing the same to be posted on the front of the building in which such bingo games are to be conducted. A copy of said notice shall be mailed to the district attorney, the sheriff and the chief of police or marshal of any city or town in which said bingo games are to be held. Said notice shall contain the name of the applicant and the location or address of said place of business and the time and place the said clerk will act upon said application. If there are no protests and the application is sufficient on its face, then said license shall be granted by the district court clerk. Provided, that if any citizen of the county files a written protest setting forth objections, then the district court clerk shall advise the chief judge who shall hear the application or assign such application to a district judge or associate district judge or special judge for hearing. Said hearing shall be held within thirty (30) days and after due notice. The application for such license must be in writing and verified by the presiding officer of the applicant organization. All testimony before the district court shall be under oath.

A LICENSE GRANTED PURSUANT TO THE PROVISIONS OF THIS SECTION SHALL NOT BE LEASED, ASSIGNED, SOLD OR TRANSFERRED TO ANY OTHER ORGANIZATION, PERSON OR ENTITY OF ANY NATURE AND NO BINGO GAME SHALL BE ADMINISTERED OR CONDUCTED PURSUANT TO THE PROVISIONS OF SECTION 995.1 ET SEQ. OF THIS TITLE EXCEPT BY THE ORGANIZATION TO WHICH A LICENSE HAS BEEN ISSUED.

An applicant organization shall be denied a license if any officer of the organization has been convicted of a felony pursuant to the laws of the United States, this state or any other state.'', which amendment was declared adopted.

Senator Boatner moved that **SB 533** be advanced, which motion was declared adopted.

THIRD READING

SB 533 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Green, Howell, Keller, Landis, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—29.

Nay: Choate, Combs, Hopkins, Johnson, Kilpatrick, Lamb, Moore, O'Connor, Randle, Rhodes, Shedrick, Smith and Watson.—13.

Excused: Clifton, Ford, Giles, Leonard, Porter and York.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Boatner moved that the vote be reconsidered whereby **SB 533** passed.

GENERAL ORDER

SB 411 was considered further.

Senator Wright moved as a substitute amendment to the Luton amendment on Page 7, Line 8, by deleting after the word "the" and before the word "birthday" the word "25th" and insert "32nd", which substitute amendment was declared adopted.

Senator Wright moved that **SB 411** be advanced, which motion was declared adopted.

THIRD READING

SB 411 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Choate, Combs, Dahl, Dennis, Johnson, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Smith, Taylor, Terrill, Watson and Wright.—28.

Nay: Branch, Capps, Cullison, Dawson, Green, Hopkins, Howell, Lamb, Landis, Schuelein, Shedrick, Stipe, Taliaferro, Winn and Young.—15.

Excused: Clifton, Ford, Giles, Porter and York.—5.

The bill passed.

Senators Howell, Landis, Schuelein, Capps, Hopkins, Shedrick and Green desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35; Nay: 8; Excused: 5.

The emergency passed.

SB 411 was referred for engrossment.

GENERAL ORDER

SB 561 by Cullison of the Senate and Hale of the House was called up for consideration.

Senator McDaniel asked to coauthor **SB 561,** which was the order.

Senator Cullison moved to amend **SB 561,** Page 3, Line 13, by inserting after the period and before the word "Each" the following:

"The Commission members shall be selected from each of the six (6) congressional districts of the state, provided that no more than two of the members may be selected from any one of the congressional districts.",

and by restoring on line 16 the words, "congressional district from which he is appointed",

and by striking on line 18 the words, "State of Oklahoma",

and on page 6, lines 6 through 8, by restoring the words, "The term of office of any member will automatically expire if said member moves out of the congressional district from which he was appointed.",

and by amending the title to conform, which amendment was declared adopted.

Senator Cullison moved to amend **SB 561,** Page 14, Line 1, by deleting after the word "any" and before the word "new" the word "such", which amendment was declared adopted.

Senator Cullison moved to amend **SB 561,** Page 15, Line 14, by inserting after the word "display" and before the word "not" the words "for merchandising purposes", which amendment was declared adopted.

Senator Choate moved to amend **SB 561,** Page 28, Line 11, by removing Section 8 and renumbering.

Senator Cullison moved to table the Choate amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Combs, Cullison, Dahl, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson and Wright.—27.

Nay: Capps, Choate, Dawson, Green, Keller, Landis, Leonard, Moore, O'Connor, Pierce, Rhodes, Schuelein, Smith, Winn and Young.—15.

Excused: Cate, Clifton, Ford, Giles, Porter and York.—6.

Senator Cullison moved that **SB 561** be advanced, which motion was declared adopted.

THIRD READING

SB 561 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Wright.—39.

Nay: Young.—1.

Excused: Clifton, Ford, Giles, Porter, Watson and York.—6.

*Not voting: Choate and Green.—2.

*Senators Choate and Green asked to be shown not voting on **SB 561** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

SB 561 was referred for engrossment.

MOTION TO SUSPEND RULE

Senator Moore asked unanimous consent to suspend Rule 5-4 and refer **SR 47** direct to the Calendar, to which request objection was heard.

Senator Moore moved to suspend Rule 5-4 to refer **SR 47** direct to the Calendar, which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Capps, Choate, Cullison, Dahl, Dennis, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—30.

Nay: Cain, Cate, Combs, Dawson, Howell, McDaniel, McIntyre, Randle, Schuelein and Terrill.—10.

Excused: Branch, Clifton, Ford, Giles, Kilpatrick, Porter, Stipe and York.—8.

The Chair advised that Senator Branch, having been present in the Chamber during the vote on the motion to suspend the rule would be shown voting "Nay" in compliance with Rule 14-1B. the vote thereby resulted as follows: Aye: 30; Nay: 11; Excused: 7.

MOTION TO SUSPEND JOINT RULE

Senator Randle moved to suspend Joint Rule 17(b) to allow introduction and consid-

eration of **SJR 57,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—41.

Excused: Clifton, Ford, Giles, Moore, Porter, Watson and York.—7.

GENERAL ORDER

SB 428 by Taylor of the Senate and Hooper of the House was called up for consideration.

Senator Taylor moved that **SB 428** be advanced, which motion was declared adopted.

THIRD READING

SB 428 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and Young.—36.

Nay: Green, Howell, Keller, Landis, Pierce and Taliaferro.—6.

Excused: Cate, Clifton, Ford, Giles, Porter and York.—6.

The bill and emergency passed.

SB 428 was referred for engrossment.

GENERAL ORDER

SB 541 by Taylor of the Senate and Virtue of the House was called up for consideration.

Senator Taylor moved to amend **SB 541** by crippling the title, which amendment was declared adopted.

Senator Hopkins moved to amend **SB 541,** Page 33, Line 9½, by adding a new Section 9 as follows: "Section 9. AMENDATORY 47 O.S. 1981, Section 22.19 as amended by Section 1, Chapter 114, O.S.L. 1983 (47 O.S. Supp. 1983, Section 22.19) is amended to read as follows:

"A. Any insurance company that pays a total loss on a claim for any vehicle, any junk dealer who receives a motor vehicle which is to be used for junk or for parts, or any other person permanently dismantling or junking a vehicle shall receive the certificate of title from the current holder of the certificate of title, shall detach the license plate from such vehicle, and shall return the license plate and the certificate of title to the Commission or a motor license agent within thirty (30) days from receipt of said certificate. Upon receipt of the certificate,the Commission or motor license agent shall stamp the certificate of title with the words "Salvage Title". **[The salvage title shall follow the vehicle for which it was issued.]** If a motor vehicle with a salvage title is placed in operative condition, application shall be made to the Commission or a motor license agent, and after visual inspection and examination of the vehicle identification number and certification a new certificate of title shall be issued by the Commission or motor license agent. **[subject to the provisions of Section 591.8 of this title. The salvage date shall be shown on the new title and on subsequent transfers of such title.]** If the motor vehicle is permanently dismantled, the salvage title shall be submitted to the Commission for cancellation, accompanied by such informa-

tion as the Commission may require, within thirty (30) days from receipt of said certificate. When a new title is issued, subject to the provisions of Section 591.8 of this title, the Commission or motor license agent shall receive a fee of Four Dollars ($4.00) for the inspection and certification of said motor vehicles. The fees shall be used for operating expenses of the Commission or motor license agent as provided in the Motor Vehicle License and Registration Act.

B. Any person, firm, or corporation convicted of violating any provision of this section shall be guilty of a misdemeanor and shall be punished in accordance with the provisions of Section 591.13 of this title."

and renumber subsequent sections and amend the title to conform, which amendment was declared adopted.

Senator Taliaferro moved to amend **SB 541,** Page 52, Line 7, by adding a new Section 15 to read as follows:

"Section 15. AMENDATORY 68 O.S. 1981, Section 24303, is amended to read as follows:

§ 24303. Due date of ad valorem taxes — Interest on delinquent taxes — Collection

(a) All taxes levied upon an ad valorem basis for each fiscal year shall become due and payable on the first day of November, and unless one-half (½) of the taxes so levied shall be paid on or before the first day of January, the entire tax levy for such fiscal year shall be delinquent on said date. If the first half of the taxes levied upon an ad valorem basis for any such fiscal year shall have been paid on or before the first day of January, the second half shall become delinquent on the first day of April thereafter. Provided, if the total tax owed is Ten Dollars ($10.00) or less, then total amount must be paid on or before January 1. If the total tax is not paid on or before January 1, the unpaid balance owing shall become delinquent on the first day of January and shall be subject to delinquent charges as provided herein. All delinquent taxes shall bear interest at the rate of **[one percent (1%)]** TWO PERCENT (2%) per month or major fraction thereof until paid; provided, however, that in no event shall such interest exceed a sum equal to the unpaid principal amount of tax, and when such interest shall have accumulated to a sum equivalent to one hundred percent (100%) of the unpaid tax the further running of interest shall cease.

(b) The county treasurer shall stamp the date of receipt on each letter received containing funds in payment of taxes, and no interest shall be added or charged after the receipt of such letter or the amount due. No demand for taxes shall be necessary but it shall be the duty of every person subject to taxation under the law to attend the county treasurer's office and pay his taxes; and, if any person neglects to pay his taxes until after they have become delinquent, the county treasurer is directed and required to collect the same as provided by law; provided, that the first half of taxes payable under this section shall not become delinquent until thirty (30) days after the tax rolls have become completed and filed by the county assessor with the county treasurer."

and renumber subsequent sections and amend title to conform.

Senator Stipe moved to table the Taliaferro amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Cain, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Roberts, Schuelein, Stipe, Terrill, Watson and Young.—29.

Nay: Boatner, Capps, Johnson, Kilpatrick, Randle, Rhodes, Rozell, Taliaferro, Taylor, Winn and Wright.—11.

Excused: Clifton, Ford, Giles, Keller, Porter, Shedrick, Smith and York.—8.

Senator Taylor moved that **SB 541** be advanced, which motion was declared adopted.

THIRD READING

SB 541 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Boatner, Clifton, Ford, Giles, Keller, Porter and York.—7.

The Chair advised that Senator Boatner, having been present in the Chamber during the vote on **SB 541,** would be shown voting "Nay" in compliance with Rule 14-1B. the vote thereby resulted as follows: Aye: 41; Nay: 1; Excused: 6.

The bill and emergency passed.

SB 541 was referred for engrossment.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Schuelein asked unanimous consent to withdraw **HB 1661** from the General Government Committee and refer same to the Policy Committee, which was the order.

GENERAL ORDER

SJR 40 by Dennis of the Senate and Atkinson of the House was called up for consideration.

Senator Dennis moved that **SJR 40** be advanced, which motion was declared adopted.

THIRD READING

SJR 40 was read for the third time at length, as follows:

SJR 40 — By Dennis of the Senate and Atkinson of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X of the Oklahoma Constitution by adding new Sections 27B and 27C; allowing incorporated municipalities and counties to create transportation service districts; requiring elections; stating purpose; limiting territory of certain districts; making districts political subdivision of state; listing district powers and duties; requiring district board of trustees; requiring disinterest of trustees in contracts; describing board powers and duties; authorizing tax levy and bond elections; allowing the issuance of bonds; permitting certain entities to pledge revenues to districts; providing procedures for district expansion, withdrawal and dissolution; **PROHIBITING USE OF STATE FUNDS;** providing a ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH 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 new Sections 27B and 27C to read as follows:

Section 27B. A. 1. Any incorporated municipality or county may individually or jointly form a transportation service district after approval of the proposition by a majority of the qualified and eligible electors voting in an election called for that purpose. Said district shall be established for the purpose of providing transportation services directly or indirectly.

2. A district formed by a county shall be limited to the unincorporated territory or any part thereof. Any election pertaining to creation or funding of a county transportation service district shall be called by the board of county commissioners on its own initiative or upon petition signed by not less than ten percent (10%) of the registered voters of the area affected. Only registered voters in such area shall be entitled to vote.

B. A transportation service district shall be a political subdivision of the state and shall have the powers to:

1. Sue and be sued;

2. Purchase, own and hold real and personal property both individually and jointly with other public entities, and sell, lease and convey any such real or personal property;

3. Purchase, construct, finance, maintain, administer and operate transportation services and facilities both individually and jointly with other public entities;

4. Enter into contracts with public or private entities for the benefit of the district;

5. Exercise the power of eminent domain;

6. Provide and charge fees for transportation services both inside and outside the district, provided that persons served outside the district shall be charged an amount not less than the actual costs for the service;

7. Accept gifts, funds and grants;

8. Cooperate with private and other public entities to provide transportation services within or between districts;

9. Do all other acts in relation to the property and affairs of the district necessary and appropriate to the good government and administration of the district and to the exercise of its powers; and

10. Exercise such other powers and functions as are conferred herein.

C. Each district shall have a board of trustees, which shall exercise the powers and authority of the district. The Board shall be composed of not less than five (5) members and shall be constituted in the manner provided by the proposition creating the district.

The board of trustees shall have power to adopt such rules and procedures necessary to carry out the purposes of the district. The board shall have additional power to hire a manager and appropriate personnel and administer, contract, organize, maintain or otherwise operate the transportation services and facilities within the district. No board member shall be interested directly or indirectly and any contract with the district and all contracts made in violation of this provision shall be wholly void, provided that nothing herein shall prevent an officer of the entity creating the district from serving on the board.

The board of trustees shall prepare annually an estimated budget for the coming fiscal year and a financial statement at the close of each fiscal year and shall cause an annual audit of the district's fiscal affairs to be made and filed with the State Auditor and Inspector or his successor. **IN THE EVENT THAT A COPY OF SUCH AUDIT AS HEREIN REQUIRED SHALL NOT BE FILED WITH THE STATE AUDITOR AND INSPECTOR WITHIN THE TIME HEREIN PROVIDED, THE STATE AUDITOR AND INSPECTOR HEREBY IS AUTHORIZED TO EMPLOY, AT THE COST AND EXPENSE OF THE TRUST, A CERTIFIED PUBLIC ACCOUNTANT, CERTIFIED MUNICIPAL ACCOUNTANT OR LICENSED PUBLIC ACCOUNTANT TO MAKE THE AUDIT HEREIN REQUIRED. THE NECESSARY EXPENSE OF SAID AUDITS, INCLUDING THE COST OF TYPING, PRINTING AND BINDING, SHALL BE PAID FROM FUNDS OF THE TRUST.**

D. 1. The registered voters of each district voting in an election in the manner provided for the creation of the district may authorize a tax levy not to exceed five (5) mills for the purposes of the district whereupon a special annual recurring ad valorem tax levy not to exceed five (5) mills on the dollar of the assessed valuation of all taxable property in the district shall be levied each fiscal year. This special levy shall be in addition to all other levies and shall continue until canceled by a majority of the votes cast on the proposition by the qualified electors of the district.

2. Each district may issue bonds upon approval by a majority of the votes cast on the proposition by the qualified electors in the district. Upon issuing bonds the district shall levy a special annual ad valorem tax upon the property within the district, payable annually, in a total amount not to exceed five (5) mills on the dollar on the real and personal taxable property in such district, for the payment of principal and interest on outstanding bonds, until the same are paid. However, the trustees may from time to time suspend the collection of such annual levy when not required for the payment of the bonds. In no event shall the real and taxable property in any city or town be subject to a special tax in excess of five (5) mills for the payment of the bonds issued hereunder.

3. Each district also may issue bonds secured by revenues received by the district. The district may pledge to the payment of the principal and interest of the bonds herein authorized any monies or revenues from any source not otherwise obligated. The bonds shall be payable over a period not to exceed thirty (30) years and the district board of trustees may in its discretion schedule the payment of the principal over the thirty-year period so that when interest is added there will be approximately level annual payments of principal and interest. The board of trustees shall have jurisdiction over the sale or refunding of any bonds issued by the district and shall be responsible for the economical expenditure of the funds derived from the bonds.

4. Each district may pledge any revenues received by the district to another district for a term of years after approval by a majority of the votes cast in an election by the qualified electors of the district. In addition, each such district may pay over to the other district from year to year monies available from any source not obligated.

E. 1. Each municipality may pledge revenues to and enter into contracts with the district for a term of years after approval by a majority of the votes cast in an election by the qualified electors of the municipality. Such revenues may be derived from any municipal operation, tax or other fund as set out to the electorate in the proposition. In addition, each such municipality may pay over to the district from year to year monies available from any source not otherwise obligated. Such municipality may construct, acquire, own, maintain or operate any property jointly with the district.

2. Each county may pledge revenues to and enter into contracts with the district for a term of years after approval by a majority of the votes cast in an election on the proposition by the qualified electors of the unincorporated area comprising the district. Such revenues may be derived from any county operation, tax or other fund as set out to the electorate in the proposition, provided that any tax or special assessment authorized by this paragraph shall be applicable only in the unincorporated territory of the county or part thereof included in the district. In addition, each such county may pay over to the district from year to year monies available from any source not otherwise obligated. Such county may construct, acquire, own, maintain or operate any property jointly with the district.

F. Any transportation service district may expand to include unincorporated territory in counties or parts thereof or other municipalities, provided that the expansion is approved by a majority of votes cast in the area to be added to the established district; and provided further, that the board of trustees of

the established district concur in the expansion. The election shall be held in the manner provided for the creation of a district.

G. Any territory may withdraw from the district, provided that the withdrawal is approved by a majority of the votes cast in an election called by the governing body having jurisdiction to create a district for the territory **OR BY A PETITION SIGNED BY TEN PERCENT (10%) OF THE REGISTERED VOTERS OF THE TRANSPORTATION SERVICE DISTRICT**. In the event of withdrawal, any mill levy or pledge of revenues in the territory shall continue until the territory has satisfied all obligations existing on the effective date of withdrawal.

H. Any district may be dissolved by a majority vote of the registered voters voting at an election called for that purpose by each governing body having jurisdiction of territory included within the district **OR BY A PETITION SIGNED BY TEN PERCENT (10%) OF THE REGISTERED VOTERS OF THE TRANSPORTATION SERVICE DISTRICT**. In the event a district is dissolved, any mill levy or pledge of revenues used to support, organize, operate or maintain the district shall continue until all outstanding obligations existing on the effective date of dissolution have been satisfied.

SECTION 27C. THE OKLAHOMA STATE LEGISLATURE IS PROHIBITED FROM PROVIDING ANY STATE FUNDS FOR ANY TRANSPORTATION SERVICE DISTRICTS CREATED UNDER THIS RESOLUTION.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

adding new Sections 27B and 27C to Article X of the Constitution of the State of Oklahoma permitting incorporated municipalities and counties to form transportation service districts for the purpose of providing transportation; requiring voter approval to form each district; requiring voter approval for districts to issue bonds and levy taxes; allowing districts to pledge taxes for payment of bonded indebtedness; requiring voter approval for incorporated municipalities or counties to pledge revenues to or contract with districts; allowing district dissolution, expansion or withdrawal and specifying the powers and duties of a district's board of trustees; and **PROHIBITING THE PROVISION OF STATE FUNDS TO ANY DISTRICT BY THE OKLAHOMA 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 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 the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—39.

Nay: Landis, Miller and Smith.—3.

Excused: Clifton, Ford, Giles, Keller, Porter and York.—6.

The resolution was declared passed.

The question being, "Shall **SJR 40,** be ordered referred by the Legislature for approval or rejection at a special election, as provided in Section 1, Article 24, of the Constitution of Oklahoma, to be held throughout the state on the date of the next statewide primary election or special election, whichever occurs first?

The vote resulted as follows:

Aye: Cain, Cate, Choate, Cullison, Green, Hopkins, Kilpatrick, Luton, McCune, Moore, O'Connor, Pierce, Randle, Roberts, Schuelein, Stipe, Taliaferro, Taylor and Terrill.—19.

Nay: Boatner, Branch, Capps, Combs, Dahl, Dawson, Dennis, Howell, Johnson, Lamb, Landis, Leonard, McDaniel, McIntyre, Miller, Rhodes, Rozell, Shedrick, Smith, Watson, Winn, Wright and Young.—23.

Excused: Clifton, Ford, Giles, Keller, Porter and York.—6.

The Presiding Officer declared the special election, having failed to receive a constitutional two-thirds majority vote of the members elected to and constituting the Senate, failed of passage.

SJR 40 was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator McDaniel moved to reconsider the vote whereby the Moore motion to suspend the rules to refer **SR 47** direct to the Calendar failed of adoption.

Senator Stipe moved to table the McDaniel motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cate, Dawson, Howell, Schuelein, Stipe and Terrill.—7.

Nay: Boatner, Branch, Capps, Choate, Cullison, Dahl, Dennis, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Watson, Winn, Wright and Young.—32.

Excused: Clifton, Combs, Ford, Giles, Keller, Kilpatrick, Porter, Taylor and York.—9.

THIRD READING

Senator Shedrick moved that the vote be reconsidered whereby **SB 509** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 509 was considered further.

Senator Shedrick moved to amend **SB 509,** Page 1, by striking the enacting clause and the body of the bill and substituting in lieu thereof the following:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 85.41 of Title 74, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Oklahoma Retirement Funds Investment Act of 1984".

SECTION 2. AMENDATORY 74 O.S. 1981, Section 85.7, as amended by Section 8, Chapter 334, O.S.L. 1983 (74 O.S. Supp. 1983, Section 85.7), is amended to read as follows:

Section 85.7 Competitive bid procedures shall include the following:

A. No acquisition or contract shall be made in excess of Seven Hundred Fifty Dollars ($750.00) without the submission of competitive bids by the State Purchasing Director, except as hereinafter provided.

The State Purchasing Director may, at his discretion, waive or increase the seven-hundred-fifty-dollar limit up to, but not to exceed, a contract or purchase price of One Thousand Dollars ($1,000.00) to perfect an otherwise valid acquisition or contract inadvertently exceeding the seven-hundred-fifty-dollar limit due to administrative error or unforeseeable circumstances. Requests for such waiver or increase shall be promptly submitted upon the discovery or such error or circumstance to the State Purchasing Director in a form prescribed by said Director setting forth the facts. All requests for such waiver or increase in amount, whether granted or denied, shall be reported monthly to the offices of the Governor, President Pro Tempore of the Senate and Speaker of the House of Representatives.

B. Acquisitions or contracts shall be awarded to the lowest and best bidder therefor at a specified time and place, which shall be open to the public, with such preference between bidders offering substantially the same products or services at substantially the same prices, as may be set under the authority of paragraph 7 of Section 85.5 of this title.

C. Provided, that such competitive bid requirement shall not apply to contracts for architectural, engineering, legal, or other professional services. Provided, further, that competitive bids shall not be required for emergency acquisitions and contracts involving Two Thousand Dollars ($2,000.00) or less, when upon written request of the State Purchasing Director specifying the facts and circumstances giving rise thereto, the Governor may certify in writing the existence of an emergency authorizing the acquisition or contract.

D. CONTRACTS FOR THE INVESTMENT MANAGEMENT OF STATE RETIREMENT FUNDS SHALL BE AWARDED ACCORDING TO THE PROCEDURE SET FORTH IN THIS ACT.

[D.] E. Purchases or acquisitions for repairs of equipment and machinery in emergencies, or of livestock through a market agency, dealer, commission house or livestock auction market bonded or licensed under federal or state law and human organs and internal prosthesis for the Oklahoma Children's Memorial Hospital or Oklahoma Memorial Hospital, shall not be subject to the competitive bid requirements of this section or any other provisions of the Oklahoma Central Purchasing Act.

[E.] F. Purchases of postage by state agencies shall be made in accordance with the provisions of Sections 90.1 through 90.4 of this title. Provided that field offices or units of a state agency or department shall not be required to comply with such provi-

sions. In all purchases required to be on competitive bids, it shall be a felony to split purchases for the purpose of evading the requirement of competitive bidding.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 85.42 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Board of Trustees for each state retirement system, which for purposes of this act, shall be defined as the Teachers' Retirement System of Oklahoma, the Oklahoma Public Employees Retirement System, the Oklahoma Law Enforcement Retirement System, the Uniform Retirement System for Justices and Judges, the Oklahoma Police Pension and Retirement System and the Oklahoma Firefighters Pension and Retirement System, shall submit the investment portfolio of its system for public bid at least once every three (3) years. The Board of Trustees of the system shall develop criteria for evaluation of all bids received, and such criteria shall conform to all statutory requirements for investment of the funds of that system as well as to sound financial management principles. Upon evaluation of all bids, the Board of Trustees shall either find that no bids are acceptable, in which case the investment portfolio shall again be submitted for public bid following the procedure herein described, or make a recommendation to the State Purchasing Director that the contract or contracts be awarded to a particular bidder or bidders. Such recommendation shall be accompanied by all current bids received by the Board of Trustees, by a complete description of the criteria used by the Board of Trustees to evaluate the bids, and by the rationale used by the Board of Trustees to make its recommendation.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 85.43 of Title 74, unless there is created a duplication in numbering, reads as follows:

After the Board of Trustees has made a recommendation, the State Purchasing Director shall either approve the recommendation, in which case the contract or contracts shall be awarded to the recommended bidder or bidders, or disapprove the recommendation, in which case the recommendation shall be returned to the Board of Trustees along with all supporting materials as well as a statement by the State Purchasing Director describing his reasons for disapproval. The Board of Trustees shall then have the option of again submitting the investment portfolio for public bids following the procedures herein described, resubmitting to the State Purchasing Director the original recommendation with additional supporting materials, or submitting to the State Purchasing Director a new recommendation with the supporting materials described in Section 3 of this act. The State Purchasing Director shall then either approve the recommendation, in which case the contract or contracts shall be awarded to the recommended bidder or bidders, or disapprove the recommendation, in which case all recommendations and supporting materials shall be submitted to the chairman of the State Retirement Fund Investment Board, created in Section 5 of this act.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 85.44 of Title 74, unless there is created a duplication in numbering, reads as follows:

There is hereby created, to continue until July 1, 1990, in accordance with the provisions of the Oklahoma Sunset Law, Sections 3901 et seq. of Title 74 of the Oklahoma Statutes, the State Retirement Fund Investment Board. The Board shall consist of five (5) members, who shall be the State Treasurer, the Director of State Finance, the Director of the Office of Public Affairs, a member to be named as provided elsewhere in this section, and a member who shall be named by the Governor with the advice and consent

of the Senate. Such gubernatorial appointee shall be chairman of the Board, and shall have a term of office coterminous with that of the Governor.

Upon receiving disapproved recommendations and supporting materials, the chairman of the State Retirement Fund Investment Board shall call a meeting of the Board. The chairman shall notify all members of the Board of the time and location of the meeting, which shall be held in Oklahoma City. The chairmen shall also notify the Board of Trustees of the retirement system whose investment portfolio is being considered. The chairman of that Board of Trustees shall be a full member of the State Retirement Fund Investment Board for as long as the investment portfolio of that system is being considered, but shall be a member only with respect to consideration of the portfolio of that system.

Expenses of the chairman of the State Retirement Fund Investment Board as well as those of the member representing the Board of Trustees of the retirement system shall be defrayed in accordance with the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes. No other reimbursement or per diem shall be allowed.

No official action shall be taken by the State Retirement Fund Investment Board except on the concurrence of a majority of the members thereof.

SECTION 6. NEW LAW A new section of law to be codifed in the Oklahoma Statutes as Section 85.45 of Title 74, unless there is created a duplication in numbering, reads as follows:

After reviewing disapproved recommendations and supporting materials, the State Retirement Fund Investment Board shall award the contract or contracts for investment management of the funds of the system to whomever the Board deems most fit and qualified.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.'', which amendment was declared adopted.

Senator Young moved to amend **SB 509,** Page 5, Line 24½, by adding a new Section 7 and renumbering:

''Section 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3115 of Title 74, unless there is created a duplication in numbering, reads as follows:

No member of any retirement plan which receives funds from the State of Oklahoma shall receive annuities or any other benefits from more than one such plan. Upon retirement, any employee who is or has been a member of more than one plan shall be eligible to receive annuities or other benefits from only one plan, which shall be of the employee's choosing. Any and all contributions made by the employee to other such plans of which he is or has been a member may be withdrawn by the employee subsequent to that choice. It shall be the duty of the administration of the retirement plan chosen by the employee to provide official notification of choice to other plans of which the employee has been a member. Provided, however, that the provisions of this act shall apply only to persons retiring on or after July 1, 1985.''

Senator Shedrick raised a point of order and requested the Chair to rule on the Young amendment as not being germane to the original intent of the bill.

The Chair ruled the Young amendment germane.

Senator Shedrick moved to appeal the ruling of the Chair. The Chair asked for the "ayes" and "nays" and declared the Shedrick motion failed of adoption and the ruling of the Chair sustained.

Senator Shedrick moved to table the Young amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Combs, Cullison, Dahl, Dennis, Howell, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Miller, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor and Winn.—21.

Nay: Branch, Capps, Choate, Dawson, Green, Hopkins, Johnson, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Terrill, Watson, Wright and Young.—20.

Excused: Clifton, Ford, Giles, Keller, Porter, Randle and York.—7.

Senator Young moved to amend **SB 509,** Page 5, Line 24½, by adding new Sections 7 through 10 to read as follows:

"Section 7. AMENDATORY 70 O.S. 1981, Section 17-101, as amended by Section 3, Chapter 329, O.S.L. 1982 (70 O.S. Supp. 1983, Section 17-101), is amended to read as follows:

Section 17-101. The following words and phrases as used in this act, unless a different meaning is clearly required by the context, shall have the following meanings:

(1) "Retirement system" shall mean the Teachers' Retirement System of Oklahoma, as defined in Section 17-102 of this title.

(2) "Public school" shall mean any school conducted within the state supported wholly or partly by public funds and operating under the authority and supervision of a legally constituted board or agency having authority and responsibility for any function of public education.

(3) "Classified personnel" shall mean any teacher, principal, superintendent, county superintendent, supervisor, administrator, librarian, certified or registered nurse, college professor, or college president whose salary is paid wholly or in part from public funds. An employee of any state department, board, board of regents or board of trustees, who is in a supervisory or an administrative position, the function of which is primarily devoted to public education, shall be considered classified personnel under the meaning of this act, at the discretion of the Board of Trustees of the Teachers' Retirement System. The term "teacher" shall also include instructors and counselors employed by the Department of Corrections and holding valid teaching certificates issued by the State Department of Education. Provided, that a person employed by the Department of Corrections as an instructor or counselor shall have been actively engaged in the teaching profession for a period of not less than three (3) years prior to employment to be eligible to participate in the Oklahoma Teachers' Retirement System. The Department of Corrections shall contribute the employer's share to the Oklahoma Teachers' Retirement System.

(4) "Nonclassified optional personnel" shall include cooks, janitors, maintenance personnel not in a supervisory capacity, bus drivers, noncertified or nonregistered nurses, noncertified librarians, and clerical employees of the public schools, state colleges, universities or any state department, board, board of regents or board of trustees, the functions of which are primarily devoted to public education and whose salaries are paid wholly or in part from public funds.

(5) "Employer" shall mean the state and any of its designated agents or agencies with responsibility and authority for public educa-

tion, such as boards of education of dependent and independent school districts, boards of regents, boards of control or any other agency of and within the state by which a person may be employed for service in public education.

(6) "Member" shall mean any teacher or other employee included in the membership of the system as provided in Section 17-103 of this title.

(7) "Board of Trustees" shall mean the board provided for in Section 17-106 of this title to administer the retirement system.

(8) "Service" shall mean service as a classified or nonclassified optional employee in the public school system, or any other service devoted primarily to public education in the state.

(9) "Prior service" shall mean service rendered prior to July 1, 1943.

(10) "Membership service" shall mean service as a member of the classified or nonclassified personnel as defined in paragraphs (3) and (4) of this section.

(11) "Creditable service" shall mean membership service plus any prior service authorized under this title.

(12) "Annuitant" shall mean any person in receipt of a retirement allowance as provided in this title.

(13) "Accumulated contributions" shall mean the sum of all amounts deducted from the compensation of a member and credited to his individual account in the Teacher Savings Fund, together with interest as of June 30, 1968.

(14) "Earnable compensation" shall mean the full rate of the compensation that would be payable to a member if he worked the full normal working time.

(15) "Average salary" shall mean the average of the salaries for the five (5) years on which the member paid the highest contributions to the Teachers' Retirement System.

(16) "Annuity" shall mean payments for life derived from the "accumulated contributions" of a member. All annuities shall be payable in equal monthly installments.

(17) "Pension" shall mean payments for life derived from money provided by the employer. All pensions shall be payable in equal monthly installments.

(18) "Monthly retirement allowance" is one-twelfth (1/12) of the annual retirement allowance which shall be payable monthly.

(19) "Retirement Benefit Fund" shall mean the fund from which all retirement benefits shall be paid based on such mortality tables as shall be adopted by the Board of Trustees.

(20) "Actuary" shall mean a person especially skilled through training and experience in financial calculation respecting the expectancy and duration of life.

(21) "Actuarial equivalent" shall mean a benefit of equal value when computed upon the basis of such mortality and other tables as shall be adopted by the Board of Trustees.

(22) The masculine pronoun, whenever used, shall include the feminine.

(23) "Actuarially determined cost" shall mean the single sum which is actuarially equivalent in value to a specified pension amount as determined on the basis of mortality and interest assumptions adopted by the Board of Trustees.

(24) "Normal retirement age" means age sixty-two (62) YEARS for all members **[except those members with thirty (30) or more years of creditable service for whom**

the normal retirement age shall be fifty-five (55)].

(25) "Regular annual compensation" means base salary and fringe benefits. For purposes of this definition, "fringe benefits" means any additional financial payments including, but not limited to, annuities, pension plans, insurance policies or any other financial compensation.

Section 8. AMENDATORY 70 O.S. 1981, Section 17-105, as amended by Section 4, Chapter 329, O.S.L. 1982 (70 O.S. 1983, Section 17-105), is amended to read as follows:

Section 17-105. (1) (a) Any member who has attained age **[fifty-five (55) or who has completed thirty (30) years of creditable service, as defined in Section 17-101 of this title,]** SIXTY-TWO (62) YEARS may be retired upon filing a written application for such retirement. The application shall be filed on the form provided by the Board of Trustees for this purpose, not less than thirty (30) days nor more than ninety (90) days before the date of retirement.

(b) An individual who becomes a member of the Teachers' Retirement System after July 1, 1967, shall be employed by the public schools, state colleges or universities of Oklahoma for a minimum of ten (10) years and be a contributing member of the Teachers' Retirement System of Oklahoma for a minimum of ten (10) years to qualify for monthly retirement benefits from the Teachers' Retirement System of Oklahoma. Provided, however, any individual who was a contributing member of the system for a minimum of ten (10) years and was required to withdraw such individual's accumulated contributions upon termination of employment may repay to the system such contributions with interest as determined by the Board for the purpose of receiving monthly retirement benefits from the system. All repayments made as provided in this subsection shall be made within one hundred eighty (180) days of the effective date of this act.

(c) Any member with ten (10) or more years of Oklahoma teaching service and whose accumulated contributions during such period have not been withdrawn shall be given an indefinite extension of membership beginning with the sixth year following his last contributing membership and shall become eligible to apply for retirement and be retired upon attaining age **[fifty-five (55)]** SIXTY-TWO (62) YEARS.

(d) No further contributions shall be accepted by the Board of Trustees after the close of the fiscal year in which a member attains age seventy (70) YEARS. Members currently teaching in the public schools of Oklahoma past the fiscal year during which age sixty-five (65) YEARS was attained and who have not retired shall be granted the privilege of making up the five percent (5%) contributions for the years taught after age sixty-five (65) YEARS through the fiscal year during which age seventy (70) YEARS is attained. Such member shall be given an indefinite extension of membership and be eligible to retire upon the filing of proper application for retirement as hereinbefore provided.

(2) An unclassified optional member who has retired or who retires at sixty-two (62) years of age or older or whose retirement is because of disability shall have his minimum retirement benefits calculated on an average salary of Five Thousand Three Hundred Fifty Dollars ($5,350.00) or, if a larger monthly allowance would result, an amount arrived at pursuant to application of the formula prescribed herein.

(3) No member shall receive a lesser retirement benefit than he would have received under the law in effect at the time he retired. Any individual under the Teachers' Retirement System, who through error in stating the title of the position which he held, may,

at the discretion of the Board of Trustees, be changed from the nonclassified optional group to the classified group for the purpose of calculating retirement benefits.

Any individual regardless of residence, who has a minimum of ten (10) years of teaching in Oklahoma schools prior to July 1, 1943, or who taught in Oklahoma schools prior to 1934 and thereafter taught a minimum of ten (10) years and who does not qualify under the present retirement system, shall receive One Hundred Dollars ($100.00) per month from the Teachers' Retirement System of Oklahoma. Each individual must apply to the Teachers' Retirement System for such benefit and provide evidence to the Teachers' Retirement System that the service was actually rendered.

(4) The value of each year of prior service is the total monthly retirement benefit divided by the number of years of creditable service.

(5) Upon application of a member who is actively engaged in teaching in Oklahoma or his employer, any member who has been a contributing member for ten (10) years may be retired by the Board of Trustees not less than thirty (30) days nor more than ninety (90) days subsequent to the execution and filing thereof, on a disability retirement allowance, provided the Medical Board of the Teachers' Retirement System after medical examination of such member by a duly qualified physician shall certify that such member is mentally or physically incapacitated for further performance of duty, that such incapacity is likely to be permanent, and that such member should be retired.

(6) (a) A member who at the time of retirement is in the judgment of the Medical Board of the Teachers' Retirement System permanently physically or mentally incapacitated to teach school shall receive a minimum monthly retirement payment for life or until such time as the member may be found to be recovered to the point where he may return to teaching. Any member retired before the effective date of this act shall be eligible to receive the monthly retirement allowance herein provided, but such payment shall not begin until the first payment due him after the effective date of this act, and shall not be retroactive. The Board of Trustees is empowered to make such rules and regulations as it considers proper to preserve equity in retirements under this provision.

(b) A member who has qualified for retirement benefits under disability retirement shall have the total monthly payment deducted from his accumulated contributions plus interest earned and any money remaining in the member's account after the above deductions at the death of the member shall be paid in a lump sum to the beneficiary or to the estate of the member.

(c) Once each year the Board of Trustees may require any disabled annuitant who has not yet attained the age of sixty (60) years to undergo a medical examination, such examination to be made at the place of residence for said disabled annuitant or other place mutually agreed upon by a physician or physicians designated by the Board of Trustees. Should any disabled annuitant who has not yet attained the age of sixty (60) years refuse to submit to at least one medical examination in any such year by a physician or physicians designated by the Board of Trustees his allowance may be discontinued until he submits to such examination.

(d) Should the Medical Board report and certify to the Board of Trustees that such disabled annuitant is engaged in or is able to engage in a gainful occupation paying more than the difference between his retirement allowance and the average final compensation, and should the Board of Trustees concur in such report then the amount of his pension shall be reduced to an amount which, together with his retirement allow-

ance and that amount earnable by him, shall equal the amount of his average final compensation. Should his earning capacity be later increased, the amount of his pension may be further modified, provided the new pension shall not exceed that amount of the pension originally granted nor an amount, which when added to the amount earnable by the member, together with his annuity, equals the amount of his average final compensation.

(e) Should a disabled annuitant be restored to active service, his disability retirement allowance shall cease and he shall again become a member of the Teachers' Retirement System and shall make regular contributions as required under this article. The unused portion of his accumulated contributions shall be reestablished to his credit in the Teachers' Savings Fund. Any such prior service certificates on the basis of which his service was computed at the time of his retirement shall be restored to full force and effect.

(7) Should a member before retirement under this act make application for withdrawal duly filed with the Board of Trustees and approved by it, not earlier than four (4) months after the date of termination of such service as a teacher, the contribution standing to the credit of his individual account in the Teachers' Savings Fund shall be paid to him or, in the event of his death before retirement, shall be paid to such person or persons as he shall have nominated by written designation, duly executed and filed with the Board of Trustees; provided, however, if there be no designated beneficiary surviving upon such death, such contributions shall be paid to his administrators, executors, or assigns, together with interest as hereinafter provided. In lieu of a lump-sum settlement at the death of the member, the amount of money the member has on deposit in the Teachers' Savings Fund and the money the member has on deposit in the Teachers' Deposit Fund may be paid in monthly payments to a designated beneficiary, who must be the spouse, under the Maximum or Option 1 Plan of Retirement providing the monthly payment shall be not less than Twenty-five Dollars ($25.00) per month. The monthly payment shall be the actuarial equivalent of the amount becoming due at the member's death based on the sex of the spouse and the age the spouse has attained at the last birthday prior to the member's death. Provided further, if there be no designated beneficiary surviving upon such death, and the contributions standing to the credit of such member do not exceed Two Hundred Dollars ($200.00), no part of such contributions shall be subject to the payment of any expense of the last illness or funeral of the deceased member or any expense of administration of the estate of such deceased and the Board of Trustees, upon satisfactory proof of the death of such member and of the name or names of the person or persons who would be entitled to receive such contributions under the laws of descent and distribution of the state, may authorize the payment of accumulated contributions to such person or persons. A member terminating his membership by withdrawal shall have the interest computed at a rate of interest determined by the Board of Trustees and paid to him subject to the following schedule:

(a) If termination occurs within seven (7) years from the date membership began, no part of such interest accumulations shall be paid.

(b) With at least seven (7) but less than sixteen (16) years of membership, fifty percent (50%) of such interest accumulations shall be paid.

(c) With at least sixteen (16) but less than twenty-one (21) years of membership, sixty percent (60%) of such interest accumulations shall be paid.

(d) With at least twenty-one (21) but less than twenty-six (26) years of membership,

seventy-five percent (75%) of such interest accumulations shall be paid.

(e) With at least twenty-six (26) years of membership, ninety percent (90%) of such interest accumulations shall be paid.

In case of death of an active member, the interest shall be calculated and restored to the member's account and paid to his beneficiary.

(8) (a) In lieu of his retirement allowance payable throughout life for such an amount as determined under this section, the member may select a retirement allowance for a reduced amount payable under any of the following options the present value of which is the actuarial equivalent thereof.

(b) A member may select the option under which he desires to retire at the end of the school year in which he attains age seventy (70) YEARS and said option shall be binding and cannot be changed. Provided further that if a member retires before age seventy (70) YEARS, no election of an option shall be effective in case an annuitant dies before the first payment due under such option has been received.

(c) The first payment of any benefit selected shall be made on the first day of the month following approval of the retirement by the Board of Trustees.

Option 1. If he dies before he has received in annuity payments the present value of his annuity as it was at the time of his retirement, the balance shall be paid to his legal representatives or to such person as he shall nominate by written designation duly acknowledged and filed with the Board of Trustees at the time of his retirement; or

Option 2. A member takes a reduced retirement allowance for life. Upon the death of the member the payments shall continue to the member's designated beneficiary, who must be a spouse, for the life of the beneficiary. The written designation of the beneficiary, who must be a spouse, must be duly acknowledged and filed with the Board of Trustees at the time of the member's retirement; or

Option 3. A member receives a reduced retirement allowance for life. Upon the death of the member one-half (½) of the retirement allowance paid the member shall be continued throughout the life of the designated beneficiary, who must be a spouse. A written designation of a beneficiary must be duly acknowledged and filed with the Board of Trustees at the time of the member's retirement; or

Option 4. Some other benefit or benefits shall be paid either to the member or to such person or persons as he shall nominate, provided such other benefit or benefits, together with the reduced retirement allowance, shall be certified by the actuary to be of equivalent actuarial value to his retirement allowance and shall be approved by the Board of Trustees.

(9) The governing board of any "public school", as that term is defined in Section 17-101 of this title, is hereby authorized and empowered to pay additional retirement allowances or compensation to any teacher who was in the employ of such public school for not less than ten (10) school years preceding the date of his retirement. Payments so made shall be a proper charge against the current appropriation or appropriations of any such public school for teaching salaries for the fiscal year in which such payments are made. Such payments shall be made in regular monthly installments in such amounts as the governing board of any such public school, in its judgment, shall determine to be reasonable and appropriate in view of the length and type of service rendered by any such person to such public school by which such teacher was employed at the time of retirement. All such additional

payments shall be uniform, based upon the length of tenure and the type of services performed, to teachers formerly employed by such public school who have retired or been retired in accordance with the provisions of this act.

The governing board of any such public school may adopt rules and regulations of general application outlining the terms and conditions under which such additional retirement benefits shall be paid, and all decisions of such board shall be final.

(10) In addition to the teachers' retirement herein provided, teachers may voluntarily avail themselves of the Federal Social Security Program upon a district basis.

(11) Upon the death of an in-service member, the system shall pay to the designated beneficiary of the member or, if there is no designated beneficiary or if the designated beneficiary predeceases the member, to the estate of the member, the sum of Eighteen Thousand Dollars ($18,000.00) as a death benefit. Provided, if the deceased member had thirty (30) years or more of creditable service and the death occurred after June 30, 1981, a surviving spouse may elect to receive the retirement benefit to which the deceased member would have been entitled at the time of death under the Option 2 plan of retirement in lieu of the death benefit provided for in this subsection.

(12) Upon the death of an annuitant who has contributed to the system, the retirement system shall pay to the designated beneficiary of the annuitant or, if there is no designated beneficiary or if the designated beneficiary predeceases the annuitant, to the estate of the annuitant, the sum of Two Thousand Five Hundred Dollars ($2,500.00) as a death benefit.

Section 9. AMENDATORY 74 O.S. 1981, Section 902, as amended by Section 1, Chapter 319, O.S.L. 1982 (74 O.S. Supp. 1983, Section 902), is amended to read as follows:

Section 902. As used in this act:

(1) "System" means the Oklahoma Public Employees Retirement System as established by this act and as it may hereafter be amended;

(2) "Accumulated contributions" means the sum of all contributions by a member to the System which shall be credited to the member's account;

(3) "Act" means Section 901 **[to 932, inclusive,]** ET SEQ. of this title;

(4) "Actuarial equivalent" means a deferred income benefit of equal value to the accumulated deposits or benefits when computed upon the basis of the actuarial tables in use by the System;

(5) "Actuarial tables" means the actuarial tables approved and in use by the Board at any given time;

(6) "Actuary" means the actuary or firm of actuaries employed by the Board at any given time;

(7) "Agent" means the individual designated by each participating employer through whom System transactions and communication shall be directed;

(8) "Beneficiary" means any person named by a member to receive any benefits as provided for by this act. If there is no beneficiary living at time of member employee's death, his estate shall be the beneficiary;

(9) "Board" means the Oklahoma Public Employees Retirement System Board of Trustees;

(10) "Compensation" means all salary and wages, including amounts deferred under deferred compensation agreements entered into between a member and a participating employer, but exclusive of payment for overtime, payable to a member of the System for personal services performed for a participating employer, including maintenance, or any allowance in lieu thereof provided a

member as a part of compensation but shall not include compensation or reimbursement for traveling, or moving expenses, or any compensation in excess of Twenty-five Thousand Dollars ($25,000.00) per annum;

(11) "Credited service" means the sum of participating service and prior service;

(12) "Dependent" means a parent, child, or spouse of a member who is dependent upon the member for at least one-half (½) of his support;

(13) "Effective date" means the date upon which the System becomes effective by operation of law;

(14) "Eligible employer" means the state and any county, county hospital, city or town, and any public or private trust in which a county, city or town participates and is the primary beneficiary is to be an eligible employer for the purpose of this act only, whose employees are covered by Social Security and are not covered by or eligible for another retirement plan authorized under the laws of this state which is in operation on the initial entry date. Provided affiliation by a county hospital shall be in the form of a resolution adopted by the board of control.

(a) If a class or several classes of employees of any above-defined employers are covered by Social Security and are not covered by or eligible for and will not become eligible for another retirement plan authorized under the laws of this state, which is in operation on the effective date, such employer shall be deemed an eligible employer, but only with respect to that class or those classes of employees as defined in this section.

(b) A class or several classes of employees who are covered by Social Security and are not covered by or eligible for and will not become eligible for another retirement plan authorized under the laws of this state, which is in operation on the effective date, and when the qualifications for employment in such class or classes are set by state law; and when such class or classes of employees are employed by county or municipal government pursuant to such qualifications; and when the services provided by such employees are of such nature that they qualify for matching by or contributions from state or federal funds administered by an agency of state government which qualifies as a participating employer, then the agency of state government administering the state or federal funds shall be deemed an eligible employer, but only with respect to that class or those classes of employees as defined in this subsection; provided, that the required contributions to the retirement plan may be withheld from the contributions of state or federal funds administered by the state agency and transmitted to the System on the same basis as the employee and employer contributions are transmitted for the direct employees of the state agency. The retirement or eligibility for retirement under the provisions of law providing pensions for service as a volunteer firefighter shall not render any person ineligible for participation in the benefits provided for in this act. An employee of any public or private trust in which a county, city or town participates and is the primary beneficiary shall be deemed to be an eligible employee for the purpose of this act only;

(15) "Employee" means any officer or employee of a participating employer, whose employment is not seasonal or temporary and whose employment requires at least one thousand (1,000) hours of work per year and whose salary or wage is equal to the hourly rate of the montly minimum wage for state employees as provided in Section 284 of this title. For those eligible employers outlined in Section 910 of this title, the rate shall be equal to the hourly rate of the monthly minimum wage for that employer. Each employer, whose minimum wage is less than the state's minimum wage, shall inform the System of the minimum wage for that employer. This notification shall be by resolution of the governing body. Eligibility shall not include:

(a) any employee who is covered by or eligible for or who will become eligible for another retirement plan authorized under any other law of this state in operation on the entry date, except that this definition shall not exclude any person as defined herein who is covered only by Social Security; or who prior to being employed in employment subject to this act was covered by the Teachers' Retirement System and still retains eligibility under said System or Social Security or both; provided that any employee of the county superintendent or the county extension agents who is not currently participating in the Teachers' Retirement System shall be a member of this System; provided further any member of another retirement plan authorized under any other law of this state who becomes a state-elected official shall not be deemed ineligible for membership in this System;

(b) any employee who is a contributing member of the United States Civil Service Retirement System;

(c) it shall be mandatory for an officer, appointee or employee of the office of district attorney to become a member of this System if he is not currently participating in a county retirement system. Provided further, that if an officer, appointee or employee of the office of district attorney is currently participating in such county retirement system, he is ineligible for this System as long as he is eligible for such county retirement system. Any eligible officer, appointee, or employee of the office of district attorney shall be given credit for prior service as defined in this section. The provisions outlined in Section 917 of this title shall apply to those employees who have previously withdrawn their contributions;

(d) any officer or employee of the Oklahoma Employment Security Commission or any other class of officers or employees specifically exempted by the laws of this state, unless there be a consolidation as provided by Section 912 of this title. Employees of the Oklahoma Employment Security Commission who are ineligible for enrollment in the Employment Security Commission Retirement Plan, that was in effect on January 1, 1964, shall become members of this System;

(16) "Entry date" means the date as of which an eligible employer joins the System. The first entry date pursuant to this act shall be January 1, 1964;

(17) "Executive Director" means the managing officer of the System employed by the Board under this act;

(18) "Final average compensation" means the average annual salary, including

amounts deferred under deferred compensation agreements entered into between a member and a participating employer, up to, but not exceeding the allowable amounts defined in subsection (10) of this section received during any five (5) of the last ten (10) years of participating service immediately preceding retirement or termination of employment, or, if participating service is less than five (5) years, the average annual compensation up to but not exceeding the allowable amounts defined in subsection (10) of this section paid to the member during the full period of participating service;

(19) "Fiscal year" means the period commencing July 1 of any year and ending June 30 of the next year;

(20) "Fund" means the Oklahoma Public Employees Retirement Fund as created by this act;

(21) "Leave of absence" means a period of absence from employment without pay, authorized and approved by the employer and acknowledged to the Board, and which after the effective date does not exceed one (1) year;

(22) "Member" means an eligible employee who is in the System and is making the required employee contributions, or any former employee who shall have made the required contributions to the System and shall have not received a refund or withdrawal;

(23) "Military service" means service in the Armed Forces of the United States in time of war or national emergency, as defined in Section 67.13a of Title 72 OF THE OKLAHOMA STATUTES, from which the member was honorably discharged;

(24) "Normal retirement date" means the date on which a member may retire with full retirement benefits, as provided in this act, such date being the first day of the month coinciding with or following a member's sixty-second birthday **[or fifty-fifth birthday if such member has thirty (30) years or more of full-time-equivalent employment with participating employers]**;

(25) "Participating employer" means an eligible employer who has agreed to make contributions to the System on behalf of its employees;

(26) "Participating service" means the period of employment after the entry date for which credit is granted a member.

(27) "Prior service" means the period of employment of a member by an eligible employer prior to his entry date for which credit is granted a member under this act;

(28) "Retirant" means a member who has retired under the System;

(29) "Retirement benefit" means a monthly income with benefits accruing from the first day of the month coinciding with or following retirement and ending on the last day of the month in which death occurs or the actuarial equivalent thereof paid in such manner as specified by the member pursuant to this act or as otherwise allowed to be paid at the discretion of the Board;

(30) "Social Security" means the old-age survivors and disability section of the Federal Social Security Act;

(31) "Total disability" means a physical or mental disability accepted for disability benefits by the Federal Social Security System;

(32) "Service-connected disability benefits" means military service benefits which are for a service-connected disability rated at twenty percent (20%) or more by the Veterans Administration or the Armed Forces of the United States, provided the service-connected disability benefit shall have been

established within five (5) years after separation from the military service; and

(33) "Elected state official" means a person elected to a state office in the legislative or executive branch of government for a definite member of years and shall include an individual who is appointed to a fill the unexpired term of an elected state official.

Section 10. AMENDATORY 74 O.S. 1981, Section 913.4, as amended by Section 4, Chapter 319, O.S.L. 1982 (74 O.S. Supp. 1983, Section 913.4), is amended to read as follows:

Section 913.4 A state elected official may elect to participate in the System and if he elects to do so shall have the option of contributing at any one of the below listed percentage factors and will receive retirement benefits in accordance with the percentage factor chosen. Contributions and benefits will be based upon his annual compensation as defined in Section 902 of this title. Employer and employee contributions shall be remitted monthly, or as the Board may otherwise provide, to the Executive Director for deposit in the Oklahoma Public Employees Retirement Fund. The participating employer shall contribute ten percent (10%) of the annual compensation:

Percent of Contribution	Computation Factor	Alternate Formula
4½%	.019	$12.50
6%	.025	$20.00
7½%	.030	$25.00
8½%	.034	$27.50
9%	.036	$30.00
10%	.040	$40.00

The normal retirement date for a state elected official shall be the first day of the month coinciding with or following the official's **[sixtieth]** SIXTY-SECOND birthday. Provided further, that any elected state official who has a minimum of ten (10) years' participating service may retire under the early retirement provisions of this act, including those electing a vested benefit and shall receive an adjustment of annual benefits in accordance with the following percentage schedule:

Age	Percentage of Normal Retirement Benefits
[60] 62	100%
[59] 61	94%
[58] 60	88%
[57] 59	82%
[56] 58	76%
[55] 57	70%

In addition to other benefits received by reason of employment by another participating employer as provided under Section 915 of this title, any elected state official shall receive annual benefits computed by multiplying the applicable computation factor times the official's annual salary received during the twelve (12) months preceding retirement times the number of years of elective state service; however, state elected officials who have a vested benefit prior to July 1, 1980, may elect to receive annual benefits based on the alternate formula provided above. Such annual benefits shall be paid in equal monthly installments.

Any elected state official making one of the above elections and later selecting a higher rate shall contribute to the System a sum equal to the amount which he would have contributed if he had made such election at the time he first became eligible, plus interest as determined by the Board, in order to receive the additional benefits for all service as an elected state official; otherwise, the additional benefits shall be applicable only to service for which the elected official pays the appropriate percent of contributions to the System.

An elected state official who has a vested benefit on July 1, 1982, may elect to receive benefits based upon a higher contribution rate than the official previously contributed by paying to the System the contributions, plus interest as determined by the Board, due

at the higher rate as if that rate had been in effect at the time the official accepted a vested benefit.

The surviving spouse of a deceased elected state official having at least six (6) years of service as an elected state official shall be entitled to receive survivor benefits in the amount herein prescribed, if married to the decedent continuously for a period of at least three (3) years immediately preceding the elected state official's death. Survivor benefits shall be payable when the spouse has attained age fifty-five (55) but not before the deceased member would have met the requirements for normal or early retirement. The amount of the benefits the surviving spouse may receive shall be fifty percent (50%) of the amount of benefits the deceased elected state official was receiving or will be eligible to receive for service as a state elected official. Remarriage of the surviving spouse shall disqualify the spouse for the receipt of survivor benefits. Elected state officials may elect a retirement option as provided in Section 918 of this title in lieu of the survivors benefit provided above.

Provided, however, elected state officials who have a minimum of six (6) years of state elective service shall be entitled to elect a vested benefit and shall be entitled to the retirement options as provided in Section 918 of this title in lieu of the survivors benefit provided above."

Senator Shedrick moved to table the Young amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Cate, Dahl, Dennis, Hopkins, Howell, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Roberts, Rozell, Schuelein, Shedrick and Taylor.—18.

Nay: Branch, Capps, Choate, Combs, Dawson, Green, Johnson, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Smith, Stipe, Taliaferro, Terrill, Watson, Wright and Young.—20.

Excused: Clifton, Cullison, Ford, Giles, Keller, Moore, Porter, Randle, Winn and York.—10.

Senator Young pressed his motion to adopt his amendment.

Senator Shedrick moved that **SB 509** be advanced.

Senator Stipe raised a point of order and requested the Chair to rule on the priority of a motion to advance to a motion to amend.

The Chair declared the Shedrick motion to advance a prior motion.

Senator Shedrick pressed her motion to advance **SB 509,** which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Cate, Combs, Dahl, Dennis, Howell, Kilpatrick, Landis,Luton, McDaniel, McIntyre, Roberts, Rozell, Schuelein, Shedrick, Stipe and Taylor.—18.

Nay: Branch, Capps, Choate, Cullison, Dawson, Green, Hopkins, Johnson, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—22.

Excused: Clifton, Ford, Giles, Keller, Moore, Porter, Randle and York.—8.

Senator Young pressed his motion to amend **SB 509,** which amendment was declared failed of adoption upon roll call as follows:

Aye: Branch, Choate, Dawson, Green, Johnson, Leonard, McCune, Pierce, Rhodes, Smith, Watson, Wright and Young.—13.

Nay: Boatner, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Hopkins, Howell, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, O'Connor, Roberts,

Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill and Winn.—27.

Excused: Clifton, Ford, Giles, Keller, Moore, Porter, Randle and York.—8.

Senator Shedrick moved that **SB 509** be advanced, which motion was declared adopted.

THIRD READING

SB 509 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Combs, Howell, Johnson, Kilpatrick, Leonard, McIntyre, O'Connor, Pierce, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taliaferro and Watson.—20.

Nay: Branch, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Lamb, Landis, Luton, McCune, McDaniel, Miller, Rozell, Stipe, Taylor, Terrill, Wright and Young.—19.

Excused: Clifton, Ford, Giles, Keller, Moore, Porter, Randle, Winn and York.—9.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Shedrick moved that the vote be reconsidered whereby **SB 509** failed.

COMMITTEE REPORTS

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

DO PASS:

SCR 33 — Transportation, coauthored by Abbott (principal House author).

HB 1468 — Business and Labor.
HB 1475 — General Government, coauthored by Landis and McDaniel of the Senate.
HB 1553 — General Government, coauthored by McDaniel of the Senate.
HB 1563 — General Government.
HB 1599 — Transportation.

DO PASS, as amended:

HB 1458 — Business and Labor.
HB 1632 — Transportation.

SECOND READING

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

SCR 35 — Business and Labor
SCR 36 — Finance
SR 47 — Policy
HB 1432 — Judiciary
HB 1604 — Business and Labor
HB 1620 — Judiciary
HB 1628 — Business and Labor
HB 1641 — Law Enforcement
HB 1645 — Judiciary
HB 1721 — General Government
HB 1731 — Business and Labor
HB 1734 — Business and Labor
HB 1754 — Business and Labor
HB 1756 — Transportation
HB 1817 — Education
HB 1821 — Business and Labor
HB 1829 — Judiciary
HB 1839 — General Government
HB 1844 — Transportation
HB 1850 — Standards and Ethics
HB 1852 — Judiciary
HB 1879 — Judiciary
HB 1892 — Finance
HB 1905 — Education
HB 1909 — Business and Labor
HB 1911 — Finance
HB 1914 — Law Enforcement
HB 1918 — Business and Labor
HB 1923 — Policy
HJR 1008 — Judiciary
HJR 1039 — General Government

FIRST READING

The following were introduced and read the first time:

SJR 57 — By Randle.

A joint resolution relating to state agencies; adjusting certain limitations pertaining to expenditures and employee limitations for various state agencies; directing distribution; and declaring an emergency.

SCR 37 — By Boatner of the Senate and Converse, Davis (Guy) and Sherrer of the House.

A concurrent resolution praising the agricultural accomplishments of Representative Wes Watkins and petitioning the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges to rename the Southeast Oklahoma Research and Development Center in Atoka County, Oklahoma, as the "Wes Watkins Agricultural Research and Development Center"; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1447, 1503, 1509, 1547, 1550, 1555, 1564, 1565, 1569, 1597, 1652, 1658, 1700, 1701, 1702, 1718, 1733, 1773, 1786, 1791, 1801, 1816, 1863, 1865, 1869, 1873, 1874, 1899, 1922** and **HJRs 1026** and **1034.**

HB 1447 — By Henshaw, Davis (Porter) and Clark of the House and Hopkins of the Senate.

An act relating to crimes and punishments; enacting the Oklahoma Computer Crimes Act; defining terms; prohibiting certain acts relating to modifying, damaging or destroying, accessing, copying, or taking possession of a computer, computer system, computer network, computer software, certain data, computer programs, or supporting documentation; providing penalties; providing for codification; and declaring an emergency.

HB 1503 — By Manar of the House and Landis of the Senate.

An act relating to civil procedure; limiting certain attorneys fees paid by public funds; providing for codification; and providing an effective date.

HB 1509 — By Leftwich of the House and Clifton of the Senate.

An act relating to the Corporation Commission; defining an intrastate transmission; providing for codification; and declaring an emergency.

HB 1547 — By Lawter, Leftwich and Duckett.

An act relating to public finance; requiring certain information be maintained by certain offices; defining terms; providing for codification; providing an operative date; and declaring an emergency.

HB 1550 — By Johnson (Glen), Morgan and Adair of the House and Miller of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 1210.194; prohibiting a child with a contagious disease or head lice from attending school; requiring certain certification before certain children are allowed to reenter school; providing an operative date; and declaring an emergency.

HB 1555 — By Boeckman, Harvey, Hill and Talley of the House and Leonard of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Section 5-202; defining the term occupant; requiring written consent from certain persons to hunt or operate motor-driven conveyances upon certain lands; providing for and expanding exemptions; eliminating certain duty of investigating rangers; eliminating procedure for commencement of prosecution of violations; providing for penalties; providing for codification; and providing an effective date.

HB 1564 — By Boeckman, Harvey, Hill and Talley of the House and Leonard and Lamb of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Section 4-112, as amended by Section 2, Chapter 154, O.S.L. 1982 (29 O.S. Supp. 1983, Section 4-112); providing for certain hunting licenses; providing for exceptions from said licenses; providing for fees for said licenses; modifying nonresident hunting licenses; providing for penalties; and providing an effective date.

HB 1565 — By Brown, Kamas and Baker.

An act relating to state government; requiring certain entities owning certain buildings or structures to install smoke detectors; defining the term smoke detector; requiring the State Fire Marshal Commission to prescribe, adopt, and promulgate rules and regulations; providing for codification; providing an operative date; and declaring an emergency.

HB 1569 — By Reimer of the House and Winn of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Section 940; requiring notification to Medical Examiner of certain deaths; modifying authorization needed to disturb scene of a death; and declaring an emergency.

HB 1597 — By Brown of the House and Taylor of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Section 2152; allowing certain persons to donate blood; deleting the parental authorization requirement; and providing an effective date.

HB 1652 — By Davis (Frank) and Davis (Porter) of the House and Landis of the Senate.

An act relating to state government; requiring periodic determination of the profitability of state lodges; requiring that unprofitable lodges be sold; providing for procedures for sale; and providing for codification.

HB 1658 — By Glover and Davis (Porter) of the House and Taliaferro of the Senate.

An act relating to state government; amending 74 O.S. 1981, Sections 4001.1, 4002, 4005, 4006 and 4008; providing for the Joint Legislative Ethics Committee; specifying membership; clarifying chairmanship of Committee; requiring certain registrations; modifying expiration date of registrations; requiring certain reports; providing for termination of activities; providing penalties; requiring forwarding of certain information; and providing an effective date.

HB 1700 — By Henry of the House and Leonard of the Senate.

[State officers and employees — amending eight sections in Title 51 — vacating certain public offices — emergency]

HB 1701 — By Henry, Osborne and Fair.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 858-208 and 858-312, as amended by Section 6, Chapter 194, O.S.L. 1982 (59 O.S. Supp. 1983, Section 858-312); modifying certain powers and duties of the Oklahoma Real Estate Commission; providing for investigations by said Commission; modifying grounds for imposing certain sanctions; and providing an effective date.

HB 1702 — By Henry and Davis (Porter) of the House and Terrill of the Senate.

An act relating to crimes and punishment; prohibiting certain acts relating to refund fraud; providing penalties; providing for codification; and providing an effective date.

HB 1718 — By Haney.

An act relating to statutes and reports; amending 75 O.S. 1981, Section 251; requiring state agencies to file copies of certain rules and regulations with the Secretary of State and with the State Librarian and Archivist; providing exceptions; requiring state

agencies to furnish a complete set of certain rules and regulations to the State Librarian and Archivist; authorizing State Librarian and Archivist to promulgate certain rules; providing for adoption of certain material in rules and regulations by reference under certain conditions; providing for construction of section; and providing an effective date.

HB 1733 — By Cotner and Widener of the House and Johnson of the Senate.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 488; requiring the State Board of Medical Examiners to hold certain meetings at certain times at certain locations; authorizing special meetings; requiring notice; excepting certain transaction of business from meeting requirement; providing procedures; defining term; and providing an effective date.

HB 1773 — By Davis (Frank), Henry, Whorton, Graves, Fair and Davis (Porter) of the House and Leonard of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 811, 812 and 813; providing for certain lien; providing procedure for filing application for certain release; allowing for discharge from certain liability for executor, administrator, trustee, or certain other individuals; limiting the scope of said release in certain instances; adding certain exceptions to attachment of said lien; providing for extinguishment of said lien; providing for the holding of certain assets by certain financial institutions; providing for certain release of certain assets; adding certain exception; holding certain institutions and persons not liable under certain conditions; providing for certain reports; providing penalty for failure to give certain notice; and providing an effective date.

HB 1786 — By Virtue and Adair of the House and Leonard of the Senate.

An act relating to state government; amending 74 O.S. 1981, Section 18c, as amended by Section 2, Chapter 35, O.S.L. 1982 (74 O.S. Supp. 1983, Section 18c), 82 O.S. 1981, Section 864, and 85 O.S. 1981, Section 136; requiring Attorney General to handle all legal matters of officers, boards and commissions of this state; modifying exceptions; authorizing certain entities to have attorneys; providing an operative date; and declaring an emergency.

HB 1791 — By Haney of the House and Stipe of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1355; adding certain exemption; providing for certain excise tax on certain aircraft; defining certain terms; providing certain exemptions; providing for certain reports; providing penalty; providing for distribution of certain funds; providing for seizure and sale of certain aircraft; providing for certain procedures; providing for certain rules and regulations; providing for codification; providing an operative date; and declaring an emergency.

HB 1801 — By Williams (Penny), Henry, Virtue, Gray and Baker of the House and Randle, Shedrick and Taylor of the Senate.

An act relating to schools; providing short title; providing for professional training institutes; specifying procedures for professional training institutes; authorizing the Oklahoma State Regents for Higher Education to establish certain program; specifying procedures for the program; providing for certain incentive scholarships; providing procedures; providing an income tax credit to certain taxpayers for certain purposes; providing requirements and procedure; providing for codification; providing an operative date; and declaring an emergency.

HB 1816 — By Gray of the House and Hopkins of the Senate.

[Revenue and taxation — amending Sections 24305, 24306 and 24312 of Title 68 — personal property taxes — operative date — emergency]

HB 1863 — By Johnson (Don) and Williams (Penny).

[Revenue and taxation — amending Section 351 of Title 21 and eleven sections in Title 68 — felonies and penalties — codification — operative date — emergency]

HB 1865 — By McCorkell, Williams (Penny), Fried, Gray, Sanders, Riggs, Gordon and Williams (Freddye) of the House and Cain of the Senate.

[Motor vehicles — mechanical inspection of motor vehicles — codification — effective date — emergency]

HB 1869 — By Haney of the House and Stipe of the Senate.

An act relating to aircraft and airports; amending 3 O.S. 1981, Section 256 and 62 O.S. 1981, Section 7.2; providing for certain fees and taxes on certain aircraft; providing for disbursement of certain revenues; modifying said disbursement of certain revenues; providing for certain temporary disbursements; creating a certain agency special account; providing certain limitations; providing for certain purposes for disbursement of funds from said account; providing for certain procedures; providing for certain limits on said account; recreating the Special Agency Account Board; allowing certain agency special accounts; providing certain purposes for said accounts; providing for method of disbursement; providing for certain exemptions; providing for codification; providing an operative date; and declaring an emergency.

HB 1873 — By Sherrer of the House and Dennis of the Senate.

[Revenue and taxation — county motor fuel/diesel fuel tax — codification — repealing Sections 530 and 531 in Title 68 and Section 2, Chapter 220, O.S.L. 1978 — emergency]

HB 1874 — By Joiner of the House and Howell of the Senate.

An act relating to schools; amending 70 O.S. 1981, Sections 3218 and 3219, as last amended by Sections 1 and 2, Chapter 257, O.S.L. 1983 (70 O.S. Supp. 1983, Sections 3218 and 3219); increasing tuition and enrollment fees at institutions within the Oklahoma State System of Higher Education; providing for certain correspondence, extension, and examination fees; increasing fees for student activity purposes and service facilities; providing for certain other fees; providing for the education and training of veterans; providing for fee waivers; and declaring an emergency.

HB 1899 — By Hooper, Harris and Denman of the House and Johnson of the Senate.

An act relating to criminal procedure; providing for the Oklahoma Corrupt Organizations Prevention Act; defining terms; providing legislative intent; making certain activities unlawful; providing penalties; authorizing criminal forfeiture, and triple damage in certain actions; authorizing Attorney General or district attorney to institute civil proceedings; providing for damages; providing for limitation of actions; providing for service of process; providing for disposal of certain property; providing for certain powers and duties of the Attorney General and district attorney; providing for distribution of proceeds; establishing the Racketeering Investigation and Prosecution Revolving Fund; providing for expenditures and distribution of certain monies; providing for institution of criminal and civil proceedings by certain persons; authorizing certain liens; providing for contents; requiring notice; providing for attachment; providing term of liens; providing for enforcement of liens; authorizing release of lien; requiring certain duties of alien corporation; requiring maintenance of certain records; providing contents of certain records; providing fees; requiring reports; providing for documentary evidence; providing for examination of witnesses; requiring production of certain documents and evidence; providing for immunity; preventing the barring of certain actions based on interstate or foreign commerce; providing for construction of the Oklahoma Corrupt Organizations Prevention Act; pro-

viding for codification; providing an operative date; and declaring an emergency.

HB 1922 — By Cole, Talley and Davis (Guy) of the House and Cate of the Senate.

[Professions and occupations — creating the Board of Licensed Professional Counselors — codification — operative date — emergency]

HJR 1026 — By Barker, Craighead, Fried, Sill and Virtue of the House and York of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 9 of Article X of the Constitution of the State of Oklahoma; providing for ad valorem taxation for certain purposes; providing procedures; authorizing a local incentive levy; setting maximum levy; providing for elections; deleting obsolete language; providing ballot title; and directing filing.

HJR 1034 — By Lawter.

A joint resolution authorizing Leonard Stroud and Vertie Stroud to bring suit against the State to determine the amount of damages, if any, sustained by reason of the modification of South Sooner Road in Cleveland County by the Department of Transportation; providing for service of summons, venue, and defense of the action; and directing payment of any judgment rendered in said suit out of State Highway Construction and Maintenance Fund.

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1025.**

HCR 1025 — By Fried and Monks of the House and York of the Senate.

A concurrent resolution commending the Oklahoma State Regents for Higher Education for providing certain services; expressing legislative intent that a study be conducted of certain community junior colleges; requiring certain reports; and directing distribution.

The above numbered measure was read the first time.

LOBBYIST REGISTRATION

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Huddleston, Richard, Oklahoma Railways Committee (addendum).

BILL RELEASED

HB 1079, together with the **CCR,** was ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 1, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 7:15 p.m. to meet Thursday, March 1, 1984, at 10:00 a.m.

Thirty-fifth Legislative Day

Thursday, March 1, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—47.

Excused: Winn.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Lamb.

Senator Roberts presiding.

GENERAL ORDER

SB 556 by Randle of the Senate and Riggs of the House was called up for consideration.

Senator Randle moved to amend **SB 556,** Page 4, Lines 15 and 16, by striking after the word "permit" and period on Line 15 and before the bracket on Line 16 the following sentence: "The city or town may also request information concerning gross sales.", which amendment was declared adopted.

Senator Pierce moved to amend **SB 556,** Page 5, Line 6, by adding after the period the following: "Such report shall contain a full and complete list of all sales and excise taxpayers in the requesting municipality for the entire calendar year.", which amendment was declared adopted.

Senator Randle moved that **SB 556** be advanced, which motion was declared adopted.

THIRD READING

SB 556 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Choate, Clifton, Combs, Cullison, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—37.

Nay: Branch, Cain, Dahl, Dennis, Miller, Roberts and Stipe.—7.

Excused: Keller, Porter, Winn and Young.—4.

The bill and emergency passed.

SB 556 was referred for engrossment.

GENERAL ORDER

SB 504 by Cullison of the Senate and Brown of the House was called up for consideration.

Senator Cullison moved to amend **SB 504,** Page 2, Line 16, by striking all language on Lines 16, 17 and 18 on Page 2, and all language on Lines 1 through 6 on Page 3, and replacing it with the following: "5. Implements of husbandry necessary to farm the homestead. 6. Tools, apparatus and books used in any trade or profession of such person or a dependent of such person.", which amendment was declared adopted.

Senator Cullison moved to amend **SB 504,** Page 6, Line 5, by adding after the word "property" and before the comma the following: "under paragraph 5 or 6 of subsection A of this section", which amendment was declared adopted.

Senator Cullison moved that **SB 504** be advanced, which motion was declared adopted.

THIRD READING

SB 504 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—44.

Excused: Keller, Porter, Winn and Young.—4.

The bill and emergency passed.

SB 504 was referred for engrossment.

GENERAL ORDER

SB 507 by Stipe and York of the Senate and Monks of the House was called up for consideration.

Senator Stipe moved that **SB 507** be advanced, which motion was declared adopted.

THIRD READING

SB 507 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cate, Dawson, Dennis, McIntyre, Porter, Roberts, Rozell, Shedrick, Stipe, York and Young.—11.

Nay: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson and Wright.—35.

Excused: Keller and Winn.—2.

The bill failed.

GENERAL ORDER

SB 344 by Dawson of the Senate and Lancaster of the House was called up for consideration.

Senator Dawson asked unanimous consent that **SB 344** be laid over temporarily, which was the order.

MOTION TO RECONSIDER VOTE

Senator Johnson pressed his motion to reconsider the vote whereby **SB 550** failed.

Senator Smith moved to table, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Capps, Choate, Cullison, Dahl, Ford, Green, Leonard, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Shedrick, Smith, Watson and Wright.—19.

Nay: Boatner, Branch, Cate, Clifton, Combs, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Porter, Roberts, Schuelein, Taliaferro, Taylor, Terrill, York and Young.—23.

Excused: Dawson, Dennis, Giles, Keller, Stipe and Winn.—6.

The Chair advised that Senator Stipe, having been present in the Chamber during the vote on the Smith tabling motion would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 19; Nay: 24; Excused: 5.

Senator Schuelein moved that the Senate stand recessed for forty-five minutes, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Roberts presiding.

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

GENERAL ORDER

SB 549, considered on Page 252, was considered further.

Senator Terrill moved to amend **SB 549,** Page 12, Line 17, by striking all of Section 3 and renumber subsequent section, which amendment was declared adopted.

Senator Combs moved to amend **SB 549,** Page 2, Line ½, by adding a new Section 1 and renumber:

"Section 1. AMENDATORY 47 O.S. 1981, Section 22.19 as amended by Section 1, Chapter 114, O.S.L. 1983 (47 O.S. Supp. 1983, Section 22.19) is amended to read as follows:

"A. Any insurance company that pays a total loss on a claim for any vehicle, any junk dealer who receives a motor vehicle which is to be used for junk or for parts, or any other person permanently dismantling or junking a vehicle shall receive the certificate of title from the current holder of the certificate of title, shall detach the license plate from such vehicle, and shall return the license plate and the certificate of title to the Commission or a motor license agent within thirty (30) days from receipt of said certificate. Upon receipt of the certificate, the Commission or motor license agent shall stamp the certificate of title with the words "Salvage Title". **[The salvage title shall follow the vehicle for which it was issued.]** If a motor vehicle with a salvage title is placed in operative condition, application shall be made to the Commission or a motor license agent, and after visual inspection and examination of the vehicle identification number and certification a new certificate of title shall be issued by the Commission or motor license agent. **[subject to the provisions of Section 591.8 of**

this title. The salvage date shall be shown on the new title and on subsequent transfers of such title.] If the motor vehicle is permanently dismantled, the salvage title shall be submitted to the Commission for cancellation, accompanied by such information as the Commission may require, within thirty (30) days from receipt of said certificate. When a new title is issued, subject to the provisions of Section 591.8 of this title, the Commission or motor license agent shall receive a fee of Four Dollars ($4.00) for the inspection and certification of said motor vehicles. The fees shall be used for operating expenses of the Commission or motor license agent as provided in the Motor Vehicle License and Registration Act.

B. Any person, firm, or corporation convicted of violating any provision of this section shall be guilty of a misdemeanor and shall be punished in accordance with the provisions of Section 591.13 of this title.'', which amendment was declared adopted.

Senator Terrill moved that **SB 549** be advanced, which motion was declared adopted.

THIRD READING

SB 549 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Dahl, Dennis, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Pierce, Porter, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Terrill, Watson, York and Young.—32.

Nay: Choate, Landis, Moore, O'Connor, Schuelein and Wright.—6.

Excused: Cate, Cullison, Dawson, Giles, Howell, McIntyre, Randle, Stipe, Taylor and Winn.—10.

The bill passed.

Senator Terrill asked unanimous consent that the vote on the bill be considered the vote on the emergency, to which request objection was heard.

On the question of passage of the emergency, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Dahl, Dennis, Hopkins, Johnson, Keller, Kilpatrick, Luton, McDaniel, Miller, Roberts, Rozell, Shedrick, Taliaferro, Terrill, Watson, York and Young.—23.

Nay: Choate, Ford, Green, Lamb, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Schuelein, Smith and Wright.—14.

Excused: Cate, Cullison, Dawson, Giles, Howell, McIntyre, Porter, Randle, Stipe, Taylor and Winn.—11.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **SB 549** passed and the emergency failed.

GENERAL ORDER

SB 431 by Green of the Senate and Holden of the House was called up for consideration.

Senator Green moved to amend **SB 431,** Page 2, Line 5, by striking after the word ''actuary'' all language through the word ''title'' on Line 8 and substituting the following:

''The employment of said insurance actuary shall be submitted for public bid at least once every three (3) years. The Board shall submit its criteria for award of bid to the Office of Public Affairs to assist in determining the best bid. The Office of Public Affairs shall review the bids to assure the perform-

ance of bidders. The Board shall award the bid to the lowest and best bidder.'', which amendment was declared adopted.

Senator Green moved that **SB 431** be advanced, which motion was declared adopted.

THIRD READING

SB 431 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Capps, Cate, Choate, Combs, Ford, Green, Hopkins, Keller, Kilpatrick, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Smith, Watson, Wright and Young.—22.

Nay: Boatner, Branch, Cain, Clifton, Dahl, Dennis, Johnson, Landis, Luton, McDaniel, McIntyre, Miller, Porter, Schuelein, Shedrick, Taliaferro and Terrill.—17.

Excused: Cullison, Dawson, Giles, Howell, Randle, Stipe, Taylor, Winn and York.—9.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Green moved that the vote be reconsidered whereby **SB 431** failed.

UNANIMOUS CONSENT REQUEST – DIRECT TO CALENDAR

Senator Boatner asked unanimous consent to suspend Rule 5-4 and refer **SCR 37** direct to the Calendar, which was the order.

GENERAL ORDER

SCR 37 by Boatner of the Senate and Converse, et al, of the House was called up for consideration.

Senators Stipe, Dennis, Johnson and Roberts asked to coauthor **SCR 37,** which was the order.

SCR 37 was adopted upon motion of Senator Boatner and referred for engrossment.

GENERAL ORDER

SB 485 by Lamb of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Lamb moved that **SB 485** be advanced, which motion was declared adopted.

THIRD READING

SB 485 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Dennis, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McDaniel, Miller, Moore, O'Connor, Pierce, Porter, Rhodes, Roberts, Smith, Taliaferro and Watson.—26.

Nay: Cain, Combs, Cullison, Dawson, Keller, Kilpatrick, Leonard, McCune, Randle, Rozell, Schuelein, Shedrick, Taylor, Terrill and Wright.—15.

Excused: Dahl, Giles, McIntyre, Stipe, Winn, York and Young.—7.

The bill passed.

Senator Keller desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 27; Nay: 14; Excused: 7.

The emergency failed.

SB 485 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 242, 316, 411, 428, 445, 530, 541, 561 and **SJR 40** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 447 by Taliaferro of the Senate and Glover of the House was called up for consideration.

Senator Taliaferro moved to amend **SB 447,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved to amend **SB 447,** Page 3, Line 2, by striking all of Line 2 and replacing the same with the following: "If an agreement cannot be reached, the municipality or the landowner may petition the", which amendment was declared adopted.

Senator Taliaferro moved that **SB 447** be advanced, which motion was declared adopted.

THIRD READING

SB 447 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Combs, Ford, Green, Hopkins, Johnson, Kilpatrick, Landis, Miller, Rhodes, Shedrick, Smith, Taliaferro, Taylor and Terrill.—16.

Nay: Branch, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Howell, Keller, Lamb, Leonard, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Stipe, Watson and Wright.—24

Excused: Boatner, Dahl, Giles, McIntyre, Porter, Winn, York and Young.—8.

The Chair advised that Senator Boatner, having been present in the Chamber during the vote on **SB 447** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 16; Nay: 25; Excused: 7.

The bill failed.

GENERAL ORDER

SB 477 by Smith of the Senate and Williamson of the House was called up for consideration.

Senator Smith moved to amend **SB 477,** Page 3, Lines 2 through 6, by striking all language after the word "is" on Line 2 through the word "party" on Line 6 and inserting in lieu thereof the word "set", which amendment was declared adopted.

Senator Smith moved that **SB 477** be advanced, which motion was declared adopted.

THIRD READING

SB 477 was read for the third time at length.

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

Aye: Boatner, Cain, Choate, Combs, Cullison, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Leonard, McCune, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Smith, Stipe, Taylor, Terrill, Watson, Wright and York.—27.

Nay: Branch, Capps, Cate, Clifton, Dawson, Dennis, Howell, Lamb, Landis, Luton, McDaniel, Miller, Roberts, Schuelein, Shedrick and Taliaferro.—16.

Excused: Dahl, Giles, McIntyre, Winn and Young.—5.

The bill passed.

The emergency failed.

SB 477 was referred for engrossment.

DECLARATION OF VOTE

Senator Porter was recognized and stated that he had voted "Aye" on Third Reading of **SB 477** and intended to vote "Nay" and asked that the record reflect his declaration, which was the order.

GENERAL ORDER

SB 520 by Clifton of the Senate and Holden of the House was called up for consideration.

Senator Clifton moved to amend **SB 520,** by crippling the title, which amendment was declared adopted.

Senator Clifton moved that **SB 520** be advanced, which motion was declared adopted.

THIRD READING

SB 520 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dennis, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Watson and Wright.—34.

Nay: Ford, O'Connor, Porter, Shedrick, Smith, Stipe and Terrill.—7.

Excused: Dahl, Dawson, Giles, McIntyre, Winn, York and Young.—7.

The bill and emergency passed.

SB 520 was referred for engrossment.

GENERAL ORDER

SB 529 by Hopkins of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Hopkins moved that **SB 529** be advanced, which motion was declared adopted.

THIRD READING

SB 529 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dennis, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Miller, Pierce, Porter, Randle, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson and Wright.—35.

Nay: Keller, Lamb, Moore, O'Connor and Rhodes.—5.

Excused: Dahl, Dawson, Giles, McIntyre, Shedrick, Winn, York and Young.—8.

The bill and emergency passed.

SB 529 was referred for engrossment.

GENERAL ORDER

SB 546 by Ford of the Senate and Deatherage of the House was called up for consideration.

Senator Ford moved to amend **SB 546,** Page 1, by striking the title, the enacting

clause and the body of the bill and substituting the following:

[Revenue and taxation — creating State Revaluation Board — codification — repealing 10 Sections in Title 68 — effective date]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2481.12 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created the State Revaluation Board, which shall consist of seven (7) members, appointed by the Governor with the advice and consent of the Senate. One member shall be appointed from each Congressional District, and one member selected at large.

B. The initial terms of office of:

1. Three members shall expire on June 30, 1987; and

2. Two members shall expire on June 30, 1989; and

3. Two members shall expire on June 30, 1991.

Thereafter, the term of office shall be for six (6) years and until a successor is appointed and confirmed.

C. To be eligible for appointment to the Commission, a person shall:

1. Have been a resident of this state for ten (10) years immediately preceding the appointment; and

2. Have a working knowledge of real estate appraisal.

D. The Governor may remove any member of the Board for incompetence, neglect of duty, or malfeasance in office upon first giving the member a copy of the charges and an opportunity to be heard. A vacancy on the Board shall be filled for the unexpired term by appointment made by the Governor.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2481.13 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. The State Revaluation Board shall meet as such times and places within this state as the Board determines. The members of the Board shall annually elect a chairman, vice-chairman and secretary from the membership of the Board. A majority of the members shall constitute a quorum.

B. The proceedings of all meetings of the Board shall comply with the provisions of the Oklahoma Open Meeting Act.

C. Each member shall receive such compensation as may be provided by law.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2481.14 of Title 68, unless there is created a duplication in numbering, reads as follows:

It shall be the duty of the State Revaluation Board to institute no later than January 1, 1986, a comprehensive statewide revaluation program of all taxable property within this state. Such program shall progress at a rate which will result in the revaluation of all taxable property within this state before January 1, 1989.

The revaluation program shall be done in three stages over a period of three (3) years. During the first year of the revaluation program all residential property within the state shall be revaluated. During the second year, all commercial and industrial property within the state shall be revaluated and during the

third year of the program all agricultural and nonimproved property shall be revaluated. The results of the revaluation program shall not be used until all stages of the revaluation program are completed. After the initial revaluation program is completed, the Board shall thereafter maintain an active and systematic program of statewide revaluation of all taxable property.

The Board shall develop standards and guidelines for revaluation of all property which shall be used in every county to determine the fair market value of the property. However, in the case of commercial, industrial, agricultural and nonimproved properties the standard shall be based on use.

The Board shall establish a central computer bank to process and store all information necessary to the revaluation program. The county assessor of every county shall have a terminal in his office to allow him access to the central computer.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2481.15 of Title 68, unless there is created a duplication in numbering, reads as follows:

The State Revaluation Board shall appoint, with the advice and consent of the Senate, an executive director who shall be a professional real estate appraiser with at least five (5) years' experience as an appraiser and a resident of this state for a minimum of ten (10) years. The Board shall determine the duties and compensation of the executive director.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2481.16 of Title 68, unless there is created a duplication in numbering, reads as follows:

The State Revaluation Board shall have the authority to employ and compensate any such personnel as may be necessary to implement the statewide revaluation program. Provided, that the Board may use independent appraisers and the employees of the county assessors to complete the program. In addition, the Oklahoma Tax Commission shall provide assistance upon the request of the Board.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2481.17 of Title 68, unless there is created a duplication in numbering, reads as follows:

The Legislature shall provide sufficient funds to implement and maintain the comprehensive statewide revaluation program. Provided that any appropriated or earmarked state funds expended on the local revaluation program as provided in Sections 2481.1 through 2481.6 and Sections 2481.8 through 2481.11 of Title 68 of the Oklahoma Statutes shall, from the effective date of this act, be expended on the statewide revaluation program.

SECTION 7. REPEALER 68 O.S. 1981, Sections 2481.1, 2481.2, 2481.3, 2481.4, 2481.5, 2481.6, 2481.8, 2481.9, 2481.10 and 2481.11, are hereby repealed.

SECTION 8. This act shall become effective January 1, 1985."

Senator Rozell moved to table the Ford amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Choate, Clifton, Combs, Dawson, Dennis, Johnson, Landis, Luton, McDaniel, Miller, Roberts, Rozell and Young.—15.

Nay: Cain, Capps, Cate, Cullison, Ford, Green, Howell, Keller, Kilpatrick, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Schuelein,

Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—27.

Excused: Dahl, Giles, Hopkins, McIntyre, Stipe and Winn.—6.

Senator Ford pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Ford moved that **SB 546** be advanced, which motion was declared adopted.

THIRD READING

SB 546 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Choate, Cullison, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Schuelein, Smith, Taylor, Watson, Wright and York.—25.

Nay: Boatner, Branch, Capps, Combs, Dawson, Dennis, Landis, Luton, McDaniel, Miller, Porter, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Terrill and Young.—18.

Excused: Clifton, Dahl, Giles, McIntyre and Winn.—5.

The bill passed.

SB 546 was referred for engrossment.

GENERAL ORDER

SB 344 was considered further.

Senator Luton moved to amend **SB 344,** Page 46, Line 18, by substituting after the word "than" and before the word "of" "fifty percent (50%)" for existing language, which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Combs, Cullison, Dennis, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Terrill, Watson and Young.—32.

Nay: Cain, Dawson, Green, McCune, Porter, Schuelein, Smith, Wright and York.—9.

Excused: Dahl, Ford, Giles, Kilpatrick, McIntyre, Stipe and Winn.—7.

Senator Dawson moved to amend **SB 344,** Page 58, Line 15, by deleting after the word "Section 29" on Line 15 and before the word "proposed" on Line 18 all language and substituting in lieu thereof the word "The" and on Page 59, Line 1, by inserting after the word "rejection" the words "at the next statewide general election" and amending title to conform, which amendment was declared adopted.

Senator Dawson moved that **SB 344** be advanced, which motion was declared adopted.

THIRD READING

SB 344 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Choate, Clifton, Dawson, Ford, Green, Keller, McCune, O'Connor, Pierce, Smith, Taylor and York.—14.

Nay: Boatner, Branch, Capps, Cullison, Dennis, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McDaniel, Miller, Moore, Porter, Randle, Rhodes, Roberts,

Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Wright and Young.—27.

Excused: Combs, Dahl, Giles, Kilpatrick, McIntyre, Stipe and Winn.—7.

The bill failed.

THIRD READING

Senator McDaniel moved that the vote be reconsidered whereby **SB 192** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 192 was considered further.

Senator McDaniel moved to amend **SB 192,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Boatner moved to amend **SB 192,** Page 33, Lines 8 through 16 by deleting all language in paragraph 5 and renumbering the subsequent paragraphs, which amendment was declared adopted.

Senator McDaniel moved that **SB 192** be advanced, which motion was declared adopted.

THIRD READING

SB 192 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dennis, Howell, Johnson, Luton, McDaniel, Miller, O'Connor, Randle, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor and York.—22.

Nay: Choate, Dawson, Ford, Green, Hopkins, Keller, Lamb, Landis, Leonard, McCune, Moore, Pierce, Rhodes, Schuelein, Taliaferro, Terrill, Watson, Wright and Young.—19.

Excused: Combs, Dahl, Giles, Kilpatrick, McIntyre, Porter and Winn.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Cullison pressed his motion to reconsider the vote whereby the emergency to **SB 503** failed, which motion was declared adopted.

Senator Cullison moved the passage of the emergency to **SB 503,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Excused: Combs, Dahl, Giles, Kilpatrick, McIntyre, Porter and Winn.—7.

The emergency passed.

SB 503 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 435** failed, which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Cullison, Dennis, Green, Hopkins, Luton, McDaniel, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Stipe, Taliaferro, Taylor, Terrill and York—21.

Nay: Cain, Choate, Clifton, Dawson, Ford, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, Moore, Pierce, Rhodes, Schuelein, Smith, Watson, Wright and Young.—20.

Excused: Combs, Dahl, Giles, Kilpatrick, McIntyre, Shedrick and Winn.—7.

Senator Cullison presiding.

MOTION TO RECONSIDER VOTE

Senator Green pressed his motion to reconsider the vote whereby **SB 431** failed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—38.

Excused: Clifton, Combs, Dahl, Giles, Kilpatrick, Landis, McIntyre, Randle, Shedrick and Winn.—10.

THIRD READING

SB 431 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—38.

Nay: Watson.—1.

Excused: Combs, Dahl, Giles, Kilpatrick, Landis, Leonard, McIntyre, Shedrick and Winn.—9.

The bill and emergency passed.

SB 431 was referred for engrossment.

Senator Roberts presiding.

MOTION TO RECONSIDER VOTE

Senator Johnson pressed the motion to reconsider the vote whereby **SB 550** failed, which motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Cate, Clifton, Dawson, Dennis, Hopkins, Howell, Johnson, Lamb, Luton, McDaniel, Miller, Porter, Randle, Roberts, Stipe, Taliaferro, Taylor, Terrill, York and Young.—21.

Nay: Boatner, Cain, Capps, Choate, Cullison, Ford, Green, Keller, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Smith, Watson and Wright.—19.

Excused: Combs, Dahl, Giles, Kilpatrick, Landis, McIntyre, Shedrick and Winn.—8.

MOTION TO SUSPEND RULE

Senator Cate asked unanimous consent to withdraw **SCR 36** from the Finance Committee and refer same direct to the Calendar, to which objection was heard.

Senator Cate moved to suspend Rule 12-23 to withdraw **SCR 36** from the Finance Committee and refer same direct to the Calendar, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dawson, Dennis,

Ford, Green, Howell, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—33.

Nay: Choate, Hopkins, Johnson, Keller, Moore, Porter and Young.—7.

Excused: Combs, Dahl, Giles, Kilpatrick, Landis, McIntyre, Shedrick and Winn.—8.

GENERAL ORDER

SCR 36 by Cate was called up for consideration.

Representative Hobson asked to be made House author of **SCR 36** which was the order.

Senator Cate moved to amend **SCR 36,** by crippling the title, which amendment was declared adopted.

SCR 36 was adopted upon motion of Senator Cate and referred for engrossment.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Combs, Willa, Stillwater, as a member to the Department of Libraries Board, to serve a term of six years ending July 1, 1989. Ms. Combs will succeed Jane Patten.

Germany, Don, Oklahoma City, as a member to the Credit Union Board, to serve a term of four years ending October 11, 1987. Mr. Germany will succeed himself.

Kolar, Robert S., Oklahoma City, as a member to the Used Motor Vehicle and Parts Commission, to serve a term ending June 30, 1986. Mr. Kolar will succeed Eldan Brown.

Rexroat, A.J., Aline, as a member to the Physician Manpower Training Commission, to serve a term of five years ending June 5, 1988. Mr. Rexroat will succeed Fred Cormack.

Stewart, Jimmy, Oklahoma City, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission, to serve as original appointment ending December 31, 1985.

COMMITTEE REPORTS

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

DO PASS:

HB 1455 — Agriculture.
HB 1612 — Agriculture.

DO PASS, AS AMENDED:

HB 1671 — Education.

SECOND READING

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

SJR 57 — Appropriations
HB 1447 — Law Enforcement
HB 1503 — Judiciary
HB 1509 — Business and Labor
HB 1547 — Finance
HB 1550 — Education
HB 1555 — Law Enforcement
HB 1564 — Agriculture
HB 1565 — General Government
HB 1569 — Law Enforcement
HB 1597 — Human Resources
HB 1652 — Policy
HB 1658 — Standards and Ethics
HB 1700 — Policy
HB 1701 — Business and Labor
HB 1702 — Law Enforcement
HB 1718 — Judiciary

HB 1733 — Business and Labor
HB 1773 — Judiciary
HB 1786 — Policy
HB 1791 — Finance
HB 1801 — Education
HB 1816 — Finance
HB 1863 — Finance
HB 1865 — Business and Labor
HB 1869 — Finance
HB 1873 — Finance
HB 1874 — Education
HB 1899 — Law Enforcement
HB 1922 — Policy
HJR 1026 — Education
HJR 1034 — Judiciary
HCR 1025 — Education

FIRST READING

The following was introduced and read the first time:

SR 48 — By Cain.

A resolution disapproving rules of the Board of Governors of the Registered Dentists of Oklahoma, entitled "Examination and Licensing of Dentists, Dental Hygienists, and Dental Specialists"; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1201, 1283, 1340, 1441, 1454, 1461, 1480, 1545, 1575, 1582, 1591, 1592, 1614, 1624, 1669, 1678, 1687, 1727, 1744, 1751, 1775, 1800, 1854, 1875** and **1898.**

HB 1201 — By Hobson.

An act relating to oil and gas; providing short title; defining terms; providing for powers and duties of the Corporation Commission; requiring any person operating or owning a hazardous liquid transportation system to prepare and implement a safety plan for such systems; requiring approval of plan; providing for procedures; providing for violations and penalties; requiring notices and hearings; providing for emergencies; providing for appeals; providing for codification; and providing an effective date.

HB 1283 — By Fried of the House and Taylor of the Senate.

[Public finance — General Obligation Public Securities Refunding Act — codification — operative date — emergency]

HB 1340 — By Leftwich and Cole of the House and Cate of the Senate.

An act relating to intoxicating liquors; amending 21 O.S. 1981, Section 1220, and 37 O.S. 1981, Section 537; prohibiting the transport or sale or dispensing of nonintoxicating beverages in certain circumstances; prohibiting certain acts pertaining to alcoholic beverages; prohibiting the transport or sale, delivery, or furnishing of alcoholic beverages in certain circumstances; providing penalties; and providing an effective date.

HB 1441 — By Henry.

An act relating to civil procedure; amending 12 O.S. 1981, Sections 1384, 1388 and 1392; permitting notice to adverse party of hearing on propriety of injunction; providing duration of temporary restraining order; establishing contents of temporary restraining order; fixing time when temporary injunction or temporary restraining order is binding; requiring undertaking for temporary injunction or temporary restraining order; making certain exceptions; providing for codification; and providing an effective date.

HB 1454 — By Henry.

An act relating to civil procedure; granting jurisdiction in certain actions; removing certain jurisdictional requirements; granting authority to set certain time limits; providing for codification; and providing an effective date.

HB 1461 — By Cotner, Widener, Little and Henshaw of the House and Winn of the Senate.

An act relating to public buildings and public works; amending 61 O.S. 1981, Section 121, and 69 O.S. 1981, Section 1101, as amended by Section 3, Chapter 125, O.S.L. 1983 (69 O.S. Supp. 1983, Section 1101); providing for change orders or addendums to public construction contracts; providing procedures for state highway system construction work contracts; modifying percentage basis for extension of certain contracts; and providing an effective date.

HB 1480 — By Williamson, Williams (Penny), Davis (Porter), Gordon and Osborne of the House and Taylor of the Senate.

An act relating to schools; requiring the State Department of Education to prepare a plan to implement an Oklahoma School Testing Program; stating purpose; specifying content of the plan; requiring the plan to be submitted prior to certain date; providing for codification; and declaring an emergency.

HB 1545 — By Leftwich and Logan.

An act relating to schools; amending 70 O.S. 1981, Sections 509.5 and 509.8; authorizing nonprofessional educator employee organizations; modifying bargaining representatives requirement; declaring certain strikes and threats to strike illegal; prohibiting certain organizations from representing educators for a certain period; and declaring an emergency.

HB 1575 — By Widener of the House and Winn of the Senate.

An act relating to insurance; amending 36 O.S. 1981, Section 1432, as amended by Section 7, Chapter 90, O.S.L. 1983 (36 O.S. Supp. 1983, Section 1432; providing for temporary licenses; requiring that certain information be provided on certificates of appointing insurers; authorizing the Insurance Commissioner to take certain action pertaining to temporary appointment powers; compelling insurers to require that certain percentages of applicants take examinations; and providing an effective date.

HB 1582 — By Widener of the House and Dahl of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1013; providing for certain rules and regulations; providing for certain bonds; requiring a license, permit, and surety bond for transportation of certain products; providing that certain invoices and tickets be subject to inspection by the Tax Commission or its representatives or certain other law enforcement agencies; providing penalties for certain violations; requiring certain decalcomania; and declaring an emergency.

HB 1591 — By Henry.

An act relating to civil procedure; amending 12 O.S. 1981, Section 993; providing for appeals from certain interlocutory orders; modifying orders allowed; providing procedure for staying of certain temporary injunctions; requiring bond in certain instances; suspending authority of receiver in certain instances; and providing an effective date.

HB 1592 — By Henry.

An act relating to consumer credit; amending 14A O.S. 1981, Section 4-103; defining consumer credit insurance; providing exceptions; expanding scope of exceptions; and providing an effective date.

HB 1614 — By Williams (Freddye), Denman, Baker, Brown, Cox, Hamilton, Haney, Harris, Henry, Hobson, Lawter, Lewis, Morgan, Riggs, Ross and Williams (Penny) of the House and Cain of the Senate.

[Husband and wife — amending Sections 3, 9, 10, 11 and 15 of Title 32 — spouses to support each other — repealing Section 2 of Title 32 — operative date]

HB 1624 — By Formby, Hooper, Virtue, Vanatta, Boyd, Gordon, Gish, Fried, Morgan, Johnson (Glen), Littlefield and Hall of the House and Shedrick of the Senate.

An act relating to area school districts; amending Section 9B of Article X of the Oklahoma Constitution; providing for estab-

lishment of area school districts; authorizing certain levies; providing procedure; authorizing an additional levy; providing for indebtedness of area school districts; allowing amendment by legislature; and declaring an emergency.

HB 1669 — By Hooper, Lancaster, Harbin, Pitezel and Cole of the House and Terrill of the Senate.

An act relating to cities and towns; amending 11 O.S. 1981, Sections 1-102; 2-101, 3-101, 8-102, 8-106, 8-109, 9-102, 9-105, 9-112, 9-113, 9-114, 9-115, 9-117, 10-116, 10-117, 10-118, 11-113, 11-115, 12-102, 12-109, 12-110, 12-112, 14-103, 14-105, 14-106, 14-107, 16-213, 17-101, 18-101, 19-101, 20-102, 20-103, 20-105, 22-102, 22-103, 22-104, 22-107, 22-112, 22-113, 22-114, 22-116, 22-124, 23-101, 23-102, 23-105, 26-108, 26-109, 27-108, 27-112, 27-113, as amended by Section 2, Chapter 133, O.S.L. 1982, 27-115, 27-117, 28-114 and 28-121, as amended by Sections 1 and 3, Chapter 133, O.S.L. 1982, 30-101, 32-102, 33-204, 35-201, 37-102, 37-115, 37-119, 37-121, 37-205, 40-102, 40-114, 42-105, 42-113, 43-104, 43-105, 43-106, 44-104, 44-105, 45-102, 45-104, 46-101 and 48-101 (11 O.S. Supp. 1983, Sections 27-113, 28-114 and 28-121); defining terms; providing for the incorporation of towns and presumptions, procedures, and petitions related thereto; limiting the term of certain officials; providing for the completion of unexpired terms; prohibiting nepotism; providing for vacancies and procedures, appointments, and elections related thereto; providing for abstinence in voting in certain meetings; providing for resignations; prohibiting certain acts; providing penalties; providing for certain governing bodies; allowing a change in the number of council members; providing for and modifying the duties and powers of the mayor, city clerk, city treasurer, marshal, and street commissioner; allowing consolidation of certain offices; providing for the appointment, promotions, removals, demotions, layoffs, and suspensions of certain employees; authorizing certain contracts and procedures related thereto; allowing certain officers to be employed in another office; providing for certain salaries; providing for the town board of trustees; authorizing the election of number of trustees; providing for and modifying the duties and powers of the town clerk and town treasurer; providing for the town board of trustees form of government; providing for ordinances and procedures related thereto; modifying certain time limits and procedures; providing for building codes; modifying procedures related to elected officers; providing for the investment of certain funds; allowing certain deposits; authorizing certain changes in form of municipal government and providing procedures related thereto; authorizing name, boundary, and ward changes and providing procedures related thereto; providing for certain suits against a municipality; authorizing costs and attorneys fees; providing for notice and service of process; providing for rights of municipalities; modifying certain rights; providing for certain licenses and license fees; allowing exchange of certain information; providing for the removal and destruction of certain buildings and modifying certain procedures related thereto; providing for the regulation of certain dangerous or hazardous businesses; providing for sewer, waterworks, and public works; authorizing entry on certain lands and providing restrictions and procedures related thereto; authorizing reimbursement for certain damages; authorizing jurisdiction over certain lands and water ways; authorizing the purchase, erection, establishment, operations, and regulation of certain projects, market houses, market places, and buildings; providing for certain attorneys; authorizing certain contracts and providing certain benefits related thereto; providing for the deposit of certain funds; providing for municipal cemeteries; providing for the cemetery care fund; providing for a prosecuting attorney; providing for the deposit of certain fees, fines, and forfeitures; providing for the code of procedure in municipal courts; providing for bail and war-

rants and procedures related thereto; providing for certain subpoenas, writs, oaths, summonses, complaints, processes, and warrants; authorizing the establishment of certain hospitals; authorizing certain fares, rents, tolls, and revenues; providing for certain public utilities and trusts; prohibiting pollution; authorizing certain actions relating to said pollution; modifying procedures relating to certain contracts; providing for the construction and maintenance of certain sewers and water lines; providing for the Central Business District Redevelopment Act; providing for redevelopment trusts; providing for powers of the district court; providing for interests in real property; providing for certain rights of public utilities; providing for certain hearings; modifying certain notice provisions; authorizing change in certain municipal regulations, restrictions and boundaries; providing for notice and modifying certain requirements related thereto; providing for the revision of certain plans and maps; providing for the duties and powers of the board of adjustment; allowing certain variances and exceptions to be voidable; providing exceptions; providing for the affirmation, reversal, and modification of certain determinations; providing for the municipal planning commission; eliminating certain officials as ex-officio members of said commission; providing for nominations, terms, vacancies, and compensation of members of said commission; providing for certain investigations and reports; exempting certain government entities from fee requirements; requiring approval of certain plans; authorizing the use of certain private roadways, and providing procedures related thereto; authorizing regional planning commissions; providing for the membership of said commission; authorizing retirement funds and systems and providing requirements and procedures related thereto; repealing 11 O.S. 1981, Sections 1-104, 21-107, 23-104, 23-106 and 45-105; providing for codification; and providing an effective date.

HB 1678 — By Vanatta of the House and Winn of the Senate.

An act relating to insurance; amending 36 O.S. 1981, Section 110, as amended by Section 1, Chapter 190, O.S.L. 1982 (36 O.S. Supp. 1983, Section 110); exempting certain insurers from the Insurance Code; expanding scope of exemptions; providing an effective date.

HB 1687 — By Stottlemyre, Baker and Ross of the House and Luton of the Senate.

[Revenue and taxation — amending Sections 1701, 1702 and 1707 of Title 68 — requirements of contractors — codification — operative date — emergency]

HB 1727 — By Davis (Frank) and Conaghan of the House and McCune of the Senate.

An act relating to elections; amending 26 O.S. 1981, Sections 14-116 and 14-120; modifying procedures for voting by absentee ballot for certain persons; authorizing one request for ballots; providing that certain voters need not have ballots attested to by another person; providing an operative date; and declaring an emergency.

HB 1744 — By Rogers and Roberts of the House and Winn of the Senate.

An act relating to the fees; amending 12A O.S. 1981, Sections 9-403, 9-404 and 9-406, as amended by Sections 1, 2 and 3, Chapter 114, O.S.L. 1982 (12A O.S. Supp. 1983, Sections 9-403, 9-404 and 9-406), and 28 O.S. 1981, Section 32, as amended by Section 1, Chapter 43, O.S.L. 1982 (28 O.S. Supp. 1983, Section 32); providing for filing of certain statements; providing for expiration periods and termination dates; providing for perfection of security interests; providing for termination statements; providing for release of collateral; providing for duties of filing officers; increasing filing and indexing fee; and declaring an emergency.

HB 1751 — By Vaughn of the House and Taylor of the Senate.

[Public health and safety — amending Sections 2502, 2503, 2504 and 2505 of Title 63 — health care services — effective date]

HB 1775 — By Williamson, Gray, Davis (Porter) and Duckett of the House and Miller and Capps of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 16-111.1; providing for purchase of supplementary textbooks and instructional materials; modifying the uses of certain monies; providing an operative date; and declaring an emergency.

HB 1800 — By Henry.

An act relating to the Commercial Code and corporations; amending 12A O.S. 1981, Sections 1-201, 5-114, 8-102, 8-103, 8-104, 8-105, 8-106, 8-201, 8-202, 8-203, 8-204, 8-205, 8-206, 8-207, 8-208, 8-301, 8-302, 8-303, 8-304, 8-305, 8-306, 8-307, 8-308, 8-309, 8-310, 8-311, 8-312, 8-313, 8-314, 8-315, 8-316, 8-317, 8-318, 8-319, 8-320, 8-401, 8-402, 8-403, 8-404, 8-405, 8-406, 9-103.1, 9-105, 9-203, 9-302, 9-304, 9-305, 9-309, and 9-312, and 18 O.S. 1981, Section 1.3; modifying and expanding scope of the Uniform Commercial Code concerning investment securities; adding and defining certain terms; providing for certain rights and duties of issuer; providing for certain liens; providing for negotiability of certain securities; stating certain presumptions; providing for applicability of certain laws; providing for transfer of certain securities; providing for certain actions; providing for the registration of certain securities; providing for certain rights and duties; providing for notice of certain defects, defenses, or adverse claims; stating effect of certain acts or omissions; providing for completion or alteration of certain instruments; providing certain notice requirements; providing certain exceptions; providing for and expanding certain warranties; providing for certain endorsements; providing for and expanding scope of guaranteeing certain endorsements; providing for creditors' rights; excepting certain persons from conversion for certain acts; requiring certain writing for certain securities contracts; providing for transfer or pledge within central depository system; providing for enforceability, attachment, perfection, and termination of certain security interests; requiring certain assurances; providing for liability; providing certain procedures for certain lost, destroyed and stolen securities; stating duties of authenticating trustee, transfer agent, or registrar of certain securities; providing for exchangeability of certain securities; providing for perfection of certain security interests in multiple state transactions; providing for attachment and enforceability of certain security interests; providing for certain rights in proceeds; providing for applicability of Uniform Consumer Credit Code for certain transactions; requiring filing to perfect certain security interests; providing for perfection of security interests in certain instruments, documents, and goods; providing for duration of perfection; providing for perfection by possession; providing for protection of certain purchasers, designating certain priorities; stating and modifying scope of Business Corporation Act; providing for codification; and providing an effective date.

HB 1854 — By Sherrer, Caldwell, Widener and Murphy of the House and Dennis of the Senate.

An act relating to agriculture; authorizing the Department of Agriculture to make reimbursements for certain bovine animals; setting limits of reimbursements; providing for payment of such reimbursements; providing for codification; providing an operative date; and declaring an emergency.

HB 1875 — By Henry.

An Act relating to notaries public; amending 49 O.S. 1981, Sections 101, 102, 103, 104, 105, 107, 108 and 109; providing for the Uniform Law on Notarial acts; defining terms; specifying procedures relating to notarial acts; specifying who may perform notarial acts; providing procedures for taking acknowledgments; providing for form and recognition of certification; providing for short forms of acknowledgment; providing alternate methods of proving notarial acts; providing for uniformity of construction;

and providing an effective date.

HB 1898 — By Adair, Boyd, Littlefield, Anderson, Baker, Benson, Brewster, Brown, Caldwell, Cotner, Cox, Gray, Hamilton, Haney, Johnson (Glen), Logan, Monks, Rieger, Roberts, Ross, Shurden, Stottlemyre, Williams (Freddye), Vaughn, Virtue, Whorton, Little and Peterson of the House and Schuelein of the Senate.

An act relating to public health; amending 63 O.S. 1981, Sections 1-1902, 1-1903, 1-1920, 1-1923, 1-1928 and 1-1929; defining terms; providing for short title; exempting room and board homes from the Nursing Home Care Act; increasing membership of the Long-Term Care Facility Advisory Board to include room and board home administrators; providing for membership election and powers and duties of Advisory Board; authorizing room and board homes to advise and comment on certain rules and regulations; providing for powers and duties of the Department of Health; providing for application and licensure of room and board homes; requiring fee; providing for contents of application; providing certain application and licensure procedures; providing for qualifications of certain applicants; authorizing modification of a license; specifying procedures for the transfer of a home; providing for probationary licenses; specifying qualifications for receipt of a license; specifying certain penalties and liabilities for certain violations; providing for effective dates of nonrenewal or revocation of a license; requiring inspections by certain persons; requiring maintenance of certain documents; requiring protection of resident's funds; providing certain duties of facilities and homes; requiring certain reports; providing for certain responsibilities for certain ombudsmen; providing for notice and hearing for certain violations; authorizing certain activities in emergency situations; providing for plan of correction; prohibiting certain activities; requiring the promulgation of certain standards; providing for the distribution of certain funds; providing for the Room and Board Home Care Revolving Fund; providing for expenditures; requiring certain provisions of the Nursing Home Care Act to apply to the Room and Board Home Care Act; providing for codification; repealing 63 O.S. 1981, Sections 1-815, 1-816, 1-817 and 1-818; and providing for an effective date.

The above numbered measures were read the first time.

LOBBYIST REGISTRATION

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Dahl, D. Carl, A.H. Robins Company.

BILLS RELEASED

SBs 387, 448, 451, 461, 478, 533, 536, 549 and **559** were referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 5, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:50 p.m. to meet Monday, March 5, 1984, at 1:30 p.m.

Thirty-sixth Legislative Day

Monday, March 5, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Howell and Moore.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Malcom Hinckley, College Church of Christ, Edmond, the guest of Senator Watson.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 387, 431, 448, 451, 461, 477, 478, 485, 503, 504, 520, 529, 533, 536, 546, 549, 556, 559 and **SCRs 36** and **37** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Stipe asked unanimous consent to withdraw **HCR 1026** from the Law Enforcement Committee and refer same direct to the Calendar, which was the order.

GENERAL ORDER

HJR 1027 by Sanders and Shurden of the House and Capps, et al, of the Senate was called up for consideration.

Senator Capps moved that **HJR 1027** be advanced, which motion was declared adopted.

THIRD READING

HJR 1027 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis,

Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—40.

Nay: Smith.—1.

Excused: Choate, Howell, McIntyre, Moore, Porter, Randle and Terrill.—7.

The resolution passed.

HJR 1027 was ordered withheld.

GENERAL ORDER

HCR 1026 by Harbin of the House and Stipe of the Senate was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **HCR 1026** which was the order.

HCR 1026 was adopted upon motion of Senator Stipe, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1567 by Sanders of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1567** be advanced, which motion was declared adopted.

THIRD READING

HB 1567 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Excused: Howell, McIntyre, Moore, Porter, Randle and Terrill.—6.

The bill passed.

HB 1567 was ordered withheld.

GENERAL ORDER

SB 358 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 358** be advanced, which motion was declared adopted.

THIRD READING

SB 358 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—41.

Excused: Howell, McIntyre, Moore, Porter, Randle, Terrill and York.—7.

The bill and emergency passed.

SB 358 was referred for engrossment.

GENERAL ORDER

SB 367 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 367** be advanced, which motion was declared adopted.

THIRD READING

SB 367 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Johnson, Kilpatrick, Leonard, Luton, McDaniel, Miller, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—29.

Nay: Branch, Choate, Ford, Green, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Rhodes, Smith and Wright.—13.

Excused: Howell, McIntyre, Moore, Porter, Randle and Terrill.—6.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator McDaniel moved that the vote be reconsidered whereby the emergency to **SB 367** failed.

GENERAL ORDER

SB 359 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 359** be advanced, which motion was declared adopted.

THIRD READING

SB 359 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Smith.—1.

Excused: Howell, McIntyre, Moore, Pierce, Porter and Randle.—6.

The bill and emergency passed.

SB 359 was referred for engrossment.

GENERAL ORDER

SB 372 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 372** be advanced, which motion was declared adopted.

THIRD READING

SB 372 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dawson, Howell, McIntyre, Moore, Porter and Randle.—6.

The bill and emergency passed.

SB 372 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1079.**

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

GENERAL ORDER

SB 373 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 373** be advanced, which motion was declared adopted.

THIRD READING

SB 373 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Giles, Hopkins, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rozell, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—29.

Nay: Boatner, Branch, Combs, Dahl, Ford, Green, Keller, Landis, Pierce, Rhodes, Roberts, Schuelein, Smith, Stipe and Young.—15.

Excused: Howell, McIntyre, Moore and Porter.—4.

The bill passed.

Senators Boatner, Landis, Schuelein and Green desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 11; Excused: 4.

The emergency passed.

SB 373 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 26,** coauthored by Clark, Boyd, Baker, Ross, Vaughn and Whorton of the House.

The above numbered measure was referred for enrollment.

GENERAL ORDER

SB 374 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 374** be advanced, which motion was declared adopted.

THIRD READING

SB 374 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—35.

Nay: Combs, Dahl, Giles, Landis, McCune, O'Connor, Smith, Stipe and Young.—9.

Excused: Howell, McIntyre, Moore and Porter.—4.

The bill and emergency passed.

SB 374 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 375 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 375** be advanced, which motion was declared adopted.

THIRD READING

SB 375 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dennis, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McDaniel, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—34.

Nay: Branch, Combs, Dahl, Dawson, Giles, Lamb, McCune, O'Connor, Stipe and Young.—10.

Excused: Howell, McIntyre, Moore and Porter.—4.

The bill and emergency passed.

SB 375 was referred for engrossment.

GENERAL ORDER

SB 377 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 377** be advanced, which motion was declared adopted.

THIRD READING

SB 377 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Smith.—1.

Excused: Howell, McIntyre, Moore and Porter.—4.

The bill and emergency passed.

SB 377 was referred for engrossment.

GENERAL ORDER

SB 379 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 379** be advanced, which motion was declared adopted.

THIRD READING

SB 379 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Nay: Smith.—1.

Excused: Howell, McIntyre, Moore, Porter and Winn.—5.

The bill and emergency passed.

SB 379 was referred for engrossment.

GENERAL ORDER

SB 415 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved to amend **SB 415,** Page 3, Line 15½, by adding a new Section 2 and renumbering subsequent sections, as follows:

"Section 2. AMENDATORY Section 19, Chapter 11, O.S.L. 1983 (3A O.S. Supp. 1983, Section 205.2), is amended to read as follows:

Section 205.2 A. Applications for organization licenses must be filed with the Commission at a time and place prescribed by the rules and regulations of the Commission. Each applicant requesting an organization license to conduct horse racing with the pari-mutuel system of wagering shall include with each application a license fee equal to the sum of One Thousand Dollars ($1,000.00) for each race meeting and One Hundred Dollars ($100.00) for each racing day requested. Each applicant requesting an organization license to conduct horse racing without the pari-mutuel system of wagering shall include with each application a license fee of Five Hundred Dollars ($500.00). Such fee shall be in the form of a certified check or bank draft payable to the order of the Commission. Within thirty (30) days after the date specified for filing, the Commission shall examine the applications for compliance with the provisions of the Oklahoma Horse Racing Act and such rules and regulations as may be promulgated by the Commission. If any application does not comply with the provisions of the Oklahoma Horse Racing Act or the rules and regulations promulgated by the Commission, the application may be rejected or the Commission may direct the applicant to comply with the provisions of the Oklahoma Horse Racing Act or the rules and regulations of the Commission within a reasonable time as determined by the Commission. Upon proof by the applicant of compliance, the Commission may reconsider the application. If it is found to be in compliance with the provisions of the Oklahoma Horse Racing Act and the rules and regulations of the Commission, the Commission may then issue an organization license to the applicant.

B. The Commission may exercise discretion in the issuing of organization licenses to qualified applicants. The Commission may also determine and grant racing dates differ-

ent from those requested by the applicants in their applications.

C. The Commission may determine and grant the number of racing days to be allotted to each applicant. When granting organization licenses and allocating dates for race meetings which will, in the judgment of the Commission, be conducive to the best interests of the public and the sport of horse racing, the Commission shall give consideration to:

1. the character, reputation, experience, and financial integrity of each applicant and of any other person that:

a. directly or indirectly controls such applicant, or
b. is directly or indirectly controlled by such applicant or by a person who directly or indirectly controls such applicant; and

2. the facilities and accommodations of the applicant for the conduct of race meetings; and

3. the location of the race meeting of the applicant in relation to the principal centers of population of this state; and

4. the highest prospective total revenue to be derived by the state from the conduct of the race meeting.

D. Prior to the issuance of an organization license, the applicant shall file with the Commission a bond payable to the State of Oklahoma in an amount determined by the Commission which is not less than Two Hundred Thousand Dollars ($200,000.00) FOR A LICENSE TO CONDUCT PARI-MUTUEL HORSE RACES, AND NOT LESS THAN TEN THOUSAND DOLLARS ($10,000.00) FOR A LICENSE TO CONDUCT NON-PARI-MUTUEL HORSE RACES, and not more than the total financial liability of the organization licensee throughout the race meeting for which the organization license is requested, executed by the applicant and a surety company or companies authorized to do business in this state, and conditioned upon the payment by the organization licensee of all taxes and other moneys due and payable pursuant to the provisions of the Oklahoma Horse Racing Act and all purses due and payable, and upon the fact that, upon presentation of winning tickets, the organization licensee will distribute all sums due to the patrons of pari-mutuel pools. The financial liabilities incurred by the organization licensee in the form of real estate mortgages shall not be included in the determination of the bond amount.

E. The Commission shall notify each applicant of the racing dates allotted to such applicant. The notice shall be in writing and sent by registered mail to the applicant at the address stated in the application. The notice shall be mailed within two (2) business days of the date the allotment is made. After the mailing of such notice of allotment, each applicant shall:

1. within ten (10) days file with the Commission an acceptance of such allotment on a form prescribed and furnished by the Commission; and

2. file with the Commission the bond required in this section at least twenty (20) days prior to the first day of each race meeting.

F. Each organization license shall specify the name of the person to whom it is issued, the dates upon which horse racing is permitted, and the location, place, track, or enclosure where the race meeting is to be held.

G. All employees of an organization licensee shall be citizens of the United States, and not less than ninety percent (90%) of such employees shall be residents of this state for not less than eighteen (18) months immediately preceding such employment.

H. All horse racing conducted pursuant to the provisions of an organization license is subject to the provisions of the Oklahoma Horse Racing Act and of the rules and regulations promulgated by the Commission, and every organization license issued by the Commission shall contain a statement to that effect.

I. Any organization licensee may provide, with prior approval by the Commission, that at least one horse race a day may be devoted to the racing of a type of horse which is different from the type of horse being raced in the other races conducted by the organization licensee on that day. When scheduled races are trial heats for futurities or stakes races for Quarter Horses, no organization licensee shall move the starting gates or allow the starting gates to be moved until all trial heats are complete.

J. Organization licenses may be revoked if the organization licensee or any person owning an interest in the organization licensee:

1. violates any provision of the Oklahoma Horse Racing Act; or

2. violates any provision of the rules and regulations promulgated pursuant to the provisions of the Oklahoma Horse Racing Act; or

3. has been convicted of a felony; or

4. has been convicted of violating any law regarding gambling or controlled dangerous substances of the United States, this state, or any other state; or

5. has failed to disclose or has stated falsely any information contained in the application; or

6. has concealed in whole or in part the true ownership of the organization licensee.

Any organization license revocation proceeding shall be conducted pursuant to the provisions of Sections 301 through 326 of Title 75 of the Oklahoma Statutes.

K. The fees received by the Commission pursuant to the provisions of this section shall be deposited in the Oklahoma Horse Racing Commission Revolving Fund.'',

which amendment was declared adopted.

Senator Kilpatrick moved that **SB 415** be advanced, which motion was declared adopted.

THIRD READING

SB 415 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Johnson, Kilpatrick, Landis, Luton, McDaniel, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson and York.—29.

Nay: Choate, Ford, Green, Keller, Lamb, Leonard, McCune, Pierce, Rhodes, Smith, Stipe, Wright and Young.—13.

Excused: Howell, McIntyre, Moore, Porter, Terrill and Winn.—6.

The bill passed.

Senators Stipe, Green 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: 10; Excused: 6.

The emergency passed.

SB 415 was referred for engrossment.

GENERAL ORDER

SB 386 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cain moved that **SB 386** be advanced, which motion was declared adopted.

THIRD READING

SB 386 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Howell, McIntyre, Moore, Porter, Smith and Winn.—6.

The bill and emergency passed.

SB 386 was referred for engrossment.

GENERAL ORDER

HB 1568 by Davis (Frank) of the House and Clifton and Taliaferro of the Senate was called up for consideration.

Senator Clifton moved that **HB 1568** be advanced, which motion was declared adopted.

THIRD READING

HB 1568 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—39.

Nay: Combs, Landis, Stipe, and Young.—4.

Excused: Dahl, Howell, McIntyre, Moore and Porter.—5.

The bill passed.

HB 1568 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs,** requesting conference and naming conferees as follows:

HB 1116 — Lewis, Fair and Anderson.

HB 1413 — Hooper, Harris and Williams (Penny).

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1026.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

Senator Cullison presiding.

GENERAL ORDER

HB 1424 by Lewis and Peterson of the House and York and Miller of the Senate was called up for consideration.

Senators Taliaferro and Terrill moved to amend **HB 1424,** Page 3, Line 18, as follows:

"Pages 3 and 4, Lines 18 on page 3 and line 1 on page 4, By striking all language on Line 18 of page 3 through line 1 on page 4 and substituting in lieu thereof the following language:

"following:

1. Thirty-three and one-third percent (33⅓%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the treasurer of the various incorporated cities and towns of the state in the percentage which the population, as shown by the last Federal Census bears to the total population of all the incorporated cities and towns in this state. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this state.

3. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the various counties of the state as provided by sub-paragraphs (1) and (2) of Section 504 of Title 68 of the Oklahoma Statutes."

and on Page 6, line 8 by striking after the word "the" all language through line 9 and substituting in lieu thereof the following language:

"following:

1. Thirty-three and one-third percent (33⅓%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the treasurer of the various incorporated cities and towns of the state in the percentage which the population, as shown by the last Federal Census bears to the total population of all the incorporated cities and towns in this state. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this state.

3. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the various counties of the state, in the percentage which the population and area of each county bears to the population and area of the entire state. The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties."

and on Page 8, lines 11-12 by striking after the word "the" on line 11, all language through line 12 and substituting in lieu thereof the following language:

"following:

1. Thirty-three and one-third percent (33⅓%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the treasurer of the various incorporated cities and towns of the state in the percentage which the population, as shown by the last Federal Census bears to the total population of all the incorporated cities and towns in this state. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this state.

3. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the various counties of the state on the following basis:

"Forty percent (40%) of such sum shall be distributed to the various counties in that proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission, and the remaining sixty percent (60%) of such sum shall be distributed to various counties on the basis which the population and area of each county bears to the total population and area of the state."

and on Page 10, lines 12-14, by striking after the word "the" on line 12 all language through line 14 and substituting the following language:

"following:

1. Thirty-three and one-third percent (33⅓%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund expended for the construction, repair and maintenance of state highways.

2. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the treasurer of the various incorporated cities and towns of the state in the percentage which the population, as shown by the last Federal Census bears to the total population of all the incorporated cities and towns in this state. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this state.

3. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the various counties of the state in the percentage which the population and area of each county bears to the population and area of the entire state. The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties."

and on Page 12, lines 13 and 14, by striking after the word "the" all language through line 14 and substituting in lieu thereof the following language:

"following:

1. Thirty-three and one-third percent (33⅓%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Thirty-three and one-third percent (33⅓%) shall be transmittted by the Tax Commission to the treasurer of the various incorporated cities and towns of the state in the percentage which the population, as shown by the last Federal Census bears to the total population of all the incorporated cities and towns in this state. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this state.

3. Thirty-three and one-third percent (33⅓%) shall be transmitted by the Tax Commission to the various counties of the state in the percentage which the population and area of each county bears to the population and area of the entire state. The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties, to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties."

Senator York moved to table the Taliaferro-Terrill amendment, which tabling motion was declared adopted.

Senator Young moved to amend **HB 1424,** as follows:

"Pages 3-4, Lines 18 on page 3 and line 1 on page 4.

By striking all language on Line 18 of page 3 through line 1 on page 4 and substituting in lieu thereof the following language:

"following:

1. Seventy-three percent (73%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Twenty-four percent (24%) shall be transmitted by the Tax Commission to the various counties of the state as provided by sub paragraphs (1) and (2) of Section 504 of Title 68 of the Oklahoma Statutes."

3. Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to the appropriations therefrom made by the State Legislature.

and on page 6, line 8 by striking after the word "the" all language through line 9 and substituting in lieu thereof the following language:

"following:

1. Seventy-three percent (73%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Twenty-four percent (24%) shall be transmitted by the Tax Commission to the various counties of the state, in the percentage which the population and area of each county bears to the population and area of the entire state. The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties."

3. Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to the appropriations therefrom made by the State Legislature.

and on Page 8, lines 11-12 by striking after the word "the" on line 11, all language through line 12 and substituting in lieu thereof the following language:

"following:

1. Seventy-three percent (73%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Twenty-four percent (24%) shall be transmitted by the Tax Commission to the various counties of the state on the following basis:

"Forty percent (40%) of such sum shall be distributed to the various counties in that proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission, and the remaining sixty percent (60%) of such sum shall be distributed to various counties on the basis which the population and area of each county bears to the total population and area of the state."

3. Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and

by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to the appropriations therefrom made by the State Legislature.

and on Page 10, lines 12-14, by striking after the word "the" on line 12 all language through line 14 and substituting the following language:

"following:

1. Seventy-three percent (73%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Twenty-four percent (24%) shall be transmitted by the Tax Commission to the various counties of the state in the percentage which the population and area of each county bears to the population and area of the entire state. The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties."

3. Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to the appropriations therefrom made by the State Legislature.

and on Page 12, lines 13 and 14, by striking after the word "the" all language through line 14 and substituting in lieu thereof the following language:

"following:

1. Seventy-three percent (73%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

2. Twenty-four percent (24%) shall be transmitted by the Tax Commission to the various counties of the state in the percentage which the population and area of each county bears to the population and area of the entire state. The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties, to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties.

3. Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to the appropriations therefrom made by the State Legislature."

Senator York moved to table the Young amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Dahl, Ford, Green, Johnson, Keller, Kilpatrick, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taylor and York.—24.

Nay: Boatner, Branch, Capps, Choate, Dawson, Dennis, Giles, Hopkins, Lamb, Landis, Leonard, Porter, Roberts, Stipe, Taliaferro, Terrill, Watson, Winn and Young.—19.

Excused: Howell, Luton, McIntyre, Moore and Wright.—5.

The Chair advised that Senator Luton, having been present in the Chamber during the vote on the tabling motion to the Young

amendment would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye 24; Nay: 20; Excused: 4.

DECLARATION OF VOTE

Senator Luton asked the record to reflect that he intended to vote "Aye" on the York tabling motion on the Young amendment to **HB 1424,** which was the order.

Senators Terrill and Taliaferro moved to amend **HB 1424,** Page 4, Line 7½, by adding a new subsection E as follows:

"The Excise tax levied by this section shall not apply in counties which border an adjoining state which has a lower excise tax on the sale of motor fuels", and on Page 6, line 15½, by adding a new subsection E to read as follows: "The excise tax levied by this section shall not apply in counties which border an adjoining state which has a lower excise tax on the sale of motor fuels.", and on Page 8, line 18½, by adding a subsection E to read as follows: "The excise tax levied by this section shall not apply in counties which border an adjoining state which has a lower excise tax on the sale of motor fuels.", and on Page 11, line 2½, by adding a new subsection E to read as follows: "The excise tax levied by this section shall not apply in counties which border an adjoining state which has a lower excise tax on the sale of motor fuels.", and on Page 13, line 2½, by adding a new subsection E to read as follows: "The excise tax levied by this section shall not apply in counties which border an adjoining state which has a lower excise tax on the sale of motor fuels."

and Amend title to conform.

Senator Taylor moved as a prior motion to advance **HB 1424,** which motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cate, Combs, Cullison, Dahl, Ford, Hopkins, Johnson, Kilpatrick, Leonard, Luton, O'Connor, Randle, Schuelein, Smith, Taylor and York.—17.

Nay: Boatner, Branch, Capps, Choate, Clifton, Dennis, Giles, Green, Keller, Lamb, Landis, McCune, McDaniel, Miller, Pierce, Porter, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn and Young.—26.

Excused: Dawson, Howell, McIntyre, Moore and Wright.—5.

Senator York moved to table the Terrill-Taliaferro amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Shedrick, Smith, Stipe, Taylor, Watson, Wright and York.—33.

Nay: Branch, Capps, Dennis, Landis, Porter, Roberts, Schuelein, Taliaferro, Terrill, Winn and Young.—11.

Excused: Dawson, Howell, McIntyre and Moore.—4.

Senator Pierce moved to amend **HB 1424,** Page 4, Line 7½, by adding a new Subsection E as follows:

"The excise tax levied by this section shall expire December 31, 1985.", and on Page 6, line 15½, by adding a new subsection E to read as follows: "The excise tax levied by this section shall expire December 31, 1985.", and on Page 8, line 18½, by adding a new subsection E to read as follows: "The excise tax levied by this section shall expire December 31, 1985.", and on Page 11, line 2½, by adding a new subsection E to

read as follows: "The excise tax levied by this section shall expire December 31, 1985.", and on page 13, line 2½, by adding a new subsection E to read as follows: "The excise tax levied by this section shall expire December 31, 1985.

and Amend title to conform.

Senator York moved to table the Pierce amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Hopkins, Johnson, Leonard, Luton, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—23.

Nay: Branch, Capps, Choate, Dennis, Ford, Giles, Green, Keller, Kilpatrick, Lamb, Landis, McCune, O'Connor, Pierce, Rhodes, Roberts, Smith, Taliaferro, Watson, Winn and Wright.—21.

Excused: Howell, McIntyre, Moore and Porter.—4.

Senator McDaniel moved to amend **HB 1424,** Page 13, Line 3, by adding a new Section 6 as follows:

"Section 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 707.2 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. In addition to the excise taxes levied on the sale of gasoline or motor fuel by the Motor Fuel Tax, Gasoline Excise Tax or Special Fuels Tax, Article 5, 6 or 7 of this Code, Sections 501 et seq, 601 et seq, 701 et seq., and by this act, there is hereby levied an additional excise tax of one cent ($0.01) on the sale of every gallon of motor fuel sold, or stored and distributed or withdrawn from storage in this state. Such tax shall be reported in and collected in the manner provided by law for reporting and collecting other tax levies on the sale or use of motor fuels.

B. The additional excise tax of one cent ($0.01) per gallon of motor fuel levied by this section shall be apportioned to the counties of this state as provided by subparagraphs (1) and (2) of paragraph (d) of Section 504 of Title 68 of the Oklahoma Statutes.

and renumber subsequent sections and amend title to conform.

Senator Lamb moved to table the McDaniel amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, McCune, O'Connor, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Terrill, Watson and York.—28.

Nay: Boatner, Dahl, Dennis, Landis, Luton, McDaniel, Miller, Roberts, Rozell, Stipe, Taliaferro, Taylor, Winn, Wright and Young.—15.

Excused: Choate, Howell, McIntyre, Moore and Porter.—5.

Senator McDaniel moved to amend **HB 1424,** Page 4, Lines 4 through 7, by striking after the word "be" on Line 4 all language through Line 7 and inserting in lieu thereof the following:

"apportioned according to the provisions of subparagraphs (1) and (2) of paragraph (d) of Section 504 of Title 68 of the Oklahoma Statutes" and on Page 6, Lines 12-15 by striking after the word "be" on line 12, all language through line 15 and inserting in lieu thereof the following: "apportioned to the various counties of the state in the percentage which the population and area of each county

bears to the population and area of the entire state. The funds shall be transmitted by the Tax Commission to the respective county treasurers and deposited by them in the county highway fund of their respective counties to be used by the county commissioners for the sole purpose of constructing and maintaining county or township highways and permanent bridges in such counties.'', and on Page 8, Lines 15-18 by striking after the world ''be'' on line 15, all language through line 18 and inserting in lieu thereof the following: ''apportioned as follows: forty percent (40%) of such sum shall be distributed to the various counties in that proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission, and the remaining sixty percent (60%) of such sum shall be distributed to the various counties on the basis which the population and area of each county bears to the total population and area of the state. The funds shall be transmitted by the Tax Commission to the respective county treasurers and deposited by them in the county highway fund of their respective counties, to be used by the county commissioners for the sole purpose of constructing and maintaining county or township highways and permanent bridges in such counties.'', and on Pages 10-11, Lines 17-18 on page 10 and lines 1-2 on page 11, by striking after the word ''be'' on page 10, line 17, all language through line 2 on page 11, and inserting in lieu thereof the following: ''apportioned to the various counties of the state in the percentage which the population and area of each county bears to the population and area of the entire state. The funds shall be transmitted by the Tax Commission to the respective county treasurers and deposited by them in the county highway fund of their respective counties to be used by the county commissioners for the sole purpose of constructing and maintaining county or township highways and permanent bridges in such counties.'', and on Pages 12-13, Lines 17-18 on page 12, and lines 1-2 on page 13, by striking after the word ''be'' on line 17 on page 12, all language through line 2 on page 13, and inserting in lieu thereof the following: ''apportioned to the various counties of the state in the percentage which the population and area of each county bears to the population and area of the entire state. The funds shall be transmitted by the Tax Commission to the respective county treasurers and deposited by them in the county highway fund of their respective counties to be used by the county commissioners for the sole purpose of constructing and maintaining county or township highways and permanent bridges in such counties.''

Senator York moved to table the McDaniel amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Luton, McCune, Miller, Randle, Rozell, Schuelein, Smith, Watson, Winn, Wright and York—24.

Nay: Boatner, Branch, Capps, Choate, Dennis, Giles, Lamb, Landis, Leonard, McDaniel, O'Connor, Pierce, Rhodes, Roberts, Shedrick, Stipe, Taliaferro, Taylor, Terrill, and Young.—20.

Excused: Howell, McIntyre, Moore and Porter.—4.

Senator Choate moved to amend **HB 1424,** Page 4, Line 7½, by adding a new subsection E to read as follows: ''E. The excise tax levied by this section shall expire October 31, 1987.'', and on Page 6, Line 15½, by adding a new subsection E to read as follows: ''The excise tax levied by this section shall expire October 31, 1987.'', and on Page 18, Line 18½, by adding a new subsection E to read as follows: ''E. The excise tax levied by this section shall expire October 31, 1987.'', and on Page 11, Line 2½, by adding a new subsection E to read as follows: ''E. The excise tax levied by this section

shall expire October 31, 1987.", and on Page 13, Line 2½, by adding a new subsection E to read as follows: "E. The excise tax levied by this section shall expire October 31, 1987." and amending the title to conform.

Senator York moved to table the Choate amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Clifton, Combs, Cullison, Dahl, Dawson, Johnson, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taylor, Winn, York and Young.—19.

Nay: Branch, Capps, Cate, Choate, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Roberts, Smith, Taliaferro, Terrill, Watson and Wright.—25.

Excused: Howell, McIntyre, Moore and Porter.—4.

Senator Choate pressed his motion to adopt his amendment, which amendment was declared failed of adoption upon roll call as follows:

Aye: Branch, Cate, Choate, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, O'Connor, Pierce, Rhodes, Roberts, Smith, Taliaferro, Watson and Wright.—22.

Nay: Boatner, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Johnson, Leonard, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Winn, York and Young.—22.

Excused: Howell, McIntyre, Moore and Porter.—4.

Senator Boatner moved to amend **HB 1424,** Page 13, Line 3, by adding new Sections 6, 7, 8, 9, 10 and 11 and amending title, to read as follows:

SECTION 6. AMENDATORY 68 O.S. 1981, Section 504, is amended to read as follows:

Section 504. Apportionment — Use of monies

The excise tax of four cents ($0.04) per gallon on gasoline that is levied by Section 502 of this Code and all penalties and interest thereon collected by the Tax Commission under such levy shall be apportioned monthly and used for the following purposes:

(a) Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to appropriations therefrom made by the State Legislature.

(b) Seventy percent (70%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

(c) Five percent (5%) shall be transmitted by the Tax Commission to the treasurers of the various incorporated cities and towns of the state in the percentage which the population, as shown by the last Federal Census bears to the total population of all the incorporated cities and towns in this state. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this state.

(d) Twenty-two percent (22%) shall be transmitted by the Tax Commission to the various counties of the state, on the following basis, to wit:

(1) Forty percent (40%) of such sum shall be distributed to the various counties in the

proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission, and

(2) **[The remaining sixty percent (60%)]** FORTY PERCENT (40%) of such sum shall be distributed to the various counties **[on]** IN the **[basis]** PROPORTION which the **[population and]** area of each county bears to the total **[population and]** area of the state.

(3) TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties, to be used by the county commissioners for the purpose of constructing and maintaining county, or township highways and permanent bridges in such counties. No part of such fund shall be used for any purpose other than the construction and maintenance of county or township highways and permanent bridges in the county receiving the fund. The said funds received by any county shall not thereafter be diverted to any other county of the state, but such funds shall be expended only under the direction and control of the board of county commissioners in the county to which said funds are apportioned. If any part of said funds is diverted for any purpose other than is provided herein, the county commissioners shall be liable on their bond for double and amount of money so diverted. Provided, that where any state or county highway has been laid out over a road already constructed in any county by the use of money raised from county or township bond issues for the purpose either alone or by the use of federal or state aid, or both, the county commissioners may set aside out of the funds apportioned to that county, as provided herein, an amount of money equal to the value of any part thereof, of the interest of such county or township, or both, so constituting a part of the State Highway System, which amount of money shall be considered by the excise board in reducing the levy for the purpose of retiring the bonded indebtedness and interest thereon of the county, or township, and shall be used for investment or deposit in the same manner as provided by law for the disposition of other sinking fund money.

Each county shall use not less than fifty (50%) percent of the monies apportioned to it for the construction, improvement or repair of highways under the provisions of this article, for the purpose of participating in or sponsoring federal projects for the building or maintenance of roads, bridges or culverts; and it shall be the mandatory duty of the county excise board to appropriate such funds for such purpose.

SECTION 7. AMENDATORY 68 O.S. 1981, Section 504.1, is amended to read as follows:

Section 504.1 Purpose of act — Apportionment of tax

This act is to provide revenue for general governmental functions of state government and for the construction and maintenance of state and county highways and bridges. The tax, including penalties and interest collected under the levy in Section 3 of this act, shall be apportioned monthly for use as follows:

1. An amount equal to the revenue, including penalties and interest thereon, accruing from four cents ($0.04) per gallon of the five and one-half cents ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and used for the following purposes:

(a) Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to appropriations therefrom made by the State Legislature.

(b) Seventy-two and three-fourths percent (72¾%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

(c) Twenty-four and one-fourth percent (24¼%) shall be transmitted by the Tax Commission to various counties of the state[**, in the percentage which the population and area of each county bears to the population and area of the entire state.**] ON THE FOLLOWING BASIS:

(1) FORTY PERCENT (40%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE COUNTY ROAD MILEAGE OF EACH COUNTY BEARS TO THE ENTIRE COUNTY ROAD MILEAGE OF THE STATE AS CERTIFIED BY THE STATE HIGHWAY COMMISSION, AND

(2) FORTY PERCENT (40%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE AREA OF EACH COUNTY BEARS TO THE TOTAL AREA OF THE STATE, AND

(3) TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties. No part of such fund shall be used for any purpose other than the construction and maintenance of county or township highways and permanent bridges in the county receiving the fund. The said funds received by any county shall not thereafter be deverted to any other county of the state, but such funds shall be expended only under the direction and control of the board of county commissioners in the county to which said funds are apportioned. If any part of said funds is diverted for any purpose other than is provided herein, the county commissioners shall be liable on their bond for double the amount of money so diverted. Provided that where any state or county highway has been laid out over a road already constructed in any county by the use of money raised from county or township bond issued for the purpose either alone or by the use of federal or state aid, or both, the county commissioners may set aside out of the funds apportioned to that county, as provided herein, an amount of money equal to the value of any part thereof, of the interest of such county or township or both, in and to such highway or highways, bridge or bridges so constituting a

part of the state highway system, which amount of money shall be considered by the excise board in reducing the levy for the purpose of retiring the bonded indebtedness and interest thereon of the county or township, and shall be used for investment or deposit in the same manner as provided by law for the disposition of other sinking fund money.

2. An amount equal to the revenue, including penalties and interest thereon, accruing from one cent ($0.01) per gallon of the five and one-half cents ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and shall be deposited in the State Treasury to the credit of the State Highway Construction and Maintenance Fund and used by the State Department of Transportation for the purpose of constructing and maintaining farm-to-market roads on the state highway system and other rural farm-to-market roads and bridges. The State Department of Transportation is authorized to enter into any arrangement or contract agreement with the federal government for the participation by the federal government in the cost of any such project.

3. An amount equal to the revenue, including penalties and interest thereon, accruing from one-half cent ($0.005) per gallon of the five and one-half cent ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and distributed as follows:

(a) Forty percent (40%) of such sum shall be distributed to the various counties in **[that]** THE proportion which the county road mileage of each county bears to the entire state road mileage as certified by the Transportation Commission, and **[the remaining sixty percent (60%)]**

(b) FORTY PERCENT (40%) of such sum shall be distributed to the various counties **[on]** IN the **[basis]** PROPORTION which the **[population and]** area of each county bears to the total **[population and]** area of the state**[.]**, AND

(c) TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers and by them deposited in the county highway fund of the respective counties, to be used by the board of county commissioners exclusively and directly for the construction and maintenance of county and township highways and permanent bridges on United States rural free delivery and contract mail routes, and school district bus routes, which have been officially designated and mapped by the respective school districts of the respective counties of the state. Provided, however, that the board of county commissioners of any county of this state shall not expend any of the funds received under the provisions of this act on any school district bus route in any district of the state receiving state aid, until such bus route has been approved by the State Board of Education unless said bus route be the same as a United States mail route, and provided further that in all counties where the county excise board of any county may find it necessary, because of insufficient revenue to maintain city and county government of such county out of the general fund, after a levy of ten (10) mills has been made for any fiscal year, the county excise board may appropriate out of any funds apportioned to such county under this act, an amount sufficient to pay the salaries of the county com-

missioners of such county for such fiscal year.

It shall be unlawful for the board of county commissioners to use such funds for any other purpose, and any commissioner violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed Five Hundred Dollars ($500.00) and imprisonment in the county jail not to exceed six (6) months, and said commissioner shall be liable on his official bond for any of said funds expended in violation of the provisions of this act.

SECTION 8. AMENDATORY 68 O.S. 1981, Section 519, is amended to read as follows:

Section 519. Apportionment and distribution of additional excise taxes

(a) An amount equal to the revenue, including interest and penalties thereon, accruing from one-half cent ($0.005) per gallon after the exemptions provided for in Sections 508 and 509 of this Code have been deducted, of the one and one-half cents ($0.015) per gallon gasoline excise tax levied by Section 516 of this Code shall be apportioned monthly and distributed as follows:

1. Forty percent (40%) of such sum shall be distributed to the various counties in that proportion, which the county road mileage of each county bears' to the entire state road mileage as certified by the Transportation Commission, and **[the remaining sixty percent (60%)]**

2. FORTY PERCENT (40%) of such sum shall be distributed to the various counties **[on]** IN the **[basis]** PROPORTION which the **[population and]** area of each county bears to the total **[population and]** area of the state**[.]**, AND

3. TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers and by them deposited in the county highway fund of the respective counties, to be used by the county commissioners exclusively and directly for the construction and maintenance of county and township highways and permanent bridges on United States rural free delivery and contract mail routes, and school district bus routes, which have been officially designated and mapped by the respective school districts of the respective counties of the state. Provided, however, that the board of county commissioners of any county of this state shall not expend any of such funds on any school district bus route in any district of the state receiving state aid, until such bus route has been approved by the State Board of Education unless said bus route be the same as a United States mail route; and provided, further, that the board of county commissioners of any county in this state shall not expend any of such funds for the purpose of purchasing or renting road machinery or equipment. Provided, further, that in all counties where the county excise board of any county may find it necessary, because of insufficient revenue to maintain city and county government of such county out of the general fund, after a levy of ten (10) mills has been made for any fiscal year, the county excise board may appropriate out of any such funds apportioned to such county an amount sufficient to pay the salaries of the county commissioners of such county for such fiscal year.

(b) It shall be unlawful for the board of county commissioners to use such funds for any other purpose, and any commissioner

violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not to exceed Five Hundred Dollars ($500.00) and imprisoned in the county jail not to exceed six (6) months; and said commissioner shall be liable on his official bond for any of said funds expended in violation of the provisions of this section.

SECTION 9. AMENDATORY 68 O.S. 1981, Section 602, is amended to read as follows:

Section 602. Purpose of article – Apportionment and use of revenues

It is hereby declared to be the purpose of this article to levy a tax on those importing gasoline into the State of Oklahoma in the fuel supply tanks of vehicles being used on the highways of this state for commercial purposes, as a just and reasonable contribution to the cost of constructing, maintaining and policing such highways incident to the use thereof by such persons, and to the end that said highway users shall pay to the State of Oklahoma an equal amount in taxes as is paid by other commercial highway users who use gasoline on which the motor fuel excise tax has been paid to this state. The revenues, including interest and penalties, collected under the provisions of this article, shall be apportioned monthly and used as follows:

(1) An amount equal to the revenue, including interest and penalties thereon, accruing from four cents ($0.04) per gallon of the five and fifty-eight one-hundredths cents ($0.0558) per gallon collected of the tax levied by this article, shall be apportioned monthly and used for the following purposes:

(a) Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to appropriations therefrom made by the Legislature.

(b) Seventy percent (70%) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

(c) Five percent (5%) shall be transmitted by the Tax Commission to the treasurers of the various incorporated cities and towns of the state in the percentage which the population, as shown by the last Federal Census, bears to the total population of all the incorporated cities and towns in this state. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this state.

(d) Twenty-two percent (22%) shall be transmitted by the Tax Commission to the various counties of the state on the following basis, to wit:

1. Forty percent (40%) of such sum shall be distributed to the various counties in that proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission, and **[the remaining sixty percent (60%)]**

2. FORTY PERCENT (40%) of such sum shall be distributed to the various counties **[on]** IN the **[basis]** PROPORTION which the **[population and]** area of each county

bears to the total **[population and]** area of the state**[.]**, AND

3. TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties, to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties. No part of such funds shall be used for any purpose other than the construction and maintenance of county or township highways and permanent bridges in the county receiving the funds. The said funds received by any county shall not thereafter be diverted by any other county of the state, but such funds shall be expended only under the direction and control of the board of county commissioners in the county to which said funds are apportioned. If any part of said funds is diverted for any purpose other than is provided herein, the county commissioners shall be liable on their bond for double the amount of money so diverted. Provided, that where any state or county highway has money raised from county or township bond issues for the purpose either alone or by the use of federal or state aid, or both, the county commissioners may set aside out of the funds apportioned to that county, as provided herein, an amount of money equal to the value of any part thereof, of the interest of such county or township, or both, in and to such highway or highways, bridge or bridges so constituting a part of the state highway system, which amount of money shall be considered by the excise board in reducing the levy for the purpose of retiring the bonded indebtedness and interest thereon of the county.

(2) An amount equal to the revenue, including interest and penalties thereon, accruing from one cent ($0.01) per gallon of the five and fifty-eight one-hundredths ($0.558) cents per gallon collected of the tax levied by this article shall be apportioned monthly and shall be deposited in the State Treasury by the State Highway Department for the purpose of constructing and maintaining farm-to-market roads on the state highway system and other farm-to-market roads. The State Highway Department is authorized to enter into any arrangement or contract agreement with the federal government for the participation by the federal government in the cost of any such project.

(3) An amount equal to the revenue including interest and penalties thereof accruing from one-half [sic] ($0.005) per gallon of the five and fifty-eight one-hundredths cents (0.0558) per gallon collected of the tax levied by this article shall be apportioned monthly and distributed as follows:

(a) Forty percent (40%) of such sum shall be distributed to the various counties in the proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission and **[the remaining sixty percent (60%)]**

(b) FORTY PERCENT of such sum shall be distributed to the various counties **[on]** IN the **[basis]** PROPORTION which the **[population and]** area of each county bears to the total **[population and]** area of the state**[.]**, AND

(c) TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers and by them deposited in the county highway fund of the respective counties, to be used by the county commissioners exclusively and directly for the construction and maintenance of county and township highways and permanent bridges on United States rural free delivery and contract mail routes, and school district bus routes, which have been officially designated and mapped by the respective school districts of the respective counties of the state. Provided, however, that the board of county commissioners of any county of this state shall not expend any of the funds received under the provisions of this article on any school district bus route in any district of the state receiving state aid, until such bus route has been approved by the State Board of Education unless said bus route be the same as a United States mail route; and provided, further, that the board of county commissioners of any county of this state shall not expend any of the funds under the provisions of this article for the purpose of purchasing or renting road machinery or equipment. Provided, further, that in all counties where the county excise board of any county may find it necessary, because of insufficient revenue to maintain city and county government of such county out of the general fund, after a levy of ten (10) mills has been made for any fiscal year, the county excise board may appropriate out of any funds apportioned to such county under this article, an amount sufficient to pay the salaries of the county commissioners of such county for such fiscal year.

(4) An amount equal to the revenue, including interest and penalties thereon, accruing from eight one-hundredths of one cent ($0.0008) per gallon of the five and fifty-eight one-hundredths cents ($0.0558) per gallon collected on the tax levied by this article shall be deposited monthly in the General Revenue Fund of the State of Oklahoma.

It is the intent of this section to apportion the revenue collected from the tax levied by this article in the manner and in the same proportion for the same purposes as the revenue collected under the motor fuel tax laws is apportioned.

SECTION 10. AMENDATORY 68 O.S. 1981, Section 602.1, is amended to read as follows:

Section 602.1 Purpose — Apportionment and use of revenues

This act is to provide revenue for general governmental functions of state government and for the construction and maintenance of state and county highways and bridges. The tax, including penalties and interest collected under the levy in Section 3 of this act, shall be apportioned monthly for use as follows:

(1) An amount equal to the revenue, including penalties and interest thereon, accruing from four cents ($0.04) per gallon of the five and one-half cents ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and used for the following purposes:

(a) Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to appropriations therefrom made by the State Legislature.

(b) Seventy-two and three-fourths percent (72¾%) shall be deposited

in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

(c) Twenty-four and one-fourth percent (24¼%) shall be transmitted by the Tax Commission to various counties of the state**[; in]** ON the **[percentage which the population and area of each county bears to the population and area of the entire state.]** THE FOLLOWING BASIS:

1. FORTY PERCENT (40%) SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE COUNTY ROAD MILEAGE OF EACH COUNTY BEARS TO THE ENTIRE COUNTY ROAD MILEAGE OF THE STATE AS CERTIFIED BY THE STATE HIGHWAY COMMISSION, AND

2. FORTY PERCENT (40%) SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE AREA OF EACH COUNTY BEARS TO THE TOTAL AREA OF THE STATE, AND

3. TWENTY PERCENT (20%) SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties. No part of such fund shall be used for any purpose other than the construction and maintenance of county or township highways and permanent bridges in the county receiving the fund. The said funds received by any county shall not thereafter be diverted to any other county of the state, but such funds shall be expended only under the direction and control of the board of county commissioners in the county to which said funds are apportioned. If any part of said funds is diverted for any purpose other than is provided therein, the county commissioners shall be liable on their bond for double the amount of money so diverted. Provided that where any state or county highway has been laid out over a road already constructed in any county by the use of money raised from county or township bond issued for the purpose either alone or by the use of federal or state aid, or both, the county commissioners may set aside out of the funds apportioned to that county, as provided herein, an amount of money equal to the value of any part thereof, of the interest of such county or township or both, in and to such highway or highways, bridge or bridges so constituting a part of the state highway system, which amount of money shall be considered by the excise board in reducing the levy for the purpose of retiring the bonded indebtedness and interest thereon of the county or township, and shall be used for investment or deposit in the same manner as provided by law for the disposition of other sinking fund money.

(2) An amount equal to the revenue, including penalties and interest thereon, accruing from one cent ($0.01) per gallon of the five and one-half cents ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and shall be deposited in the State Treasury to the

credit of the State Highway Construction and Maintenance Fund and used by the Department of Transportation for the purpose of constructing and maintaining farm-to-market roads on the state highway system and other rural farm-to-market roads and bridges. The Department of Transportation is authorized to enter into any arrangement or contract agreement with the federal government for the participation by the federal government in the cost of any such project.

(3) An amount equal to the revenue, including penalties and interest thereon, accruing from one-half cent ($0.005) per gallon of the five and one-half cent ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and distributed as follows:

(a) Forty percent (40%) of such sum shall be distributed to the various counties in that proportion which the county road mileage of each county bears to the entire state road mileage as certified by the Transportation Commission, and **[the remaining sixty percent (60%)]**

(b) FORTY PERCENT (40%) of such sum shall be distributed to the various counties **[on]** IN the **[basis]** PROPORTION which the **[population and]** area of each county bears to the total **[population and]** area of the state**[.]**, AND

(c) TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers and by them deposited in the county highway fund of the respective counties, to be used by the board of county commissioners exclusively and directly for the construction and maintenance of county and township highways and permanent bridges on United States rural free delivery and contract mail routes and school district bus routes, which have been officially designated and mapped by the respective school districts of the respective counties of the state. Provided, however, that the board of county commissioners of any county of this state shall not expend any of the funds received under the provisions of this act on any school district bus route in any district of the state receiving state aid, until such bus route has been approved by the State Board of Education unless said bus route be the same as a United States mail route, and provided further that in all counties where the county excise board of any county may find it necessary, because of insufficient revenue to maintain city and county government of such county out of the general fund, after a levy of ten (10) mills has been made for any fiscal year, the county excise board may appropriate out of any funds apportioned to such county under this act, an amount sufficient to pay the salaries of the county commissioners of such county for such fiscal year.

It shall be unlawful for the board of county commissioners to use such funds for any other purpose, and any commissioner violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed Five Hundred Dollars ($500.00) and imprisonment in the county jail not to exceed six (6) months, and said commissioner shall be liable on his official bond for any of said funds expended in violation of the provisions of this act.

SECTION 11. AMENDATORY 68 O.S. 1981, Section 704, is amended to read as follows:

Section 704. Apportionment and use of proceeds of tax.

This act is to provide revenue for general government functions of state government and for the construction and maintenance of state and county highways and bridges. The tax, including penalties and interest collected under the levy in Section 3 of this act, shall be apportioned monthly for use as follows:

(1) An amount equal to the revenue, including penalties and interest thereon, accruing from four cents (0.04) per gallon of the five and one-half cents ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and used for the following purposes:

(a) Three percent (3%) shall be paid by the Tax Commission to the State Treasurer and by him placed to the credit of the Oklahoma Tax Commission Fund to be paid out of said fund pursuant to appropriations therefrom made by the State Legislature.

(b) Seventy-two and three-fourths percent (72¾) shall be deposited in the State Depository to the credit of the State Highway Construction and Maintenance Fund and expended for the construction, repair and maintenance of state highways.

(c) Twenty-four and one-fourth percent (24¼%) shall be transmitted by the Tax Commission to the various counties of the state**[, in the percentage which the population and area of each county bears to the population and area of the entire state.]** ON THE FOLLOWING BASIS:

1. FORTY PERCENT 40%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE COUNTY ROAD MILEAGE OF EACH COUNTY BEARS TO THE ENTIRE COUNTRY ROAD MILEAGE OF THE STATE AS CERTIFIED BY THE STATE HIGHWAY COMMISSION, AND

2. FORTY PERCENT (40%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE AREA OF EACH COUNTY BEARS TO THE TOTAL AREA OF THE STATE, AND

3. TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the county highway fund of their respective counties, to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties. No part of such fund shall be used for any purpose other than the construction and maintenance of county or township highways and permanent bridges in the county receiving the fund. The said funds received by any county shall not thereafter be diverted to any other county of the state, but such funds shall be expended only under the direction and control of the board of county commissioners in the county to which said funds are apportioned. If any part of said funds is diverted for any purpose other than is provided herein, the county commissioners shall be liable on their bond for double the amount of money so diverted. Provided that where any state or county highway has been laid out over a road already constructed in any county by the use of money raised from county or township bond issued for the purpose either alone or by the use of federal or state aid, or both, the county commissioners

may set aside out of the funds apportioned to that county, as provided herein, an amount of money equal to the value of any part thereof, of the interest of such county or township or both, in and to such highway or highways, bridge or bridges so constituting a part of the State Highway System, which amount of money shall be considered by the excise board in reducing the levy for the purpose of retiring the bonded indebtedness and interest thereon of the county or township, and shall be used for investment or deposit in the same manner as provided by law for the disposition of other sinking fund money.

(2) An amount equal to the revenue, including penalties and interest thereon, accruing from one cent ($0.01) per gallon of the five and one-half cents ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and shall be deposited in the State Treasury to the credit of the State Highway Construction and Maintenance Fund and used by the State Highway Department for the purpose of constructing and maintaining farm-to-market roads on the State Highway System and other rural farm-to-market roads and bridges. The State Highway Department is authorized to enter into any arrangement or contract agreement with the federal government for the participation by the federal government in the cost of any such project.

(3) An amount equal to the revenue, including penalties and interest thereon, accruing from one-half cent ($0.005) per gallon of the five and one-half cent ($0.055) per gallon collected of the tax levied by Section 3 of this act, shall be apportioned monthly and distributed as follows:

(a) Forty percent (40%) of such sum shall be distributed to the various counties in **[that]** THE proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission, and **[the remaining sixty percent (60%)]**

(b) FORTY PERCENT (40%) of such sum shall be distributed to the various counties **[on]** IN the **[basis]** PROPORTION which the **[population and]** area of each county bears to the total **[population and]** area of the state**[.]**, AND

(c) TWENTY PERCENT (20%) OF SUCH SUM SHALL BE DISTRIBUTED TO THE VARIOUS COUNTIES IN THE PROPORTION WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE.

The funds so transmitted shall be sent to the respective county treasurers and by them deposited in the county highway fund of the respective counties, to be used by the board of county commissioners exclusively and directly for the construction and maintenance of county and township highways and permanent bridges on United States rural free delivery and contract mail routes, and school district bus routes, which have been officially designated and mapped by the respective school districts of the respective counties of the state. Provided, however, that the board of county commissioners of any county of this state shall not expend any of the funds received under the provisions of this act on any school district bus route in any district of the state receiving state aid, until such bus route has been approved by the State Board of Education unless said bus route be the same as a United States mail route, and provided further that in all counties where the county excise board of any county may find it necessary, because of insufficient revenue to maintain city and county government of such county out of the general fund, after a levy of ten (10) mills has

been made for any fiscal year, the county excise board may appropriate out of any funds apportioned to such county under this act, an amount sufficient to pay the salaries of the county commissioners of such county for such fiscal year.

It shall be unlawful for the board of county commissioners to use such funds for any other purpose, and any commissioner violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed Five Hundred Dollars ($500.00) and imprisonment in the county jail not to exceed six (6) months, and said commissioner shall be liable on his official bond for any of said funds expended in violation of the provisions of this act.''

Senator York moved to table the Boatner amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Choate, Clifton, Combs, Cullison, Ford, Hopkins, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—26.

Nay: Boatner, Branch, Capps, Dahl, Dawson, Dennis, Giles, Green, Johnson, Landis, Leonard, McIntyre, Miller, Porter, Roberts, Rozell, Stipe, Winn and Young.—19.

Excused: Howell, Moore and O'Connor.—3.

Senator York moved that **HB 1424** be advanced, which motion was declared adopted.

Senator Cullison presiding.

THIRD READING

HB 1424 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Hopkins, Johnson, Lamb, Leonard, McDaniel, McIntyre, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Taylor, Terrill, York and Young.—25.

Nay: Boatner, Branch, Dennis, Ford, Giles, Green, Keller, Kilpatrick, Landis, Luton, McCune, Pierce, Porter, Rhodes, Roberts, Smith, Stipe, Taliaferro, Watson, Winn and Wright.—21.

Excused: Howell and Moore.—2.

The bill passed.

Senators Winn, Luton and Rhodes desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 28; Nay: 18; Excused: 2.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator York moved that the vote be reconsidered whereby **HB 1424** passed and the emergency failed.

SECOND READING

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

SR 48 — Human Resources
HB 1201 — Transportation
HB 1283 — Finance
HB 1340 — Policy
HB 1441 — Judiciary
HB 1454 — Judiciary
HB 1461 — Transportation
HB 1480 — Education
HB 1545 — Education
HB 1575 — Business and Labor

HB 1582 — Law Enforcement
HB 1591 — Judiciary
HB 1592 — Finance
HB 1614 — Policy
HB 1624 — Finance
HB 1669 — General Government
HB 1678 — Business and Labor
HB 1687 — Business and Labor
HB 1727 — Policy
HB 1744 — Finance
HB 1751 — Human Resources
HB 1775 — Education
HB 1800 — Business and Labor
HB 1854 — Appropriations
HB 1875 — Judiciary
HB 1898 — Human Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1309, 1310, 1459, 1559, 1598, 1611, 1638, 1655, 1657, 1707, 1708, 1709, 1723, 1729, 1732, 1738, 1758, 1760, 1779, 1793, 1808, 1823, 1832, 1837, 1843, 1882, 1883, 1884, 1886, 1913** and **HJRs 1045, 1048** and **1054.**

HB 1309 — By McCorkell of the House and Terrill of the Senate.

An act relating to mental health; amending 43A O.S. 1981, Sections 95, 801, 802, 803, 804, 805, 806, 807, 808 and 810; providing short titles; stating purposes; defining terms; expanding the Protective Services of the Elderly Act to include incapacitated adults; requiring certain reports; providing penalties for failure to make reports; providing certain damages; providing for investigation; providing for certain protective services; providing for involuntary and emergency protective services; providing procedures for emergency protective services; providing for confidentiality of certain records and reports; enacting the Guardianship and Protective Proceedings for Incapacitated and Disabled Persons Act; providing for application of said act; providing for the employment or designation of resource officers; specifying duties of resource officers; providing for venue; applying certain rules to proceedings; providing procedures for proceedings; providing for guardians ad litem; providing for appointment of guardians; providing for certain petitions; providing for notice; providing for hearings; providing for certain orders; providing for guardianship plans and conservatorship plans; providing for termination of plans; providing for termination of guardianship; providing for temporary guardianship or conservatorship in certain circumstances; providing for removal of temporary guardianship or conservatorship; providing for compensation and reimbursement; limiting liability of certain persons; providing for certain fines and punitive damages; providing for payment or delivery of money or personal property; providing and limiting duties and powers of certain persons; authorizing certain bonds; providing for inventories; providing for title and interest in property; providing for certain transactions; providing for certain expenditures and distributions; providing procedures if a protected person dies; creating within the office of Attorney General the Office of Public Guardian and Conservator; providing for public guardians and conservators; providing for review of certain guardianships and conservatorships; eliminating provision that superintendents of certain institutions act as guardians of patients; providing for codification; repealing 58 O.S. 1981, Sections 851, 852, 853, 855, 856, 857, 858, 890.1, 890.2, 890.3, 890.4, 890.5, 890.6, 890.7, 890.8, 890.9, 890.10, 890.11 and 898.2 and 43A O.S. 1981, Section 58; providing an effective date; and declaring an emergency.

HB 1310 — By McCorkell of the House and Boatner of the Senate.

[Children — amending 10 O.S. 1981, Sections 1112 and 1123 — Youthful Offender Act — codification — repealing 10 O.S. 1981, Section 1104.2 — effective date]

HB 1459 — By Cox of the House and Roberts of the Senate.

An act relating to records; providing requirements for certain forms of identification; making certain acts unlawful; providing exceptions; providing penalties; providing for codification; and providing an effective date.

HB 1559 — By Osborne and Williamson of the House and Terrill of the Senate.

An act relating to state government; requiring state agencies to submit requisitions for insurance to the Purchasing Division of the Office of Public Affairs; providing for time limit for submission of requisition; exempting certain state agencies from time requirement; providing procedure; providing for codification; and providing an effective date.

HB 1598 — By Widener of the House and Shedrick of the Senate.

[Animals — amending five sections in Title 4 — animals for scientific or educational activities — effective date]

HB 1611 — By Holden of the House and Giles of the Senate.

An act relating to oil and gas; amending Section 7, Chapter 320, O.S.L. 1983 (52 O.S. Supp. 1983, Section 557); providing conditions for the plugging of a well; providing for deposit of certain monies; and declaring an emergency.

HB 1638 — By Combs and Davis (Frank).

An act relating to schools; amending 70 O.S. 1981, Sections 6-105 and 18-111, as amended by Section 2, Chapter 150, O.S.L. 1983 (70 O.S. Supp. 1983, Section 18-111); providing for substitute teachers; modifying employment period of certain substitute teachers; providing for teachers during certain active duty in the military; providing for average daily attendance; and modifying eligibility requirements for school attendance for certain students.

HB 1655 — By Widener of the House and Johnson of the Senate.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 751; providing for introduction of certain reports into evidence at preliminary hearings; providing for certain limitations; providing for severability; and declaring an emergency.

HB 1657 — By Lewis, Littlefield, Adair, Morgan and Whorton.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 995.2, as amended by Section 3, Chapter 256, O.S.L. 1983, and 995.10 (21 O.S. Supp. 1983, Section 995.2), which relate to bingo; increasing the amount of certain prizes; modifying definitions; prohibiting certain uses of licenses; limiting number of licenses for a location; and declaring an emergency.

HB 1707 — By Widener of the House and Capps of the Senate.

An act relating to agriculture; amending 2 O.S. 1981, Sections 1203, 1209 and 1211; modifying terms; modifying assessment upon hogs; providing for penalty; requiring certain reports; and declaring an emergency.

HB 1708 — By Hastings, Williamson, Harvey and Brewster of the House and O'Connor of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Sections 2-204, 2-206, 2-208, 2-210 and 2-401, as amended by Section 3, Chapter 12, O.S.L. 1982 (63 O.S. Supp. 1983, Section 2-401); classifying certain drugs in certain schedules; modifying certain schedules; modifying penalties; and providing an effective date.

HB 1709 — By Henry.

An act relating to civil procedure; amending 12 O.S. 1981, Section 109; providing for and expanding certain limitation of action concerning improvements to real property; and providing an effective date.

HB 1723 — By Davis (Porter), Conaghan, Williams (Penny), Pitezel and Left-

wich of the House and Watson, York and Randle of the Senate.

[Schools — amending Sections 2-101, 2-102 and 2-104 of Title 70 — school elections — repealing Sections 2-105, 2-106, 2-108 and 2-109 of Title 70 — effective date]

HB 1729 — By Davis (Frank) of the House and Watson of the Senate.

[Fees — amending Sections 152.1 and 153 of Title 28 — creating the Sheriff's Service Fund — codification — effective date]

HB 1732 — By Vanatta of the House and Young of the Senate.

An act relating to children; amending 10 O.S. 1981, Section 1116, as amended by Section 23, Chapter 312, O.S.L. 1982 (10 O.S. Supp. 1983, Section 1116); providing for certain orders of the court relating to children; allowing post conviction detention of certain children; and providing an effective date.

HB 1738 — By Twidwell.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 1454, 1455, 1458, 1463 and 1464; modifying minimum instrumentation requirements; creating Polygraph Examiners Board; providing for expense reimbursement for members of said Board; modifying minimum qualifications for registration; modifying procedures for internship licenses; modifying fees; and declaring an emergency.

HB 1758 — By Duckett of the House and Lamb of the Senate.

An act relating to amusements and sports; amending Provision No. 9, State Question No. 553, Initiative Petition No. 315 (3A O.S. Supp. 1983, Section 209); providing for certain county option elections; providing for filing with the board of county commissioners; prohibiting holding of certain elections during certain period of time; and declaring an emergency.

HB 1760 — By Duckett and Cole of the House and Roberts of the Senate.

[Mental health — Oklahoma Comprehensive Mental Health Services for the Deaf and Hearing Impaired Act — codification — effective date]

HB 1779 — By Hastings, Davis (Porter) and Duckett of the House and Wright of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 1021, 1021.2 and 1024.1; declaring certain acts to be felonies; providing a penalty; changing certain age requirements; providing for the disclosure of certain incidents by certain persons; providing for certain reports; defining certain terms; providing for codification; and providing an effective date.

HB 1793 — By Henry, Davis (Porter), Williamson, Davis (Frank) and Williams (Penny) of the House and Taylor of the Senate.

[State Government — Incentive Pay for State Employees Act — codification — operative date — emergency]

HB 1808 — By Converse of the House and Boatner of the Senate.

An act relating to intoxicating liquors; amending 37 O.S. 1981, Section 521; providing acts authorized by licensees pursuant to the Oklahoma Alcoholic Beverage Control Act; authorizing winemakers to sell wine to consumers in certain circumstances; and providing an effective date.

HB 1823 — By Kelly.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 14-103A; providing for certain limits on length and width of certain manufactured homes or industrialized housing combinations; modifying special permits for certain combinations; modifying towing unit limitations of certain combinations; limiting towing of certain combinations to daylight hours; defining terms; and providing an effective date.

HB 1832 — By Davis (Guy) and Roberts of the House and Winn and Dahl of the Senate.

[Revenue and taxation — amending seven sections in Title 68 — fees, interest, and tax stamps — emergency]

HB 1837 — By Grieser.

An act relating to agriculture; amending 2 O.S. 1981, Sections 1503, 1504, 1505, 1509 and 1510; modifying terms; providing for the selection and appointment of certain members of the Sheep and Wool Commission; requiring election by mail; authorizing a market news service; providing procedures for elections; providing for assessments and remittance; providing for referendum on continuation of assessments; providing for codification; and declaring an emergency.

HB 1843 — By Kelly.

[Crimes and punishment — amending Section 891 of Title 21 — child stealing — codification — effective date]

HB 1882 — By Widener of the House and Capps of the Senate.

[Agriculture — amending five sections in Title 2 — pesticide licenses, certificates and procedures — repealing nine sections in Title 2 — effective date]

HB 1883 — By Widener of the House and Taliaferro of the Senate.

An act relating to civil procedure; amending 12 O.S. 1981, Section 158.1; authorizing private process servers; establishing certain qualifications; providing for fees; authorizing licensing and renewal requirements; providing for notice; requiring bond; providing for hearing; requiring proof of service of process; providing for service of process for certain district courts; authorizing revocation of license; requiring certain district court clerks to keep list of private process servers; and providing an effective date.

HB 1884 — By Haney of the House and McDaniel of the Senate.

[State government — amending Sections 841.6, 841.13 and 841.15 of Title 74, and Section 325 of Title 75 — Oklahoma State Employee Bill of Rights — codification — repealing Section 841.21 of Title 74 — operative date — emergency]

HB 1886 — By Logan of the House and Dennis of the Senate.

An act relating to Oklahoma historical societies and associations; providing for the transfer of certain properties to the Oklahoma Historical Society; providing for codification; providing operative date; and declaring an emergency.

HB 1913 — By Williams (Freddye) and Whorton of the House and Cain of the Senate.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 1524; requiring the licensing of precious metal and gem dealers; providing and modifying certain requirements for issuance of license; providing for and modifying certain procedures concerning registered agents; eliminating requirement of submission of fingerprints and photograph for renewal applications; requiring the acquisition of a certain bond; providing an operative date; and declaring an emergency.

HJR 1045 — By Barker, Manar, Glover, Lewis, Thompson, Monks, Haney, Graves, Hastings, Reimer, Converse, Kelly, Sill, Harvey, Osborne, Fair, Smith (Bill), Little, Pitezel, Conaghan, Kincheloe, Whorton, Atkinson, Cole, Davis (Porter), Rieger, Clark, Koppel, Gordon, Boeckman, Williamson, Talley, Henshaw, Hill, Davis (Frank) and Kamas of the House and Howell of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 23 of Article X of the Constitution of the State of Oklahoma; providing for the calculation of certain expected revenues of

the state; providing procedures; prohibiting certain appropriations; authorizing certain appropriations for certain purposes; creating certain fund; providing ballot title; and directing filing.

HJR 1048 — By Converse of the House and Boatner of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection proposed amendments to Sections 3 and 4 of Article XXVII of the Constitution of the State of Oklahoma; providing for the regulation, control, licensing, and taxation of the manufacture, sale, distribution, possession, and transportation of alcoholic beverages; authorizing winemakers to sell wine on the premises of the winery where the wine is produced; providing ballot title; and directing filing.

HJR 1054 — By Twidwell, Peterson and Reimer of the House and Taliaferro of the Senate.

A joint resolution directing the Commissioners of the Land Office to conduct a study of gas electronic measurement systems; requiring report; directing distribution; and declaring an emergency.

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Ingraham, Sandra Jo, Task Force on Perinatal Care in Oklahoma (addendum).

CHANGE IN COMMITTEE ASSIGNMENT

Senator Kilpatrick asked unanimous consent to withdraw **SR 39** from the Business and Labor Committee and refer same to the Appropriations Committee, which was the order.

BILLS RELEASED

HBs 1567 and **1568** and **HJR 1027** were properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 6, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 7:15 p.m. to meet Tuesday, March 6, 1984, at 1:30 p.m.

Thirty-seventh Legislative Day

Tuesday, March 6, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Howell and Luton.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Howard Norton, College Church of Christ, Edmond, the guest of Senator Watson.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 37,** coauthored by Kelly, Abbott, Murphy, Morgan, Johnson (Glen) and Harbin of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 112
SB 337, coauthored by Peterson of the House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 358, 359, 372, 373, 374, 375, 377, 379, 386 and **415** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 26 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTE

Senator York pressed his motion to reconsider the vote whereby **HB 1424** passed.

Senator Schuelein moved to table, which tabling motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1567** and **1568** and **HJR 1027.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1116 — Clifton, Luton and Smith.
HB 1413 — Shedrick, Clifton and Cain.

GENERAL ORDER

HB 1494 by Blodgett of the House and Landis of the Senate was called up for consideration.

Senator Shedrick moved to amend **HB 1494,** Page 4, Line 15, by striking after the word "shown" on Line 14 and before the word "All" on Line 16 all language and on Page 5, Line 2, by striking subsection "D" and on Page 5, Line 11, by striking Section 3 and renumbering subsequent sections.

Senator Landis asked unanimous consent that **HB 1494** with the Shedrick amendment be laid over for this legislative day, which was the order.

GENERAL ORDER

HB 1458 by Mentzer, et al, of the House and Rozell of the Senate was called up for consideration.

Senator Rozell moved to amend **HB 1458,** Page 2, Line 6, by striking after the word "to" and before the word "invest" the word "may" and inserting in lieu thereof the word "shall", which amendment was declared adopted.

Senator Rozell moved that **HB 1458** be advanced, which motion was declared adopted.

THIRD READING

HB 1458 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Cate, Clifton, Dawson, Howell and Luton.—5.

The bill passed.

HB 1458 was referred for engrossment.

SECOND READING

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

HB 1309 — Judiciary
HB 1310 — Judiciary
HB 1459 — Judiciary
HB 1559 — Business and Labor
HB 1598 — Human Resources
HB 1611 — Natural Resources
HB 1638 — Education
HB 1655 — Judiciary

HB 1657 -- Law Enforcement
HB 1707 -- Agriculture
HB 1708 -- Judiciary
HB 1709 -- Judiciary
HB 1723 -- General Government
HB 1729 -- Judiciary
HB 1732 -- Judiciary
HB 1738 -- Judiciary
HB 1758 -- General Government
HB 1760 -- Business and Labor
HB 1779 -- Law Enforcement
HB 1793 -- Business and Labor
HB 1808 -- Business and Labor
HB 1823 -- Transportation
HB 1832 -- Finance
HB 1837 -- Agriculture
HB 1843 -- Law Enforcement
HB 1882 -- Agriculture
HB 1883 -- Judiciary
HB 1884 -- General Government
HB 1886 -- General Government
HB 1913 -- Business and Labor
HJR 1045 — Appropriations
HJR 1048 — Business and Labor
HJR 1054 — Natural Resources

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1028.**

HCR 1028 — By Smith (Bill), Brewster and Grieser.

A concurrent resolution memorializing Congress to enact certain legislation pertaining to meat packers; and directing distribution.

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 26.**

The above numbered enrolled resolution was referred to the Secretary of State.

COMMITTEE REPORTS

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

DO PASS:

HB 1633 — Judiciary, coauthored by Dennis (principal Senate author).
HB 1855 — Judiciary.
HJR 1008 — Judiciary.

DO PASS, as amended:

HB 1432 — Judiciary.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 7, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:00 p.m. to meet Wednesday, March 7, 1984, at 1:30 p.m.

Thirty-eighth Legislative Day

Wednesday, March 7, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Howell and Porter.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Howard Norton, College Church of Christ, Edmond, the guest of Senator Watson.

EXECUTIVE NOMINATIONS

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

Allen, Clinton "Shag", Vinita, as a member to the War Veterans Commission.

Pennington, K.E., Madill, as a member to the Wildlife Conservation Commission.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Page 325, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—41.

Excused: Cate, Howell, Luton, Porter, Randle, Taylor and Winn.—7.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1458 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SCR 37 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1494, considered on page 368 was called up for consideration.

Senator Shedrick moved adoption of her amendment, shown on page 368, which amendment was declared adopted.

Senator Landis moved that **HB 1494** be advanced, which motion was declared adopted.

THIRD READING

HB 1494 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Watson, Wright, York and Young.—37.

Nay: Combs, Cullison, Dahl, Schuelein, Taliaferro and Terrill.—6.

Excused: Cate, Howell, Luton, Porter and Winn.—5.

The bill and emergency passed.

HB 1494 was referred for engrossment.

GENERAL ORDER

HB 1647 by Holden, et al, of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1647** be advanced, which motion was declared adopted.

THIRD READING

HB 1647 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Johnson, Keller, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe and Taylor.—22.

Nay: Branch, Capps, Choate, Dahl, Giles, Green, Hopkins, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Rhodes, Taliaferro, Terrill, Watson and Wright.—19.

Excused: Cate, Howell, Pierce, Porter, Winn, York and Young.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Lamb moved that the vote be reconsidered whereby **HB 1647** failed.

Senator Combs presiding

GENERAL ORDER

HB 1648 by Holden, et al, of the House and Dawson of the Senate was called up for consideration.

Senator Stipe moved to amend **HB 1648,** Page 3, Line 14, by striking after the comma the word "or" and by striking all language on Lines 15 and 16, which amendment was declared adopted.

Senator Dawson moved that **HB 1648** be advanced, which motion was declared adopted.

THIRD READING

HB 1648 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—43.

Excused: Cate, Howell, McIntyre, Porter and Terrill.—5.

The bill passed.

HB 1648 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 112** were rejected upon motion of Senator Young, conference requested, and Senate conferees appointed as follows: Senators Young, McIntyre and Dawson.

GENERAL ORDER

HB 1632 by Mentzer, et al, of the House and Cullison of the Senate was called up for consideration.

Senators Shedrick and Landis asked to coauthor **HB 1632,** which was the order.

Senator Cullison moved that **HB 1632** be advanced, which motion was declared adopted.

THIRD READING

HB 1632 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—39.

Nay: Combs, Leonard, Rhodes and Wright.—4.

Excused: Cate, Green, Howell, McIntyre and Porter.—5

The Chair advised that Senator Green, having been present in the Chamber during the vote on **HB 1632** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 39; Nay: 5; Excused: 4.

The bill and emergency passed.

HB 1632 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 340 — Appropriations.
SB 399 — Appropriations.
HB 1438 — Law Enforcement.

DO PASS, as amended:

CS for **SB 363** — Appropriations.
CS for **SB 370** — Appropriations.
CS for **SB 371** — Appropriations.
CS for **SB 385** — Appropriations.
SB 395 — Appropriations.
SB 396 — Appropriations.
SB 397 — Appropriations.
CS for **SB 528** — Appropriations.
CS for **SJR 46** — Appropriations.
SJR 57 — Appropriations, coauthored by Lewis (principal House author).
HB 1507 — Law Enforcement.
HB 1571 — Finance.
CS for **HB 1674** — Finance.
HB 1899 — Law Enforcement.

SECOND READING

The following was read the second time and referred to the committee indicated:

HCR 1028 — Agriculture

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1487, 1520, 1526, 1530, 1533, 1535, 1538** and **1539.**

HB 1487 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Office of the Lieutenant Governor — appropriation — operative date — emergency]

HB 1520 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[State Department of Pollution Control — appropriation — operative date — emergency]

HB 1526 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Conservation Commission — appropriation — legislative intent — operative date — emergency]

HB 1530 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Board of Medicolegal Investigations — appropriation — operative date — emergency]

HB 1533 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Indian Affairs Commission — operative date — appropriation — emergency]

HB 1535 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma State Bureau of Investigation — appropriations — amending Sections 151 and 156 of Title 47 — operative date — emergency]

HB 1538 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Council on Law Enforcement Education and Training — appropriation — operative date — emergency]

HB 1539 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Alcoholic Beverage Control Board — appropriation — operative date — emergency]

The above numbered measures were read the first time.

FIRST READING

The following was introduced and read the first time:

SCR 38 — By Cain.

A concurrent resolution directing the Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority to create a Committee on Standards for Alco-

hol and Drug Professionals; requiring a procedure; providing for appointment of members, their meetings, duties and report; and providing for staff support.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 112,** and naming House conferees as follows: Haney, Cotner and McCorkell.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 347,** coauthored by Baker of the House and **SB 418.**

The above numbered measures were referred for enrollment.

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Bradley, W.D. "Bill", Elliott Manufactured Homes.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 8, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:05 p.m. to meet Thursday, March 8, 1984, at 11:00 a.m.

Thirty-ninth Legislative Day

Thursday, March 8, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—44.

Excused: Combs, Howell, Porter and Young.—4.

Senator Cullison declared a quorum present.

The prayer was offered by Kent Allen, College Church of Christ, Edmond, the guest of Senator Watson.

MOTION TO SUSPEND RULE

Senator York asked unanimous consent to extend the time on his motion to reconsider the vote whereby the emergency to **HB 1424** failed to Monday, March 12, to which request objection was heard.

Senator York moved to suspend Rule 12-24B to reconsider the vote whereby the emergency failed on **HB 1424** to Monday, which motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—32.

Nay: Boatner, Branch, Dennis, Giles, Landis, Pierce, Roberts, Stipe, Watson and Winn.—10.

Excused: Combs, Howell, McIntyre, Moore, Porter, and Young.—6.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 37.**

The above numbered enrolled resolution was referred to the Secretary of State.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1494, 1632 and **1648** were each correctly engrossed and, together with En-

grossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 347 and **418** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAs

HAs to **SB 337** were concurred in upon motion of Senator Wright.

SB 337, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Choate, Clifton, Cullison, Dahl, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Schuelein, Smith, Stipe, Taylor, Watson, Wright and York.—28.

Nay: Branch, Capps, Cate, Dawson, Dennis, Giles, Landis, Luton, Miller, Moore, Roberts, Rozell, Shedrick, Taliaferro, Terrill and Winn.—16.

Excused: Combs, Howell, Porter and Young.—4.

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 122.

GENERAL ORDER

HB 1510 by Deatherage, et al, of the House and Cate of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1510,** which was the order.

Senator Cate moved to amend **HB 1510,** Page 3, Lines 1 and 3 by striking the word "state" on Line 1 and after the word "employees" but before the semicolon by adding the following: "of the state or political subdivisions thereof;" and on Line 3 by striking the word "state" and after the word "employees" add the following: "of the state or political subdivisions thereof;", which amendment was declared adopted.

Senator Cate moved to amend **HB 1510,** Lines 13 and 14, by adding after the word "premiums" and before the word "as" the following: "and contributions" and by adding after the "3" on Line 14 the following: "and 4", which amendment was declared adopted.

Senator Cate moved to amend **HB 1510,** Page 4, Lines 2 through 5, by striking all language after the word "retired" on Line 2 through the word "Board" on Line 5 and insert in lieu thereof the following: "members or beneficiaries of any state-supported retirement system upon proper authorization given by the member or beneficiary to the board from which the member or beneficiary is currently receiving retirement benefits", which amendment was declared adopted.

Senator Schuelein moved to amend **HB 1510,** by crippling the title.

Senator Cate moved as a substitute amendment to the Schuelein amendment to amend **HB 1510,** Page 3, Lines 6 and 9 by adding before the semicolon on each of Lines 6 and 9 the following: "provided, the provider has furnished satisfactory proof to the

Director of State Finance that at least 250 such employees have expressed in writing their desire to contract for such benefit and utilize payroll deductions for the same''

Senator Schuelein moved to table the Cate substitute amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Choate, Clifton, Cullison, Dahl, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Watson, Winn and Wright.—32.

Nay: Branch, Cate, Dawson, Dennis, McDaniel, Roberts, Stipe and Terrill.—8.

Excused: Combs, Howell, Luton, McIntyre, Porter, Shedrick, York and Young.—8.

Senator Schuelein pressed his motion to adopt his amendment to cripple the title, which amendment was declared adopted.

Senator Boatner moved to amend **HB 1510,** Page 3, Line 4 by striking paragraphs 3 and 4.

Senator Roberts presiding.

Senator Cate moved to table the Boatner amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cate, Clifton, Cullison, Dahl, Dawson, Hopkins, Kilpatrick, McDaniel, McIntyre, Roberts, Rozell, Taliaferro, Taylor and Terrill.—14.

Nay: Boatner, Cain, Capps, Choate, Dennis, Ford, Green, Johnson, Lamb, Landis, Leonard, McCune, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Schuelein, Smith, Stipe, Winn, Wright and York.—24.

Excused: Branch, Combs, Giles, Howell, Keller, Luton, Porter, Shedrick, Watson and Young.—10.

Senator Boatner pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Cate moved that **HB 1510** be advanced, which motion was declared adopted.

THIRD READING

HB 1510 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—38.

Excused: Branch, Combs, Giles, Howell, Keller, Luton, Porter, Shedrick, Watson and Young.—10.

The bill and emergency passed.

HB 1510 was referred for engrossment.

GENERAL ORDER

SB 528 by Randle , et al, of the Senate and Lewis, et al, of the House was called up for consideration.

Senators Ford, Wright and Rhodes asked to coauthor **SB 528,** which was the order.

Senator Randle moved that **SB 528** be advanced, which motion was declared adopted.

THIRD READING

SB 528 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and York.—37.

Excused: Branch, Combs, Giles, Howell, Keller, Luton, Porter, Shedrick, Stipe, Watson and Young.—11.

The bill and emergency passed.

SB 528 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:
SCR 35 — Business and Labor.
SR 44 — Business and Labor.
SR 45 — General Government.
HB 1300 — Business and Labor.
HB 1437 — Transportation.
HB 1509 — Business and Labor.
HB 1551 — Business and Labor.
HB 1564 — Agriculture.
HB 1573 — General Government.
HB 1583 — General Government.
HB 1604 — Business and Labor.
HB 1639 — General Government, coauthored by Rhodes of the Senate.
HB 1844 — Transportation.
HJR 1040 — General Government.

DO PASS, as amended:
CS for **SB 360** — Appropriations.
CS for **SB 364** — Appropriations.
CS for **SB 424** — Appropriations.
HB 1460 — Judiciary.
HB 1579 — Agriculture.
HB 1586 — Business and Labor.
HB 1720 — Business and Labor.
HB 1733 — Business and Labor.
HB 1734 — Business and Labor.
HB 1756 — Transportation, coauthored by Rozell (principal Senate author).
HB 1805 — Business and Labor, coauthored by Cate of the Senate.
HB 1834 — Business and Labor.
HB 1836 — Judiciary.
HB 1846 — Transportation.
HB 1865 — Business and Labor.

SECOND READING

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

SCR 38 — Human Resources.
HB 1487 — Appropriations.
HB 1520 — Appropriations.
HB 1526 — Appropriations.
HB 1530 — Appropriations.
HB 1533 — Appropriations.
HB 1535 — Appropriations.
HB 1538 — Appropriations.
HB 1539 — Appropriations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1485, 1486, 1522, 1525** and **1532.**

HB 1485 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Joint Bill Processing Department — appropriation — operative Date — emergency]

HB 1486 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Office of the Governor — appropriation — operative date — emergency]

HB 1522 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Banking Department — appropriation — amending Section 211 of Title 6 — operative date — emergency]

HB 1525 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[State Board for Property and Casualty Rates — appropriation — amending Section 348.1 of Title 36 — operative date — emergency]

HB 1532 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma State Board of Nursing Homes — Appropriation — amending Section 330.54 of Title 63 — operative date — emergency]

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 347** and **418.**

The above numbered enrolled measures were referred to the Governor.

BILL RELEASED

SB 367 was referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 12, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 12:40 p.m. to meet Monday, March 12, 1984, at 1:30 p.m.

Fortieth Legislative Day

Monday, March 12, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Porter and Stipe.—3.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Sam Davison, Stillwater Bible Baptist Church, Stillwater, the guest of Senators Shedrick and Rhodes.

EXECUTIVE NOMINATIONS

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

Faulkner, David, Tulsa, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission.

McReynolds, Dixie, Comanche, as a member to the State Board of Electrology.

Moss, David, Tulsa, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 339
SB 351
SB 532

GENERAL ORDER

HB 1455 by Sanders and Shurden of the House and Capps, et al, of the Senate was called up for consideration.

Senator Capps moved that **HB 1455** be advanced, which motion was declared adopted.

THIRD READING

HB 1455 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Keller, Luton, Moore, Porter, Randle, Shedrick and Stipe.—7.

The bill passed.

HB 1455 was ordered withheld.

GENERAL ORDER

SB 340 by Watson of the Senate and Twidwell of the House was called up for consideration.

Senator Watson moved that **SB 340** be advanced, which motion was declared adopted.

THIRD READING

SB 340 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Luton, Moore, Porter and Stipe.—4.

The bill and emergency passed.

SB 340 was referred for engrossment.

GENERAL ORDER

SB 399 by York of the Senate and Barker of the House was called up for consideration.

Senator Randle moved that **SB 399** be advanced, which motion was declared adopted.

THIRD READING

SB 399 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—42.

Nay: O'Connor, Smith and Wright.—3.

Excused: Moore, Porter and Stipe.—3.

The bill and emergency passed.

SB 399 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator York pressed his motion to reconsider the vote whereby the emergency failed to **HB 1424,** which motion to reconsider was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—32.

Nay: Branch, Dennis, Ford, Giles, Keller, Kilpatrick, Landis, McCune, Pierce, Roberts, Smith and Watson.—12.

Excused: Cullison, Moore, Porter and Stipe.—4.

Senator York moved the passage of the emergency section to **HB 1424,** which motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—32.

Nay: Boatner, Branch, Dennis, Ford, Giles, Green, Keller, Kilpatrick, Landis, McCune, Pierce and Watson.—12.

Excused: Moore, Porter, Roberts and Stipe.—4.

The Chair advised that Senator Roberts, having been present in the Chamber during the vote on the emergency to **HB 1424,** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 32; Nay: 13; Excused 3.

The emergency passed.

HB 1424 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 367 and **528** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1510 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 337 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 360 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 360** be advanced, which motion was declared adopted.

THIRD READING

SB 360 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—41.

Nay: Choate, Landis, Smith and Young.—4.

Excused: Moore, Porter and Stipe.—3.

The bill and emergency passed.

SB 360 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 30** and **SCR 32,** coauthored by Davis (Guy) and Murphy of the House.

The above numbered measures were referred for enrollment.

GENERAL ORDER

SB 363 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 363** be advanced, which motion was declared adopted.

THIRD READING

SB 363 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Moore, O'Connor, Porter, Stipe and York—5.

The bill and emergency passed.

SB 363 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 450.**

The above numbered measure was referred for enrollment.

GENERAL ORDER

SB 364 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 364** be advanced, which motion was declared adopted.

THIRD READING

SB 364 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Smith.—1.

Excused: Moore, Porter, Stipe and York.—4.

The bill and emergency passed.

SB 364 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1458** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1648** requesting conference and naming conferees at a later date.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Cain asked unanimous consent to withdraw **SR 48** from the Human Resources Committee and refer same direct to the Calendar, which was the order.

Senator Kilpatrick presiding.

GENERAL ORDER

HB 1834 by Vaughn of the House and Rozell of the Senate was called up for consideration.

Senator Rozell moved to amend **HB 1834,** Page 4, Line 15, by deleting after the word "dispense" and before the word "occular" the word "diagnostic".

Senator Smith moved to table the Rozell amendment, which motion failed of adoption upon roll call as follows:

Aye: Cain, Clifton, Dawson, Ford, Kilpatrick, Lamb, McCune, O'Connor, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith and Wright—15.

Nay: Boatner, Branch, Capps, Cate, Choate, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, Pierce, Rozell, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—28.

Excused: Combs, Howell, Moore, Porter and Stipe.—5.

Senator Rozell pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1834,** Page 5, Line 14, by adding after the word "optometrists" and before the word "to" the word "directly", which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1834,** Page 6, Line 1, by adding after the word "change" the following: "by the Board of Examiners in Optometry".

Senator Rozell moved to table the O'Connor amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Choate, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Johnson, Keller, Luton, McDaniel, McIntyre, Miller, Pierce, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill, York and Young.—25.

Nay: Cain, Cate, Clifton, Dawson, Ford, Kilpatrick, Lamb, Landis, Leonard, McCune, O'Connor, Randle, Rhodes, Shedrick, Smith, Watson and Wright.—17.

Excused: Combs, Howell, Moore, Porter, Stipe and Winn.—6.

Senator O'Connor moved to amend **HB 1834,** Page 6, Line 9, by deleting after the word "name" and before the word "and" the words "or both", which amendment was declared adopted.

Senator Rozell moved that **HB 1834** be advanced, which motion was declared adopted.

THIRD READING

HB 1834 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill, York and Young.—31.

Nay: Cain, Cate, Clifton, Lamb, McCune, O'Connor, Randle, Smith, Watson, Winn and Wright.—11.

Excused: Combs, Howell, Moore, Porter, Shedrick and Stipe.—6.

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: 32; Nay: 10; Excused: 6.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Rozell moved that the vote be reconsidered whereby **HB 1834** and the emergency passed.

Senator Cullison presiding.

GENERAL ORDER

SB 385 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cain moved that **SB 385** be advanced, which motion was declared adopted.

THIRD READING

SB 385 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Combs, Howell, Moore, Porter, Shedrick and Stipe.—6.

The bill and emergency passed.

SB 385 was referred for engrossment.

GENERAL ORDER

SB 395 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 395** be advanced, which motion was declared adopted.

THIRD READING

SB 395 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Howell, Moore, Porter and Stipe.—4.

The bill and emergency passed.

SB 395 was referred for engrossment.

GENERAL ORDER

SB 396 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 396** be advanced, which motion was declared adopted.

THIRD READING

SB 396 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Howell, Moore, Porter and Stipe.—4.

The bill and emergency passed.

SB 396 was referred for engrossment.

GENERAL ORDER

SB 397 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 397** be advanced, which motion was declared adopted.

THIRD READING

SB 397 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Ford, Howell, Moore, Porter and Stipe.—6.

The bill and emergency passed.

SB 397 was referred for engrossment.

DECLARATION OF VOTE

Senator Watson asked that the record reflect had he been present at the time of Third Reading of **SB 528,** he would have voted "Aye", which was the order.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Schuelein asked unanimous consent to withdraw **HBs 1822** and **1898** from the Human Resources Committee and refer same to the Policy Committee, which was the order.

GENERAL ORDER

HB 1542 by Cotner of the House and Winn of the Senate was called up for consideration.

Senator Winn moved to amend **HB 1542,** by crippling the title, which amendment was declared adopted.

Senator Winn moved that **HB 1542** be advanced, which motion was declared adopted.

THIRD READING

HB 1542 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb,

Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—39.

Nay: Rhodes, Rozell, Smith and Terrill.—4.

Excused: Ford, Howell, Moore, Porter and Stipe.—5.

The bill and emergency passed.

HB 1542 was referred for engrossment.

GENERAL ORDER

HB 1636 by Cotner of the House and Winn of the Senate was called up for consideration.

Senator Winn moved that **HB 1636** be advanced, which motion was declared adopted.

THIRD READING

HB 1636 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Howell, Moore, Porter, Stipe and York.—5.

The bill passed.

HB 1636 was referred for engrossment.

GENERAL ORDER

SB 370 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 370** be advanced, which motion was declared adopted.

THIRD READING

SB 370 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Hopkins, Howell, Moore, Porter, Stipe and York.—6.

The bill and emergency passed.

SB 370 was referred for engrossment.

GENERAL ORDER

SB 371 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 371** be advanced, which motion was declared adopted.

THIRD READING

SB 371 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Howell, Moore, Porter, Stipe and York.—5.

The bill and emergency passed.

SB 371 was referred for engrossment.

GENERAL ORDER

SB 424 by Johnson of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 424** be advanced, which motion was declared adopted.

THIRD READING

SB 424 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Howell, Moore, Porter, Stipe and York.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **SB 424** passed.

GENERAL ORDER

HB 1439 by Morgan and Widener of the House and Smith of the Senate was called up for consideration.

Senator Dawson asked to coauthor **HB 1439,** which was the order.

Senator Smith moved to amend **HB 1439** by crippling the title, which amendment was declared adopted.

Senator Smith moved that **HB 1439** be advanced, which motion was declared adopted.

THIRD READING

HB 1439 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Howell, Moore, Porter, Stipe and York.—5.

The bill and emergency passed.

HB 1439 was referred for engrossment.

GENERAL ORDER

HB 1553 by Haney, et al, of the House and Dawson and McDaniel of the Senate was called up for consideration.

Senator Dawson moved that **HB 1553** be advanced, which motion was declared adopted.

THIRD READING

HB 1553 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Howell, Moore, Porter, Stipe and York.—5.

The bill passed.

HB 1553 was ordered withheld.

GENERAL ORDER

HB 1554 by Harvey of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1554** be advanced, which motion was declared adopted.

THIRD READING

HB 1554 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dawson, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Watson, Wright and Young.—32.

Nay: Branch, Dahl, Dennis, Giles, Landis, McIntyre, Miller, Pierce, Taliaferro, Terrill and Winn.—11.

Excused: Howell, Moore, Porter, Stipe and York.—5.

The bill passed.

HB 1554 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 337.**

The above numbered enrolled measure was referred to the Governor.

COMMITTEE REPORTS

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

DO PASS:

SCR 27 — Education, coauthored by Williams (Penny) (principal House author).

DO PASS, as amended:

SR 46 — General Government.
HB 1466 — Business and Labor.
HB 1472 — General Government.
CS for **HB 1651** — Natural Resources, coauthored by Capps, (principal Senate author).
HB 1691 — General Government.

HB 1721 — General Government, coauthored by Dennis (principal Senate author) and McDaniel of the Senate.

SECOND READING

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

HB 1485 — Appropriations
HB 1486 — Appropriations
HB 1522 — Appropriations
HB 1525 — Appropriations
HB 1532 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1484, 1513** and **1516.**

HB 1484 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma House of Representatives — appropriation — amending Section 292.1 of Title 74 — operative date — emergency]

HB 1513 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Secretary of the State Election Board — appropriations — operative date — emergency]

HB 1516 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Commissioners of the Land Office — appropriation — operative date — emergency]

The above numbered measures were read the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 12, 1984, of Enrolled **SBs 347** and **418.**

BILLS RELEASED

HBs 1455, 1553 and **1554** were properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 13, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:30 p.m. to meet Tuesday, March 13, 1984, at 1:30 p.m.

Forty-first Legislative Day

Tuesday, March 13, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Branch, Howell and Porter.—3.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Davison, the guest of Senators Shedrick and Rhodes.

MESSAGE FROM THE HOUSE

Advising of naming House conferees as follows: **HB 1648** — Holden, Davis (Frank) and Morgan.

GENERAL ORDER

SCR 33 by McDaniel of the Senate and Abbott of the House was called up for consideration.

Senators Cate, Dennis, Stipe, Boatner, Clifton and Leonard asked to coauthor **SCR 33** which was the order.

SCR 33 was adopted upon motion of Senator McDaniel and referred for engrossment.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 406
SB 410
SB 501
SB 505
SB 561

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1455, 1458, 1553** and **1554.**

The above numbered enrolled measures were, after fourth reading, properly signed

and ordered returned to the Honorable House.

GENERAL ORDER

SCR 35 by Giles of the Senate and Rogers of the House was called up for consideration.

SCR 35 was adopted upon motion of Senator Giles and referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1648** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Dawson, Howell and Cain.

GENERAL ORDER

SJR 46 by Shedrick of the Senate and Henry and Williams (Penny) of the House was called up for consideration.

Senator Shedrick moved to amend **SJR 46,** Page 5, Line 12, by deleting after the word "Statutes" and before the word "The" the period and inserting in lieu thereof the following language: "or any successor Statutes thereto.", which amendment was declared adopted.

Senator Shedrick moved that **SJR 46** be advanced, which motion was declared adopted.

THIRD READING

SJR 46 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—35.

Nay: Giles, Johnson, McIntyre, Miller, Moore, Rozell, Schuelein and Young.—8.

Excused: Branch, Cate, Clifton, Howell and Porter.—5.

The resolution was declared passed.

The question being, "Shall **SJR 46,** be ordered referred by the Legislature for approval or rejection at a special election, as provided in Section 1, Article 24, of the Constitution of Oklahoma, to be held throughout the state on the next statewide general election, primary election or special election, which ever occurs first?"

The vote resulted as follows:

Aye: Capps, Cullison, Dahl, McDaniel, Terrill and Watson.—6.

Nay: Boatner, Cain, Choate, Combs, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Winn, Wright, York and Young.—37.

Excused: Branch, Cate, Clifton, Howell and Porter.—5.

The Presiding Officer, in open session, declared the special election having failed to receive a constitutional two-thirds majority vote of the members elected to and constituting the Senate, failed of passage.

SJR 46 was ordered referred for engrossment.

GENERAL ORDER

HB 1720 by Monks of the House and Dahl of the Senate was called up for consideration.

Senator Dawson moved to amend **HB 1720,** Page 2, Line 18, by adding after the word "practitioner" and before the word "may" the words ", at the option of the insurer,".

Senator Dahl moved to table the Dawson amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Capps, Choate, Combs, Cullison, Dahl, Dennis, Ford, Hopkins, Johnson, Landis, McDaniel, McIntyre, Rozell, Stipe, Taliaferro, Taylor, Terrill and York.—19.

Nay: Boatner, Cate, Dawson, Giles, Green, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Watson, Winn, Wright and Young.—25.

Excused: Branch, Clifton, Howell and Porter.—4.

Senator Dawson pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Cain moved to amend **HB 1720,** Page 3, Line 3, by adding after the word "forms" on Line 3 and before the word "The" on Line 3 the following language: "and a duplicate copy of the bill has been sent to the insured.", which amendment was declared adopted.

Senator Dahl moved that **HB 1720** be advanced, which motion was declared adopted.

THIRD READING

HB 1720 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Giles and Keller.—2

Excused: Branch, Clifton, Howell and Porter.—4.

The bill and emergency passed.

HB 1720 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Rozell pressed his motion to reconsider the vote whereby **HB 1834** and the emergency passed.

Senator Boatner moved to table the Rozell motion, which tabling motion was declared adopted.

HB 1834 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Lamb pressed his motion to reconsider the vote whereby **HB 1647** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller,

Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—38.

Nay: Miller, Stipe, Wright and Young.—4.

Excused: Branch, Clifton, Dennis, Howell, McIntyre and Porter.—6.

THIRD READING

HB 1647 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—37.

Nay: Boatner, Choate, Giles, Keller, Miller, Winn and Wright.—7.

Excused: Branch, Clifton, Howell, and Porter.—4.

The bill and emergency passed.

HB 1647 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 339** were rejected upon motion of Senator Lamb, conference requested, and Senate conferees appointed as follows: Senators Lamb, Clifton and Smith.

Senator Roberts presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 340, 360, 363, 364, 370, 371, 385, 395, 396, 397 and **399** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1424, 1439, 1542 and **1636** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 450 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 30 and **32** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SJR 57 by Randle of the Senate and Lewis of the House was called up for consideration.

Senator Randle moved that **SJR 57** be advanced, which motion was declared adopted.

THIRD READING

SJR 57 was read for the third time at length.

On the question of passage of the resolution and emergency, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Giles, Keller, Landis, Smith, Stipe, and Young.—6.

Excused: Branch, Clifton, Dawson, Howell and Porter.—5.

The Chair advised that Senator Dawson, having been present in the Chamber during the vote on **SJR 57,** would be shown voting "Nay" in compliance with Rule 14-1B. the vote thereby resulted as follows: Aye: 37; Nay: 7; Excused: 4.

The resolution and emergency passed.

SJR 57 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 532** were rejected upon motion of Senator Keller, conference requested, and Senate conferees appointed as follows: Senators Keller, Clifton and Dawson.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 345** and **SJR 49.**

The above numbered measures were referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Pierce pressed his motion to reconsider the vote whereby **SB 424** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—35.

Nay: Johnson, McDaniel, Randle, Schuelein, Stipe and York.—6.

Excused: Branch, Clifton, Combs, Dawson, Howell, Porter and Terrill.—7.

The Chair advised that Senator Terrill, having been present in the Chamber during the vote on the motion to reconsider the vote on **SB 424** would be shown voting "Nay" in compliance with Rule 14-1B. the vote thereby resulted as follows: Aye: 35; Nay: 7; Excused: 6.

THIRD READING

Senator Pierce moved that the vote be reconsidered whereby **SB 424** was advanced.

Senator Kilpatrick moved to table the Pierce motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cullison, Dahl, Dennis, Hopkins, Johnson, Kilpatrick, McDaniel, McIntyre, Randle, Roberts, Schuelein, Shedrick, Stipe, Taylor, Terrill and York.—17.

Nay: Boatner, Capps, Cate, Choate, Dawson, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Rhodes, Rozell, Smith, Taliaferro, Watson, Winn, Wright and Young.—26.

Excused: Branch, Clifton, Combs, Howell and Porter.—5.

Senator Stipe asked unanimous consent to amend **SB 424** on Third Reading, to which request objection was heard.

Senator Pierce pressed his motion to reconsider the vote whereby **SB 424** was advanced, which motion failed of adoption upon roll call as follows:

Aye: Capps, Cate, Choate, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, Luton, McCune, Moore, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson, Winn, Wright and Young.—22.

Nay: Boatner, Cain, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins,

Johnson, Kilpatrick, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Stipe, Taylor, Terrill and York.—22.

Excused: Branch, Howell, Porter and Shedrick.—4.

SB 424 remains on Third Reading.

MOTION TO REREFER TO COMMITTEE

Senator Luton moved to rerefer **SR 48** to the Human Resources Committee with instructions to have an interim study.

Senator Cain moved to table the Luton motion, which tabling motion failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Capps, Combs, Dawson, Ford, Green, Kilpatrick, Moore, O'Connor, Pierce, Rozell, Smith, Taylor, Terrill, Wright and York.—17.

Nay: Cate, Choate, Clifton, Cullison, Giles, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Schuelein, Stipe, Taliaferro, Watson, Winn and Young.—25.

Excused: Branch, Dahl, Dennis, Howell, Porter and Shedrick.—6.

Senator Luton pressed his motion to rerefer **SR 48** to the Human Resources Committee, which motion was declared adopted.

THIRD READING

Senator York asked unanimous consent to adopt the following Johnson amendment to **SB 424,** Page 18, Lines 5 through 9 by deleting after the word "Act" and before the comma on Line 9 the words "or who violates any order or determination of the commissioner promulgated pursuant to the Oklahoma Occupational Health and Safety Standards Act", which was the order.

SB 424 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Dahl, Howell, O'Connor and Porter.—5.

The bill and emergency passed.

SB 424 was referred for engrossment.

GENERAL ORDER

HB 1612 by Sherrer, et al, of the House and Dennis of the Senate was called up for consideration.

Senator Dennis moved that **HB 1612** be advanced, which motion was declared adopted.

THIRD READING

HB 1612 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Giles, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—33.

Nay: Cain, Choate, Ford, Green, Leonard, McCune, Moore, O'Connor, Rhodes, Smith and Wright.—11.

Excused: Branch, Dahl, Howell and Porter.—4.

The bill and emergency passed.

HB 1612 was ordered withheld.

GENERAL ORDER

HB 1563 by Boyd and Baker of the House and Randle and Taylor of the Senate was called up for consideration.

Senator Taylor moved to amend **HB 1563,** by crippling the title, which amendment was declared adopted.

Senator Taylor moved that **HB 1563** be advanced, which motion was declared adopted.

THIRD READING

HB 1563 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Keller and Kilpatrick.—2.

Excused: Branch, Dahl, Howell and Porter.—4.

The bill passed.

HB 1563 was referred for engrossment.

DECLARATION OF VOTE

Senator O'Connor asked that the record reflect had he been present at the time of Third Reading of **SB 424,** he would have voted "Aye" on the bill and emergency, which was the order.

PENDING CONSIDERATION OF HAs

HAs to **SB 410** were rejected upon motion of Senator Terrill, conference requested, and Senate conferees to be named later.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 450.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 30** and **32.**

The above numbered enrolled resolutions were referred to the Secretary of State.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **SB 380** — Appropriations.
CS for **SB 381** — Appropriations.
CS for **SB 382** — Appropriations.
CS for **SB 383** — Appropriations.
CS for **SB 384** — Appropriations.
CS for **SB 389** — Appropriations.
CS for **SB 394** — Appropriations.
CS for **SB 398** — Appropriations.
SB 400 — Appropriations.

CS for **HB 1325** — Finance, removing Porter and substituting York as principal Senate author.

SECOND READING

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

HB 1484 — Appropriations
HB 1513 — Appropriations
HB 1516 — Appropriations

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Campbell, Walter E., Metro Beverage Company, Inc.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 13, 1984, of Enrolled **SB 337.**

BILL RELEASED

HB 1612 was properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear the Senate stand adjourned to convene Wednesday, March 14, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:25 p.m. to meet Wednesday, March 14, 1984, at 1:30 p.m.

Forty-second Legislative Day

Wednesday, March 14, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Cate, Combs, Moore, Porter and Winn.—5.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Sam Davison, Stillwater Bible Baptist Church, Stillwater, the guest of Senators Shedrick and Rhodes.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1612.**

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

GENERAL ORDER

SR 45 by McDaniel and Terrill was called up for consideration.

Senator McDaniel moved to amend **SR 45,** Page 3, Lines 9 and 10 by deleting after the word "by" on Line 9 and before the comma on Line 10 the words "April 1, 1984" and inserting the words "January 31, 1985" in lieu thereof, which amendment was declared adopted.

SR 45 was adopted upon motion of Senator McDaniel and referred for enrollment.

GENERAL ORDER

SR 46 by McDaniel, et al, of the Senate was called up for consideration.

SR 46 was adopted upon motion of Senator McDaniel and referred for enrollment.

GENERAL ORDER

HB 1460 by Brown, et al, of the House and Hopkins of the Senate was called up for consideration.

Senator Hopkins moved that **HB 1460** be advanced, which motion was declared adopted.

THIRD READING

HB 1460 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—41.

Excused: Cate, Combs, Dawson, Moore, Porter, Winn and York.—7.

The bill passed.

HB 1460 was referred for engrossment.

GENERAL ORDER

HB 1468 by Stottlemyre and Blodgett of the House and Taylor of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1468,** which was the order.

Senator O'Connor moved to amend **HB 1468,** Page 4, Line 8½, by adding a new subsection "E" as follows: "E. Those people that are active do not have to complete any continuing education".

Senator Taylor asked unanimous consent that **HB 1468** with the O'Connor amendment be laid over temporarily, which was the order.

HB 1468 remains on General Order.

GENERAL ORDER

HB 1479 by Ross, et al, of the House and Taylor, et al, of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1479,** which was the order.

Senator Taylor moved that **HB 1479** be advanced, which motion was declared adopted.

THIRD READING

HB 1479 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Cate, Combs, Moore, Porter, Stipe and Winn.—6.

The bill passed.

HB 1479 was ordered withheld.

GENERAL ORDER

HB 1475 by Johnson, et al, of the House and Roberts, et al, of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1475,** which was the order.

Senator Roberts moved that **HB 1475** be advanced, which motion was declared adopted.

THIRD READING

HB 1475 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—41.

Excused: Cate, Combs, Moore, Porter, Stipe, Winn and York.—7.

The bill passed.

HB 1475 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 339 — Reimer, Sanders and Duke
SB 410 — Lewis, Thompson and Mitchell
SB 532 — Henry, Sanders and Hobson

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 424, SJRs 46 and **57** and **SCRs 33** and **35** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1563, 1647, 1720 and **1834** were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SB 345 and **SJR 49** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1599 by Abbott, et al, of the House and Roberts and McDaniel of the Senate was called up for consideration.

Senators Young, Branch, Capps, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, McCune, McIntyre, Moore, O'Connor, Pierce, Rhodes, Rozell and Terrill moved to amend **HB 1599,** by striking the word "proposed" on Page 2, Line 7 and by inserting after the word "projects" and before the word "into" on Page 2, Line 7, the following language: "constructed or under construction as of May 1, 1984."

Senator McDaniel moved to table the Young, et al, amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Capps, Clifton, Cullison, Dennis, Landis, McDaniel, Miller, Roberts, Stipe, Taliaferro and Watson.—13.

Nay: Branch, Choate, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Terrill, Wright and Young.—28.

Excused: Cate, Combs, Moore, Porter, Taylor, Winn and York.—7.

Senator Young pressed his motion to adopt his amendment, which amendment

was declared adopted upon roll call as follows:

Aye: Branch, Choate, Clifton, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Taylor, Terrill, Wright and Young.—30.

Nay: Boatner, Cain, Capps, Dennis, Landis, McDaniel, Miller, Roberts, Rozell, Stipe, Taliaferro and Watson.—12.

Excused: Cate, Combs, Moore, Porter, Winn and York.—6.

Senator Roberts moved that **HB 1599** be advanced, which motion was declared adopted.

THIRD READING

HB 1599 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—42.

Excused: Cate, Combs, Moore, Porter, Winn and York.—6.

The bill and emergency passed.

HB 1599 was referred for engrossment.

Senator McDaniel presiding.

GENERAL ORDER

HB 1586 by Morgan of the House and Dawson and Smith of the Senate was called up for consideration.

Senator Dawson moved to amend **HB 1586,** Page 5, Line 9, by adding after the word "purposes" and before the period the following language: ", or to any location utilized by the same person, firm or corporation for a sale as described in the first sentence of this subparagraph on more than two (2) occasions during any calendar year", which amendment was withdrawn upon the unanimous consent request of Senator Dawson.

Senator Dawson moved that **HB 1586** be advanced, which motion was declared adopted.

THIRD READING

HB 1586 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Nay: Boatner.—1.

Excused: Cate, Combs, McIntyre, Moore, Porter and Winn.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **HB 1586** passed.

GENERAL ORDER

HB 1836 by Duke, et al of the House and Roberts of the Senate was called up for consideration.

Senator Roberts moved that **HB 1836** be advanced, which motion was declared adopted.

THIRD READING

HB 1836 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—39.

Nay: Howell, Keller and Wright.—3.

Excused: Cate, Combs, McIntyre, Moore, Porter and Winn.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Keller moved that the vote be reconsidered whereby **HB 1836** passed.

GENERAL ORDER

HB 1855 by Duke of the House and Roberts of the Senate was called up for consideration.

Senator Roberts moved that **HB 1855** be advanced, which motion was declared adopted.

THIRD READING

HB 1855 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—38.

Nay: Howell, Schuelein and Young.—3.

Excused: Cate, Combs, McIntyre, Moore, Porter, Smith and Winn.—7.

The bill passed.

HB 1855 was ordered withheld.

GENERAL ORDER

HB 1468 was considered further.

Senator O'Connor asked unanimous consent, to withdraw his amendment read previously to Page 4, Line 8½ to **HB 1468,** which was the order.

Senator O'Connor moved to amend **HB 1468,** Page 2, Line 2, by striking after the word "of" the words "renewal or" and on Page 2, Line 10, by adding after the second word "licensee" and before the word "shall" the following: "seeking to have his license reactivated" and on Page 4, Lines 2 and 3, by striking the words "issue a renewal license or".

Senator Luton moved to table the O'Connor amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Capps, Clifton, Cullison, Dahl, Giles, Green, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson and York.—28.

Nay: Boatner, Branch, Cain, Choate, Dennis, Ford, Keller, O'Connor, Pierce, Rhodes, Rozell, Wright and Young.—13.

Excused: Cate, Combs, Dawson, Hopkins, Moore, Porter and Winn.—7.

Senator Taylor moved that **HB 1468** be advanced, which motion was declared adopted.

Senator Roberts presiding.

THIRD READING

HB 1468 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Nay: Branch and Pierce.—2.

Excused: Cate, Combs, Moore, Porter and Winn.—5.

The bill and emergency passed.

HB 1468 was ordered withheld.

PENDING CONSIDERATION OF HAs

HAs to **SB 501** were rejected upon motion of Senator Cullison, conference requested, and Senate conferees appointed as follows: Senators Cullison, Roberts and Taliaferro.

PENDING CONSIDERATION OF HAs

HAs to **SB 505** were rejected upon motion of Senator Cullison, conference requested, and Senate conferees appointed as follows: Senators Cullison, Roberts and Taliaferro.

PENDING CONSIDERATION OF HAs

HAs to **SB 561** were rejected upon motion of Senator Cullison, conference requested, and Senate conferees appointed as follows: Senators Cullison, Rozell and Miller.

GENERAL ORDER

HB 1564 by Boeckman, et al, of the House and Leonard and Lamb of the Senate was called up for consideration.

Senator Leonard moved that **HB 1564** be advanced, which motion was declared adopted.

THIRD READING

HB 1564 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Cate, Combs, Moore, Pierce, Porter and Winn.—6.

The bill passed.

HB 1564 was ordered withheld.

GENERAL ORDER

HB 1756 by Duckett, et al, of the House and Rozell of the Senate was called up for consideration.

Senators Capps and Taliaferro asked to coauthor **HB 1756,** which was the order.

Senator Rozell moved that **HB 1756** be advanced, which motion was declared adopted.

THIRD READING

HB 1756 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Nay: Branch.—1.

Excused: Cate, Combs, Moore, Porter and Winn.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Rozell moved that the vote be reconsidered whereby **HB 1756** passed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 480.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 345.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 49.**

The above numbered enrolled measure was transmitted to the Secretary of State.

GENERAL ORDER

HB 1899 by Hooper, et al, of the House and Johnson of the Senate was called up for consideration.

Senator Terrill moved to amend **HB 1899,** Page 3, Line 2, by striking Section 2 and renumbering subsequent sections, which amendment was declared adopted.

Senator Johnson asked unanimous consent that **HB 1899** be laid over for this legislative day, which was the order.

HB 1899 remains on General Order.

COMMITTEE REPORTS

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

DO PASS:

HB 1244 — Finance.
HB 1463 — General Government, coauthored by Capps (principal Senate author).

HB 1565 — General Government, coauthored by Taliaferro (principal Senate author).
HB 1592 — Finance, coauthored by Clifton (principal Senate author).
HB 1624 — Finance.
HB 1771 — Finance.
HB 1845 — General Government, coauthored by Miller (principal Senate author).
HB 1911 — Finance.

DO PASS, as amended:

CS for **SB 361** — Appropriations.
CS for **SB 362** — Appropriations.
CS for **SB 366** — Appropriations.
CS for **SB 368** — Appropriations.
HB 1316 — Finance, coauthored by Capps (principal Senate author).
HB 1606 — General Government.
HB 1767 — Finance, coauthored by Rhodes, Ford and McIntyre of the Senate.
HB 1791 — Finance.
HB 1816 — Finance.
HB 1863 — Finance, coauthored by Winn (principal Senate author).
HB 1869 — Finance.
HB 1884 — General Government.

FIRST READING

The following were introduced and read the first time:

SCR 39 — By Taylor.
A concurrent resolution expressing legislative intent that boards of county commissioners and municipalities are authorized to appropriate federal revenue sharing funds to certified sheltered workshops for disabled persons; and directing distribution.

SR 49 — By Howell.
A resolution designating the Indian Chief and Thunderbird insignias of the Oklahoma Military Department as state insignias; commending the Oklahoma Military Department; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1518, 1529** and **1537.**

HB 1518 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Oklahoma Board of Private Schools — appropriation — operative — emergency]

HB 1529 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Department of Mental Health — appropriation — amending Section 112 of Title 43A — codification — operative date — emergency]

HB 1537 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Oklahoma State Bureau of Narcotics and Dangerous Drugs Control — amending Section 2-303 of Title 63 — appropriations — operative date — emergency]

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1031.**

HCR 1031 — By Baker, Abbott, Adair, Anderson, Atkinson, Barker, Benson, Blodgett, Boeckman, Boyd, Brewster, Brown, Caldwell, Clark, Cole, Combs, Conaghan, Converse, Cotner, Cox, Craighead, Davis (Frank), Davis (Guy), Davis (Porter), Denman, Duckett, Duke, Fair, Formby, Fried, Garrison, Gish, Glover, Gordon, Graves, Gray, Grieser, Hale, Hall, Hamilton, Haney, Harbin, Harris, Harvey, Hastings, Henry, Henshaw, Hill, Hobson, Holden, Holt, Hooper, Johnson (Don), Johnson (Glen), Joiner, Kamas, Kelly, Kincheloe, Koppel,

Lancaster, Lawter, Leftwich, Lewis, Little, Littlefield, Logan, Manar, McCorkell, Mentzer, Mitchell, Monks, Morgan, Murphy, Osborne, Peterson, Pitezel, Reimer, Rieger, Riggs, Roberts, Rogers, Ross, Sanders, Sherrer, Shurden, Sill, Smith (Bill), Smith (Jerry), Stottlemyre, Talley, Thompson, Twidwell, Vanatta, Vaughn, Virtue, Whorton, Widener, Williams (Freddye), Williams (Penny), Williamson and Willis of the House and Terrill of the Senate.

A concurrent resolution expressing legislative intent that the week of March 11 through 17, 1984, be proclaimed Girl Scout Week in Oklahoma.

The above numbered measure was read the first time.

BILLS RELEASED

HBs 1468, 1475, 1479, 1564 and **1855** were properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 15, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:25 p.m. to meet Thursday, March 15, 1984, at 1:30 p.m.

Forty-third Legislative Day

Thursday, March 15, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—9.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Sam Davison, Stillwater Bible Baptist Church, Stillwater, the guest of Senators Shedrick and Rhodes.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 31,** coauthored by all members of the House.

The above numbered measure was referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1468, 1475, 1564** and **1855.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1651 by Johnson (Don) and Rogers of the House and Capps of the Senate was called up for consideration.

Senator Capps moved to amend **HB 1651,** Page 15, Line 3, by inserting after the word "new" and before the word "disposal" the word "commercial", which amendment was declared adopted.

Senator Winn moved to amend **HB 1651,** Page 15, Line 3, by inserting after the added word "commercial" and before the word "disposal" the words "or injection well", which amendment was declared adopted.

Senator Capps moved that **HB 1651** be advanced, which motion was declared adopted.

THIRD READING

Senator Kilpatrick asked unanimous consent to amend **HB 1651** by crippling the title, which was the order.

HB 1651 was read for the third time at length.

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

Aye: Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Leonard, McCune, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Stipe, Taliaferro and Taylor.—25.

Nay: Boatner, Branch, Combs, Keller, Lamb, Luton, McDaniel, Rhodes, Watson, Winn, Wright, York and Young.—13.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick, Smith and Terrill.—10.

The bill passed.

The emergency failed.

HB 1651 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs,** requesting conference and naming conferees as follows:

HB 1542 — Cotner, Benson and Johnson (Glen).
HB 1563 — Boyd, Baker and Logan.
HB 1636 — Cotner, Benson and Johnson (Glen).
HB 1647 — Holden, Morgan and Davis (Frank).

GENERAL ORDER

SB 361 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 361** be advanced, which motion was declared adopted.

THIRD READING

SB 361 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—38.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick, Smith and Terrill.—10.

The bill and emergency passed.

SB 361 was referred for engrossment.

GENERAL ORDER

SB 366 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 366** be advanced, which motion was declared adopted.

THIRD READING

SB 366 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taylor, Watson, Winn, Wright, York and Young.—36.

Nay: Choate.—1.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick, Smith, Taliaferro and Terrill.—11.

The bill and emergency passed.

SB 366 was referred for engrossment.

GENERAL ORDER

SB 362 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 362** be advanced, which motion was declared adopted.

THIRD READING

SB 362 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—9.

The bill and emergency passed.

SB 362 was referred for engrossment.

SECOND READING — DIRECT TO CALENDAR

Senator Terrill asked unanimous consent to suspend Rule 5-4 and refer **HCR 1031** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1031 by Baker, et al of the House and Terrill of the Senate was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **HCR 1031** which was the order.

HCR 1031 was adopted upon motion of Senator Terrill, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 380 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 380** be advanced, which motion was declared adopted.

THIRD READING

SB 380 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and York.—37.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick, Smith, Terrill and Young.—11.

The bill and emergency passed.

SB 380 was referred for engrossment.

DECLARATION OF VOTE

Senator Young asked that the record reflect had he been present at the time of Third Reading of **SB 380,** he would have voted "Aye" on the bill and emergency, which was the order.

GENERAL ORDER

SB 381 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 381** be advanced, which motion was declared adopted.

THIRD READING

SB 381 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—38.

Nay: Wright.—1.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—9.

The bill and emergency passed.

SB 381 was referred for engrossment.

GENERAL ORDER

SB 382 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 382** be advanced, which motion was declared adopted.

THIRD READING

SB 382 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Cate, Howell, Kilpatrick, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—10.

The bill and emergency passed.

SB 382 was referred for engrossment.

GENERAL ORDER

SB 383 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Kilpatrick moved that **SB 383** be advanced, which motion was declared adopted.

THIRD READING

SB 383 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—9.

The bill and emergency passed.

SB 383 was referred for engrossment.

GENERAL ORDER

SB 384 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cain moved that **SB 384** be advanced, which motion was declared adopted.

THIRD READING

SB 384 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—9.

The bill and emergency passed.

SB 384 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1460 and **1599** were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SB 480 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 45 and **46** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 389 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cain moved that **SB 389** be advanced, which motion was declared adopted.

THIRD READING

SB 389 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—35.

Nay: Branch, Roberts, Terrill and Winn.—4.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—9.

The bill and emergency passed.

SB 389 was referred for engrossment.

GENERAL ORDER

SB 394 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 394** be advanced, which motion was declared adopted.

THIRD READING

SB 394 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Cate, Dawson, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—10.

The bill and emergency passed.

SB 394 was referred for engrossment.

GENERAL ORDER

SB 398 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Randle moved that **SB 398** be advanced, which motion was declared adopted.

THIRD READING

SB 398 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—32.

Nay: Branch, Choate, Giles, Rhodes, Wright and Young.—6.

Excused: Cate, Dennis, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—10.

The bill and emergency passed.

SB 398 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1494** and **1834,** as amended.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs,** and naming House conferees as follows:

SB 501 — Lewis, Haney and Vanatta.
SB 505 — Lewis, Haney and Vanatta.

GENERAL ORDER

HB 1571 by Sanders of the House and Winn of the Senate was called up for consideration.

Senator Winn moved that **HB 1571** be advanced, which motion was declared adopted.

THIRD READING

HB 1571 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Cate, Ford, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick and Smith.—10.

The bill passed.

HB 1571 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 480.**

The above numbered enrolled measure was referred to the Governor.

Senator Roberts presiding.

GENERAL ORDER

HB 1899, considered and amended on Page 409, was considered further.

Senator Johnson moved that **HB 1899** be advanced, which motion was declared adopted.

THIRD READING

Senator Luton moved that **HB 1899** be set on Special Order, Tuesday, March 20, 1984, at 1:30 p.m.

The Chair advised the Senate that there was no provision in the Senate Rules for a motion to set a measure on Special Order; however, Jefferson's Manual, Section 717, does provide for such a motion with the requirement of a two-thirds vote, thereby ruling the Luton motion in order.

Senator Luton pressed his motion to set **HB 1899** on Special Order, Tuesday, March 20, which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Schuelein, Taliaferro, Taylor, Terrill, Watson and Winn.—28.

Nay: Branch, Capps, Choate, Clifton, Johnson, Lamb, Rozell, Wright, York and Young.—10.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick, Smith and Stipe.—10.

HB 1899 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Capps, Choate, Clifton, Ford, Giles, Hopkins, Johnson, Keller, Lamb, McCune, Rhodes, Rozell, Schuelein, Taliaferro, Watson, Winn, Wright, and Young.—19.

Nay: Boatner, Cain, Combs, Cullison, Dahl, Dawson, Dennis, Green, Kilpatrick, Leonard, Luton, McDaniel, Miller, O'Connor, Randle, Roberts, Taylor, Terrill and York—19.

Excused: Cate, Howell, Landis, McIntyre, Moore, Pierce, Porter, Shedrick, Smith and Stipe.—10.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Johnson moved that the vote be reconsidered whereby **HB 1899** failed.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 333, coauthored by Baker of the House
SB 355, coauthored by Glover of the House
SB 477

COMMITTEE REPORTS

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

DO PASS:

HB 1201 — Transportation, coauthored by Cate (principal Senate author).
HB 1309 — Judiciary.
HB 1454 — Judiciary, coauthored by Leonard (principal Senate author).
HB 1559 — Business and Labor.
HB 1569 — Law Enforcement.
HB 1591 — Judiciary, coauthored by Leonard (principal Senate author)
HB 1666 — Transportation.
HB 1701 — Business and Labor, coauthored by Shedrick (principal Senate author) and Dawson of the Senate.
HB 1702 — Law Enforcement.
HB 1707 — Agriculture.
HB 1708 — Judiciary.
HB 1716 — Judiciary, coauthored by McDaniel (principal Senate author).
HB 1779 — Law Enforcement.
HB 1800 — Business and Labor, coauthored by Clifton (principal Senate author).
HB 1909 — Business and Labor.
HB 1913 — Business and Labor.
HCR 1028 — Agriculture, coauthored by Landis (principal Senate author) and Capps, Taliaferro and Schuelein of the Senate.

DO PASS, as amended:

CS for **SB 365** — Appropriations.
CS for **SB 390** — Appropriations.
CS for **SB 401** — Appropriations.
CS for **HB 1102** — Judiciary.
HB 1133 — Judiciary.
CS for **HB 1283** — Finance.
CS for **HB 1310** — Judiciary.
HB 1461 — Transportation, coauthored by Pitezel of the House.
HB 1470 — Law Enforcement.
HB 1482 — Judiciary.
HB 1500 — Law Enforcement.
CS for **HB 1555** — Law Enforcement.
HB 1582 — Law Enforcement.
HB 1594 — Law Enforcement.
HB 1655 — Judiciary
HB 1658 — Standards and Ethics.
HB 1678 — Business and Labor.

HB 1681 — General Government.
HB 1687 — Business and Labor.
HB 1718 — Judiciary, coauthored by Dawson (principal Senate author).
HB 1729 — Judiciary.
HB 1744 — Finance, substituting Roberts as principal Senate author and leaving Winn as coauthor.
HB 1754 — Business and Labor.
HB 1773 — Judiciary, coauthored by Combs of the Senate.
HB 1793 — Business and Labor.
HB 1821 — Business and Labor, coauthored by Clifton (principal Senate author).
HB 1823 — Transportation, coauthored by Roberts (principal Senate author).
CS for **HB 1829** — Judiciary.
HB 1832 — Finance.
HB 1852 — Judiciary, coauthored by Lamb of the Senate.
HB 1873 — Finance.
HB 1883 — Judiciary.
CS for **HB 1914** — Law Enforcement, coauthored by Hopkins of the Senate.

SECOND READING

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

SCR 39 — Human Resources
SR 49 — General Government
HB 1518 — Appropriations
HB 1529 — Appropriations
HB 1537 — Appropriations

FIRST READING

The following was introduced and read the first time:

SCR 40 — By Randle.
A concurrent resolution expressing legislative intent on allocating certain portion of state ceiling of qualified mortgage bonds to the Tulsa County Home Finance Authority and the Oklahoma County Housing Agency; that remainder of such state ceiling shall be allocated to the Oklahoma Housing Finance Agency; that qualified mortgage bonds may be issued; that qualified mortgage bonds may be acceptable collateral for state funds; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1492, 1512, 1517** and **1531.**

HB 1492 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Office of Personnel Management — appropriation — operative date — emergency]

HB 1512 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Ethics and Merit Commission — appropriation — operative date — emergency]

HB 1517 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Oklahoma Educational Television Authority — appropriation — operative date — emergency]

HB 1531 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Oklahoma Health Planning Commission — appropriation — amending four sections in Title 63 — operative date — emergency]

The above numbered measures were read the first time.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 19, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:10 p.m. to meet Monday, March 19, 1984, at 1:30 p.m.

Forty-fourth Legislative Day

Monday, March 19, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Cate, Dawson and Porter.—3.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Bill Flores, First Baptist Church, Ratliff City, the guest of Senator Roberts.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1479, 1494** and **1834.**

The above numbered enrolled measures 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 1031.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 365 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator McDaniel moved that **SB 365** be advanced, which motion was declared adopted.

THIRD READING

SB 365 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis,

Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Cate, Combs, Dawson, Kilpatrick, Luton, Porter and York.—7.

The bill and emergency passed.

SB 365 was referred for engrossment.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 433
SB 448

DECLARATION OF VOTE

Senator Landis asked that the record reflect had he been present at the time of Third Reading, he would have voted "Aye" on the following bills, which was the order: **SBs 361, 362, 366, 380, 381, 382, 383, 384, 389, 394** and **398** and **HBs 1571, 1651** and **1899.**

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1632** and **1720,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1599,** requesting conference and naming conferees as follows: Abbott, Kelly and Duke.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 561,** and naming House conferees as follows: Hale, Twidwell and Duke.

GENERAL ORDER

HB 1463 by Grieser of the House and Capps of the Senate was called up for consideration.

Senator Capps moved that **HB 1463** be advanced, which motion was declared adopted.

THIRD READING

HB 1463 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Watson, Winn and York.—33.

Nay: Choate, Howell, Keller, Lamb, Luton, McIntyre, Moore, Shedrick, Stipe, Terrill, Wright and Young.—12.

Excused: Cate, Dawson and Porter.—3.

The bill passed.

HB 1463 was ordered withheld.

GENERAL ORDER

SB 368 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved to amend **SB 368,** Page 1, Line 5, by deleting after the word "of" on Line 5 and before the comma on Page 2, Line 1, all language and inserting in lieu thereof the number "Six Hundred Eighty-four Million Six Hundred Seventy-two Thousand Three Hundred Twenty-seven Dollars ($684,672,327.00)" and

On page 5, line 1, by deleting after the word "Programs" the figure "115,949.00" and inserting in lieu thereof the figure "111,038.00"; and

On page 5, line 7, by deleting after the word "TOTAL" the figure "$685,999,274.00" and inserting in lieu thereof the figure "$685,994,363.00"; and

On page 38, lines 7, and 8, by deleting after the period (.) on line 7 and before the word "shall" on line 8 all language and inserting in lieu thereof the number "Sixty-six Thousand Six Hundred Thirty-nine Dollars ($66,639.00)"; and

On page 38, lines 14 and 15, by deleting after the period (.) on line 14 and before the word "shall" on line 15, all language and inserting in lieu thereof the number "Forty-four Thousand Three Hundred Ninety-nine Dollars ($44,399.00)". which amendment was declared adopted.

Senator Shedrick asked unanimous consent that **SB 368** be laid over for this legislative day, which was the order.

SB 368 remains on General Order.

GENERAL ORDER

HB 1565 by Brown, et al, of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1565** be advanced, which motion was declared adopted.

THIRD READING

HB 1565 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Dahl, Dennis, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, O'Connor, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York—30.

Nay: Boatner, Cullison, Ford, Howell, Keller, Luton, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell and Young.—14.

Excused: Cate, Dawson, Porter and Watson.—4.

The bill passed.

Senators Roberts and Luton desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 12; Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Howell moved that the vote be reconsidered whereby **HB 1565** passed.

President Pro Tempore York presiding.

GENERAL ORDER

HB 1691 by Clark, et al, of the House and Randle of the Senate was called up for consideration.

Senator Randle moved that **HB 1691** be advanced, which motion was declared adopted.

THIRD READING

HB 1691 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, How-

ell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Cate, Dawson and Porter.—3.

The bill and emergency passed.

HB 1691 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 361, 362, 366, 380, 381, 382, 383, 384, 389, 394 and **398** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1571 and **1651** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SCR 31 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1438 by Manar and Duckett of the House and Johnson of the Senate was called up for consideration.

Senators Taliaferro and Capps asked to coauthor **HB 1438,** which was the order.

Senator Johnson moved that **HB 1438** be advanced, which motion was declared adopted.

THIRD READING

HB 1438 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Cate, Clifton, Dawson and Porter.—4.

The bill passed.

HB 1438 was ordered withheld.

PENDING CONSIDERATION OF HAs

HAs to **SB 477** were rejected upon motion of Senator Smith, conference requested, and Senate conferees appointed as follows: Senators Smith, Leonard and Dawson.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 44.**

The above numbered measure was referred for enrollment.

GENERAL ORDER

SB 390 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 390** be advanced, which motion was declared adopted.

THIRD READING

SB 390 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Cullison, Dahl, Howell, Johnson, Kilpatrick, Landis, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Rhodes, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—28.

Nay: Branch, Choate, Dennis, Ford, Giles, Green, Hopkins, Keller, Lamb, Leonard, Moore, O'Connor, Pierce, Roberts, Smith and Watson.—16.

Excused: Cate, Dawson, Porter and Shedrick.—4.

The bill passed.

Senators Dennis and Giles desired to vote Aye on the emergency and Senator Stipe desired to vote Nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 29; Nay: 15; Excused: 4.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **SB 390** passed and the emergency failed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 31.**

The above numbered enrolled resolution was referred to the Secretary of State.

GENERAL ORDER

HB 1472 by Holt and Conaghan of the House and O'Connor of the Senate was called up for consideration.

Senator O'Connor moved that **HB 1472** be advanced, which motion was declared adopted.

THIRD READING

HB 1472 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—39.

Nay: Rozell, Stipe and Terrill.—3.

Excused: Boatner, Cate, Dawson, McIntyre, Porter and Shedrick.—6.

The bill and emergency passed.

HB 1472 was referred for engrossment.

GENERAL ORDER

HB 1466 by Lawter of the House and Clifton of the Senate was called up for consideration.

Senator Clifton moved to amend **HB 1466,** by crippling the title, which amendment was declared adopted.

Senator Clifton moved that **HB 1466** be advanced, which motion was declared adopted.

THIRD READING

HB 1466 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Stipe.—1.

Excused: Cate, Dawson, Kilpatrick, McIntyre, Pierce, Porter and Shedrick.—7.

The Chair advised that Senator Pierce, having been present in the Chamber during the vote on **HB 1466,** would be shown voting "Nay" in compliance with Rule 14-1B. the vote thereby resulted as follows: Aye: 40; Nay: 2; Excused: 6.

The bill passed.

HB 1466 was referred for engrossment.

GENERAL ORDER

HB 1559 by Osborne and Williamson of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved that **HB 1559** be advanced, which motion was declared adopted.

THIRD READING

HB 1559 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Cate, Dawson, Porter and Shedrick.—4.

The bill passed.

HB 1559 was ordered withheld.

GENERAL ORDER

HB 1702 by Henry and Davis (Porter) of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved that **HB 1702** be advanced, which motion was declared adopted.

THIRD READING

HB 1702 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Cate, Dawson, Kilpatrick, Porter and Shedrick.—5.

The Chair advised that Senator Kilpatrick, having been present in the Chamber during

the vote on **HB 1702,** would be shown voting "Nay" in compliance with Rule 14-1B. the vote thereby resulted as follows: Aye: 43; Nay: 1; Excused: 4.

The bill passed.

HB 1702 was ordered withheld.

GENERAL ORDER

HB 1509 by Leftwich of the House and Clifton of the Senate was called up for consideration.

Senator Clifton moved that **HB 1509** be advanced, which motion was declared adopted.

THIRD READING

HB 1509 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Nay: Combs.—1.

Excused: Cate, Dawson, Porter, Shedrick and Young.—5.

The bill and emergency passed.

HB 1509 was ordered withheld.

GENERAL ORDER

HB 1573 by Riggs of the House and Cullison of the Senate was called up for consideration.

Senator Cullison moved that **HB 1573** be advanced, which motion was declared adopted.

THIRD READING

HB 1573 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Cate, Dawson, Landis, Porter and Shedrick.—5.

The bill and emergency passed.

HB 1573 was ordered withheld.

GENERAL ORDER

HB 1583 by Anderson of the House and Landis of the Senate was called up for consideration.

Senator Taliaferro moved to amend **HB 1583,** Page 4, Line 9, by adding after the period and before the word "In" a new sentence as follows: "In lieu of the travel reimbursement or monthly travel allowance provided for by law, the board of county commissioners may purchase and provide for the operation, maintenance, insurance, equipping and repair of an automobile for each county commissioner to be used in performing the duties of his office." and amending title to conform, which amendment was declared adopted.

Senator Landis moved that **HB 1583** be advanced, which motion was declared adopted.

THIRD READING

HB 1583 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Clifton, Dahl, Dennis, Ford, Green, Howell, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Taliaferro, Terrill, Winn, York and Young.—25.

Nay: Cain, Choate, Cullison, Giles, Hopkins, Johnson, Keller, Lamb, Leonard, Moore, Rhodes, Schuelein, Smith, Stipe, Taylor, Watson and Wright.—17.

Excused: Cate, Combs, Dawson, Kilpatrick, Porter and Shedrick.—6.

The bill passed.

Senators Stipe, Giles, Taylor, Cain and Cullison 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.

HB 1583 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

HB 1604 by Holden and Lawter of the House and Winn of the Senate was called up for consideration.

Senator Winn moved that **HB 1604** be advanced, which motion was declared adopted.

THIRD READING

HB 1604 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Combs, Dawson, Pierce, Porter and Shedrick.—6.

The Chair advised that Senator Pierce, having been present in the Chamber during the vote on **HB 1604,** would be shown voting "Nay" in compliance with Rule 14-1B. the vote thereby resulted as follows: Aye: 42; Nay: 1; Excused: 5.

The bill passed.

HB 1604 was ordered withheld.

GENERAL ORDER

HB 1683 by Kincheloe, et al, of the House and McCune of the Senate was called up for consideration.

Senators Wright, Rhodes, Taliaferro and Landis asked to coauthor **HB 1683,** which was the order.

Senator McCune moved to amend **HB 1683,** Page 1, by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to manufactured homes; requiring certain manufactured homes which are not registered or assessed for ad valorem taxation to be placed on the tax rolls; requiring certain persons to show proof of registration or payment of taxes; authorizing certain county assessors to require proof of registration and licensure or payment of taxes; providing for penalty; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2427.1 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. Upon locating a manufactured home which is not registered and licensed as required by the Motor Vehicle License and Registration Act or is not listed and assessed for ad valorem taxation pursuant to the provisions of Article 24 of the Oklahoma Tax Code the county assessor of the county in which the manufactured home is located shall list and assess the manufactured home, and place said home on the tax rolls as required by the provisions of Article 24 of the Oklahoma Tax Code. The county assessor shall cause such manufactured home to be entered on the assessment rolls and tax rolls for the year or years not to exceed three (3) years omitted pursuant to the provisions of Section 2439 of Title 68 of the Oklahoma Statutes. A person owning a manufactured home which has been listed and assessed pursuant to the provisions of this subsection shall not thereafter be entitled to register said manufactured home pursuant to the Motor Vehicle License and Registration Act. Said manufactured home shall continue to be listed and assessed pursuant to the provisions of Article 24 of the Oklahoma Tax Code until the manufactured home is moved to another county.

B. The county assessor of the county in which a manufactured home is located has the authority to require satisfactory proof of registration and licensure or payment of ad valorem taxes on a manufactured home.

C. Any person owning a manufactured home and refusing to show satisfactory proof of registration and licensure of such manufactured home pursuant to the Motor Vehicle License and Registration Act or payment of ad valorem taxes pursuant to Article 24 of the Oklahoma Tax Code upon demand by the county assessor of the county in which the manufactured home is located, upon conviction, shall be guilty of a misdemeanor.

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 McCune moved that **HB 1683** be advanced, which motion was declared adopted.

THIRD READING

HB 1683 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Cate, Combs, Dawson, Porter and Shedrick.—5.

The bill and emergency passed.

HB 1683 was referred for engrossment.

GENERAL ORDER

HB 1674 by Brewster, et al, of the House and Clifton of the Senate was called up for consideration.

Senator York asked to coauthor **HB 1674,** which was the order.

Senator Clifton moved to amend **HB 1674,** Page 1, by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to property; requiring escrow accounts for unknown or unlocated mineral interest owners; requiring reports of accounts; providing procedure; providing for transmission of funds to Oklahoma Tax Commission; creating abandoned mineral interest revolving fund; providing for escrow reports to unclaimed property division of Tax Commission and submission of claims; requiring investment of fund monies and apportionment of interest earned; relieving persons paying or delivering certain property to the Oklahoma Tax Commission of certain liability; providing for transfer of monies after certain period; providing for administration; providing penalties; allowing waiver of penalties and interest under certain circumstances; allowing negotiations of settlements in certain cases; providing for codification; providing severability; and providing an operative date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 658.2 of Title 60, unless there is created a duplication in numbering, reads as follows:

A. In addition to other reports or duties required by this act, the Oklahoma Tax Commission shall require the establishment of escrow accounts by each holder of monies where:

1. Monies are in the custody of holders, which monies are generated by mineral interests located in the State of Oklahoma, except those monies directed to be paid under a pooling order, issued under the provisions of Section 87.1 of Title 52 of the Oklahoma Statutes; and

2. Persons entitled to the receipt of such monies are unknown or have not been located within one (1) year after the funds have become payable or distributable.

B. The escrow account shall be for the benefit of the rightful recipient of the monies. Any person showing to the holder sufficient proof of identity and proof of ownership of the property shall be promptly paid the sum accumulated for his benefit in the escrow account.

C. The Commission shall require reports of each such account be filed annually. The reports shall include, but not be limited to:

1. The name and last-known address of the property owner;

2. The legal description of the property interest;

3. The location and account number of the escrow account;

4. The person authorized to order withdrawals from the account; and

5. Such other information as the Commission may require.

D. If any holder of monies is required to establish more than one escrow account by operation of any section of this act, then the monies accruing may all be commingled in a single account. Separate records of each de-

posit and withdrawal on behalf of specific persons shall be maintained.

E. At the time the holder submits his regular annual report to the Unclaimed Property Division of the Oklahoma Tax Commission, the holder shall submit the report of funds that have been held in escrow, and shall transmit to the Commission the funds that have been so held. If additional monies covered by this act are subsequently generated from mineral interests, they shall likewise be held in escrow and transmitted annually by the holder, along with the names of mineral owners who have in the intervening year submitted proper claims of ownership to mineral interests covered by this act.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 658.3 of Title 60, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created in the State Treasury a revolving fund for the Oklahoma Tax Commission to be designated the "Abandoned Mineral Interest Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies generated by mineral interests, except mineral interests pooled on or after July 1, 1984, received by the Commission, pursuant to the Uniform Disposition of Unclaimed Property Act. All monies accruing to the credit of said fund may be invested and may be expended by the Commission pursuant to the provisions of this section. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

B. The State Treasurer shall invest the monies in the Abandoned Mineral Interest Revolving Fund and shall annually apportion the interest earned as follows:

1. Ninety-six percent (96%) to the General Revenue Fund.

2. Four percent (4%) to the Commission to be spent in administration of the Uniform Disposition of Unclaimed Property Act and for advertising, personnel, and other expenses incurred to search for the rightful owners of unclaimed intangible property generated by mineral interests.

C. Upon the payment or delivery of property to the Abandoned Mineral Interest Revolving Fund, the state shall assume custody and shall be responsible for the safekeeping thereof. Any person who pays or delivers such property to the Tax Commission under this act is relieved of all liability for the property so paid or delivered for any claim which then exists or thereafter may arise or be made in respect to the property.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 658.4 of Title 60, unless there is created a duplication in numbering, reads as follows:

A. The Commission, by the close of the second working day following the day on which funds are received from holders, shall transmit said funds to the State Treasurer who shall hold the funds in trust for the mineral owners in the Abandoned Mineral Interest Revolving Fund.

B. Claims against the Abandoned Mineral Interest Revolving Fund shall be submitted to the Unclaimed Property Division of the Commission, and upon sufficient proof of ownership, the Commission shall pay monies to the rightful owner, his heirs, devisees, or assigns from the Unclaimed Property Fund, which shall be reimbursed quarterly from the Abandoned Mineral Interest Revolving Fund, for such claims.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma

Statutes as Section 658.5 of Title 60, unless there is created a duplication in numbering, reads as follows:

The State Treasurer shall retain custody of the Abandoned Mineral Interest Revolving Fund and annually on a date established by regulation shall transfer to the Unclaimed Property Fund those monies which have been in the custody of the holder, in escrow accounts and the Abandoned Mineral Interest Revolving Fund for a period of seven (7) years or more. After that time, such monies shall be deemed abandoned and subject to the provisions of the Uniform Disposition of Unclaimed Property Act.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 658.6 of Title 60, unless there is created a duplication in numbering, reads as follows:

The Oklahoma Tax Commission shall establish, administer and enforce rules and regulations and shall establish procedures for the full coordinated implementation of this act and shall consult with the State Treasurer in the writing of these rules, regulations and procedures.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 658.7 of Title 60, unless there is created a duplication in numbering, reads as follows:

Persons failing to comply with the reporting requirements pertaining to escrow accounts and other reports and for failure to timely remit funds as required by this act shall be subject to the penalties provided in Section 680 of Title 60 of the Oklahoma Statutes.

The Oklahoma Tax Commission is authorized, on petition of holder, to waive penalties and interest as specified in Section 658.8 of Title 60 of the Oklahoma Statutes, and to negotiate settlements with holders if:

1. In the judgment of the Commission the financial conditions of the holder is precarious and that payment in entirety of the funds being held, plus penalties, would jeopardize the survival of the holder as a business entity; or

2. Records of the holder are incomplete for valid reasons as determined by the Commission, and the exact amount of money due the Commission cannot be accurately determined.

In the event such settlement is negotiated, it may include a schedule of payments, plus appropriate interest on the unpaid balance.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 658.8 of Title 60, unless there is created a duplication in numbering, reads as follows:

In the performance of its duties, as defined by law, the Oklahoma Tax Commission, or any member thereof, shall have the power to administer oaths, to conduct hearings, and to compel the attendance of witnesses and the production of the books, records and papers of any person, firm, association or corporation.

Any person, or any member of any firm or association, or any official, agent or employee of any corporation, who shall fail or refuse to testify, or who shall fail or refuse to produce any books, records or papers which the Tax Commission shall require; or who shall fail or refuse to permit the examination of the same; or who shall fail or refuse to furnish any other evidence or information which the Tax Commission, or any member thereof, may require; or who shall fail or refuse to answer any question which may be put to him by said Tax Commission, or any member thereof, touching the business, property, assets or effects of any such person, firm, association or corporation, or the valuation thereof or the income or profits

therefrom, shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not more than One Thousand Dollars ($1,000.00), or by imprisonment in the jail of the county where such offense shall have been committed for not more than one (1) year, or by both such fine and imprisonment.

SECTION 8. 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.

SECTION 9. This act shall become operative January 1, 1985.", which amendment was declared adopted.

Senator Kilpatrick moved to amend the adopted floor substitute to **HB 1674** by crippling the title, which amendment was declared adopted.

Senator Clifton moved that **HB 1674** be advanced, which motion was declared adopted.

THIRD READING

HB 1674 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Winn, Wright and York.—33.

Nay: Choate, Green, Howell, Moore, O'Connor, Pierce, Smith, Stipe, Watson and Young.—10.

Excused: Cate, Combs, Dawson, Porter and Shedrick.—5.

The bill passed.

HB 1674 was referred for engrossment.

GENERAL ORDER

HB 1734 by Baker of the House and Cullison of the Senate was called up for consideration.

Senator Cullison moved that **HB 1734** be advanced, which motion was declared adopted.

THIRD READING

HB 1734 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Capps, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—32.

Nay: Cain, Choate, Howell, Kilpatrick, Lamb, McCune, Moore, Pierce, Schuelein, Wright and Young.—11.

Excused: Cate, Combs, Dawson, Porter and Shedrick.—5.

The bill passed.

HB 1734 was referred for engrossment.

GENERAL ORDER

HB 1791 by Haney of the House and Stipe of the Senate was called up for consideration.

Senators Stipe and Combs moved to amend **HB 1791,** Page 10, Line 14, by strik-

ing all language on Lines 14, 15, 16, and 17 and to the word "all" on Line 18, which amendment was declared adopted.

Senator Stipe moved that **HB 1791** be advanced, which motion was declared adopted.

THIRD READING

HB 1791 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Capps, Choate, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Kilpatrick, Leonard, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—25.

Nay: Branch, Cain, Clifton, Giles, Howell, Johnson, Keller, Lamb, Landis, McCune, McDaniel, Moore, O'Connor, Pierce, Schuelein, Smith, Watson and Young.—18.

Excused: Cate, Combs, Dawson, Porter and Shedrick.—5.

The bill passed.

Senators Cain, Howell, Landis, Giles, Young, Schuelein and McDaniel desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 11; Excused: 5.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Schuelein moved that the vote be reconsidered whereby **HB 1791** and the emergency passed.

GENERAL ORDER

HB 1869 by Haney of the House and Stipe of the Senate was called up for consideration.

Senator Stipe moved that **HB 1869** be advanced, which motion was declared adopted.

THIRD READING

HB 1869 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Capps, Choate, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Lamb, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—26.

Nay: Branch, Cain, Clifton, Giles, Howell, Johnson, Keller, Landis, McCune, McDaniel, Moore, Pierce, Schuelein, Smith, Watson and Young.—16.

Excused: Cate, Combs, Dawson, Kilpatrick, Porter and Shedrick.—6.

The bill passed.

Senators Cain, Schuelein, Landis, McDaniel, Howell and Johnson desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 10; Excused: 6.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Schuelein moved that the vote be reconsidered whereby **HB 1869** and the emergency passed.

GENERAL ORDER

HB 1639 by Lancaster of the House and Rozell and Rhodes of the Senate was called up for consideration.

Senator Rozell moved that **HB 1639** be advanced, which motion was declared adopted.

THIRD READING

HB 1639 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Schuelein, Smith and Taliaferro.—3.

Excused: Cate, Combs, Dawson, Kilpatrick, Porter and Shedrick.—6.

The bill and emergency passed.

HB 1639 was ordered withheld.

MOTION TO SUSPEND RULE

Senator Moore moved to suspend Rule 12-23 and withdraw **SR 47** from the Policy Committee and refer same direct to the Calendar.

Senator Cain moved as a prior motion that the Senate adjourn for this day, which motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Howell, McIntyre, O'Connor, Terrill, Winn and York.—7.

Nay: Branch, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Watson, Wright and Young.—33.

Excused: Boatner, Cate, Combs, Dawson, Kilpatrick, Porter, Shedrick and Stipe.—8.

Senator Moore asked unanimous consent to limit debate to 30 minutes per side on his motion to withdraw **SR 47** from the Policy Committee, to which request objection was heard.

Senator Moore moved to limit debate on his motion to withdraw from committee.

Senator Terrill moved that the motion to limit debate be amended to one hour per side, which motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Capps, Luton, McIntyre, Miller, Randle, Rozell, Taylor, Terrill and York.—10.

Nay: Branch, Choate, Clifton, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Moore, O'Connor, Pierce, Rhodes, Roberts, Schuelein, Smith, Taliaferro, Watson, Winn, Wright and Young.—28.

Excused: Boatner, Cate, Combs, Dawson, Ford, Howell, Kilpatrick, Porter, Shedrick and Stipe.—10.

Senator Moore pressed his motion to limit debate on his motion to withdraw **SR 47** from the Policy Committee to 30 minutes per side, which motion was declared adopted upon roll call as follows:

Aye: Branch, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Watson, Winn, Wright and Young.—31.

Nay: Cain, Luton, McIntyre, Randle, Taylor, Terrill and York.—7.

Excused: Boatner, Cate, Combs, Dawson, Ford, Howell, Kilpatrick, Porter, Shedrick and Stipe.—10.

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

Senator Moore pressed his motion to suspend Rule 12-23 and withdraw **SR 47** from the Policy Committee and refer same direct to the Calendar, which motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Capps, Choate, Clifton, Cullison, Ford, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—31.

Nay: Cain, Dahl, Schuelein, Terrill and York.—5.

Excused: Boatner, Cate, Combs, Dawson, Dennis, Giles, Howell, Kilpatrick, Luton, Porter, Shedrick and Stipe.—12.

PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1542 — Winn, Johnson and Cain
HB 1563 — Taylor, Winn and Hopkins
HB 1636 — Winn, Johnson and Cain
HB 1647 — Dawson, Lamb and Clifton

CONFEREES NAMED

Senator Schuelein announced that President Pro Tempore York had appointed the following conferees on **SB 410:** Senators Terrill, Cate and Schuelein.

COMMITTEE REPORTS

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

DO PASS:

HB 1480 — Education, coauthored by Pitezel of the House.
HB 1578 — Human Resources.
HB 1587 — Agriculture, coauthored by Taliaferro of the Senate.
HB 1597 — Human Resources.
HB 1626 — Human Resources.
HB 1631 — Natural Resources.
HB 1727 — Policy.
HB 1837 — Agriculture, coauthored by Lamb (principal Senate author).
HB 1874 — Education
HJR 1051 — Human Resources, coauthored by Terrill (principal Senator author).
HJR 1054 — Natural Resources.

DO PASS, as amended:

CS for **HB 1462** — Policy, coauthored by Watson and Landis of the Senate.
CS for **HB 1550** — Education.
HB 1552 — Human Resources, coauthored by Hopkins of the Senate.
HB 1601 — Policy, coauthored by Winn (principal Senate author).
HB 1611 — Natural Resources
HB 1614 — Policy, coauthored by York, Clifton, Terrill, Shedrick and Randle of the Senate.
CS for **HB 1628** — Business and Labor.
HB 1661 — Policy, coauthored by Cullison of the Senate.

CS for **HB 1669** — General Government.

HB 1700 — Policy.

HB 1788 — Education, coauthored by Taylor of the Senate and removing as coauthor Fried of the House.

CS for **HB 1801** — Education.

CS for **HB 1802** — Human Resources, coauthored by Terrill (principal Senate author).

HB 1804 — Human Resources.

CS for **HB 1817** — Education, coauthored by Rhodes of the Senate.

CS for **HB 1822** — Policy.

HB 1882 — Agriculture.

CS for **HB 1898** — Policy, coauthored by Shedrick, Taliaferro and Cain of the Senate.

HJR 1026 — Education, coauthored by Taylor of the Senate.

HCR 1025 — Education.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 3.

SECOND READING

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

SCR 40 — Finance.
HB 1492 — Appropriations.
HB 1512 — Appropriations.
HB 1517 — Appropriations.
HB 1531 — Appropriations.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1510,** requesting conference and naming conferees as follows: Mitchell, Virtue and Lewis.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1029.**

HCR 1029— By Kincheloe, Abbott, Adair, Anderson, Benson, Blodgett, Boeckman, Brewster, Brown, Clark, Cotner, Craighead, Denman, Fair, Formby, Gish, Glover, Grieser, Haney, Harris, Harvey, Hobson, Hooper, Lancaster, Lawter, Little, Littlefield, Morgan, Peterson, Pitezel, Reimer, Sanders, Shurden, Vanatta, Virtue, Widener, Williams (Freddye), Willis, Atkinson, Cole, Conaghan, Davis (Frank), Gordon, Hastings, Henshaw, Hill, Holt, Kamas, Koppel, Osborne, Rieger, Whorton and Williamson of the House and Pierce and Watson of the Senate.

A concurrent resolution memorializing Congress to amend Public Law No. 97-424 to provide that the states be required to match only twenty percent of certain funds provided for interstate and highway development, construction, repair or reconstruction; and directing distribution.

The above numbered measure was read the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 16, 1984, of Enrolled **SB 450.**

BILLS RELEASED

HBs 1438, 1463, 1509, 1559, 1573, 1604, 1639 and **1702** were properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 20, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 6:00 p.m. to meet Tuesday, March 20, 1984, at 1:30 p.m.

Forty-fifth Legislative Day

Tuesday, March 20, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Boatner and Porter.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Johnson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1632** and **1720**.

The above numbered measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1316 by Lancaster of the House and Capps of the Senate was called up for consideration.

Senator Capps moved to amend **HB 1316**, Page 3, Lines 9 and 10 by restoring after the word "of" on Line 9 the words and figure "ten percent (10%)" and deleting the words and figure "fifteen percent (15%)", which amendment was declared adopted.

Senator Capps moved that **HB 1316** be advanced, which motion was declared adopted.

THIRD READING

HB 1316 was read for the third time at length.

On the question of passage of the bill and emergency the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn, York and Young.—35.

Nay: Branch, Dahl, Dawson, Dennis, Giles, Howell, Landis, Smith, Stipe, Terrill and Wright.—11.

Excused: Boatner and Porter.—2.

The bill and emergency passed.

HB 1316 was referred for engrossment.

GENERAL ORDER

HB 1133 by Clark, et al, of the House and McIntyre of the Senate was called up for consideration.

Senator Rhodes asked to coauthor **HB 1133**, which was the order.

Senator McIntyre moved that **HB 1133** be advanced, which motion was declared adopted.

THIRD READING

HB 1133 was read for the third time at length:

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Boatner and Porter.—2.

The bill and emergency passed.

GENERAL ORDER

HB 1437 by Morgan of the House and Dawson of the Senate was called up for consideration.

Senator Howell asked to coauthor **HB 1437**, which was the order.

Senator Dawson moved that **HB 1437** be advanced, which motion was declared adopted.

THIRD READING

HB 1437 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Boatner and Porter.—2.

The bill passed.

HB 1437 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 365 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1466, 1472, 1583, 1674, 1683, 1691 and **1734** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SJR 44 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 368, considered and amended on pages 424 and 425, was considered further.

Senator Howell asked to coauthor **SB 368,** which was the order.

Senator Shedrick moved that **SB 368** be advanced, which motion was declared adopted.

THIRD READING

SB 368 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Boatner, Dawson and Porter.—3.

The bill and emergency passed.

SB 368 was referred for engrossment.

GENERAL ORDER

HB 1551 by Sanders of the House and McCune of the Senate was called up for consideration.

Senator McCune moved that **HB 1551** be advanced, which motion was declared adopted.

THIRD READING

HB 1551 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Boatner, Dawson and Porter.—3.

The bill and emergency passed.

HB 1551 was ordered withheld.

GENERAL ORDER

HB 1594 by Hobson, et al, of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved that **HB 1594** be advanced, which motion was declared adopted.

THIRD READING

HB 1594 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—38.

Nay: Branch, Capps, Lamb, Landis, Moore and Wright.—6.

Excused: Boatner, Dawson, McIntyre and Porter.—4.

The bill passed.

HB 1594 was referred for engrossment.

GENERAL ORDER

HB 1592 by Henry of the House and Clifton of the Senate was called up for consideration.

Senator Clifton moved that **HB 1592** be advanced, which motion was declared adopted.

THIRD READING

HB 1592 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Boatner, Dawson and Porter.—3.

The bill passed.

HB 1592 was ordered withheld.

GENERAL ORDER

HB 1733 by Cotner and Widener of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1733** be advanced, which motion was declared adopted.

THIRD READING

HB 1733 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—44.

Excused: Boatner, Dawson, Porter and Young.—4.

The bill and emergency passed.

HB 1733 was referred for engrossment.

GENERAL ORDER

HB 1771 by Sanders of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved that **HB 1771** be advanced, which motion was declared adopted.

Senator Kilpatrick presiding.

THIRD READING

HB 1771 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Green,

Howell, Kilpatrick, Landis, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—30.

Nay: Branch, Giles, Hopkins, Johnson, Keller, Lamb, Leonard, McIntyre, Moore, O'Connor, Schuelein, Shedrick, Smith and Wright.—14.

Excused: Boatner, Dawson, Porter and Young.—4.

The bill passed.

HB 1771 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 427** and **434.**

The above numbered measures were referred for enrollment.

GENERAL ORDER

HB 1754 by Holden of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved to amend **HB 1754,** Page 20, Lines 12 through 15 by striking Lines 12 through 15 and replacing with the following: "Actions of the applicant in the scope of that person's employment, or submit an errors and omissions policy acceptable to the Commissioner, or, if errors and omissions coverage is provided by the insurer for agents by utilizing a blanket errors and omissions policy for coverage, a copy of the policy providing the errors and omissions coverage shall be on file with the Commissioner of Insurance. The insurer providing coverage shall submit a list of all agents covered by such policy when renewal applications are to be submitted.", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1754,** Page 46, Line 6, by adding after the word "examination" and before the word "during" the following language: "of an agent doing business within the American agency system", which amendment was declared adopted.

Senator Terrill moved that **HB 1754** be advanced, which motion was declared adopted.

THIRD READING

HB 1754 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: Keller, Moore and Pierce.—3.

Excused: Boatner, Dawson, McIntyre, Porter and Young.—5.

The bill and emergency passed.

HB 1754 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 477** and naming House conferees as follows: Williamson, Davis (Frank) and Harvey.

GENERAL ORDER

HB 1788 by Baker, et al, of the House and York and Taylor of the Senate was called up for consideration.

Senator Taylor moved to amend **HB 1788** by striking the enacting clause, which amendment was declared adopted.

Senator Taylor moved that **HB 1788** be advanced, which motion was declared adopted.

THIRD READING

HB 1788 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Clifton, Cullison, Ford, Hopkins, Howell, Johnson, Leonard, Luton, McDaniel, Randle, Rhodes, Schuelein, Taylor, Terrill, Wright and York.—18.

Nay: Branch, Cate, Choate, Combs, Dahl, Dennis, Giles, Green, Keller, Kilpatrick, Lamb, Landis, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Roberts, Rozell, Smith, Stipe, Taliaferro, Watson, Winn and Young.—26.

Excused: Boatner, Dawson, Porter and Shedrick.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Taylor moved that the vote be reconsidered whereby **HB 1788** failed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 403,** coauthored by Davis (Porter) of the House and **SB 503.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 44.**

The above numbered enrolled measure was transmitted to the Secretary of State.

GENERAL ORDER

HB 1716 by Lewis, et al, of the House and McDaniel of the Senate was called up for consideration.

Senator McDaniel moved to amend **HB 1716,** Page 6, Lines 12 through 15 by restoring the stricken language, which amendment was declared adopted.

Senator McDaniel moved that **HB 1716** be advanced, which motion was declared adopted.

THIRD READING

Senator Pierce moved to reconsider the vote whereby **HB 1716** was advanced to Third Reading, which motion was declared adopted upon roll call as follows:

Aye: Branch, Choate, Cullison, Ford, Green, Hopkins, Johnson, Keller, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Smith, Watson, Winn, Wright and Young.—22.

Nay: Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Giles, Howell, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Schuelein, Stipe, Taliaferro, Taylor and Terrill.—20.

Excused: Boatner, Landis, Moore, Porter, Shedrick and York.—6.

GENERAL ORDER

HB 1716 was considered further.

Senator Pierce moved to amend **HB 1716,** Pages 9, 10, 11 and 12 by deleting all of paragraphs 3, 4 and 5.

Senator McDaniel moved to table the Pierce amendment, which tabling motion

was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Howell, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Randle, Schuelein, Taliaferro, Terrill, Watson and Winn.—22.

Nay: Branch, Cullison, Giles, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Smith, Wright and Young.—18.

Excused: Boatner, Landis, Moore, Porter, Shedrick, Stipe, Taylor and York.—8.

Senator McDaniel moved that **HB 1716** be advanced, which motion was declared adopted.

THIRD READING

HB 1716 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Dahl, Dawson, Dennis, Howell, Johnson, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Randle, Rozell, Schuelein, Smith, Taliaferro, Taylor, Winn and Young.—22.

Nay: Branch, Choate, Combs, Cullison, Ford, Giles, Green, Hopkins, Keller, Lamb, Leonard, Miller, O'Connor, Pierce, Rhodes, Roberts, Stipe, Terrill, Watson and Wright.—20.

Excused: Boatner, Landis, Moore, Porter, Shedrick and York.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator McDaniel moved that the vote be reconsidered whereby **HB 1716** failed.

GENERAL ORDER

HB 1844 by Lancaster, et al, of the House and Schuelein of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1844** be advanced, which motion was declared adopted.

THIRD READING

HB 1844 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taylor, Watson, Winn and York.—31.

Nay: Branch, Giles, Keller, Lamb, Landis, Miller, O'Connor, Pierce, Taliaferro, Terrill, Wright and Young.—12.

Excused: Boatner, Howell, Moore, Porter and Shedrick.—5.

The bill passed.

HB 1844 was ordered withheld.

MOTION TO RECONSIDER VOTE

Senator McIntyre asked unanimous consent to suspend Rule 12-24B to reconsider the vote whereby **HB 1133** passed, which was the order.

Senator McIntyre moved that the vote be reconsidered whereby **HB 1133** passed, which motion was declared adopted upon roll as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson,

Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Winn and Wright.—41.

Excused: Boatner, Moore, Porter, Shedrick, Taylor, York and Young.—7.

THIRD READING

Senator McIntyre asked unanimous consent to amend **HB 1133** on Third Reading, by restoring the title, which was the order.

HB 1133 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn and Wright.—38.

Nay: Johnson, Landis and Stipe.—3.

Excused: Boatner, Moore, Porter, Shedrick, Taylor, York and Young.—7.

The bill and emergency passed.

HB 1133 was referred for engrossment.

GENERAL ORDER

HB 1845 by Johnson (Don) of the House and Miller of the Senate was called up for consideration.

Senator Johnson asked to coauthor **HB 1845,** which was the order.

Senator Miller moved that **HB 1845** be advanced, which motion was declared adopted.

THIRD READING

HB 1845 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Howell, Johnson, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—30.

Nay: Branch, Choate, Giles, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Pierce, Rhodes and Schuelein.—12.

Excused: Boatner, Moore, Porter, Shedrick, Wright and Young.—6.

The bill passed.

HB 1845 was ordered withheld.

INTRODUCTION

Senator Dahl introduced former Senator Bob Trent, Caney, to the Senate.

DECLARATION OF VOTE

Senator Landis asked that the record reflect had he been present at the time of Third Reading of **HB 1716,** he would have voted "Nay", which was the order.

GENERAL ORDER

HB 1846 by Lancaster, et al, of the House and Rozell of the Senate was called up for consideration.

Senator Rozell moved to amend **HB 1846,** Page 8, Lines 2 through 5 by striking all

language beginning with the word "Fifty" on Line 2 through the period on Line 5, which amendment was declared adopted.

Senator Rozell moved to amend **HB 1846,** Page 10, Line 8, by adding after the word "that" and before the word "refuses" the words "assists in the commission of such overweight violation or", which amendment was declared adopted.

Senator Rozell moved to amend **HB 1846,** Page 10, Line 10, by striking after the word "relating" and before the word "shall" the words "to weight limitations" and substituting the word "thereto", which amendment was declared adopted.

(The above amendments restored **HB 1846** to the Engrossed status as received by the Senate).

Senator Rozell moved that **HB 1846** be advanced, which motion was declared adopted.

THIRD READING

HB 1846 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—36.

Nay: Branch, Choate, Giles, McDaniel, Schuelein and Taliaferro.—6.

Excused: Boatner, McIntyre, Moore, Pierce, Porter and Shedrick.—6.

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: 36; Nay: 7; Excused: 5.

The emergency passed.

HB 1846 was ordered withheld.

GENERAL ORDER

HB 1606 by Hooper of the House and Taliaferro of the Senate was called up for consideration.

Senator Johnson moved to amend **HB 1606,** Page 1, Line 1 by adding a new Section 1 to read as follows:

"Section 1. AMENDATORY 11 O.S. 1981, Section 17-105, is amended to read as follows:

§ 17-05. **[Annual audit of books and accounts]** The governing body of each municipality with an income of **[Twelve Thousand Dollars ($12,000.00)]** TWENTY-FIVE THOUSAND DOLLARS ($25,000.00) or more to its general fund during a fiscal year shall cause to be prepared, by an independent qualified accountant, who does not have to be a certified public account, an annual audit of the funds, assets, books and records of the clerk and treasurer of the municipality. The audit shall be completed and filed at the close of each fiscal year. Certified copies shall be filed with the county clerk and the State Auditor and Inspector within nine (9) months after the close of the fiscal year in accordance with the provisions of Sections 24102 and 24103 of Title 68 of the Oklahoma Statutes. The expense of the audit shall be paid from the general fund of the municipality."

and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1606** be advanced, which motion was declared adopted.

THIRD READING

HB 1606 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Capps, Clifton, Cullison, Dahl, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Roberts, Schuelein, Taliaferro, Taylor, Terrill, Winn, York and Young.—19.

Nay: Branch, Cain, Cate, Choate, Combs, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Rhodes, Rozell, Smith, Stipe, Watson and Wright.—24.

Excused: Boatner, Moore, Pierce, Porter and Shedrick.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Taliaferro moved that the vote be reconsidered whereby **HB 1606** failed.

GENERAL ORDER

HB 1909 by Lewis of the House and Howell of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1909,** which was the order.

Senator Green moved to amend **HB 1909,** Page 1, by adding a new Section 1 to read as follows, and renumber subsequent sections and amending title to conform:

"Section 1. AMENDATORY 59 O.S. 1981, Section 1464, is amended to read as follows:

Section 1464. A. The fee to be paid by the applicant for an INITIAL examination to determine **[his fitness]** IF QUALIFIED to receive a polygraph examiner's license is **[Twenty]** FIFTY Dollars **[($20.00)]** ($50.00), which is not to be credited as payment against the license fee. THE FEE FOR SUBSEQUENT EXAMINATIONS SHALL BE THE SAME AS FOR THE INITIAL EXAMINATION.

B. The fee to be paid for an **[original]** INITIAL polygraph examiner's license is **[Sixty]** ONE HUNDRED Dollars **[($60.00)]** ($100.00).

C. The fee to be paid for an internship license is **[Thirty]** ONE HUNDRED Dollars **[($30.00)]** ($100.00).

D. The fee to be paid for the issuance of a duplicate polygraph examiner's license is **[Ten]** TWENTY Dollars **[($10.00)]** ($20.00).

E. The fee to be paid for a polygraph examiner's renewal license is **[Twenty-five]** ONE HUNDRED Dollars **[($25.00)]** ($100.00).

F. The fee to be paid for the extension or renewal of an internship license is **Twenty-five]** FIFTY dollars **[($25.00)]** ($50.00).

G. The fee to be paid for a duplicate internship license is **[Ten]** TWENTY Dollars **[($10.00)]** ($20.00).

Senator Combs raised a point of order on the Green amendment as not being germane to the bill.

The Chair ruled the Green amendment germane.

Senator Green pressed his motion to adopt his amendment to **HB 1909,** which amendment was declared adopted.

Senator Roberts moved to amend **HB 1909,** Page 3, Line 15, by adding a new Section 2 and renumbering subsequent sections and conforming the title thereto, as follows: "Section 2. The Commissioner shall issue a license as journeyman electrician or electrical contractor to any person who was engaged in the occupation of journeyman electrician or electrical contractor on or before July 1, 1982."

Senator Howell moved to table the Roberts amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cullison, Dahl, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, McCune, McDaniel, O'Connor, Randle, Rhodes, Schuelein, Taliaferro, Taylor, Terrill, Watson, Wright and York.—21.

Nay: Branch, Capps, Choate, Clifton, Combs, Dawson, Dennis, Ford, Giles, Keller, Landis, Leonard, Luton, McIntyre, Miller, Pierce, Roberts, Rozell, Smith, Stipe, Winn and Young.—22.

Excused: Boatner, Cate, Moore, Porter and Shedrick.—5.

Senator Roberts pressed his motion to adopt his amendment to **HB 1909,** which amendment was declared adopted upon roll call as follows:

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Dahl, Dennis, Ford, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Smith, Stipe, Winn and Young.—22.

Nay: Cullison, Dawson, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, McCune, O'Connor, Pierce, Rhodes, Schuelein, Taliaferro, Taylor, Terrill, Watson, Wright and York.—21.

Excused: Boatner, Cate, Moore, Porter and Shedrick.—5.

Senator Cullison presiding.

Senator Stipe moved to amend **HB 1909,** Page 2, Line 14, by striking after the word "corporation" and before the word "engage" the word "primarily", which amendment was declared adopted.

Senator Howell moved that **HB 1909** be advanced, which motion was declared adopted.

THIRD READING

HB 1909 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—37.

Nay: Johnson, Lamb, Leonard, Terrill and Wright.—5.

Excused: Boatner, Cate, Landis, Moore, Porter and Shedrick.—6.

The bill passed.

HB 1909 was referred for engrossment.

GENERAL ORDER

HJR 1008 by Duckett, et al, of the House and Howell of the Senate was called up for consideration.

Senator Howell moved that **HJR 1008** be advanced, which motion was declared adopted.

THIRD READING

HJR 1008 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Boatner, Cate, Dahl, Kilpatrick, Moore, Porter, Shedrick and York.—8.

The resolution passed.

HJR 1008 was ordered withheld.

PENDING CONSIDERATION OF HAs

HAs to **SB 549** were concurred in upon motion of Senator Terrill.

SB 549, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—32.

Nay: Branch, Cain, Green, Leonard, Pierce, Schuelein, Smith and Young.—8.

Excused: Boatner, Combs, Dahl, Keller, Kilpatrick, Moore, Porter and Shedrick.—8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 122** were concurred in upon motion of Senator Howell.

SB 122, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Boatner, Combs, Dahl, Keller, Kilpatrick, Moore, Porter and Shedrick.—8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 351** were concurred in upon motion of Senator Howell.

SB 351, as amended by the Honorable House, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Boatner, Combs, Keller, Kilpatrick, Moore, Porter and Shedrick.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 333** were concurred in upon motion of Senator Landis.

SB 333, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell. Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Clifton, McDaniel and Miller.—3.

Excused: Boatner, Combs, Kilpatrick, Moore, Porter and Shedrick.—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 530** were concurred in upon motion of Senator Landis.

SB 530, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Giles, Hopkins, Johnson, Landis, Luton, McCune, Pierce, Randle, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Winn and York.—18.

Nay: Branch, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Howell, Keller, Lamb, Leonard, McDaniel, Miller, O'Connor, Rhodes, Smith, Stipe, Watson, Wright and Young.—22.

Excused: Boatner, Combs, Kilpatrick, McIntyre, Moore, Porter, Shedrick and Terrill.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Landis moved that the vote be reconsidered whereby **SB 530** failed.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

Advising passage of and returning the following engrossed bill, as amended:

SB 469

CHANGE IN CONFEREES

Senator Schuelein announced the following change in conferees on **HB 1647:** Re-

move Lamb and Clifton and replace with Howell and Cain.

PENDING SENATE ACTION
HOUSE REQUEST
FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1599 — Roberts, Young and Johnson
HB 1510 — Cate, Terrill and Schuelein

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1460,** requesting conference and naming conferees as follows: Brown, Anderson and Hamilton.

COMMITTEE REPORTS

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

DO PASS:

HB 1572 — Appropriations.
HB 1580 — Appropriations.
HB 1581 — Appropriations.
HB 1613 — Appropriations.

DO PASS, as amended:

HB 1532 — Appropriations.
HB 1585 — Appropriations.
HB 1854 — Appropriations.

SECOND READING

The following was read the second time and referred to the committee indicated:

HCR 1029 — Transportation

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1483, 1489, 1514, 1527** and **1536.**

HB 1483 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

An act relating to the State Board of Education, Department of Civil Defense, Crime Victims Compensation Board, Department of Corrections, Oklahoma Military Department, and the Department of Public Safety; amending Section 1, Chapter 323, O.S.L. 1982, as last amended by Section 2, Chapter 183, O.S.L. 1983 (62 O.S. Supp. 1983, Section 57.200), Section 4, Chapter 219, O.S.L. 1983, as amended by Section 146 of Enrolled House Bill No. 1451 of the 2nd Session of the 39th Oklahoma Legislature, Section 5, Chapter 266, O.S.L. 1983, as amended by Section 149 of Enrolled House Bill No. 1451 of the 2nd Session of the 39th Oklahoma Legislature, and Section 5, Chapter 204, O.S.L. 1983, as amended by Section 159 of Enrolled House Bill No. 1451 of the 2nd Session of the 39th Oklahoma Legislature; making appropriations thereto; stating the purposes; reappropriating, redesignating, and transferring certain funds; authorizing certain full-time-equivalent employees and salary limitations; creating certain funds; providing for certain monies; providing for certain limitations and exceptions; providing lapse dates; and declaring an emergency.

HB 1489 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Office of the Secretary of State — appropriations — amending Sections in Titles 2, 18, 28, 46, 54, 66 and 78 — fees — operative date — emergency]

HB 1514 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma State Regents for Higher Education — appropriation — operative date — emergency]

HB 1527 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Office of the Governor — Department of Economic Development — appropriations — legislative intent — operative date — emergency]

HB 1536 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Department of Public Safety — amending Section 1114.5 of Title 22 and Sections 953 and 2-105 of Title 47 — appropriations — operative date — emergency]

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Reese, Timothy Scott, National Federation of Independent Business (reregistered).

BILLS RELEASED

HBs 1437, 1551, 1592, 1771, 1844, 1845 and **1846** and **HJR 1008** were properly signed and returned to the Honorable House.

HBs 1586, 1756 and **1836** were referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 21, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:55 p.m. to meet Wednesday, March 21, 1984, at 1:30 p.m.

Forty-sixth Legislative Day

Wednesday, March 21, 1984

The Senate was called to order by Senator Roberts.

Roll Call:

Present: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—44.

Excused: Boatner, Pierce, Porter and Terrill.—4.

Senator Roberts declared a quorum present.

The prayer was offered by Reverend Ralph Nathan, Warren Memorial United Methodist Church, Ardmore, the guest of Senator Roberts.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1437, 1551, 1592, 1771, 1844, 1845, 1846** and **HJR 1008.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1829 by Brown and Baker of the House and Cullison of the Senate was called up for consideration.

Senator Cullison moved that **HB 1829** be advanced, which motion was declared adopted.

THIRD READING

HB 1829 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Watson, Winn, Wright, and Young.—40.

Excused: Boatner, Cate, Kilpatrick, Pierce, Porter, Taliaferro, Terrill and York.—8.

The bill passed.

HB 1829 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

HB 1507 by Clark of the House and McIntyre of the Senate was called up for consideration.

Senator McIntyre moved that **HB 1507** be advanced, which motion was declared adopted.

THIRD READING

HB 1507 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, Wright, York and Young.—38.

Nay: Howell and Keller.—2.

Excused: Boatner, Cate, Kilpatrick, Pierce, Porter, Stipe, Taliaferro and Terrill.—8.

The bill and emergency passed.

HB 1507 was referred for engrossment.

GENERAL ORDER

HB 1313 by Holt and Widener of the House and Lamb of the Senate was called up for consideration.

Senator Luton moved to amend **HB 1313,** Page 3, Line 2, by striking after the word "child" the balance of Line 2 and all of Lines 3, 4 and 5, which amendment was declared adopted.

Senator Lamb moved that **HB 1313** be advanced, which motion was declared adopted.

THIRD READING

HB 1313 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, Moore, O'Connor, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Winn and Wright.—35.

Nay: McCune, Schuelein, Watson and Young.—4.

Excused: Boatner, Cate, Kilpatrick, Pierce, Porter, Randle, Stipe, Terrill and York.—9.

The bill and emergency passed.

HB 1313 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

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

ence on **HB 1460** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Hopkins, McIntyre and Cain.

GENERAL ORDER

HB 1578 by Lancaster, et al, of the House and Shedrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1578** be advanced, whch motion was declared adopted.

THIRD READING

HB 1578 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Cate, Kilpatrick, Pierce, Porter and Terrill.—6.

The bill and emergency passed.

HB 1578 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 368 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1133, 1316, 1586, 1594, 1733, 1754, 1756, 1836 and **1909** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 122, 333, 351, 403, 427, 434, 503 and **549** 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 1822 by Mitchell et al, of the House and Cain and Terrill of the Senate was called up for consideration.

Senators York and Taliaferro asked to coauthor **HB 1822,** which was the order.

Senator Cain moved to amend **HB 1822,** Page 13, Line 4, by inserting after the word "campuses" and before the word "or" the words "and Oral Roberts University, School of Medicine,", which amendment was declared adopted.

Senator Cain moved to amend **HB 1822,** Page 13, Line 7, by inserting after the word "campuses" and before the word "or" the following: "and Oral Roberts University, School of Medicine" and on Page 11, Line 15, by changing "twenty-four" to read "twenty-six", which amendment was declared adopted.

Senator Cain moved that **HB 1822** be advanced, which motion was declared adopted.

THIRD READING

HB 1822 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Hopkins, How-

ell, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Rozell, Shedrick, Stipe, Taliaferro, Taylor, York.—23.

Nay: Branch, Choate, Dahl, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Moore, O'Connor, Rhodes, Roberts, Schuelein, Smith, Watson, Winn, Wright and Young.—20.

Excused: Boatner, Kilpatrick, Pierce, Porter and Terrill.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Cain moved that the vote be reconsidered whereby **HB 1822** failed.

MOTION TO RECONSIDER VOTE

Senator Taylor pressed his motion to reconsider the vote whereby **HB 1788** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Randle, Rhodes, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn and York.—28.

Nay: Branch, Dennis, Giles, Keller, Landis, Miller, O'Connor, Roberts, Rozell, Smith, Stipe, Wright and Young.—13.

Excused: Boatner, Ford, Kilpatrick, Moore, Pierce, Porter and Terrill.—7.

THIRD READING

HB 1788 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Green, Hopkins, Howell, Leonard, McDaniel, McIntyre, Randle, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn and York.—22.

Nay: Branch, Dennis, Ford, Giles, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Smith, Stipe, Wright and Young.—19.

Excused: Boatner, Choate, Kilpatrick, Moore, Pierce, Porter and Terrill.—7.

The bill failed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1438, 1463, 1509, 1559, 1573, 1604, 1639** and **1702.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJRs 33, 34** and **43.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 122, 333, 351, 403, 427, 434, 503** and **549.**

The above numbered enrolled measures were referred to the Governor.

GENERAL ORDER

HB 1325 by Mentzer of the House and York of the Senate was called up for consideration.

Senator Combs moved to amend **HB 1325,** Page 2, Line 10, by striking after the word "of" all language through the end of Line 10 and substituting "Twenty-five Dollars ($25.00)" and on Page 4, Line 17, by deleting the words and figures "Five Dollars ($5.00)" and substituting "Eight Dollars ($8.00)" and on Page 5, Line 2, by deleting the words and figures "Sixty-three cents ($0.63)" and substituting "One Dollar ($1.00)" and on Lines 5 and 6, by deleting the words and figures "One Dollar and Twenty-five cents ($1.25)" and substituting "Two Dollars ($2.00)" and on Line 10, by deleting the words and figures "One Dollar and eighty-eight cents ($1.88)" and substituting "Three Dollars ($3.00)" and on Line 14, by deleting the words and figures "Twelve Dollars and fifty cents ($12.50)" and substituting "Twenty Dollars ($20.00)" and on Page 9, Line 7, by striking after the word "of" and before the word "per" all language and substituting "eight (8) mills" and on Page 13, Line 9, by adding new Sections 6 and 7 to read as follows:

"Section 6. AMENDATORY 68 O.S. 1981, Section 302-3, as last amended by Section 3 of Enrolled House Bill No. 1557 of the 2nd Session of the 39th Oklahoma Legislature, is amended to read as follows:

Section 302-2. (a) In addition to the tax levied in Sections 302 and 302-1 of this title, there is hereby levied upon the sale, use, gift, possession, or consumption of cigarettes, as defined in Sections 301 through 325 of this title, within the State of Oklahoma a tax at the rate of **[two and one-half (2½)]** THREE (3) mills per cigarette. Such tax shall be evidenced by tax stamps as now provided for; however, as to cigarette packages of less than ten cigarettes for free distribution as samples, the tax herein levied shall be computed and paid as provided for other cigarette taxes without affixing stamps on each such package.

(b) No part of the revenues resulting from the additional tax levied in this section shall be used in determining the amount of cigarette tax collections to be paid into the State of Oklahoma Building Bonds of 1961 Sinking Fund pursuant to the provisions of Sections 57.31 through 57.43 of Title 62 of the Oklahoma Statutes or into the State of Oklahoma Building Bonds of 1965 Sinking Fund pursuant to the provisions of Sections 57.61 through 57.73 of Title 62 of the Oklahoma Statutes.

(c) The revenue resulting from the additional tax levied in this section shall be apportioned by the Oklahoma Tax Commission and transmitted to the State Treasurer, who shall deposit the same in the General Revenue Fund of the State of Oklahoma.

(d) The cigarette tax levied in this section shall be collected and administered in all respects not inconsistent with as now or hereafter provided for by law for other cigarette taxes now levied, collected, and administered pursuant to the provisions of Sections 301 through 325 of this title.

Section 7. AMENDATORY 68 O.S. 1981, Section 1357, 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 a 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; AND

(I) SALES OF ALL FOOD PRODUCTS, FOR HUMAN CONSUMPTION, WHICH ARE ELIGIBLE FOR PURCHASE WITH FOOD COUPONS ISSUED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE PURSUANT TO REGULATIONS IN EFFECT ON JULY 1, 1974, REGARDLESS OF WHETHER THE RETAILER FROM WHICH THE FOODS ARE PURCHASED IS PARTICIPATING IN THE FOOD STAMP PROGRAM. HOWEVER, AS USED IN THIS PARAGRAPH, "FOODS" DOES NOT INCLUDE ITEMS SOLD FOR IMMEDIATE CONSUMPTION ON OR OFF THE PREMISES OR THROUGH VENDING MACHINES OR ITEMS WHICH ARE SUBJECT TO THE TAX LEVIED BY THIS ARTICLE UNDER THE PROVISIONS OF SECTION 1354 OF THIS TITLE." and renumber.

, which amendment was declared failed of adoption upon roll call as follows:

Aye: Combs, Cullison, Dawson, Dennis, Ford, Hopkins, Howell, Lamb, Landis, Leonard, McIntyre, Moore, O'Connor,

Rhodes, Roberts, Smith, Taylor, Winn and Young.—19.

Nay: Branch, Cain, Capps, Cate, Choate, Clifton, Dahl, Giles, Green, Johnson, Keller, Luton, McCune, McDaniel, Miller, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Watson, Wright and York.—24.

Excused: Boatner, Kilpatrick, Pierce, Porter and Terrill.—5.

Senator Cate moved to amend **HB 1325,** Page 21, Line 13½, by inserting a new paragraph to read as follows:

"Provided, that effective January 1, 1985 through June 30, 1985, the tax levied by this section shall be Nine Dollars ($9.00) per barrel and at a like rate of tax for any other quantities or for a fractional part of a barrel. Beginning July 1, 1985 through December 31, 1985, the tax shall be reduced to Eight Dollars ($8.00) per barrel and at a like rate of tax for any other quantities or for a fractional part of a barrel. Beginning January 1, 1986 and thereafter, the tax shall be Seven Dollars ($7.00) per barrel and at a like rate of tax for any other quantities or for a fractional part of a barrel."

and amend title to conform.

Senator York moved to table the Cate amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Choate, Giles, Howell, Johnson, Kilpatrick, Landis, Miller, Randle, Rhodes, Roberts, Rozell, Stipe, Taliaferro, Wright, York and Young.—17.

Nay: Branch, Cain, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Keller, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Schuelein, Shedrick, Smith and Taylor.—24.

Excused: Boatner, Dahl, Pierce, Porter, Terrill, Watson and Winn.—7.

Senator Cate pressed his motion to adopt his amendment, which amendment was declared adopted upon roll call as follows:

Aye: Branch, Cain, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor and Winn.—26.

Nay: Capps, Choate, Dahl, Giles, Howell, Johnson, Keller, Kilpatrick, Landis, Miller, Randle, Rhodes, Stipe, Taliaferro, Watson, Wright, York and Young.—18.

Excused: Boatner, Pierce, Porter and Terrill.—4.

Senator Combs presiding.

Senator York moved to amend **HB 1325,** Page 3, Lines 3 through 7, by striking all language and on Page 13, Line 9, by adding a new Section 6 and 7 to read as follows and renumber subsequent sections and amending title to conform:

"Section 6. AMENDATORY 68 O.S. 1981, Section 1359, as amended by Section 8, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1983, Section 1359), is amended to read as follows:

Section 1359. Exemptions. Manufacturers.

There are hereby specifically exempted from the tax levied by this article:

(A) Goods, wares, merchandise, and property purchased for the purpose of being used or consumed in the process of manufacturing, compounding, processing, assembling, or preparing for sale a finished article and such goods, wares, merchandise, or

property become integral parts of the manufactured, compounded, processed, assembled, or prepared products or are consumed in the process of manufacturing, compounding, processing, assembling, or preparing products for resale. The term manufacturing plants shall mean those establishments primarily engaged in manufacturing or processing operations, and generally recognized as such;

(B) Ethyl alcohol when sold and used for the purpose of blending same with motor fuel on which motor fuel tax is levied by Section 529 of this title; AND

[(C) Sale of machinery and equipment purchased and used by persons establishing new manufacturing plants in Oklahoma, and machinery and equipment purchased and used by persons in the operation of manufacturing plants already established in Oklahoma. This exemption shall not apply unless such machinery and equipment is incorporated into, and is directly used in, the process of manufacturing property subject to taxation under this article. The term manufacturing plants shall mean those establishments primarily engaged in manufacturing or processing operations, and generally recognized as such;

(D)] (C) Sales of containers when sold to a person regularly engaged in the business of reselling empty or filled containers or when purchased for the purpose of packaging raw products of farm, garden, or orchard for resale to the consumer or processor. This exemption shall not apply to the sale of any containers used more than once and which are ordinarily known as returnable containers, except returnable soft drink bottles and the cartons, crates, pallets, and containers used to transport returnable soft drink bottles. Each and every transfer of title or possession of such returnable containers in this state to any person who is not regularly engaged in the business of selling, reselling or otherwise transferring empty or filled containers shall be taxable under this Code. And, this exemption shall not apply to the sale of labels or other materials delivered along with items sold but which are not necessary or absolutely essential to the sale of the sold merchandise**[;**

(E) Sale of tangible personal property manufactured in Oklahoma when sold by the manufacturer to a person who transports it to another state for immediate and exclusive use in some other state].

SECTION 7. AMENDATORY 68 O.S. 1981, Section 1404, is amended to read as follows:

Section 1404. The provisions of this article shall not apply:

(a) In respect to the use of any article of tangible personal property brought into the State of Oklahoma by a nonresident individual, visiting in this state, for his or her personal use or enjoyment, while within the state;

(b) In respect to the use of tangible personal property purchased for resale before being used;

(c) In respect to the use of any article of tangible personal property on which a tax, equal to or in excess of that levied by this article, has been paid by the person using such tangible personal property in this state, whether such tax was levied under the laws of this state or some other state of the United States. If any article of tangible personal property has already been subjected to a tax, by this or any other state, in respect to its sale or use, in an amount less than the tax imposed by this article, the provisions of this article shall apply to it by a rate measured by the difference only between the rate herein provided and the rate by which the previous tax upon the sale or use was computed. Pro-

vided, that no credit shall be given for taxes paid in another state, if that state does not grant like credit for taxes paid in Oklahoma;

[(d) In respect to the use of machinery and equipment purchased and used by persons establishing new manufacturing or processing plants in Oklahoma, and machinery and equipment purchased and used by persons to the operation of manufacturing plants already established in Oklahoma. Provided, this exemption shall not apply unless such machinery and equipment is incorporated into, and is directly used in, the process of manufacturing property subject to taxation under Oklahoma Sales Tax Code, Title 68, Article 13. The term "manufacturing plants" shall mean those establishments primarily engaged in manufacturing or processing operations, and generally recognized as such;

(e)] (d) In respect to the use of tangible personal property now specifically exempted from taxation under Oklahoma Sales Tax Code, Title 68, Article 13;

[(f)] (e) In respect to the use of any article or tangible personal property brought into the state by an individual with intent to become a resident of this state where such personal property is for such individual's personal use or enjoyment;

[(g)] (f) In respect to the use of any article of tangible personal property used or to be used by commercial airlines or railroads; OR

[(h)] (g) In respect to livestock purchased outside this state and brought into this state for feeding or breeding purposes, and which is later resold.", which amendment was declared adopted.

Senator Choate moved to amend **HB 1325,** Page 3, Line 8, by adding new Sections 2 and 3 to read as follows:

"Section 2. AMENDATORY 37 O.S. 1981, Section 163.4, is amended to read as follows:

Section 163.4 Payment of taxes — Persons liable — Sales permitted

The excise tax **[of Seven Dollars ($7.00) per barrel]** levied on nonintoxicating beverages under the preceding section shall be paid by the following:

(a) Manufacturers. When the sale is made by a manufacturer, located and doing business in this state to a wholesaler, located and doing business in this state, the tax shall be paid by the wholesaler.

When the sale is made by a manufacturer located outside of the state and doing business in this state by virtue of and under permit issued as hereinafter provided to a wholesaler located and doing business in this state the tax shall be paid by the wholesaler.

When the sale is made by a manufacturer located and doing business in this state to a retail dealer located and doing business in this state, the tax shall be paid by the manufacturer, who must also be the holder of an effective wholesale beverage dealer's license. Before making any such sale to a retail dealer the manufacturer must apply for and procure a license as a wholesaler, provided for in this act.

(b) Wholesalers. When the sale is made by a wholesaler, located and doing business in this state, to a retail dealer located and doing business in this state, the tax shall be paid by the wholesaler. Such wholesalers may sell only to licensed retail dealers nonintoxicating beverages upon which the tax provided by this act has first been paid by such wholesaler.

When the sale is made by a wholesaler, located and doing business outside this state, and who has obtained an Oklahoma whole-

sale beverage dealer's license, to a retail dealer located and doing business in this state, the wholesaler shall be liable for and must pay to the Tax Commission the beverage tax due on such sales. In the event of a retail dealer, doing business in this state, purchases beverage from a wholesaler doing business outside this state, and who does not have an Oklahoma wholesale beverage dealer's license, the retailer shall be liable for and must pay to the Oklahoma Tax Commission the tax due on such sales. Both the wholesalers and retailers liable for the payment of such tax shall, on forms prescribed by the Tax Commission, report to the Tax Commission such sales and deliveries.

For the purpose of collecting and remitting the tax imposed under this act, the wholesaler collecting such tax is hereby declared to be the agent of the state for such purposes, and his failure to remit or pay such tax to the state, when due, shall constitute embezzlement, and any such wholesaler, upon conviction, shall be punished as provided by law for the embezzelment of public funds.

(c) Retail Dealers. Retail dealers, where the out-of-state manufacturer or wholesaler has paid the tax under the provisions of this act, shall not be required to pay the tax. However, nothing in this act shall operate to relieve any retail dealer from payment of the tax where such retail dealer has at any time in his possession or exhibits for sale nonintoxicating beverages upon which the tax has not been paid. In such case all the provisions of this act relating to reports, returns, and payment of the tax shall apply to such retail dealer, and any refusal to comply with the requirements regarding reports, returns, and payment of the tax, or any violation of any of the penal sections of this act, shall likewise subject such retail dealer to the penalties and punishments prescribed for other taxpayers.

No retailer dealer may sell any nonintoxicating beverages except at retail, for consumption or use; and no retail dealer may have in his possession, or offer for sale, any such beverage upon which the tax shall not have been paid.

Section 3. AMENDATORY 37 O.S. 1981, Section 163.5, is amended to read as follows:

Section 163.5 Time of payment — Return showing sales

The excise tax **[of Seven Dollars ($7.00) ber barrel]** levied BY SECTION 163.3 OF THIS TITLE on nonintoxicating beverages shall be due and payable on or before the tenth day of each month for the preceding calendar month. At the time of paying such tax each taxpayer shall, upon forms prescribed, prepared and furnished by the Tax Commission, file with the Tax Commission a return, under oath, showing the total sales of such beverages during the preceding calendar month, the amount of taxes due, and such further information as the Tax Commission may require to enable it to compute correctly and collect the taxes levied under this act. Any tax not paid within ten (10) days after the close of the preceding calendar month shall be delinquent.",

which amendment was declared adopted.

Senator Young moved to amend **HB 1325,** Page 8, Line 18½, by adding a new subsection (d) to read as follows:

"(d) Eighty percent (80%) of all revenues derived from the tax levied by this section shall be apportioned according to the provisions of Section 563 of this title. The remaining twenty percent (20%) of all such revenue shall be apportioned as follows:

(1) Sixty-five percent (65%) of such sum shall be paid to the State Treasurer and placed to the credit of the General Revenue Fund of the State.

(2) Thirty-five percent (35%) of such sum shall be paid to the State Treasurer and placed to the credit of the County Bridge Improvement Fund and used for the purposes set forth in the County Bridge Improvement Act.''

Senator York moved to table the Young amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Choate, Clifton, Combs, Cullison, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, McDaniel, Miller, O'Connor, Randle, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Wright and York.—24.

Nay: Branch, Capps, Dahl, Dawson, Dennis, Giles, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Rhodes, Roberts, Rozell, Winn and Young.—18.

Excused: Boatner, Moore, Pierce, Porter, Stipe and Terrill.—6.

Senator Young moved to amend **HB 1325,** Page 11, Line 12, by adding a new Section 5 as follows and renumber:

''Section 5. AMENDATORY 68 O.S. 1981, Section 1353, as last amended by Section 1 of Enrolled House Bill No. 1602, of the 2nd Session of the 39th Oklahoma Legislature, is amended to read as follows:

Section 1353. Purpose of Article — Apportionment of Revenues.

A. It is hereby declared to be the purpose of the Oklahoma Sales Tax Code to provide funds for the financing of the program provided for by the Oklahoma Social Security Act and to provide revenues for the support of the functions of the state government of Oklahoma, and for this purpose it is hereby expressly provided that the revenues derived pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid to the State Treasurer and beginning on and after the effective date of this act through December 31, 1985, two-thirds (2/3) of said revenues shall be placed to the credit of the Human Services Fund, created pursuant to the provisions of subsection B of this section, for the purpose of assistance grants for needy aged persons, needy dependent children, needy blind persons, and permanently and totally disabled persons, for providing child welfare services and services for crippled children, for providing day care services, for providing services, care, and treatment for dependent, homeless, or neglected children, delinquent children, deaf children, blind children, or mentally retarded persons, for general assistance, commodity distribution or emergency relief, for health care services as provided for by federal law, for other programs assigned to the Department of Human Services pursuant to federal or state law, and for payment of the cost of administration of the foregoing. All said funds, except as otherwise provided for in this section, shall be paid monthly into the Human Services Fund. Beginning on and after the effective date of this act through December 31, 1985, one-third (1/3) of all revenues derived from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid monthly to the State Treasurer to be placed to the credit of the General Revenue Fund to be paid out pursuant to direct appropriation by the Legislature. EXCEPT THAT ONE-THIRD (1/3) OF THE REVENUES DERIVED FROM THE TAX LEVIED BY THIS ARTICLE ON THE SALE OF CIGARETTES AND TOBACCO PRODUCTS SHALL BE PAID MONTHLY TO THE STATE TREASURER TO BE PLACED TO THE CREDIT OF THE STATE HIGHWAY CONSTRUCTION AND MAINTENANCE FUND. Beginning on and after January 1, 1986, all revenues from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid to the State Treasurer and shall be placed to the credit of the Human Services Fund.

B. There is hereby created in the State Treasury a special fund, which shall be designated the "Human Services Fund". Said fund beginning on and after the effective date of this act through December 31, 1985, shall consist of two-thirds (2/3) of all revenues derived from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code and funds from such other sources as the Legislature may provide. Beginning on and after January 1, 1986, said fund shall consist of all revenues from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code and funds from such other sources as the Legislature may provide. No expenditures shall be made from the Human Services Fund except pursuant to direct appropriation by the Legislature."

Senator York moved to table the Young amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Watson, Wright and York.—26.

Nay: Branch, Capps, Choate, Dennis, Giles, Johnson, Lamb, Landis, Leonard, Luton, McCune, Roberts, Shedrick, Winn and Young.—15.

Excused: Boatner, Cate, Moore, Pierce, Porter, Stipe and Terrill.—7.

Senator York moved to amend **HB 1325,** Page 11, Line 12, by adding a new Section 5 to read as follows and renumbering:

"Section 5. AMENDATORY 68 O.S. 1981, Section 1354, as amended by Section 2 of Enrolled House Bill No. 1602 of the 2nd Session of the 39th Oklahoma Legislature, is amended to read as follows:

Section 1354. Tax Levy — Rate — Sales Subject to Tax.

1. There is hereby levied upon all sales, not otherwise exempted in the Oklahoma Sales Tax Code, an excise tax of three percent (3%) except as provided for in subsection 2 of this section of the gross receipts or gross proceeds of each sale of the following:

(A) Tangible personal property;

(B) Natural or artificial gas, electricity, ice, steam, or any other utility or public service, except water and those specifically exempt pursuant to the provisions of Section 1357 of this title;

(C) Transportation for hire to persons by common carriers, including railroads both steam and electric, motor transportation companies, taxicab companies, pullman car companies, airlines, and other means of transportation for hire;

(D) Service by telephone or telegraph companies to subscribers or users, including transmission of messages, whether local or long distance, and all services and rental charges in connection with transmission of any message;

(E) Printing or printed matter of all types, kinds, or character and any service of printing or overprinting, including the copying of information by mimeograph, multigraph or by otherwise duplicating written or printed matter in any manner, or the production of microfiche containing information on magnetic tapes furnished by customers;

(F) Service of furnishing rooms by hotel, apartment hotel, public rooming house, motel, public lodging house, or tourist camp;

(G) Service of furnishing storage or parking privileges by auto hotels or parking lots;

(H) Computer hardware, software, coding sheets, cards or magnetic tapes on which prewritten programs have been coded, punched, or otherwise recorded;

(I) Foods, confections, and all drinks sold or dispensed by hotels, restaurants, or other dispensers, and sold for immediate consumption upon the premises or delivered or carried away from the premises for consumption elsewhere;

(J) Advertising of all kinds, types, and characters, including any and all devices used for advertising purposes and the servicing of any advertising devices except those specifically exempt pursuant to the provisions of Section 1357 of this title;

(K) Dues or fees to clubs including free or complimentary dues or fees which have a value equivalent to the charge that would have otherwise been made, including any fees paid for the use of facilities or services rendered at a health spa or club or any similar facility or business;

(L) Tickets for admission to or voluntary contributions made to places of amusement, sports, entertainment, exhibition, display, or other recreational events or activities, including free or complimentary admissions which have a value equivalent to the charge that would have otherwise been made;

(M) Charges made for the privilege of entering or engaging in any kind of activity, such as tennis, racquetball, or handball, when spectators are charged no admission fee;

(N) Charges made for the privilege of using items for amusement, sports, entertainment, or recreational activity, such as trampolines or golf carts;

(O) The rental of equipment for amusement, sports, entertainment, or other recreational activities, such as bowling shoes, skates, golf carts, or other sports or athletic equipment;

(P) The gross receipts from sales from any vending machine without any deduction for rental to locate the vending machine on the premises of a person who is not the owner or any other deductions therefrom;

(Q) The gross receipts or gross proceeds from the rental or lease of tangible personal property, including rental or lease of personal property when the rental or lease agreement requires the vendor to launder, clean, repair, or otherwise service the rented or leased property on a regular basis, without any deduction for the cost of the service rendered. If the rental or lease charge is based on the retail value of the property at the time of making the rental or lease agreement and the expected life of the property, and the rental or lease charge is separately stated from the service cost in the statement, bill, or invoice delivered to the consumer, the cost of services rendered shall be deducted from the gross receipts or gross proceeds;

(R) Any licensing agreement, rental, lease, or other device or instrument whereby rights to possess or exhibit motion pictures or filmed performances or rights to receive images, pictures, or performances for telecast by any method are transferred. Persons regularly engaged in the business of exhibiting motion pictures for which the sale of tickets or admissions is taxed pursuant to the provisions of this section shall not be deemed to be consumers or users in respect to the licensing or exhibiting of copyrighted motion picture features, shorts, cartoons, and scenes from copy-righted features, and the sale or licensing of such films shall not be considered a sale within the purview of the Oklahoma Sales Tax Code;

(S) Flowers, plants, shrubs, trees, and other floral items, whether or not produced by the vendor, sold by persons engaged in florist or nursery business in this state, including all orders taken by an Oklahoma business for delivery in another state. All orders taken outside this state for delivery within this state shall not be subject to the taxes levied in this section;

(T) Tangible personal property sold to persons, peddlers, solicitors, or other salesmen, for resale when there is likelihood that this state will lose tax revenue due to the difficulty of enforcing the provisions of the Oklahoma Sales Tax Code because of:

(1) the operation of the business;

(2) the nature of the business;

(3) the turnover of independent contractors;

(4) the lack of place of business in which to display a permit or keep records;

(5) lack of adequate records;

(6) the fact that the persons are minors or transients;

(7) the fact that the persons are engaged in service businesses; or

(8) any other reasonable reason;

(U) Any taxable services and tangible personal property including materials, supplies, and equipment sold to contractors for the purpose of developing and improving real estate even though said real estate is intended for resale as real property, hereby declared to be sales to consumers or users;

(V) Any taxable services and tangible personal property sold to persons who are primarily engaged in selling their services, such as repairmen, hereby declared to be sales to consumers or users[.]; AND

(W) ALL OTHER SERVICES INCLUDING PROFESSIONAL, PERSONAL AND REPAIR SERVICES, UNLESS OTHERWISE SPECIFICALLY EXEMPTED.

2. Beginning on and after January 1, 1986, the excise tax provided for in subsection 1 of this section shall be levied at the rate of two percent (2%) of the gross receipts or gross proceeds for each sale of an item subject to taxation pursuant to the provisions of this section."

Senator Young moved to table the York amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Capps, Choate, Clifton, Cullison, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Wright and Young.—26.

Nay: Cain, Combs, Dahl, Dawson, Dennis, Ford, Keller, McIntyre, Miller, O'Connor, Roberts, Taylor, Watson, Winn and York.—15.

Excused: Boatner, Cate, Moore, Pierce, Porter, Stipe and Terrill.—7.

Senators Boatner and Roberts moved to amend **HB 1325,** Page 11, Line 12, by adding a new Section 5 to read as follows and renumbering:

"SECTION 5. AMENDATORY 68 O.S. 1981, Section 1353, as last amended by Section 1, of Enrolled House Bill No. 1602, of the 2nd Session of the 39th Oklahoma Legislature, is amended to read as follows:

Section 1353. Purpose of Article – Apportionment of Revenues.

A. It is hereby declared to be the purpose of the Oklahoma Sales Tax Code to provide funds for the financing of the program provided for by the Oklahoma Social Security Act and to provide revenues for the support of the functions of the state government of Oklahoma, and for this purpose it is hereby expressly provided that the revenues derived pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid to the State Treasurer and beginning on and after the effective date of this act through December

31, 1985, two-thirds (⅔) of said revenues shall be placed to the credit of the Human Services Fund, created pursuant to the provisions of subsection B of this section, for the purpose of assistance grants for needy aged persons, needy dependent children, needy blind persons, and permanently and totally disabled persons, for providing child welfare services and services for crippled children, for providing day care services, for providing services, care, and treatment for dependent, homeless or neglected children, delinquent children, deaf children, blind children, or mentally retarded persons, for general assistance, commodity distribution or emergency relief, for health care services as provided for by federal law, for other programs assigned to the Department of Human Services pursuant to federal or state law, and for payment of the cost of administration of the foregoing. All said funds, except as otherwise provided for in this section, shall be paid monthly into the Human Services Fund. Beginning on and after the effective date of this act through December 31, 1985, one-third (⅓) of all revenues derived from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid monthly to the State Treasurer to be placed to the credit of the General Revenue Fund to be paid out pursuant to direct appropriation by the Legislature. EXCEPT THAT FIVE PERCENT (5%) OF SUCH REVENUES SHALL BE TRANSMITTED BY THE OKLAHOMA TAX COMMISSION TO THE VARIOUS COUNTIES OF THE STATE ACCORDING TO THE PROVISIONS OF SUBPARAGRAPHS (1) AND (2) OF SECTION 504 OF THIS TITLE. Beginning on and after January 1, 1986, all revenues from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid to the State Treasurer and shall be placed to the credit of the Human Services Fund.

B. There is hereby created in the State Treasury a special fund, which shall be designated the "Human Services Fund". Said fund beginning on and after the effective date of this act through December 31, 1985, shall consist of two-thirds (⅔) of all revenues derived from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code and funds from such other sources as the Legislature may provide. Beginning on and after January 1, 1986, said fund shall consist of all revenues from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code and funds from such other sources as the Legislature may provide[.] EXCEPT THAT THREE AND FIFTY-THREE ONE-HUNDREDTHS PERCENT (3.53%) OF SUCH REVENUES SHALL BE TRANSMITTED BY THE OKLAHOMA TAX COMMISSION TO THE VARIOUS COUNTIES OF THE STATE ACCORDING TO THE PROVISIONS OF SUBPARAGRAPHS (1) AND (2) OF SECTION 504 OF THIS TITLE. No expenditures shall be made from the Human Services Fund except pursuant to direct appropriation by the Legislature."

Senator York moved to table the Boatner-Roberts amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Clifton, Combs, Cullison, Dawson, Howell, Johnson, Keller, Kilpatrick, Landis, Luton, McDaniel, McIntyre, O'Connor, Randle, Schuelein, Shedrick, Taliaferro, Watson, Wright and York.—21.

Nay: Branch, Capps, Choate, Dennis, Ford, Giles, Green, Hopkins, Lamb, McCune, Miller, Rhodes, Roberts, Rozell, Smith, Winn and Young.—17.

Excused: Boatner, Cate, Dahl, Leonard, Moore, Pierce, Porter, Stipe, Taylor and Terrill.—10.

Senators Boatner and Roberts moved to amend **HB 1325,** Page 11, Line 12, by adding a new Section 5 to read as follows and renumbering:

"SECTION 5. AMENDATORY 68 O.S. 1981, Section 1353, as last amended by Section 1, of Enrolled House Bill No. 1602, of the 2nd Session of the 39th Oklahoma Legislature, is amended to read as follows:

Section 1353. Purpose of Article – Apportionment of Revenues.

A. It is hereby declared to be the purpose of the Oklahoma Sales Tax Code to provide funds for the financing of the program provided for by the Oklahoma Social Security Act and to provide revenues for the support of the functions of the state government of Oklahoma, and for this purpose it is hereby expressly provided that the revenues derived pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid to the State Treasurer and beginning on and after the effective date of this act through December 31, 1985, two-thirds (⅔) of said revenues shall be placed to the credit of the Human Services Fund, created pursuant to the provisions of subsection B of this section, for the purpose of assistance grants for needy aged persons, needy dependent children, needy blind persons, and permanently and totally disabled persons, for providing child welfare services and services for crippled children, for providing day care services, for providing services, care, and treatment for dependent, homeless or neglected children, delinquent children, deaf children, blind children, or mentally retarded persons, for general assistance, commodity distribution or emergency relief, for health care services as provided for by federal law, for other programs assigned to the Department of Human Services pursuant to federal or state law, and for payment of the cost of administration of the foregoing. All said funds, except as otherwise provided for in this section, shall be paid monthly into the Human Services Fund. Beginning on and after the effective date of this act through December 31, 1985, one-third (⅓) of all revenues derived from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid monthly to the State Treasurer to be placed to the credit of the General Revenue Fund to be paid out pursuant to direct appropriation by the Legislature. EXCEPT THAT THREE AND FIFTY-THREE ONE-HUNDRETHS PERCENT (3.53%) OF SUCH REVENUES SHALL BE TRANSMITTED BY THE OKLAHOMA TAX COMMISSION TO THE VARIOUS COUNTIES OF THE STATE ACCORDING TO THE PROVISIONS OF SUBPARAGRAPHS (1) AND (2) OF SECTION 504 OF THIS TITLE. Beginning on and after January 1, 1986, all revenues from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code shall be paid to the State Treasurer and shall be placed to the credit of the Human Services Fund.

B. There is hereby created in the State Treasury a special fund, which shall be designated the "Human Services Fund". Said fund beginning on and after the effective date of this act through December 31, 1985, shall consist of two-thirds (⅔) of all revenues derived from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code and funds from such other sources as the Legislature may provide. Beginning on and after January 1, 1986, said fund shall consist of all revenues from the tax levied pursuant to the provisions of the Oklahoma Sales Tax Code and funds from such other sources as the Legislature may provide. No expenditures shall be made from the Human Services Fund except pursuant to direct appropriation by the Legislature."

Senator York moved to table the Boatner-Roberts amendment which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, McDaniel, McIntyre, O'Connor, Randle, Schuelein, Shedrick, Watson, Wright and York.—24.

Nay: Branch, Choate, Dennis, Giles, Green, Lamb, Luton, McCune, Miller, Rhodes, Roberts, Rozell, Smith, Winn and Young.—15.

Excused: Boatner, Leonard, Moore, Pierce, Porter, Stipe, Taliaferro, Taylor and Terrill.—9.

Senators Stipe, Branch, Clifton, Dennis, Landis, Miller, Roberts, Rozell, Shedrick, Winn and Young moved to amend **HB 1325,** Page 13, Line 8½, by adding a new Section 6 as follows:

"SECTION 6. The proceeds of all sales taxes collected by municipalities on the sale of non-intoxicating beverages, cigarettes and tobacco products shall be remitted to the county treasurer of the county wherein the municipality is located to be credited to the general fund of said county, provided, however, the sales taxes collected on such products by municipalities in a county having a population in excess of 400,000 according to the latest federal decennial census shall be retained by the appropriate municipality."

and by renumbering subsequent sections.

, which amendment was declared adopted upon roll call as follows:

Aye: Branch, Cain, Capps, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Winn, Wright and Young.—30.

Nay: Cate, Choate, Cullison, Hopkins, Johnson, Keller, Kilpatrick, Leonard, McCune, Randle, Schuelein, Watson and York.—13.

Excused: Boatner, Moore, Pierce, Porter and Terrill.—5.

Senator York moved to amend **HB 1325,** Page 13, Line 10½, by adding the severability clause, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1325,** Page 13, Line 9, by adding new Sections 6, 7, 8, 9, 10, 11, 12, 13 and 14 to read as follows and renumbering:

"Section 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 910 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. For the calendar year 1985 and for each calendar year thereafter, a tax shall be levied upon the transfer of property by gift by any individual, resident or nonresident, during such calendar year. In the case of a nonresident, the tax shall only apply to a transfer if the property transferred is situated within the State of Oklahoma.

B. The tax shall apply to all transfers whereby property rights or interests are passed or conferred upon another by donation, regardless of the means or device employed. The tax shall apply whether the transfer is in trust or otherwise, whether the gift is direct or indirect, and whether the property is real or personal, tangible or intangible.

C. The tax shall apply where property is transferred for less than an adequate and full consideration in money or money's worth. However, a sale, exchange or other transfer of property made in the ordinary course of business (a transaction which is bona fide, at arm's length, and free from any donative intent), will be considered as made for an adequate and full consideration in money or money's worth, and will not be subject to the tax. The effective release of a general "power of appointment" shall be considered a transfer of the property to which such general "power of appointment" applied.

D. The tax shall apply to the assignment of a life insurance policy by the insured where the insured does not retain what amounts to a power of revocation as, for example, the right to surrender or cancel the policy, the right to obtain a loan against the policy or its surrender value, or a right to change the beneficiary or assignee. In the case of a right to change the beneficiary or assignee, the right of revocation will be construed to be retained only in case the insured retains the right to make the proceeds of the policy payable to the insured, his estate, or otherwise for his benefit. Such assignment or designation shall constitute a gift, and be subject to the tax even though the right of the assignee or beneficiary to receive the proceeds is conditioned upon his surviving the insured. The value of such policy shall in no instance be less than the actual terminal reserve value of the policy as of the date of the gift, plus any unearned premium thereon, as shown by the insurance company's records.

E. The tax shall not apply to the value of any property purchased by an individual with his own funds where title to such property is taken in the name of such individual and his or her spouse as joint tenants with right of survivorship. The tax shall also not apply to the amount of a joint bank account drawn by a person for his own benefit from funds furnished by his or her spouse. Provided further, that the tax shall not apply to the acquisition by husband and wife of community property.

F. The tax shall not apply to any inter vivos gifts of any property, real or personal or both, or any interest therein, by any person to his or her spouse.

G. The tax shall apply and be computed upon the gross value of the gift from the donor to the donee and such value shall not be reduced by the amount of the federal gift taxes or state gift taxes thereon whether paid by the donor or donee.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 911 of Title 68, unless there is created a duplication in numbering, reads as follows:

The tax hereby levied shall be an amount equal to the excess of:

1. A tax computed in accordance with the rate schedule hereinafter set forth, on the aggregate sum of the taxable net gifts for such calendar year and for each of the preceding calendar years, over

2. A tax, computed in accordance with the rate schedule, on the aggregate sum of the taxable net gifts for each of the preceding calendar years:

One percent (1%) of the value of the taxable net gifts not in excess of Ten Thousand Dollars ($10,000.00).

Two percent (2%) of the value of the taxable net gifts in excess of Ten Thousand Dollars ($10,000.00) and not in excess of Twenty Thousand Dollars ($20,000.00).

Three percent (3%) of the value of the taxable net gifts in excess of Twenty Thousand Dollars ($20,000.00) and not in excess of Forty Thousand Dollars ($40,000.00).

Four percent (4%) of the value of the taxable net gifts in excess of Forty Thousand Dollars ($40,000.00) and not in excess of Sixty Thousand Dollars ($60,000.00).

Five percent (5%) of the value of the taxable net gifts in excess of Sixty Thousand Dollars ($60,000.00) and not in excess of One Hundred Thousand Dollars ($100,000.00).

Six percent (6%) of the value of the taxable net gifts in excess of One Hundred Thousand Dollars ($100,000.00) and not in excess of Two Hundred Fifty Thousand Dollars ($250,000.00).

Six and five-tenths percent (6.5%) of the value of the taxable net gifts in excess of Two Hundred Fifty Thousand Dollars ($250,000.00) and not in excess of Five Hundred Thousand Dollars ($500,000.00).

Seven percent (7%) of the value of the taxable net gifts in excess of Five Hundred Thousand Dollars ($500,000.00) and not in excess of Seven Hundred Fifty Thousand Dollars ($750,000.00).

Seven and five-tenths percent (7.5%) of the value of the taxable net gifts in excess of Seven Hundred Fifty Thousand Dollars ($750,000.00) and not in excess of One Million Dollars ($1,000,000.00).

Eight percent (8%) of the value of the taxable net gifts in excess of One Million Dollars ($1,000,000.00) and not in excess of Three Million Dollars ($3,000,000.00).

Eight and five-tenths percent (8.5%) of the value of the taxable net gifts in excess of Three Million Dollars ($3,000,000.00) and not in excess of Five Million Dollars ($5,000,000.00).

Nine percent (9%) of the value of the taxable net gifts in excess of Five Million Dollars ($5,000,000.00) and not in excess of Ten Million Dollars ($10,000,000.00).

Ten percent (10%) of the value of the taxable net gifts in excess of Ten Million Dollars ($10,000,000.00).

Provided, if a gift is made in contemplation of death and a gift tax is paid by the donor under the provisions of this act, and if the estate of said donor is liable for an estate tax on the amount so given then there shall be given credit on said estate tax due under the provisions of the laws of the State of Oklahoma the amount of gift tax paid on said gift made in contemplation of death and subject to said estate tax.

Section 8. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 912 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. The following table shall be used in computing taxes under this act:

Net Taxable Gifts	Amount of Block	Rate of Tax on Block	Total Tax Cumulative
$ 10,000.00	$ 10,000.00	1%	$ 100.00
20,000.00	10,000.00	2%	300.00
40,000.00	20,000.00	3%	900.00
60,000.00	20,000.00	4%	1,700.00
100,000.00	40,000.00	5%	3,700.00
250,000.00	150,000.00	6%	12,700.00
500,000.00	250,000.00	6.5%	28,950.00
750,000.00	250,000.00	7%	46,450.00
1,000,000.00	250,000.00	7.5%	65,200.00
3,000,000.00	2,000,000.00	8%	225,200.00
5,000,000.00	2,000,000.00	8.5%	395,200.00
10,000,000.00	5,000,000.00	9%	845,200.00
Over 10,000,000.00		10%	

B. The provisions of Sections 201 et seq. of Title 68 of the Oklahoma Statutes shall apply to accrual of interest and penalties for failure to file returns or make payments of tax when due and to protests and hearings before the Oklahoma Tax Commission and appeals of Tax Commission rulings.

Section 9. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 913 of Title 68, unless there is created a duplication in numbering, reads as follows:

The term "net taxable gifts" as used in this act means the total amount of gifts made during the calendar year, with the following adjustments:

1. There shall be deducted the amount of all gifts made during such year to or for the use of:

a. institutions, fraternal societies, associations, funds, trusts, corporations or foundations engaged in carrying out benevolent, charitable, educational, religious or nonprofit medical research programs, or to nonprofit organizations devoted exclusively to youth programs emphasizing physical fitness, character development and citizenship training such as the Girl Scouts or Boy Scouts of America either under the laws of this state, or under the laws of another state or territory if at the time of the transfer either:

(1) such other state or territory did not impose any gift tax in respect to property transferred to a similar institution or donee incorporated or operating under the laws of this state, or

(2) the laws of the other state or territory in which such institution or donee is incorporated or operating contained a reciprocal exemption provision under which property transferred to a similar institution or donee incorporated or operating under the laws of this state was exempt from all gift taxes of any character provided this state allowed a similar exemption in respect to property transferred to similar institution or donee incorporated or operating under the laws of such other state or territory, and

b. posts or organizations of war veterans; or auxiliary units or societies of any such posts or organizations, if such posts, organizations, units or societies are organized and existing in this state and if no part of their net earnings or income inures to the benefit of any private shareholder or individual;

2. In the case of all gifts, other than those specifically exempted under the terms of this act, made to each individual, institution or organization by the donor, resident or nonresident of Oklahoma, the first Three Thousand Dollars ($3,000.00) of such gifts to each donee shall not be included in the total amount of gifts made during such year; and

3. Any gift made to a spouse shall not be included in the total amount of gifts made during the year.

Section 10. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 914 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. If the gift is made in property, the fair cash market value thereof at the date of the gift shall be considered the amount of the gift. The term "fair cash market value", as used herein, is hereby declared to mean the

value and price at which the property transferred would change hands between a willing buyer and a willing seller, both being free of any compulsion to buy or sell. Any and all assessments of gift tax pursuant to the provisions of this act shall be based upon appraisements so made. The gift shall be complete as to any property, or part thereof or interest therein, of which the donor has so parted with dominion and control as to leave in him no power to change the disposition thereof, whether for his own benefit or for the benefit of another.

B. In the determination of the value of gifts resulting from the creation or transfer of annuities, life, remainder and reversionary interests, other than annuities purchased from life insurance companies, the value of the right to use, or the right to receive income from property, whether for life or for a specified number of years shall be determined by the rule, method and standard of mortality and value employed in ascertaining the value of life insurance and annuities for the determination of liabilities of life insurance companies, using the American Experience Table of Mortality, except that the rate of interest for making such computation shall be five percent (5%).

C. For the purpose of this section the term "power of revocation" shall be construed to include the right to surrender or cancel the policy, the right to obtain a loan against the policy or its surrender value, or a right to change the beneficiary or assignee. In the case of a right to change the beneficiary or assignee, the right of revocation shall be construed to be retained only in case the insured retains the right to make the proceeds of the policy payable to the insured, his estate, or otherwise for his benefit as follows:

1. The insured under a single-premium or paid-up life insurance policy, upon which no further payments are to be made to the insurer, transfers by gift of such policy to another without retaining in himself any power of revocation, the value of the gift is the amount which the company would charge, as of the date of the gift, for a single-premium contract of the same specified amount on the life of a person of the age of the insured, diminished by such indebtedness as is owing by the insured to the insurer or others with respect to such insurance contract;

2. The value of a gift on an insurance policy on which further premium payments are to be made shall be certified to by the insurance company on a form therefor prescribed by the Oklahoma Tax Commission. Said value shall in no instance be less than the actual terminal reserve value of the policy as of the date of the gift, plus any unearned premium prepaid thereon, as shown by the insurance company's records:

3. The donor gratuitously assigns to another the benefits under an insurance annuity contract, by the terms of which he is entitled to receive specified periodical payments during his life or for a specified period of years, and retains no power of revocation, the value of the gift is the amount which the company would charge, as of the date of the gift, for an annuity contract providing for the payment of the specified sums during the contract period of payments. Such amount shall be diminished by such indebtedness as is owing by the annuitant to the insurer or others with respect to such annuity contract; and

4. A donor purchases from a life insurance company for the benefit of another a life insurance contract or a contract for the payment of an annuity, the value of the gift is the cost of the contract.

D. If property is transferred for less than an adequate and full consideration in money or money's worth, then the amount by which the value of the property exceeded the value of the consideration shall, for the purpose of the tax levied by this act, be deemed the

amount of the gift, and, as provided for pursuant to subsection C of Section 1 of this act, shall be included in computing the amount of gifts made during the calendar year.

Section 11. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 915 of Title 68, unless there is created a duplication in numbering, reads as follows:

Every individual who shall make any transfers by gift in excess of Three Thousand Dollars ($3,000.00) shall, on or before April 15 following the closing of the calendar year in which such transfers are made, file with the Oklahoma Tax Commission a return under oath in such form as the Tax Commission shall prescribe. The tax levied by this act shall be paid to the Tax Commission by the donor at the time the return is filed.

Section 12. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 916 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. All taxes, interest and penalties levied by the provisions of this act are hereby declared to be a personal liability of the donor and donee and to constitute a lien in favor of the state, as prescribed by Section 230 of Title 68 of the Oklahoma Statutes, upon all franchises, property and rights to property, whether real or personal, then belonging to or thereafter acquired by the donor and/or donee, whether such property is employed by such person in the operation of a business, or is in the hands of an assignee, trustee, or receiver for the benefit of creditors.

B. Enforcement of payment of any delinquent taxes, interest and penalties imposed pursuant to the provisions of this act shall be in accordance with the provisions of Sections 201 et seq. of Title 68 of the Oklahoma Statutes.

C. When a payment of gift tax, interest or penalty imposed by this act is made, the Tax Commission shall issue its official release therefor to the person making the payment.

D. Any and all taxes, together with interest, penalty or costs, heretofore or hereafter levied by the provisions of this act for any year and any lien created in this state on a gift of real property are hereby released and extinguished forever upon the expiration of fifteen (15) years after the date upon which any deed evidencing said gift of real property is executed and recorded as provided by law, and any lien for such taxes, together with interest, penalty and costs, for any tax year or years which has heretofore accrued or may hereafter accrue because of the failure of any gift to have been reported in a return or taxed, shall be and are hereby extinguished upon the expiration of fifteen (15) years from the date when such lien would have accrued had such return or returns been made or such tax levied as required by law.

E. Any county officer or other person who is required to certify to public records shall not be required to certify gift taxes which have been or should have been levied more than fifteen (15) years prior to the date of such certification.

Section 13. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 917 of Title 68, unless there is created a duplication in numbering, reads as follows:

All taxes, interest and penalties collected under the provisions of this act, or pursuant to the provisions of Sections 201 et seq. of Title 68 of the Oklahoma Statutes with respect to gift taxes, shall be paid monthly by the Oklahoma Tax Commission to the State Treasurer and by him placed to the credit of the General Revenue Fund of the state, to be used for governmental functions and to be paid out only pursuant to direct appropriation by the Legislature.

Seciton 14. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 918 of Title 68, unless there is created a duplication in numbering, reads as follows:

No gift, testamentary or otherwise, of any property, real or personal or both, or any interest therein, to the State of Oklahoma, or to any county, city, town, or school district in the state, or to any combination thereof, if accepted on behalf of the state, county, city, town or school district, by the officer, proper governing board or commission thereof, nor the transfer of title thereto in accordance with such gifts, or the will or other instrument by which such gift is made, nor the privilege of making or receiving such a gift, nor any income or profits derived by such state, county, city, town or school district from any such property or its use or disposition thereof, shall be subject to any form of tax.''

, which amendment was declared adopted upon roll call as follows:

Aye: Cain, Cate, Combs, Cullison, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Winn and York.—24.

Nay: Branch, Capps, Choate, Clifton, Dahl, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, McDaniel, O'Connor, Rhodes, Watson, Wright and Young.—19.

Excused: Boatner, Moore, Pierce, Porter and Terrill.—5.

Senator York moved that **HB 1325** be advanced, which motion was declared adopted.

THIRD READING

HB 1325 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Winn, Wright and York.—29.

Nay: Branch, Choate, Dahl, Ford, Giles, Green, Keller, Landis, Leonard, McCune, Schuelein, Smith, Watson and Young.—14.

Excused: Boatner, Moore, Pierce, Porter and Terrill.—5.

The bill passed.

Senators Schuelein, Landis 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: 11; Excused: 5.

The emergency passed.

HB 1325 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1674,** requesting conference and naming conferees as follows: Brewster, Littlefield and Holden.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 426
SB 466
SB 483
SB 539, coauthored by Williams (Penny) of the House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 431.**

The above numbered measure was referred for enrollment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1674** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Clifton, York and McDaniel.

UNANIMOUS CONSENT REQUEST— MOTION TO RECONSIDER VOTE

Senator Johnson asked unanimous consent to extend the time on his motion to reconsider the vote whereby **HB 1899** failed to one legislative day, Thursday, March 22, which was the order.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1571,** as amended.

SECOND READING

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

HB 1483 — Appropriations
HB 1489 — Appropriations
HB 1514 — Appropriations
HB 1527 — Appropriations
HB 1536 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1488, 1515** and **1524.**

HB 1488 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Office of the Director of State Finance — appropriation — amending Section 41.17 of Title 62 — operative date — emergency]

HB 1515 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Physician Manpower Training Commission — appropriations — codification — creating Nursing Student Assistance Fund — operative date — emergency]

HB 1524 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Department of Labor — appropriations — operative date — emergency]

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1030.**

HCR 1030 — By Baker and Boyd of the House and Smith and Terrill of the Senate.

A concurrent resolution memorializing Congress to enact certain legislation to provide judicial review in certain disability cases reviewed by the Veterans Administration; and directing distribution.

WHEREAS, judicial review is not allowed in disability claims against the Veterans Administration; and

WHEREAS, the Veterans Administration has not added any new debilitating diseases to the Debilitating Disease List since 1921; and

WHEREAS, 38 U.S.C. 3404(c) sets a maximum attorneys fee of Ten Dollars ($10.00) per claim.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature hereby memorializes Congress to enact legislation which provides for judicial review of disability claims against the Veterans Administration.

SECTION 2. A copy of this resolution shall be dispatched to the Speaker of the United States House of Representatives and the Majority Leader of the United States Senate and to each member of the Oklahoma Congressional Delegation.

The above numbered measure was read the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 20, 1984, of Enrolled **SBs 345** and **480.**

BILL RELEASED

HB 1578 was properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 22, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 5:30 p.m. to meet Thursday, March 22, 1984, at 10:00 a.m.

Forty-seventh Legislative Day

Thursday, March 22, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Boatner, Branch, Moore, Pierce, Porter, Shedrick and Stipe.—7.

Senator Combs presiding.

Senator Combs declared a quorum present.

The prayer was offered by Senator Johnson.

EXECUTIVE NOMINATIONS

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

Christian, Nolan, Tulsa, as a member to the Board of Licensed Social Workers.

Ford, Delmas, Midwest City, as Director to the Office of Public Affairs.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1571** and **1578.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1313, 1325, 1507 and **1829** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 431 and **SJRs 33, 34** and **43** 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 1707 by Widener of the House and Capps of the Senate was called up for consideration.

Senator Capps moved that **HB 1707** be advanced, which motion was declared adopted.

THIRD READING

HB 1707 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Watson and Wright.—31.

Nay: Hopkins, Leonard and Young.—3.

Excused: Boatner, Branch, Clifton, Howell, Keller, Moore, Pierce, Porter, Shedrick, Smith, Stipe, Terrill, Winn and York.—14.

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: 2; Excused: 14.

The emergency passed.

HB 1707 was ordered withheld.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills and resolutions as amended:

SB 452.
SB 495.
SB 557.
SJR 26.
SJR 35.
SJR 51.

Advising adoption of and returning the following engrossed resolution as amended:

SCR 36.

GENERAL ORDER

HB 1884 by Haney of the House and McDaniel of the Senate was called up for consideration.

Senator McDaniel moved that **HB 1884** be advanced, which motion was declared adopted.

THIRD READING

HB 1884 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Hopkins, Johnson, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Watson and Winn.—26.

Nay: Capps, Giles, Green, Keller, Lamb, Landis, Leonard, Rhodes, Smith, Wright and Young.—11.

Excused: Boatner, Branch, Choate, Dawson, Howell, Moore, Pierce, Porter, Shedrick, Stipe and York.—11.

The Chair advised that Senator Choate, having been present in the Chamber during the vote on **HB 1884** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 26; Nay: 12; Excused: 10.

The bill passed.

Senators Capps, Green, Landis, Giles, Young and Wright desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 6; Excused: 10.

The emergency passed.

HB 1884 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 1510, coauthored by Harris of the House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 431** and **SJR 43.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJRs 33** and **34.**

The above numbered enrolled measures were transmitted to the Secretary of State.

Senator McDaniel presiding.

MOTION TO RECONSIDER VOTE

Senator Johnson pressed his motion to reconsider the vote whereby **HB 1899** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, McCune, McDaniel, McIntyre, O'Connor, Randle, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—30.

Nay: Combs, Dahl, Dawson, Dennis, Kilpatrick, Leonard, Luton, Miller, Roberts and Terrill.—10.

Excused: Boatner, Branch, Howell, Moore, Pierce, Porter, Shedrick and Stipe.—8.

THIRD READING

Senator Cate moved to reconsider the vote whereby **HB 1899** was advanced.

Senator Johnson asked unanimous consent that **HB 1899,** with the Cate motion, be laid over for this legislative day, which was the order.

HB 1899 remains on Third Reading.

Senator Schuelein moved that the Senate stand recessed for thirty minutes, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator McDaniel presiding.

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

GENERAL ORDER

SB 401 by York of the Senate and Willis of the House was called up for consideration.

Senator York moved that **SB 401** be advanced, which motion was declared adopted.

THIRD READING

SB 401 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Boatner, Branch, Kilpatrick, McIntyre, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—11.

The bill and emergency passed.

SB 401 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1683,** coauthored by Davis (Porter).

GENERAL ORDER

HB 1729 by Davis (Frank) of the House and Watson of the Senate was called up for consideration.

Senator Watson moved to amend **HB 1729,** by restoring the title, which amendment was declared adopted.

Senator Watson moved that **HB 1729** be advanced, which motion was declared adopted.

THIRD READING

HB 1729 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, and Young.—34.

Nay: Howell.—1.

Excused: Boatner, Branch, Giles, Kilpatrick, McIntyre, Moore, Pierce, Porter, Randle, Shedrick, Stipe, Taylor and York.—13.

The bill passed.

HB 1729 was referred for engrossment.

GENERAL ORDER

HB 1500 by Hooper and Duckett of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1500** be advanced, which motion was declared adopted.

THIRD READING

HB 1500 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, and Young.—36.

Excused: Boatner, Branch, Giles, Kilpatrick, Moore, Pierce, Porter, Randle, Shedrick, Stipe, Taylor and York.—12

The bill passed.

HB 1500 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 318, 428** and **453.**

The above numbered measures were referred for enrollment.

GENERAL ORDER

HB 1244 by Duke of the House and Roberts of the Senate was called up for consideration.

Senator Roberts moved that **HB 1244** be advanced, which motion was declared adopted.

THIRD READING

HB 1244 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Smith, Terrill, Watson, Winn, Wright and York.—32.

Nay: Johnson, Schuelein, Taliaferro and Young.—4.

Excused: Boatner, Branch, Dennis, Giles, Kilpatrick, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—12.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Schuelein moved that the vote be reconsidered whereby **HB 1244** passed.

GENERAL ORDER

HB 1454 by Henry of the House and Leonard of the Senate was called up for consideration.

Senator Leonard moved that **HB 1454** be advanced, which motion was declared adopted.

THIRD READING

HB 1454 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—36.

Excused: Boatner, Branch, Dennis, Giles, Kilpatrick, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—12.

The bill passed.

HB 1454 was ordered withheld.

GENERAL ORDER

HB 1461 by Cotner, et al, of the House and Winn of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1461,** which was the order.

Senator Winn moved that **HB 1461** be advanced, which motion was declared adopted.

THIRD READING

HB 1461 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Green, Hopkins, Keller, Kilpatrick, Lamb, Luton, McDaniel, Miller, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright and York.—26.

Nay: Cain, Capps, Dawson, Howell, Johnson, Landis, Leonard, McCune, O'Connor and Young.—10.

Excused: Boatner, Branch, Dennis, Giles, McIntyre, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—12.

The bill passed.

HB 1461 was referred for engrossment.

GENERAL ORDER

HB 1470 by Brown and Hamilton of the House and Hopkins of the Senate was called up for consideration.

Senator Hopkins moved that **HB 1470** be advanced, which motion was declared adopted.

THIRD READING

HB 1470 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—35.

Nay: Dawson and Keller.—2.

Excused: Boatner, Branch, Dennis, Giles, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—11.

The bill passed.

HB 1470 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

SB 400 by York of the Senate and Barker of the House was called up for consideration.

Senator York moved that **SB 400** be advanced, which motion was declared adopted.

THIRD READING

SB 400 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—36.

Excused: Boatner, Branch, Dawson, Dennis, Giles, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—12.

The bill and emergency passed.

SB 400 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1466,** requesting conference and naming conferees as follows: Lawter, Kelly and Stottlemyre.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1510** was adopted upon motion of Senator Cate.

HB 1510, as amended in conference, was read at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—36.

Excused: Boatner, Branch, Dawson, Dennis, Giles, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—12.

The bill and emergency passed.

HB 1510, together with the conference committee report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **HB 1565** passed, which motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—36.

Excused: Boatner, Branch, Dawson, Dennis, Giles, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—12.

THIRD READING

Senator Taliaferro moved that the vote be reconsidered whereby **HB 1565** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1565 was considered further.

Senator Howell moved to amend **HB 1565,** Page 2, Lines 3 and 5, by striking after the word "town," on Line 3 and before the word "county," the words "school district," and on Line 5, by striking after the word "a" the word "school", which amendment was declared adopted.

Senator Taliaferro moved to amend **HB 1565,** Page 3, Line 15, by striking the year "1984" and inserting the year "1986", which amendment was declared adopted.

Senator Taliaferro moved that **HB 1565** be advanced, which motion was declared adopted.

THIRD READING

HB 1565 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Roberts, Schuelein, Smith, Taliaferro, Terrill, Winn and York.—28.

Nay: Choate, Dahl, Keller, Rhodes, Rozell, Watson, Wright and Young.—8.

Excused: Boatner, Branch, Dawson, Dennis, Giles, Moore, Pierce, Porter, Randle, Shedrick, Stipe and Taylor.—12.

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: 29; Nay: 7; Excused: 12.

The emergency failed.

HB 1565 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 495** were rejected upon motion of Senator Terrill, conference requested, and Senate conferees appointed as follows: Senators Terrill, Cate and Rozell.

PENDING CONSIDERATION OF HAs

HAs to **SJR 26** were rejected upon motion of Senator Rozell, conference requested, and Senate conferees appointed as follows: Senators Rozell, Cullison and Miller.

PENDING CONSIDERATION OF HAs

HAs to **SJR 35** were rejected upon motion of Senator Rhodes, conference requested, and Senate conferees appointed as follows: Senators Rhodes, Rozell and Watson.

GENERAL ORDER

HB 1569 by Reimer of the House and Winn of the Senate was called up for consideration.

Senator Winn moved that **HB 1569** be advanced, which motion was declared adopted.

THIRD READING

HB 1569 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—36.

Excused: Boatner, Branch, Dawson, Dennis, Giles, Moore, Pierce,Porter, Randle, Shedrick, Stipe and Taylor.—12.

The bill and emergency passed.

HB 1569 was ordered withheld.

GENERAL ORDER

HB 1678 by Vanatta of the House and Winn of the Senate was called up for consideration.

Senator Winn moved to amend **HB 1678,** Page 4, Line 16, by deleting after the word "state" on Line 15 and before the word "blanket" on Line 16 all language and insert in lieu therof the following: "for issuance of", which amendment was declared adopted.

Senator Winn moved that **HB 1678** be advanced, which motion was declared adopted.

THIRD READING

HB 1678 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Boatner, Branch, Dawson, Dennis, Giles, Moore, Pierce, Porter, Schuelein, Shedrick and Stipe.—11.

The bill passed.

HB 1678 was referred for engrossment.

GENERAL ORDER

HB 1823 by Kelly of the House and Roberts of the Senate was called up for consideration.

Senators Cullison and Roberts moved to amend **HB 1823,** Page 2, Line 5, by deleting after the word "of" and before the word "feet" the word and figure "fourteen (14)" and inserting the word and figure "sixteen (16)", which amendment was declared adopted.

Senator Cullison moved to amend **HB 1823,** Page 3, Line 11, by deleting after the word "exceeds" and before the word "feet" the word and figure "fifty-five (55)" and inserting the word and figure "sixty-five (65)" and by deleting after the word "or" on Line 11 the word and figure "eight (8)" and inserting the word and figure "eight and one-half (8½)", which amendment was declared adopted.

Senator Roberts moved that **HB 1823** be advanced, which motion was declared adopted.

THIRD READING

HB 1823 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Clifton, Cullison, Dahl, Ford, Green, Hopkins, Johnson, Landis, Luton, McDaniel, McIntyre, Miller, O'Connor, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Winn, Wright and Young.—24.

Nay: Cate, Choate, Combs, Howell, Keller, Kilpatrick, Lamb, Leonard, McCune, Randle, Rhodes and Watson.—12.

Excused: Boatner, Branch, Dawson, Dennis, Giles, Moore, Pierce, Porter, Shedrick, Stipe, Terrill and York.—12.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Roberts moved that the vote be reconsidered whereby **HB 1823** failed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature enrolled **HB 1510.**

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

GENERAL ORDER

HB 1591 by Henry of the House and Leonard of the Senate was called up for consideration.

Senator Leonard moved that **HB 1591** be advanced, which motion was declared adopted.

THIRD READING

HB 1591 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—35.

Excused: Boatner, Branch, Dahl, Dawson, Dennis, Giles, Moore, Pierce, Porter, Shedrick, Stipe, Terrill and York.—13.

The bill passed.

HB 1591 was ordered withheld.

PENDING CONSIDERATION OF HAs

HAs to **SCR 36** were concurred in upon motion of Senator Cate.

SCR 36, as amended by the Honorable House, was adopted upon motion of Senator Cate.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 561

SECOND READING

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

HB 1488 — Appropriations
HB 1515 — Appropriations
HB 1524 — Appropriations
HCR 1030 — Judiciary

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1490, 1491, 1519, 1521** and **1528.**

HB 1490 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Office the State Auditor and Inspector — appropriations — operative date — emergency]

HB 1491 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Tax Commission — appropriations — legislative intent — operative date — emergency]

HB 1519 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Historical Society — appropriation — Amending Sections 357.3 and 357.4 of Title 74 — codification — legislative intent — operative date — emergency]

HB 1521 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Oklahoma Water Resources Board — appropriation — operative date — emergency]

HB 1528 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

[Department of Human Services — appropriation — amending Section 3, Chapter 283, O.S.L. 1983 and Sections 26.16 and 26.18 of Title 56 — operative date — emergency]

The above numbered measures were read the first time.

BILLS RELEASED

SB 390 and **HBs 1791** and **1869** were referred for engrossment.

HBs 1454, 1569, 1591 and **1707** were properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 26, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:15 p.m. to meet Monday, March 26, 1984, at 1:30 p.m.

Forty-eighth Legislative Day

Monday, March 26, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Johnson, Moore and Taylor.—3.

Senator Cullison declared a quorum present.

The prayer was offered by Ms. Freda Keet, newswoman from Israel, the guest of Senator Young.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1454, 1569, 1591, 1683** and **1707.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1882 by Widener of the House and Capps of the Senate was called up for consideration.

Senator Capps moved to amend **HB 1882,** Page 21, Lines 5 and 7, by inserting a period after the word "year" on Line 5 and capitalize the word "If" on Line 7, which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1882,** Page 23, Line 18½, by inserting the following: "Not more than $200.00 in total fees shall be charged to any one applicator.", which amendment was declared adopted.

Senator Capps moved that **HB 1882** be advanced, which motion was declared adopted.

THIRD READING

HB 1882 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn and York.—38.

Nay: Miller, Rhodes, Rozell and Wright.—4.

Excused: Cate, Johnson, Moore, Porter, Taylor and Young.—6.

The bill passed.

HB 1882 was referred for engrossment.

GENERAL ORDER

HB 1681 by Ross, et al, of the House and Porter and McIntyre of the Senate was called up for consideration.

Senator McIntyre moved that **HB 1681** be advanced, which motion was declared adopted.

THIRD READING

HB 1681 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and York.—40.

Nay: Keller and Pierce.—2.

Excused: Johnson, Moore, Porter, Smith, Taylor and Young.—6.

The bill passed.

HB 1681 was referred for engrossment.

GENERAL ORDER

HB 1883 by Widener of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1883** be advanced, which motion was declared adopted.

THIRD READING

HB 1883 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and York.—39.

Nay: Boatner, Miller and Shedrick.—3.

Excused: Johnson, McIntyre, Moore, Porter, Taylor and Young.—6.

The bill passed.

HB 1883 was referred for engrossment.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 349, coauthored by Kincheloe, Williams (Freddye), Baker, McCorkell, Virtue, Peterson, Whorton, Duckett, Conaghan and Davis (Porter) of the House.

SB 524, coauthored by Hamilton, Conaghan and Kincheloe of the House.

SB 541, deleting Virtue as principal House author and showing Kincheloe as principal House author and Virtue and Whorton of the House as coauthors.

GENERAL ORDER

HB 1626 by Talley of the House and Watson of the Senate was called up for consideration.

Senator Dahl moved to amend **HB 1626,** Page 2, Line 10, by inserting after the word "for" and before the word "euthanasia" the following language: "isolation and observation for a period of not less than ten (10) days, or for" and amending title to conform.

Senator Watson moved to table the Dahl amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cate, Ford, Giles, Green, Howell, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Rozell, Watson, Winn, Wright and York.—21.

Nay: Boatner, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Landis, Luton, McIntyre, Randle, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro and Terrill.—21.

Excused: Branch, Johnson, Moore, Porter, Taylor and Young.—6.

Senator Dahl pressed his motion to adopt his amendment, which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, McIntyre, Randle, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn and York.—21.

Nay: Cain, Choate, Ford, Giles, Green, Howell, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Rozell, Watson and Wright.—20.

Excused: Branch, Johnson, Landis, Moore, Porter, Taylor and Young.—7.

Senator Dahl moved to amend **HB 1626,** Page 2, Line 11, by inserting after the word "Health." and before the word "The" the following language: "The determination of whether a dog or cat shall be euthanized shall be made by the court based upon the recommendation of the veterinarian to whom the animal was taken, and upon the particular circumstances of each case. In cases where the suspect dog or cat exhibits no symptons of rabies, the animal shall be allowed a minimum of forty-eight (48) hours holding period during which pet owners may provide proof of immunization for the court's consideration. The court shall direct that the pet owner be notified immediately of the dog or cat's impoundment." and amending title to conform, which amendment was declared adopted.

Senator Watson moved that **HB 1626** be advanced, which motion was declared adopted.

THIRD READING

HB 1626 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson,

Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and York.—41.

Nay: Howell.—1.

Excused: Branch, Johnson, Moore, Porter, Taylor and Young.—6.

The bill passed.

HB 1626 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 469** were rejected upon motion of Senator Dawson, conference requested, and Senate conferees appointed as follows: Senators Dawson, Howell and Cain.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 390, 400 and **401** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1461, 1470, 1500, 1565, 1678, 1729, 1791, 1869 and **1884** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 318, 428 and **453** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 36 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTE

Senator Cain pressed his motion to reconsider the vote whereby **HB 1822** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Giles, Howell, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Terrill and York.—25.

Nay: Choate, Dahl, Dennis, Ford, Green, Hopkins, Keller, Kilpatrick, Lamb, Pierce, Rhodes, Schuelein, Smith, Watson, Winn and Wright.—16.

Excused: Branch, Johnson, Moore, O'Connor, Porter, Taylor and Young.—7.

THIRD READING

HB 1822 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Howell, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Terrill and York.—24.

Nay: Boatner, Branch, Choate, Dahl, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Pierce, Rhodes, Schuelein, Smith, Watson, Winn, Wright and Young.—20.

Excused: Johnson, Moore, Porter and Taylor.—4.

The bill failed.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB** and **SJRs,** and naming House conferees as follows:

SB 495 — Twidwell, Hooper and Lancaster.

SJR 26 — Fried, Virtue and Brown.

SJR 35 — Lancaster, Morgan and Peterson.

GENERAL ORDER

HB 1805 by Johnson (Glen), et al, of the House and Rozell, Choate and Cate of the Senate was called up for consideration.

Senator Randle moved to amend **HB 1805,** Page 16, Line 14½, by adding after the word "business" the following sentence: "Or, if it is finally determined that the applicant was entitled to a valid certificate of authority under the provisions of the previous law, said applicant shall be deemed to have been engaged in the business of abstracting on January 1, 1984, and had a valid certificate of authority pursuant to the laws of this state for each county in which he wishes to do business and provided further that all periods for compliance for a certificate of authority under this Act shall be extended for like periods from the date of such determination notwithstanding other provisions of this Act.", which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1805,** Page 19, Line 7, by changing "1984" to read "1986", which amendment was withdrawn upon the unanimous consent request of Senator O'Connor.

Senator Randle moved to amend **HB 1805,** Page 23, Line 2½, by adding after the word "abstracting" a new Section 16 to read as follows:

SECTION 16. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 34 of Title 1, unless there is created a duplication in numbering, reads as follows:

All abstractors shall furnish abstracts or copies as desired, to the persons applying therefore, in the order of application, without unnecessary delay, and for reasonable compensation pursuant to the requirements of this Act; and all persons so engaged, whose business is hereby declared to stand upon a like footing with that of common carriers, who shall refuse so to do, if tender of payment be made to them of the amount due for such abstract or copy, not exceeding the said legal fees, as soon as such amount is ascertained, or of a sum adequate to cover said amount before the ascertainment, shall be guilty of a misdemeanor and be punished by a fine of not less than one hundred dollars ($100.00) and not exceeding one thousand dollars ($1,000.00) therefore, upon indictment or information in any court having jurisdiction thereof, and shall also be liable in any action for damages, loss or injury which any person may suffer or incur by reason of such failure to furnish such abstract or copy as aforesaid. Excluded from this Section are orders for complete abstracts from sovereignty and abstracts on oil, gas and other minerals.

and renumbering subsequent sections, which amendment was declared adopted.

Senator Smith moved to amend **HB 1805,** Page 27, Lines 17 and 18, by deleting after the word "means" on Line 16 and before the word "the" on Line 18 the following: "that reproduction of instruments shall be made available as designated by" and substitute the following after the word "means" and before the word "the" the following language, "possession of said instrument to mechanically reproduce it, either in the office or out of the office of filing, at the discretion of", which amendment was declared adopted.

Senator Randle moved to amend **HB 1805,** Page 32, Line 18, by deleting after the word "any" and before the word "business" on Line 18 the word "abstract", which amendment was declared adopted.

Senator Randle moved to amend **HB 1805,** Page 33, Line 14½, by adding after the word "section" on Line 14 and before the word "Section" on Line 15 a new paragraph to read as follows: "All charges for abstracts and abstracting shall be separately stated and shall not be combined with title insurance, closing fees or examination charges, shall be uniform for all abstracts of whatsoever kind or nature, whether the abstract is prepared for use by the abstractor or for others purchasing abstracts from the abstractor; and any other charge therefore shall be unlawful.", which amendment was declared adopted.

Senator Howell moved to amend **HB 1805,** by deleting after the word "business" on Line 14, Page 16, and before the word "The" on Page 17, Line 2, all language, which amendment was declared adopted.

Senator Rozell moved that **HB 1805** be advanced, which motion was declared adopted.

THIRD READING

HB 1805 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Keller.—1.

Excused: Johnson, Moore, Porter, Stipe and Taylor.—5.

The bill passed.

HB 1805 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Roberts pressed his motion to reconsider the vote whereby **HB 1823** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Howell, Lamb, Leonard and McCune.—4.

Excused: Johnson, Moore, Porter, Stipe and Taylor.—5.

THIRD READING

HB 1823 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn, Wright, York and Young.—37.

Nay: Choate, Howell, Lamb, Leonard, McCune and Watson.—6.

Excused: Cate, Johnson, Moore, Porter and Taylor.—5.

The bill passed.

HB 1823 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 149,** coauthored by Whorton of the House and **SB 342,** coauthored by Murphy, Conaghan, Holt and Davis (Frank) of the House.

The above numbered measures were referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator McDaniel pressed his motion to reconsider the vote whereby **HB 1716** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dennis, Ford, Giles, Hopkins, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—32.

Nay: Choate, Combs, Green, Howell, Keller, Lamb, Miller, Randle and Stipe.—9.

Excused: Dahl, Dawson, Johnson, Moore, Porter, Rozell and Taylor.—7.

The Chair advised that Senator Dawson, having been present in the Chamber during the vote on the motion to reconsider **HB 1716** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 32; Nay: 10; Excused: 6.

THIRD READING

Senator McDaniel moved that the vote be reconsidered whereby **HB 1716** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1716 was considered further.

Senator McDaniel moved that the vote be reconsidered whereby the Pierce amendment to **HB 1716** was tabled (shown on Page 446), which motion to reconsider was declared adopted.

Senator McDaniel moved the adoption of the Pierce amendment, shown on Page 446, which amendment was declared adopted.

Senator McDaniel moved that **HB 1716** be advanced, which motion was declared adopted.

Senator Combs presiding

THIRD READING

HB 1716 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Capps, Choate, Clifton, Dahl, Dawson, Ford, Giles, Green, Howell, Kilpatrick, Lamb, Landis, Luton, McDaniel, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Smith, Watson, Winn, Wright, York and Young.—26.

Nay: Boatner, Cain, Cate, Combs, Cullison, Dennis, Hopkins, Keller, McCune, McIntyre, Miller, Randle, Roberts, Shedrick, Stipe, Taliaferro and Terrill.—17.

Excused: Johnson, Leonard, Moore, Porter and Taylor.—5.

The bill passed.

HB 1716 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 464** were concurred in upon motion of Senator Hopkins.

SB 464, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Cate, Johnson, Moore, Porter and Taylor.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1669 by Hooper, et al, of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved to amend **HB 1669,** Page 29, Line 33½, by adding a new Section to read as follows and renumber: "Section 43 NEW LAW. A new section of law to be codified in the Oklahoma Statutes as Section 22-112.1 of Title 11, unless there is created a duplication in numbering reads as follows: "A. After a building has been declared dilapidated, as provided in Section 22-112, and before the commencement of the tearing and removal of a dilapidated building, the governing body may authorize that such a building be boarded and secured. B. For the purposes of this section, "Boarded and secured" means the closing, boarding or locking of any or all exterior openings so as to prevent entry into the structure.", which amendment was declared adopted.

Senator Pierce moved to amend **HB 1669,** Page 38, Line 13½, by adding new sections as follows: "Section 57. All municipal criminal courts of record in municipalities under 400,000 population according to the last federal decennial census are hereby abolished. All municipal criminal courts of record in counties over 400,000 population in existence at the time of this act shall continue in force and effect.

Section 58. 11 O.S. 1981, Section 28-101 is hereby repealed." and renumber.

Senator Terrill moved to table the Pierce amendment, which tabling motion was declared adopted upon a division of the question.

Senator Terrill moved to amend **HB 1669,** Page 41, Line 15, through Page 42, Line 28, by striking all of Section 60 and renumbering, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1669,** Page 57, Line 10½, by inserting a new section containing the severability clause and renumber, which amendment was declared adopted.

Senator Terrill moved that **HB 1669** be advanced, which motion was declared adopted.

THIRD READING

HB 1669 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dawson, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright and York.—37.

Nay: Branch, Shedrick, Stipe and Young.—4.

Excused: Dahl, Dennis, Johnson, Moore, O'Connor, Porter and Taylor.—7.

The bill passed.

HB 1669 was referred for engrossment.

GENERAL ORDER

HB 1309 by McCorkell of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved to amend **HB 1309,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1309,** Page 11, Line 23, through Page 69, Line 16, by striking Sections 10 through 53, and renumber, which amendment was declared adopted.

Senator Terrill moved that **HB 1309** be advanced, which motion was declared adopted.

THIRD READING

HB 1309 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Branch, Keller and Stipe.—3.

Excused: Johnson, McIntyre, Moore, Porter and Taylor.—5.

The bill and emergency passed.

HB 1309 was referred for engrossment.

GENERAL ORDER

HB 1462 by Leftwich, et al, of the House and Shedrick, et al, of the Senate was called up for consideration.

Senators Cate and Luton moved to amend **HB 1462,** Page 2, Line 13½, by adding a new Section 2 as follows and renumbering: "Section 2. No member of the legislative or executive branch of the State of Oklahoma, save and except the duly appointed and serving members of the Oklahoma Tax Commission and their agents and servants, shall recommend, request, suggest or otherwise communicate any suggestion for the retention, appointment or removal of any motor vehicle license agent, as defined by Title 47 O.S. 1981. Violation of this section shall constitute grounds for immediate removal or suspension from office of the person so violating, as and in the manner provided in Title 51, O.S. 1981."

Senator Shedrick moved to table the Cate-Luton amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Dennis, Giles, Landis, Luton, McDaniel, Miller, Randle, Roberts,

Rozell, Schuelein, Shedrick, Stipe, Taliaferro and York.—15.

Nay: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Keller, Kilpatrick, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Watson, Winn, Wright and Young.—26.

Excused: Howell, Johnson, McIntyre, Moore, Porter, Taylor and Terrill.—7.

Senator Cate pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Shedrick moved that **HB 1462** be advanced, which motion was declared adopted.

THIRD READING

HB 1462 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Watson, Winn, Wright and York.—36.

Nay: Dennis, Miller, Rozell, Stipe and Young.—5.

Excused: Howell, Johnson, McIntyre, Moore, Porter, Taylor and Terrill.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Shedrick moved that the vote be reconsidered whereby **HB 1462** passed.

GENERAL ORDER

HB 1555 by Boeckman, et al, of the House and Leonard of the Senate was called up for consideration.

Senator Leonard moved that **HB 1555** be advanced, which motion was declared adopted.

THIRD READING

HB 1555 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Watson, Winn, Wright, York and Young.—34.

Nay: Branch, Dennis, Landis, Miller, Schuelein and Stipe.—6.

Excused: Hopkins, Howell, Johnson, McIntyre, Moore, Porter, Taylor and Terrill.—8.

The bill passed.

HB 1555 was referred for engrossment.

DECLARATION OF VOTE

Senator Pierce asked that the record reflect had he been present at the time of Third Reading of **HB 1325,** he would have voted "Nay", which was the order.

GENERAL ORDER

HB 1587 by Virtue and Duckett of the House and Cate and Taliaferro of the Senate was called up for consideration.

Senator Cate moved that **HB 1587** be advanced, which motion was declared adopted.

THIRD READING

HB 1587 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Watson, Winn, Wright, York and Young.—40.

Nay: Stipe.—1.

Excused: Johnson McIntyre, Moore, Pierce, Porter, Taylor and Terrill.—7.

The bill and emergency passed.

HB 1587 was ordered withheld.

GENERAL ORDER

HB 1624 by Formby, et al, of the House and Shedrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1624** be advanced, which motion was declared adopted.

THIRD READING

HB 1624 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Watson, Winn, Wright, York and Young.—38.

Nay: Branch, Giles and Stipe.—3.

Excused: Johnson, Kilpatrick, McIntyre, Moore, Porter, Taylor and Terrill.—7.

The bill and emergency passed.

HB 1624 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1472** and **1734,** as amended.

GENERAL ORDER

HB 1821 by Riggs of the House and Clifton of the Senate was called up for consideration.

Senator Clifton moved to amend **HB 1821,** Page 24, Line 4½, by adding a new Section 19 as follows: "Section 19. NEW LAW A new Section of Law to be codified in the Oklahoma Statutes as Section 1739 of Title 59, unless there is created a duplication in numbering, reads as follows: For one (1) year beginning on November 1, 1984, the Board shall waive the examination requirement and grant a license to any person who is registered by the Commission on Dietetic Registration as a registered dietician on November 1, 1984, or who becomes so registered before November 1, 1985." and renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Clifton moved that **HB 1821** be advanced, which motion was declared adopted.

THIRD READING

HB 1821 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Giles, Hopkins, Howell, Keller, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Roberts, Rozell, Shedrick, Smith, Terrill, Watson, Winn and York.—26.

Nay: Choate, Dawson, Dennis, Ford, Green, Lamb, Landis, Leonard, Miller, O'Connor, Pierce, Randle, Rhodes, Schuelein, Stipe, Taliaferro, Wright and Young.—18.

Excused: Johnson, Moore, Porter and Taylor.—4.

The bill passed.

HB 1821 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — MOTION TO RECONSIDER VOTE

Senator Cate asked unanimous consent to suspend Rule 12-24C to consider a motion to reconsider the vote whereby **HB 1822** failed of passage, which was the order.

Pursuant to the above request, Senator Cate moved that the vote be reconsidered whereby **HB 1822** failed of passage.

MOTION TO RECONSIDER VOTE

Senator Taliaferro pressed his motion to reconsider the vote whereby **HB 1606** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Choate, Clifton, Combs, Cullison, Ford, Giles, Green, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, O'Connor, Randle, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, York and Young.—29.

Nay: Branch, Dawson, Dennis, Keller, McCune, Miller, Pierce, Rhodes, Stipe and Wright.—10.

Excused: Cate, Dahl, Hopkins, Johnson, McIntyre, Moore, Porter, Rozell and Taylor.—9.

THIRD READING

HB 1606 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, O'Connor, Randle, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, York and Young.—32.

Nay: Boatner, Branch, Dawson, Dennis, Keller, McCune, Miller, Pierce, Rhodes, Stipe and Wright.—11.

Excused: Johnson, Moore, Porter, Rozell and Taylor.—5.

The bill and emergency passed.

HB 1606 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 536** and **560.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 318, 428** and **453.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 36.**

The above numbered enrolled resolution was referred to the Secretary of State.

Senator Roberts presiding.

MOTION TO RECONSIDER VOTE

Senator Landis pressed his motion to reconsider the vote whereby **SB 530** failed on Fourth Reading, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Dawson and Stipe.—2.

Excused: Dahl, Johnson, Moore, Porter, Rozell, Smith and Taylor.—7.

FOURTH READING

SB 530, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Clifton, Dennis, Giles, Green, Hopkins, Howell, Lamb, Landis, Luton, McCune, McIntyre, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Terrill, Winn and Young.—23.

Nay: Branch, Choate, Combs, Cullison, Dawson, Ford, Keller, Kilpatrick, Leonard, McDaniel, Miller, Pierce, Rhodes, Smith, Stipe, Taliaferro, Watson, Wright and York.—19.

Excused: Cate, Dahl, Johnson, Moore, Porter and Taylor.—6.

The bill failed.

UNANIMOUS CONSENT REQUEST — MOTIONS TO RECONSIDER A VOTE

Senator Schuelein asked unanimous consent to suspend the provisions of Rule 12-24B and that all motions to reconsider a vote on House bills or joint resolutions made on Tuesday, March 27, Wednesday, March 28 or Thursday, March 29 be disposed of before the close of business on Thursday, March 29, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs** requesting conference and naming conferees as follows:

HB 1439 — Morgan, Lancaster and Cotner.
HB 1651 — Johnson (Don), Rogers and Harbin.
HB 1829 — Brown, Fried and Joiner.
HB 1909 — Lewis, Haney and Stottlemyre.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 469** and naming House conferees as follows: Holden, Davis (Frank) and Morgan.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1466** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Clifton, Luton and Keller.

GENERAL ORDER

HB 1310 by McCorkell of the House and Boatner of the Senate was called up for consideration.

Senator Wright moved to amend **HB 1310,** Page 13, Lines 15 and 16, by deleting after the word "child" on line 15 and before the word "is" on Line 16 all language; and on Page 15, Lines 1 and 2, by deleting after the word "CHILD" on Line 1 and before the word "IS" on Line 2 all language, which amendment was declared adopted.

Senator Wright moved to amend **HB 1310,** Page 15, Line 4, by inserting after the word "ADULT" and before the semicolon";" the words "and within the two (2) previous years has been adjudicated delinquent on two or more occasions for the commission of separate acts which would have been felonies if committed by an adult", which amendment was declared adopted.

Senator Wright moved to amend **HB 1310,** Page 24, Line 12, by inserting after the word "Statutes" and before the period "." the words "or a person who has been certified as a youthful offender pursuant to the provisions of Section 1112 of Title 10 of the Oklahoma Statutes"., which amendment was declared adopted.

Senator Wright moved to amend **HB 1310,** Page 2, Line 15, Page 14, Line 5, and Page 23, Line 18 by adding after the word "degree," and before the word "manslaughter" the words "murder in the second degree,", which amendment was declared adopted.

Senator Boatner moved that **HB 1310** be advanced, which motion was declared adopted.

THIRD READING

HB 1310 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Dennis, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Landis, Luton, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Watson, Winn, Wright and Young.—30.

Nay: Choate, Combs, Cullison, Dawson, Keller, Leonard, McCune, Stipe, Terrill and York.—10.

Excused: Cate, Dahl, Johnson, Lamb, McIntyre, Moore, Porter and Taylor.—8.

The bill passed.

HB 1310 was referred for engrossment.

GENERAL ORDER

HB 1865 by McCorkell, et al, of the House and Cain of the Senate was called up for consideration.

Senator Cain moved to amend **HB 1865,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Wright moved to amend **HB 1865,** Page 3, Line 15, by deleting after the word "year" and before the word "or" the year "1984" and adding the year "1980", which amendment was declared failed of adoption upon a division of the question.

Senator Rhodes moved to amend **HB 1865,** Page 3, Line 16, by deleting paragraph E on Lines 16 through 18, which amendment was declared failed of adoption.

Senator Cain moved to amend **HB 1865,** by striking the enacting clause, which amendment was declared adopted.

Senator Cain moved that **HB 1865** be advanced, which motion was declared adopted.

THIRD READING

HB 1865 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Cullison, Dawson, Giles, Green, Howell, Kilpatrick, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Rozell, Shedrick, Terrill, Watson, Wright, York and Young.—25.

Nay: Branch, Capps, Choate, Combs, Dahl, Dennis, Hopkins, Keller, Lamb, Landis, Pierce, Roberts, Schuelein, Stipe and Taliaferro.—15.

Excused: Ford, Johnson, McIntyre, Moore, Porter, Smith, Taylor and Winn.—8.

The bill passed.

Senators Taliaferro, Capps, Smith, Stipe, Roberts, Combs and Ford desired to vote Aye on the emergency.

On the question of passage of the emergency the vote resulted as follows: Aye: 32; Nay: 10; Excused: 6.

The emergency passed.

HB 1865 was referred for engrossment.

GENERAL ORDER

HB 1708 by Hastings, Williamson, Harvey and Brewster of the House and O'Connor of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1708,** which was the order.

Senator O'Connor moved to amend **HB 1708,** Page 7, Line 15½, by adding the following: "22. Phencyclidine (PCP)." and on Page 10, Line 18, by deleting the following: "23. Phencyclidine (PCP).", which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1708,** Page 7, Line 15½, by adding the following: "23. Pyrrolidine Analog for Phencyclidine. Also known as 1-(1-Phenyclyclohexyl) – Pyrrolidine, PCPy, PHP." and by adding a new subsection D to read as follows: "D. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having stimulant or depressant effect on the central nervous system: 1. Fenethylline. 2. Mecloqualone. 3. N-ethylamphetamine.", which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1708,** Page 18, Line 16, by striking after the word "butorphanol" the word "tartrate", which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1708,** Page 19, Line 3½, by adding the following: "32. Triazolam.", which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1708,** Page 20, Line 5, by striking after the word "to" and before the word "distribute" the word "manufacture,", which amendment was withdrawn upon request of Senator O'Connor.

Senator O'Connor moved to amend **HB 1708,** Page 24, Line 9½, by adding a new Section 6 as follows, and amend title and renumber:

"Section 6. AMENDATORY 63 O.S. 1981, Section 2-402, is amended to read as follows:

Section 2-402. A. It is unlawful for any person knowingly or intentionally to possess a controlled dangerous substance unless such substance was obtained directly, or pursuant to a valid prescription or order from a practi-

tioner, while acting in the course of his professional practice, or except as otherwise authorized by this act.

B. Any person who violates this section with respect to:

1. **[Phencyclidine as listed in subsection A(7) of Section 2-208, or any]** ANY Schedule I or II substance, except marihuana or a substance included in subsection D of Section 2-206, is guilty of a felony punishable by imprisonment for not less than two (2) years nor more than ten (10) years. A second or subsequent violation of this section with respect to **[Phencyclidine as listed in subsection A(7) of Section 2-208, or any]** Schedule I or II substance, except marihuana or a substance included in subsection D of Section 2-206, is a felony punishable by imprisonment for not less than four (4) years nor more than twenty (20) years.

2. Any Schedule III **[substance except Phencyclidine, as listed in subsection A(7) of Section 2-208,]** IV or V substance, marihuana or a substance included in subsection D of Section 2-206 is guilty of a misdemeanor punishable by confinement for not more than one (1) year. A second or subsequent violation of this section with respect to any Schedule III **[substance except Phencyclidine, as listed in subsection A(7) of Section 2-208]**, IV or V substance, marihuana or a substance included in subsection D of Section 2-206 is a felony punishable by imprisonment for not less than two (2) nor more than ten (10) years.'', which amendment was declared adopted.

Senator O'Connor moved that **HB 1708** be advanced, which motion was declared adopted.

THIRD READING

HB 1708 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—40.

Excused: Giles, Howell, Johnson, McIntyre, Moore, Porter, Taylor and Winn.—8.

The bill passed.

HB 1708 was referred for engrossment.

GENERAL ORDER

HB 1727 by Davis (Frank) and Conaghan of the House and McCune of the Senate was called up for consideration.

Senator McCune moved that **HB 1727** be advanced, which motion was declared adopted.

THIRD READING

HB 1727 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright and York.—35.

Nay: Boatner, Branch, Miller, Rozell and Young.—5.

Excused: Giles, Howell, Johnson, McIntyre, Moore, Porter, Taylor and Winn.—8.

The bill and emergency passed.

HB 1727 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1805 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1800 by Henry of the House and Clifton of the Senate was called up for consideration.

Senator Clifton moved that **HB 1800** be advanced, which motion was declared adopted.

THIRD READING

HB 1800 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright and Young.—40.

Excused: Howell, Johnson, McIntyre, Moore, Porter, Taylor, Winn and York.—8.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Dawson moved that the vote be reconsidered whereby **HB 1800** passed.

GENERAL ORDER

HB 1666 by Talley and Morgan of the House and Giles of the Senate was called up for consideration.

Senator Giles moved that **HB 1666** be advanced, which motion was declared adopted.

THIRD READING

HB 1666 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Kilpatrick, Landis, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, York and Young.—33.

Nay: Keller, Lamb, Leonard, Rhodes, Smith and Wright.—6.

Excused: Clifton, Combs, Howell, Johnson, McIntyre, Moore, Porter, Taylor and Winn.—9.

The bill passed.

HB 1666 was ordered withheld.

SECOND READING

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

HB 1490 — Appropriations
HB 1491 — Appropriations

HB 1519 — Appropriations
HB 1521 — Appropriations
HB 1528 — Appropriations

FIRST READING

The following was introduced and read the first time:

SCR 41 — By Winn.
A concurrent resolution expressing legislative intent; encouraging the Department of Mental Health to cooperate with the Oklahoma Commission on the Deaf and Hearing Impaired to devise a plan for certain mental health needs; suggesting that certain factors be considered when devising said plan; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1523, 1534, 1682, 1815, 1841** and **1908.**

HB 1523 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Oklahoma Tourism and Recreation Department — appropriation — legislative intent — amending Section 1811.1 of Title 74 — creating fund — repealing Sections 1810.1, 1811.5 and 1813.1 of Title 74 — operative date — emergency.

HB 1534 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[State Department of Transportation — appropriations — amending Sections 305 and 1730 of Title 69 — operative date — emergency]

HB 1682 — By Johnson (Don), Henshaw and Williamson.
[State government — amending sections in various titles — sunset review — codification — emergency]

HB 1815 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.
[Various state agencies — amending Section 3601 of Title 74, as amended by Section 1, Chapter 271, O.S.L. 1983 — FY-85 expenditure limits — operative date — emergency]

HB 1841 — By Johnson (Don).
An act relating to revenue and taxation; providing for powers and duties of the Commission; requiring the employment of certain officers for certain purposes; providing for codification; providing an operative date; and declaring an emergency.

HB 1908 — By Lewis of the House and Randle of the Senate.
An act directing the Insurance Commissioner to transfer certain monies to the General Revenue Fund; providing for payment of certain monies back to the Insurance Commissioner's Protest Fund; and declaring an emergency.

The above numbered measures were read the first time.

BILLS RELEASED

HBs 1587, 1624, 1666, and **1727** were properly signed and ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 27, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 6:00 p.m. to meet Tuesday, March 27, 1984 at 1:30 p.m.

Forty-ninth Legislative Day

Tuesday, March 27, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Johnson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1472, 1587, 1624, 1666, 1727** and **1734.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1744 by Rogers and Roberts of the House and Roberts and Winn of the Senate was called up for consideration.

Senator Roberts moved that **HB 1744** be advanced, which motion was declared adopted.

THIRD READING

HB 1744 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright and York.—40.

Nay: Dawson, Keller and Young.—3.

Excused: Moore, Porter, Randle, Taylor and Winn.—5.

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: 41; Nay: 3; Excused: 4.

The emergency passed.

HB 1744 was referred for engrossment.

MOTION TO RECONSIDER VOTE—WITHDRAWN

Senator Dawson asked unanimous consent to withdraw his motion to reconsider the vote whereby **HB 1800** passed, which was the order.

HB 1800 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1309, 1310, 1555, 1606, 1626, 1669, 1681, 1708, 1716, 1821, 1823, 1865, 1882 and **1883** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 149, 342, 464, 536 and **560** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1700 by Henry of the House and Leonard of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1700,** which was the order.

Senator Leonard moved that **HB 1700** be advanced, which motion was declared adopted.

THIRD READING

HB 1700 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

The bill and emergency passed.

HB 1700 was referred for engrossment.

GENERAL ORDER

HB 1773 by Davis (Frank), et al, of the House and Leonard and Combs of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1773,** which was the order.

Senator Leonard moved that **HB 1773** be advanced, which motion was declared adopted.

THIRD READING

HB 1773 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—45.

Nay: Dawson.—1.

Excused: Moore and Young.—2.

The bill passed.

HB 1773 was referred for engrossment.

GENERAL ORDER

HB 1477 by Hill and Duckett of the House and Leonard of the Senate was called up for consideration.

Senator Leonard moved that **HB 1477** be advanced, which motion was declared adopted.

THIRD READING

Senator Leonard moved that the vote be reconsidered whereby **HB 1477** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1477 was considered further.

Senator Leonard moved to amend **HB 1477,** Page 1, by striking the title, the enacting clause and the body of the bill and inserting in lieu thereof the following:

"An act relating to revenue and taxation; amending 68 O.S. 1981, Section 205, as amended by Section 2, Chapter 206, O.S.L. 1983 (68 O.S. Supp. 1983, Section 205); providing that certain records and files be confidential and privileged; providing for exceptions; adding certain exceptions; allowing disclosure of certain information to official persons or bodies of the State of Oklahoma who administer or assess similar taxes; providing for certain list; allowing release of certain information to certain persons concerning licensed retailers of nonintoxicating beverages in this state; providing for penalties; requiring reporting of offenses; allowing use of certain records and files as evidence; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 68 O.S. 1981, Section 205, as amended by Section 2, Chapter 206, O.S.L. 1983 (68 O.S. Supp. 1983, Section 205), is amended to read as follows:

Section 205. (a) The records and files of the Tax Commission concerning the administration of this article or of any state tax law shall be considered confidential and privileged, except as otherwise provided FOR by law, and neither the Tax Commission nor any employee engaged in the administration of the Tax Commission or charged with the custody of any such records or files nor any person who may have secured information from the Tax Commission shall disclose any information obtained from said records or files or from any examination or inspection of the premises or property of any person.

(b) Neither the Tax Commission nor any employee engaged in the administration of the Tax Commission or charged with the custody of any such records or files shall be required by any court of this state to produce any of the records or files for the inspection of any person or for use in any action or proceeding, except when the records or files or the facts shown thereby are directly in-

volved in an action or proceeding pursuant to the provisions of this article or of the state tax law, or when the determination of the action or proceeding will affect the validity or the amount of the claim of the state pursuant to any state tax law, or when the information contained **[therein]** IN THE RECORDS OR FILES constitutes evidence of violation of the provisions of this article**[,]** or of any state tax law. Nothing **[herein contained]** IN THIS SECTION shall be construed to prevent:

(1) the delivery to a taxpayer or his duly authorized representative of a copy of any report or any other paper filed by him pursuant to the provisions of this article or of any state tax law; or

(2) the publication of statistics so classified as to prevent the identification of a particular report and the items thereof; or

(3) the examination of said reports and files by the State Auditor and Inspector or his duly authorized agents; or

(4) the disclosing of information or evidence to the Attorney General or any district attorney when said information or evidence is to be used by said officials to prosecute violations of the criminal provisions of this article or of any state tax law. Said information disclosed to the Attorney General or any district attorney shall be kept confidential by them and not be disclosed except when presented to a court in a prosecution for violation of the tax laws of this state, and a violation by the Attorney General or district attorney by otherwise releasing the information shall be a felony; or

(5) the use by any division of the Tax Commission of any information or evidence in the possession of or contained in any report or return filed with any other division of the Tax Commission; or

(6) the furnishing, at the discretion of the Tax Commission, of any information disclosed by said records or files to any official person or body of THIS STATE, any other state or of the United States who is concerned with the administration OR ASSESSMENT of any similar tax in **that** THIS STATE, ANY OTHER state or the United States; or

(7) the furnishing of information to other state agencies for the limited purpose of aiding in the collection of debts owed by individuals to said requesting agencies**[.]**; OR

(8) THE FURNISHING OF INFORMATION REQUESTED BY ANY MEMBER OF THE GENERAL PUBLIC AND STATED IN THE SWORN LISTS OR SCHEDULES OF TAXABLE PROPERTY OF PUBLIC SERVICE CORPORATIONS ORGANIZED, EXISTING, OR DOING BUSINESS IN THIS STATE WHICH ARE SUBMITTED TO AND CERTIFIED BY THE STATE BOARD OF EQUALIZATION PURSUANT TO THE PROVISIONS OF SECTION 2454 OF THIS TITLE AND SECTION 21 OF ARTICLE X OF THE OKLAHOMA CONSTITUTION, PROVIDED SUCH INFORMATION WOULD BE A PUBLIC RECORD IF FILED PURSUANT TO SECTIONS 2433 AND 2434 OF THIS TITLE ON BEHALF OF A CORPORATION OTHER THAN A PUBLIC SERVICE CORPORATION; OR

(9) THE FURNISHING OF INFORMATION REQUESTED BY ANY MEMBER OF THE GENERAL PUBLIC AND STATED IN THE FINDINGS OF THE OKLAHOMA TAX COMMISSION AS TO THE ADJUSTMENT AND EQUALIZATION OF THE VALUATION OF REAL AND PERSONAL PROPERTY OF THE COUNTIES OF THE STATE, WHICH ARE SUBMITTED TO AND CERTIFIED BY THE STATE BOARD OF EQUALIZATION PURSUANT TO THE PROVISIONS OF SECTION 2462 OF THIS TITLE AND SECTION 21 OF ARTICLE X OF THE OKLAHOMA CONSTITUTION; OR

(10) THE FURNISHING OF INFORMATION TO AN OKLAHOMA WHOLESALER OF NONINTOXICATING BEVERAGES, LICENSED UNDER THE PROVISIONS OF SECTION 163.1 ET SEQ. OF TITLE 37 OF THE OKLAHOMA STATUTES, OF THE LICENSED RETAILERS AUTHORIZED BY LAW TO PURCHASE NONINTOXICATING BEVERAGES IN THIS STATE OR THE FURNISHING OF INFORMATION TO A LICENSED OKLAHOMA WHOLESALER OF SHIPMENTS BY LICENSED MANUFACTURERS INTO THIS STATE.

(c) The Tax Commission shall cause to be prepared and made available for public inspection in the office of the Tax Commission in such manner as it may determine an annual list containing the name and post office address of each person, whether individual, corporate, or otherwise, making and filing an income tax return with the Tax Commission.

It is specifically provided that no liability whatsoever, civil or criminal, shall attach to any member of the Tax Commission or any employee thereof for any error or omission of any name or address in the preparation and publication of said list.

It is further provided that the provisions of this **[act]** SECTION shall be strictly interpreted and shall not be construed as permitting the disclosure of any other information contained in the records and files of the Tax Commission relating to income tax or to any other taxes.

(d) Unless otherwise provided for in this section, any violation of the provisions of this section shall constitute a misdemeanor and shall be punishable by THE IMPOSITION OF a fine not exceeding One Thousand Dollars ($1,000.00) or by imprisonment in the county jail for a term not exceeding one (1) year, or by both said fine and imprisonment, and the offender shall be removed or dismissed from office.

(e) Offenses described **[by]** IN Section 2376 of this title shall be reported to the appropriate district attorney of this state by the Tax Commission as soon as said offenses are discovered by the Tax Commission or its agents or employees. The Tax Commission shall make available to the appropriate district attorney or to the authorized agent of said district attorney its records and files pertinent to said prosecutions, and **[such]** SAID records and files shall be fully admissible as evidence for the purpose of said prosecutions.

SECTION 2. This act shall become effective November 1, 1984.,''

which amendment was declared adopted.

Senator Leonard moved that **HB 1477** be advanced, which motion was declared adopted.

THIRD READING

HB 1477 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Landis.—1.

Excused: Cate, Dawson and Moore.—3.

The bill passed.

HB 1477 was referred for engrossment.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 411
SB 417, coauthored by Harris of the House
SB 489
SB 521
SB 529

President Pro Tempore York presiding.

GENERAL ORDER

HB 1687 by Stottlemyre, et al, of the House and Luton of the Senate was called up for consideration.

Senators Terrill and Taliaferro moved to amend **HB 1687,** Page 2, Line 8, by adding after the word "the" and before the word "contract" the words "prime or sub", which amendment was declared adopted.

Senators Terrill and Taliaferro moved to amend **HB 1687,** Page 2, Line 8, by adding after the word "price" and before the word "and" the words: "in excess of $150,000.00", which amendment was declared adopted.

Senator Luton moved that **HB 1687** be advanced, which motion was declared adopted.

THIRD READING

HB 1687 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Dawson, Hopkins, Howell, Johnson, Kilpatrick, Luton, McIntyre, Porter, Randle, Roberts, Schuelein, Shedrick, Stipe, Terrill and York.—20.

Nay: Boatner, Branch, Capps, Choate, Dahl, Dennis, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Rozell, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—27.

Excused: Moore.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Luton moved that the vote be reconsidered whereby **HB 1687** failed.

GENERAL ORDER

HB 1832 by Davis (Guy) and Roberts of the House and Winn and Dahl of the Senate was called up for consideration.

Senator Winn moved to amend **HB 1832,** Page 3, Line 10, by adding after the word "in" and before the word "this" the words "subsection (a) of", which amendment was declared adopted.

Senators Ford and Combs moved to amend **HB 1832,** Page 14, Line 9, by adding a new Section 6 to read as follows and renumber:

SECTION 6. AMENDATORY 68 O.S. 1981, Section 5101, as amended by Section 14, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1983, Section 5101), is amended to read as follows:

Section 5101. Imposition of tax — Definitions

A. A tax is hereby imposed on each deed, instrument, or writing by which any lands, tenements, or other realty sold shall be granted, assigned, transferred, or otherwise conveyed to or vested in the purchaser or purchasers, or any other person or persons, by his or their direction, when the consideration of value of the interest or property conveyed,

exclusive of the value of any lien or encumbrance remaining thereon at the time of sale, exceeds One Hundred Dollars ($100.00). The tax shall be at the rate of seventy-five cents ($0.75) for each Five Hundred Dollars ($500.00) of the consideration PAID or any fractional part thereof.

B. The tax is limited to conveyances of realty sold and does not apply to other conveyances. The tax attaches at the time the deed or other instrument of conveyance is executed and delivered to the buyer, irrespective of the time when the sale is made.

C. As used in this section:

1. "Sold" means a transfer of an interest for a valuable consideration, which may involve money or anything of value; and

2. "Deed" means any instrument or writing whereby realty is assigned, transferred, or otherwise conveyed to, or vested in, the purchaser or, at his direction, any other person.

[3. "Consideration" means the actual pecuniary value exchanged or paid or to be exchanged or paid in the future, whether in money or otherwise, for the transfer or conveyance of an interest of realty, including any assumed indebtedness. At the time of recording the instrument of transfer or conveyance, the consideration shall be stated, upon forms prescribed by the Oklahoma Tax Commission, and signed by the grantee, in accordance with the procedures prescribed by the Oklahoma Tax Commission.]",

which amendment was declared adopted.

Senator Winn moved to amend **HB 1832,** Page 17, Line 3, by striking Section 7 and substituting the following: "Section 7. REPEALER 68 O.S. 1981, Section 5303 is hereby repealed." and renumber subsequent section and amend title to conform, which amendment was declared adopted.

Senator Winn moved that **HB 1832** be advanced, which motion was declared adopted.

THIRD READING

HB 1832 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Giles, Green, Johnson, Landis, Luton, McDaniel, Randle, Roberts, Rozell, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—21.

Nay: Boatner, Branch, Choate, Dawson, Dennis, Hopkins, Howell, Keller, Kilpatrick, Lamb, Leonard, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Schuelein, Shedrick, Smith, Watson, Wright and Young.—24.

Excused: Dahl, Ford and Moore.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Winn moved that the vote be reconsidered whereby **HB 1832** failed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 149, 342, 464, 536** and **560.**

The above numbered enrolled measures were referred to the Governor.

GENERAL ORDER

HB 1631 by Johnson (Don) and Williams (Penny) of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1631** be advanced, which motion was declared adopted.

THIRD READING

HB 1631 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Branch, Choate, Roberts and Rozell.—4.

Excused: Clifton and Moore.—2.

The bill and emergency passed.

HB 1631 was ordered withheld.

GENERAL ORDER

HB 1655 by Widener of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1655** be advanced, which motion was declared adopted.

THIRD READING

HB 1655 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Capps, Giles, Johnson, Lamb, Landis, McDaniel, O'Connor, Rozell, Taliaferro and Winn.—10.

Nay: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright, York and Young.—37.

Excused: Moore.—1.

The bill failed.

GENERAL ORDER

HB 1480 by Williamson, et al, of the House and Taylor of the Senate was called up for consideration.

Senator Taylor moved that **HB 1480** be advanced, which motion was declared adopted.

Senator Cullison presiding.

THIRD READING

HB 1480 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Choate, Clifton, Dawson, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Leonard, McCune, O'Connor, Pierce, Randle, Rhodes, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—26.

Nay: Boatner, Branch, Capps, Combs, Cullison, Dahl, Dennis, Giles, Keller, Lamb, Landis, Luton, McDaniel, Miller, Porter, Roberts, Rozell, Schuelein, Stipe and Taliaferro.—20.

Excused: McIntyre and Moore.—2.

The bill passed.

Senators Schuelein, Capps, Taliaferro, Landis, Boatner and Roberts 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 12-24 Senator Taylor moved that the vote be reconsidered whereby **HB 1480** passed.

MOTION TO RECONSIDER VOTE

Senator Shedrick pressed her motion to reconsider the vote whereby **HB 1462** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Landis, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Winn, York and Young.—28.

Nay: Cate, Choate, Dawson, Ford, Green, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Smith, Taylor, Watson and Wright.—19.

Excused: Moore.—1.

THIRD READING

Senator Shedrick moved that the vote be reconsidered whereby **HB 1462** was advanced, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Landis, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—28.

Nay: Cate, Choate, Combs, Dawson, Ford, Green, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.—19.

Excused: Moore.—1.

GENERAL ORDER

HB 1462 was considered further.

Senator Giles asked to coauthor **HB 1462,** which was the order.

Senator Shedrick asked unanimous consent to amend **HB 1462** by crippling the title, to which request objection was heard.

Senator Shedrick moved to amend **HB 1462** by crippling the title, which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Landis, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—27.

Nay: Capps, Cate, Choate, Combs, Dawson, Ford, Green, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.—20.

Excused: Moore.—1.

Senator Shedrick moved that **HB 1462** be advanced, which motion was declared adopted.

THIRD READING

HB 1462 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Boatner, McIntyre and Porter.—3.

Excused: Moore and Stipe.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **HB 1462** passed.

GENERAL ORDER

HB 1597 by Brown of the House and Taylor of the Senate was called up for consideration.

Senator Taylor moved that **HB 1597** be advanced, which motion was declared adopted.

THIRD READING

HB 1597 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Cullison, Howell, Lamb, Porter, Randle, Rhodes, Smith and Taliaferro.—8.

Excused: Moore.—1.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Taylor moved that the vote be reconsidered whereby **HB 1597** passed.

PENDING CONSIDERATION OF HAs

HAs to **SB 466** were rejected upon motion of Senator Pierce, conference requested, and Senate conferees appointed as follows: Senators Pierce, Smith and Luton.

President Pro Tempore York presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 504** and **537.**

The above numbered measures were referred for enrollment.

GENERAL ORDER

HB 1601 by Abbott of the House and Winn of the Senate was called up for consideration.

Senator Winn moved to amend **HB 1601,** Page 2, Line 12½, by adding a new Section 2 to read as follows and renumber:

Section 2. Amendatory 74 O.S. 1981, Section 920A, is amended to read as follows:

Section 920A. Any county, county hospital, city or town or any public or private trust in which a county, city or town participates and is the primary beneficiary, which is a participating employer and any eligible employee shall contribute to the System. The total employer and employee contributions shall be based on the allowable annual compensation as defined in subsection (10) of Section 902 of this title and shall be as follows:

Beginning July 1, 1981, fifteen percent (15%) of the monthly compensation of each member;

Beginning July 1, **[1982]** 1984, sixteen percent (16%) of the monthly compensation of each member;

[Beginning July 1, 1983, seventeen percent (17%) of the monthly compensation of each member;

Beginning July 1, 1984 eighteen percent (18%) of the monthly compensation of each member; and

Beginning July 1, 1985, nineteen percent (19%) of the monthly compensation of each member].

The governing body of the participating employers listed in this section may vary the percentage contribution of the employer and employee, provided the total percentage contributed by the employer and employee equals the total percentage contribution required by this section. Beginning July 1, 1981, the employer contribution shall not exceed fourteen percent (14%) and the employee contribution shall not exceed seven percent (7%)**[; provided, however, beginning July 1, 1985, the employee contribution shall be five percent (5%)]**.'',

which amendment was declared adopted.

Senator Winn moved that **HB 1601** be advanced, which motion was declared adopted.

THIRD READING

Senator Winn asked unanimous consent to amend **HB 1601** on Third Reading, by restoring the title and the enacting clause, which was the order.

HB 1601 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: Young.—1.

Excused: Cate, McIntyre, Moore, Porter, Randle, Shedrick and Stipe.—7.

The bill passed.

Senator Cate desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41; Nay: 1; Excused: 6.

The emergency passed.

HB 1601 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs** requesting conference and naming conferees as follows:

HB 1461 — Cotner, Widener and Little.
HB 1754 — Holden, Hooper and Cox.
HB 1884 — Haney, Harbin and Kamas.

GENERAL ORDER

HB 1874 by Joiner of the House and Howell of the Senate was called up for consideration.

Senator Howell moved that **HB 1874** be advanced, which motion was declared adopted.

THIRD READING

HB 1874 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Watson, Winn, Wright and York.—34.

Nay: Dahl, Dawson, Lamb, Landis, Smith, Taliaferro, Terrill and Young.—8.

Excused: Cate, Ford, McIntyre, Moore, Porter and Stipe.—6.

The bill and emergency passed.

HB 1874 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising the concurrence in **SAs** to and passage of Engrossed **HBs 1733** and **1805,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to **HB 1034,** requesting further conference and naming same conferees as follows: McCorkell, Johnson (Glen) and Anderson.

MESSAGE FROM THE HOUSE

Advising conference on Engrossed **SB 466,** and naming House conferees as follows: Davis (Frank), Williamson and Henry.

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 1674, coauthored by Thompson of the House.

GENERAL ORDER

HB 1898 by Adair, et al, of the House and Schuelein, et al, of the Senate, was called up for consideration.

Senator Leonard moved to amend **HB 1898,** Page 29, Lines 33 through 35 by deleting after the word "act" on Line 33 and before the word "upon" on Line 35 all language, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1898,** Page 30, Line 22, by inserting a new paragraph (c) as follows: "Any license holder may elect to surrender his license in lieu of said fine but shall be forever barred from obtaining a reissuance of said license.", which amendment was declared adopted.

Senator Schuelein moved that **HB 1898** be advanced, which motion was declared adopted.

THIRD READING

HB 1898 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—40.

Nay: Pierce.—1.

Excused: Combs, Ford, Giles, McIntyre, Moore, Porter and Terrill.—7.

The bill passed.

HB 1898 was referred for engrossment.

GENERAL ORDER

HB 1658 by Glover and Davis (Porter) of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1658** be advanced, which motion was declared adopted.

THIRD READING

HB 1658 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Combs, Ford, Giles, McIntyre, Moore and Porter.—6.

The bill and emergency passed.

HB 1658 was referred for engrossment.

DECLARATION OF VOTE

Senator Terrill asked that the record reflect had he been present at the time of Third Reading of **HB 1898,** he would have voted "Aye," which was the order.

GENERAL ORDER

HB 1701 by Henry, et al, of the House and Shedrick and Dawson of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1701,** which was the order.

Senator Shedrick moved that **HB 1701** be advanced, which motion was declared adopted.

THIRD READING

HB 1701 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Ter-

rill, Watson, Winn, Wright, York and Young.—43.

Excused: Combs, Ford, Giles, Moore and Porter.—5.

The bill passed.

HB 1701 was ordered withheld.

DECLARATION OF VOTE

Senator Randle asked that the record reflect had he been present at the time of Third Reading of **HB 1601,** he would have voted "Aye", which was the order.

GENERAL ORDER

HB 1721 by Cotner, et al, of the House and Dennis and McDaniel of the Senate was called up for consideration.

Senator Dennis moved that **HB 1721** be advanced, which motion was declared adopted.

THIRD READING

HB 1721 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—43.

Excused: Ford, Giles, Moore, Porter and Young.—5.

The bill and emergency passed.

HB 1721 was referred for engrossment.

GENERAL ORDER

HB 1628 by Abbott of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved to amend **HB 1628,** Page 6, Line 4, by striking after the word "analysts" and before the comma the word "federation" and adding the following: "which is a member society of the financial analysts federation", which amendment was declared adopted.

Senators Shedrick and Howell moved to amend **HB 1628,** Page 7, by striking after the word "criteria" on Line 17 all language on Lines 17 and 18 and by further striking the word "award" on Page 8, Line 1, and substituting therefor the following language: "before awarding".

Senator Stipe moved to table the Shedrick-Howell amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—34.

Nay: Cain, Capps, Giles, Howell, Johnson, Landis, O'Connor, Pierce, Schuelein, Shedrick and Young.—11.

Excused: Ford, McIntyre and Moore.—3.

Senator Terrill moved that **HB 1628** be advanced, which motion was declared adopted.

THIRD READING

HB 1628 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Nay: Green, Howell, Johnson, Pierce, Schuelein, Shedrick and Young.—7.

Excused: Ford, Moore and Porter.—3.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **HB 1628** and the emergency passed.

GENERAL ORDER

HB 1661 by Leftwich, et al, of the House and Cate and Cullison of the Senate was called up for consideration.

Senator Cate moved to amend **HB 1661,** Page 1, Lines 8 through 10 by restoring the title, which amendment was declared adopted.

Senator Cate moved to amend **HB 1661,** Page 2, Line 15, by deleting after the word "officer" and before the word "shall" on Line 16 the words "Oklahoma Boards and Commissions", which amendment was declared adopted.

Senator Pierce moved to amend **HB 1661,** Page 2, Line 2, by adding after the word "thereof" the words "or of a state question", which amendment was declared adopted.

Senator Cate moved to amend **HB 1661,** Page 7, Line 8, by striking the word "the" after the phrase "political activities in " on Line 8 and by adding the word "their" and on Line 9, Page 7, by adding a period after the word "agency" and by striking the rest of Lines 9 through 11, which amendment was declared adopted.

Senator Cate moved to amend **HB 1661,** by restoring the enacting clause, which amendment was declared adopted.

Senator Cate moved that **HB 1661** be advanced, which motion was declared adopted.

THIRD READING

HB 1661 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Terrill and York.—26.

Nay: Boatner, Branch, Capps, Choate, Giles, Howell, Johnson, Keller, Landis, Miller, Randle, Rhodes, Schuelein, Taliaferro, Watson, Wright and Young.—17.

Excused: Ford, Kilpatrick, Moore, Porter and Winn.—5.

The bill passed.

Senators Capps, Schuelein, Landis, Taliaferro, Branch, Giles and Wright desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 10; Excused: 5.

The emergency passed.

HB 1661 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 489** were rejected upon motion of Senator Capps, conference requested, and Senate conferees appointed as follows: Senators Capps, Ford and Schuelein.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1439 — Smith, Clifton and Roberts
HB 1651 — Capps, Cullison and Kilpatrick
HB 1829 — Cullison, Rozell and Dahl
HB 1909 — Howell, Green and Taliaferro

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 489,** and naming House conferees as follows: Rogers, Gray and Henry.

SECOND READING

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

SCR 41 — Direct to Calendar
HB 1523 — Appropriations
HB 1534 — Appropriations
HB 1682 — Appropriations
HB 1815 — Appropriations
HB 1841 — Appropriations
HB 1908 — Direct to Calendar

FIRST READING

The following were introduced and read the first time:

SCR 42 — By Ford and Watson.
A concurrent resolution expressing the intent of the Legislature that the State Department of Education and every independent school district take certain actions to assure that every high school junior or his parent or guardian is informed about the opportunities for concurrent enrollment as set forth in Section 628.13 of Title 70 of the Oklahoma Statutes; and directing distribution.

SR 50 — By McIntyre and Porter.
A resolution praising the accomplishments of University of Oklahoma basketball player Wayman Tisdale; extending hope for continued success; and directing distribution.

SR 51 — By McDaniel.
A resolution commending the accomplishments of East Central Oklahoma State University; recognizing the Diamond Jubilee celebration in honor of the University; and directing distribution.

SR 52 — By Stipe, Howell, Johnson and Terrill.
A resolution requesting the Commission on the Reform of State Government to immediately address problems in corrections; expressing support for the goals of the Commission; and directing distribution.

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Eminger, Charles Randall, Southwestern Public Service Company.

BILLS RELEASED

HBs 1631, 1701, and **1874** were properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 28, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 6:00 p.m. to meet Wednesday, March 28, 1984, at 10:00 a.m.

Fiftieth Legislative Day

Wednesday, March 28, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—46.

Excused: Moore and Young.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Johnson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1631, 1701, 1733, 1805** and **1874.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1873 by Sherrer of the House and Dennis of the Senate was called up for consideration.

Senator Dennis moved that **HB 1873** be advanced, which motion was declared adopted.

THIRD READING

HB 1873 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cullison, Dahl, Dennis, Johnson, Kilpatrick, Landis, Luton, McDaniel, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and York.—25.

Nay: Branch, Choate, Dawson, Ford, Giles, Green, Hopkins, Lamb, Leonard, McCune, Pierce, Randle, Smith and Wright.—14.

Excused: Cate, Clifton, Combs, Howell, Keller, McIntyre, Moore, Stipe and Young.—9.

The bill passed.

The emergency failed.

HB 1873 was referred for engrossment.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 114.

SB 437.

SB 460, coauthored by Glover and Reimer of the House.

SB 485, coauthored by Fried of the House.

SB 540, removing Benson and substituting Blodgett as principal House author and showing Benson and Whorton of the House as coauthors.

HB 556, coauthored by Williams (Penny), Atkinson, Baker, Clark, Cole, Davis (Porter), Fair, Gordon, Harvey, Hastings, Henshaw, Kincheloe, Little, Pitezel, Sill and Williamson of the House.

SB 559, coauthored by Anderson, Baker, Ross and Gray of the House.

GENERAL ORDER

HB 1913 by Williams, (Freddye), et al, of the House and Cain of the Senate was called up for consideration.

Senator Cain moved that **HB 1913** be advanced, which motion was declared adopted.

THIRD READING

HB 1913 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—39.

Excused: Cate, Clifton, Combs, Howell, Keller, McIntyre, Moore, Stipe and Young.—9.

The bill and emergency passed.

HB 1913 was ordered withheld.

GENERAL ORDER

HB 1779 by Hastings, et al, of the House and Wright of the Senate was called up for consideration.

Senators Green and Johnson asked to coauthor **HB 1779,** which was the order.

Senator Wright moved that **HB 1779** be advanced, which motion was declared adopted.

THIRD READING

HB 1779 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn and Wright.—38.

Excused: Choate, Combs, Howell, McIntyre, Moore, Porter, Stipe, Taliaferro, York and Young.—10.

The bill passed.

HB 1779 was ordered withheld.

GENERAL ORDER

HB 1816 by Gray of the House and Hopkins of the Senate was called up for consideration.

Senator Hopkins moved that **HB 1816** be advanced, which motion was declared adopted.

THIRD READING

HB 1816 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Cullison, Dawson, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—32.

Nay: Boatner, Branch, Dahl, Dennis, Giles, Landis, Porter and Rozell.—8.

Excused: Choate, Combs, Howell, Leonard, McIntyre, Moore, Stipe and Young.—8.

The bill and emergency passed.

HB 1816 was referred for engrossment.

GENERAL ORDER

HB 1718 by Haney of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1718** be advanced, which motion was declared adopted.

THIRD READING

HB 1718 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—39.

Excused: Choate, Combs, Howell, Leonard, McIntyre, Moore, Stipe, York and Young.—9.

The bill passed.

HB 1718 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1477, 1601, 1658, 1661, 1700, 1721, 1744, 1773 and **1898** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 504 and **537** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1817 by Duckett, et al, of the House and Miller, et al, of the Senate was called up for consideration.

Senator Miller moved that **HB 1817** be advanced, which motion was declared adopted.

THIRD READING

HB 1817 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and York.—37.

Nay: Boatner.—1.

Excused: Choate, Combs, Hopkins, Howell, Leonard, McIntyre, Moore, Stipe, Watson and Young.—10.

The bill passed.

HB 1817 was referred for engrossment.

GENERAL ORDER

HB 1911 byHenry of the House and Taylor of the Senate was called up for consideration.

Representative Williams (Penny) asked to coauthor **HB 1911,** which was the order.

Senator Taylor moved that **HB 1911** be advanced, which motion was declared adopted.

THIRD READING

HB 1911 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Capps, Cate, Clifton, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Smith, Taylor, Watson, Wright and York.—26.

Nay: Boatner, Cain, Cullison, Dennis, Johnson, Kilpatrick, Miller, Porter, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill and Winn.—15.

Excused: Choate, Combs, Leonard, McIntyre, Moore, Stipe and Young.—7.

The bill passed.

HB 1911 was ordered withheld.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect had he been present at the time of Third Reading he would have voted "Aye" on **SBs 368, 400,** and **401** and **HBs 1133, 1313, 1316, 1457, 1472, 1500, 1551, 1569, 1594** and **1845** and "Nay" on **HBs 1325, 1437, 1461, 1470, 1507, 1565, 1591, 1592, 1678, 1707, 1729, 1733, 1754, 1771, 1829, 1846** and **1884,** which was the order.

GENERAL ORDER

HB 1852 by McCorkell of the House and Clifton and Lamb of the Senate was called up for consideration.

Senator Landis moved to amend **HB 1852,** Page 3, Line 14½, by adding a new Section 2 to read as follows:

"SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1320.4a of Title 21, unless there is created a duplication in numbering, reads as follows:

Any person found guilty of riot or incitement to riot as defined in Section 1311 or 1320.2 of Title 21 of the Oklahoma Statutes in any city or county jail or any correctional institution of this state shall be guilty of a felony and shall lose all credits to his incarceration time granted under Sections 20, 58.3, 65, 138, 138.1 or 224 of Title 57 of the Oklahoma Statutes or any other law of this state and shall be punished by imprisonment in the State Penitentiary for a period of not less than ten (10) years nor more than twenty (20) years. Provided, if any murder, maiming, robbery, rape or arson was committed in the course of such riot, such person is punishable in the same manner as a principal in such crime."

and by renumbering the subsequent section and amending the title to conform.

Senator Dawson raised a point of order and questioned the Landis amendment as not being germane to the content of the measure.

The Chair advised the Senate that there was no provision in the Senate Rules on germaneness and noted that the Landis amendment and **HB 1852** were both in the same title of the Statutes and thereby ruled the Landis amendment germane.

Senator Dawson moved to appeal the ruling of the Chair.

The ruling of the Chair was appealed, with the "ayes" voting to sustain the ruling of the Chair and the "nays" voting to overrule, and the vote resulted as follows:

Aye: Capps, Cullison, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, McCune, McDaniel, Pierce, Randle, Rhodes, Smith, Taylor, Winn and Wright.—18.

Nay: Boatner, Branch, Cain, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Howell, Keller, Leonard, Luton, Miller, O'Connor, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Watson and York.—24.

Excused: Choate, McIntyre, Moore, Porter, Stipe and Young.—6.

The Landis amendment to **HB 1852** was ruled not germane.

Senator Clifton moved that **HB 1852** be advanced, which motion was declared adopted.

THIRD READING

HB 1852 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Nay: Porter.—1.

Excused: Choate, McIntyre, Moore, Stipe and Young.—5.

The bill passed.

HB 1852 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SA**s to and passage of Engrossed **HB 1313,** coauthored by Conaghan of the House and **HBs 1316, 1586, 1756** and **1836** as amended.

GENERAL ORDER

HB 1300 by Joiner of the House and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1300** be advanced, which motion was declared adopted.

THIRD READING

HB 1300 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Capps, Cate, Choate, Cullison, Ford, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, O'Connor, Pierce, Randle, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson and York.—25.

Nay: Branch, Cain, Clifton, Combs, Dahl, Dennis, Giles, Johnson, Keller, Luton, Miller, Porter, Roberts, Rozell, Shedrick and Winn.—16.

Excused: Dawson, McIntyre, Moore, Rhodes, Stipe, Wright and Young.—7.

The bill passed.

HB 1300 was ordered withheld.

GENERAL ORDER

HB 1804 by Talley of the House and Watson of the Senate was called up for consideration.

Senator Watson moved that **HB 1804** be advanced, which motion was declared adopted.

THIRD READING

HB 1804 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—39.

Nay: Branch, Landis and Pierce.—3.

Excused: Dawson, McIntyre, Moore, Stipe, York and Young.—6.

The bill and emergency passed.

HB 1804 was referred for engrossment.

GENERAL ORDER

HB 1552 by Rieger of the House and Lamb and Hopkins of the Senate was called up for consideration.

Senator Luton asked to coauthor **HB 1552,** which was the order.

Senator Lamb moved that **HB 1552** be advanced, which motion was declared adopted.

Senator Kilpatrick presiding.

THIRD READING

HB 1552 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle,

Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Excused: Dawson, McIntyre, Moore, Porter, Stipe and Young.—6.

The bill and emergency passed.

HB 1552 was referred for engrossment.

GENERAL ORDER

HB 1837 by Grieser of the House and Lamb of the Senate was called up for consideration.

Senator Lamb moved that **HB 1837** be advanced, which motion was declared adopted.

THIRD READING

HB 1837 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—41.

Excused: Dawson, Giles, McIntyre, Moore, Porter, Stipe and Young.—7.

The bill and emergency passed.

HB 1837 was ordered withheld.

PENDING CONSIDERATION OF HAs

HAs to SB 411 were rejected upon motion of Senator Wright, conference requested, and Senate conferees appointed as follows: Senators Wright, Clifton and Cain.

GENERAL ORDER

HB 1793 by Henry, et al, of the House and Taylor of the Senate was called up for consideration.

Senator Taylor moved to amend **HB 1793,** Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Boatner moved to amend **HB 1793,** Page 4, Line 5, by adding after the word "of" and before the word "agencies" the words "directors of agencies,", which amendment was declared adopted.

Senator Taylor moved that **HB 1793** be advanced, which motion was declared adopted.

THIRD READING

HB 1793 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—31.

Nay: Branch, Cain, Combs, Giles, Keller, Kilpatrick, Landis, McDaniel, Miller, Roberts and Rozell.—11.

Excused: Dawson, Moore, Porter, Stipe, Winn and Young.—6.

The bill passed.

Senators Roberts 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: 6.

The emergency passed.

HB 1793 was referred for engrossment.

GENERAL ORDER

HJR 1026 by Barker, et al, of the House and York and Taylor of the Senate was called up for consideration.

Senator York moved to amend **HJR 1026,** Page 10, Line 16, by striking after the word "exceed" and before the word "mills" all language and inserting "five (5)", which amendment was declared adopted.

Senator York moved that **HJR 1026** be advanced, which motion was declared adopted.

THIRD READING

HJR 1026 was read for the third time at length, as follows:

HJR 1026 — By Barker, Craighead, Fried, Sill and Virtue of the House and York and Taylor of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 9 of Article X of the Constitution of the State of Oklahoma; providing for ad valorem taxation for certain purposes; providing procedures; authorizing a local incentive levy; setting maximum levy; providing for elections; deleting obsolete language; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 9 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 9. (a) Except as herein otherwise provided, the total taxes for all purposes on an ad valorem basis shall not exceed, in any taxable year, fifteen (15) mills on the dollar, no less than five (5) mills of which is hereby apportioned for school district purposes, the remainder to be apportioned between county, city, town and school district, by the County Excise Board, until such time as a regular apportionment thereof is otherwise provided for by the Legislature.

No ad valorem tax shall be levied for State purposes, nor shall any part of the proceeds of any ad valorem tax levy upon any kind of property in this State be used for State purposes.

(b) A tax of four (4) mills on the dollar valuation of all taxable property in the county shall be levied annually in each county of the State for school purposes and, until otherwise provided by law, the proceeds thereof shall be apportioned to the school districts of the county by the County Treasurer on the basis of the legal average daily attendance for the preceding school year as certified by the State Board of Education. Provided that in case a school district lies in more than one county, such district shall be deemed a school district of the county having the greater part of the area comprising such district, unless otherwise provided by law, and shall be entitled to participate in the proceeds of such tax on the same basis as districts lying wholly within such county but revenue from such tax on the assessed valuation of the district in other counties shall, when collected, be transmitted to the County Treasurer of such county having the greater part of the area comprising the district, unless otherwise provided by law, and be apportioned as hereinbefore provided for the proceeds of such tax on the assessed valua-

tion of such county. Not to exceed seventy-five per centum (75%) of the amount received by a school district from the proceeds of such county levy in any year shall be required to finance the State guaranteed program of such district.

(c) Upon certification of a need therefor by the board of education of any school district an additional tax of not to exceed fifteen (15) mills on the dollar valuation of all taxable property in the district shall be levied for the benefit of the schools of such district.

(d) In addition to the levies hereinbefore authorized, any school district may make an emergency levy for the benefit of the schools of such district, in an amount not to exceed five (5) mills on the dollar valuation of the taxable property in such district when approved by a majority of the electors of the district voting on the question at an election called for such purpose. This emergency levy shall provide only sufficient additional revenue to meet the needs of the district each fiscal year as determined by the board of such district and must be approved by a majority of the electors voting on said question at such an election for each fiscal year.

[(d 1)] (e) In addition to the levies hereinbefore authorized, any school district may make a local support levy for the benefit of the schools of such district, in an amount not to exceed ten (10) mills on the dollar valuation of the taxable property in such district, when approved by a majority of the ad valorem taxpaying voters voting on said question at an election for each fiscal year called for such purposes. This local support levy shall provide only sufficient additional revenue to meet the needs of the district for each such fiscal year as determined by the board of such district; provided, an elector desiring to vote upon such local support levy must present an ad valorem tax receipt for the year immediately preceding before being issued a ballot, or sign a sworn affidavit certifying the fact of such payment.

(f) IN ADDITION TO THE OTHER LEVIES AUTHORIZED BY THIS SECTION, ANY SCHOOL DISTRICT MAY MAKE A LOCAL INCENTIVE LEVY FOR THE BENEFIT OF THE SCHOOLS OF THE DISTRICT IN AN AMOUNT OF NOT TO EXCEED FIVE (5) MILLS ON THE DOLLAR VALUATION OF THE TAXABLE PROPERTY IN THE DISTRICT WHEN APPROVED BY A MAJORITY OF THE REGISTERED VOTERS OF THE SCHOOL DISTRICT, VOTING ON THE QUESTION AT AN ELECTION FOR EACH FISCAL YEAR CALLED FOR THAT PURPOSE.

[(e)] (g) The amount of revenue from school district ad valorem taxes levied under (a) and (c) of this Section which any school district may be required to use to finance its State guaranteed program shall not be in exceed of its share, based upon its relative taxpaying ability as may be defined by law, of an amount equivalent to the net proceeds from a fifteen (15) mill tax levy on the aggregate net assessed valuation of the State; but until such relative taxpaying ability is defined by the Legislature, the amount of revenue from such taxes which any school district may be required to use to finance its State guaranteed program shall not be in excess of the net proceeds from an ad valorem tax levy of fifteen (15) mills on the dollar net assessed valuation of the district. No part of the proceeds from any ad valorem levy for emergency levy **[and]**, local support levy **[under]**, AND LOCAL INCENTIVE LEVY PURSUANT TO THE PROVISIONS OF SUBSECTIONS (d) **[and (d 1)]**, (e), AND (f) of this Section shall be required to finance the State guaranteed program of such district.

Nothing in the amendments to the Constitution incorporated herein shall be construed to amend, alter or supersede the present application of Article XII-A, Sections 1 and 2 of the Oklahoma Constitution.

[(f) Should the amendment contained in subsection (d 1) hereof be adopted on September 14, 1965, the school board of any school district in the State may within ten (10) days thereafter file with the Excise Board of the county a supplemental estimate of needs and call a special election within fifteen (15) days after such call upon the new local support levy or emergency levy if not previously submitted, or both. The school board shall advertise notice of such election by publication in at least one issue of a newspaper having general circulation in the school district, or by posting in five public places in the district at least five (5) days before such election. Should the electors of the school district vote such additional levy in such election, the County Excise Board shall forthwith compute the levy and certify appropriations for all affected school districts and refile the budgets with the County Clerk and with the State Auditor. Notice of the filing of said budget shall be given as required by law. The forty (40) day protest period shall begin immediately upon the filing of said budgets.

For the fiscal year 1965-66, the Excise Board of each county shall not finally compute the levy nor certify the appropriations for the school districts of the State until after the school district shall have had the opportunity to hold a special election as provided herein.

Temporary appropriations, up to forty per centum (40%) of the estimated funds needed by the school board of any district in the State for the fiscal year 1965-66, may be approved any time after the beginning of such fiscal year.

Upon the computation of the levy and certification of appropriations by the Excise Board, the County Assessors shall prepare or revise the tax rolls and deliver the same to the County Treasurer who shall proceed with the collection of the taxes as required by law.

Should it become necessary, because of the delay in computing levies and certifying appropriations as herein provided, the Governor may, by executive order, extend the time when taxes will be delinquent for the year of 1965, and that year only. Such extension of time shall be for the minimum time necessary to permit the County Assessor and County Treasurer to perform their duties as required by law.]

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____

State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 9 of Article X of the Constitution of the State of Oklahoma by authorizing a local incentive levy of not to exceed FIVE (5) mills on the dollar valuation of taxable property of a school district when approved by a majority of the registered voters of the school district, voting on the question at an election for each fiscal year called for that purpose; and deleting obsolete language

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives shall, immediately

after the effective date of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—39.

Nay: Branch, Ford and Miller.—3.

Excused: Dawson, Moore, Porter, Stipe, Winn and Young.—6.

The resolution was declared passed.

HJR 1026 was ordered referred for engrossment.

Senator Schuelein moved that the Senate stand recessed for thirty minutes, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Dawson presiding.

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

Senator Kilpatrick presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 452** were rejected upon motion of Senator York, conference requested, and Senate conferees appointed as follows: Senators York, Kilpatrick and Clifton.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1461 — Winn, Rozell and Terrill.
HB 1754 — Terrill, Watson and Taliaferro.
HB 1884 — McDaniel, Clifton and Cullison.

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1034** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Shedrick, Landis and Cain.

GENERAL ORDER

HB 1550 by Johnson (Glen), et al, of the House and Miller of the Senate was called up for consideration.

Senator Miller moved to amend **HB 1550,** by crippling the title, which amendment was declared adopted.

Senator Miller moved that **HB 1550** be advanced, which motion was declared adopted.

THIRD READING

HB 1550 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard,

Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—40.

Excused: Branch, Cate, Giles, Keller, Moore, Porter, Winn and Young.—8.

The bill and emergency passed.

HB 1550 was referred for engrossment.

GENERAL ORDER

HB 1102 by Kincheloe and Cole of the House and Leonard of the Senate was called up for consideration.

Senator Leonard moved to amend **HB 1102,** Page 3, Line 14, by adding after the word "before" and before the word "the" the words "seven (7) days prior to", which amendment was declared adopted.

Senator Leonard moved to amend **HB 1102,** Page 3, Line 16, by inserting after the period the following sentence: "The court clerk shall immediately mail a copy of such election to the personal representative of the estate and to all attorneys of record of the estate.", which amendment was declared adopted.

Senator Keller moved to amend **HB 1102,** Page 2, Line 10, by deleting after the word "coverture" all language down to the word "no" on Line 11, the following language: "or one-fourth (¼) of all property", which amendment was adopted upon a division of the question.

Senator Keller moved to amend **HB 1102,** Page 11, Line 13, by deleting all of paragraph "1." through Line 7 of Page 12 and renumbering subsequent paragraphs.

Senator Leonard moved to table the Keller amendment, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Howell, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taylor, Terrill, Watson, Wright and York.—29.

Nay: Branch, Capps, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Pierce, Schuelein, Smith and Taliaferro.—13.

Excused: Cate, Dennis, Moore, Porter, Winn and Young.—6.

Senator Leonard moved that **HB 1102** be advanced, which motion was declared adopted.

THIRD READING

HB 1102 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—36.

Nay: Branch, Combs, Keller, Kilpatrick, Pierce, Schuelein and Stipe.—7.

Excused: Cate, Moore, Porter, Winn and Young.—5.

The bill passed.

HB 1102 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 407,** coauthored by Davis (Porter), Kincheloe, Lewis, Johnson (Glen), Duckett and Haney of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 504** and **537.**

The above numbered enrolled measures were referred to the Governor.

GENERAL ORDER

HB 1614 by Williams (Freddye), et al, of the House and Cain, et al, of the Senate was called up for consideration.

Senator Smith moved to amend **HB 1614,** Page 5, Line 2½, by adding a new Section 5 to read as follows and renumber subsequent sections: "Section 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 16 of Title 32, unless there is created a duplication in numbering reads as follows: Nothing in this title shall be construed to allow a husband and wife to have more than one homestead for purposes of homestead exemption." and conform title thereto, which amendment was declared adopted.

Senator Cain moved that **HB 1614** be advanced, which motion was declared adopted.

THIRD READING

HB 1614 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Hopkins, Howell, Kilpatrick, Leonard, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Terrill, Wright and York.—25.

Nay: Branch, Capps, Choate, Dahl, Ford, Green, Johnson, Keller, Lamb, Landis, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Schuelein, Taliaferro and Watson.—19.

Excused: Giles, Moore, Winn and Young.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Cain moved that the vote be reconsidered whereby **HB 1614** passed.

GENERAL ORDER

HB 1802 by Brewster, et al, of the House and Terrill of the Senate was called up for consideration.

Senator Taliaferro asked to coauthor **HB 1802,** which was the order.

Senator Terrill moved that **HB 1802** be advanced, which motion was declared adopted.

THIRD READING

HB 1802 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Howell, Johnson, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes,

Roberts, Smith, Taliaferro, Taylor, Terrill and Wright.—25.

Nay: Branch, Cain, Combs, Dawson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Miller, Porter, Rozell, Schuelein, Shedrick, Stipe, Watson and York.—19.

Excused: Giles, Moore, Winn and Young.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **HB 1802** passed.

GENERAL ORDER

HJR 1051 by Hobson, et al, of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved that **HJR 1051** be advanced, which motion was declared adopted.

THIRD READING

HJR 1051 was read for the third time at length.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Hopkins, Howell, Johnson, Kilpatrick, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—27.

Nay: Boatner, Branch, Choate, Dahl, Dennis, Ford, Green, Keller, Lamb, Landis, Leonard, McDaniel, Miller, Pierce, Porter, Roberts and Rozell.—17.

Excused: Giles, Moore, Winn and Young.—4.

The resolution was declared passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **HJR 1051** passed.

PENDING CONSIDERATION OF HAs

HAs to **SB 417** were rejected upon motion of Senator Clifton, conference requested, and Senate conferees appointed as follows: Senators Clifton, Leonard and Dawson.

BILL WITHDRAWN — REREFERRED

Senator Randle moved that **HB 1801** be withdrawn from the Calendar and rereferred to the Education Committee, which motion was declared adopted.

GENERAL ORDER

HB 1482 by Rieger and Haney of the House and Lamb of the Senate was called up for consideration.

Senator Lamb moved to amend **HB 1482,** by crippling the title, which amendment was declared adopted.

Senator Lamb moved to amend **HB 1482,** Page 2, Line 8, by changing the words and figure "Fifty-five Thousand (55,000)" to read "Fifty Thousand (50,000)", which amendment failed of adoption upon a division of the question.

Senator Lamb asked unanimous consent that **HB 1482** be laid over for this legislative day, which was the order.

HB 1482 remains on General Order.

GENERAL ORDER

HB 1432 by Graves of the House and Pierce of the Senate was called up for consideration.

Senator Pierce moved to amend **HB 1432,** Page 2, as follows:

by inserting after the word "title", and before the word "is", on Line 8:

"or evidence of the presence and concentration of any other intoxicating substance as shown by analysis of such person's blood, saliva, or urine specimens in accordance with the provisions of Sections 752 and 759"

and by inserting between the words "to" and "said" on line 10 the words "either of"

and substituting the word "analyses" for the word "analysis" on line 10, and by adding a period after the word "admissible" on line 10 and striking all remaining language on lines 10, 11, 12 and the syllable "stance" and the period before the word "For" on line 13.,

which amendment was declared adopted.

Senator Pierce moved that **HB 1432** be advanced, which motion was declared adopted.

THIRD READING

HB 1432 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Watson and Winn.—36.

Nay: Combs, Dennis, Schuelein, Smith, Stipe, Wright and York.—7.

Excused: McIntyre, Moore, Porter, Terrill and Young.—5.

The bill passed.

HB 1432 was referred for engrossment.

GENERAL ORDER

HJR 1054 by Twidwell, et al, of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HJR 1054** be advanced, which motion was declared adopted.

THIRD READING

HJR 1054 was read for the third time at length.

On the question of passage of the resolution and emergency, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—44.

Nay: Kilpatrick.—1.

Excused: Moore, Porter and Young.—3.

The resolution and emergency passed.

HJR 1054 was ordered withheld.

DECLARATION OF VOTE

Senator Terrill asked that the record reflect had he been present at the time of Third Reading, he would have voted "aye" on **HB 1432,** which was the order.

GENERAL ORDER

HCR 1025 by Fried and Monks of the House and York of the Senate was called up for consideration.

HCR 1025 was adopted upon motion of Senator York and referred for engrossment.

GENERAL ORDER

HB 1201 by Hobson of the House and Cate of the Senate was called up for consideration.

Senator Cate moved to amend **HB 1201,** by crippling the title, which amendment was declared adopted.

Senator Cate moved that **HB 1201** be advanced, which motion was declared adopted.

THIRD READING

HB 1201 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Dahl, Dawson, Dennis, Hopkins, Howell, Kilpatrick, Luton, McDaniel, Roberts, Schuelein, Stipe, Taylor and York.—17.

Nay: Boatner, Branch, Choate, Cullison, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Shedrick, Smith, Watson, Winn and Wright.—24.

Excused: Combs, McIntyre, Moore, Porter, Taliaferro, Terrill and Young.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Cate moved that the vote be reconsidered whereby **HB 1201** failed.

RESOLUTION WITHDRAWN — REREFERRED

Senator Smith moved to withdraw **SJR 56** from the Calendar and rerefer same to the Judiciary Committee, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 516** and **551.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1800.**

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

MOTION TO RECONSIDER VOTE — WITHDRAWN

Senator Cate asked unanimous consent to withdraw his motion to reconsider the vote whereby **HB 1822** failed of passage, which was the order.

GENERAL ORDER

HB 1863 by Johnson (Don) and Williams (Penny) of the House and Winn of the Senate was called up for consideration.

Senator Winn moved that **HB 1863** be advanced, which motion was declared adopted.

THIRD READING

HB 1863 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Clifton, Dahl, Dennis, Ford, Giles, Howell, Kilpatrick, Landis, Leonard, McDaniel, McIntyre, Miller, Randle, Roberts, Schuelein, Shedrick, Smith, Taylor, Winn and York.—23.

Nay: Branch, Choate, Cullison, Dawson, Green, Hopkins, Johnson, Keller, Lamb, Luton, McCune, O'Connor, Pierce, Rhodes, Rozell, Stipe, Watson and Wright.—18.

Excused: Cate, Combs, Moore, Porter, Taliaferro, Terrill and Young.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Winn moved that the vote be reconsidered whereby **HB 1863** failed.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs,** and naming House conferees as follows:

SB 411 — Lewis, Johnson (Glen) and Vanatta.

SB 417 — Fried, Vanatta and Gish.

SB 452 — Henry, Davis (Frank) and Virtue.

President Pro Tempore York presiding.

GENERAL ORDER

HB 1767 by Williams (Penny), et al, of the House and Randle, et al, of the Senate was called up for consideration.

Senators Landis, Green and Hopkins asked to coauthor of **HB 1767,** which was the order.

Senator Dawson moved to amend **HB 1767,** Page 5, Line 6, by adding new Sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20 and renumber subsequent sections and amending title to conform, which amendment was withdrawn upon the unanimous consent request of Senator Dawson. (The Dawson amendment was not shown in full in the Journal; copies were provided to each Senator).

Senator Taylor moved that **HB 1767** be advanced, which motion was declared adopted.

THIRD READING

HB 1767 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and York.—36.

Nay: Boatner, Howell, Johnson, McDaniel and Miller.—5.

Excused: Combs, McIntyre, Moore, Porter, Stipe, Terrill and Young.—7.

The bill passed.

HB 1767 was referred for engrossment.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill, as amended:

SB 533, coauthored by Lewis of the House.

COMMITTEE REPORTS

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

DO PASS, as amended:

HB 1484 — Appropriations.
HB 1485 — Appropriations.
HB 1487 — Appropriations.
HB 1489 — Appropriations.
HB 1492 — Appropriations.
HB 1517 — Appropriations.
HB 1518 — Appropriations.
HB 1525 — Appropriations.
HB 1526 — Appropriations.
HB 1527 — Appropriations.
HB 1535 — Appropriations.
HB 1538 — Appropriations.
HB 1539 — Appropriations.

SECOND READING

The following were read the second time and referred as indicated:

SCR 42 — Direct to Calendar
SR 50 — Direct to Calendar
SR 51 — Direct to Calendar
SR 52 — Direct to Calendar

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

Bickham, David, Oklahoma State Medical Association.
Ernest, Richard Neil, Oklahoma State Medical Association.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 27, 1984, of Enrolled **SBs 403, 434, 503** and **549** and on March 28, 1984, of Enrolled **SBs 122, 318, 333, 351, 427, 428, 453** and **SJR 43.**

Advising veto of **SB 431** on March 28, 1984. The vote message reads as follows:

To the President Pro Tempore
and Members of the Honorable
Senate Second Regular Session
of the Thirty-Ninth Legislature

This is to advise you that on this date, I have vetoed: Enrolled Senate Bill Number 431 — By Green of the Senate and Holden of the House.

An act relating to state government, amending 74 O.S. 1981, Section 1320, which relates to the authority of the state employees group health and life insurance board to employ certain administrators, legal counsel, actuaries or other consultants requiring certain bidding procedures; and declaring an emergency.

I vetoed Enrolled Senate Bill Number 431 for the following reason:

As Governor, I have been a strong advocate of the use of the Oklahoma Central Purchasing Act (74 O.S. 1981, Section 85.1 et seq.). The use of central purchasing has demonstrated a commitment on the part of

state government to do its business above board and subject to public scrutiny. I feel this process contributes to the public trust and invites the wise use of public funds.

Attorney General Opinion 83-198 gave definition to those professional services legally exempted from the act. This opinion underscored the limited exceptions to the requirements of central purchasing in the acquisition of professional services. It is my opinion that Enrolled Senate Bill Number 431 runs contrary to the spirit of both the Central Purchasing Act and this Attorney General Opinion.

For the above-cited reasons, I have vetoed this Bill.

Governor of the
State of Oklahoma

/s/ George Nigh

BILLS RELEASED

HBs 1244, 1300, 1779, 1837, 1911, 1913 and **HJR 1054** were properly signed and returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 29, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:50 p.m. to meet Thursday, March 29, 1984, at 10:00 a.m.

Fifty-first Legislative Day

Thursday, March 29, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—44.

Excused: Choate, Howell, Moore and Young.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Senator Johnson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1244, 1300, 1313, 1316, 1470, 1500, 1565, 1586, 1756, 1779, 1836, 1837, 1911, 1913** and **HJR 1054.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 114** were rejected upon motion of Senator Landis, conference requested, and Senate conferees appointed as follows: Senators Landis, Capps and Taliaferro.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1102, 1432, 1550, 1552, 1718, 1767, 1793, 1804, 1816, 1817, 1852, 1873, HJR 1026 and **HCR 1025** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 407, 516 and **551** 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 REQUEST

Senator Schuelein asked unanimous consent that the members of the Appropriations Committee be allowed to meet during session on this legislative day, which was the order.

GENERAL ORDER

HCR 1028 by Smith (Bill), et al, of the House and Landis, et al, of the Senate was called up for consideration.

HCR 1028 was adopted upon motion of Senator Landis, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 561** was adopted upon motion of Senator Cullison.

Senator McDaniel asked that his name be removed as a coauthor of **SB 561,** which was the order.

Senator Cullison asked unanimous consent that **SB 561** be laid over for this legislative day, which was the order.

SB 561 remains on Fourth Reading.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1470, 1500** and **1565,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs** requesting conference and naming conferees as follows:

HB 1309 — McCorkell, Riggs and Harris.

HB 1310 — McCorkell, Riggs and Benson.

HB 1823 — Kelly, Abbott and Murphy.

HB 1865 — McCorkell, Sanders and Williams (Penny).

GENERAL ORDER

HB 1579 by Shurden of the House and Dahl of the Senate was called up for consideration.

Senator Dahl asked unanimous consent that the Senate work from the floor substitute to **HB 1579,** which was the order. (The Dahl floor substitute to **HB 1579** was not printed in full in the Journal. Copies were provided to each Senator.)

Senator Dahl moved the adoption of the floor substitute to **HB 1579,** which amendment was declared adopted.

Senator Dahl moved that **HB 1579** be advanced, which motion was declared adopted.

THIRD READING

HB 1579 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Johnson, Kilpatrick, McIntyre, Miller, Randle, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—25.

Nay: Cate, Clifton, Dawson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Rhodes, Schuelein, Smith, Watson and Wright.—17.

Excused: Choate, Hopkins, Howell, Moore, Porter and Young.—6.

The bill passed.

HB 1579 was referred for engrossment.

GENERAL ORDER

HB 1582 by Widener of the House and Dahl of the Senate was called up for consideration.

Senator Dahl moved that **HB 1582** be advanced, which motion was declared adopted.

THIRD READING

HB 1582 was read for the third time at length.

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

Aye: Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and York.—33.

Nay: Boatner, Branch, Cain, Giles, Luton, McDaniel, Miller, Shedrick and Terrill.—9.

Excused: Choate, Hopkins, Howell, Moore, Porter and Young.—6.

The bill and emergency passed.

HB 1582 was referred for engrossment.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 232
SB 379
SB 415
SB 444
SB 445
SB 471
SB 481, coauthored by Leftwich of the House.
SB 487, coauthored by Baker of the House.
SB 492
SB 499, coauthored by Thompson, Glover and Haney of the House.
SB 512
SB 520
SB 538
SB 544
SB 555

MOTION TO RECONSIDER VOTE

Senator Luton pressed his motion to reconsider the vote whereby **HB 1687** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dennis, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Winn and York.—26.

Nay: Dahl, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson and Wright.—16.

Excused: Choate, Dawson, Hopkins, Howell, Moore and Young.—6.

The Chair advised that Senator Dawson, having been present in the Chamber during the vote on motion to reconsider **HB 1687** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 26; Nay: 17; Excused: 5.

THIRD READING

HB 1687 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Hopkins, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill and York.—25.

Nay: Boatner, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Con-

nor, Pierce, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—17.

Excused: Choate, Dahl, Howell, Moore, Stipe and Young.—6.

The bill passed.

Senators Winn and Dahl desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 27; Nay: 16; Excused: 5.

The emergency failed.

HB 1687 was referred for engrossment.

Senator Kilpatrick presiding.

THIRD READING

Senator Cate pressed his motion to reconsider the vote whereby **HB 1899** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1899 was considered further.

Senator Terrill moved to amend **HB 1899,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 11, Line 1, by adding after the word "activity" the following language: "as currently codified at the date of passage of this act in Oklahoma.", which amendment was declared adopted.

Senators Dawson and Johnson moved to amend **HB 1899,** Page 12, Line 7, by deleting after the third comma and before the number "1720," the number "1719,", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 17, Line 11, by adding after the word "debt" the following: "Provided, however, that this section shall not apply to any loan transactions conducted under Title 14A O.S. 1981, and supervised by the Department of Consumer Affairs.", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 24, Line 17, by striking Line 17, which amendment was declared adopted.

Senators Cate and Johnson moved to amend **HB 1899,** Page 28, Line 16, by deleting after the word "The" and before the word "shall" all language and substituting in lieu thereof the words "district court ordering forfeiture"; and on Page 38, Line 9, by deleting after the word "The" and before the word "shall" all language and substituting in lieu thereof the words "district court ordering forfeiture"; and on Page 39, Line 11, by deleting after the word "the" and before the word "is" all language and substituting in lieu thereof the words "district court", which amendment was declared adopted.

Senator Stipe moved to amend **HB 1899,** Page 11, by striking all of Lines 1, 2, and 3, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1899,** Page 14, Line 5, by striking all of Lines 5 through 17, which amendment was declared adopted.

Senators Cate and Johnson moved to amend **HB 1899,** Page 29, Lines 5 and 6, by deleting after the word "any," on Line 5 and before the word "pursuant" on Line 6 all language and substituting in lieu thereof the words "shall be paid" and on Page 34, Line 18 and Page 35, Line 1, by deleting after the word "any," on Page 34, Line 18 and before the word "pursuant" on Page 35, Line 1, all language and substituting in lieu thereof the words "shall be paid", which amendment was declared adopted.

Senators Dawson and Johnson moved to amend **HB 1899,** Page 29, Line 10, by deleting after the word "criminal" and before the word "remedy" the words "or civil", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 30, Lines 5 and 6, by striking after the word "violation" on Line 5 and before the word "by" on Line 6, the words "or its threat", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 30, Line 6, by adding after the word "evidence" and before the word "the" the words "in a trial by jury", which amendment was declared adopted.

Senators Dawson and Johnson moved to amend **HB 1899,** Page 30, Line 18, by striking all language on Line 18 through the word "enterprise" on Page 31, Line 1, and reletter, which amendment was declared adopted.

Senators Dawson and Johnson moved to amend **HB 1899,** Page 31, Line 2, by striking all language on Lines 2, 3, and 4 except the word "or" on Line 4, and reletter, which amendment was declared adopted.

Senators Dawson and Johnson moved to amend **HB 1899,** Page 32, Line 2, by striking after the comma and before the period on Line 4, all language, which amendment was declared adopted.

Senators Dawson and Johnson moved to amend **HB 1899,** Page 32, Line 8, by striking after the word "injury" all language thereon and up to the period on Line 12, which amendment was declared adopted.

Senators Dawson and Johnson moved to amend **HB 1899,** Page 32, Line 18, by striking all of subsection "B." through Line 3 of Page 34 and relettering, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 40, Line 2, by striking after the word "Act;" on Line 2 and changing the semicolon to a period and by striking the word "or" on Line 2 and strike the balance of Lines 3, 4, 5 and 6, which amendment was declared adopted.

Senators Cate and Johnson moved to amend **HB 1899,** as follows:

Page 41, lines 1-6:

by deleting all language and inserting a new paragraph 3 to read as follows:

"3. The balance to the credit of the law enforcement agencies involved in the investigation and prosecution as provided in Section 8 of this act, in such proportions as are represented by the costs and expenses of such investigation and prosecution.";

Pages 41-43:

by deleting Section 8 and inserting a new Section 8 as follows and by amending the title to conform:

"SECTION 8. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1408 of Title 22, unless there is created a duplication in numbering, reads as follows:

A. The balance of the proceeds of all forfeitures ordered or fines imposed pursuant to the provisions of the Oklahoma Corrupt Organizations Prevention Act shall be transmitted to the State Treasury and deposited in such proportions as are represented by the costs and expenses of such investigation and prosecution as follows:

1. Any proceeds resulting from the investigation and prosecution by a county or municipal law enforcement

agency pursuant to the provisions of this act shall be deposited in the District Attorneys Training Coordination Council Revolving Fund;

2. Any proceeds resulting from the investigation and prosecution by the Oklahoma State Bureau of Investigation pursuant to the provisions of this act shall be deposited in an agency special account established pursuant to the provisions of Section 7.2 of Title 62 of the Oklahoma Statutes for the Oklahoma State Bureau of Investigation; and

3. Any proceeds resulting from the investigation and prosecution by the Oklahoma Bureau of Narcotics and Dangerous Drugs Control pursuant to the provisions of this act shall be deposited in an agency special account established pursuant to the provisions of Section 7.2 of Title 62 of the Oklahoma Statutes for the Oklahoma Bureau of Narcotics and Dangerous Drugs Control.

B. Monies deposited in such funds and accounts pursuant to the provisions of this act shall be expended for the purpose of the costs and expenses of investigation and prosecution, whether criminally or civilly, of conduct made unlawful by the provisions of this act, including costs of resources and personnel.

C. When the total receipts deposited in the District Attorneys Training Coordination Council Revolving Fund and the agency special accounts for the Oklahoma State Bureau of Investigation or the Oklahoma Bureau of Narcotics and Dangerous Drugs Control for any fiscal year amount to Two Hundred Fifty Thousand Dollars ($250,000.00), any additional monies that would otherwise be deposited to such funds or accounts pursuant to the provisions of this act shall be deposited in the General Revenue Fund.'',

which amendment was declared adopted.

Senator Cate moved to amend **HB 1899,** Page 42, Line 15, by deleting after the word ''upon'' on Line 14 all language in the sentence and substituting in lieu thereof the words :''appropriations by the Legislature.'', which amendment was withdrawn upon the unanimous consent request of Senator Cate.

Senator Roberts moved to amend **HB 1899,** Page 50, Line 18, by deleting the word ''circuit'' and substituting the word ''district'', which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 63, Line 17, by striking after the first word ''in'' and before the word ''any'' the language ''or is about to engage in'', which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 71, Lines 13, 14, and 15, by striking after the word ''evidence'' on Line 13 the comma and the balance of the language on Lines 14 and 15, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1899,** Page 76, Line 2½, by adding the severability clause, which amendment was declared adopted.

Senator Johnson moved that **HB 1899** be advanced, which motion was declared adopted.

THIRD READING

HB 1899 was read for the third time at length.

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

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick,

Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and York.—38.

Nay: Boatner, Dennis, Porter and Winn.—4.

Excused: Choate, Howell, Miller, Moore, Stipe and Young.—6.

The bill and emergency passed.

HB 1899 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising correction of message March 28, 1984, naming House Conferees on **SBs** as follows:

SB 417 — Henry, Davis (Frank) and Virtue.
SB 452 — Fried, Vanatta and Gish.

PENDING CONSIDERATION OF HAs

HAs to **SB 541** were rejected upon motion of Senator Taylor, conference requested, and Senate conferees appointed as follows: Senators Taylor, Cullison and Hopkins.

PENDING CONSIDERATION OF HAs

HAs to **SB 433** were rejected upon motion of Senator Boatner, conference requested, and Senate conferees appointed as follows: Senators Boatner, Rozell and Clifton.

PENDING CONSIDERATION OF HAs

HAs to **SB 485** were rejected upon motion of Senator Lamb, conference requested, and Senate conferees appointed as follows: Senators Lamb, Clifton and Cate.

MOTION TO RECONSIDER VOTE

Senator Taylor pressed his motion to reconsider the vote whereby **HB 1597** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn and York.—37.

Nay: Cullison, Lamb, Smith and Wright.—4.

Excused: Choate, Howell, Miller, Moore, Stipe, Watson and Young.—7.

THIRD READING

Senator Taylor moved that the vote be reconsidered whereby **HB 1597** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1597 was considered further.

Senator Taylor moved to amend **HB 1597,** Page 2, Line 5, by deleting after the word "authorization" and before the word "receive" the words "but shall not" and inserting in lieu thereof the language: ";provided that only persons eighteen (18) years of age or older may" and amending title to conform, which amendment was declared adopted.

Senator Taylor moved that **HB 1597** be advanced, which motion was declared adopted.

THIRD READING

HB 1597 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—36.

Nay: Cullison, Keller, Lamb, Landis, Porter, Rhodes, Smith and Watson.—8.

Excused: Choate, Howell, Moore and Young.—4.

The bill passed.

HB 1597 was referred for engrossment.

Senator Schuelein moved that the Senate stand recessed for thirty minutes, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Kilpatrick presiding.

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

GENERAL ORDER

HB 1914 by Brown of the House and Branch and Hopkins of the Senate was called up for consideration.

Senator Branch moved to amend **HB 1914,** by crippling the title, which amendment was declared adopted.

Senator Roberts moved to amend **HB 1914,** Page 17, Line 1, by deleting all of Subsection "I.", and reletter subsequent subsections, which amendment was declared adopted.

Senator Branch moved that **HB 1914** be advanced, which motion was declared adopted.

THIRD READING

HB 1914 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson and York.—33.

Nay: Cullison, Dawson, Lamb, Pierce, Randle, Rhodes, Stipe and Wright.—8.

Excused: Choate, Howell, McIntyre, Moore, Terrill, Winn and Young.—7.

The bill and emergency passed.

HB 1914 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Cain pressed his motion to reconsider the vote whereby **HB 1614** passed.

Senator Shedrick moved to table the Cain motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Cullison, Dawson, Dennis, Giles, Hopkins, Kilpatrick, Leonard, Luton, McDaniel, Miller, Randle, Roberts, Rozell, Shedrick, Stipe, Taylor and York.—21.

Nay: Branch, Capps, Combs, Dahl, Ford, Green, Johnson, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Porter, Rhodes, Schuelein, Smith, Taliaferro, Watson and Wright.—20.

Excused: Choate, Howell, McIntyre, Moore, Terrill, Winn and Young.—7.

HB 1614 was referred for engrossment.

GENERAL ORDER

HB 1323 by Mentzer of the House and Porter of the Senate was called up for consideration.

Senator Combs moved to amend **HB 1323,** Page 5, Line 8½, by adding after the period the following language: "Provided, further, that state-owned or leased vehicles shall not be used by any person for transportation to or from his residence, except a person employed by a law enforcement agency.", which amendment was declared adopted.

Senator Porter moved that **HB 1323** be advanced, which motion was declared adopted.

THIRD READING

HB 1323 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Hopkins, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—36.

Nay: Dawson, Green, Keller, Landis, O'Connor, Pierce and Smith.—7.

Excused: Choate, Howell, McIntyre, Moore and Young.—5.

The bill and emergency passed.

HB 1323 was referred for engrossment.

GENERAL ORDER

HB 1324 by Mentzer of the House and Porter of the Senate was called up for consideration.

Senator Boatner moved to amend **HB 1324,** Page 2, Line 6, by striking after the word "Department" and before the word "If" on Line 8, all language.

Senator Porter moved to table the Boatner amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Johnson, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Porter, Roberts, Schuelein, Shedrick, Taliaferro, Wright and York.—22.

Nay: Boatner, Cullison, Ford, Giles, Green, Hopkins, Keller, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Rozell, Smith, Taylor, Terrill, Watson and Winn.—20.

Excused: Choate, Howell, Moore, Randle, Stipe and Young.—6.

Senator Boatner moved to amend **HB 1324,** Page 2, Line 7, by striking after the word "at" and before the word "cost" on Line 8 the word "no".

Senator Porter moved to table the Boatner amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Johnson, Landis, Luton, McDaniel, McIntyre, Miller, Porter,

Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro and York.—22.

Nay: Boatner, Cullison, Ford, Giles, Green, Hopkins, Keller, Kilpatrick, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taylor, Terrill, Watson, Winn and Wright.—20.

Excused: Choate, Dennis, Howell, Moore, Stipe and Young.—6.

Senator Porter moved that **HB 1324** be advanced, which motion was declared adopted.

THIRD READING

HB 1324 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn, Wright and York.—39.

Nay: Cullison, Smith and Terrill.—3.

Excused: Choate, Dennis, Howell, Moore, Stipe and Young.—6.

The bill and emergency passed.

HB 1324 was ordered withheld.

PENDING CONSIDERATION OF HAs

HAs to **SB 445** were concurred in upon motion of Senator McCune.

SB 445, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Cain, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—34.

Nay: Branch, Capps, Combs, Keller, Kilpatrick, Landis and Shedrick.—7.

Excused: Choate, Howell, Johnson, Lamb, Moore, Randle and Young.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1633 by Riggs and Denman of the House and Dennis of the Senate was called up for consideration.

Senator Dennis moved to amend **HB 1633,** by crippling the title, which amendment was declared adopted.

Senator Dennis moved that **HB 1633** be advanced, which motion was declared adopted.

THIRD READING

HB 1633 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Kilpatrick, Lamb, Leonard, Luton, Mc-

Cune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: Johnson, Keller and Landis.—3.

Excused: Choate, Howell, Moore, Randle and Young.—5.

The bill passed.

HB 1633 was referred for engrossment.

GENERAL ORDER

HB 1611 by Holden of the House and Giles of the Senate was called up for consideration.

Senator Giles moved that **HB 1611** be advanced, which motion was declared adopted.

THIRD READING

HB 1611 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Excused: Choate, Dahl, Howell, Moore, Randle and Young.—6.

The bill and emergency passed.

HB 1611 was referred for engrossment.

GENERAL ORDER

HB 1671 by Ross of the House and Taylor of the Senate was called up for consideration.

Senator Taylor moved that **HB 1671** be advanced, which motion was declared adopted.

THIRD READING

HB 1671 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—40.

Excused: Choate, Combs, Dahl, Howell, Moore, Randle, Winn and Young.—8.

The bill passed.

HB 1671 was referred for engrossment.

President Pro Tempore York presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1674** was adopted upon motion of Senator Clifton upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Por-

ter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Keller, Lamb, O'Connor, Pierce and Smith.—5.

Excused: Choate, Ford, Howell, Moore, Randle, and Young.—6.

HB 1674, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Keller, Lamb, O'Connor, Pierce and Smith.—5.

Excused: Choate, Howell, Moore, Porter, Randle and Young.—6.

The bill passed.

HB 1674, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HB 1283 by Fried of the House and Taylor of the Senate was called up for consideration.

Senator Taylor moved to amend **HB 1283** by striking the enacting clause, which amendment was declared adopted.

Senator Taylor moved that **HB 1283** be advanced, which motion was declared adopted.

THIRD READING

HB 1283 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dennis, Green, Hopkins, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—30.

Nay: Branch, Dahl, Ford, Giles, Johnson, Kilpatrick, Landis, McDaniel, Rozell, Schuelein and Wright.—11.

Excused: Choate, Dawson, Howell, Moore, Porter, Randle and Young.—7.

The bill passed.

Senators Schuelein, Rozell, Landis and Johnson desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34; Nay: 7; Excused: 7.

The emergency passed.

HB 1283 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 407, 516** and **551.**

The above numbered enrolled measures were referred to the Governor.

MOTION TO RECONSIDER VOTE

Senator Winn pressed his motion to reconsider the vote whereby **HB 1832** failed of

passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Johnson, Keller, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Rhodes, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—26.

Nay: Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Kilpatrick, McCune, McDaniel, McIntyre, Pierce, Schuelein, Smith and Stipe.—15.

Excused: Choate, Dahl, Howell, Moore, Porter, Randle and Young.—7.

THIRD READING

HB 1832 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Capps, Cate, Clifton, Combs, Cullison, Dennis, Ford, Johnson, Lamb, Luton, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—25.

Nay: Branch, Cain, Dawson, Giles, Green, Hopkins, Keller, Kilpatrick, Landis, Leonard, McCune, McIntyre, Pierce, Schuelein, Smith and Watson.—16.

Excused: Choate, Dahl, Howell, Moore, Porter, Randle and Young.—7.

The bill passed.

HB 1832 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Winn pressed his motion to reconsider the vote whereby **HB 1863** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dennis, Ford, Giles, Green, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—36.

Nay: Cullison, Dawson, Hopkins, Rhodes, Watson and Wright.—6.

Excused: Choate, Howell, Moore, Porter, Randle and Young.—6.

THIRD READING

HB 1863 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Ford, Giles, Green, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—35.

Nay: Cullison, Dawson, Dennis, Hopkins, Rhodes, Stipe and Wright.—7.

Excused: Choate, Howell, Moore, Porter, Randle and Young.—6.

The bill and emergency passed.

HB 1863 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs,** requesting conference and naming conferees as follows:

HB 1142 — Lewis, Johnson (Glen) and Adair.

HB 1716 — Lewis, Haney and Henshaw.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby **HB 1201** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Excused: Choate, Dahl, Ford, Howell, Moore, Porter, Randle and Young.—8.

THIRD READING

Senator Cate asked unanimous consent to amend **HB 1201** on Third Reading by restoring the title, which amendment was declared adopted.

HB 1201 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York—42.

Excused: Choate, Ford, Howell, Moore, Porter and Young.—6.

The bill passed.

HB 1201 was ordered withheld.

GENERAL ORDER

HJR 1040 by Riggs of the House and Randle of the Senate was called up for consideration.

Senator Randle moved that **HJR 1040** be advanced, which motion was declared adopted.

THIRD READING

HJR 1040 was read for the third time at length, as follows:

HJR 1040 — By Riggs of the House and Randle of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution by adding a new Section to Article X to be designated as Section 27B; authorizing any city, town, or county to incur certain debts secured by certain revenues for the purpose of financing a public utility or combination of public utilities; providing that indebtedness shall not constitute a general indebtedness of the city, town, or county; providing for construction of section; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 39TH 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 27B to read as follows:

Section 27B. (a) Any city, town, or county of this state may borrow money, issue

bonds or other evidences of indebtedness, or execute promissory notes, payable from and secured by revenues or funds over a term of years, for the purpose of financing any public utility or combination of public utilities, upon an affirmative vote of at least three-fourths (¾) of the members of the governing body of said city, town, or county.

(b) The indebtedness provided for in subsection (a) of this section shall be a limited obligation payable from and secured by a lien and charge against revenues or funds given by the city, town, or county as security for the debt and shall not be a general indebtedness of said city, town, or county for the purpose of any constitutional or statutory limitation.

(c) This section shall be independent and shall not be limited by or limit other existing provisions of the Constitution or statutes relating to financing public utilities.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

adding a new Section 27 B to Article X of the Oklahoma Constitution, which authorizes any city, town, or county of this state to incur certain debts secured by certain revenues or funds for the purposes of financing a public utility or combination of public utilities, provides that the indebtedness shall not constitute a general indebtedness of the city, town, or county and provides that the provisions of the section shall not limit or be limited by existing provisions of the Constitution or statutes relating to financing public utilities

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taylor, Winn, Wright and York.—25.

Nay: Branch, Capps, Dawson, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, O'Connor, Schuelein, Taliaferro, Terrill and Watson.—15.

Excused: Choate, Ford, Howell, Keller, Moore, Porter, Smith and Young.—8.

The resolution was declared passed.

HJR 1040 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 478** (emergency failed).

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1325,** requesting conference and naming conferees as follows: Mentzer, Willis, Glover, Lewis and Thompson.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs,** and naming House conferees as follows:

SB 114 — Smith (Bill), Grieser and Glover.
SB 433 — Widener, Cotner and Mentzer.
SB 485 — Davis (Guy), Fried and Benson.
SB 541 — Kincheloe, Virtue and Twidwell.

COMMITTEE REPORTS

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

DO PASS:

SCR 40 — Finance, coauthored by Williams (Penny) (principal House author).

DO PASS, as amended:

HB 1483 — Appropriations.

BILLS RELEASED

HBs 1201, 1324 and **1480** and **HJRs 1040** and **1051** were properly signed and ordered returned to the Honorable House.

HBs 1462, 1628 and **1802** were referred for engrossment.

HJR 1051, as passed by the Senate, was read at length as follows:

HJR 1051 — By Hobson, Williams (Penny), Gray, Baker and McCorkell of the House and Terrill 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 to be designated as Section 9D; providing for an ad valorem tax levy to the county for the purpose of providing indigent health care; requiring voter approval; providing for continuance of levy; providing methods for discontinuing levy; providing for no prohibitions on other levies or public funds; providing no limitation on certain other provisions; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2nd SESSION OF THE 39TH 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 9D to read as follows:

Section 9D. For the purpose of providing funds for indigent health care within any county of the state, an ad valorem tax levy not to exceed three and one-half (3½) mills on the dollar of the assessed valuation of all taxable property in the county may be levied annually when approved by a majority of the registered voters of the county voting on the question at an election called for such purpose by the board of county commissioners or by initiative petition by registered voters of a county. This levy shall be in addition to any levy made pursuant to Section 9A of Article X of the Constitution of the State of Oklahoma, and shall be made until repealed by a majority of the registered voters of the county voting on the question at an election called for such purpose by the board of coun-

ty commissioners, or by initiative petition by registered voters of a county. Nothing in this section shall prohibit other levies or the use of other public funds for said purpose. Nothing contained in this section shall be construed as limiting the authorization and provisions of Section 9A of Article X of the Constitution of the State of Oklahoma.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

adding a new section to Article X of the Oklahoma Constitution to be designated Section 9D, authorizing an additional county ad valorem tax levy not to exceed three and one-half (3½) mills on the dollar of assessed valuation of all taxable property in the county, when approved by the vote of the people, for the purpose of providing funds for indigent health care; providing levy to continue after approval until repealed by vote of the people or initiative petition; providing no prohibition on other levies or use of public funds; and providing no limitation on authorization of Section 9A of Article X of the Oklahoma Constitution

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The 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.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 2, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:15 p.m. to meet Monday, April 2, 1984, at 1:30 p.m.

Fifty-second Legislative Day

Monday, April 2, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Sam Stearman, Penn Avenue Nazarene Church, Oklahoma City, the guest of Senators Capps and Combs.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1033.**

HCR 1033 — By Duke of the House and Roberts of the Senate.

A concurrent resolution recalling from the Office of the Governor Enrolled House Bill No. 1244 passed by the Second Session of the Thirty-ninth Oklahoma Legislature.

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, and resolution as amended:

SB 233

SB 242, coauthored by Willis and Thompson of the House.

SB 248

SB 425, coauthored by Anderson, Baker, Brown, Cole, Glover, Hastings, Mitchell, Hobson, Kincheloe, McCorkell, Riggs, Virtue and Williams (Freddye) of the House.

SB 527

SB 545, coauthored by Davis (Porter) of the House.

SJR 40.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Roberts asked unanimous consent to suspend Rule 5-4 and refer **HCR 1033**

direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1033 by Duke of the House and Roberts of the Senate was called up for consideration.

HCR 1033 was adopted upon motion of Senator Roberts, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1572 by Sanders of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1572** be advanced, which motion was declared adopted.

THIRD READING

HB 1572 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—38.

Excused: Keller, Lamb, Luton, McIntyre, Moore, Pierce, Porter, Randle, Terrill and Winn.—10.

The bill and emergency passed.

HB 1572 was ordered withheld.

GENERAL ORDER

HB 1580 by Sanders of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1580** be advanced, which motion was declared adopted.

THIRD READING

HB 1580 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, McDaniel, Miller, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—34.

Nay: McCune, O'Connor, Pierce, Rhodes, Smith and Wright.—6.

Excused: Keller, Lamb, Luton, McIntyre, Moore, Porter, Randle and Terrill.—8.

The bill and emergency passed.

HB 1580 was ordered withheld.

GENERAL ORDER

HB 1581 by Sanders of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1581** be advanced, which motion was declared adopted.

THIRD READING

HB 1581 was read for the third time at length.

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

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Watson, Winn, Wright, York and Young.—37.

Excused: Cain, Dawson, Lamb, Luton, McIntyre, Miller, Moore, Porter, Randle, Taliaferro and Terrill.—11.

The bill and emergency passed.

HB 1581 was ordered withheld.

GENERAL ORDER

HB 1613 by Sanders, et al, of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1613** be advanced, which motion was declared adopted.

Senator Combs presiding.

THIRD READING

HB 1613 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Excused: Dawson, Lamb, Luton, Moore, Randle and Terrill.—6.

The bill and emergency passed.

HB 1613 was ordered withheld.

GENERAL ORDER

HB 1532 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Cain moved that **HB 1532** be advanced, which motion was declared adopted.

THIRD READING

HB 1532 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—39.

Nay: Stipe.—1.

Excused: Dawson, Lamb, Luton, McIntyre, Moore, Porter, Randle and Terrill.—8.

The bill and emergency passed.

HB 1532 was referred for engrossment.

BILL WITHDRAWN—REREFERRED

Senator Dennis moved that **HB 1854** be withdrawn from the Calendar and rereferred to the Appropriations Committee, which motion was declared adopted.

PENDING CONSIDERATION OF HAs

HAs to **SB 349** were concurred in upon motion of Senator Wright.

Senator Landis asked to coauthor **SB 349,** which was the order.

SB 349, as amended by the Honorable House, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—40.

Nay: Stipe.—1.

Excused: Boatner, Dawson, McIntyre, Moore, Porter, Randle and Terrill.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1201, 1324, 1480** and **1674** and **HJRs 1040** and **1051.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 355** were concurred in upon motion of Senator Taliaferro.

SB 355, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—36.

Nay: Cain, Ford, Green, Pierce, Rhodes, Schuelein and Wright.—7.

Excused: Dawson, McIntyre, Moore, Randle and Terrill.—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 520** were rejected upon motion of Senator Clifton, conference requested, and Senate conferees appointed as follows: Senators Clifton, McDaniel and Capps.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1283, 1323, 1462, 1579, 1582, 1597, 1611, 1614, 1628, 1633, 1671, 1687,

1802, 1832, 1863, 1899 and **1914** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 445 and **478** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAs

HAs to **SB 448** were rejected upon motion of Senator Taliaferro, conference requested, and Senate conferees to be named later.

PENDING CONSIDERATION OF HAs

HAs to **SB 529** were concurred in upon motion of Senator Hopkins.

SB 529, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—44.

Excused: Dawson, Moore, Randle and Terrill.—4.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 460** were concurred in upon motion of Senator Giles.

SB 460, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—44.

Excused: Dawson, Moore, Randle and Terrill.—4.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

FOURTH READING

SB 561, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Hopkins, Johnson, Lamb, Luton, McCune, McDaniel, McIntyre, Miller, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and York.—30.

Nay: Branch, Cain, Giles, Howell, Keller, Kilpatrick, Landis, Leonard, O'Connor, Pierce, Stipe and Young.—12.

Excused: Dawson, Moore, Randle and Terrill.—4.

* Not Voting: Green and Choate.—2.

* Senators Green and Choate asked to be shown not voting on **SB 561** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

Senators Landis, Branch, Stipe and Giles desired to vote Aye on the emergency and Senators Smith and McCune desired to vote nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 10; Excused: 4; Not Voting: 2.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Kilpatrick moved that the vote be reconsidered whereby **SB 561** passed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1142 — Clifton, Kilpatrick and McDaniel
HB 1309 — Terrill, Leonard and Cain
HB 1310 — Boatner, Johnson and McCune
HB 1325 — York, Cullison, Cain, Rozell and McDaniel
HB 1716 — McDaniel, Johnson and McCune
HB 1823 — Roberts, Rozell and Taliaferro
HB 1865 — Cain, Randle and Rhodes

PENDING CONSIDERATION OF HAs

HAs to **SB 557** were concurred in upon motion of Senator Cain.

SB 557, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Hopkins, Johnson, Keller, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Porter, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn and York.—32.

Nay: Choate, Ford, Giles, Green, Howell, Lamb, Landis, Leonard, O'Connor, Rhodes, Wright and Young.—12.

Excused: Dawson, Moore, Randle 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 538** were rejected upon motion of Senator Capps, conference requested, and Senate conferees to be named later.

PENDING CONSIDERATION OF HAs

HAs to **SB 232** were rejected upon motion of Senator Boatner, conference requested,

and Senate conferees appointed as follows: Senators Boatner, Johnson and McCune.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 419,** coauthored by Whorton of the House and **SBs 420, 421** and **422.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1028** and **1033.**

The above numbered enrolled resolutions were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1550,** requesting conference and naming conferees as follows: Johnson (Glen), Adair and Littlefield.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1477, 1507, 1583** and **1678** as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 445** and **478.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs** and **HCR,** requesting conference and naming conferees as follows:

HB 1432 — Graves, Harbin and McCorkell
HB 1729 — Davis (Frank), Boeckman and Williamson
HB 1744 — Rogers, Roberts and Peterson
HB 1773 — Davis (Frank), Combs and Henry
HB 1816 — Gray, Willis and Henry
HB 1817 — Duckett, Cole and Williamson
HCR 1025 — Fried, Brown and Virtue

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 29, 1984, of Enrolled **SBs 149, 342, 464, 536** and **560.**

BILLS RELEASED

HBs 1572, 1580, 1581 and **1613** were properly signed and ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 3, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:25 p.m. to meet Tuesday, April 3, 1984, at 1:30 p.m.

Fifty-third Legislative Day

Tuesday, April 3, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Moore and Smith.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Sam Stearman, Penn Avenue Nazarene Church, Oklahoma City, the guest of Senators Capps and Combs.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Culver, Bill Joe, Pawhuska, as a member to the Conservation Commission, to serve a term of five years ending June 30, 1988. Mr. Culver will succeed himself.

Faulkner, David, Tulsa, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission, to serve a term ending December 31, 1988. (Original Appointment)

Hurliman, Edgar R., Broken Bow, as a member to the State Board of Registration for Foresters, to serve a term of five years ending June 1, 1988. Mr. Hurliman will succeed Quintus Herron.

Moran, Melvin, Seminole, as a member to the Board of Regents of Seminole Junior College, to serve a term of seven years ending July 1, 1990. Mr. Moran will succeed Jack Mattingly.

Moss, David, Tulsa, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission, to serve a term ending December 31, 1990. (Original Appointment)

Pennington, K.E., Madill, as a member to the Wildlife Conservation Commission, to serve a term of eight years ending July 1, 1991. Mr. Pennington will succeed Jud Little.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1477, 1507, 1572, 1580, 1581, 1583, 1613** and **1678.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1034** and **1035.**

HCR 1034 — By Baker, Boyd and Cotner of the House and Hopkins and Cullison of the Senate.

A concurrent resolution declaring April 4, 1984, as Fire Fighters' Day; and directing distribution.

HCR 1035 — By Johnson (Glen) and Adair of the House and Rozell of the Senate.

A concurrent resolution recalling from the Office of the Governor Enrolled House Bill No. 1805 passed by the Second Session of the Thirty-ninth Oklahoma Legislature.

The above numbered measures were read the first time.

GENERAL ORDER

SR 51 by McDaniel was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 51,** which was the order.

SR 51 was adopted upon motion of Senator McDaniel and referred for enrollment.

FIRST READING

The following was introduced and read the first time:

SR 53 — By Dahl.

A resolution disapproving Department of Agriculture Rule 6-6 entitled "Euthanasia of Domestic Animals" and promulgated by the State Board of Agriculture March 21, 1984; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Rozell asked unanimous consent to suspend Rule 5-4 and refer **HCR 1035** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1035 by Johnson (Glen) and Adair of the House and Rozell of the Senate was called up for consideration.

HCR 1035 was adopted upon motion of Senator Rozell, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SJR 51** were concurred in upon motion of Senator Miller.

SJR 51, as amended by the Honorable House, was read at length as follows:

SJR 51 — By Miller and Branch of the Senate and Johnson (Glen) 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 18 of Article II of the Oklahoma Constitution, which relates to grand juries; increasing number of qualified electors who must sign petition requesting that a grand jury be ordered; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 18 of Article II of the Constitution of the State of Oklahoma, to read as follows:

SECTION 18. A grand jury shall be composed of twelve (12) persons, any nine **[(9)]** of whom concurring may find an indictment or true bill. A grand jury shall be convened upon the order of a district judge upon his own motion; or such grand jury shall be ordered by a district judge upon the filing of a petition therefor signed by qualified electors of the county equal to **[one percent (1%)]** TWO PERCENT (2%) of the population of the county according to the last preceding Federal Decennial Census, with the minimum number of required signatures being **[two hundred (200)]** FOUR HUNDRED (400) and the maximum being **[five hundred (500)]** EIGHT HUNDRED (800); and further providing that in any calendar year in which a grand jury has been convened pursuant to a petition therefor, then any subsequent petition filed during the same calendar year shall require double the minimum number of signatures as were required hereunder for the first petition; or such grand jury shall be ordered convened upon the filing of a verified application by the Attorney General of the State of Oklahoma who shall have authority to conduct the grand jury in investigating crimes which are alleged to have been committed in said county or involving multicounty criminal activities; when so assembled such grand jury shall have power to inquire into and return indictments for all character and grades of crime. All other provisions of the Constitution or the laws of this state in conflict with the provisions of this constitutional amendment are hereby expressly repealed.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this Resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 18 of Article II of the Constitution of the State of Oklahoma by increasing the number of qualified electors who must sign a petition requesting that a grand jury be ordered to a number equal to two percent (2%) of the population of the county with the minimum number of required signatures being four hundred (400) and the maximum being EIGHT HUNDRED (800)

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and Young.—37.

Nay: Ford, Lamb, McIntyre, Rhodes and Wright.—5.

Excused: Moore, Pierce, Porter, Smith, Stipe and York.—6.

The resolution passed.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to SB 544 were rejected upon motion of Senator Dawson, conference requested, and Senate conferees appointed as follows: Senators Dawson, Howell and Cain.

GENERAL ORDER

HB 1525 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1525** be advanced, which motion was declared adopted.

THIRD READING

HB 1525 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Moore, Pierce, Porter, Randle, Smith, Stipe and York.—7.

The bill and emergency passed.

HB 1525 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1532 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 349, 355, 419, 420, 421, 422, 460, 529 and **557** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 51 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1526 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1526** be advanced, which motion was declared adopted.

THIRD READING

HB 1526 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Moore, Pierce, Porter, Smith, Stipe and York.—6.

The bill and emergency passed.

HB 1526 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** and **HCR** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1432 — Pierce, Stipe and Cate
HB 1550 — Miller, Rozell and Howell
HB 1729 — Watson, Kilpatrick and McDaniel
HB 1744 — Roberts, Leonard and Clifton
HB 1773 — Leonard, Stipe and Young
HB 1816 — Hopkins, Leonard and Rozell
HB 1817 — Miller, Rozell and Howell
HCR 1025 — York, Taylor and Cain

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill, as amended:

SB 377

PENDING CONSIDERATION OF HAs

HAs to **SB 545** were rejected upon motion of Senator Winn, conference requested, and Senate conferees appointed as follows: Senators Winn, Boatner and Giles.

PENDING CONSIDERATION OF HAs

HAs to **SB 426** were concurred in upon motion of Senator Dawson.

SB 426, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—43.

Excused: Moore, Pierce, Smith, Stipe and Young.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 533** were concurred in upon motion of Senator Boatner.

SB 533, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Dahl, Dawson, Ford, Giles, Green, Howell, Kilpatrick, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—33.

Nay: Capps, Combs, Cullison, Hopkins, Johnson, Keller, Lamb, McCune, Rhodes and Shedrick.—10.

Excused: Dennis, Moore, Smith, Stipe and Young.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

The House has rescinded its Signing and Fourth Reading of **HB 1244** which has been returned from the Governor pursuant to **HCR 1033.**

I am directed by the House to request the Honorable Senate to rescind its Signing and Fourth Reading of **HB 1244;** to reconsider the vote by which the Bill passed on Third Reading; to reconsider the vote whereby the Bill was advanced; and to consider the Bill further.

PENDING SENATE ACTION — RECALL OF HB 1244

Senator Roberts moved that the Senate rescind its Signing and Fourth Reading of **HB 1244,** which motion was declared adopted.

Senator Roberts moved that the vote be reconsidered whereby **HB 1244** passed on Third Reading, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—44.

Excused: Moore, Smith, Stipe and Young.—4.

THIRD READING

Senator Roberts moved that the vote be reconsidered whereby **HB 1244** was advanced, which motion was declared adopted.

HB 1244 was placed on General Order.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1035.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1483 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Randle moved to amend **HB 1483,** Page 9, Line 16½, by inserting a new Section 2 to read as follows:

"Section 2. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Special Sinking Reserve Fund of the State Treasury the sum of Eleven Million Four Hundred Ninety-six Thousand Six Hundred Twelve Dollars ($11,496,612.00) or so much thereof as may be required for midterm supplements in State Aid for the school year 1983-84 pursuant to the provisions of subsection C of Section 18-109.2 of Title 70 of the Oklahoma Statutes."

and renumbering subsequent sections; and

On page 22, line 10 by deleting after the figure "3" and before the word "of" "and 4" and inserting in lieu thereof "4 and 5", which amendment was declared adopted.

Senators McDaniel, Shedrick and Taylor moved to amend **HB 1483,** Page 13, Line

1½, by adding a new Section 6 as follows: "Section 6. There is hereby appropriated to the Crime Victims Compensation Board from any monies not otherwise appropriated from the Special Sinking Reserve Fund of the State Treasury the sum of Thirty-seven Thousand Eight Hundred Seventy-five Dollars ($37,875.00) to be transferred to the Sexual Assault Examination Fund." and renumbering subsequent sections, which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1483,** Page 16, Lines 9 through 18, by deleting all of the language in Section 8 and renumbering, which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1483,** Page 22, Line 2½, by adding a new Section 14 as follows and renumber:

"Section 14. AMENDATORY 21 O.S. 1981 Section 142.17, is amended to read as follows:

There is hereby created in the State Treasury a revolving fund for the Crime Victims Compensation Board to be designated the "Crime Victims Compensation Revolving Fund". The Fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the Crime Victims Compensation Board from any source excluding appropriated funds. All monies accruing to the credit of said Fund are hereby appropriated and may be budgeted and expended by the Board for the purpose of implementing the provisions of the Oklahoma Crime Victims Compensation Act INCLUDING THE PROVISIONS SET FORTH IN SECTION 142.20 OF THIS TITLE. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment."

Senator Wright moved to table the McDaniel amendment, which tabling motion was declared failed of adoption upon a division of the question.

Senator McDaniel pressed his motion to adopt his amendment, which amendment was declared adopted.

Senators Lamb and Randle moved to amend **HB 1483,** Page 16, Line 8½, by adding a new Section 8 to read as follows: "Section 8. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the Special Sinking Reserve Fund of the State Treasury the sum of Seventy-five Thousand Dollars ($75,000.00) or so much thereof as may be required to complete the construction of Troop J Headquarters in Enid." and renumber, which amendment was declared adopted.

Senator Randle moved that **HB 1483** be advanced, which motion was declared adopted.

THIRD READING

HB 1483 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Branch and Porter.—2.

Excused: Moore, Roberts, Smith and Stipe.—4.

The bill and emergency passed.

HB 1483 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 444** were rejected upon motion of Senator McCune, conference requested, and Senate conferees appointed as follows: Senators McCune, Boatner and Cain.

PENDING CONSIDERATION OF HAs

HAs to **SB 527** were rejected upon motion of Senator McDaniel, conference requested, and Senate conferees appointed as follows: Senators McDaniel, Cate and Clifton.

GENERAL ORDER

HB 1908 by Lewis of the House and Randle of the Senate was called up for consideration.

Senator Randle moved that **HB 1908** be advanced, which motion was declared adopted.

THIRD READING

HB 1908 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—31.

Nay: Combs, Dawson, Ford, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Stipe and Wright.—14.

Excused: Moore, Roberts and Smith.—3.

The bill passed.

Senators Dawson 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: 12; Excused: 3.

The emergency passed.

GENERAL ORDER

HB 1585 by Lewis of the House and Randle of the Senate was called up for consideration.

Senator Randle moved that **HB 1585** be advanced, which motion was declared adopted.

THIRD READING

HB 1585 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Howell and Pierce.—2.

Excused: Giles, Moore, Roberts and Smith.—4.

The bill and emergency passed.

HB 1585 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SBs 377, 379** and **555** were rejected upon motion of Senator Randle, conference requested, and said bills referred to GCCA.

PENDING CONSIDERATION OF HAs

HAs to **SB 301** were rejected upon motion of Senator Randle, conference requested, and Senate conferees appointed as follows: Senators Randle, Kilpatrick and Boatner.

PENDING CONSIDERATION OF HAs

HAs to **SB 559** were rejected upon motion of Senator Randle, conference requested, and Senate conferees appointed as follows: Senators Randle, Green and Terrill.

GENERAL ORDER

HB 1535 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Terrill moved that **HB 1535** be advanced, which motion was declared adopted.

THIRD READING

HB 1535 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: McIntyre, Moore, Roberts and Smith.—4.

The bill and emergency passed.

HB 1535 was referred for engrossment.

GENERAL ORDER

HB 1538 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Terrill moved that **HB 1538** be advanced, which motion was declared adopted.

THIRD READING

HB 1538 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Roberts and Smith.—3.

The bill and emergency passed.

HB 1538 was referred for engrossment.

GENERAL ORDER

HB 1539 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Terrill moved that **HB 1539** be advanced, which motion was declared adopted.

THIRD READING

HB 1539 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Dawson.—1.

Excused: Moore, Roberts and Smith.—3.

The bill and emergency passed.

HB 1539 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 242** were rejected upon motion of Senator York, conference requested, and Senate conferees appointed as follows: Senators York, Rozell and McCune.

GENERAL ORDER

HB 1487 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator McDaniel moved that **HB 1487** be advanced, which motion was declared adopted.

THIRD READING

HB 1487 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Roberts and Smith.—3.

The bill and emergency passed.

HB 1487 was referred for engrossment.

GENERAL ORDER

HB 1484 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator McDaniel moved that **HB 1484** be advanced, which motion was declared adopted.

THIRD READING

HB 1484 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Roberts and Smith.—3.

The bill and emergency passed.

HB 1484 was referred for engrossment.

GENERAL ORDER

HB 1489 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator McDaniel moved that **HB 1489** be advanced, which motion was declared adopted.

THIRD READING

HB 1489 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Landis.—1.

Excused: Moore, Roberts and Smith.—3.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **HB 1489** passed.

GENERAL ORDER

HB 1492 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator McDaniel moved that **HB 1492** be advanced, which motion was declared adopted.

THIRD READING

HB 1492 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Roberts and Smith.—3.

The bill and emergency passed.

HB 1492 was referred for engrossment.

GENERAL ORDER

HB 1485 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator McDaniel moved that **HB 1485** be advanced, which motion was declared adopted.

THIRD READING

HB 1485 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison,

Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Howell, Moore, Roberts, Smith and Winn.—5.

The bill and emergency passed.

HB 1485 was referred for engrossment.

GENERAL ORDER

HB 1527 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick asked unanimous consent that **HB 1527** be laid over for this legislative day, which was the order.

GENERAL ORDER

HB 1517 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1517** be advanced, which motion was declared adopted.

THIRD READING

HB 1517 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Howell, Keller, Moore, Roberts and Smith.—5.

The bill and emergency passed.

HB 1517 was referred for engrossment.

GENERAL ORDER

HB 1518 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1518** be advanced, which motion was declared adopted.

THIRD READING

HB 1518 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Dawson, McIntyre and Porter.—3.

Excused: Combs, Keller, Moore, Roberts and Smith.—5.

The bill and emergency passed.

HB 1518 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 556** were concurred in upon motion of Senator Randle.

SB 556, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Combs, Keller, Miller, Moore, Roberts, Smith and York.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

UNANIMOUS CONSENT REQUEST — MOTION TO RECONSIDER VOTE

Senator Randle asked unanimous consent to suspend Rule 12-24B to consider on this date a motion to reconsider the vote whereby **HB 1908** passed, which was the order.

Senator Randle moved that the vote be reconsidered whereby **HB 1908** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Combs, Keller, Kilpatrick, Moore, Roberts, Smith and York.—7.

HB 1908 remains on Third Reading.

PENDING CONSIDERATION OF HAs

HAs to **SB 471** were concurred in upon motion of Senator Howell.

SB 471, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Combs, Keller, Kilpatrick, Moore, Roberts, Smith and York.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 512** were concurred in upon motion of Senator Howell.

SB 512, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Daw-

son, Dennis, Ford, Giles, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Combs, Green, Keller, Kilpatrick, Moore, Roberts, Smith and York.—8.

The Chair advised that Senator Green, having been present in the Chamber during the vote on **SB 512** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 40; Nay: 1; Excused: 7.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

CONFEREES NAMED

Senator Schuelein announced that President Pro Tempore York had appointed the following conferees:

SB 448 — Taliaferro, Johnson and Capps
SB 538 — Capps, Howell and Taliaferro

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 33,** coauthored by Murphy and Sherrer of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 349, 355, 419, 420, 421, 422, 460, 529** and **557.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1283,** requesting conference and naming conferees as follows: Fried, Thompson and Gish.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 448 — Sanders, Shurden and Duke
SB 520 — Holden, Rogers and Benson
SB 538 — Grieser, Formby and Adair.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 3, 1984, of Enrolled **SBs 504** and **537.**

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 4, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:20 p.m. to meet Wednesday, April 4, 1984, at 1:30 p.m.

Fifty-fourth Legislative Day

Wednesday, April 4, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: McDaniel and Taylor.—2.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Sam Stearman, Penn Avenue Nazarene Church, Oklahoma City, the guest of Senators Capps and Combs.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Page 577, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—36.

Excused: Branch, Cain, Cate, Choate, Combs, Howell, Keller, McDaniel, Moore, Porter, Randle and Taylor.—12.

EXECUTIVE NOMINATIONS

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

Bolin, Dub, Bristow, as a member to the Oklahoma Motor Vehicle Commission.

Carpenter, Don H., Durant, as a member to the Board of Regents of Oklahoma Colleges.

Frank, Pat, Tahlequah, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission.

MESSAGE FROM THE HOUSE

Advising concurrence in **SA**s to and passage of Engrossed **HBs 1552, 1606, 1669, 1708** and **1898,** as amended.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 377, 379** and **555** and referring bills to GCCA.

SECOND READING – DIRECT TO CALENDAR

Senator Hopkins asked unanimous consent to suspend Rule 5-4 and refer **HCR 1034** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1034 by Baker, et al, of the House and Hopkins and Cullison of the Senate was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **HCR 1034,** which was the order.

HCR 1034 was adopted upon motion of Senator Hopkins, properly signed and ordered returned to the Honorable House.

INTRODUCTION

Senator McIntyre introduced Wayman Tisdale and his parents, Reverend and Mrs. L. L. Tisdale, to the Senate and asked unanimous consent that they be granted privileges of the floor during consideration of **SR 50,** a Resolution honoring Wayman for his outstanding achievements in basketball, which was the order. A copy of **SR 50** was presented to Wayman and his parents by Senator McIntyre on behalf of the Senate.

GENERAL ORDER

SR 50 by McIntyre and Porter was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 50,** which was the order.

SR 50 was adopted upon motion of Senator McIntyre and referred for enrollment.

Senator Schuelein moved that the Senate stand recessed for ten minutes, which motion was declared adopted.

*

The Senate reassembled in its Chamber with President Pro Tempore York presiding.

Senator Schuelein questioned a quorum. The Presiding Officer ordered 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 bills, as amended:

SB 359
SB 366
SB 372
SB 373, coauthored by Atkinson of the House
SB 374
SB 375
SB 378
SB 393
SB 394

MESSAGE FROM THE HOUSE

Requesting the Honorable Senate to rescind its signing and fourth reading of **HB 1805,** which has been recalled from the Governor pursuant to **HCR 1035** for further consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1552, 1606, 1669, 1708** and **1898.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SR 52 by Stipe, Howell, Johnson and Terrill was called up for consideration.

SR 52 was adopted upon motion of Senator Stipe and referred for enrollment.

GENERAL ORDER

HB 1527, considered on page 588, was considered further.

Senator Kilpatrick moved that **HB 1527** be advanced, which motion was declared adopted.

THIRD READING

HB 1527 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn and York.—35.

Nay: Choate, Dawson, Ford, Leonard, McCune, Moore, Pierce, Smith and Wright.—9.

Excused: McDaniel, Porter, Taylor and Young.—4.

The bill and emergency passed.

HB 1527 was referred for engrossment.

UNANIMOUS CONSENT REQUEST – DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to suspend Rule 5-4 and refer **SR 53** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 53 by Dahl was called up for consideration.

SR 53 was adopted upon motion of Senator Dahl and referred for enrollment.

GENERAL ORDER

SR 44 by Howell was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 44,** which was the order.

SR 44 was adopted upon motion of Senator Howell and referred for enrollment.

GENERAL ORDER

SCR 41 by Winn was called up for consideration.

SCR 41 was adopted upon motion of Senator Winn and referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1483, 1484, 1485, 1487, 1492, 1517, 1518, 1525, 1526, 1535, 1538, 1539 and **1585** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 426, 471, 512, 533, 556 and **SJR 51** were each correctly enrolled and after fourth reading, properly signed and ordered trans-

mitted to the Honorable House for the signature of the Speaker.

SCR 33 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 50 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SCR 42 by Ford and Watson of the Senate was called up for consideration.

Representative Henry asked to be made House author of **SCR 42,** which was the order.

SCR 42 was adopted upon motion of Senator Ford and referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 524** were concurred in upon motion of Senator Cain.

SB 524, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Luton, McDaniel, Porter and Taylor.—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 425** were concurred in upon motion of Senator Terrill.

SB 425, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Schuelein.—1.

Excused: Luton, McDaniel, Porter and Taylor.—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 483** were concurred in upon motion of Senator Terrill.

SB 483, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison,

Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—43.

Excused: Luton, McDaniel, Porter, Taylor and Winn.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **SB 483** passed.

Senator Kilpatrick presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 521** were concurred in upon motion of Senator Terrill.

SB 521, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—33.

Nay: Choate, Ford, Green, Lamb, Leonard, McCune, Moore, O'Connor, Schuelein and Smith.—10.

Excused: Luton, McDaniel, Porter, Taylor and Winn.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION — RECALL OF HB 1805

Senator Schuelein moved that the Senate rescind its Signing and Fourth Reading of **HB 1805,** which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1133, 1555, 1582** and **1597,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs** and **HJR,** requesting conference and naming conferees as follows:

HB 1102 — Kincheloe, Conaghan and Mitchell.
HB 1462 — Conferees to be named later.
HB 1611 — Holden, Rogers and Benson.
HB 1614 — Williams (Freddye), Mitchell and Riggs.
HB 1626 — Talley, Widener and Hill.
HB 1671 — Ross, Boyd and Stottlemyre.
HB 1687 — Stottlemyre, Hale, Hill, Hobson and Ross.
HB 1721 — Cotner, Lancaster and Johnson (Don).
HB 1767 — Williams (Penny), Henry and Willis.
HB 1804 — Talley, Vanatta and Hill.
HB 1832 — Davis (Guy), Morgan and Roberts.
HB 1863 — Johnson (Don), Reimer and Williams (Penny).
HB 1899 — Hooper, Harris and Lancaster.
HB 1914 — Brown, Fried and Joiner.
HJR 1026 — Craighead, Sill and Formby.

GENERAL ORDER

SCR 27 by Ford of the Senate and Williams (Penny) of the House was called up for consideration.

Senator Dawson moved to amend **SCR 27,** Page 2, Line 1, by striking after the word "to" and before the period on Line 10 all language and substituting therefor the following: "ensure that any new higher education professional program be made the sole offering of Langston University.", which amendment was adopted upon a division of the question.

Senator Ford asked unanimous consent that **SCR 27** be laid over for this legislative day, to which request objection was heard.

Senators McIntyre and Howell moved to rerefer **SCR 27** to the Education Committee.

Senator Ford moved to table the McIntyre-Howell motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Clifton, Cullison, Ford, Green, Hopkins, Keller, Rhodes, Smith and Wright.—9.

Nay: Boatner, Branch, Cain, Capps, Cate, Choate, Combs, Dahl, Dawson, Dennis, Giles, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, York and Young.—32.

Excused: Luton, McDaniel, Moore, O'Connor, Porter, Taylor and Winn.—7.

Senator McIntyre pressed his motion to rerefer **SCR 27** to the Education Committee, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs,** and naming House conferees as follows:

SB 232 — Davis (Guy), Brewster and Anderson.

SB 444 — Duke, Sanders and Holt.

SB 527 — Hobson, Lewis and Vanatta.

SB 544 — Holden, Davis (Frank) and Morgan.

SB 545 — Reimer, Johnson (Don) and Williams (Penny).

PENDING CONSIDERATION OF HAs

HAs to **SJR 40** were rejected upon motion of Senator Dennis, conference requested, and Senate conferees appointed as follows: Senators Dennis, Roberts and Dahl.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 426, 471, 512, 533** and **556** and **SJR 51.**

SB 556 was referred to the Governor. **SJR 51** was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 33.**

The above numbered enrolled resolution was referred to the Secretary of State.

PENDING CONSIDERATION OF HAs

HAs to **SB 492** were rejected upon motion of Senator Giles, conference requested, and Senate conferees appointed as follows: Senators Giles, Lamb and Clifton.

PENDING CONSIDERATION OF HAs

HAs to **SBs 359, 366, 372, 373, 374, 375, 378, 393, 394** and **415** were rejected upon motion of Senator Schuelein, conference requested, and said bills referred to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1283** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Taylor, York and Cain.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1882** requesting conference and naming conferees at a later date.

COMMITTEE REPORTS

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

DO PASS, as amended:

HB 1486 — Appropriations.
HB 1488 — Appropriations.
HB 1491 — Appropriations.
HB 1512 — Appropriations.
HB 1513 — Appropriations.
HB 1516 — Appropriations.
HB 1520 — Appropriations.
HB 1522 — Appropriations.
HB 1523 — Appropriations.
CS for **HB 1529** — Appropriations.
HB 1530 — Appropriations.
HB 1533 — Appropriations.
HB 1536 — Appropriations.
HB 1537 — Appropriations.
HB 1815 — Appropriations.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1805** requesting conference and naming conferees as follows: Johnson (Glen), Adair and Davis (Guy).

LOBBYIST REGISTRATIONS

The following lobbyist registration and resignation have been filed with the Joint Legislative Ethics Committee.

Thompson, Kirstin D., representing Philip Morris,Inc., resigned effective March 29, 1984.

Williams, Jack G., Bristol Laboratories — Division of Bristol Myers Company.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 5, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:30 p.m. to meet Thursday, April 5, 1984, at 11:00 a.m.

Fifty-fifth Legislative Day

Thursday, April 5, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Excused: Cate, Giles, McDaniel, McIntyre, Moore, Porter and Winn.—7.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Sam Stearman, Penn Avenue Nazarene Church, Oklahoma City, the guest of Senators Capps and Combs.

EXECUTIVE NOMINATIONS

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

Gillard, George, III, Tulsa, as a member to the Oklahoma Board of Private Schools.

Johnson, Paul, Tulsa, as a member to the Will Rogers Memorial Commission.

Moffitt, John, Fort Gibson, as a member to the Arkansas-Oklahoma Arkansas River Compact Commission.

Mosley, Elaine, Bartlesville, as a member to the Board of Regents of Rogers State College.

Noland, Rehn, Tulsa, as a member to the Liquefied Petroleum Gas Board.

BILLS REFERRED TO GOVERNOR

SBs 426, 471, 512 and **533** were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 359, 366, 372, 373, 374, 375, 378, 393, 394** and **415** and referring bills to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1133, 1555, 1582** and **1597.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1034.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, and resolution as amended:

SB 358
SB 364
SB 370
SB 392
SJR 57.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1594, 1791** and **1869** as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 41 and **42** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1527 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 425, 521 and **524** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 44, 52 and **53** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF HAs

HAs to **SBs 358, 364, 370** and **392** were 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 Schuelein, the request of the Honorable House for conference on **HBs** and **HJR** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1102 — Leonard, Howell and Lamb.
HB 1462 — Shedrick, Schuelein and Winn.
HB 1611 — Giles, Clifton and Dawson.
HB 1614 — Cain, Shedrick and Leonard.
HB 1626 — Watson, Terrill and O'Connor.
HB 1671 — Taylor, Taliaferro and McIntyre.
HB 1687 — Luton, Stipe, Dennis, Watson and O'Connor.
HB 1721 — Dennis, Howell and Boatner.
HB 1767 — Randle, Taylor and Shedrick.
HB 1804 — Watson, O'Connor and Terrill.
HB 1805 — Rozell, Miller and Luton.
HB 1832 — Winn, Clifton and Cullison.
HB 1863 — Winn, Boatner and Miller.
HB 1882 — Capps, Taliaferro and O'Connor.
HB 1899 — Johnson, Clifton and Young.
HB 1914 — Branch, Roberts and Landis.
HJR 1026 — York, Taylor and Howell.

MOTION TO RECONSIDER VOTE

Senator Kilpatrick pressed his motion to reconsider the vote whereby **SB 561** passed on Fourth Reading.

Senator Cullison moved to table the Kilpatrick motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Wright and York.—28.

Nay: Cain, Howell, Kilpatrick, Leonard, Pierce, Rhodes, Shedrick, Smith, Stipe, Watson and Young.—11.

Excused: Cate, Giles, McDaniel, McIntyre, Moore, Porter and Winn.—7.

* Not Voting: Green and Choate.—2.

* Senators Green and Choate asked to be shown not voting on the tabling motion to reconsider **SB 561** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SB 561, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

GENERAL ORDER

HB 1244 by Duke of the House and Roberts of the Senate was called up for consideration.

Senator Roberts moved to amend **HB 1244,** by crippling the title, which amendment was declared adopted.

Senator Roberts moved that **HB 1244** be advanced, which motion was declared adopted.

THIRD READING

HB 1244 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—37.

Nay: Johnson, Landis and Schuelein.—3.

Excused: Cate, Giles, McDaniel, McIntyre, Moore, Porter, Terrill and Winn.—8.

The bill passed.

HB 1244 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives, by unanimous consent, has suspended Joint Rule 17(b)6 relating to **SB 368** and request the same action by the Senate.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Randle asked unanimous consent to suspend Joint Rule 17(b) to exempt **SB 368** from all cutoff dates, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 425, 521** and **524.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 358, 364, 370** and **392** and referring bills to GCCA.

FIRST READING

The following was introduced and read the first time:

SR 54 — By Miller.

A resolution directing the Director of Human Services and the Oklahoma Public Welfare Commission to continue operation of the Okmulgee Rehabilitation Authority; directing new estimates be developed for construction of a new facility; and directing distribution.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1323,** requesting conference and naming conferees as follows: Mentzer, Davis (Guy) and Willis.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and **SJR,** and naming House conferees as follows:

SB 301 — Mitchell, Talley and Lewis
SB 492 — Fair, Smith (Jerry) and Benson
SB 559 — Riggs, Anderson and Brown
SJR 40 — Atkinson, Murphy and Sherrer

MESSAGE FROM THE HOUSE

Advising the naming of House conferees as follows:

HB 1882 — Widener, Talley and Benson

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 4, 1984, of Enrolled **SBs 407, 445, 516** and **551.**

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 9, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 11:50 a.m. to meet Monday, April 9, 1984, at 1:30 p.m.

Fifty-sixth Legislative Day

Monday, April 9, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Cate and McDaniel.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Finley W. Tinnin, Pastor, Baptist Temple, Oklahoma City, the guest of Senator Cain.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1594, 1791** and **1869.**

The above numbered enrolled measures 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 363
SB 367
SB 381

GENERAL ORDER

HB 1529 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Cain moved that **HB 1529** be advanced, which motion was declared adopted.

THIRD READING

HB 1529 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl,

Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—43.

Excused: Cate, Hopkins, McDaniel, Terrill and York.—5.

The bill and emergency passed.

HB 1529 was referred for engrossment.

FIRST READING

The following were introduced and read the first time:

SCR 43 — By Stipe, Smith and McIntyre of the Senate and Haney of the House.
A concurrent resolution recognizing and expressing support by the Oklahoma State Legislature for the designation of April 1984 as "Fair Housing Month"; and directing distribution.

SR 55 — By Giles.
A resolution disapproving certain amended rule of the Oklahoma Water Resources Board; and directing distribution.

SR 56 — By Howell.
A resolution expressing appreciation to the Midwest City Chamber of Commerce and to Tinker Air Force Base for the opportunity given the Oklahoma State Senate to become familiar with certain activities at Tinker Air Force Base and for the hospitality extended the Oklahoma State Senate on that occasion; and directing distribution.

GENERAL ORDER

HB 1530 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Cain moved that **HB 1530** be advanced, which motion was declared adopted.

THIRD READING

HB 1530 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—40.

Nay: Choate, Moore and Pierce.—3.

Excused: Cate, Hopkins, McDaniel, Terrill and York.—5.

The bill and emergency passed.

HB 1530 was referred for engrossment.

GENERAL ORDER

HB 1533 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Cain moved that **HB 1533** be advanced, which motion was declared adopted.

THIRD READING

HB 1533 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—43.

Excused: Cate, Ford, McDaniel, Terrill and York.—5.

The bill and emergency passed.

HB 1533 was referred for engrossment.

GENERAL ORDER

HB 1520 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1520** be advanced, which motion was declared adopted.

THIRD READING

HB 1520 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—42.

Nay: Smith.—1.

Excused: Cate, McDaniel, Moore, Terrill and York.—5.

The bill and emergency passed.

HB 1520 was referred for engrossment.

GENERAL ORDER

HB 1522 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1522** be advanced, which motion was declared adopted.

THIRD READING

HB 1522 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—37.

Nay: Dawson, Ford, Leonard, Moore, Pierce, Rhodes and Wright.—7.

Excused: Cate, McDaniel, McIntyre and Terrill.—4.

The bill and emergency passed.

HB 1522 was referred for engrossment.

GENERAL ORDER

HB 1523 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1523** be advanced, which motion was declared adopted.

THIRD READING

HB 1523 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—39.

Nay: Ford, Green, Moore, Pierce and Smith.—5.

Excused: Cate, McDaniel, McIntyre and Terrill.—4.

The bill and emergency passed.

HB 1523 was referred for engrossment.

GENERAL ORDER

HB 1488 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Boatner moved that **HB 1488** be advanced, which motion was declared adopted.

THIRD READING

HB 1488 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—35.

Nay: Dawson, Ford, Green, Moore, Pierce, Rhodes, Shedrick, Smith and Wright.—9.

Excused: Cate, McDaniel, McIntyre and Terrill.—4.

The bill and emergency passed.

HB 1488 was referred for engrossment.

GENERAL ORDER

HB 1512 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Boatner moved that **HB 1512** be advanced, which motion was declared adopted.

THIRD READING

HB 1512 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, Pierce, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—36.

Nay: Dawson, Ford, Green, O'Connor, Rhodes, Smith and Wright.—7.

Excused: Cate, McDaniel, McIntyre, Moore and Terrill.—5.

The bill and emergency passed.

HB 1512 was referred for engrossment.

GENERAL ORDER

HB 1491 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Boatner moved that **HB 1491** be advanced, which motion was declared adopted.

THIRD READING

HB 1491 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, York and Young.—34.

Nay: Branch, Ford, Green, Keller, McCune, Moore, Pierce, Smith and Wright.—9.

Excused: Cate, McDaniel, McIntyre, Porter and Terrill.—5.

The bill and emergency passed.

HB 1491 was referred for engrossment.

GENERAL ORDER

HB 1513 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Boatner moved that **HB 1513** be advanced, which motion was declared adopted.

THIRD READING

HB 1513 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—43.

Excused. Cate, McDaniel, McIntyre, Porter and Terrill.—5.

The bill and emergency passed.

HB 1513 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1244 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1486 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Leonard moved to amend **HB 1486,** Page 2, Line 7, by adding after the word "Office" and before the numbers "33,501.00" the following language: "Pursuant to Section 7 of Title 74 of the Oklahoma Statutes.", which amendment was declared adopted.

Senator Boatner moved that **HB 1486** be advanced, which motion was declared adopted.

THIRD READING

HB 1486 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Giles, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, Miller, O'Connor, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, York and Young.—26.

Nay: Branch, Choate, Dennis, Ford, Green, Keller, McCune, McIntyre, Moore, Pierce, Rhodes, Roberts, Smith, Watson, Winn and Wright.—16.

Excused: Cate, Lamb, McDaniel, Porter, Stipe and Terrill.—6.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Giles, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, Miller, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Taylor and York.—24.

Nay: Branch, Choate, Dennis, Ford, Green, Keller, McCune, McIntyre, Moore, O'Connor, Pierce, Rhodes, Roberts, Smith, Watson, Winn and Wright.—17.

Excused: Cate, Lamb, McDaniel, Porter, Stipe, Terrill and Young.—7.

The emergency failed.

HB 1486 was referred for engrossment.

GENERAL ORDER

HB 1516 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1516** be advanced, which motion was declared adopted.

THIRD READING

HB 1516 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—41.

Nay: Smith.—1.

Excused: Cate, Lamb, McDaniel, Porter, Stipe and Terrill.—6.

The bill and emergency passed.

HB 1516 was referred for engrossment.

GENERAL ORDER

HB 1815 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Randle moved that **HB 1815** be advanced, which motion was declared adopted.

THIRD READING

HB 1815 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn and Young.—32.

Nay: Dawson, Ford, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Smith and Wright.—10.

Excused: Cate, Lamb, McDaniel, Porter, Terrill and York.—6.

The bill and emergency passed.

HB 1815 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 437** were concurred in upon motion of Senator Clifton.

SB 437, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Lamb, McDaniel, Moore, Porter and Terrill.—6.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Stipe asked unanimous consent to suspend Rule 5-4 and refer **SCR 43** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 43 by Stipe, et al, of the Senate and Haney of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 43** which was the order.

SCR 43 was adopted upon motion of Senator Stipe and referred for engrossment.

SECOND READING – DIRECT TO CALENDAR

Senator Miller asked unanimous consent to suspend Rule 5-4 and refer **SR 54** direct to the Calendar for consideration, to which request objection was heard.

Senator Miller moved to suspend Rule 5-4 to refer **SR 54** direct to the Calendar, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Watson, Winn, Wright, York and Young.—35.

Nay: Capps, Johnson, Kilpatrick, Schuelein and Taliaferro.—5.

Excused: Cate, Choate, Giles, Lamb, McDaniel, Moore, Porter and Terrill.—8.

GENERAL ORDER

SR 54 by Miller was called up for consideration.

SR 54 was adopted upon motion of Senator Miller and referred for enrollment upon roll call as follows:

Aye: Boatner, Cain, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Keller, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Watson, Winn, Wright and Young.—31.

Nay: Branch, Capps, Howell, Johnson, Kilpatrick, Landis, Pierce, Schuelein, Taliaferro and York.—10.

Excused: Cate, Giles, Lamb, McDaniel, Moore, Porter and Terrill.—7.

RESOLUTION WITHDRAWN—DIRECT TO CALENDAR

Senator Taylor asked unanimous consent to suspend Rule 12-23 to withdraw **SCR 39** from the Human Resources Committee and refer same to the Calendar, which was the order.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Howell asked unanimous consent to suspend Rule 5-4 and refer **SR 56** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 56 by Howell was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 56,** which was the order.

SR 56 was adopted upon motion of Senator Howell and referred for enrollment.

GENERAL ORDER

HB 1536 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Rozell moved that **HB 1536** be advanced, which motion was declared adopted.

THIRD READING

HB 1536 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—43

Excused: Cate, Lamb, McDaniel, Porter and Terrill.—5.

The bill and emergency passed.

HB 1536 was referred for engrossment.

GENERAL ORDER

HB 1537 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Rozell moved that **HB 1537** be advanced, which motion was declared adopted.

THIRD READING

HB 1537 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Lamb, McDaniel, Moore, Porter and Terrill.—6.

The bill and emergency passed.

HB 1537 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Giles asked unanimous consent to suspend Rule 5-4 and refer **SR 55** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 55 by Giles was called up for consideration.

SR 55 was adopted upon motion of Senator Giles and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1579** and **1821,** as amended.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1323** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Porter, Cain and Miller.

PENDING CONSIDERATION OF HAs

HAs to **SB 248** were rejected upon motion of Senator Randle, conference requested, and Senate conferees appointed as follows: Senators Randle, Howell and Rozell.

PENDING CONSIDERATION OF HAs

HAs to **SBs 363, 367** and **381** were rejected upon motion of Senator Randle, conference requested, and said bills referred to **GCCA.**

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 1460
HB 1909

COMMITTEE REPORTS

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

DO PASS, as amended:

HB 1490 — Appropriations
HB 1514 — Appropriations
HB 1515 — Appropriations
HB 1519 — Appropriations

HB 1521 — Appropriations
HB 1524 — Appropriations
CS for **HB 1528** — Appropriations
CS for **HB 1531** — Appropriations
HB 1534 — Appropriations
CS for **HJR 1045** — Appropriations

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Huddleston, Richard, American Car Rental Association (addendum).

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 5, 1984, of Enrolled **SBs 478** and **556.**

BILL RELEASED

HB 1489 was referred for engrossment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 10, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:45 p.m. to meet Tuesday, April 10, 1984, at 1:30 p.m.

Fifty-seventh Legislative Day

Tuesday, April 10, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Cullison, McDaniel, Miller and Winn.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Finley W. Tinnin, Pastor, Baptist Temple, Oklahoma City, the guest of Senator Cain.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Allen, Clinton "Shag" Vinita, as a member to the War Veterans Commission, to serve a term of three unexpired years ending July 1, 1986. Mr. Allen will succeed Thomas Gilmer.

Carpenter, Don H., Durant, as a member to the Board of Regents of Oklahoma Colleges, to serve a term of nine years ending June 10, 1991. Mr. Carpenter will succeed Dr. W.R. Bradford.

Fries, Peggy, Tulsa, as a member to the Board of Corrections, to serve a term of six years ending March 15, 1989. Ms. Fries will succeed Douglas Wixson.

McReynolds, Dixie, Comanche, as a member to the State Board of Electrology, to serve a term of three years ending May 10, 1986. Ms. McReynolds will succeed Anne Oberst.

Wesley, Joseph, Okmulgee, as a member to the Human Rights Commission, to serve a term of three years ending July 15, 1986. Mr. Wesley will succeed himself.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 363, 367 and 381,** and referring bills to GCCA.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills, as amended:

SB 361
SB 362
SB 365
SB 376
SB 387
SB 388
SB 423

GENERAL ORDER

HB 1490 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Boatner moved that **HB 1490** be advanced, which motion was declared adopted.

THIRD READING

HB 1490 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Dahl, Dennis, Giles, Hopkins, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—29.

Nay: Choate, Ford, Green, Keller, McCune, Moore, O'Connor, Pierce, Rhodes, Smith and Wright.—11.

Excused: Cate, Cullison, Dawson, Howell, McDaniel, McIntyre, Miller and Winn.—8.

The bill passed.

The emergency failed.

HB 1490 was referred for engrossment.

GENERAL ORDER

HB 1531 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Cain moved that **HB 1531** be advanced, which motion was declared adopted.

THIRD READING

HB 1531 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—34.

Nay: Ford, Green, Moore, O'Connor, Pierce and Smith.—6.

Excused: Cate, Cullison, Dawson, McDaniel, McIntyre, Miller, Terrill and Winn.—8.

The bill and emergency passed.

HB 1531 was referred for engrossment.

GENERAL ORDER

HB 1521 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1521** be advanced, which motion was declared adopted.

THIRD READING

HB 1521 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Dahl, Dennis, Ford, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—31.

Nay: Green, Leonard, Moore, Pierce, Porter, Shedrick, Smith and Watson.—8.

Excused: Cate, Combs, Cullison, Dawson, Lamb, McDaniel, Miller, Roberts and Winn.—9.

The Chair advised that Senator Roberts, having been present in the Chamber during the vote on **HB 1521** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 31; Nay: 9; Excused: 8.

The bill passed.

Senators Shedrick, Roberts, Lamb and Combs 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 1521 was referred for engrossment.

GENERAL ORDER

HB 1524 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Kilpatrick moved that **HB 1524** be advanced, which motion was declared adopted.

THIRD READING

HB 1524 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, York and Young.—34.

Nay: Moore, Pierce, Rhodes, Smith and Wright.—5.

Excused: Cate, Cullison, Dahl, Dawson, Landis, McDaniel, Miller, Terrill and Winn.—9.

The Chair advised that Senator Landis, having been present in the Chamber during the vote on **HB 1524** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 34; Nay: 6. Excused: 8.

The bill and emergency passed.

HB 1524 was referred for engrossment.

GENERAL ORDER

HB 1514 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1514** be advanced, which motion was declared adopted.

THIRD READING

HB 1514 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright, York and Young.—41.

Excused: Cate, Cullison, Dawson, McDaniel, Miller, Taliaferro and Winn.—7.

The bill and emergency passed.

HB 1514 was referred for engrossment.

GENERAL ORDER

HB 1515 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Pierce moved to amend **HB 1515,** Page 3, Line 10, by striking all of Section 4 and renumbering subsequent sections.

Senator Shedrick asked unanimous consent that **HB 1515** and the Pierce amendment be laid over this legislative day, which was the order.

HB 1515 remains on General Order.

GENERAL ORDER

HB 1519 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1519** be advanced, which motion was declared adopted.

THIRD READING

HB 1519 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McIntyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Cate, Cullison, Landis, McDaniel, Miller and Winn.—6.

The Chair advised that Senator Landis, having been present in the Chamber during the vote on **HB 1519** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 42; Nay: 1; Excused: 5.

The bill and emergency passed.

HB 1519 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1460** was adopted upon motion of Senator Hopkins.

HB 1460, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIn-

tyre, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Cullison, McDaniel, Miller and Winn.—4.

The bill passed.

HB 1460, together with the conference committee report thereon, was ordered withheld.

GENERAL ORDER

HJR 1045 by Barker, et al, of the House and Howell of the Senate was called up for consideration.

Senator Cate asked to coauthor **HJR 1045,** which was the order.

Senator Howell moved that **HJR 1045** be advanced, which motion was declared adopted.

THIRD READING

HJR 1045 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Dahl, Dawson, Ford, Green, Hopkins, Howell, Luton, Randle, Rozell, Schuelein, Shedrick, Taylor, Terrill, Wright and York.—20.

Nay: Branch, Capps, Choate, Dennis, Giles, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, Moore, O'Connor, Pierce, Porter, Rhodes, Roberts, Smith, Stipe, Watson and Young.—23.

Excused: Cullison, McDaniel, Miller, Taliaferro and Winn.—5.

The resolution failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Howell moved that the vote be reconsidered whereby **HJR 1045** failed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1909** was called up for consideration.

Senator Roberts moved to return **HB 1909** to Conference Committee with instructions to restore the following amendment: "By adding a new Section 2 to read as follows: "Section 2. The Commissioner shall issue a license as journeyman electrician or electrical contractor to any person who was engaged in the occupation of journeyman electrician or electrical contractor on or before July 1, 1982." and renumbering subsequent sections and conforming the title thereto.

Senator Howell moved to table the Roberts motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Cate, Choate, Combs, Dawson, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Moore, O'Connor, Pierce, Rhodes, Schuelein, Shedrick, Taylor, Terrill, Watson, Wright and York.—29.

Nay: Boatner, Branch, Clifton, Dahl, Dennis, Ford, McIntyre, Porter, Roberts, Rozell, Smith, Stipe and Young.—13.

Excused: Cullison, McDaniel, Miller, Randle, Taliaferro and Winn.—6.

Senator Howell moved the adoption of the **CCR** on **HB 1909,** which motion was declared adopted.

FOURTH READING

HB 1909, as amended in conference, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Moore, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright, York and Young.—36.

Nay: Branch, Dahl, Dennis, McIntyre, Porter and Roberts.—6.

Excused: Cullison, Kilpatrick, McDaniel, Miller, Taliaferro and Winn.—6.

The bill and emergency passed.

HB 1909, together with the conference committee report thereon, was ordered withheld.

PENDING CONSIDERATION OF HAs

Has to **SBs 361, 362, 365, 376, 387** and **388** were rejected upon motion of Senator Randle, conference requested, and said bills referred to GCCA.

Senator Kilpatrick presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 43 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1486, 1488, 1489, 1491, 1512, 1513, 1516, 1520, 1522, 1523, 1529, 1530, 1533, 1536, 1537, and **1815** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 55 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1534 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Keller moved to amend **HB 1534,** Page 8, Line 18, by inserting a new Section 10 to read as follows: "Section 10. Any corporation, or person, or entity selling a product that has been tested and/or inspected, and found to be in conformance with the applicable test standards and criteria by an accredited testing laboratory possessing valid accreditations from a nationally recognized accrediting agency including but not limited to:

a) National Voluntary Laboratory Accreditation Program (NAVLAP)
b) the American Association for Laboratory Accreditation (AALA)

is qualified as a bidder for the sale of such product to the Department of Transportation of the State of Oklahoma." and renumbering subsequent sections and amending the title to conform., which amendment was declared failed of adoption upon roll call as follows:

Aye: Choate, Ford, Green, Hopkins, Keller, Lamb, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Smith, Taylor, Watson and Wright.—16.

Nay: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Giles, Howell, Johnson, Kilpatrick, Landis, Luton, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, York and Young.—26.

Excused: Cullison, McDaniel, Miller, Porter, Stipe and Winn.—6.

Senator Terrill moved that **HB 1534** be advanced, which motion was declared adopted.

THIRD READING

HB 1534 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Cullison, McDaniel, Miller, Porter, Stipe and Winn.—6.

The bill and emergency passed.

HB 1534 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1579.**

The above numbered enrolled measure was, after fourth reading, properly signed and 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 1647

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1681** as amended.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 361, 362, 365, 376, 387** and **388** and referring bills to GCCA.

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

McCrery, James O. III, Georgia-Pacific Corporation.

McSpadden, Clem R., General Motors Corporation (addendum).

Nance, Ken, General Motors Corporation (addendum).

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 9, 1984, of Enrolled **SBs 349, 355, 419, 420, 421, 422, 460, 529** and **557.**

BILLS RELEASED

House amendments were properly signed and **SB 483** was referred for enrollment.

HBs 1460 and **1909,** together with the **CCRs** thereon, were properly signed and ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 11, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:55 p.m. to meet Wednesday, April 11, 1984, at 1:30 p.m.

Fifty-eighth Legislative Day

Wednesday, April 11, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—43.

Excused: Cate, McDaniel, Miller, Moore and Young.—5.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Monty Gwin, Minister of Youth, Baptist Temple, Oklahoma City, the guest of Senator Cain.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1460, 1681, 1821** and **1909.**

The above numbered enrolled measures 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 371
SB 380
SB 384
SB 385
SB 386
SB 389
SB 395
SB 396
SB 397
SB 398

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1490, 1514, 1519, 1521, 1524, 1531 and **1534** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1528 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

Senator Smith moved to amend **HB 1528,** Page 19, Line 1, by adding before the word

"credited" the words "to be", which amendment was declared adopted.

Senator Winn moved to amend **HB 1528,** Page 10, Line 16½, by inserting a new Section 11 and renumbering subsequent sections: "Section 11. It is hereby directed that the Commission for Human Services instruct the Oklahoma Teaching Hospitals to develop, promulgate, and ensure hospital-staff compliance with a policy which will prohibit discriminatorily denying to a handicapped child the nutrition necessary to sustain life or the medical treatment necessary to remedy or relieve a life-threatening medical condition in order to cause or allow the death of said child if such nutritional or medical treatment is generally provided to similarly situated nonhandicapped or handicapped children."

Senator Cain moved to table the Winn amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Clifton, Dawson, Howell, Randle, Schuelein, Shedrick, Taliaferro and York.—9.

Nay: Boatner, Capps, Choate, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Smith, Stipe, Taylor, Terrill, Watson, Winn and Wright.—33.

Excused: Branch, Cate, McDaniel, Miller, Moore and Young.—6.

Senator Winn pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Cain moved that **HB 1528** be advanced, which motion was declared adopted.

President Pro Tempore York presiding.

THIRD READING

HB 1528 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Nay: Dawson, Keller, Pierce, Shedrick and Smith.—5.

Excused: Cate, McDaniel, Miller, Moore and Young.—5.

The bill and emergency passed.

HB 1528 was referred for engrossment.

INTRODUCTION

Senator Pierce introduced former Senator Frank Keating, Tulsa, to the Senate.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1483, 1484, 1485, 1487, 1492, 1517, 1518, 1525, 1526, 1527, 1532, 1535, 1538, 1539** and **1585,** requesting conference and referring bills to GCCA.

PENDING CONSIDERATION OF HAs

HAs to **SB 499** were rejected upon motion of Senator Cullison, conference requested, and Senate conferees appointed as follows: Senators Cullison, Schuelein and Cain.

GENERAL ORDER

HB 1515, considered on page 616, was considered further.

Senator Pierce asked unanimous consent that his amendment, shown on Page 616, be withdrawn, which was the order.

Senator Shedrick moved that **HB 1515** be advanced, which motion was declared adopted.

THIRD READING

HB 1515 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—39.

Excused: Cate, Combs, Leonard, McDaniel, McIntyre, Miller, Moore, Porter and Young.—9.

The bill and emergency passed.

HB 1515 was referred for engrossment.

Senator Watson presiding.

PENDING CONSIDERATION OF HAs

HAs to **SBs 371, 380, 384, 385, 386, 389, 395, 396, 397** and **398** were rejected upon motion of Senator Randle, conference requested, and said bills referred to GCCA.

PENDING CONSIDERATION OF HAs

HAs to **SB 423** were concurred in upon motion of Senator Johnson.

SB 423, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Watson, Winn, Wright and York.—37.

Nay: Taliaferro and Terrill.—2.

Excused: Cate, Combs, Leonard, McDaniel, McIntyre, Miller, Moore, Porter and Young.—9.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby **SB 423** and the emergency passed.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 444

GENERAL ORDER

SCR 39 by Taylor was called up for consideration.

Senator Terrill asked to coauthor **SCR 39** which was the order.

Senator Taylor moved to amend **SCR 39,** Page 1, Line 1, by changing the word "disabled" to the words "mentally and physically handicapped" and by making the same change on Page 2, Line 12 and amend the title to conform, which amendment was declared adopted.

SCR 39 was adopted upon motion of Senator Taylor and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1264,** requesting further conference and naming conferees at a later date.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1036.**

HCR 1036 — By Haney of the House and Stipe of the Senate.

A concurrent resolution recalling from the Office of the Governor Enrolled House Bill No. 1869 passed by the Second Session of the Thirty-ninth Oklahoma Legislature.

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1244** and **1873,** requesting conference and naming conferees at a later date.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 10, 1984, of Enrolled **SBs 425, 426, 471, 512, 521, 524** and **533.**

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 12, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:25 p.m. to meet Thursday, April 12, 1984, at 10:00 a.m.

Fifty-ninth Legislative Day

Thursday, April 12, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—41.

Excused: Cate, Giles, McDaniel, Miller, Moore, Porter and Young.—7.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Finley W. Tinnin, Pastor, Baptist Temple, Oklahoma City, the guest of Senator Cain.

EXECUTIVE NOMINATIONS

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

Galusha, John Richard, Wagoner, as a member to the Oklahoma Pecan Commission.

Scales, Jimmy, Oklahoma City, as a member to the State Board of Education.

Shadid, Hoyt, Altus, as a member to the Board of Regents of Western Oklahoma State College.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1244 — Roberts, Luton and Rozell
HB 1873 — Dennis, Roberts and Dahl

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1264** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Roberts, Howell and Taylor.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

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

ence on **HBs 1483, 1484, 1485, 1487, 1492, 1517, 1518, 1525, 1526, 1527, 1532, 1535, 1538, 1539** and **1585** was ordered granted, President Pro Tempore York referring same to GCCA.

PENDING CONSIDERATION OF HAs

HAs to **SB 487** were concurred in upon motion of Senator Taylor.

SB 487, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—38.

Excused: Cate, Clifton, Giles, McDaniel, Miller, Moore, Pierce, Porter, Winn, Young.—10.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

SECOND READING — DIRECT TO CALENDAR

Senator Stipe asked unanimous consent to suspend Rule 5-4 and refer **HCR 1036** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1036 by Haney of the House and Stipe of the Senate was called up for consideration.

HCR 1036 was adopted upon motion of Senator Stipe, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 539** were concurred in upon motion of Senator Taylor.

SB 539, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—38.

Excused: Cate, Clifton, Giles, McDaniel, Miller, Moore, Pierce, Porter, Winn and Young.—10.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1658,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 561,** coauthored by Peterson of the House, requesting further conference and naming same conferees as follows: Hale, Twidwell and Duke.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 444** was adopted upon motion of Senator McCune.

Senator Terrill asked to coauthor **SB 444,** which was the order.

SB 444, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—39.

Excused: Cate, Clifton, Giles, McDaniel, Miller, Moore, Porter, Watson and Young.—9.

The bill passed.

SB 444, 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 360
SB 382
SB 391
SB 424, coauthored by Shurden of the House.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 371, 380, 384, 385, 386, 389, 395, 396, 397** and **398,** and referring bills to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1647** was adopted upon motion of Senator Dawson.

HB 1647, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—38.

Nay: Wright.—1.

Excused: Cate, Clifton, Giles, McDaniel, Miller, Moore, Porter, Shedrick and Young.—9.

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: 39; Nay: 1; Excused: 8.

The emergency passed.

HB 1647 was ordered withheld.

EXECUTIVE NOMINATIONS

Senator Winn moved the adoption of the Committee Report on Executive Nominations, shown on Page 613, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Excused: Cate, Clifton, Giles, McDaniel, Miller, Moore, Porter, and Young.—8.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 43,** coauthored by Cox, Ross, Mentzer and all other members of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1658.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 39 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1515 and **1528** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 54 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **HJR 1045** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—38.

Nay: Branch, Smith and Watson.—3.

Excused: Cate, Giles, McDaniel, Miller, Moore, Porter, and Young.—7.

THIRD READING

HJR 1045 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Landis, Luton, McCune, McIntyre, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—31.

Nay: Branch, Johnson, Keller, Kilpatrick, Lamb, Leonard, O'Connor, Rhodes, Smith and Watson.—10.

Excused: Cate, Giles, McDaniel, Miller, Moore, Porter and Young.—7.

The resolution passed.

HJR 1045 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SBs 360, 382** and **391** were rejected upon motion of Senator Randle, conference requested, and said bills referred to GCCA.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1036.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1424,** as amended.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 360, 382** and **391,** and referring bills to GCCA.

MESSAGE FROM THE HOUSE

Requesting that the Honorable Senate rescind its signing and fourth reading of **HB 1869,** which has been recalled from the Governor pursuant to **HCR 1036.**

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1486, 1488, 1489, 1490, 1491, 1512, 1513, 1514, 1516, 1519, 1520, 1521, 1522, 1523, 1524, 1529, 1530, 1531, 1533, 1534, 1536** and **1537,** requesting conference and referring bills to GCCA.

BILL RELEASED

HB 1647, together with the CCR thereon, was properly signed and ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 16, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 10:40 a.m. to meet Monday April 16, 1984, at 1:30 p.m.

Sixtieth Legislative Day

Monday, April 16, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Dawson, Lamb, McIntyre and Winn.—4.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Ed Finley, Pastor, First Bible Baptist Church, Oklahoma City, the guest of Senators Rhodes and York.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1424** and **1647.**

The above numbered enrolled measures 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, and resolution, as amended:

SB 340, coauthored by Williams (Penny) of the House
SB 368
SB 383
SB 390
SB 399
SB 400
SB 401, coauthored by Davis (Frank) and Lewis of the House
SB 436, coauthored by Manar, Glover, Haney, Harris, Morgan, Smith (Bill) and Benson of the House
SJR 46

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 1882.

MESSAGE FROM THE HOUSE

Advising of change in House conferees on **HB 1550** as follows: Remove Littlefield and add Haney.

MESSAGE FROM THE HOUSE

Advising naming of House conferees on Engrossed **HBs** as follows:

HB 1244 — Duke, Davis (Guy) and Blodgett.
HB 1264 — Kelly, Abbott and Murphy.
HB 1462 — Leftwich, Lewis and Fair.
HB 1873 — Sherrer, Littlefield and Murphy.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs,** and naming House conferees as follows:

SB 242 — Barker, Thompson and Twidwell.
SB 248 — Fried, Williams (Penny) and McCorkell.
SB 499 — Lewis, Haney and Thompson.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SB 561** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Cullison, Rozell and Kilpatrick.

PENDING SENATE ACTION – RECALL OF HB 1869

Senator Schuelein moved that the Senate rescind its signing and fourth reading of **HB 1869,** which motion was declared adopted.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs 1486, 1488, 1489, 1490, 1491, 1512, 1513, 1514, 1516, 1519, 1520, 1521, 1522, 1523, 1524, 1529, 1530, 1531, 1533, 1534, 1536,** and **1537** was ordered granted, President Pro Tempore York referring same to GCCA.

PENDING CONSIDERATION OF HAs

HAs to **SB 424** were concurred in upon motion of Senator Johnson.

SB 424, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—41.

Excused: Dawson, Keller, Lamb, McIntyre, Pierce, Terrill and Winn.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 1045 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 437, 483, 487 and **539** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 43 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 56 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator O'Connor presiding.

SPECIAL INTRODUCTION

Senator O'Connor introduced former State Senator and now U.S. Senator Don Nickles to the Senate. Senator Nickles addressed the Senate and introduced his wife, Linda.

Senator Cullison presiding.

PENDING CONSIDERATION OF HAs

HAs to **SBs 368, 383, 390, 399** and **400** were rejected upon motion of Senator Randle, conference requested, and said bills referred to GCCA.

PENDING CONSIDERATION OF HAs

HAs to **SB 436** were concurred in upon motion of Senator Taliaferro.

SB 436, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: Keller, Kilpatrick and Moore.—3.

Excused: Dawson, Lamb, McIntyre, Pierce and Winn.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1691** as amended.

PENDING CONSIDERATION OF HAs

HAs to **SB 340** were rejected upon motion of Senator Watson, conference requested, and Senate conferees appointed as follows: Senators Watson, Howell and Leonard.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 437, 483, 487** and **539.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 43.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1628,** requesting conference and naming conferees at a later date.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 368, 383, 390, 399** and **400** and referring bills to GCCA.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 114

SB 448 (conference committee substitute).

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Huddleston, Richard, Concerned Citizens, Senate Bill 417 (addendum).

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 17, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:10 p.m. to meet Tuesday, April 17, 1984, at 1:30 p.m.

Sixty-first Legislative Day

Tuesday, April 17, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Lamb, Miller, Moore and Porter.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Dave Hardy, Pastor, Eastland Baptist Church, Tulsa, the guest of Senator Rhodes.

PENDING CONSIDERATION OF HAs

HAs to **SB 401** were rejected upon motion of Senator Schuelein, conference requested, and said bill referred to GCCA.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1661** (emergency failed) and **HB 1883,** as amended.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 444.**

The above numbered bill, as amended in conference, was referred for enrollment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1628** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Terrill, Kilpatrick and Schuelein.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1882** was adopted upon motion of Senator Capps.

HB 1882, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Choate, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn and York.—31.

Nay: Boatner, Branch, Combs, Dennis, Keller, Rhodes, Rozell and Wright.—8.

Excused: Cate, Clifton, Cullison, Lamb, Miller, Moore, Porter, Terrill and Young.—9.

The bill passed.

HB 1882 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 424 and **436** 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 114** was adopted upon motion of Senator Landis.

FOURTH READING

Senator Stipe moved that the vote be reconsidered whereby the **CCR** to **SB 114** was adopted, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** to **SB 114** was considered further.

Senator Stipe moved to reject the **CCR** to **SB 114** and return the bill to conference.

Senator Landis moved to table the Stipe motion, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Capps, Choate, Giles, Johnson, Landis and Young.—6.

Nay: Boatner, Branch, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Excused: Lamb, Miller, Moore, Porter and Taliaferro.—5.

Senator Stipe pressed his motion to reject the **CCR** to **SB 114** and request further conference, which motion was declared adopted.

CONFEREES NAMED

Senator Schuelein announced the appointment of the same Senate conferees on **SB 114** as follows: Senators Landis, Capps and Taliaferro.

SPECIAL INTRODUCTION

The Presiding Officer recognized Governor Nigh, who introduced Mr. Tom Bussa, National President of the Jaycees of America. Mr. Bussa, upon being granted privileges of the floor, addressed the Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 3** was adopted upon motion of Senator McCune.

SB 3, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Howell, Johnson, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—36.

Nay: Boatner, Branch, Capps, Giles, Hopkins, Keller and Landis.—7.

Excused: Lamb, Miller, Moore, Porter and Stipe.—5.

The bill passed.

SB 3, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Kilpatrick presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 540** were concurred in upon motion of Senator Cullison.

SB 540, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Leonard.—1.

Excused: Lamb, Miller, Moore, Porter and Stipe.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 448** was adopted upon motion of Senator Taliaferro.

SB 448, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Cullison, Dahl, Giles, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn and York.—26.

Nay: Boatner, Branch, Choate, Combs, Dawson, Dennis, Green, Hopkins, Keller, O'Connor, Pierce, Rhodes, Smith, Watson, Wright and Young.—16.

Excused: Ford, Lamb, Miller, Moore, Porter and Stipe.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **SB 448** passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1661** and **1691.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

FIRST READING

The following were introduced and read the first time:

SCR 44 — By York of the Senate and Barker and Abbott of the House.

A concurrent resolution expressing legislative intent that the Director of Human Services transfer certain files to the Oklahoma Collection of the Library of Central State University; and directing distribution.

SR 57 — By O'Connor.

A resolution directing the Department of Transportation and the Office of Public Affairs to consider delivery time when purchasing road construction equipment; requiring delivery of road construction equipment within 120 days; providing an exception; and directing distribution.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1515** and **1528** coauthored by Gordon of the House, requesting conference and referring bills to GCCA.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 401,** and referring bill to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 424** and **436.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1628 — Abbott, Vanatta and Murphy.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1869,** requesting conference and naming conferees as follows: Haney, Sanders and Johnson (Glen).

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 340,** and naming House conferees as follows: Twidwell, Manar and Hooper.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 114,** and naming same House conferees as follows: Smith (Bill), Grieser and Glover.

CONFERENCE COMMITTEE APPOINTMENT — GCCA

President Pro Tempore York announced the appointment of the following Senators as conferees on the General Conference Committee on Appropriations:

Randle, Chairman
Kilpatrick, Vice Chairman

Cain	Schuelein
Capps	Shedrick
Clifton	Stipe
Cullison	Taliaferro
Howell	Terrill
Johnson	Watson
McDaniel	

Alternates

Boatner	Rozell
Cate	Taylor
Dawson	

CONFEREES APPOINTED GCCA SUBCOMMITTEES

President Pro Tempore York announced the following appointments for subcommittees of the General Conference Committee on Appropriations:

EDUCATION

Randle, Ch.	Shedrick
Howell	Taylor, alternate

GENERAL GOVERNMENT

McDaniel, Ch.	Shuelein
Clifton	Rozell, alternate

PUBLIC SAFETY

Terrill, Ch.	Stipe
Johnson	Dawson, alternate

REGULATORY AND NATURAL RESOURCES

Kilpatrick, Ch.	Taliaferro
Capps	Boatner, alternate

SOCIAL SERVICES

Cain, Ch.	Watson
Cullison	Cate, alternate

COMMITTEE APPOINTMENT BOARD ON LEGISLATIVE COMPENSATION

President Pro Tempore York announced the appointment of Mr. Bob Riley, Miami, as a member to the Board on Legislative Compensation to serve a term concurrent with the term of the President Pro Tempore. Mr. Riley succeeds R.A. Lotspeich.

BILLS RELEASED

HB 1882, together with the **CCR** thereon, was properly signed and ordered returned to the Honorable House.

House amendments were properly signed and **SB 423** was referred for enrollment.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 18, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:40 p.m. to meet Wednesday, April 18, 1984, at 1:30 p.m.

Sixty-second Legislative Day

Wednesday, April 18, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Howell, Lamb, McIntyre and Miller.—4.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Dave Hardy, Pastor, Eastland Baptist Church, Tulsa, the guest of Senator Rhodes.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Christian, Nolan, Tulsa, as a member to the Board of Licensed Social Workers, to serve a term of five years ending June 1, 1988. Mr. Christian will succeed himself.

Ford, Delmas, Midwest City, as Director to the Office of Public Affairs, to serve a term ending at the pleasure of the Governor. Mr. Ford will fill an original appointment per SB 305.

Lorton, Roxana R., Tulsa, as a member to the State Arts Council of Oklahoma, to serve a term of three years ending July 1, 1986. Roxana Lorton will succeed herself.

Osborn, Doris E., Picher, as a member to the Ottawa Reclamation Authority, Board of Directors, to serve a term of five years ending January 8, 1984. Ms. Osborn will succeed Bussie Corbus.

Osborn, Doris E., Picher, as a member to the Ottawa Reclamation Authority, to serve a term of five years ending January 8, 1989. Ms. Osborn will succeed herself.

Rowsey, Jim, Muskogee, as a member to the Used Motor Vehicle and Parts Commission, to serve a term of six unexpired years ending June 30, 1988. Mr. Rowsey will succeed David Oakley (resigned).

Spradling, Michael L., Sand Springs, as a member to the Oklahoma Pecan Commission, to serve a term of three years ending July 1, 1986. Mr. Spradling will succeed himself.

Thomas, Paul, Picher, as a member to the Ottawa Reclamation Authority, to serve a term of five years ending January 9, 1988. Mr. Thomas will succeed himself.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bill and resolution:

SB 417
SJR 26

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1882** and **1883.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 423, 444 and **540** 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 Schuelein, the request of the Honorable House for conference on **HB 1869** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Stipe, Luton and Cate.

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HBs 1515** and **1528** was ordered granted, President Pro Tempore York referring same to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 417** was adopted upon motion of Senator Cullison.

SB 417, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Keller, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—32.

Nay: Capps, Johnson, Landis, Moore, Pierce, Porter, Schuelein and Smith.—8.

Excused: Combs, Giles, Howell, Kilpatrick, Lamb, McDaniel, McIntyre and Miller.—8.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **SB 417** passed.

PENDING CONSIDERATION OF HAs

HAs to **SJR 57** were called up for consideration.

Senator Randle moved that **SJR 57** be laid over for this legislative day, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1718** and **1852,** as amended.

PENDING CONSIDERATION OF HAs

HAs to **SJR 46** were rejected upon motion of Senator Shedrick, conference requested, and Senate conferees appointed as follows: Senators Shedrick, Taylor and Kilpatrick.

RESOLUTION WITHDRAWN—DIRECT TO CALENDAR

Senator Smith asked unanimous consent to suspend Rule 12-23 and withdraw **HCR 1030** from the Judiciary Committee and refer same direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1030 by Baker and Boyd of the House and Smith and Terrill of the Senate was called up for consideration.

Senators Roberts, Winn, Dennis, Branch, Choate and Boatner asked to coauthor **HCR 1030,** which was the order.

HCR 1030 was adopted upon motion of Senator Smith, properly signed and ordered returned to the Honorable House.

Senator Schuelein moved that the Senate stand recessed until the hour of 2:45 p.m., which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Cullison presiding.

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

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 1323
HB 1325
HB 1461

MESSAGE FROM THE HOUSE

Requesting **HB 1585** be withdrawn from GCCA and be placed back on House Calendar under Senate Amendments to House Bills.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 423, 444** and **540.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1815,** requesting conference and referring bill to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1325** was adopted upon motion of Senator York upon roll call as follows:

Aye: Boatner, Cain, Capps, Choate, Clifton, Cullison, Dawson, Giles, Hopkins, Johnson, Leonard, Luton, McDaniel, O'Connor, Randle, Rhodes, Rozell, Taliaferro, Taylor, Watson, Wright and York.—22.

Nay: Branch, Combs, Dahl, Dennis, Ford, Green, Keller, McCune, Moore, Pierce, Roberts, Smith, Stipe, Terrill, Winn and Young.—16.

Excused: Cate, Howell, Kilpatrick, Lamb, Landis, McIntyre, Miller, Porter, Schuelein and Shedrick.—10.

The Chair advised that Senator Schuelein, having been present in the Chamber during the vote on adoption of the **CCR** for **HB 1325** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 22; Nay: 17; Excused: 9.

HB 1325, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dawson, Giles, Hopkins, Johnson, Kilpatrick, Landis, Leonard, Luton, McDaniel, O'Connor, Randle, Rhodes, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—28.

Nay: Boatner, Branch, Dahl, Dennis, Ford, Green, Keller, McCune, Moore, Pierce, Roberts, Schuelein, Smith and Terrill.—14.

Excused: Howell, Lamb, McIntyre, Miller, Porter and Winn.—6.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Giles, Hopkins, Johnson, Kilpatrick, Landis, Leonard, Luton, McDaniel, O'Connor, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—32.

Nay: Branch, Dennis, Ford, Green, Keller, McCune, Moore, Pierce, Roberts and Smith.—10.

Excused: Howell, Lamb, McIntyre, Miller, Porter and Winn.—6.

The emergency passed.

HB 1325, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION—HB 1585

Senator Schuelein moved that the Senate concur in the House request to withdraw **HB 1585** from GCCA and place said bill back on the House Calendar under Senate Amendments to House Bills, which motion was declared adopted.

SECOND READING

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

SCR 44 — Direct to Calendar
SR 57 — Transportation

COMMITTEE REPORTS

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

DO PASS:

HCR 1029 — Transportation, coauthored by Rozell, Hopkins, Giles, Choate, Schuelein and Stipe of the Senate.

MESSAGE FROM THE HOUSE

Advising the appointment of the following Representatives as conferees on the General Conference Committee on Appropriations:

Lewis, Chairman
Haney, Vice Chairman

Abbott	Manar
Brown	Mentzer
Caldwell	Murphy

Cox	Reimer
Davis (Guy)	Riggs
Duke	Sanders
Glover	Thompson
Hobson	Vanatta
Johnson (Don)	Virtue
Johnson (Glen)	Whorton
Kamas	Willis
Lancaster	

Advising of the appointment of the following Subcommittees of the General Conference Committee on Appropriations:

EDUCATION

Haney, Ch.	Lewis
Duke, V. Ch.	Virtue
Abbott	

HEALTH AND SOCIAL SERVICES

Vanatta, Ch.	Riggs
Brown, V. Ch.	Willis
Mentzer	

PUBLIC SAFETY AND TRANSPORTATION

Hobson, Ch.	Caldwell
Davis (Guy), V. Ch.	Manar
	Thompson

NATURAL RESOURCES AND REGULATORY SERVICES

Reimer, Ch.	Kamas
Murphy, V. Ch.	Lancaster
Johnson (Don)	

GENERAL GOVERNMENT AND JUDICIARY

Johnson (Glen), Ch.	Cox
	Sanders
Glover, V. Ch.	Whorton

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 19, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 5:00 p.m. to meet Thursday, April 19, 1984, at 10:00 a.m.

Sixty-third Legislative Day

Thursday, April 19, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Branch, Cate, Howell, Lamb, McIntyre, Miller, Moore, Porter, Smith and Taliaferro.—10.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Dave Hardy, Pastor, Eastland Baptist Church, Tulsa, the guest of Senator Rhodes.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1815** was ordered granted, President Pro Tempore York referring same to GCCA.

EXECUTIVE NOMINATIONS

Senator Winn moved the adoption of the Committee Report on Executive Nominations, shown on Pages 641 and 642, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, Wright, York and Young.—36.

Excused: Boatner, Branch, Cate, Howell, Lamb, McIntyre, Miller, Moore, Porter, Smith, Stipe and Taliaferro.—12.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1718** and **1852.**

The above numbered enrolled measures 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 1030.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HCR 1029 by Kincheloe, et al, of the House and Pierce, et al, of the Senate was called up for consideration.

Senators Landis, Green, McCune, O'Connor, Ford and Keller asked to coauthor **HCR 1029** which was the order.

HCR 1029 was adopted upon motion of Senator Pierce, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SJR 57,** considered on page 642, were considered further and concurred in upon motion of Senator Randle.

SJR 57, as amended by the Honorable House, was read at length.

On the question of passage of the resolution and emergency, the vote resulted as follows:

Aye: Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, Wright and Young.—34.

Excused: Boatner, Branch, Cate, Dennis, Howell, Lamb, McIntyre, Miller, Moore, Porter, Smith, Stipe, Taliaferro and York.—14.

The resolution and emergency passed.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SJR 26** was adopted upon motion of Senator Rozell.

SJR 26, as amended in conference, was read at length as follows:

SJR 26 — By Rozell of the Senate and Fried and Virtue 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 32 of Article X of the Constitution of the State of Oklahoma, which relates to State Public Common School Building Equalization Fund; deleting obsolete language; removing limit on amount paid to or for any school district from fund; granting Legislature authority to establish a formula for payments from fund; providing ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 32 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 32. For the purpose of providing buildings for school districts, there is hereby established a State Public Common School

Building Equalization Fund in which shall be deposited (1) such monies as may be designated or provided for such purpose by the Legislature, other than ad valorem taxes, and (2) **[any royalties, bonuses, rentals, or other monies derived from oil and gas leases on lands that have been or may be granted by the United States to the State for the use and benefit of the common schools, or lands that are or may be held by the Commissioners of the Land Office for the use and benefit of the common schools, the proceeds of the sale of easements, improvements and sand and gravel on any such lands,]** the proceeds of all property that shall fall to the State by escheat[,] AND penalties for unlawful holding of real estate by corporations**[, and capital gains on assets of the permanent school fund]**; provided, that if such disposition and use of money from any such sources shall be declared invalid, the validity of other provisions of this Section shall not be affected thereby. The State Public Common School Building Equalization Fund shall be administered by the State Board of Education, until otherwise provided by the Legislature. Such Fund shall be used to aid school districts in acquiring buildings, under such regulations as may be prescribed by the administering agency, unless otherwise provided by law, **[but]** AND the amount paid therefrom to or for any school district **[during any twenty year period shall not be more than the amount by which Four Hundred Dollars ($400.00) per pupil in average daily attendance during the immediately preceding fiscal year exceeds ten per centum (10%) of the districts then existing net assessed valuation]** SHALL BE DETERMINED BY A FORMULA ESTABLISHED BY THE LEGISLATURE. The administering agency is authorized to accept grants-in-aid from the Federal Government for building purposes.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 32 of Article X which provides for state Public Common School Building Equalization Fund; deleting invalid language; removing limit on amount paid to or for any school district from fund; and granting the Legislature authority to establish a formula for payments to or for any school district from fund

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 passage 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 the resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Cain, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, Wright and Young.—33.

Excused: Boatner, Branch, Capps, Cate, Dennis, Howell, Lamb, McIntyre, Miller, Moore, Porter, Smith, Stipe, Taliaferro and York—15.

The resolution passed.

The question being, "Shall **SJR 26,** be ordered referred by the Legislature for approval or rejection at a special election, as provided in Section 1, Article 24, of the Constitution of Oklahoma, to be held throughout the state on the date of the next statewide primary election or special election, whichever occurs first?"

The vote resulted as follows:

Aye: Cain, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Kilpatrick, Landis, Leonard, McCune, McDaniel, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, Wright, York and Young.—32.

Nay: Keller.—1.

Excused: Boatner, Branch, Capps, Cate, Dennis, Howell, Lamb, Luton, McIntyre, Miller, Moore, Porter, Smith, Stipe and Taliaferro.—15.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the special election.

SJR 26, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MOTION TO RECONSIDER VOTE — WITHDRAWN

Senator Pierce asked unanimous consent to withdraw his motion to reconsider the vote whereby **SB 417** passed on Fourth Reading, which was the order.

SB 417, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 527

FIRST READING

The following was introduced and read the first time:

SR 58 — By Dahl.
A resolution commending and extending gratitude to the Oklahoma Department of Wildlife Conservation, the Oklahoma Wildlife Conservation Commission and their employees for developing and managing excellent wildlife programs; and directing distribution.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature enrolled **HB 1325.**

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

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 23, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 10:30 a.m. to meet Monday, April 23, 1984, at 1:30 p.m.

Sixty-fourth Legislative Day

Monday, April 23, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Cate, Dawson, Johnson, Porter and Winn.—5.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Don T. Johnson, Pastor, First United Methodist Church, Perry, the guest of Senator Keller.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

President Pro Tempore York asked unanimous consent to suspend Joint Rule 17(b) to introduce **SJR 58** and consider said resolution this session, which was the order.

FIRST READING

The following was introduced and read the first time:

SJR 58 — By York and Giles of the Senate and Barker of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new section to Article X thereof, to be designated Section 39; authorizing a water resource and sewage treatment program financed by the Statewide Water Development Revolving Fund and the Water Resources Fund to be used as authorized by the Legislature; providing for the furnishing of financial assistance to political subdivisions and certain public entities of the state; limiting state liability to certain reserved monies; declaring new section independent of certain constitutional provisions; providing ballot title; directing filing; and ordering a special election.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 57 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The CCR on **SB 527** was adopted upon motion of Senator McDaniel.

SB 527, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Moore, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Excused: Cate, Dawson, Johnson, Keller, Miller, Pierce, Porter and Winn.—8.

The bill and emergency passed.

SB 527, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

SECOND READING — DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to suspend Rule 5-4 and refer **SR 58** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 58 by Dahl was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 58,** which was the order.

SR 58 was adopted upon motion of Senator Dahl and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising of change in House conferees as follows:

SB 469 — remove Morgan and add Lancaster.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SJR 46,** and naming House conferees as follows: Henry, Barker and Lewis.

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 1804

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 57.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1029.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 532
SB 538 (conference committee substitute)

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Ray, Rodney J., Tulsa Independent Electrical Contractors Association, Inc.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 19, 1984, of Enrolled **SBs 424, 437, 483, 487** and **539.**

BILL RELEASED

SB 448, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 24, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 1:55 p.m. to meet Tuesday, April 24, 1984, at 1:30 p.m.

Sixty-fifth Legislative Day

Tuesday, April 24, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Don T. Johnson, Pastor, First United Methodist Church, Perry, the guest of Senator Keller.

EXECUTIVE NOMINATIONS

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

Boyd, J.T. "Tom", Bartlesville, as a member to the Will Rogers Memorial Commission.

Kenyon, Austin, Park Hill, as a member to the Board of Regents for Oklahoma Agricultural and Mechanical Colleges.

Lilly, D.P., Okmulgee, as a member to the State Board for Property and Casualty Rates.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1323** was adopted upon motion of Senator Porter.

HB 1323, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Luton, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—39.

Nay: Dawson, Landis, McCune, Moore, Pierce, Smith and Wright.—7.

Excused: Cate and Leonard.—2.

The bill and emergency passed.

HB 1323 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 58 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 538** was adopted upon motion of Senator Capps.

SB 538, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Moore, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Cate.—1.

The bill and emergency passed.

SB 538, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the rejection of **CCR** to Engrossed **HB 1832,** requesting further conference and naming same conferees as follows: Davis (Guy), Morgan and Roberts.

MESSAGE FROM THE HOUSE

Returning following resolution, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SJR 26,** the Special Election section having received the constitutional two-thirds majority of votes of members elected to and constituting the House of Representatives.

The above numbered resolution, as amended in conference, was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 532** was adopted upon motion of Senator Keller.

Senators Howell and Johnson asked to coauthor **SB 532,** which was the order.

SB 532, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Dawson, Ford, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Luton, McDaniel, O'Connor, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Winn and Wright.—25.

Nay: Boatner, Branch, Combs, Dahl, Dennis, Giles, Hopkins, Landis, Leonard, McCune, McIntyre, Miller, Moore, Pierce, Porter, Randle, Roberts, Shedrick, Stipe, Terrill, Watson and Young.—22.

Excused: York.—1.

The bill passed.

SB 532, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs,** requesting conference and naming conferees as follows:

HB 1601 — GCCA.
HB 1700 — Henry, Barker and Lewis.
HB 1793 — Henry, Williamson and Hobson.
HB 1802 — Brewster, Lewis and Adair.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1461** was called up for consideration.

Senator Winn moved to limit debate on all written motions on the **CCR** to **HB 1461** and on Fourth Reading and final passage, which motion was declared adopted.

Senator Stipe moved to reject the conference committee report and instruct the conferees to return with an amendment providing that the prevailing wage be determined on a parity with salaries of school administrators and that salaries of school administrators shall be reduced the same percentage as the prevailing wage might be reduced.

Senator Dawson asked unanimous consent to include legislators' salaries, which amendment to the Stipe motion was adopted upon the unanimous consent request of Senator Stipe.

Senator Stipe raised a point of order and appealed to the Chair on the adoption of the Winn motion to limit debate and asked the Chair to rule on a motion to limit debate on each question as each is presented to the Senate.

The Chair ruled the Stipe point of order well taken and the Chair would entertain a motion to limit debate on each question as it comes before the Senate.

Senator Winn moved to limit debate on the Stipe motion to reject to 30 minutes per side, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Watson, Winn, Wright, York and Young.—35.

Nay: Clifton, Combs, Dawson, Dennis, Howell, McIntyre, Randle, Roberts, Stipe, Taylor and Terrill.—11.

Excused: Kilpatrick and Porter.—2.

The Chair advised that Senator Kilpatrick, having been present in the Chamber during the vote on the Winn motion to limit debate would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 35; Nay: 12; Excused: 1.

Senator Stipe pressed his motion to reject the **CCR** on **HB 1461.**

Senator Winn moved to table the Stipe motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Choate, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn and Wright.—30.

Nay: Cain, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Kilpatrick, Luton, McIntyre, Porter, Randle, Roberts, Stipe, Taylor, York and Young.—18.

Senator Cain moved to reject the conference committee report on **HB 1461** and in-

struct the conferees to delete the conference committee amendments and to amend said measure to provide that the provisions of Sections 196.1 through 196.12 of Title 40 of the Oklahoma Statutes shall not apply to contracts awarded by school districts.

Senator Keller moved to table the Cain motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Cate, Choate, Clifton, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson, Winn, Wright and Young.—23.

Nay: Boatner, Branch, Cain, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill and York.—25.

Senator Cain pressed his motion to reject the **CCR** and return to conference.

Senator Winn moved to limit debate on the Cain motion, which motion was declared adopted.

Senator Shedrick asked unanimous consent to add vocational-technical school districts and institutions of higher education, to which request objection was heard.

Senator Shedrick moved to amend the Cain motion by adding vocational-technical school districts and institutions of higher education.

Senator Winn moved to limit debate on the Shedrick motion, which motion was declared adopted.

Senator Shedrick pressed her motion to amend the Cain motion, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—38.

Nay: Clifton, Ford, Green, Keller, McCune, McDaniel, Moore, Pierce, Rozell and Wright.—10.

Senator Cain pressed his motion to reject the **CCR** on **HB 1461,** as amended by the Shedrick motion, and return said bill to conference, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Kilpatrick, Luton, McDaniel, McIntyre, Porter, Randle, Roberts, Schuelein, Stipe, Taylor, Terrill, York and Young.—24.

Nay: Branch, Capps, Choate, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, Moore, O'Connor, Pierce, Rhodes, Rozell, Shedrick, Smith, Taliaferro, Watson, Winn and Wright.—23.

Excused: Miller.—1.

The Cain motion, having been adopted, rejected the **CCR** to **HB 1461** and further conference requested, Senate conferees to be named later.

MESSAGE FROM THE HOUSE

Advising of change in House conferees on Engrossed **HB 1865,** as follows: Remove Sanders and add Fried.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 20, 1984, of Enrolled **SB 436** and on April 24, 1984 of Enrolled **SBs 423, 444** and **540.**

SECOND READING — DIRECT TO CALENDAR

President Pro Tempore York asked unanimous consent to suspend Rule 5-4 and refer

SJR 58 direct to the Calendar, which was the order.

BILL RELEASED

HB 1323, together with the **CCR** thereon, was ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 25, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:30 p.m. to meet Wednesday, April 25, 1984, at 1:30 p.m.

Sixty-sixth Legislative Day

Wednesday, April 25, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—41.

Excused: Dennis, Keller, Moore, Porter, Rhodes, Stipe and Young.—7.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Don T. Johnson, Pastor, First United Methodist Church, Perry, the guest of Senators Keller and Dahl.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1323.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 26 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 Schuelein, the request of the Honorable House for further conference on **HB 1832** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Winn, Clifton and Cullison.

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1601** was ordered granted, President Pro Tempore York referring same to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

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

ence on **HBs** was ordered granted, President Pro Tempore York appointing as Senate conferees the following:

HB 1700 — Leonard, Stipe and Dawson
HB 1793 — Taylor, Kilpatrick and Cain
HB 1802 — Terrill, Kilpatrick and Cain

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1804** was adopted upon motion of Senator Watson.

HB 1804, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Wright and York.—36.

Excused: Cate, Dennis, Keller, Kilpatrick, Moore, Porter, Randle, Rhodes, Stipe, Terrill, Winn and Young.—12.

The bill and emergency passed.

HB 1804 was ordered withheld.

CONFEREES NAMED

Senator Schuelein announced the appointment by President Pro Tempore York of the following conferees on **HB 1461:** Senators Winn, Rozell, Terrill, Stipe and Cain.

GENERAL ORDER

SJR 58 by York and Giles of the Senate and Barker of the House was called up for consideration.

Senators Terrill, Landis, Capps and Schuelein asked to coauthor **SJR 58,** which was the order.

Senator York moved that **SJR 58** be advanced, which motion was declared adopted.

THIRD READING

SJR 58 was read for the third time at length, as follows:

SJR 58 — By York, Giles, Terrill, Landis, Capps and Schuelein of the Senate and Barker of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new Section to Article X thereof, to be designated Section 39; authorizing a water resource and sewage treatment program financed by the Statewide Water Development Revolving Fund and the Water Resources Fund to be used as authorized by the Legislature; providing for the furnishing of financial assistance to political subdivisions and certain public entities of the State; limiting state liability to certain reserved monies; declaring new section independent of certain Constitutional provisions; providing ballot title; directing filing; and ordering a Special Election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH 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 read as follows:

Section 39. A program is hereby authorized to provide for the beneficial utilization

of water resources within the State of Oklahoma through the planning, development, construction, improvement, conservation, ownership, operation and financing of water resource and sewage treatment works, facilities and projects with state monies appropriated to the Statewide Water Development Revolving Fund and monies in the Water Resources Fund. State monies appropriated to the Statewide Water Development Revolving Fund and monies in the Water Resources Fund shall be used only as authorized by the Legislature to provide for the furnishing of financial assistance to municipalities, political subdivisions and such other public entities of the state as may be designated by law as being eligible for such assistance for water resource and sewage treatment purposes. Any state liability arising from the implementation of such a program shall be limited to those monies in the Statewide Water Development Revolving Fund which have been reserved for the undertaking producing the liability. The provisions of this section shall be independent of and not be limited by the provisions of Sections 14 and 15 of Article X of the Oklahoma Constitution.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

adding a new Section 39 to Article X of the Constitution of the State of Oklahoma which would authorize a water resource and sewage treatment program and provide for the use of the Statewide Water Development Revolving Fund and the Water Resources Fund for financing the program through the furnishing of financial assistance to municipalities, political subdivisions and certain other public entities of the state, and which would limit any state liability to monies reserved in the Statewide Water Development Revolving Fund for such purposes

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 passage 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 on the date of the next regular primary election, at which time the proposed amendment to the Constitution of the State of Oklahoma as set forth in SECTION 1 of this resolution, shall be submitted to the people for their approval or rejection, as and in the manner provided by law.

On the question of the passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Winn and York.—36.

Nay: Smith, Watson and Wright.—3.

Excused: Cate, Dennis, Keller, Moore, Porter, Rhodes, Stipe, Terrill and Young.—9.

The resolution was declared passed.

The question being, "Shall **SJR 58,** be ordered referred by the Legislature for approval or rejection at a special election, as provided in Section 1, Article 24, of the Constitution of Oklahoma, to be held throughout the state on the date of the next regular primary election?"

The vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Winn and York.—32.

Nay: Boatner, Dawson, Green, Smith, Watson and Wright.—6.

Excused: Dennis, Keller, Landis, McIntyre, Moore, Porter, Rhodes, Stipe, Terrill and Young.—10.

The Chair advised that Senator Landis, having been present in the Chamber during the vote on the Special Election for **SJR 58** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 32; Nay: 7; Excused: 9.

The Presiding Officer, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the special election.

SJR 58 was ordered referred for engrossment.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with the conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1671
HB 1754
HB 1805
HB 1869

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 26.**

The above numbered enrolled measure was transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1805** was adopted upon motion of Senator Rozell.

HB 1805, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Taliaferro, Taylor, Winn, Wright and York.—31.

Nay: Choate, Combs, Ford, McCune, O'Connor, Schuelein, Shedrick, Smith and Watson.—9.

Excused: Dennis, Keller, Moore, Porter, Rhodes, Stipe, Terrill and Young.—8.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Pierce moved that the vote be reconsidered whereby **HB 1805** passed.

FIRST READING

The following were introduced and read the first time:

SR 59 — By Kilpatrick and Howell.
A resolution expressing appreciation and gratitude to members of Oklahoma's police and fire departments; honoring members of the Midwest City Police and Fire Departments, the Del City Police and Fire Departments and the Tinker Air Force Base Fire Department; and directing distribution.

SR 60 — By Howell.
A resolution honoring State Superintendent of Public Instruction Dr. Leslie A. Fisher; expressing appreciation for his devoted service to the advancement of education in Oklahoma; wishing him well in his retirement; and directing distribution.

SCR 45 — By Randle of the Senate and Lewis of the House.
A concurrent resolution expressing legislative intent that the Prefecture of Kyoto of Japan and the State of Oklahoma of the United States of America enter into a Sister State Relationship; and directing distribution.

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 417.**

The above numbered bill, as amended in conference, was referred for enrollment.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 433 (conference committee substitute)

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following resolution, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

HJR 1026, coauthored by Gordon of the House, the Special Election section having received the constitutional two-thirds majority of votes of members elected to and constituting the House of Representatives.

BILL RELEASED

HB 1804, together with the **CCR** thereon, was ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 26, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:10 p.m. to meet Thursday, April 26, 1984, at 10:00 a.m.

Sixty-seventh Legislative Day

Thursday, April 26, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Randle, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Choate, Dahl, Dennis, Giles, Keller, McIntyre, Miller, Moore, Porter, Rhodes and Rozell.—11.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Don T. Johnson, Pastor, First United Methodist Church, Perry, the guest of Senators Keller and Dahl.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 58 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 417 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SECOND READING — DIRECT TO CALENDAR

Senator Kilpatrick asked unanimous consent to suspend Rule 5-4 and refer **SR 59** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 59 by Kilpatrick and Howell was called up for consideration.

SR 59 was adopted upon motion of Senator Kilpatrick and referred for enrollment.

DECLARATION OF VOTE

Senator Terrill asked that the record reflect had he been present at the time of Third Reading and Special Election feature votes on **SJR 58,** he would have voted "Aye" and an "Aye" vote on Fourth Reading of **HB 1805,** which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 433** was called up for consideration.

Senator Boatner asked unanimous consent that **SB 433** be laid over for this legislative day, which was the order.

MOTION TO RECONSIDER VOTE - WITHDRAWN

Senator Pierce asked unanimous consent that his motion to reconsider the vote whereby **HB 1805** passed be withdrawn, which was the order.

HB 1805, together with the **CCR** thereon, was ordered returned to the Honorable House.

SECOND READING

The following were read the second time and referred as indicated:

SR 60 — Direct to calendar
SCR 45 — Direct to calendar

MESSAGE FROM THE HOUSE

Advising of change in House conferees on Engrossed **HB 1802** as follows: Remove Adair and add Brown.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1804.**

The above numbered enrolled measure 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 **SBs 448** and **527.**

The above numbered bills, as amended in conference, were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 59 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 417.**

The above numbered enrolled measure was referred to the Governor.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 363 (conference committee substitute)
SB 367 (conference committee substitute)
SB 374 (conference committee substitute)
SB 375 (conference committee substitute)
SB 378 (conference committee substitute)
SB 379 (conference committee substitute)
SB 386 (conference committee substitute)
SB 388 (conference committee substitute)
SB 391 (conference committee substitute)
SB 400 (conference committee substitute)
SB 415 (conference committee substitute)
SB 489

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 26, 1984, of Enrolled **SJR 57.**

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 30, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 10:15 a.m. to meet Monday, April 30, 1984, at 1:30 p.m.

Sixty-eighth Legislative Day

Monday, April 30, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Senator Howell presiding.

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Dawson, Miller, Moore and Stipe.—4.

Senator Howell declared a quorum present.

The prayer was offered by A.J. Frank, Jr., Pastor, Glad Tidings Assembly of God Church, Shawnee, the guest of Senator Clifton.

EXECUTIVE NOMINATIONS

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

Armstrong, George, Marlow, as a member to the War Veterans Commission.

Sartin, John, Tulsa, as a member to the Consumer Credit Commission.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1805.**

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 433** considered on page 667, was considered further and adopted upon motion of Senator Boatner.

SB 433, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIn-

tyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—40.

Excused: Cullison, Dawson, Giles, Miller, Moore, Stipe, Terrill and York.—8.

The bill and emergency passed.

SB 433, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 363** was adopted upon motion of Senator McDaniel.

SB 363, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Nay: Ford.—1.

Excused: Cullison, Dawson, Miller, Moore, Stipe and York.—6.

The bill and emergency passed.

SB 363, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 481** were rejected upon motion of Senator Leonard, conference requested, and Senate conferees appointed as follows: Senators Leonard, Cullison and Giles.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 448 and **527** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 367** was adopted upon motion of Senator McDaniel.

SB 367, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dennis, Giles, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Winn and York.—25.

Nay: Choate, Ford, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson, Wright and Young.—16.

Excused: Cullison, Dawson, Hopkins, Miller, Moore, Porter and Stipe.—7.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Winn, York and Young.—28.

Nay: Boatner, Choate, Ford, Green, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson and Wright.—15.

Excused: Cullison, Dawson, Miller, Moore and Stipe.—5.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator McDaniel moved that the vote be reconsidered whereby the emergency to **SB 367** failed.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Winn asked unanimous consent to suspend Joint Rule 17(b) to introduce **SB 562** and consider said bill this legislative session, which was the order.

FIRST READING

The following was introduced and read the first time:

SB 562 — By Winn.

An act relating to counties and county officers and oil and gas; amending 52 O.S. 1981, Section 137, which relates to powers of cities or towns to regulate oil or gas drilling; providing authority for county commissioners to create water protection districts and commissions; requiring certain information; providing for membership, qualifications, terms of office, manner of selection and removal, vacancies and compensation; granting certain powers and duties; defining area of jurisdiction; providing penalty; providing for codification; and declaring an emergency.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 374** was adopted upon motion of Senator Shedrick.

SB 374, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: McCune.—1.

Excused: Cullison, Dawson, Miller, Moore, Rozell and Stipe.—6.

The bill and emergency passed.

SB 374, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 375** was adopted upon motion of Senator Shedrick.

SB 375, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: McCune.—1.

Excused: Cate, Dawson, Miller, Moore, O'Connor and Stipe.—6.

The Chair advised that Senator O'Connor, having been present in the Chamber during the vote on **SB 375** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 41; Nay: 2; Excused: 5.

The bill and emergency passed.

SB 375, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 378** was adopted upon motion of Senator Kilpatrick.

SB 378, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—41.

Nay: Smith and Wright.—2.

Excused: Choate, Dawson, Miller, Moore and Stipe.—5.

The bill and emergency passed.

SB 378, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 379** was adopted upon motion of Senator Kilpatrick.

SB 379, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Smith.—1.

Excused: Cate, Dawson, Miller, Moore and Stipe.—5.

The bill and emergency passed.

SB 379, 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 1531,** requesting further conference and rereferring bill to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 386** was adopted upon motion of Senator Cain.

SB 386, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Dawson, Miller, Moore, Pierce and Stipe.—5.

The bill and emergency passed.

SB 386, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 388** was adopted upon motion of Senator Cain.

SB 388, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Ford.—1.

Excused: Dawson, Miller, Moore and Stipe.—4.

The bill and emergency passed.

SB 388, 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 448** and **527.**

The above numbered enrolled measures were referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 415** was adopted upon motion of Senator Kilpatrick.

SB 415, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Porter, Randle, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—36.

Nay: Ford, McCune, O'Connor, Pierce, Rhodes, Roberts, Smith and Wright.—8.

Excused: Dawson, Miller, Moore and Stipe.—4.

The bill and emergency passed.

SB 415, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 391** was adopted upon motion of Senator Terrill.

SB 391, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Ford and Pierce.—2.

Excused: Dawson, Miller, Moore and Stipe.—4.

The bill and emergency passed.

SB 391, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1754** was adopted upon motion of Senator Terrill.

HB 1754, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Dawson, Miller, Moore, Randle and Stipe.—5.

The bill and emergency passed.

HB 1754, 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 1487
HB 1492
HB 1518
HB 1530
HB 1532
HB 1537
HB 1538
HB 1865

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1832,** requesting further conference and naming same conferees as follows: Davis (Guy), Morgan and Roberts.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1817,** requesting further conference with instructions to amend the bill to allow for an emergency adoption procedure during the five-year adoption period, and naming same House conferees as follows: Duckett, Cole and Williamson.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

2nd **CCR** for **SB 114** (conference committee substitute)
SB 452 (conference committee substitute)
SB 492 (conference committee substitute)

LOBBYIST REGISTRATIONS

The following registrations have been filed with the Joint Legislative Ethics Committee:

Butts, Monty L., Bank of Oklahoma.
Fugate, Robert A., Bank of Oklahoma.
Keffer, Douglas I., Bank of Oklahoma.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 1, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:40 p.m. to meet Tuesday, May 1, 1984, at 1:30 p.m.

Sixty-ninth Legislative Day

Tuesday, May 1, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Combs, Moore and Porter.—3.

Senator Cullison declared a quorum present.

The prayer was offered by A.J. Frank, Jr., Pastor, Glad Tidings Assembly of God Church, Shawnee, the guest of Senator Clifton.

EXECUTIVE NOMINATIONS

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

Donwerth, Floyd, Oklahoma City, as a member to the Private Prisons Industries Board.

Glenn, Sara Lynn, R.E., Oklahoma City, as a member to the State Board of Electrology.

Jones, Sarah, Enid, as a member to the State Arts Council of Oklahoma.

Joullian, Edward C., III, Oklahoma City, as a member to the Oklahoma State Board of Public Accountancy.

West, Allen, Catoosa, as a member to the Controlled Industrial Waste Management Council.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 39,** coauthored by Holt and Anderson of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1754.**

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

Senator Kilpatrick presiding.

SPECIAL INTRODUCTION

Senator Young introduced Mr. Kevin Farmer, outstanding vo-tech senior from Sapulpa, and asked unanimous consent that he be granted privileges of the floor to address the Senate, which was the order. Senator Young, on behalf of the Senate, presented Kevin with a Citation.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 489** was adopted upon motion of Senator Capps.

SB 489, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Boatner, Combs, Keller, McIntyre, Moore, Porter, Stipe and York.—8.

The bill and emergency passed.

SB 489, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 492** was adopted upon motion of Senator Giles.

SB 492, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—39.

Nay: Howell.—1.

Excused: Boatner, Combs, McIntyre, Moore, Porter, Stipe, York and Young.—8.

The bill and emergency passed.

SB 492, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1492** was adopted upon motion of Senator McDaniel.

HB 1492, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Boatner, Combs, McIntyre, Moore, Porter, Stipe and York.—7.

The bill and emergency passed.

HB 1492 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1487** was adopted upon motion of Senator McDaniel.

HB 1487, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Combs, McIntyre, Moore, Porter and Stipe.—6.

The bill and emergency passed.

HB 1487 was ordered withheld.

MOTION TO RECONSIDER VOTE

Senator McDaniel pressed his motion to reconsider the vote whereby the emergency to **SB 367** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Landis, Luton, McDaniel, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Winn, York and Young.—29.

Nay: Ford, Green, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.—12.

Excused: Boatner, Combs, McIntyre, Moore, Porter, Stipe and Taliaferro.—7.

Senator McDaniel moved the passage of the emergency section to **SB 367,** which motion was declared adopted upon roll call as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, Luton, McDaniel, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, York and Young.—32.

Nay: Ford, Green, Lamb, Leonard, McCune, Pierce, Rhodes, Smith and Wright.—9.

Excused: Boatner, Combs, McIntyre, Moore, Porter, Stipe and Taliaferro.—7.

The emergency passed.

SB 367, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 481,** and naming House conferees as follows: Henry, Benson and Harvey.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HBs** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows:

HB 1817 — Miller, Rozell and Howell
HB 1832 — Winn, Clifton and Cullison

Upon motion of Senator Schuelein, the request of the Honorable House for further

conference on **HB 1531** was ordered granted, President Pro Tempore York rereferring same to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 114** was adopted upon motion of Senator Landis.

SB 114, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Branch, Capps, Cate, Clifton, Cullison, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, McIntyre, O'Connor, Randle, Schuelein, Smith, Taliaferro, Taylor, Watson and Young.—24.

Nay: Cain, Choate, Dahl, Dawson, Dennis, Leonard, McCune, McDaniel, Miller, Pierce, Rhodes, Roberts, Rozell, Shedrick, Terrill, Wright and York.—17.

Excused: Boatner, Combs, Luton, Moore, Porter, Stipe and Winn.—7.

The Chair advised that Senator Luton, having been present in the Chamber during the vote on **SB 114** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye 24; Nay: 18; Excused: 6.

The bill failed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1518** was adopted upon motion of Senator Shedrick.

HB 1518, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: Dawson.—1.

Excused: Boatner, Cate, Combs, Moore, Porter, Stipe and Winn.—7.

The bill and emergency passed.

HB 1518 was ordered withheld.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Cate asked unanimous consent to suspend Rule 12-23 and withdraw **HJR 1034** from the Judiciary Committee and refer same direct to the Calendar, which was the order.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Cate asked unanimous consent to suspend Joint Rule 17(b) to consider **HJR 1034** this legislative session, which was the order.

GENERAL ORDER

HJR 1034 by Lawter of the House was called up for consideration.

Senator Cate asked to be made Senate author of **HJR 1034,** which was the order.

Senator Cate moved that **HJR 1034** be advanced, which motion was declared adopted.

THIRD READING

HJR 1034 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Shedrick, Taliaferro, Taylor, Terrill, Watson, York and Young.—32.

Nay: Branch, Giles, Green, Johnson, O'Connor, Rhodes, Schuelein, Smith and Wright.—9.

Excused: Boatner, Combs, Leonard, Moore, Porter, Stipe and Winn.—7.

The resolution passed.

HJR 1034 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1924** — pursuant to suspension of Joint Rule 17(b).

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator O'Connor asked unanimous consent to suspend Joint Rule 17(b) to consider **HB 1924** this legislative session, which was the order.

HB 1924 — By Hastings of the House and O'Connor of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Section 2-401, as last amended by Section 5 of Enrolled House Bill No. 1708 of the 2nd Session of the 39th Oklahoma Legislature; prohibiting certain acts; modifying certain prohibitions; providing penalties; and providing an effective date.

The above measure was read the first time.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1530** was adopted upon motion of Senator Cain.

HB 1530, as amended in conference, was read at length.

On the question of passage of the bill and emergency the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—32.

Nay: Choate, Ford, Green, Landis, Leonard, O'Connor, Pierce, Rhodes, Shedrick and Wright.—10.

Excused: Boatner, Combs, Dawson, Moore, Porter and Stipe.—6.

The Chair advised that Senator Dawson, having been present in the Chamber during the vote on **HB 1530** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 32; Nay: 11; Excused: 5.

The bill and emergency passed.

HB 1530 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1532** was adopted upon motion of Senator Cain.

HB 1532, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis,

Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Combs, Moore, Porter, Stipe and Terrill.—6.

The bill passed.

Senator Terrill desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43; Excused: 5.

The emergency passed.

HB 1532 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1537** was adopted upon motion of Senator Terrill.

HB 1537, as amended in conference, was read at length.

On the question of passage of the bill and emergency the vote resulted as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Combs, McIntyre, Moore, Porter and Stipe.—6.

The bill and emergency passed.

HB 1537 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1538** was adopted upon motion of Senator Terrill.

HB 1538, as amended in conference, was read at length.

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

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Boatner, Combs, Moore, Porter and Stipe.—5.

The bill and emergency passed.

HB 1538 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1671** was called up for consideration.

Senator Taylor asked unanimous consent that **HB 1671** be laid over for this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1687,** requesting further conference and naming same conferees as follows: Stottlemyre, Ross, Hale, Hill and Hobson.

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 538.**

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 measures as amended:

HB 1244
HB 1520
HB 1599, coauthored by Brewster of the House
HB 1651

SECOND READING

The following was read the second time and referred to the committee indicated:

SB 562 — Natural Resources

FIRST READING

The following was introduced and read the first time:

SR 61 — By Dahl, Cullison and McIntyre.

A resolution memorializing the United States Congress to reject a proposal to create a national park in Osage County; and directing distribution.

LOBBYIST REGISTRATION

The following lobbyist resignation has been filed with the Joint Legislative Ethics Committee:

Hemry, Jerry L., representing Oklahoma Mortgage Banker's Association, resigned effective March 1, 1984.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 1, 1984, of Enrolled **SBs 417, 448** and **527.**

BILLS RELEASED

HBs 1487, 1492, 1518, 1530, 1532, 1537 and **1538,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

HJR 1034 was properly signed and ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 2, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:40 p.m. to meet Wednesday, May 2, 1984, at 1:30 p.m.

Seventieth Legislative Day

Wednesday, May 2, 1984

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—44.

Excused: McIntyre, Moore, Porter and Wright.—4.

Senator Rozell declared a quorum present.

The prayer was offered by A.J. Frank, Jr., Pastor, Glad Tidings Assembly of God Church, Shawnee, the guest of Senator Clifton.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Bolin, Dub, Bristow, as a member to the Oklahoma Motor Vehicle Commission, to serve a term of six unexpired years ending June 30, 1985. Mr. Bolin will succeed Jerry Cook (resigned).

Frank, Pat, Tahlequah, as a member to the Bureau of Narcotics and Dangerous Drugs Control Commission, to serve a term of one year ending December 31, 1984. New Commission.

McBride, Bervis, Oklahoma City, as a member to the State Arts Council of Oklahoma, to serve a term of one year ending July 1, 1984. Mr. McBride will succeed Dr. Lemuel Berry.

Noland, Rehn, Tulsa, as a member to the Liquefied Petroleum Gas Board, to serve a term of four years ending June 30, 1987. Rehn Noland will succeed himself.

Scales, Jimmy, Oklahoma City, as a member to the State Board of Education, to serve a term of six years ending April 1, 1990. Mr. Scales will succeed R.E. Carleton (resigned).

Shadid, Hoyt, Altus, as a member to the Board of Regents of Western Oklahoma State College, to serve a term of seven unexpired years ending March 24, 1988. Mr. Shadid will succeed Berniece Underwood (deceased).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1487, 1492, 1518, 1530, 1532, 1537, 1538** and **HJR 1034.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SCR 45 by Randle of the Senate and Lewis of the House was called up for consideration.

SCR 45 was adopted upon motion of Senator Randle and referred for engrossment.

President Pro Tempore York presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 400** was adopted upon motion of Senator Randle.

SB 400, as amended in conference, was read at length.

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

Aye: Boatner, Cain, Capps, Choate, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—39.

Excused: Branch, Cate, Clifton, Dawson, Kilpatrick, McIntyre, Moore, Porter and Wright.—9.

The Chair advised that Senators Dawson and Kilpatrick, having been present in the Chamber during the vote on **SB 400,** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 39; Nay: 2; Excused: 7.

The bill and emergency passed.

SB 400, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1520** was adopted upon motion of Senator Kilpatrick.

HB 1520, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—43.

Excused: Cate, McIntyre, Moore, Porter and Wright.—5.

The bill and emergency passed.

HB 1520 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 538 was correctly enrolled and after fourth reading, properly signed and ordered

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

SCR 39 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 363, 374, 375, 378, 386, 388** and **391.**

The above numbered bills, as amended in conference, were referred for enrollment.

SECOND READING— DIRECT TO CALENDAR

Senator O'Connor asked unanimous consent to suspend Rule 5-4 and refer **HB 1924** direct to the Calendar, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1651** was called up for consideration.

Senator Capps moved the adoption of the **CCR** on **HB 1651.**

Senator Winn moved to table the Capps motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Combs, Dawson, Dennis, Ford, Hopkins, Howell, Keller, Kilpatrick, Lamb, Luton, Randle, Roberts, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, York and Young.—22.

Nay: Cain, Capps, Cate, Clifton, Cullison, Dahl, Giles, Green, Johnson, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Rozell, Stipe, Taliaferro and Terrill.—20.

Excused: Choate, McDaniel, McIntyre, Moore, Porter and Wright.—6.

Senator Winn moved to reject the **CCR** on **HB 1651** and request further conference, which motion was declared adopted, Senate conferees to be named later.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1687** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Luton, Stipe, Dennis, Watson and O'Connor.

SECOND READING— DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to suspend Rule 5-4 and refer **SR 61** direct to the Calendar for consideration, which was the order.

Senator Howell presiding.

GENERAL ORDER

SR 61 by Dahl, Cullison and McIntyre was called up for consideration.

Senator Miller asked to coauthor **SR 61,** which was the order.

SR 61 was adopted upon motion of Senator Dahl and referred for enrollment, upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—35.

Nay: Dawson, Hopkins, Keller, Landis, McCune and Smith.—6.

Excused: Choate, McDaniel, McIntyre, Moore, Porter and Wright.—6.

*Not voting: Ford.—1.

*Senator Ford asked to be shown not voting on **SR 61** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect had he been present at the time of passage of the following bills and resolution he would have voted "Aye": Third Reading of **HJR 1034** and Fourth Reading of **SB 489, SB 492, HBs 1487, 1492, 1518, 1530, 1532, 1537** and **1538,** which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 538.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1439,** requesting further conference and naming same conferees as follows: Morgan, Lancaster and Cotner.

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 532.**

The above numbered bill, as amended in conference, was 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 1550

FIRST READING

The following were introduced and read the first time:

SR 62 — By Rozell.

A resolution requesting the Oklahoma Corporation Commission to report to the Oklahoma State Senate Transportation Committee on Commission efforts to prevent motor carrier overweight violations by February 1, 1985; requesting studies and other significant data from the Commission; directing the Department of Transportation, the Department of Public Safety, and the Oklahoma Tax Commission to cooperate with the Corporation Commission in the execution of this resolution and Enrolled House Bill No. 1846, enacted by the 2nd Session of the 39th Oklahoma Legislature; and directing distribution.

SR 63 — By Cain.

A resolution directing the Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority to create a committee on standards for alcohol and drug professionals; requiring a procedure; providing for appointment of members, meetings, duties and report; providing for staff support from the Department of Mental Health; and directing distribution.

SR 64 — By Howell.

A resolution recognizing the heroism and courage of Charles D. "Dan" Bowers; remarking his exemplary life; expressing condolences; and directing distribution.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1651,** and naming same House conferees as follows: Johnson (Don), Rogers and Harbin.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 466

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 39.**

The above numbered enrolled resolution was referred to the Secretary of State."

BILL RELEASED

HB 1520, together with **CCR** thereon, was ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 3, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:30 p.m. to meet Thursday, May 3, 1984, at 10:00 a.m.

Seventy-first Legislative Day

Thursday, May 3, 1984

The Senate was called to order by Senator Johnson.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn and York.—37.

Excused: Cate, Giles, Luton, McIntyre, Moore, Randle, Rozell, Smith, Taylor, Wright and Young.—11.

Senator Johnson declared a quorum present.

The prayer was offered by A. J. Frank, Jr., Pastor, Glad Tidings Assembly of God Church, Shawnee, the guest of Senator Clifton.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Page 685, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Schuelein, Shedrick, Stipe, Taliaferro, Terrill and Watson.—34.

Excused: Cate, Choate, Giles, Luton, McIntyre, Moore, Randle, Rozell, Smith, Taylor, Winn, Wright, York and Young.—14.

EXECUTIVE NOMINATIONS

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

McBride, Roxie Ann, Oklahoma City, as a member to the State Textbook Committee.

McElderry, Betty, Purcell, as a member to the State Election Board.

Nash, Rollin, Oklahoma City, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission.

Stewart, David A., Guthrie, as a member to the Private Prisons Industries Board.

White, Ronald H., M.D., Oklahoma City, as a member to the Board of Regents of Oklahoma University.

GENERAL ORDER

SR 60 by Howell was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 60,** which was the order.

SR 60 was adopted upon motion of Senator Howell and referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 45 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 363, 374, 375, 378, 386, 388, 391 and **532** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 61 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SECOND READING — DIRECT TO CALENDAR

Senator Howell asked unanimous consent to suspend Rule 5-4 and refer **SR 64** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 64 by Howell was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 64,** which was the order.

SR 64 was adopted upon motion of Senator Howell and referred for enrollment.

SECOND READING — DIRECT TO CALENDAR

Senator Cain asked unanimous consent to suspend Rule 5-4 and refer **SR 63** direct to the Calendar for consideration, to which request objection was heard.

MOTION TO SUSPEND RULE

Senator Cain moved to suspend Rule 5-4 and refer **SR 63** direct to the Calendar, which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Capps, Clifton, Cullison, Dahl, Dennis, Hopkins, Howell, Johnson, Kilpatrick, McCune, McDaniel, Miller, Porter, Roberts, Shedrick, Terrill, Watson and Winn.—20.

Nay: Branch, Choate, Combs, Dawson, Ford, Green, Keller, Lamb, Landis, Leonard, O'Connor, Pierce, Rhodes, Schuelein, Stipe and Taliaferro.—16.

Excused: Cate, Giles, Luton, McIntyre, Moore, Randle, Rozell, Smith, Taylor, Wright, York and Young.—12.

SECOND READING

The following were read the second time and referred as indicated:

SR 62 — Direct to Calendar
SR 63 — Human Resources

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1439** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Smith, Clifton and Roberts.

CONFEREES NAMED

Senator Schuelein announced the appointment by President Pro Tempore York of the same Senate conferees on **HB 1651** as follows: Senators Capps, Cullison and Kilpatrick.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1520.**

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

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

Advising adoption of and returning the following engrossed resolution as amended:

SCR 42

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 363, 374, 375, 378, 386, 388, 391** and **532.**

The above numbered enrolled measures were referred to the Governor.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 371 (conference committee substitute)
SB 373 (conference committee substitute)
SB 376 (conference committee substitute)
SB 385 (conference committee substitute)
SB 394 (conference committee substitute)

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 7, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 10:40 a.m. to meet Monday, May 7, 1984, at 1:30 p.m.

Seventy-second Legislative Day

Monday, May 7, 1984

The Senate was called to order by Senator McDaniel.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Combs, Kilpatrick, Moore, Porter, Taliaferro and York.—6.

Senator McDaniel declared a quorum present.

The prayer was offered by District Elder Art L. Ladd, Church of Apostolic Faith, Oklahoma City, the guest of Senator Porter.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 60 and **64** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SR 62 by Rozell was called up for consideration.

SR 62 was adopted upon motion of Senator Rozell and referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1244** was adopted upon motion of Senator Roberts.

HB 1244, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Nay: Johnson and Schuelein.—2.

Excused: Combs, Kilpatrick, Moore, Porter, Taliaferro and York.—6.

The bill passed.

HB 1244 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 376** was adopted upon motion of Senator Capps.

SB 376, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Nay: Landis.—1.

Excused: Combs, Kilpatrick, Miller, Moore, Porter, Taliaferro and York.—7.

The bill and emergency passed.

SB 376, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 371** was adopted upon motion of Senator Shedrick.

SB 371, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Combs, Kilpatrick, Moore, Porter, Taliaferro and York.—6.

The bill and emergency passed.

SB 371, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SCR 42** were rejected upon motion of Senator Ford, conference requested, and Senate conferees to be named later.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 373** was adopted upon motion of Senator Shedrick.

SB 373, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, Wright and Young.—39.

Nay: Pierce, Smith and Stipe.—3.

Excused: Combs, Kilpatrick, Moore, Porter, Taliaferro and York.—6.

The bill and emergency passed.

SB 373, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1037** and **1038.**

HCR 1037 — By Duke of the House and Roberts of the Senate.

A concurrent resolution congratulating the citizens of Ardmore, Oklahoma, for Ardmore being named an All-American City and other contributions; directing distribution; and requesting that this resolution be publicly displayed.

HCR 1038 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

A concurrent resolution recalling from the Office of the Governor Enrolled House Bill No. **1538** passed by the second session of the Thirty-ninth Oklahoma Legislature.

The above numbered measures were read the first time.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Roberts asked unanimous consent to suspend Rule 5-4 and refer **HCR 1037** direct to the Calendar, which was the order.

CONFERENCE CHANGE

Senator Randle asked unanimous consent to withdraw **SB 555** from GCCA and refer same to special conference committee, which was the order.

Senator Schuelein announced the appointment by President Pro Tempore York of the conferees on **SB 555** as follows: Senators Randle, Capps and Green.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 466** was called up for consideration .

Senator Pierce asked unanimous consent that **SB 466** be laid over for this legislative day, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 394** was adopted upon motion of Senator Terrill.

SB 394, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright and Young.—37.

Nay: Ford, Keller and Rhodes.—3.

Excused: Combs, Kilpatrick, McIntyre, Moore, Porter, Stipe, Taliaferro and York.—8.

The bill and emergency passed.

SB 394, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1550** was adopted upon motion of Senator Miller.

HB 1550, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, Wright and Young.—36.

Nay: Ford, Keller, McCune and Pierce.—4.

Excused: Combs, Kilpatrick, Moore, Porter, Stipe, Taliaferro, Terrill and York.—8.

The bill and emergency passed.

HB 1550 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 385** was adopted upon motion of Senator Cain.

SB 385, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright and Young.—36.

Nay: Ford, Keller, Landis and Pierce.—4.

Excused: Combs, Kilpatrick, Moore, Porter, Roberts, Stipe, Taliaferro and York.—8.

The bill and emergency passed.

SB 385, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 367, 379, 415** and **489.**

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising withdrawal from GCCA and conference granted on Engrossed **SB 555,** and naming House conferees as follows: Williams (Penny), Davis (Frank) and Riggs.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SCR 42** and naming House conferees as follows: Henry, Williams (Penny) and Williamson.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 433,** requesting further conference and naming same conferees as follows: Widener, Cotner and Mentzer.

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 1187
HB 1432, coauthored by Davis (Frank) and Duckett of the House
HB 1488

HB 1533
HB 1539
HB 1815
HB 1832 (3rd **CCR**)
HB 1863, coauthored by Reimer of the House and Boatner of the Senate.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 495

LOBBYIST REGISTRATIONS

The following lobbyist resignation has been filed with the Joint Legislative Ethics Committee:

Brown, Diane M., representing League of Women Voters of Oklahoma, resigned effective May 7, 1984.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 7, 1984, of Enrolled **SBs 363, 374, 375, 378, 386, 388, 391, 532** and **538.**

BILLS RELEASED

HBs 1244 and **1550,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 8, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:35 p.m. to meet Tuesday, May 8, 1984, at 1:30 p.m.

Seventy-third Legislative Day

Tuesday, May 8, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Combs, Kilpatrick, Moore and Porter.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by District Elder Art L. Ladd, Church of Apostolic Faith, Oklahoma City, the guest of Senator Porter.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1244** and **1550.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

SECOND READING — DIRECT TO CALENDAR

Senator Randle asked unanimous consent to suspend Rule 5-4 and refer **HCR 1038** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1038 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

HCR 1038 was adopted upon motion of Senator Randle, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1533** was adopted upon motion of Senator Cain.

HB 1533, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Combs, Kilpatrick, Moore, Porter, Stipe and Winn.—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: 43; Excused: 5.

The emergency passed.

HB 1533 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1815** was adopted upon motion of Senator Randle.

HB 1815, as amended in conference, was read at length.

On the question of passage of the bill and emergency the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Combs, Kilpatrick, Moore and Porter.—4.

The bill and emergency passed.

HB 1815 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1539** was adopted upon motion of Senator Terrill.

HB 1539, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dennis, Hopkins, Howell, Johnson, Lamb, Luton, McCune, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—30.

Nay: Choate, Dawson, Ford, Giles, Green, Keller, Landis, Leonard, O'Connor, Pierce, Rhodes, Shedrick, Smith and Wright.—14.

Excused: Combs, Kilpatrick, Moore and Porter.—4.

The bill passed.

Senators Giles, Shedrick 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: 11; Excused: 4.

The emergency passed.

HB 1539 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1488** was adopted upon motion of Senator McDaniel.

HB 1488, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Landis, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—31.

Nay: Choate, Dawson, Ford, Green, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Wright and Young.—13.

Excused: Combs, Kilpatrick, Moore and Porter.—4.

The bill passed.

Senator Dawson desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 12; Excused: 4.

The emergency passed.

HB 1488 was ordered withheld.

MESSAGE FROM THE HOUSE

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

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

Senator Schuelein moved that the Senate stand recessed to meet with the House of Representatives in Joint Session at 2:00 p.m. to hear General Richard E. Cavazos, Commanding General of the Army Forces Command, and that the Senate reconvene in its Chamber upon adjournment of Joint Session, which motion was declared adopted.

*

JOINT SESSION

The Senate and House of Representatives of the Second Regular Session of the 39th Legislature, assembled in the Fifth Joint Session, were called to order by President Bernard.

President Bernard announced the appointment of the Special Committee to escort General Richard E. Cavazos as Senators Wright, Roberts and Dennis and Representatives Kelly, Lawter, Hobson, Holt and Roberts and instructed the committee to perform its duty.

Sergeant at Arms Craig announced the arrival of the General, who was escorted to the rostrum by the Special Committee.

Representative Glover moved that General Cavazos be granted privileges of the floor, which motion was declared adopted.

Representative Hobson was recognized for the introduction of Major General Robert Morgan, The Adjutant General, and asked unanimous consent that Major General Morgan and his party be granted privileges of the floor, which was the order. After opening remarks, Major General Morgan introduced General Cavazos to the Assembly. General Cavazos delivered an address to the Joint Session, followed by a period of questions and answers.

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

*

The Senate reassembled in its Chamber with Senator Johnson presiding. Senator

Schuelein questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 367, 379, 415 and **489** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 62 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CONFEREES NAMED

Senator Schuelein announced the appointment by President Pro Tempore York of the following conferees on **SCR 42:** Senators Ford, Watson and Howell.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1585,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1899,** requesting further conference and naming same conferees as follows: Hooper, Harris and Lancaster.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1899** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Johnson, Clifton and Wright.

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SB 433** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Boatner, Rozell and Clifton.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1832** was adopted upon motion of Senator Winn.

HB 1832, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Branch, Cain, Capps, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Lamb, Luton, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Smith, Taylor, Watson, Winn and Wright.—26.

Nay: Boatner, Dawson, Howell, Landis, Leonard, McCune, Schuelein, Shedrick, Taliaferro, Terrill and Young.—11.

Excused: Cate, Choate, Combs, Keller, Kilpatrick, McIntyre, Moore, Pierce, Porter, Stipe and York.—11.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Howell moved that the vote be reconsidered whereby **HB 1832** passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 495** was rejected upon motion of Senator Terrill; further conference requested, President Pro Tempore York naming same Senate conferees as follows: Senators Terrill, Cate and Rozell.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 367, 379, 415** and **489.**

The above numbered enrolled measures were referred to the Governor.

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 1517
HB 1525
HB 1526
HB 1744

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 469 (conference committee substitute)
SB 544 (conference committee substitute)

BILLS RELEASED

HBs 1488, 1533, 1539 and **1815,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 9, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:25 p.m. to meet Wednesday, May 9, 1984, at 1:30 p.m.

Seventy-fourth Legislative Day

Wednesday, May 9, 1984

The Senate was called to order by Senator Roberts.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—42.

Excused: Cate, Combs, McIntyre, Porter, York and Young.—6.

Senator Roberts declared a quorum present.

The prayer was offered by District Elder Art L. Ladd, Church of Apostolic Faith, Oklahoma City, the guest of Senator Porter.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1488, 1533, 1539, 1585** and **1815.**

The above numbered enrolled measures were, 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 **SBs 371, 373, 376, 385, 394** and **492.**

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 thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1611
HB 1687 (2nd **CCR**)
HB 1817 (2nd **CCR**) coauthored by Williamson of the House

INTRODUCTION

Senator Johnson introduced Captain Bob Boone and Warden Ron Angelone from the

Joseph Harp Correctional Center, along with Director Larry Meachum of the Corrections Department to the Senate and asked unanimous consent that they be granted privileges of the floor, which was the order. Captain Boone was presented a Citation from the Senate for being named Outstanding Corrections Officer of the year for the State of Oklahoma.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1633,** requesting conference and naming conferees as follows: Riggs, Henry and McCorkell.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 495,** and naming same House conferees as follows: Twidwell, Hooper and Lancaster.

GENERAL ORDER

HB 1924 by Hastings of the House and O'Connor of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1924,** which was the order.

Senator O'Connor moved that **HB 1924** be advanced, which motion was declared adopted.

THIRD READING

HB 1924 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—38.

Excused: Cate, Combs, Dawson, McDaniel, McIntyre, Moore, Porter, Randle, York and Young.—10.

The bill passed.

HB 1924 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1525** was adopted upon motion of Senator Kilpatrick.

HB 1525, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—38.

Excused: Cate, Combs, Cullison, Dawson, McDaniel, McIntyre, Porter, Randle, York and Young.—10.

The bill and emergency passed.

HB 1525 was ordered withheld.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **HB 1832** passed on Fourth Reading.

Senator Winn moved to table, which tabling motion was declared adopted.

HB 1832, together with the **CCR** thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1526** was adopted upon motion of Senator Kilpatrick.

HB 1526, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—40.

Excused: Cate, Combs, Dawson, McDaniel, McIntyre, Porter, York and Young.—8.

The bill and emergency passed.

HB 1526 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1863** was rejected upon motion of Senator Winn; further conference requested, President Pro Tempore York naming same conferees as follows: Senators Winn, Boatner and Miller.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1187** was adopted upon motion of Senator Smith.

HB 1187, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, Miller, Moore, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—38.

Nay: Landis and Schuelein.—2.

Excused: Cate, Combs, Dahl, McDaniel, McIntyre, Porter, York and Young.—8.

The bill and emergency passed.

HB 1187 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1517** was adopted upon motion of Senator Shedrick.

HB 1517, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson and Winn.—35.

Nay: Choate, Ford, Moore, Pierce, Rhodes and Wright.—6.

Excused: Cate, Combs, McDaniel, McIntyre, Porter, York and Young.—7.

The bill and emergency passed.

HB 1517 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 469** was called up for consideration.

Senator Dawson asked unanimous consent that **SB 469** be laid over for this legislative day, which was the order.

UNANIMOUS CONSENT REQUEST TO INTRODUCE RESOLUTION

Senator McCune asked unanimous consent to suspend Rule 5-5 to introduce **SR 65,** which was the order.

FIRST READING

The following was introduced and read the first time:

SR 65 — By McCune.

A resolution citing the accomplishments of Dr. Edward J. Aud; praising him for his outstanding career of service to handicapped citizens; wishing him well in his retirement; making a permanent record; and directing distribution.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following resolution:

SCR 42

LOBBYIST REGISTRATION

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Kupper, Rebecca L., American Medical International.

BILLS RELEASED

HB 1924 was properly signed and ordered returned to the Honorable House.

HBs 1187, 1517, 1525 and **1526,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 10, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:00 p.m. to meet Thursday, May 10, 1984, at 10:00 a.m.

Seventy-fifth Legislative Day

Thursday, May 10, 1984

The Senate was called to order by Senator Watson.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Cate, Combs, Giles, Luton, McIntyre, Moore and Porter.—7.

Senator Watson declared a quorum present.

The prayer was offered by District Elder Art L. Ladd, Church of Apostolic Faith, Oklahoma City, the guest of Senator Porter.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1863,** and naming same House conferees as follows: Johnson (Don), Reimer and Williams (Penny).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1187, 1517, 1525, 1526, 1832** and **1924.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 371, 373, 376, 385, 394 and **492** 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 **SCR 42** was adopted upon motion of Senator Ford.

Senator Taliaferro asked to coauthor **SCR 42,** which was the order.

SCR 42, as amended in conference, was read at length and adopted upon motion of Senator Ford.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Schuelein moved that the vote be reconsidered whereby **SCR 42** was adopted.

RESOLUTION WITHDRAWN DIRECT TO CALENDAR

Senator O'Connor asked unanimous consent to suspend Rule 12-23 and withdraw **SR 57** from the Transportation Committee and refer same direct to the Calendar, which was the order.

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 1483

SECOND READING DIRECT TO CALENDAR

Senator McCune asked unanimous consent to suspend Rule 5-4 and refer **SR 65** direct to the Calendar, which was the order.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for conference on **HB 1633** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Dennis, Stipe and Keller.

PENDING CONSIDERATION OF CCR

The **CR** on **SB 466,** considered on page 697, was rejected upon motion of Senator Pierce; further conference requested, President Pro Tempore York naming same Senate conferees as follows: Senators Pierce, Smith and Luton.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1432** was adopted upon motion of Senator Pierce, upon a division of the question.

HB 1432, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn, and Young.—30.

Nay: Dawson, Roberts, Smith, Stipe, Wright and York.—6.

Excused: Cate, Combs, Cullison, Dahl, Giles, Lamb, Leonard, Luton, McIntyre, Moore, Porter and Terrill.—12.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Smith moved that the vote be reconsidered whereby **HB 1432** passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1483** was adopted upon motion of Senator Randle.

HB 1483, as amended in conference, was read at length.

Senators Ford, Wright, Taylor, Watson, Rhodes, Green, Hopkins, McCune, Landis,

Terrill and Howell asked to coauthor **HB 1483,** which was the order.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Choate, Clifton, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Landis, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—35.

Nay: Branch and Taliaferro.—2.

Excused: Cate, Combs, Cullison, Dahl, Giles, Lamb, Leonard, Luton, McIntyre, Moore and Porter.—11.

The bill and emergency passed.

HB 1483 together with the **CCR** thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 25.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 371, 373, 376, 385, 394** and **492.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1483.**

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

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills and resolution.

SB 248
SB 358 (conference committee substitute)
SB 359 (conference committee substitute)
SB 360 (conference committee substitute)
SB 377 (conference committee substitute)
SB 387 (conference committee substitute)
SB 433 (2nd CCR) (conference committee substitute)
SB 495 (2nd CCR) (conference committee substitute)
SB 559 (conference committee substitute)
SJR 40 (conference committee substitute)

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 14, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 11:00 a.m. to meet Monday, May 14, 1984, at 1:30 p.m.

Seventy-sixth Legislative Day

Monday, May 14, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Miller, Moore and Porter.—3.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Steve Davis, Pastor, First Baptist Church, Guthrie, the guest of Senator Howell.

EXECUTIVE NOMINATIONS

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

Arrington, Dr. Ruth, Tahlequah, as a member to the Indian Affairs Commission.

Carlile, Robert B., Tahlequah, as a member to the Indian Affairs Commission.

Cox, Marie, Midwest City, as a member to the Indian Affairs Commission.

Martin, Dr. Jess, Alva, as a member to the Teachers Retirement System.

Maxwell, Jack, Cartersville, as a member to the State Board of Agriculture.

Robbins, Robert, IV, Altus, as a member to the Board of Regents of Oklahoma Agricultural and Mechanical Colleges.

Shelton, Marguerite, Stillwater, as a member to the Board of Vocational and Technical Education.

Shepherd, Richard, Oklahoma City, as a member to the State Board of Nursing Homes.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1611** was adopted upon motion of Senator Giles.

HB 1611, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Combs, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, John-

son, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Clifton, Dahl, Miller, Moore and Porter.—6.

The bill and emergency passed.

HB 1611 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 358** was adopted upon motion of Senator McDaniel.

SB 358, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Cate, Miller, Moore, Porter and Winn.—5.

The bill and emergency passed.

SB 358, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 25 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 **SB 359** was adopted upon motion of Senator McDaniel.

SB 359, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Leonard, Miller, Moore, Porter and Randle.—5.

The bill and emergency passed.

SB 359, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 360** was adopted upon motion of Senator McDaniel.

SB 360, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Nay: Dawson, Ford, Green, Landis, Leonard, Pierce and Stipe.—7.

Excused: Combs, Miller, Moore and Porter.—4.

The bill passed.

Senator Smith desired to vote Nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36; Nay: 8; Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Stipe moved that the vote be reconsidered whereby **SB 360** passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 377** was adopted upon motion of Senator Kilpatrick.

SB 377, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Cate, Miller, Moore and Porter.—4.

The bill and emergency passed.

SB 377, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 387** was adopted upon motion of Senator Cain.

Senator Kilpatrick presiding.

SB 387, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Miller, Moore and Porter.—3.

The bill and emergency passed.

SB 387, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 248** was adopted upon motion of Senator Randle.

SB 248, as amended in conference, was read at length, as follows:

SB 248 — By Randle of the Senate and Fried of the House.

An Act directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6, Article X of the Oklahoma Constitution, which relates to property exempt from taxation; limiting exemption to nonprofit schools and colleges; removing exemption from taxation for ex-Union and ex-Confederate soldiers and their widows; providing ballot title; and directing filing.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 6 of Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 6. All property used for free public libraries, free museums, public cemeteries, property used exclusively for NONPROFIT schools[,] AND colleges, and all property used exclusively for religious and charitable purposes, and all property of the United States, and of this state, and of counties and of municipalities of this state; household goods of the heads of families, tools, implements, and livestock employed in the support of the family, not exceeding One Hundred Dollars ($100.00) in value, and all growing crops, shall be exempt from taxation: Provided, that all property not herein specified now exempt from taxation under the laws of the Territory of Oklahoma, shall be exempt from taxation until otherwise provided by law[**: And provided further, that there shall be exempt from taxation to all ex-Union and ex-Confederate soldiers, bona fide residents of this state, and to all widows of ex-Union and ex-Confederate soldiers, who are heads of families and bona fide residents of this state, personal property not exceeding Two Hundred Dollars in value**].

All property owned by the Murrow Indian Orphan Home, located in Coal County, and all property owned by the Whitaker Orphan Home, located in Mayes County, so long as the same shall be used exclusively as free homes or schools for orphan children, and for poor and indigent persons, and all fraternal orphan homes, and other orphan homes, together with all their charitable funds, shall be exempt from taxation, and such property as may be exempt by reason of treaty stipulations, existing between the Indians and the United States government, or by federal laws, during the force and effect of such treaties or federal laws. The Legislature may authorize any incorporated city or town, by a majority vote of its electors voting thereon, to exempt manufacturing establishments and public utilities from municipal taxation, for a period not exceeding five (5) years, as an inducement to their location.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this act shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 6 of Article X of the Constitution of the State of Oklahoma by limiting the exemption from property taxation for schools and colleges to nonprofit schools and colleges, and by removing the exemption from taxation for ex-Union and ex-Confederate soldiers and their widows

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 act, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Miller, Moore and Porter.—3.

The bill passed.

SB 248, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 559** was adopted upon motion of Senator Randle.

Senators Green, Shedrick and Luton asked to coauthor **SB 559,** which was the order.

SB 559, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Keller and Pierce.—2.

Excused: Miller, Moore and Porter.—3.

The bill and emergency passed.

SB 559, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Combs presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 433** was adopted upon motion of Senator Boatner.

SB 433, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Miller, Moore and Porter.—3.

The bill and emergency passed.

SB 433, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 469,** considered on page 710, was adopted upon motion of Senator Dawson.

SB 469, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York—40.

Nay: Capps, Johnson, Keller, Stipe and Young.—5.

Excused: Miller, Moore and Porter.—3.

The bill passed.

SB 469, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 544** was adopted upon motion of Senator Dawson.

SB 544, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York—40.

Nay: Capps, Giles, Keller, Stipe and Young.—5.

Excused: Miller, Moore and Porter.—3.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Stipe moved that the vote be reconsidered whereby **SB 544** passed.

FIRST READING

The following was introduced and read the first time:

SCR 46 — By Randle and Kilpatrick of the Senate and Lewis and Haney of the House.

A concurrent resolution recalling from the Office of the Governor Enrolled Senate Bill No. **394** passed by the Second Session of the Thirty-ninth Oklahoma Legislature.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Randle asked unanimous consent to suspend Rule 5-4 and refer **SCR 46** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 46 by Randle and Kilpatrick of the Senate and Lewis and Haney of the House was called up for consideration.

SCR 46 was adopted upon motion of Senator Randle and referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1599** was called up for consideration.

The **CCR** on **HB 1599** was adopted upon a division of the question, upon motion of Senator Roberts.

Senator Watson presiding.

FOURTH READING

Senator Roberts asked unanimous consent that **HB 1599** be laid over for this legislative day, which was the order.

HB 1599 remains on Fourth Reading.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 46 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Requesting the Honorable Senate to rescind its signing and fourth reading of Enrolled **HB 1538,** which has been recalled from the Governor pursuant to **HCR 1038,** for further consideration.

MOTION TO RESCIND FOURTH READING

Senator Schuelein moved that the Senate rescind its Fourth Reading and Signing of **HB 1538,** which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 400,** requesting further conference and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 466,** and naming same House conferees as follows: Davis (Frank), Williamson and Henry.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SB 400** was ordered granted, President Pro Tempore York rereferring same to GCCA.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 25.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1466,** requesting further conference and naming conferees as follows: Riggs, Morgan and Twidwell.

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 1485
HB 1490
HB 1512
HB 1513
HB 1515
HB 1521
HB 1716
HB 1899 (2nd **CCR**)

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 340 (conference committee substitute)

MESSAGE FROM THE HOUSE

Advising the House has rescinded its signing and fourth reading of **HB 1538,** which was returned from the Governor pursuant to **HCR 1038.** Requesting the Honorable Senate to reconsider the vote by which the conference committee report on **HB 1538** was adopted, to reject the conference committee report and request further conference, rereferring said bill to GCCA.

LOBBYIST REGISTRATIONS

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Woods, Harry Arthur, Jr., Arthur Andersen and Company.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 14, 1984, of Enrolled **SBs 367, 371, 373, 376, 379, 385, 415, 489,** and **492.**

BILL RELEASED

HB 1611, together with the **CCR** thereon, was ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 15, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:55 p.m. to meet Tuesday, May 15, 1984, at 1:30 p.m.

Seventy-seventh Legislative Day

Tuesday, May 15, 1984

The Senate was called to order by Senator Combs.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

Senator Combs declared a quorum present.

The prayer was offered by Jerry Don Abernathy, Director of the Department of Evangelism Baptist Convention, Oklahoma City, the guest of Senator Howell.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Armstong, George, Marlow, as a member to the War Veterans Commission, to serve a term of three years ending July 1, 1986. Mr. Armstrong will succeed himself.

Galusha, John Richard, Wagoner, as a member to the Oklahoma Pecan Commission, to serve a term of three years ending July 1, 1986. Mr. Galusha will succeed Bill Landgraf.

Glenn, Sara Lynn, R.E., Oklahoma City, as a member to the State Board of Electrology, to serve a term of three years ending May 10, 1987. Ms. Glenn will succeed herself.

Joullian, Edward C., III, Oklahoma City, as a member to the Oklahoma State Board of Public Accountancy, to serve a term coterminous ending with that of the office of the Governor. Mr. Joullian will succeed Retha Duggan.

Lilly, D.P., Okmulgee, as a member to the State Board for Property and Casualty Rates, to serve a term of four years ending December 31, 1987. Mr. Lilly will succeed himself.

McElderry, Betty, Purcell, as a member to the State Election Board, to serve a term of four years ending March 1, 1987. Ms. McElderry will succeed Betty Hall.

Mosley, Elaine, Bartlesville, as a member to the Board of Regents of Rogers State College, to serve a term of five years ending June 30, 1988. Mrs. Mosley will succeed herself.

Sartin, John, Tulsa, as a member to the Consumer Credit Commission, to serve a term of five years ending January 1, 1989. Mr. Sartin will succeed himself.

Stewart, David A., Guthrie, as a member to the Private Prison Industries Board, to serve a term coterminous ending with that of the Office of the Governor. Mr. Stewart is filling a vacancy.

Washburn, Lyle W., Alva, as a member to the Motor Vehicle Commission to serve a term of six years ending June 30, 1989. Mr. Washburn will succeed Howard Way.

West, Allen D., Catoosa, as a member to the Controlled Industrial Waste Management Council, to serve a term of nine years ending December 31, 1992. Mr. West will succeed himself.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 46.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1611.**

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

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1309,** requesting further conference and naming same conferrees as follows: McCorkell, Riggs and Harris.

INTRODUCTION

Senator McCune introduced Dr. Edward J. Aud to the Senate and asked unanimous consent that Dr. Aud be granted privileges of the floor during the consideration of **SR 65,** which was the order.

GENERAL ORDER

SR 65 by McCune was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 65,** which was the order.

SR 65 was adopted upon motion of Senator McCune and referred for enrollment.

SR 65 was read at length, as follows:

SR 65 — By McCune, et al.

A resolution citing the accomplishments of Dr. Edward J. Aud; praising him for his outstanding career of service to handicapped citizens; wishing him well in his retirement; making a permanent record; and directing distribution.

WHEREAS, Dr. Edward J. Aud has announced his intention to retire as Programs Coordinator of the Rehabilitative Services Unit within the Rehabilitative Services Division of the Department of Human Services on May 31, 1984, thus culminating over 37 years of outstanding service to the field of vocational rehabilitation in Oklahoma; and

WHEREAS, Dr. Edward J. Aud was born and educated in Oklahoma, having attended public school in Drummond, received a Bachelor of Arts Degree in History at Northwestern State University in Alva and a Master of Arts Degree in History at Oklahoma State University in Stillwater, where he has also engaged in further graduate study; and

WHEREAS, Dr. Edward J. Aud served his state and country proudly during World War II as a member of the United States Army stationed in the European and Pacific Theatres of Operations. He remained in the Army as a member of the Reserves, serving again during the Korean conflict and retiring in 1967, as Lieutenant Colonel, Army Intelligence and Security; and

WHEREAS, since entering Vocational Rehabilitation Services as a Counselor in 1946, Dr. Edward J. Aud has held positions of progressively increasing responsibility including Supervisor, Chief of Administrative Services, Assistant Director, State Director, and his current position as Programs Coordinator; and

WHEREAS, prior to his association with vocational rehabilitation, Dr. Edward J. Aud taught school in the Prue and Hominy School Systems from 1938 to 1941, and was a Social Worker in Kay County with the Department of Public Welfare from 1941 to 1942 and in Garfield County from February to October of 1946; and

WHEREAS, in recognition of his devoted service to handicapped citizens of Oklahoma, Dr. Edward J. Aud has been recipient of numerous honors and awards, including an Honorary Doctor of Humanities Degree from Phillips University and the prestigious Southwest Regional National Rehabilitation Association's "Voyle C. Scurlock Award". He has served as President and Board Member of the Garfield County Tuberculosis Association, Chairman of the Regional Advisory Council for the institute for Rehabilitation and Research at Baylor College of Medicine, Houston, Texas, Technical Steering Committee Chairman of the State Occupational Information Coordinating Committee, a member of the Governor's Committee of the Oklahoma Mental Health Planning Committee, and as a Life Member of the National and Oklahoma Rehabilitation Associations; and

WHEREAS, Dr. Edward J. Aud has unselfishly given of his valuable time, renowned talent and interest in helping handicapped individuals become more self-sufficient and capable of participating fully in community life; and

WHEREAS, this outstanding career of public service and accomplishments merits the respect and admiration of the Oklahoma State Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate sincerely praises Dr. Edward J. Aud for his 37 years of outstanding and dedicated public service to the field of vocational rehabilitation in the State of Oklahoma, and wishes him success and happiness in his retirement.

THAT a copy of this resolution be spread upon the pages of the permanent journal of the Oklahoma State Senate of the 2nd Session of the 39th Oklahoma Legislature as a permanent record of the lasting and unanimous expression of the Oklahoma State Senate.

THAT a copy of this resolution be presented to Dr. Edward J. Aud.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 46 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following was introduced and read the first time:

SR 66 — By Dahl.

A resolution commending Senators Gerald C. Dennis, Ralph J. Choate and Darryl F.

Roberts for their outstanding military service; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to suspend Rule 5-4 and refer **SR 66** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 66 by Dahl was called up for consideration.

All other members of the Senate except Senators Dennis, Dawson, Choate and Roberts asked to coauthor **SR 66,** which was the order.

SR 66 was adopted upon motion of Senator Dahl and referred for enrollment.

A copy of **SR 66** was presented to Senators Dennis, Choate and Roberts by Senator Dahl on behalf of the Senate.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 46.**

The above numbered enrolled resolution was referred to the Secretary of State.

INTRODUCTION

Senator Roberts introduced Mr. Bud Morrison, Mayor of the City of Ardmore, to the Senate and asked unanimous consent that Mayor Morrison and his party be granted privileges of the floor during consideration of **HCR 1037,** which was the order.

GENERAL ORDER

HCR 1037 by Duke of the House and Roberts of the Senate was called up for consideration.

HCR 1037 was adopted upon motion of Senator Roberts, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 340** was adopted upon motion of Senator Watson.

SB 340, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

The bill and emergency passed.

SB 340, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1485** was adopted upon motion of Senator McDaniel.

HB 1485, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schue-

lein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, York and Young.—33.

Nay: Choate, Ford, Giles, Green, Keller, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro and Wright.—14.

Excused: Moore.—1.

The bill and emergency passed.

HB 1485 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1490** was adopted upon motion of Senator McDaniel.

HB 1490, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—35.

Nay: Choate, Ford, Green, Keller, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.—12.

Excused: Moore.—1.

The bill and emergency passed.

HB 1490 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1512** was adopted upon motion of Senator McDaniel.

HB 1512, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Dahl, Dawson, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Ford and Smith.—2.

Excused: Cullison, Dennis and Moore.—3.

The bill and emergency passed.

HB 1512 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1513** was adopted upon motion of Senator McDaniel.

HB 1513, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—46.

Excused: Moore and York.—2.

The bill and emergency passed.

HB 1513 was ordered withheld.

MOTION TO RECONSIDER VOTE — WITHDRAWN

Senator Stipe asked unanimous consent to withdraw his motion to reconsider the vote whereby **SB 544** passed on Fourth Reading, which was the order.

SB 544, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1515** was adopted upon motion of Senator Shedrick.

HB 1515, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Choate, Howell and Kilpatrick.—3.

Excused: Moore and York.—2.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Shedrick moved that the vote be reconsidered whereby **HB 1515** and the emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1521** was adopted upon motion of Senator Kilpatrick.

HB 1521, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Nay: Smith.—1.

Excused: Moore and York.—2.

The bill and emergency passed.

HB 1521 was ordered withheld.

Senator Watson presiding.

FOURTH READING

HB 1599, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Choate, Clifton, Cullison, Dahl, Dennis, Green, Hopkins, Johnson, Keller, Lamb, Leonard, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Roberts, Rozell, Smith, Stipe and Young.—24.

Nay: Cain, Capps, Combs, Dawson, Ford, Giles, Howell, Kilpatrick, Landis, Luton, McCune, Randle, Rhodes, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Wright and York.—21.

Excused: Cate, Moore and Winn.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Roberts moved that the vote be reconsidered whereby **HB 1599** failed.

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 359, 377** and **559.**

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 495** was adopted upon motion of Senator Terrill.

SB 495, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Keller, Lamb, McDaniel, Moore, Porter, Smith, Stipe and Taliaferro.—8.

The bill and emergency passed.

SB 495, together with the conference committee report thereon, was ordered transmitted 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 1863 (2nd **CCR**)

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HBs** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows:

HB 1309 — Terrill, Leonard and Cain.
HB 1466 — Clifton, Luton and Keller.

MOTION — RECALL OF HB 1538

Senator Schuelein moved that the vote be reconsidered whereby **HB 1538** passed on Fourth Reading, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Keller, Lamb, Moore, Stipe and Taliaferro.—5.

FOURTH READING

Senator Schuelein moved that the vote be reconsidered whereby the **CCR** on **HB 1538** was adopted, which motion was declared adopted.

The **CCR** on **HB 1538** was rejected upon motion of Senator Schuelein and further conference requested, President Pro Tempore York rereferring said bill to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1687** was adopted upon motion of Senator Luton.

HB 1687, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Schuelein, Shedrick, Taylor, Terrill, Winn and Young.—27.

Nay: Branch, Capps, Choate, Ford, Giles, Green, Landis, Leonard, McCune, O'Connor, Pierce, Rozell, Smith, Watson and Wright.—15.

Excused: Keller, Lamb, Moore, Stipe, Taliaferro and York.—6.

The bill passed.

Senators Rozell, Landis, Wright, Capps 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: 10; Excused: 6.

The emergency passed.

HB 1687 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 65 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1037.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1538,** and rereferring bill to GCCA.

LOBBYIST REGISTRATION

The following lobbyist registration has been filed with the Joint Legislative Ethics Committee:

Carter, Randy, Management Concepts and Oklahoma Independent Auto Dealers Association.

MESSAGE FROM THE GOVERNOR

Advising return of Enrolled **SB 394,** upon request of the Honorable Senate by receipt of Enrolled **SCR 46.**

BILLS RELEASED

HBs 1485, 1490, 1512, 1513, 1521 and **1687,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 16, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:55 p.m. to meet Wednesday, May 16, 1984, at 1:30 p.m.

Seventy-eighth Legislative Day

Wednesday, May 16, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—45.

Excused: Moore, Porter and Young.—3.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Gene Garrison, Pastor, First Baptist Church, Oklahoma City, the guest of Senator Howell.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Pages 723 and 724, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Watson and Wright.—35.

Excused: Cate, Dawson, Ford, Kilpatrick, Lamb, Moore, Porter, Stipe, Taliaferro, Terrill, Winn, York and Young.—13.

MOTION — RECALL OF SB 394

Senator Schuelein moved that the Honorable House be requested to rescind its fourth reading and signing of **SB 394,** which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1485, 1490, 1512, 1513, 1521** and **1687.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SR 57 by O'Connor was called up for consideration.

SR 57 was adopted upon motion of Senator O'Connor and referred for enrollment.

Senator Johnson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 359, 377 and **559** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 66 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1716** was adopted upon motion of Senator McDaniel.

HB 1716, as amended in conference, was read at length.

Senator Boatner asked to coauthor **HB 1716,** which was the order.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Watson, Winn, Wright and York.—34.

Nay: Choate, Ford, Howell, Smith and Taliaferro.—5.

Excused: Cate, Dawson, Kilpatrick, Lamb, Moore, Porter, Stipe, Terrill and Young.—9.

The bill passed.

HB 1716 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives by unanimous consent has rescinded the signing and fourth reading of Enrolled **SB 394** as requested.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1817** was called up for consideration.

Senator Howell moved to return **HB 1817** to conference committee with instructions to remove Section 4.

Senator Miller moved to table the Howell motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn and Wright.—32.

Nay: Cain, Dawson, Howell, Luton, Schuelein and York.—6.

Excused: Combs, Kilpatrick, Lamb, McIntyre, Moore, Porter, Randle, Stipe, Terrill and Young.—10.

Senator Howell moved to return **HB 1817** to conference committee with instructions to amend Section 4, Page 5, Line 5, by striking "three-fourths" and inserting "unanimous vote".

Senator Miller moved to table the Howell motion, which tabling motion was declared adopted.

The 2nd **CCR** on **HB 1817** was adopted upon motion of Senator Miller.

HB 1817, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Cain, Howell and Luton.—3.

Excused: Cate, Kilpatrick, Lamb, Moore, Porter, Randle, Stipe and Young.—8.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Howell moved that the vote be reconsidered whereby **HB 1817** passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 359, 377** and **559.**

The above numbered enrolled measures were referred to the Governor.

Senator Combs presiding.

MOTION — RECALL OF SB 394

Senator Schuelein moved that the Senate rescind its fourth reading and signing of Enrolled **SB 394** and that the House be requested to reconsider the vote whereby **SB 394** passed, to reject the conference committee report and request further conference and rerefer said bill to GCCA, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1744** was adopted upon motion of Senator Roberts.

HB 1744, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Dennis, Giles, Johnson, Lamb, Landis, Leonard, Luton, Miller, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Terrill, Winn and York.—22.

Nay: Capps, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Howell, Keller, McCune, McDaniel, McIntyre, O'Connor, Pierce, Randle, Rhodes, Schuelein, Smith, Taylor, Watson and Wright.—22.

Excused: Kilpatrick, Moore, Porter and Young.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Roberts moved that the vote be reconsidered whereby **HB 1744** failed.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1899** was called up for consideration.

Senator Terrill asked to coauthor **HB 1899,** which was the order.

Senator Dawson moved to return **HB 1899** to conference committee with instructions not to return the same, but to seek an interim study instead.

Senator Johnson moved to table the Dawson motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Cate, Clifton, Combs, Cullison, Johnson, Lamb, Landis, McCune, McDaniel, Rhodes, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Winn and Wright.—18.

Nay: Boatner, Branch, Cain, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Roberts, Smith, Stipe and York.—21.

Excused: Choate, Giles, Kilpatrick, McIntyre, Moore, Porter, Shedrick, Watson and Young.—9.

Senator Dawson pressed his motion to return **HB 1899** to conference committee with instructions, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Combs, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Roberts, Smith, Stipe and York.—22.

Nay: Capps, Cate, Clifton, Cullison, Johnson, Lamb, Landis, McCune, McDaniel, Rhodes, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Winn and Wright.—17.

Excused: Choate, Giles, Kilpatrick, McIntyre, Moore, Porter, Shedrick, Watson and Young.—9.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1869** was adopted upon motion of Senator Stipe.

HB 1869, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—37.

Nay: Branch, Choate, Landis, McCune and Pierce.—5.

Excused: Giles, Kilpatrick, Moore, Porter, Watson, and Young.—6.

The bill and emergency passed.

HB 1869 was ordered withheld.

MOTION TO RECONSIDER VOTE

Senator Shedrick pressed her motion to reconsider the vote whereby **HB 1515** passed on fourth reading, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—44.

Excused: Kilpatrick, Moore, Porter and Young.—4.

FOURTH READING

Senator Shedrick moved that the vote be reconsidered whereby the **CCR** on **HB 1515**

was adopted, which motion was declared adopted.

Upon motion of Senator Shedrick, the **CCR** on **HB 1515** was rejected and further conference requested, President Pro Tempore York rereferring said bill to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SJR 40** was adopted upon motion of Senator Dennis.

SJR 40, as amended in conference, was read at length, as follows:

SJR 40 — By Dennis of the Senate and Atkinson of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X of the Oklahoma Constitution by adding new Sections 27B and 27C; allowing incorporated municipalities and counties to create transportation service districts; requiring elections; stating purpose; limiting services to be provided; limiting territory of certain districts; making districts political subdivision of state; listing district powers and duties; requiring district board of trustees; requiring disinterest of trustees in contracts; describing board powers and duties; authorizing tax levy and bond elections; allowing the issuance of bonds; permitting certain entities to pledge revenues to districts; providing procedures for district expansion, withdrawal and dissolution; prohibiting use of state funds; ordering a special election; providing a ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH 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 new Sections 27B and 27C to read as follows:

Section 27B. A. 1. Any incorporated municipality or county may individually or jointly form a transportation service district after approval of the proposition by a majority of the qualified and eligible electors voting in an election called for that purpose. Said district shall be established for the purpose of providing transportation services directly or indirectly. A transportation service district shall engage solely in the transportation of passengers and shall not engage in the transportation of property or goods.

2. Any transportation service district which exists within a standard metropolitan statistical area (SMSA) or its equivalent, as defined by the Office of Management and Budget, shall not join with another transportation service district which also exists within a SMSA to provide motor vehicle transportation services between said districts when such services are currently provided by private motor carriers.

3. Any transportation service district, except those provided for in paragraph 2 of this subsection, may join with another such transportation district to provide motor vehicle transportation services between said districts when such services are not currently provided by private motor carriers. When private motor carriers are providing transportation services between such districts, the districts may join and provide such services only when the Oklahoma Corporation Commission has determined the services currently provided do not adequately meet the needs of the citizens of the districts.

4. Any transportation service district may provide charter and special operation services only within the SMSA and/or district. In the absence of a private motor carrier being authorized by the Oklahoma Corpora-

tion Commission to provide charter or special operation services originating or terminating within a district, a transportation service district which does not exist within a SMSA may provide charter and special operation services which originate or terminate within said district.

5. A district formed by a county shall be limited to the unincorporated territory or any part thereof. Any election pertaining to creation or funding of a country transportation service district shall be called by the board of county commissioners on its own initiative or upon petition signed by not less than ten percent (10%) of the registered voters of the area affected. Only registered voters in such area shall be entitled to vote.

B. A transportation service district shall be a political subdivision of the state and shall have the powers to:

1. Sue and be sued;

2. Purchase, own and hold real and personal property both individually and jointly with other public entities, and sell, lease and convey any such real or personal property;

3. Purchase, construct, finance, maintain, administer and operate transportation services and facilities both individually and jointly with other public entities;

4. Enter into contracts with public or private entities for the benefit of the district;

5. Exercise the power of eminent domain;

6. Provide and charge fees for transportation services both inside and outside the district, provided that persons served outside the district shall be charged an amount not less than the actual costs for the service;

7. Accept gifts, funds and grants;

8. Cooperate with private and other public entities to provide transportation services within or between districts;

9. Do all other acts in relation to the property and affairs of the district necessary and appropriate to the good government and administration of the district and to the exercise of its powers; and

10. Exercise such other powers and functions as are conferred herein.

C. Each district shall have a board of trustees, which shall exercise the powers and authority of the district. The Board shall be composed of not less than five (5) members and shall be constituted in the manner provided by the proposition creating the district.

The board of trustees shall have power to adopt such rules and procedures necessary to carry out the purposes of the district. The board shall have additional power to hire a manager and appropriate personnel and administer, contract, organize, maintain or otherwise operate the transportation services and facilities within the district. No board member shall be interested directly or indirectly and any contract with the district and all contracts made in violation of this provision shall be wholly void, provided that nothing herein shall prevent an officer of the entity creating the district from serving on the board.

The board of trustees shall prepare annually an estimated budget for the coming fiscal year and a financial statement at the close of each fiscal year and shall cause an annual audit of the district's fiscal affairs to be made and filed with the State Auditor and Inspector or his successor. In the event that a copy of such audit as herein required shall not be filed with the State Auditor and Inspector within the time herein provided, the State Auditor and Inspector hereby is authorized to employ, at the cost and expense of the trust, a certified public accountant, certified municipal accountant or licensed public accountant to make the audit herein required. The necessary expense of said audits, including the cost of typing, printing and binding, shall be paid from funds of the district.

D. 1. The registered voters of each district voting in an election in the manner provided for the creation of the district may authorize a tax levy not to exceed five (5) mills for the purposes of the district whereupon a special annual recurring ad valorem tax levy not to exceed five (5) mills on the dollar of the assessed valuation of all taxable property in the district shall be levied each fiscal year. This special levy shall be in addition to all other levies and shall continue until canceled by a majority of the votes cast on the proposition by the qualified electors of the district.

2. Each district may issue bonds upon approval by a majority of the votes cast on the proposition by the qualified electors in the district. Upon issuing bonds the district shall levy a special annual ad valorem tax upon the property within the district, payable annually, in a total amount not to exceed five (5) mills on the dollar on the real and personal taxable property in such district, for the payment of principal and interest on outstanding bonds, until the same are paid. However, the trustees may from time to time suspend the collection of such annual levy when not required for the payment of the bonds. In no event shall the real and taxable property in any city or town be subject to a special tax in excess of five (5) mills for the payment of the bonds issued hereunder.

3. Each district also may issue bonds secured by revenues received by the district. The district may pledge to the payment of principal and interest of the bonds herein authorized any monies or revenues from any source not otherwise obligated. The bonds shall be payable over a period not to exceed thirty (30) years and the district board of trustees may in its discretion schedule the payment of the principal over the thirty-year period so that when interest is added there will be approximately level annual payments of principal and interest. The board of trustees shall have jurisdiction over the sale or refunding of any bonds issued by the district and shall be responsible for the economical expenditure of the funds derived from the bonds.

4. Each district may pledge any revenues received by the district to another district for a term of years after approval by a majority of the votes cast in an election by the qualified electors of the district. In addition, each such district may pay over to the other district from year to year monies available from any source not obligated.

E. 1. Each municipality may pledge revenues to and enter into contracts with the district for a term of years after approval by a majority of the votes cast in an election by the qualified electors of the municipality. Such revenues may be derived from any municipal operation, tax or other fund as set out to the electorate in the proposition. In addition, each such municipality may pay over to the district from year to year monies available from any source not otherwise obligated. Such municipality may construct, acquire, own, maintain or operate any property jointly with the district.

2. Each county may pledge revenues to and enter into contracts with the district for a term of years after approval by a majority of the votes cast in an election on the proposition by the qualified electors of the unincorporated area comprising the district. Such revenues may be derived from any county operation, tax or other fund as set out to the electorate in the proposition, provided that any tax or special assessment authorized by this paragraph shall be applicable only in the unincorporated territory of the county or part thereof included in the district. In addition, each such county may pay over to the district from year to year monies available from any souce not otherwise obligated. Such county may construct, acquire, own, maintain or operate any property jointly with the district.

F. Any transportation service district may expand to include unincorporated territory in

counties or parts thereof or other municipalities, provided that the expansion is approved by a majority of votes cast in the area to be added to the established district; and provided further, that the board of trustees of the established district concur in the expansion. The election shall be held in the manner provided for the creation of a district.

G. Any territory may withdraw from the district, provided that the withdrawal is approved by a majority of the votes cast in an election called by the governing body having jurisdiction to create a district for the territory or by a petition signed by ten percent (10%) of the registered voters of the transportation service district. In the event of withdrawal, any mill levy or pledge of revenues in the territory shall continue until the territory has satisfied all obligations existing on the effective date of withdrawal.

H. Any district may be dissolved by a majority vote of the registered voters voting at an election called for that purpose by each governing body having jurisdiction of territory included within the district or by a petition signed by ten percent (10%) of the registered voters of the transportation service district. In the event a district is dissolved, any mill levy or pledge of revenues used to support, organize, operate or maintain the district shall continue until all outstanding obligations existing on the effective date of dissolution have been satisfied.

Section 27C. The Oklahoma State Legislature is prohibited from providing any state funds for any transportation service districts created under this resolution.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

adding new Sections 27B and 27C to Article X of the Constitution of the State of Oklahoma permitting incorporated municipalities and counties to form transportation service districts for the purpose of providing transportation; requiring voter approval to form each district; requiring voter approval for districts to issue bonds and levy taxes; allowing districts to pledge taxes for payment of bonded indebtedness; requiring voter approval for incorporated municipalities or counties to pledge revenues to or contract with districts; allowing district dissolution, expansion or withdrawal and specifying the powers and duties of a district's board of trustees; and prohibiting the provisions of state funds to any district by the Oklahoma Legislature.

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide primary 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.

SECTION 4. The President Pro Tempore of the Senate shall, immediately after the effective date of this resolution, prepare and

file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

On the question of passage of the resolution, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Nay: Rhodes and Smith.—2.

Excused: Kilpatrick, Moore, Porter and Young.—4.

The resolution passed.

The question being, "Shall **SJR 40,** be ordered referred by the Legislature for approval or rejection at a special election, as provided in Section 1, Article 24, of the Constitution of Oklahoma, to be held throughout the state on the date of the next statewide primary or special election, whichever occurs first?"

The vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Shedrick, Stipe, Taylor, Terrill and Winn.—23.

Nay: Choate, Combs, Dawson, Ford, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Schuelein, Smith, Taliaferro, Watson and Wright.—20.

Excused: Kilpatrick, Moore, Porter, York and Young.—5.

The Presiding Officer declared the special election having failed to receive a constitutional two-thirds majority vote of the members elected and constituting the Senate, failed of passage.

SJR 40, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1863** was adopted upon motion of Senator Winn.

HB 1863, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson and Winn.—37.

Nay: Dawson, Hopkins, Pierce and Wright.—4.

Excused: Choate, Kilpatrick, Moore, Porter, Terrill, York and Young.—7.

The bill and emergency passed.

HB 1863 was ordered withheld.

MOTION TO RECONSIDER VOTE

Senator Roberts pressed his motion to reconsider the vote whereby **HB 1599** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Green, Hop-

kins, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill and Winn.—27.

Nay: Cain, Capps, Combs, Giles, Howell, Johnson, Keller, McCune, Randle, Rhodes, Schuelein, Smith, Watson and Wright.—14.

Excused: Choate, Ford, Kilpatrick, Moore, Porter, York and Young.—7.

HB 1599 remains on Fourth Reading.

Senator Watson presiding.

MOTION TO RECONSIDER VOTE

Senator Smith pressed his motion to reconsider the vote whereby **HB 1432** passed, which motion failed of adoption upon roll call as follows:

Aye: Dawson, Smith and Wright.—3.

Nay: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson and Winn.—39.

Excused: Dennis, Moore, Porter, Terrill, York and Young.—6.

HB 1432, together with the **CCR** thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 339 (conference committee substitute)
SB 392 (conference committee substitute)
SB 393 (conference committee substitute)
SB 400 (2nd **CCR**) (conference committee substitute)
SB 501
SB 505

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 400** was adopted upon motion of Senator Randle.

SB 400, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Watson, Winn and Wright.—33.

Nay: Choate, Keller, Landis, O'Connor, Pierce, Smith, Taliaferro and Terrill.—8.

Excused: Johnson, Kilpatrick, McIntyre, Moore, Porter, York and Young.—7.

The bill and emergency passed.

SB 400, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator O'Connor moved to reconsider the vote whereby **HB 1899** was returned to conference committee with instructions.

The Chair advised Senator O'Connor that his motion to reconsider had to be pressed on this legislative day.

Senator Dawson moved to table the O'Connor motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Cain, Combs, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Kilpatrick, Leonard, Luton, McIntyre, Miller, Randle, Roberts, Shedrick, Smith, Stipe and York—21.

Nay: Capps, Cate, Choate, Clifton, Cullison, Giles, Howell, Johnson, Keller, Lamb, Landis, McCune, McDaniel, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—24.

Excused: Moore, Porter and Young.—3.

Senator O'Connor pressed his motion to reconsider the vote whereby **HB 1899** was returned to conference, which motion was declared adopted upon roll call as follows:

Aye: Capps, Cate, Clifton, Cullison, Giles, Howell, Johnson, Keller, Lamb, Landis, McCune, McDaniel, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—23.

Nay: Boatner, Branch, Cain, Combs, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Kilpatrick, Leonard, Luton, McIntyre, Miller, Randle, Roberts, Smith, Stipe and York.—20.

Excused: Choate, Moore, Porter, Shedrick and Young.—5.

HB 1899 remains on the Senate Calendar under Pending Action on **CCRs.**

FOURTH READING

HB 1599, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Terrill and Winn.—28.

Nay: Cain, Capps, Combs, Dahl, Giles, Howell, Johnson, Keller, Kilpatrick, McCune, Randle, Rhodes, Schuelein, Taliaferro, Watson, Wright and York.—17.

Excused: Moore, Porter and Young.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Combs moved that the vote be reconsidered whereby **HB 1599** passed.

MESSAGE FROM THE HOUSE

Advising the House of Representatives, by unanimous consent, has reconsidered the vote whereby **SB 394** passed and advising rejection of the conference committee report, requesting further conference and rereferring said bill to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SB 394** was ordered granted, President Pro Tempore York rereferring same to GCCA.

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 1484

HB 1773, coauthored by Williamson of the House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1515,** and rereferring bill 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 358, 387, 433** (2nd **CCR**) and **544.**

The above numbered bills, as amended in conference, were referred for enrollment.

BILLS RELEASED

SCR 42, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

HBs 1716, 1863 and **1869,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 17, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:15 p.m. to meet Thursday, May 17, 1984, at 10:00 a.m.

Seventy-ninth Legislative Day

Thursday, May 17, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Boatner, Cate, Leonard and Moore.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Senator Lamb.

EXECUTIVE NOMINATIONS

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

Anquoe, Kenneth, Tulsa, as a member to the Oklahoma Indian Affairs Commission.

Coleman, Gus, Del City, as a member to the Board of Regents of Rose State College.

Curtin, Mrs. Pat, Watonga, as a member to the Board of Regents of El Reno Junior College.

DuCray, Dean, Norman, as a member to the Board of Vocational and Technical Education.

Kerr, Joffa, Oklahoma City, as a member to the State Regents for Higher Education.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 394 (2nd **CCR**) (conference committee substitute)

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1614,** requesting further conference and naming conferees as follows: Williams (Freddye), Mitchell and Benson.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 394** was adopted upon motion of Senator Rozell.

SB 394, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Capps, Choate, Clifton, Combs, Cullison, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, McCune, McDaniel, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Watson, Wright and York.—32.

Nay: Ford, Keller and Landis.—3.

Excused: Boatner, Cain, Cate, Dahl, Leonard, McIntyre, Miller, Moore, Randle, Shedrick, Terrill, Winn and Young.—13.

The bill and emergency passed.

SB 394, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

INTRODUCTION

Senator Giles introduced former Senator Walt Allen, Chickasha, to the Senate.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1432, 1716, 1863** and **1869.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Combs pressed his motion to reconsider the vote whereby **HB 1599** passed on Fourth Reading.

Senator McDaniel moved to table the Combs motion, which tabling motion was declared adopted.

HB 1599, together with the **CCR** thereon, was ordered returned to the Honorable House.

Senator Kilpatrick presiding.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 360** passed on Fourth Reading, which motion was declared adopted upon roll call as follows:

Aye: Branch, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, McCune, Miller, O'Connor, Pierce, Porter, Roberts, Rozell, Schuelein, Smith, Stipe, Taylor, Winn and York.—26.

Nay: Cain, Capps, Clifton, Johnson, Lamb, Landis, Luton, McDaniel, Randle, Rhodes, Taliaferro, Terrill, Watson and Wright.—14.

Excused: Boatner, Cate, Choate, Leonard, McIntyre, Moore, Shedrick and Young.—8.

FOURTH READING

Senator Stipe moved that the vote be reconsidered whereby the **CCR** to **SB 360** was adopted, which motion was declared adopted.

Senator Stipe moved to reject the **CCR** on **SB 360** and request further conference, which motion was declared adopted, President Pro Tempore York rereferring said bill to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 392** was adopted upon motion of Senator Rozell.

SB 392, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Stipe, Taylor, Terrill, Watson, York and Young.—28.

Nay: Branch, Ford, Keller, Landis, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Winn and Wright.—12.

Excused: Boatner, Cate, Choate, Leonard, McDaniel, McIntyre, Moore and Shedrick.—8.

The bill passed.

Senators Landis and McDaniel desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 30; Nay: 11; Excused: 7.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Rozell moved that the vote be reconsidered whereby the emergency to **SB 392** failed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1614** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Cain, Shedrick and Leonard.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 393** was adopted upon motion of Senator Rozell.

SB 393, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—34.

Nay: Branch, Dawson, Ford and Smith.—4.

Excused: Boatner, Cate, Giles, Keller, Leonard, McIntyre, Moore, Porter, Shedrick and Taliaferro.—10.

The bill and emergency passed.

SB 393, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 400** (2nd **CCR**), **469** and **495** (2nd **CCR**).

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1865** was rejected upon motion of Senator Cain; further conference requested, President Pro Tempore York naming same Senate conferees as follows: Senators Cain, Randle and Rhodes.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 358, 387, 400, 433, 469, 495 and **544** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 57 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1484** was adopted upon motion of Senator Cain.

HB 1484, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Boatner, Cate, Keller, Leonard, McIntyre, Moore, Porter, Shedrick and Taliaferro.—9.

The bill and emergency passed.

HB 1484, 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 360,** and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 394** (2nd **CCR**).

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 358, 387, 400, 433, 469, 495** and **544.**

The above numbered enrolled measures were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 394 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 further conference granted on Engrossed **HB 1865,** and naming same House conferees as follows: McCorkell, Fried and Williams (Penny).

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference committee reports, advising adoption of conference committee reports and passage of measures as amended:

HB 1034 (2nd **CCR**), coauthored by Williams (Penny), Anderson, Brewster and Clark of the House.

HB 1489

HB 1538 (2nd **CCR**)

HB 1651 (2nd **CCR**), coauthored by Lewis of the House.

HB 1884, coauthored by Harbin of the House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 394.**

The above numbered enrolled measure was referred to the Governor.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 361 (conference committee substitute).
SB 362 (conference committee substitute).
SB 366 (conference committee substitute).
SB 380 (conference committee substitute).
SB 384 (conference committee substitute).
SB 389 (conference committee substitute).

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 21, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 10:40 a.m. to meet Monday, May 21, 1984, at 1:30 p.m.

Eightieth Legislative Day

Monday, May 21, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Choate, Moore, Porter and Rhodes.—4.

President Pro Tempore York declared a quorum present.

The prayer was offered by Reverend Del Hamm, Pastor, Hillcrest Christian Church, Oklahoma City, the guest of Senator York.

EXECUTIVE NOMINATIONS

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

Bray, Randy, W., Oklahoma City, as a member to the Oklahoma Board of Private Schools.

Brown, James, McAlester, as a member to the Solid Waste Management Advisory Committee.

Langdon, Gloria, Tonkawa, as a member to the Board of Regents of Northern Oklahoma College.

Miller, Jim, Jr., McAlester, as Chairman of the Turnpike Authority.

Nave, Dale, McAlester, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission.

Pickle, Ray, Enid, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission.

Smith, P.J., Wilburton, as a member to the Board of Regents of Eastern Oklahoma State College.

Toaz, Harold, Kiowa, as a member to the State Board of Health.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1484.**

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

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1651** was rejected upon motion of Senator Capps; further conference requested, President Pro Tempore York naming same Senate conferees as follows: Senators Capps, Cullison and Kilpatrick.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1773** was adopted upon motion of Senator Leonard.

HB 1773, as amended in conference, was read at length.

Senator Pierce asked to coauthor **HB 1773,** which was the order.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Cate, Choate, Cullison, Moore, Porter and Rhodes.—6.

The bill passed.

HB 1773 was ordered withheld.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1538** was adopted upon motion of Senator Terrill.

HB 1538, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Howell, Johnson, Kilpatrick, Lamb, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, York and Young.—30.

Nay: Ford, Giles, Green, Keller, Landis, Leonard, McCune, Pierce, Smith, Taliaferro, Winn and Wright.—12.

Excused: Choate, Cullison, Hopkins, Moore, Porter and Rhodes.—6.

The bill passed.

Senators Landis, Giles and Wright 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 1538 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 361** was adopted upon motion of Senator McDaniel.

SB 361, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Ford.—1.

Excused: Choate, Cullison, Hopkins, McIntyre, Moore, Porter and Rhodes.—7.

The bill and emergency passed.

SB 361, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 362** was adopted upon motion of Senator McDaniel.

SB 362, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Taliaferro.—1.

Excused: Choate, Cullison, Moore, Porter and Rhodes.—5.

The bill and emergency passed.

SB 362, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 366** was adopted upon motion of Senator McDaniel.

SB 366, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Dahl, Dennis, Howell, Johnson, Keller, Kilpatrick, Luton, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Winn, Wright, York and Young.—29.

Nay: Branch, Dawson, Ford, Giles, Green, Lamb, Landis, Leonard, McCune, Pierce, Smith, Taliaferro and Watson.—13.

Excused: Choate, Cullison, Hopkins, Moore, Porter and Rhodes.—6.

The bill passed.

Senators Giles, Dawson 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: 10; Excused: 6.

The emergency passed.

SB 366, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 380** was adopted upon motion of Senator Kilpatrick.

SB 380, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Dahl, Dennis, Giles, Howell, Johnson, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—27.

Nay: Branch, Dawson, Ford, Green, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Smith, Taliaferro, Watson, Winn and Wright.—15.

Excused: Choate, Cullison, Hopkins, Moore, Porter and Rhodes.—6.

The bill passed.

Senators Dawson, Taliaferro, Cullison, McCune 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: 11; Excused: 5.

The emergency passed.

SB 380, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 389** was adopted upon motion of Senator Cain.

SB 389, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Choate, Hopkins, Moore, Porter and Rhodes.—5.

The bill and emergency passed.

SB 389, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1489** was adopted upon motion of Senator McDaniel.

HB 1489, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Ford, Pierce and Smith.—3.

Excused: Choate, Hopkins, Kilpatrick, Moore, Porter and Rhodes.—6.

The Chair advised that Senator Kilpatrick, having been present in the Chamber during the vote on **HB 1489** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 39; Nay: 4; Excused: 5.

The bill passed.

Senator Kilpatrick desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40; Nay: 3; Excused: 5.

The emergency passed.

HB 1489 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 501** was adopted upon motion of Senator Cullison.

SB 501, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Green, O'Connor and Smith.—3.

Excused: Choate, Hopkins, Moore, Porter and Rhodes.—5.

The bill and emergency passed.

SB 501, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect had he been present at the time of fourth reading, he would have voted "Aye" on the following bills: **SBs 392, 393** and **394** and **HB 1484,** which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 505** was adopted upon motion of Senator Cullison.

SB 505, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Schuelein and Stipe.—2.

Excused: Choate, Hopkins, Moore, Porter and Rhodes.—5.

The bill and emergency passed.

SB 505, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 384** was rejected upon motion of Senator Randle; further conference requested, said bill to be rereferred to GCCA.

ANNOUNCEMENT

Senator Clifton informed the Senate of the death of Judge Lloyd H. Henry, Shawnee, father of Representative Robert Henry. Funeral services have been scheduled for 11:00 a.m. Tuesday, May 22, at the First Baptist Church, Shawnee. President Pro Tempore York authorized a delegation from the Senate to attend the services.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 384,** and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1599.**

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

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1651,** and naming same House conferees as follows: Johnson (Don), Rogers and Harbin.

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 1522
HB 1529
HB 1531 (2nd CCR)
HB 1534
HB 1535
HB 1536
HB 1816

LOBBYIST REGISTRATIONS

The following lobbyist registrations have been filed with the Joint Legislative Ethics Committee:

Patton, Paul L., American Medical International.

Turnbo, Steve W., American Medical International.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 17, 1984, of Enrolled **SB 394.**

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Anquoe, Kenneth, Tulsa, as a member to the Oklahoma Indian Affairs Commission, to serve a term of three years ending August 15, 1986. Mr. Anquoe will succeed himself.

Arrington, Dr. Ruth, Tahlequah, as a member to the Indian Affairs Commission, to serve a term of three years ending August 15, 1986. Dr. Arrington will succeed herself.

Bray, Randy W., Oklahoma City, as a member to the Oklahoma Board of Private Schools, to serve a term of six unexpired years ending July 1, 1988. Mr. Bray will succeed James Gilyard (resigned).

DuCray, Dean, Norman, as a member to the Board of Vocational and Technical Education, to serve a term of six years ending April 1, 1989. Mr. DuCray will succeed Melvin Stokes.

Johnson, Paul, Tulsa, as a member to the Will Rogers Memorial Commission, to serve a term of six years ending March 1, 1989. Mr. Johnson will succeed himself.

Kenyon, Austin, Park Hill, as a member to the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, to serve a term of eight years ending April 2, 1991. Mr. Kenyon will succeed Ronald "Rusty" Martin.

Kerr, Joffa, Oklahoma City, as a member to the State Regents for Higher Education, to serve a term of nine years ending May 16, 1993. Mrs. Kerr will succeed James Mills.

Maxwell, Jack, Cartersville, as a member to the State Board of Agriculture, to serve a term of five years ending April 26, 1989. Mr. Maxwell will succeed himself.

McBride, Roxie Ann, Oklahoma City, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1987. Ms. McBride will succeed Ronald Walker.

Moffit, John, Fort Gibson, as a member to the Arkansas-Oklahoma Arkansas River Compact Commission, to serve a term of four years ending January 1, 1988. Mr. Moffit will succeed himself.

Nash, Rollin, Oklahoma City, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission, to serve an original appointment ending December 31, 1986.

Robbins, Robert, IV, Altus, as a member to the Board of Regents of Oklahoma Agricultural and Mechanical Colleges, to serve a term of eight years ending April 4, 1992. Mr. Robbins will succeed himself.

Shelton, Marguerite, Stillwater, as a member to the Board of Vocational and Technical Education, to serve a term of six years ending April 1, 1990. Mrs. Shelton will succeed herself.

White, Ronald H., M.D., Oklahoma City, as a member to the Board of Regents of Oklahoma University, to serve a term of seven years ending March 21, 1991. Dr. White will succeed himself.

BILLS RELEASED

HBs 1489, 1538 and **1773,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 22, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:25 p.m. to meet Tuesday, May 22, 1984, at 1:30 p.m.

Eighty-first Legislative Day
Tuesday, May 22, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Moore and Porter.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Watson.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Pages 754 and 755, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Watson, Winn, Wright and Young.—36.

Excused: Cate, Choate, Keller, McIntyre, Moore, Porter, Randle, Smith, Stipe, Taylor, Terrill and York.—12.

EXECUTIVE NOMINATIONS

The following executive nomination was read and referred to the Committee on Executive Nominations:

Younger, Gwendolyn, Oklahoma City, as a member to the Capitol-Medical Center Improvement and Zoning Commission.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 3,** requesting further conference and naming same conferees as follows: Hobson, Lewis and Harbin.

INTRODUCTION

Senator Kilpatrick introduced his goddaughter, Jennifer Elaine Dennis, and asked

unanimous consent that Jennifer be named honorary page and granted privileges of the floor, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1489, 1538** and **1773.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1816** was adopted upon motion of Senator Hopkins.

HB 1816, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Branch, Cain, Capps, Clifton, Cullison, Dahl, Ford, Giles, Green, Hopkins, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, O'Connor, Pierce, Rhodes, Roberts, Shedrick, Taliaferro, Terrill, Watson, Wright and York.—26.

Nay: Boatner, Combs, Dawson, Dennis, Howell, Johnson, Landis, Miller, Rozell, Schuelein, Winn and Young.—12.

Excused: Cate, Choate, Keller, McIntyre, Moore, Porter, Randle, Smith, Stipe and Taylor.—10.

The Chair advised that Senator Smith, having been present in the Chamber during the vote on **HB 1816** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 26; Nay: 13; Excused: 9.

The bill passed.

HB 1816 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1102,** coauthored by Conaghan of the House, requesting further conference and naming same conferees as follows: Kincheloe, Conaghan and Mitchell.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1034** was called up for consideration.

Senator Pierce moved to reject the 2nd **CCR** on **HB 1034** and recommit to further conference with instructions to delete the provisions for checkpoints and roadblocks.

Senator Combs presiding.

Senator Shedrick moved to table the Pierce motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Capps, Clifton, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Shedrick, Taliaferro, Taylor and Terrill.—16.

Nay: Branch, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, McDaniel, Miller, Pierce, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Watson, Wright and York.—24.

Excused: Cate, Choate, McIntyre, Moore, Porter, Randle, Winn and Young.—8.

Senator Pierce pressed his motion to reject the **CCR** on **HB 1034** and return to conference with instructions, which motion was declared adopted, President Pro Tempore York naming same Senate conferees as Shedrick, Landis and Cain.

MOTION TO SUSPEND RULE

Senator Giles moved to suspend Rule 12-23 and withdraw **SB 156** from the Finance Committee and refer same direct to the Calendar, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—39.

Nay: Smith and Wright.—2.

Excused: Choate, McIntyre, Moore, Porter, Randle, Shedrick and Winn.—7.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SB 3** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators McCune, Leonard and Cain.

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1102** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Leonard, Howell and Lamb.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1925,** the House of Representatives having voted to suspend Joint Rule 17(b) exempting said measure from all cutoff dates in the House.

MOTION— SUSPEND JOINT RULE

Senator Capps moved to suspend Joint Rule 17(b) to consider **HB 1925** this legislative session, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Combs.—1.

Excused: Choate, McIntyre, Moore, Porter and Randle.—5.

HB 1925 — By Shurden of the House and Capps of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Section 6-501; prohibiting certain obstacles which block or partially block the movement of certain fish; prohibiting commercial minnow harvesting within a certain distance below any structure that diverts or blocks fish movement; providing for seizure and forfeiture of certain items; providing procedures for forfeiture and sale or destruction of certain items; providing penalties; and declaring an emergency.

The above measure was read the first time.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1529** was adopted upon motion of Senator Cain.

HB 1529, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Choate, McIntyre, Moore, Porter and Randle.—5.

The bill and emergency passed.

HB 1529 was ordered withheld.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1531** was adopted upon motion of Senator Cain.

HB 1531, as amended in conference, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Watson, Winn, York and Young.—34.

Nay: Branch, Green, Landis, O'Connor, Pierce, Rhodes, Taliaferro and Wright.—8.

Excused: Choate, McIntyre, Moore, Porter, Randle and Terrill.—6.

The bill and emergency passed.

HB 1531 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1522** was adopted upon motion of Senator Kilpatrick.

HB 1522, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—33.

Nay: Dawson, Ford, Green, Keller, Landis, Pierce, Rhodes, Smith and Wright.—9.

Excused: Choate, McIntyre, Moore, Porter, Randle and Shedrick.—6.

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: 34; Nay: 9; Excused: 5.

The emergency passed.

HB 1522 was ordered withheld.

DECLARATION OF VOTE

Senator Shedrick asked that the record reflect had she been present at the time of fourth reading of **HB 1522** she would have voted "Aye", which was the order.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby the emergency section of **SB 392** failed of passage, which motion was declared adopted upon call as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis,

Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Luton, McDaniel, Miller, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taylor, Terrill, Wright, York and Young.—29.

Nay: Branch, Ford, Green, Keller, Leonard, McCune, O'Connor, Pierce, Smith, Taliaferro, Watson and Winn.—12.

Excused: Choate, Landis, McIntyre, Moore, Porter, Randle and Stipe.—7.

SB 392 remains on the Senate Calendar under Pending Action on the Emergency.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1534** was adopted upon motion of Senator Terrill.

HB 1534, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Choate, McIntyre, Moore, Porter, Randle and Stipe.—6.

The bill and emergency passed.

HB 1534 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1535** was adopted upon motion of Senator Terrill.

HB 1535, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Choate, McIntyre, Moore, Porter, Randle and Stipe.—6.

The bill and emergency passed.

HB 1535 was ordered withheld.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1536** was rejected upon motion of Senator Terrill; further conference requested, said bill rereferred to GCCA.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **HB 1817** passed.

Senator Miller moved to table the Howell motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Cullison, Dahl, Ford, Giles, Green, Johnson, Lamb, Landis, Leonard, McCune, Miller, Pierce, Rhodes, Roberts, Rozell, Stipe, Taliaferro, Taylor, Watson, Winn and Wright.—24.

Nay: Cain, Cate, Choate, Clifton, Combs, Dawson, Dennis, Hopkins, Howell, Keller, Kilpatrick, McDaniel, McIntyre, O'Connor, Randle, Schuelein, Shedrick, Smith, York and Young.—20.

Excused: Luton, Moore, Porter and Terrill.—4.

HB 1817, together with the **CCR** thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1039.**

HCR 1039 — By Lewis, Henry, Virtue, Graves, Sill, Koppel, Clark and Haney of the House and Clifton and Howell of the Senate.

A concurrent resolution requesting the Oklahoma Tax Commission to delay the enforcement of order No. 84-04-16-11 relating to denominational or sectarian educational institutions; and directing distribution.

The above numbered measure was read the first time.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Clifton asked unanimous consent to suspend Rule 5-4 and refer **HCR 1039** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1039 by Lewis, et al, of the House and Clifton and Howell of the Senate was called up for consideration.

Senators Rhodes, Watson, Pierce and Combs asked to coauthor **HCR 1039,** which was the order.

HCR 1039 was adopted upon motion of Senator Clifton, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1884** was called up for consideration.

Senator McDaniel asked unanimous consent that **HB 1884** be laid over for this legislative day, which was the order.

MOTION TO RECONSIDER VOTE

Senator Roberts pressed his motion to reconsider the vote whereby **HB 1744** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Dahl, Dennis, Giles, Johnson, Landis, Leonard, McDaniel, McIntyre, Miller, O'Connor, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Winn, York and Young.—25.

Nay: Choate, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, McCune, Pierce, Randle, Rhodes, Smith, Taylor, Watson and Wright.—18.

Excused: Lamb, Luton, Moore, Porter and Terrill.—5.

FOURTH READING

HB 1744, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Dahl, Dennis, Giles, Johnson, Landis, Leonard, McDaniel, Miller, O'Connor, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Winn, York and Young.—24.

Nay: Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Keller, Kilpatrick, McCune, McIntyre, Pierce, Randle, Rhodes, Smith, Taylor, Watson and Wright.—18.

Excused: Choate, Lamb, Luton, Moore, Porter and Terrill.—6.

The bill failed.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Giles asked unanimous consent to suspend Joint Rule 17(b) to consider **SB 156** this legislative session, which was the order.

GENERAL ORDER

SB 156 by Giles of the Senate and Johnson (Don) of the House was called up for consideration.

Senators Taliaferro, Terrill, Schuelein and Capps asked to coauthor **SB 156,** which was the order.

Senator Giles moved to amend **SB 156,** by striking the title, enacting clause and entire body of the bill and substituting in lieu thereof the following:

An act relating to waters and water rights; providing for use of monies appropriated to the Statewide Water Development Revolving Fund as security and collateral for certain investment certificates; requiring maintenance of balance to back outstanding certificates; limiting liability of state; requiring compliance with Central Purchasing Act; requiring public sale of certain certificates to lowest and best bidder; requiring board to consider needs of certain entities; making section one of act effective contingent upon approval of certain constitutional amendment; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1085.44 of Title 82, unless there is created a duplication in numbering, reads as follows:

In addition to the purposes outlined in Section 1085.40 of Title 82 of the Oklahoma Statutes, all monies appropriated by the Legislature to the Statewide Water Development Revolving Fund may be used by the Board for security and collateral for investment certificates issued by the Board pursuant to Section 1085.33 of Title 82 of the Oklahoma Statutes. Furthermore, the Board is hereby directed to manage and administer the Statewide Water Development Revolving Fund so as to maintain a revolving fund balance adequate to sufficiently back any and all outstanding investment certificates. Any state liability arising from the implementation of this section shall be limited to those monies in the Statewide Water Development Revolving Fund which have been reserved as backing for the outstanding investment certificates.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1085.45 of Title 82, unless there is created a duplication in numbering, reads as follows:

In the administration of the program of financial assistance authorized under the provisions of Section 1085.32 et seq. of Title 82 of the Oklahoma Statutes, the Board shall comply with all applicable provisions of the Oklahoma Central Purchasing Act, including but not limited to those provisions requiring competitive bidding on Board purchases and acquisitions.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1085.46 of Title 82, unless there is created a duplication in numbering, reads as follows:

Any investment certificates issued under the provisions of Section 1085.32 et. seq. of Title 82 of the Oklahoma Statutes shall be awarded and sold at public sale to the lowest and best bidder.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1085.47 of Title 82, unless there is created a duplication in numbering, reads as follows:

In the issuance of investment certificates, it shall be the duty and responsibility of the Board to consider the relative needs of all eligible entities in the state and to ensure that sufficient monies are made available from each issuance to satisfy such proportionate share of the overall needs as are attributable to small cities, towns and rural water districts.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1085.48 of Title 82, unless there is created a duplication in numbering, reads as follows:

Section 1 of this act shall become effective contingent upon the approval by the people of a constitutional amendment authorizing the use of state monies for furnishing financial assistance to municipalities, political subdivisions and such other public entities of the state as may be designated by law as being eligible for assistance for water resource and sewage treatment purposes.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.,

which amendment was declared adopted.

Senator Giles moved that **SB 156** be advanced, which motion was declared adopted.

THIRD READING

SB 156 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Watson, Winn, York and Young.—39.

Nay: Smith and Wright.—2.

Excused: Choate, Luton, McDaniel, Moore, Porter, Stipe and Terrill.—7.

The bill and emergency passed.

SB 156 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 339** was adopted upon motion of Senator Lamb.

SB 339, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Wright, York and Young.—40.

Excused: Choate, Luton, McDaniel, Moore, Porter, Stipe, Taylor and Winn.—8.

The bill and emergency passed.

SB 339, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Cullison presiding.

UNANIMOUS CONSENT REQUEST TO INTRODUCE RESOLUTION

Senator Dahl asked unanimous consent to suspend Rule 5-5 to introduce **SR 68,** which was the order.

FIRST READING

The following were introduced and read the first time:

SR 67 — By Dahl, Miller, Cullison and Young.

A resolution expressing gratitude to private organizations and government agencies that assist Oklahoma tornado victims; and directing distribution.

SR 68 — By Dahl.

A resolution commending the Ben Culver family for outstanding service to the beef cattle industry; and directing distribution.

SR 69 — 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.

SR 70 — By Luton, McDaniel, Randle, York, Roberts, Keller, Stipe, Combs, Clifton, Cain, Wright, Dennis, Cate, Choate, Taylor, Winn and Cullison.

A resolution superseding Enrolled Senate Resolution No. 1.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to suspend Rule 5-4 and refer **SRs 67** and **68** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 67 by Dahl, Miller, Cullison and Young was called up for consideration.

SR 67 was adopted upon motion of Senator Dahl and referred for enrollment.

GENERAL ORDER

SR 68 by Dahl was called up for consideration.

SR 68 was adopted upon motion of Senator Dahl and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1034,** coauthored by Brewster and Clark of the House, and naming same House conferees as follows: McCorkell, Johnson (Glen) and Anderson, with instructions to delete the provisions for checkpoints and roadblocks.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1466,** requesting further conference and naming same conferees as follows: Riggs, Morgan and Twidwell.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1536,** and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Returning following bills and resolution, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 361, 362, 366, 380, 389, 393, 501, 505** and **SJR 40.**

The above numbered bills and resolution, as amended in conference, were 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 1102 (2nd **CCR**).
HB 1309 (2nd **CCR**), coauthored by Kelly of the House.
HB 1462, coauthored by Craighead and McCorkell of the House.
HB 1486.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill.

SB 3 (2nd **CCR**) (conference committee substitute).

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 156 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 22, 1984, of Enrolled **SBs 359, 377** and **559.**

BILLS RELEASED

HBs 1522, 1529, 1531, 1534, 1535 and **1816,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 23, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 3:30 p.m. to meet Wednesday, May 23, 1984, at 1:30 p.m.

Eighty-second Legislative Day

Wednesday, May 23, 1984

The Senate was called to order by President Bernard.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Moore and Porter.—2.

President Bernard declared a quorum present.

The prayer was offered by Senator Johnson.

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Boyd, J.T. "Tom", Bartlesville, as a member to the Will Rogers Memorial Commission to serve a term of six years ending March 1, 1990. Mr. Boyd will succeed himself.

Carlile, Robert B., Tahlequah, as a member to the Indian Affairs Commission to serve a term of three years ending August 15, 1986. Mr. Carlile will succeed himself.

Coleman, Gus, Del City, as a member to the Board of Regents of Rose State College, to serve a term of seven years ending June 1, 1991. Mr. Coleman will succeed himself.

Cox, Marie, Midwest City, as a member to the Indian Affairs Commission, to serve a term of three unexpired years ending August 15, 1985. Ms. Cox will succeed Kenneth Tiger.

Curtin, Pat, Watonga, as a member to the Board of Regents of El Reno Junior College to serve a term of seven years ending April 22, 1991. Ms. Curtin will succeed Faye Pulley.

Gillard, George, III, Tulsa, as a member to the Oklahoma Board of Private Schools, to serve a term of six unexpired years ending July 1, 1986. Mr. Gillard will succeed Ronald Sanders (resigned).

Langdon, Gloria, Tonkawa, as a member to the Board of Regents of Northern Okla-

homa College, to serve a term of five years ending June 30, 1988. Mrs. Langdon will succeed Rowena Corr.

Martin, Dr. Jess, Alva, as a member to the Teachers' Retirement System, to serve a term of four years ending July 1, 1987. Dr. Martin will succeed himself.

Miller, Jim, Jr., McAlester, as Chairman to the Oklahoma Turnpike Authority, to serve a term of eight years ending July 1, 1991. Mr. Miller will succeed himself.

Nave, Dale, McAlester, as a member to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission to serve a term ending December 31, 1989. Mr. Nave will fill an original appointment.

Shepherd, Richard, Oklahoma City, as a member to the Nursing Homes Board, to serve a term of three years ending October 1, 1986. Mr. Shepherd will succeed himself.

Smith, P.J., Wilburton, as a member to the Board of Regents of Eastern Oklahoma State College, to serve a term of seven years ending June 1, 1988. Mr. Smith will succeed Hazel Porterfield.

Toaz, Harold, Kiowa, as a member to the State Board of Health, to serve a term of nine years ending June 30, 1993. Mr. Toaz will succeed himself.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1522, 1529, 1531, 1534, 1535, 1816** and **1817.**

The above numbered enrolled measures 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 1039.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST TO INTRODUCE RESOLUTIONS

Senator Stipe asked unanimous consent to suspend Rule 5-5 to introduce **SR 71,** which was the order.

Senator Clifton asked unanimous consent to suspend Rule 5-5 to introduce **SR 72,** which was the order.

FIRST READING

The following were introduced and read the first time:

SR 71 — By Stipe and McCune.
A resolution praising the career and accomplishments of Mary Ellis Guthrie Pyle; expressing appreciation for a job well done; wishing her well in her retirement; and directing distribution.

SR 72 — By Clifton.
A resolution praising the life and accomplishments of the Honorable Judge Lloyd H. Henry; expressing deep sorrow upon his death; extending condolences; making a permanent record; and directing distribution.

SCR 47 — By Stipe of the Senate and Willis of the House.
A concurrent resolution citing the accomplishments of H. Meade Norton; recognizing his contribution to the Oklahoma automotive industry; praising his many years of dedicated public service; and directing distribution.

SECOND READING — DIRECT TO CALENDAR

Senator Capps asked unanimous consent to suspend Rule 5-4 and refer **HB 1925** direct to the Calendar, which was the order.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1466** was ordered granted, President Pro Tempore York appointing same Senate conferees as follows: Senators Clifton, Luton and Keller.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Stipe asked unanimous consent to suspend Rule 5-4 and refer **SR 71** direct to the Calendar for consideration, which was the order.

INTRODUCTION

Senator Stipe introduced Mrs. Mary Pyle to the Senate and asked unanimous consent that she be granted privileges of the floor during consideration of **SR 71,** which was the order. Senator Stipe, on behalf of the Senate, presented a copy of **SR 71** to Mrs. Pyle, who responded to the honor with brief remarks.

Senator Stipe also introduced Mr. Louis Pyle, Mary's husband, and her former employer, former Senator Denzil Garrison, to the Senate.

GENERAL ORDER

SR 71 by Stipe and McCune was called up for consideration.

All other members of the Senate asked to coauthor **SR 71,** which was the order.

SR 71 was adopted upon motion of Senator Stipe and referred for enrollment.

Senator Schuelein moved that the Senate stand recessed for fifteen minutes to honor Mrs. Pyle in a reception in the Senate Lounge, which motion was declared adopted.

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The Senate reassembled in its Chamber with Senator Kilpatrick presiding. Senator Schuelein questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 3** was adopted upon motion of Senator McCune.

SB 3, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Clifton, Combs, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, and Young.—39.

Nay: Branch.—1.

Excused: Cate, Choate, Dahl, Giles, Howell, Moore, Porter and York.—8.

The bill and emergency passed.

SB 3, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Clifton asked unanimous consent to suspend Rule 5-4 and refer **SR 72** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 72 by Clifton was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 72,** which was the order.

SR 72 was read at length, as follows:

SR 72 — By Clifton, et al.
A resolution praising the life and accomplishments of the Honorable Judge Lloyd H. Henry; expressing deep sorrow upon his death; extending condolences; making a permanent record; and directing distribution.

WHEREAS, Judge Lloyd H. Henry was a native son of the State of Oklahoma, having been born in the town of Paden; and

WHEREAS, Judge Henry interrupted his education during World War II in order to join the U.S. Army, where he served as a paratrooper in the 82nd Airborne Division for three years and where, while serving in Europe, he was wounded on three separate occasions, returning to action each time and earning the Purple Heart for his service; and

WHEREAS, Judge Henry returned to his native State of Oklahoma following his military service and completed his education, receiving his juris doctorate from the University of Oklahoma in 1950 while serving as a reader for blind legal students; and

WHEREAS, Judge Henry served as county attorney in Pottawatomie County from 1950 through 1956, achieving an unsurpassed reputation for integrity during his tenure; and

WHEREAS, Judge Henry served as United States Commissioner for the western district of Oklahoma as well as serving as a member of the Oklahoma Crime Commission; and

WHEREAS, Judge Henry gave unselfishly of his time in the service of his community and was active in civic affairs, having served as President of the Shawnee Lions Club, President of the Pottawatomie County Bar Association, member of the Oklahoma Baptist University Board of Trustees, district chairman of the Last Frontier Council, Pottawatomie County district, of the Boy Scouts of America, and President of the Shawnee Chamber of Commerce, during which tenure he instigated the Lloyd Henry Cup of Service Award, which features the inscription "Service — The Rent You Pay for the Space You Occupy"; and

WHEREAS, Judge Henry led an exemplary life which contributed greatly to the well-being of those who knew him and were served by him.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate praises the life and public service of the Honorable Judge Lloyd H. Henry and expresses deep sorrow upon his death.

THAT the Oklahoma State Senate further extends 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 2nd Session of the 39th Oklahoma Legislature as a permanent record of the lasting and unanimous expression of the Oklahoma State Senate.

THAT copies of this resolution be sent to the members of the family of Judge Henry.

SR 72 was adopted upon motion of Senator Clifton and referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1102** was adopted upon motion of Senator Leonard.

Senators York and Giles asked to coauthor **HB 1102,** which was the order.

HB 1102, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—41.

Nay: Howell, Kilpatrick, Stipe and Young.—4.

Excused: Cate, Moore and Porter.—3.

The bill passed.

HB 1102 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 361, 362, 366, 380, 389, 393, 501, 505 and **SJR 40** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 67, 68 and **71** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1309** was called up for consideration.

Senator Smith moved to reject the 2nd **CCR** on **HB 1309** and return to the conference committee with the following instruction: Page 1, strike all language and adopt the attached language:

"An act adding Section 811 of Title 43, expanding protective services for the elderly to all incapacitated persons over the age of 18; amending Section 14 of Title 30 to expand the powers of the court and expressing public policy and providing new sections to Title 30 providing for designation of guardians for state agencies to have standing to petition the court, for the development of a volunteer guardian program and for the waiver of bond and reporting requirements in special circumstances

Section One. NEW LAW. A new section of law to be codified as section 811 of Title 43A unless there is created a duplication in numbering, reads as follows:

Section 811 All persons eighteen (18) years of age or older who are impaired by reason of mental or physical illness or disability, advanced age, mental retardation, developmental disability or other cause and whose ability to receive and evaluate information effectively or to make and to communicate responsible decisions is impaired to such an extent that they lack the capacity to manage their financial resources or to meet essential requirements for their mental or physical health or safety without assistance, shall be entitled to protection under this act from the intentional infliction of physical pain, injury, mental anguish, financial exploitation and from intentional deprivation or neglect which causes or permits them to lack adequate food, shelter or clothing or to be put in jeopardy of physical or mental injury; and the term elderly as used throughout this act shall be read as including incapacitated adults over the age of eighteen (18).

Section Two. AMENDATORY. Section 14 of Title 30 is hereby amended to read as follows:

Section Eight. A guardian appointed by a Court **[has]** SHALL BE A GENERAL GUARDIAN HAVING power over the person and property of **[the]** HIS ward, unless otherwise ordered. THE COURT MAY LIMIT A GUARDIANSHIP TO EITHER A GUARDIAN OF PROPERTY OR A GUARDIAN OF THE PERSON OR TO THE MANAGEMENT OF ONLY A SPECIFIED PORTION OF AN ESTATE OR CONTROL OF ONLY PART OF A PERSONS LIFE IN ANY MANNER OR COMBINATION THAT THE COURT DEEMS NECESSARY AND PROPER. IT IS THE LEGISLATURE'S INTENT AND SHALL BE THE POLICY OF THIS STATE THAT THE POWER OF A GUARDIAN SHOULD NOT EXCEED THAT REQUIRED TO MEET THE NEEDS OF HIS WARD. THE APPOINTMENT OF A GUARDIAN SHALL NOT CONSTITUTE A FINDING OF LEGAL INCOMPETENCE OF THE WARD BUT ONLY A FINDING OF INCAPACITY OF THE WARD, FOR WHATEVER REASON, TO DO ON HIS OWN THOSE THINGS FOR WHICH A GUARDIAN HAS BEEN APPOINTED, AND A PERSON FOUND TO NEED ONLY A LIMITED GUARDIAN SHALL RETAIN ALL LEGAL RIGHTS AND POWERS, AND THE CORRELATIVE RESPONSIBILITIES AND DUTIES NOT GIVEN TO THE GUARDIAN.

SECTION THREE. NEW LAW. A new section of law to be codified in the Oklahoma Statutes as Section 23 of Title 30, unless there is created a duplication in numbering, reads as follows:

A. Every person eighteen (18) years of age or older who is of sound mind and not acting under duress, menace, fraud or influence may designate the person or persons to be his guardian in the event he becomes incapacitated. The designation shall be in writing and shall be executed with the formality required for the execution of a will.

SECTION FOUR. NEW LAW. A new section of law to be codified in the Oklahoma statutes as Section 24 of Title 30 unless there is created a duplication in numbering, reads as follows:

SECTION 24. The Departments of Health, Human Services and Mental Health shall each have standing to petition the court for the appointment of a guardian on behalf of a person needing a guardian and for whom no family member or friend has petitioned the court.

SECTION 5. NEW LAW. A new section of law to be codified in the Oklahoma Statutes as Section 25 of Title 30, unless there is created a duplication in numbering, reads as follows:

A. The Department of Human Services in cooperation with the Department of Mental Health shall develop programs which will make available persons to serve as volunteer guardians.

B. For the purpose of developing these programs the Department of Human Services may make grants to public agencies or nonprofit organizations for the operation of model or demonstration volunteer guardian projects.

On or before January 1, 1985, the Department of Human Services shall submit to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives a preliminary report and evaluation of these programs.

C. On or before January 1, 1986, the Department of Human Services shall submit a copy of a plan and proposed statewide program for public or volunteer guardians to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

SECTION 6. NEW LAW. A new Section of law to be codified in the Oklahoma Statutes as Section 26 of Title 30, unless there is created a duplication in numbering, reads as follows:

SECTION 26. There being a significant number of people in this State who have either no estate, or a very small estate, but who nonetheless need guardians, and for whom guardians are sometimes difficult to find, the court may waive the posting of bond or modify or eliminate the reporting requirements of the guardian if the court is satisfied that the waiver, modification or elimination is appropriate and compatible with the best interests of the ward."

Senator Boatner moved to reject the 2nd **CCR** on **HB 1309** and request further conference.

The Boatner motion to recommit without instructions was ruled a prior motion to the Smith motion to recommit with instructions.

Senator Leonard moved to table the Boatner motion, which tabling motion was declared adopted upon a division of the question.

Senator Smith pressed his motion to reject the 2nd **CCR** on **HB 1309** and return to conference with instructions, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cate, Choate, Clifton, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Watson, Wright and Young.—35.

Nay: Cain, Combs, Cullison, Johnson, McIntyre, Randle, Shedrick, Terrill and York.—9.

Excused: Capps, Moore, Porter and Winn.—4.

CONFEREES NAMED

Senator Schuelein announced the appointment of the following same Senate conferees on **HB 1309** as Senators Terrill, Leonard and Cain.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1486** was adopted upon motion of Senator McDaniel.

HB 1486, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Cain, Cate, Clifton, Cullison, Dahl, Dawson, Giles, Hopkins, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Miller, Randle, Rhodes, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Wright and York.—26.

Nay: Boatner, Branch, Choate, Combs, Dennis, Ford, Green, Howell, Keller, Landis, McCune, McIntyre, O'Connor, Pierce, Roberts, Smith, Taliaferro, Winn and Young.—19.

Excused: Capps, Moore and Porter.—3.

The bill passed.

Senators Young, Combs, McIntyre, Howell, Winn and Boatner desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 13; Excused: 3.

The emergency passed.

HB 1486 was ordered withheld.

UNANIMOUS CONSENT REQUEST TO SUSPEND JOINT RULE

Senator Randle asked unanimous consent to suspend Joint Rule 17(b) to consider **HB 1908** this legislative session, which was the order.

THIRD READING

Senator Randle asked unanimous consent to suspend Rule 12-8 to consider an amendment to **HB 1908** on third reading, which was the order.

Senator Randle moved to amend **HB 1908,** Page 1, Lines 1 through 25, by deleting all language in Sections 1 and 2 and inserting a new Section to read as follows:

"Section 1. Upon request of the Director of State Finance, the Insurance Commissioner shall deposit into the General Revenue Fund of the State Treasury from any monies available in the Insurance Commissioner's Protest Fund during the fiscal year ending June 30, 1985, the amount specified in said request to ensure that, insofar as possible, cash will be available for monthly allocations equal to one-twelfth of the total of each appropriation from the General Revenue Fund.

When all General Revenue Fund appropriations are satisfied and before any transfers are made to the General Revenue Cash Flow Reserve Fund, all amounts previously deposited into the General Revenue Fund from the Insurance Commissioner's Protest Fund pursuant to the provisions of this act shall be returned to the Insurance Commissioner's Protest Fund." and renumbering subsequent section, which amendment was declared adopted.

HB 1908 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Landis, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—33.

Nay: Choate, Ford, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith and Wright.—11.

Excused: Capps, Moore, Porter and Winn.—4.

The bill and emergency passed.

HB 1908 was referred for engrossment.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 112 (conference committee substitute)
SB 384 (2nd **CCR**) (conference committee substitute)
SB 397 (conference committee substitute)
SB 411
SB 541 (conference committee substitute)

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 397** was adopted upon motion of Senator Shedrick.

SB 397, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor,

Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Capps, Moore and Porter.—3.

The bill and emergency passed.

SB 397, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 384** was adopted upon motion of Senator Cain.

SB 384, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Capps, Moore and Porter.—3.

The bill and emergency passed.

SB 384, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1462** was adopted upon motion of Senator Shedrick, upon roll call as follows:

Aye: Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Boatner.—1.

Excused: Capps, Moore and Porter.—3.

HB 1462, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—44.

Excused: Capps, Moore, Porter and Young.—4.

The bill and emergency passed.

HB 1462 was ordered withheld.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 361, 362, 366, 380, 389, 393, 501, 505** and **SJR 40.**

The above numbered enrolled **SBs** were referred to the Governor.

SJR 40 was transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 411** was adopted upon motion of Senator Wright.

SB 411, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Branch, McIntyre, Roberts and Stipe.—4.

Excused: Capps, Moore and Porter.—3.

The bill and emergency passed.

SB 411, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1884,** considered on page 762, was adopted upon motion of Senator McDaniel.

HB 1884, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—43.

Nay: Howell.—1.

Excused: Capps, Moore, Porter and Young.—4.

The bill and emergency passed.

HB 1884 was ordered withheld.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1908 was correctly engrossed and, together with Engrossed **SAs,** 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 1466 (3rd **CCR**)
HB 1515 (2nd **CCR**)
HB 1651 (3rd **CCR**)
HB 1729
HB 1802, coauthored by Clark of the 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 339** and **340.**

The above numbered bills, as amended in conference, were referred for enrollment.

SECOND READING

The following were read the second time and referred as indicated:

SR 69 — Direct to Calendar
SR 70 — Direct to Calendar

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 23, 1984, of Enrolled **SBs 358, 387, 400, 433, 469, 495** and **544.**

BILLS RELEASED

HBs 1102, 1462, 1486 and **1884,** together with the **CCRs** thereon, were ordered returned to the Honorable House.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 24, 1984, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:05 p.m. to meet Thursday, May 24, 1984, at 11:00 a.m.

Eighty-third Legislative Day

Thursday, May 24, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

Senator Cullison declared a quorum present.

The prayer was offered by Senator Lamb.

EXECUTIVE NOMINATIONS

Senator Miller moved the adoption of the Committee Report on Executive Nominations, shown on Pages 767 and 768, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—41.

Excused: Combs, Leonard, Moore, Porter, Shedrick, Watson and York.—7.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 360 (2nd **CCR**) (conference committee substitute)
SB 365 (conference committee substitute)
SB 381 (conference committee substitute)
SB 390 (conference committee substitute)
SB 395 (conference committee substitute)
SB 399 (conference committee substitute)
SB 401, removing Willis and substituting Lewis as principal House author (conference committee substitute)
SB 466 (2nd **CCR**) (conference committee substitute)
SB 485

SECOND READING — DIRECT TO CALENDAR

Senator Stipe asked unanimous consent to suspend Rule 5-4 and refer **SCR 47** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 47 by Stipe of the Senate and Willis of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 47,** which was the order.

SCR 47 was adopted upon motion of Senator Stipe and referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 112** was adopted upon motion of Senator Young.

SB 112, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Nay: McCune.—1.

Excused: Choate, Leonard, Moore, Porter, Shedrick and York.—6.

The bill and emergency passed.

SB 112, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Watson presiding.

GENERAL ORDER

HB 1925 by Shurden of the House and Capps of the Senate was called up for consideration.

Senators Johnson, Stipe, Taliaferro and Winn asked to coauthor **HB 1925,** which was the order.

Senator Capps moved to amend **HB 1925,** Page 2, Line 17, by deleting after the word "using" and before the words "as a" the words "a single legal seine" and by substituting the words "seines no longer than forty (40) feet in length and no more than one-fourth (¼) inch mesh of nonmetallic material", and on Page 3, Line 3, by adding after the period the new sentence "Temporary block shall mean no more than four (4) hours at any one location in any twenty-four (24) hour period.", which amendment was declared adopted.

Senator Capps moved that **HB 1925** be advanced, which motion was declared adopted.

THIRD READING

HB 1925 was read for the third time at length.

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

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Choate, McIntyre, Moore, Porter, Shedrick and York.—6.

The bill and emergency passed.

HB 1925 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 339 and **340** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 72 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1651** was called up for consideration.

Senator Winn moved to reject the 3rd **CCR** on **HB 1651** and return it to conference with the attached instructions:

The Conference Committee Report for **HB 1651** shall be amended as follows:

On page 5, lines 9 through 11 by striking after the word "Further," and before the period ".", all language and inserting in lieu thereof the following language:

"THE DEPARTMENT SHALL CONSIDER THE IMPACT OF THE PROPOSED SITE AND FACILITY ON THE ASSESSED VALUE OF ANY REAL PROPERTY WHICH IS WITHIN ONE (1) MILE OF THE OUTER PERIMETER OF THE PROPOSED SITE, IF TWO OR MORE AFFECTED PROPERTY OWNERS REQUEST A FORMAL HEARING FOR SUCH PURPOSE"

On page 6, lines 1 and 2 by striking after the word "facility" and before the period ".", all language and by adding after the period "." the following language:

"IF TWO OR MORE AFFECTED PROPERTY OWNERS REQUEST A HEARING FOR THE PURPOSE OF CONSIDERING THE IMPACT OF THE PROPOSED SITE AND FACILITY ON THE ASSESSED VALUE OF THEIR PROPERTY, THE DEPARTMENT SHALL HEAR TESTIMONY AND ACCEPT EVIDENCE, INCLUDING THE FOLLOWING:

1. EACH AFFECTED PROPERTY OWNER DESIRING TO BE HEARD SHALL SUBMIT A WRITTEN APPRAISAL OF HIS AFFECTED PROPERTY WHICH SHALL INCLUDE THE ASSESSED VALUE OF THE PROPERTY FOR AD VALOREM TAX PURPOSES AND THE ESTIMATED FAIR CASH MARKET VALUE OF THE PROPERTY AFTER CONSTRUCTION OF THE PROPOSED FACILITY. THE APPRAISAL SHALL BE PREPARED BY A PROFESSIONALLY QUALIFIED REAL ESTATE APPRAISER; AND

2. THE APPLICANT FOR THE CONSTRUCTION PERMIT SHALL SUBMIT A WRITTEN APPRAISAL OF EACH OF THE AFFECTED PROPERTIES FOR WHICH AN APPRAISAL IS SUBMITTED PURSUANT TO PARAGRAPH 1 OF THIS SUBSECTION. THE APPRAISAL SHALL INCLUDE THE ASSESSED VALUE OF THE PROPERTY FOR AD VALOREM TAX PURPOSES AND THE ESTIMATED FAIR CASH MARKET VALUE OF THE PROPERTY AFTER THE CONSTRUCTION OF THE PROPOSED FACILITY. THE APPRAISAL SHALL BE PREPARED BY A PROFESSIONALLY QUALIFIED REAL ESTATE APPRAISER.

On page 6, lines 4 through 6 by striking after the word "suitable" and before the comma ",", all language.

On page 6, line 7, by adding after the word "permit." the following:

"FURTHER, IF THE DIFFERENCE BETWEEN THE AVERAGE OF THE ASSESSED VALUES AND THE AVERAGE OF THE FAIR CASH MARKET VALUES OF THE PROPERTIES FOR WHICH WRITTEN APPRAISALS ARE SUBMITTED PURSUANT TO SUBSECTION D OF THIS SECTION IS TEN PERCENT (10%) OR GREATER, THE DEPARTMENT MAY CONSIDER SUCH EVIDENCE AS ADEQUATE GROUNDS FOR DENIAL OF THE CONSTRUCTION PERMIT."

On page 7, lines 7 through 12 by striking after the word "ordinance." and before the word "Upon" all language and inserting in lieu thereof the following:

"BEFORE ISSUING A PERMIT, THE DEPARTMENT SHALL REQUIRE THE OPERATOR OF THE PROPOSED LANDFILL SITE TO SUBMIT AN ENVIRONMENTAL IMPACT STATEMENT FOR THE AREA LOCATED WITHIN A ONE-FOURTH-MILE RADIUS OF THE OUTER PERIMETER OF THE PROPOSED SITE. THE STATEMENT SHALL INCLUDE AN EVALUATION OF THE POTENTIAL FOR GROUNDWATER, SURFACE WATER AND AIR POLLUTION BY THE PROPOSED SITE AND THE VIEW IMPACT OF THE SITE ON THE AREA. FURTHER, BEFORE ISSUING A PERMIT, THE DEPARTMENT SHALL REQUIRE THE OPERATOR OF THE PROPOSED SITE TO ESTABLISH A RESERVE FUND, TO BE PLACED IN ESCROW, AND TO BE FUNDED BY A SURCHARGE ON SOLID WASTE AT A RATE OF FIVE CENTS ($0.05) PER CUBIC YARD AT THE GATE. THE RESERVE FUND SHALL BE USED BY THE OPERATOR TO MAINTAIN ALL ROADWAYS LEADING TO AND FROM THE SITE FOR ONE-HALF (½) MILE BEYOND THE OUTER PERIMETER OF THE PROPOSED SITE. MAINTENANCE SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO, PAVEMENT REPAIR AND DAILY TRASH PICKUP ALONG THE ROADWAYS."

Senator Luton moved to reject the 3rd **CCR** on **HB 1651** and rerefer same to the conference committee.

The Luton motion to rerefer **HB 1651** to conference committee was ruled a prior motion to the Winn motion to reject with instructions.

Senator Capps moved to table the Luton motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Capps, Cate, Clifton, Cullison, Dahl, Dennis, Giles, Hopkins, Johnson, Kilpatrick, Landis, Leonard, McCune, Stipe, Taliaferro, Taylor, Terrill and York.—19.

Nay: Boatner, Cain, Combs, Ford, Green, Howell, Keller, Lamb, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Watson, Winn, Wright and Young.—22.

Excused: Choate, Dawson, McDaniel, Moore, Pierce, Porter and Shedrick.—7.

Senator Luton pressed his motion to reject the 3rd **CCR** on **HB 1651** and request further conference, which motion was declared adopted, President Pro Tempore York naming same Senate conferees as Capps, Cullison and Kilpatrick.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1102, 1462, 1486** and **1884.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1515** was adopted upon motion of Senator Taylor.

HB 1515, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Porter and Shedrick.—3.

The bill and emergency passed.

HB 1515, together with the **CCR** thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1309,** and naming same House conferees as follows: McCorkell, Riggs and Harris.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 395** was adopted upon motion of Senator Taylor.

SB 395, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, McDaniel, Moore, Porter and Shedrick.—5.

The bill and emergency passed.

SB 395, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 381** was adopted upon motion of Senator Kilpatrick.

SB 381, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—39.

Nay: McCune, Rhodes, Rozell and Wright.—4.

Excused: Boatner, McDaniel, Moore, Porter and Shedrick.—5.

The Chair advised that Senator Boatner, having been present in the Chamber during the vote on **SB 381** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 39; Nay: 5; Excused: 4.

The bill passed.

Senator McDaniel desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40; Nay: 5; Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Kilpatrick moved that the vote be reconsidered whereby **SB 381** passed.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 360** was adopted upon motion of Senator McDaniel.

SB 360, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Choate, Ford, Green, Pierce and Smith.—5.

Excused: Moore, Porter, Randle and Shedrick.—4.

The bill and emergency passed.

SB 360, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 365** was adopted upon motion of Senator McDaniel.

SB 365, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Ford, Green, Landis and McCune.—4.

Excused: Moore, O'Connor, Porter and Shedrick.—4.

The bill and emergency passed.

SB 365, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 401** was adopted upon motion of Senator McDaniel.

SB 401, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Clifton, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes,

Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—35.

Nay: Boatner, Choate, Ford, Keller, Landis, McCune, O'Connor, Smith and Wright.—9.

Excused: Combs, Moore, Porter and Shedrick.—4.

The bill passed.

Senators McCune, Smith, Landis, O'Connor, Wright and Ford 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.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator York moved that the vote be reconsidered whereby **SB 401** and the emergency passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 541** was adopted upon motion of Senator Taylor.

Senator Watson asked to coauthor **SB 541,** which was the order.

SB 541, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—41.

Nay: Boatner, Pierce, Wright and Young.—4.

Excused: Moore, Porter and Shedrick.—3.

The bill and emergency passed.

SB 541, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1466** was adopted upon motion of Senator Clifton.

HB 1466, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Moore, Porter and Shedrick.—3.

The bill and emergency passed.

HB 1466, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Schuelein moved that the Senate stand recessed until the hour of 1:00 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Terrill presiding. Senator Schuelein questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 47 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1925 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST — HB 1309

Senator Smith asked unanimous consent that the instructions to the conferees on **HB 1309** be stricken, which was the order.

Senator Schuelein moved that the Senate stand recessed for one hour, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Terrill presiding.

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

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 365,** requesting further conference and rereferring bill to GCCA.

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 1034 (3rd **CCR**)
HB 1439 (2nd **CCR**)
HB 1519
HB 1528
HB 1536 (2nd **CCR**)
HB 1563

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SB 365** was ordered granted, President Pro Tempore York rereferring same to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 339** and **340.**

The above numbered enrolled measures were referred to the Governor.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1899,** with the Dawson motion to reject and return the bill to conference with instructions was called up for consideration.

Senator Dawson pressed his motion to reject the 2nd **CCR** and return the bill to conference with instructions not to return the same but to seek an interim study instead, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Combs, Dahl, Dawson, Dennis, Ford,

Green, Hopkins, Kilpatrick, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Schuelein, Smith, Stipe, Taylor, Watson, York and Young.—30.

Nay: Clifton, Cullison, Giles, Johnson, Keller, Lamb, Landis, Rhodes, Rozell, Taliaferro, Terrill, Winn and Wright.—13.

Excused: Choate, Howell, Moore, Porter and Shedrick.—5.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 156,** showing Barker as principal House author and coauthored by Widener of the House.

The above numbered measure was referred for enrollment.

Senator Cullison presiding.

FIRST READING

The following were introduced and read the first time:

SCR 48 — By McDaniel of the Senate and Johnson (Glen) of the House.

A concurrent resolution relating to the Office of State Finance; requesting copies of certain agreements and performance review materials; requesting a report on the Oklahoma Financial Information System project; and directing distribution.

SCR 49 — By Randle, York and Howell of the Senate and Lewis and Craighead of the House.

A concurrent resolution expressing legislative intent regarding certain public responsibilities for school funding and improvement; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator McDaniel asked unanimous consent to suspend Rule 5-4 and refer **SCR 48** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 48 by McDaniel of the Senate and Johnson (Glen) of the House was called up for consideration.

SCR 48 was adopted upon motion of Senator McDaniel and referred for engrossment.

UNANIMOUS CONSENT REQUEST TO INTRODUCE RESOLUTION

Senator York asked unanimous consent to suspend Rules 5-4 and 5-5 to introduce **SR 73** and refer same direct to the Calendar for consideration, which was the order.

FIRST READING

The following was introduced and read the first time:

SR 73 — By York and Stipe.

A resolution honoring Carter Wallace Bradley; expressing appreciation for his service to the advancement of higher education in Oklahoma; and directing distribution.

GENERAL ORDER

SR 73 by York and Stipe was called up for consideration.

All other members of the Senate asked to coauthor **SR 73,** which was the order.

SR 73 was adopted upon motion of Senator York and referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 399** was adopted upon motion of Senator Randle.

SB 399, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Choate, Moore, Porter and Shedrick.—4.

The bill and emergency passed.

SB 399, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1802** was adopted upon motion of Senator Terrill, upon roll call as follows:

Aye: Boatner, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Randle, Rhodes, Roberts, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and Wright.—30.

Nay: Branch, Cain, Dawson, Howell, Leonard, McCune, Miller, O'Connor, Pierce, Rozell, Schuelein, Watson and York.—13.

Excused: Giles, Moore, Porter, Winn and Young.—5.

HB 1802, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Kilpatrick, Lamb, McDaniel, McIntyre, Randle, Rhodes, Roberts, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and Young.—26.

Nay: Branch, Cain, Choate, Dawson, Giles, Howell, Johnson, Keller, Landis, Leonard, McCune, O'Connor, Pierce, Rozell, Schuelein, Watson and York.—17.

Excused: Luton, Miller, Moore, Porter and Winn.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Terrill moved that the vote be reconsidered whereby **HB 1802** passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1528** was adopted upon motion of Senator Cain.

HB 1528, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, York and Young.—32.

Nay: Dawson, Ford, Giles, Green, Keller, Landis, Pierce, Rhodes, Taliaferro and Wright.—10.

Excused: Luton, McIntyre, Moore, Porter, Stipe and Winn.—6.

The Chair advised that Senators Stipe and Luton, having been present in the Chamber during the vote on **HB 1528** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 32; Nay: 12; Excused: 4.

The bill passed.

Senators Stipe and Luton desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34; Nay: 10; Excused: 4.

The emergency passed.

HB 1528, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1519** was adopted upon motion of Senator Shedrick.

HB 1519, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, York and Young.—37.

Nay: Ford, Green, Landis, Pierce, Rhodes, Smith, Taliaferro and Wright.—8.

Excused: Moore, Porter and Winn.—3.

The bill and emergency passed.

HB 1519, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1536** was adopted upon motion of Senator Terrill.

HB 1536, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—45.

Excused: Moore, Porter and Winn.—3.

The bill and emergency passed.

HB 1536, 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 1310,** requesting further conference and naming same conferees as follows: McCorkell, Riggs and Benson.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1034** was adopted upon motion of Senator Shedrick, upon roll call as follows:

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson,

Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—42.

Nay: Boatner and Wright.—2.

Excused: Moore, Porter, Smith and Winn.—4.

HB 1034, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—43.

Nay: Boatner and Wright.—2.

Excused: Moore, Porter and Smith.—3.

The bill passed.

HB 1034, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Kilpatrick presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 48 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

PENDING CONSIDERATION OF CCR

The **CCR** on **HJR 1026** was adopted upon motion of Senator Howell.

HJR 1026, as amended in conference, was read at length as follows:

HJR 1026 — By Barker, Craighead, Fried, Sill and Virtue of the House and York and Taylor of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 9 of Article X of the Constitution of the State of Oklahoma; providing for ad valorem taxation for certain purposes; providing procedures; authorizing a local incentive levy; setting maximum levy; providing for elections; deleting obsolete language; providing ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 9 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 9. (a) Except as herein otherwise provided, the total taxes for all purposes on an ad valorem basis shall not exceed, in any taxable year, fifteen (15) mills on the dollar, no less than five (5) mills of which is hereby apportioned for school district purposes, the remainder to be apportioned between county, city, town and school district, by the County Excise Board, until such time as a regular apportionment thereof is otherwise provided for by the Legislature.

No ad valorem tax shall be levied for State purposes, nor shall any part of the proceeds

of any ad valorem tax levy upon any kind of property in this State be used for State purposes.

(b) A tax of four (4) mills on the dollar valuation of all taxable property in the county shall be levied annually in each county of the State for school purposes and, until otherwise provided by law, the proceeds thereof shall be apportioned to the school districts of the county by the County Treasurer on the basis of the legal average daily attendance for the preceding school year as certified by the State Board of Education. Provided that in case a school district lies in more than one county, such district shall be deemed a school district of the county having the greater part of the area comprising such district, unless otherwise provided by law, and shall be entitled to participate in the proceeds of such tax on the same basis as districts lying wholly within such county but revenue from such tax on the assessed valuation of the district in other counties shall, when collected, be transmitted to the County Treasurer of such county having the greater part of the area comprising the district, unless otherwise provided by law, and be apportioned as hereinbefore provided for the proceeds of such tax on the assessed valuation of such county. Not to exceed seventy-five per centum (75%) of the amount received by a school district from the proceeds of such county levy in any year shall be required to finance the State guaranteed program of such district.

(c) Upon certification of a need therefore by the board of education of any school district an additional tax of not to exceed fifteen (15) mills on the dollar valuation of all taxable property in the district shall be levied for the benefit of the schools of such district.

(d) In addition to the levies hereinbefore authorized, any school district may make an emergency levy for the benefit of the schools of such district, in an amount not to exceed five (5) mills on the dollar valuation of the taxable property in such district when approved by a majority of the electors of the district voting on the question at an election called for such purpose. This emergency levy shall provide only sufficient additional revenue to meet the needs of the district each fiscal year as determined by the board of such district and must be approved by a majority of the electors voting on said question at such an election for each fiscal year.

[(d 1)] (e) In addition to the levies hereinbefore authorized, any school district may make a local support levy for the benefit of the schools of such district, in an amount not to exceed ten (10) mills on the dollar valuation of the taxable property in such district, when approved by a majority of the ad valorem taxpaying voters voting on said question at an election for each fiscal year called for such purposes. This local support levy shall provide only sufficient additional revenue to meet the needs of the district for each such fiscal year as determined by the board of such district; provided, an elector desiring to vote upon such local support levy must present an ad valorem tax receipt for the year immediately preceding before being issued a ballot, or sign a sworn affidavit certifying the fact of such payment.

(f) IN ADDITION TO THE OTHER LEVIES AUTHORIZED BY THIS SECTION, ANY SCHOOL DISTRICT MAY MAKE A LOCAL INCENTIVE LEVY FOR THE BENEFIT OF THE SCHOOLS OF THE DISTRICT IN AN AMOUNT OF NOT TO EXCEED TEN (10) MILLS ON THE DOLLAR VALUATION OF THE TAXABLE PROPERTY IN THE DISTRICT WHEN APPROVED BY A MAJORITY OF THE REGISTERED VOTERS OF THE SCHOOL DISTRICT, VOTING ON THE QUESTION AT AN ELECTION FOR EACH FISCAL YEAR CALLED FOR THAT PURPOSE.

[(e)] (g) The amount of revenue from school district ad valorem taxes levied under

(a) and (c) of this Section which any school district may be required to use to finance its State guaranteed program shall not be in excess of its share, based upon its relative taxpaying ability as may be defined by law, of an amount equivalent to the net proceeds from a fifteen (15) mill tax levy on the aggregate net assessed valuation of the State; but until such relative taxpaying ability is defined by the Legislature, the amount of revenue from such taxes which any school district may be required to use to finance its State guaranteed program shall not be in excess of the net proceeds from an ad valorem tax levy of fifteen (15) mills on the dollar net assessed valuation of the district. No part of the proceeds from any ad valorem levy for emergency levy **[and]**, local support levy **[under]**, AND LOCAL INCENTIVE LEVY PURSUANT TO THE PROVISIONS OF SUBSECTIONS (d) **[and (d 1)]**, (e), AND (f) of this Section shall be required to finance the State guaranteed program of such district.

Nothing in the amendments to the Constitution incorporated herein shall be construed to amend, alter or supersede the present application of Article XII-A, Sections 1 and 2 of the Oklahoma Constitution.

[(f) Should the amendment contained in subsection (d 1) hereof be adopted on September 14, 1965, the school board of any school district in the State may within ten (10) days thereafter file with the Excise Board of the county a supplemental estimate of needs and call a special election within fifteen (15) days after such call upon the new local support levy or emergency levy if not previously submitted, or both. The school board shall advertise notice of such election by publication in at least one issue of a newspaper having general circulation in the school district, or by posting in five public places in the district at leave five (5) days before such election. Should the electors of the school district vote such additional levy in such election, the County Excise Board shall forthwith compute the levy and certify appropriations for all affected school districts and refile the budgets with the County Clerk and with the State Auditor. Notice of the filing of said budget shall be given as required by law. The forty (40) day protest period shall begin immediately upon the filing of said budgets.

For the fiscal year 1965-66, the Excise Board of each county shall not finally compute the levy nor certify the appropriations for the school districts of the State until after the school district shall have had the opportunity to hold a special election as provided herein.

Temporary appropriations, up to forty per centum (40%) of the estimated funds needed by the school board of any district in the State for the fiscal year 1965-66, may be approved any time after the beginning of such fiscal year.

Upon the computation of the levy and certification of appropriations by the Excise Board, the County Assessors shall prepare or revise the tax rolls and deliver the same to the County Treasurer who shall proceed with the collection of the taxes as required by law.

Should it become necessary, because of the delay in computing levies and certifying appropriations as herein provided, the Governor may, by executive order, extend the time when taxes will be delinquent for the year of 1965, and that year only. Such extension of time shall be for the minimum time necessary to permit the County Assessor and County Treasurer to perform their duties as required by law.]

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 9 of Article X of the Constitution of the State of Oklahoma by authorizing a local incentive levy of not to exceed ten (10) mills on the dollar valuation of taxable property of a school district when approved by a majority of the registered voters of the school district, voting on the question at an election for each fiscal year called for that purpose; and deleting obsolete language

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 run-off primary election at which time the proposed amendment to the Constitution of the State of Oklahoma, as set forth in SECTION 1 of this resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of passage of the resolution, the vote resulted as follows.

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Wright and York.—30.

Nay: Boatner, Branch, Dahl, Ford, Giles, Green, Keller, Landis, McCune, Miller, Pierce, Smith, Stipe, Winn and Young.—15.

Excused: Choate, Moore and Porter.—3.

The resolution passed.

The question being, "Shall **HJR 1026,** be ordered referred by the Legislature for approval or rejection at a special election, as provided in Section 1, Article 24, of the Constitution of Oklahoma, to be held throughout the state on the date of the next statewide run-off primary election?"

The vote resulted as follows:

Aye: Branch, Clifton, Johnson, Miller, O'Connor, Taylor, Terrill, Winn and Wright.—9.

Nay: Boatner, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Watson, York and Young.—37.

Excused: Moore and Porter.—2.

The Presiding Officer declared the special election having failed to receive a constitutional two-thirds majority vote of the members elected to and constituting the Senate, failed of passage.

HJR 1026, 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 Schuelein, the request of the Honorable House for further conference on **HB 1310** was ordered granted, President Pro Tempore York appointing as Senate conferees the following: Senators Boatner, Cain and McCune.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 390** was adopted upon motion of Senator Terrill.

SB 390, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Cain, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—25.

Nay: Boatner, Branch, Capps, Choate, Dawson, Ford, Green, Hopkins, Keller, Lamb, Landis, Leonard, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—20.

Excused: McCune, Moore and Porter.—3.

The Chair advised that Senator McCune, having been present in the Chamber during the vote on **SB 390,** 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.

On the question of passage of the emergency, the vote resulted as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—28.

Nay: Branch, Capps, Choate, Ford, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—18.

Excused: Boatner and Moore.—2.

The emergency failed.

SB 390, 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 45,** coathored by Glover of the House.

The above numbered measure was referred for enrollment.

MOTION TO RECONSIDER VOTE — WITHDRAWN

President Pro Tempore York asked unanimous consent that his motion to reconsider the vote whereby **SB 401** and the emergency passed be withdrawn, which was the order.

SB 401, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 390,** requesting further conference and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 58,** the Special Election section having received the constitutional two-thirds majority of votes of members elected to and constituting the House of Representatives and coauthored by Widener and Glover of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Returning the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 3, 360, 384, 395, 397** and **399.**

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1908** and **1925** as amended.

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 1309 (3rd **CCR**)
HB 1628 (Emergency failed)
HB 1767, coauthored by Kamas, Hale, Lewis, Reimer, Widener, Converse and Harris of the House
HB 1793
HB 1823
HB 1865 (2nd **CCR**)
HB 1914

EXECUTIVE NOMINATIONS COMMITTEE REPORT

The Committee on Executive Nominations has approved the following nominations:

Jones, Sarah, Enid, as a member to the State Arts Council, to serve a term of three years ending July 1, 1986. Ms. Jones will succeed Laverne Phillips.

Pickle, Ray, Enid, as a member to the State Bureau of Narcotics and Dangerous Drugs Control Commission, to serve an original term ending December 31, 1987. Mr. Pickle will fill a new appointment per **HB 1160.**

Younger, Gwendolyn, Oklahoma City, as a member to the Capitol-Medical Center Improvement and Zoning Commission, to serve a term of three years ending January 31, 1987. Ms. Younger will succeed herself.

The following tag agents have also been approved:

Helen T. Arnold	Woody Hunt
Bruce C. Bell	Hoyt Lee
Joe Bruce	Retha Lee
Lee Cagle	Teddy Lusk
Jerry J. Conrey	Barbara Mardis
Charlene Cornelsen	Jean Moore
Gerald L. Cornwell	Mildred Paul
Ernie Cunningham	Jo Ellen Reynolds
Barbara Dunlap	Susan Rogers
Cathey Griffin	Paula Sanford
Billy R. Hair	Lova Shipp
Bill B. Hill	Bruce Stevens

The Committee on Executive Nominations has disapproved the following nomination:

Donwerth, Floyd, Oklahoma City, as a member to the Private Prison Industries Board.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand ad-

journed to convene Friday, May 25, 1984, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 4:35 p.m. to meet Friday, May 25, 1984, at 10:00 a.m.

Eighty-fourth Legislative Day

Friday, May 25, 1984

The Senate was called to order by President Pro Tempore York.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Johnson and Moore.—2.

President Pro Tempore York declared a quorum present.

The prayer was offered by Senator Watson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1034, 1466, 1515, 1519, 1528, 1536, 1908, 1925** and **HJR 1026.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 364 (conference committee substitute)
SB 365 (2nd **CCR**) (conference committee substitute)
SB 370 (conference committee substitute)
SB 372 (conference committee substitute)
SB 382 (conference committee substitute)
SB 383 (conference committee substitute)
SB 396 (conference committee substitute)
SB 410 (conference committee substitute)
SB 555

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1729** was adopted upon motion of Senator Watson.

HB 1729, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Choate, Cullison, Dahl, Dawson, Ford,

Giles, Green, Hopkins, Landis, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—35.

Excused: Cate, Clifton, Combs, Dennis, Howell, Johnson, Keller, Kilpatrick, Lamb, McIntyre, Moore, Smith, Terrill.—13.

The bill passed.

HB 1729, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

SCR 44 by York of the Senate and Barker and Abbott of the House was called up for consideration.

Senator Watson asked to coauthor **SCR 44,** which was the order.

SCR 44 was adopted upon motion of Senator Randle and referred for engrossment.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 365** was adopted upon motion of Senator McDaniel.

SB 365, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Ford.—1.

Excused: Clifton, Combs, Dennis, Johnson and Moore.—5.

The bill and emergency passed.

SB 365, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 370** was adopted upon motion of Senator Shedrick.

SB 370, as amended in conference, was read at length.

Senators Howell and Shedrick asked to coauthor **SB 370,** which was the order.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, Clifton, Dennis, Johnson and Moore.—5.

The bill and emergency passed.

SB 370, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 396** was adopted upon motion of Senator Shedrick.

SB 396, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, Clifton, Dennis, Johnson and Moore.—5.

The bill and emergency passed.

SB 396, 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 Schuelein, the request of the Honorable House for further conference on **SB 390** was ordered granted, President Pro Tempore York rereferring same to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1563** was adopted upon motion of Senator Dawson.

HB 1563, as amended in conference, was read at length.

Senator Taylor asked that his name be removed as author and Senator Dawson asked to be made Senate author of **HB 1563,** which was the order.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Keller.—1.

Excused: Capps, Dennis, Johnson and Moore.—4.

* Not voting: Taylor.—1.

* Senator Taylor asked to be shown not voting on **HB 1563** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

HB 1563, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1823** was adopted upon motion of Senator Roberts.

HB 1823, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Ford and Smith.—2.

Excused: Dennis, Johnson and Moore.—3.

The bill passed.

HB 1823, together with the conference committee report thereon, was ordered returned to the Honorable House.

SECOND READING— DIRECT TO CALENDAR

Senator Randle asked unanimous consent to suspend Rule 5-4 and refer **SCR 49** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 49 by Randle, York and Howell of the Senate and Lewis and Craighead of the House was called up for consideration.

SCR 49 was adopted upon motion of Senator Randle and referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SR 74 — By Terrill.
A resolution memorializing the President and the Congress of the United States to increase appropriations for Title II of the Indian Child Welfare Act of 1978; and directing distribution.

UNANIMOUS CONSENT REQUEST— DIRECT TO CALENDAR

Senator Terrill asked unanimous consent to suspend Rule 5-4 and refer **SR 74** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 74 by Terrill was called up for consideration.

Senator Smith asked to coauthor **SR 74,** which was the order.

SR 74 was adopted upon motion of Senator Terrill and referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 3, 156, 360, 384, 395, 397, 399 and **SJR 58** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 45 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 73 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1628** was adopted upon motion of Senator Terrill.

HB 1628, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Capps, Clifton, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Kilpatrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Stipe, Taylor, Terrill and York.—23.

Nay: Boatner, Branch, Cain, Cate, Choate, Howell, Keller, Leonard, McCune, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Shedrick, Smith, Watson, Winn, Wright and Young.—20.

Excused: Dawson, Dennis, Johnson, Moore and Taliaferro.—5.

The Chair advised that Senator Dawson, having been present in the Chamber during the vote on **HB 1628,** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby would result as follows: Aye: 23; Nay: 21; Excused: 4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Terrill moved that the vote be reconsidered whereby **HB 1628** failed.

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, 248, 411** and **541.**

The above numbered bills, as amended in conference, were referred for enrollment.

GENERAL ORDER

SR 69 by Schuelein was called up for consideration.

SR 69 was adopted upon motion of Senator Schuelein and referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1865** was called up for consideration.

Senator Combs moved to reject the 2nd **CCR** on **HB 1865** and assign bill for interim study.

Senator Smith moved to table the Combs motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Clifton, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Howell, Kilpatrick, McCune, McDaniel, Randle, Rhodes, Schuelein, Smith, Taylor, Terrill, Watson, Wright and York.—22.

Nay: Boatner, Branch, Capps, Choate, Combs, Giles, Keller, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Porter, Rozell, Shedrick, Stipe, Taliaferro and Winn.—21.

Excused: Dennis, Johnson, Moore, Roberts and Young.—5.

The 2nd **CCR** on **HB 1865** was adopted upon motion of Senator Cain.

HB 1865, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Cain, Cate, Clifton, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Smith, Taylor, Terrill, Watson, Wright and York.—24.

Nay: Boatner, Branch, Capps, Choate, Combs, Keller, Lamb, Landis, Leonard, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro and Young.—16.

Excused: Dennis, Johnson, McDaniel, McIntyre, Moore, Roberts, Shedrick and Winn.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Cain moved that the vote be reconsidered whereby **HB 1865** failed.

Senator Schuelein moved that the Senate stand recessed for one hour, which motion was declared adopted.

*

The Senate reassembled in its Chamber with President Pro Tempore York presiding.

Senator Schuelein questioned a quorum. The roll was ordered called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 3, 156, 360, 384, 395, 397, 399** and **SJR 58.**

The above numbered enrolled **SBs** were referred to the Governor.

SJR 58 was transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 45.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills and resolutions, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1283
HB 1527
HCR 1025, coauthored by Leftwich of the 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 365, 370, 396** and **401,** coauthored by Atkinson, Boeckman, Clark, Cole, Conaghan, Davis (Frank), Fair, Gordon, Graves, Harbin, Hastings, Henshaw, Hill, Holden, Kamas, Kincheloe, Little, Rieger and Williamson of the House.

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1283** was adopted upon motion of Senator Taylor.

HB 1283, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Kilpatrick.—1.

Excused: Choate, Dennis, Johnson, Keller, Luton, Moore and Roberts.—7.

The bill and emergency passed.

HB 1283, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 364** was adopted upon motion of Senator McDaniel.

SB 364, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, McDaniel, McIntyre, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—33.

Nay: Choate, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes and Smith.—8.

Excused: Dennis, Johnson, Keller, Luton, Moore, Roberts and Taliaferro.—7.

The bill and emergency passed.

SB 364, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 382** was adopted upon motion of Senator Kilpatrick.

SB 382, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Giles, Hopkins, Howell, Kilpatrick, Lamb, Landis, McDaniel, McIntyre, Miller, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, York and Young.—31.

Nay: Dawson, Ford, Green, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith and Wright.—10.

Excused: Dennis, Johnson, Keller, Luton, Moore, Roberts and Taliaferro.—7.

The bill passed.

Senator Dawson desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 9; Excused: 7.

The emergency passed.

SB 382, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 383** was adopted upon motion of Senator Kilpatrick.

SB 383, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Giles, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—34.

Nay: Ford, Green, McCune, Pierce, Rhodes, Smith and Wright.—7.

Excused: Choate, Dennis, Johnson, Keller, Luton, Moore and Roberts.—7.

The bill and emergency passed.

SB 383, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1527** was adopted upon motion of Senator Kilpatrick.

HB 1527, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Green, Hopkins, Howell, Kilpatrick, Lamb, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, York and Young.—31.

Nay: Dawson, Ford, Giles, Landis, Leonard, McCune, Pierce, Rhodes, Taliaferro and Wright.—10.

Excused: Dennis, Johnson, Keller, Luton, Moore, Roberts and Shedrick.—7.

The bill passed.

Senators Giles, Dawson and Shedrick desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34; Nay: 8; Excused: 6.

The emergency passed.

HB 1527, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 372** was adopted upon motion of Senator Shedrick.

SB 372, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dennis, Johnson, Keller, Luton, Moore and Roberts.—6.

The bill and emergency passed.

SB 372, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1914** was adopted upon motion of Senator Branch.

HB 1914, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Pierce and Schuelein.—2.

Excused: Dennis, Johnson, Keller, Luton, Moore and Roberts.—6.

The bill passed.

HB 1914, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 48.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1563, 1729** and **1823.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 485** was adopted upon motion of Senator Lamb.

SB 485, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dennis, Johnson, Keller, Luton, Moore and Roberts.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Dawson moved that the vote be reconsidered whereby **SB 485** passed.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1309** was adopted upon motion of Senator Terrill.

HB 1309, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Hopkins, Howell, Keller, Kilpatrick, Landis, Leonard, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—34.

Nay: Branch, Capps, Giles, Green, McIntyre, Pierce, Porter and Stipe.—8.

Excused: Dennis, Johnson, Lamb, Luton, Moore and Roberts.—6.

The bill passed.

HB 1309, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 410** was adopted upon motion of Senator Terrill.

SB 410, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes,

Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dennis, Johnson, Kilpatrick, Luton, Moore and Roberts.—6.

The bill and emergency passed.

SB 410, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 44 and **49** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 112, 248 and **541** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 74 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1793** was adopted upon motion of Senator Taylor.

HB 1793, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dennis, Johnson, Kilpatrick, Luton, Moore and Roberts.—6.

The bill and emergency passed.

HB 1793, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HCR 1025** was adopted upon motion of Senator Taylor.

HCR 1025, as amended in conference, was read at length.

The resolution was adopted upon motion of Senator Taylor.

HCR 1025, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following resolution together with conference committee report thereon, advising adoption of conference committee report and adoption of measure as amended: Engrossed **SCR 42.**

The above numbered resolution, as amended in conference, was referred for enrollment.

MOTION TO RECONSIDER VOTE—WITHDRAWN

Senator Dawson asked unanimous consent to withdraw his motion to reconsider the vote whereby **SB 485** passed on fourth reading, which was the order.

SB 485, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 365, 370, 396, 401, and **411** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 42 and **48** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 69 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

Senator Cain pressed his motion to reconsider the vote whereby **HB 1865** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Howell, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Choate, Giles, Keller, Porter and Young.—5.

Excused: Dennis, Johnson, Luton, Moore, Roberts and Taliaferro.—6.

FOURTH READING

Senator Combs moved to reconsider the vote whereby the 2nd **CCR** on **HB 1865** was adopted.

Senator Cain moved to table the Combs motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Clifton, Cullison, Dahl, Dawson, Hopkins, Howell, Kilpatrick, Lamb, McDaniel, McIntyre, Randle, Rhodes, Schuelein, Shedrick, Stipe, Taylor, Terrill, Wright and York.—21.

Nay: Branch, Capps, Cate, Choate, Combs, Ford, Giles, Green, Keller, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Porter, Rozell, Smith, Watson, Winn and Young—21.

Excused: Dennis, Johnson, Luton, Moore, Roberts and Taliaferro.—6.

Senator Combs pressed his motion to reconsider the vote whereby the 2nd **CCR** on **HB 1865** was adopted, which motion was declared adopted upon roll call as follows:

Aye: Branch, Capps, Cate, Choate, Combs, Ford, Giles, Green, Keller, Kilpatrick, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Porter, Rozell, Smith, Watson, Winn and Young.—22.

Nay: Boatner, Cain, Clifton, Cullison, Dahl, Dawson, Hopkins, Howell, Lamb, McDaniel, McIntyre, Randle, Rhodes, Schuelein, Shedrick, Stipe, Taylor, Terrill and Wright.—19.

Excused: Dennis, Johnson, Luton, Moore, Roberts, Taliaferro and York.—7.

Senator Combs moved to reject the 2nd **CCR** on **HB 1865** and return to conference committee with instructions to include a date of 1979 model year.

Senator Choate moved to amend the instructions to the conferees in the Combs motion to remove the 25 mile radius and implement visual inspections in county where majority of metro area residents reside.

Senator Smith moved to table the Choate motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Clifton, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Kilpatrick, Lamb, McCune, McDaniel, McIntyre, Miller, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Wright and York.—28.

Nay: Branch, Capps, Cate, Choate, Dahl, Giles, Keller, Leonard, O'Connor, Porter, Stipe, Winn and Young.—13.

Excused: Dennis, Johnson, Landis, Luton, Moore, Roberts and Taliaferro.—7.

Senator McDaniel presiding.

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

Senator Combs pressed his motion to reject the 2nd **CCR** on **HB 1865** and return to conference committee with instructions.

Senator Randle moved to table the Combs motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Wright and York.—26.

Nay: Branch, Cate, Choate, Combs, Giles, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Porter, Roberts, Stipe, Winn and Young—16.

Excused: Capps, Johnson, Leonard, Moore, Taliaferro and Watson.—6.

Senator Cain moved to adopt the 2nd **CCR** on **HB 1865.**

Senator Cain moved to limit debate on the motion to adopt the **CCR** on **HB 1865** and on Fourth Reading to 30 minutes per side, which motion was declared adopted.

The 2nd **CCR** on **HB 1865** was adopted upon motion of Senator Cain, upon roll call as follows:

Aye: Cain, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Wright and York.—27.

Nay: Boatner, Branch, Cate, Choate, Combs, Giles, Keller, Lamb, Landis, Leonard, Pierce, Porter, Roberts, Rozell, Stipe, Winn and Young.—17.

Excused: Capps, Johnson, Moore and Taliaferro.—4.

HB 1865, as amended in conference, was read at length.

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

Aye: Cain, Clifton, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Kilpatrick, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Randle, Rhodes, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright and York.—28.

Nay: Boatner, Branch, Cate, Choate, Combs, Giles, Keller, Lamb, Landis, Leonard, Pierce, Porter, Roberts, Rozell, Winn and Young.—16.

Excused: Capps, Johnson, Moore and Taliaferro.—4.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Combs moved that the vote be reconsidered whereby **HB 1865** 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 1514
HB 1601

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1514** was adopted upon motion of Senator Shedrick.

Senator Shedrick asked to coauthor **HB 1514,** which was the order.

HB 1514, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Branch, Landis, Pierce and Taliaferro.—4.

Excused: Capps, Dawson, Johnson and Moore.—4.

The bill and emergency passed.

HB 1514, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1041** and **1042**.

HCR 1041 — By Lewis and Haney of the House and Randle and Kilpatrick of the Senate.

A concurrent resolution stating legislative intent concerning the utilization of certain funds appropriated to the Oklahoma State Regents for Higher Education; and directing distribution.

HCR 1042 — By Gray of the House and Hopkins of the Senate.

A concurrent resolution recalling from the Office of the Governor Enrolled House Bill No. **1816** passed by the 2nd Session of the 39th Oklahoma Legislature.

The above numbered measures were read the first time.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Shedrick asked unanimous consent to suspend Rule 5-4 and refer **HCR 1041** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1041 by Lewis and Haney of the House and Randle and Kilpatrick of the Senate was called up for consideration.

HCR 1041 was adopted upon motion of Senator Shedrick, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 44** and **49.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1283, 1527, 1793** and **1914.**

The above numbered enrolled measures 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 1025.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1601** was adopted upon motion of Senator Shedrick.

HB 1601, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Porter, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and York.—36.

Nay: Choate, Ford, O'Connor, Pierce, Terrill and Young.—6.

Excused: Capps, Johnson, Kilpatrick, Moore, Randle and Stipe.—6.

The bill and emergency passed.

HB 1601, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1767** was rejected upon motion of Senator Randle; further conference requested, President Pro Tempore York naming same Senate conferees as follows: Senators Randle, Taylor and Shedrick.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 485,** requesting further conference and naming same conferees as follows: Davis (Guy), Fried and Benson.

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 364, 372, 382** and **410.**

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1491,** requesting further conference and rereferring bill to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SB 485** was ordered granted, President Pro Tempore York appointing

same Senate conferees as follows: Senators Lamb, Clifton and Cate.

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **HB 1491** was ordered granted, President Pro Tempore York rereferring same to GCCA.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Hopkins asked unanimous consent to suspend Rule 5-4 and refer **HCR 1042** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1042 by Gray of the House and Hopkins of the Senate was called up for consideration.

HCR 1042 was adopted upon motion of Senator Hopkins, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 112, 365, 370, 396, 401, 411** and **541.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 42** and **48.**

The above numbered enrolled resolutions were referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 248.**

The above numbered enrolled measure was transmitted to the Secretary of State.

Senator Schuelein moved that the Senate stand recessed for thirty minutes, which motion was declared adopted.

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The Senate reassembled in its Chamber with President Pro Tempore York presiding.

Senator Schuelein questioned a quorum. The roll was called and a quorum declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 364, 372, 382 and **410** were correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 44 and **49** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 368 (conference committee substitute)
SB 390 (2nd **CCR**) (conference committee substitute)
SB 398 removing Kilpatrick as coauthor, (conference committee substitute)
SB 485 (2nd **CCR**)

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1439** was adopted upon motion of Senator Smith.

HB 1439, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Capps, Johnson, Leonard and Moore.—4.

The bill and emergency passed.

HB 1439, together with the conference committee report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1628** failed of passage, which motion was declared failed of adoption upon roll call as follows:

Aye: Choate, Clifton, Combs, Cullison, Dawson, Dennis, Hopkins, Kilpatrick, Lamb, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Roberts, Schuelein, Stipe, Taylor, Terrill, Winn and York.—22.

Nay: Boatner, Branch, Cain, Cate, Dahl, Ford, Giles, Green, Howell, Keller, Landis, McIntyre, Pierce, Porter, Rhodes, Rozell, Shedrick, Smith, Taliaferro, Watson, Wright and Young.—22.

Excused: Capps, Johnson, Leonard and Moore.—4.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1671,** considered on page 682, was adopted upon motion of Senator Taylor.

HB 1671, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Cain, Cate, Choate, Clifton, Cullison, Dawson, Dennis, Hopkins, Luton, McDaniel, McIntyre, Porter, Randle, Roberts, Shedrick, Stipe, Taylor, Terrill, Winn and York.—20.

Nay: Boatner, Branch, Combs, Dahl, Ford, Giles, Green, Howell, Keller, Kilpatrick, Lamb, Landis, McCune, Miller, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Watson, Wright and Young.—24.

Excused: Capps, Johnson, Leonard and Moore.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator Taylor moved that the vote be reconsidered whereby **HB 1671** failed.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 466** was adopted upon motion of Senator Pierce.

SB 466, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Choate, Ford, Giles, Green, Howell, Keller, Kilpatrick, Lamb, Landis, McCune, O'Connor, Pierce, Rhodes, Schuelein, Smith, Taliaferro, Winn, Wright and Young.—19.

Nay: Boatner, Branch, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Den-

nis, Hopkins, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Shedrick, Stipe, Taylor, Terrill, Watson and York.—25.

Excused: Capps, Johnson, Leonard and Moore.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Wright moved that the vote be reconsidered whereby **SB 466** failed.

Senator Cullison presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 390** was adopted upon motion of Senator Terrill.

SB 390, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Kilpatrick, Luton, McDaniel, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—26.

Nay: Branch, Choate, Dawson, Ford, Green, Keller, Lamb, Landis, McCune, McIntyre, Pierce, Porter, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—18.

Excused: Capps, Johnson, Leonard and Moore.—4.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Kilpatrick, Luton, McDaniel, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—26.

Nay: Branch, Choate, Ford, Green, Keller, Lamb, Landis, McCune, McIntyre, O'Connor, Pierce, Porter, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—18.

Excused: Capps, Johnson, Leonard and Moore.—4.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Terrill moved that the vote be reconsidered whereby the emergency to **SB 390** failed.

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 383.**

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 364, 372, 382** and **410.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 44** and **49.**

The above numbered enrolled resolutions were referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1041** and **1042.**

The above numbered enrolled resolutions were properly signed and ordered returned to the Honorable House.

FIRST READING

The following was introduced and read the first time:

SCR 50 — By York of the Senate and Barker 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.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator York asked unanimous consent to suspend Rule 5-4 and refer **SCR 50** direct to the Calendar, which was the order.

GENERAL ORDER

SCR 50 by York of the Senate and Barker of the House was called up for consideration.

SCR 50 was adopted upon motion of Senator York and referred for engrossment, upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Kilpatrick, Lamb, Luton, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson and York.—31.

Nay: Branch, Choate, Ford, Green, Landis, McCune, Pierce, Smith, Taliaferro, Winn, Wright and Young.—12.

Excused: Capps, Johnson, Keller, Leonard and Moore.—5.

MESSAGE FROM THE HOUSE

Requesting the Honorable Senate to rescind its signing and fourth reading of **HB 1816,** which has been recalled from the Governor pursuant to **HCR 1042.**

MOTION TO RECONSIDER VOTE — WITHDRAWN

Senator Combs asked unanimous consent that his motion to reconsider the vote whereby **HB 1865** passed on fourth reading be withdrawn, which was the order.

HB 1865, together with the 2nd **CCR** thereon, was ordered returned to the Honorable House.

Senator Terrill asked unanimous consent to withdraw his motion to reconsider the vote whereby **HB 1802** passed on fourth reading, which was the order.

HB 1802, together with the **CCR** thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 50 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 383 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 **HB 1309.**

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

MOTION —
RECALL OF HB 1816

Senator Schuelein moved that the Senate rescind its fourth reading and signing of **HB 1816,** which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has rescinded its signing and fourth reading of Enrolled **HB 1816** and requests the Senate to reconsider the vote whereby the bill as amended in conference passed; to reconsider the vote whereby the conference committee report was adopted; to reject the conference committee report, and ask for further conference.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 383.**

The above numbered enrolled measure was referred to the Governor.

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 1491 (2nd **CCR**)
HB 1516
HB 1523
HB 1524

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 29, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 7:55 p.m. to meet Tuesday, May 29, 1984, at 1:30 p.m.

Eighty-fifth Legislative Day

Tuesday, May 29, 1984

The Senate was called to order by Senator McDaniel.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Moore.—1.

Senator McDaniel declared a quorum present.

The prayer was offered by Reverend Jerry Darter, Wesley Methodist Church, El Reno, the guest of Senator Choate.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1767,** and naming same House conferees as follows: Williams (Penny), Henry and Willis.

MOTION — RECALL OF HB 1816

Senator Schuelein moved that the vote be reconsidered whereby **HB 1816** passed on fourth reading, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—38.

Excused: Choate, Howell, Kilpatrick, McIntyre, Miller, Moore, Pierce, Porter, Winn and York.—10.

FOURTH READING

Senator Schuelein moved that the vote be reconsidered whereby the **CCR** on **HB 1816** was adopted, which motion was declared adopted.

Upon motion of Senator Schuelein, the **CCR** on **HB 1816** was rejected and further conference requested, President Pro Tempore York naming same Senate conferees as follows: Senators Hopkins, Leonard and Rozell.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 47.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1439, 1514, 1601, 1802** and **1865.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 485** was adopted upon motion of Senator Lamb.

SB 485, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Howell, Miller, Moore, Pierce, Porter and York.—6.

The bill passed.

SB 485, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 398** was rejected upon motion of Senator Randle; further conference requested, said bill rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1524** was rejected upon motion of Senator Randle; further conference requested, said bill rereferred to GCCA.

Senator Combs presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 368** was rejected upon motion of Senator Schuelein, upon roll call as follows:

Aye: Boatner, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill and York.—22.

Nay: Branch, Capps, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Smith, Taliaferro, Watson, Winn, Wright and Young.—18.

Excused: Choate, Clifton, Howell, Miller, Moore, Pierce, Porter and Roberts.—8.

The Chair advised Senator Roberts, having been present in the Chamber during the vote on the rejection of the **CCR** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 22; Nay: 19; Excused: 7.

Upon motion of Senator Schuelein, further conference on **SB 368** was requested, President Pro Tempore York rereferring said bill to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1491** was adopted upon motion of Senator McDaniel.

HB 1491, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, York and Young.—30.

Nay: Branch, Choate, Dawson, Ford, Green, Keller, Landis, McCune, O'Connor, Rhodes, Smith, Taliaferro and Wright.—13.

Excused: Howell, Miller, Moore, Pierce and Porter.—5.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, York and Young.—32.

Nay: Branch, Choate, Ford, Green, Keller, Landis, McCune, O'Connor, Rhodes, Smith, Taliaferro and Wright.—12.

Excused: Miller, Moore, Pierce and Porter.—4.

The emergency passed.

HB 1491, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1523** was adopted upon motion of Senator Kilpatrick.

HB 1523, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows.

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Smith.—1.

Excused: Miller, Moore, Pierce and Porter.—4.

The bill and emergency passed.

HB 1523, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1516** was adopted upon motion of Senator Shedrick.

HB 1516, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Dennis, Giles,

Howell, Johnson, Kilpatrick, Lamb, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—27.

Nay: Branch, Choate, Dawson, Ford, Green, Hopkins, Keller, Landis, Leonard, McCune, O'Connor, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—17.

Excused: Miller, Moore, Pierce and Porter.—4.

The bill passed.

Senator Dawson 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.

HB 1516, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 555** was rejected upon motion of Senator Randle; further conference requested, President Pro Tempore York naming same Senate conferees as follows: Senators Randle, Capps and Green.

FOURTH READING

Senator Terrill moved the passage of the emergency section to **SB 392,** which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, York and Young.—30.

Nay: Branch, Capps, Choate, Ford, Green, Keller, Landis, McCune, O'Connor, Rhodes, Smith, Taliaferro, Winn and Wright.—14.

Excused: Miller, Moore, Pierce and Porter.—4.

The emergency failed.

SB 392, together with the **CCR** thereon, was ordered transmitted to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby the emergency failed to **SB 390,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—27.

Nay: Branch, Capps, Choate, Ford, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—17.

Excused: Miller, Moore, Pierce and Porter.—4.

Senator Terrill moved the passage of the emergency section to **SB 390,** which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—27.

Nay: Branch, Capps, Choate, Ford, Green, Keller, Lamb, Landis, Leonard, Mc-

Cune, O'Connor, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—17.

Excused: Miller, Moore, Pierce and Porter.—4.

The emergency failed.

SB 390, together with the 2nd **CCR** thereon, was ordered transmitted to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Kilpatrick pressed his motion to reconsider the vote whereby **SB 381** passed on fourth reading.

Senator Smith moved to table the Kilpatrick motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Choate, Dahl, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, Rhodes, Smith, Taliaferro, Watson and Wright.—16.

Nay: Boatner, Branch, Cain, Cate, Clifton, Combs, Cullison, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Winn, York and Young.—28.

Excused: Miller, Moore, Pierce and Porter.—4.

Senator Kilpatrick pressed his motion to reconsider the vote whereby **SB 381** passed, which motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—25.

Nay: Boatner, Branch, Capps, Choate, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—19.

Excused: Miller, Moore, Pierce and Porter.—4.

FOURTH READING

Senator Kilpatrick moved that the vote be reconsidered whereby the **CCR** to **SB 381** was adopted, which motion was declared adopted.

Upon motion of Senator Kilpatrick, the **CCR** to **SB 381** was rejected and further conference requested, President Pro Tempore York rereferring said bill to GCCA.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled **HB 1599,** together with the Governor's Veto Message thereon, 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: 69 Ayes, 25 Nays.

PENDING SENATE ACTION — VETO OVERRIDE ON HB 1599

The following Veto Message of the Governor on Enrolled **HB 1599** was read as follows:

This is to advise you that on this date, May 25, 1984, I have vetoed: Enrolled **HB 1599** by Abbott, Davis (Guy), Kelly, Shurden, Duke, Haney, Johnson (Glen), Lewis and Brewster of the House and Roberts and McDaniel of the Senate.

An act relating to roads, bridges, and ferries; amending 69 O.S. 1981, Section 1709;

authorizing the Oklahoma Turnpike Authority to issue certain bonds; modifying interest rate of bonds; providing for certain feasibility studies; providing for construction of a tollgate and relocation of certain terminal facilities under certain circumstances; and providing for codification.

I have vetoed Enrolled **HB 1599** for the following reasons:

Enrolled HB 1599 requires the Oklahoma Turnpike Authority to, in effect, construct a tollgate in the vicinity of the intersection of State Highway 33 and the Turner Turnpike in Creek County, to forego any other construction projects until such action is undertaken, and to remove a portion of the Turner Turnpike from the Oklahoma Turnpike System. I find such actions to be both unwarranted and unreasonable. The Oklahoma Turnpike Authority has, in my opinion, acted responsibly in the past to bring about an efficient, safe, and fiscally sound turnpike system which compliments the State's overall transportation needs and goals. This system has been successful because of the cooperation and coordination of efforts between the Governor, the Legislature, the Department of Transportation, and the Turnpike Authority Without such coordination the development of Oklahoma's transportation system and the future developments of this state are greatly diminished. I feel that Enrolled **HB 1599** would seriously jeopardize the ability of the Oklahoma Turnpike Authority to participate in the coordinated development of Oklahoma's transportation system and, as such, would represent a backward step in our effort to address Oklahoma's transportation needs.

For the above-cited reasons, I have vetoed this Bill.

Governor of the State of Oklahoma
/s/George Nigh

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1524,** and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1816,** and naming same House conferees as follows: Gray, Willis and Henry

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SBs 368, 381** and **398,** and rereferring bills to GCCA.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 555,** and naming same House conferees as follows: Williams (Penny), Davis (Frank) and Riggs.

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 30, 1984, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 2:20 p.m. to meet Wednesday, May 30, 1984, at 1:30 p.m.

Eighty-sixth Legislative Day

Wednesday, May 30, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47

Excused: Moore.—1

Senator Cullison declared a quorum present.

The prayer was offered by Senator Young.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 47 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

PENDING SENATE ACTION — VETO OVERRIDE ON HB 1599

In accordance with Senate Rule 12-25, Senator Roberts moved for a vote to override the veto by the Governor on **HB 1599,** which motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Cate, Clifton, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Lamb, Leonard, Luton, McDaniel, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Winn, Wright and Young.—27

Nay· Boatner, Cain, Capps, Combs, Dawson, Giles, Howell, Johnson, Keller, Kilpatrick, Landis, McCune, Rhodes, Schuelein, Taliaferro, Terrill, Watson and York.—18.

Excused: Choate, McIntyre and Moore.—3.

MOTION TO RECONSIDER VOTE

Senator Wright pressed his motion to reconsider the vote whereby **SB 466** failed on fourth reading, which motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cate, Choate, Dawson, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—24.

Nay: Boatner, Branch, Capps, Clifton, Combs, Cullison, Dahl, Dennis, Kilpatrick, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Terrill and York.—22.

Excused: Ford and Moore.—2.

PENDING CONSIDERATION OF HAs

HAs to **SB 406** were rejected upon motion of Senator Cain, conference requested, and Senate conferees to be named later

Senator Schuelein moved that the Senate stand at ease, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Cullison presiding. Senator Schuelein questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1491, 1516** and **1523.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 47**

The above numbered enrolled resolution was referred to the Secretary of State.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 368 (2nd **CCR**) (conference committee substitute)

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 368** was adopted upon motion of Senator Randle.

Senator Shedrick asked to coauthor **SB 368,** which was the order

Senator Schuelein moved to limit debate on Fourth Reading of **SB 368,** which motion was declared adopted.

SB 368, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Boatner, Cain, Capps, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright, York and Young.—38.

Nay: Branch, Dawson, Ford, Green, Keller, Landis, Pierce and Taliaferro.—8.

Excused: Moore and Winn.—2.

The bill passed.

Senator Schuelein moved to limit debate on the emergency section of **SB 368,** which motion was declared adopted.

On the question of passage of the emergency, the vote resulted as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Luton, McDaniel, McIntyre, Miller,

Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—29.

Nay· Branch, Choate, Ford, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Watson, Winn and Wright.—17

Excused: Capps and Moore.—2.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24, Senator York moved that the vote be reconsidered whereby **SB 368** passed and the emergency failed.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 406,** and naming House conferees as follows: Williams (Freddye), Sanders and Leftwich.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1651,** and naming same House conferees as follows: Johnson (Don), Rogers and Harbin.

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 485.**

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **CCRs** to Engrossed **SBs 390** and **392,** requesting further conference and rereferring bills to GCCA.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1651 (4th **CCR**)
HB 1767 (2nd **CCR**), coauthored by Duckett of the House.
HB 1816 (2nd **CCR**)

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schuelein, the request of the Honorable House for further conference on **SBs 390** and **392** was ordered granted, President Pro Tempore York rereferring same to GCCA.

UNANIMOUS CONSENT REQUEST TO INTRODUCE RESOLUTION

Senator Terrill asked unanimous consent to suspend Rules 5-4 and 5-5 to introduce and consider **SR 75,** which was the order

FIRST READING

The following was introduced and read the first time:

SR 75 — By Terrill.
A resolution praising the life and accomplishments of Dr James H. Johnson; expressing deep sorrow upon his death; extending condolences; making a permanent record; and directing distribution.

GENERAL ORDER

SR 75 by Terrill was called up for consideration.

SR 75 was adopted upon motion of Senator Terrill, referred for enrollment, and read at length, as follows:

SR 75 By Terrill.

A resolution praising the life and accomplishments of Dr James H. Johnson; expressing deep sorrow upon his death; extending condolences; making a permanent record; and directing distribution.

WHEREAS, the greatness of Oklahoma is founded upon the contributions of dedicated public servants who work to improve the quality of government; and

WHEREAS, Dr James H. Johnson was born in Tishomingo, Oklahoma, August 2, 1928, the son of Hebert and Pearl Johnson; and

WHEREAS, Dr Johnson graduated from Tishomingo High School in 1945 and Murray State College in 1947 After earning his Bachelor of Science and Master of Science Degrees in Political Science at Oklahoma State University he received his Doctor of Philosophy Degree in Political Science at the University of Oklahoma; and

WHEREAS, Dr Johnson served his state and country with honor as a member of the Air Intelligence Division of the United States Air Force during the Korean conflict (1951 1955) and continued to serve in the Air Force Reserves until 1959; and

WHEREAS, Dr Johnson began his career with the Oklahoma Legislative Council as a Research Assistant in 1960. During his tenure with the Council he was promoted to the positions of Research Associate in 1961, Assistant Director in 1964 and Director of the Research and Reference Services Division in 1976. He also served as Acting Director of the Legislative Council during the period December 1974 to March, 1975 and the period August, 1976 to October 1976; and

WHEREAS, Dr Johnson was officially appointed Director of the Oklahoma Legislative Council in October, 1977 He also continued to serve as Director of the Research and Reference Services Division. As Director of the Council he was responsible for the research, fiscal and legal operating divisions, data processing, library and the Capitol Visitor Information Center; and

WHEREAS, Dr Johnson served on numerous state and federal committees including serving as state coordinator for Project T.R.A.I.N , as Consultant to the National Office of Economic Opportunity on the "Oklahoma Plan' , as coordinator for Project PRESS, as member of the Committee on Suggested State Legislation of the Council of State Governments, as member of the Committee on Legislative Management, National Conference of State Legislatures and as an associate member of the National Conference of Commissioners on Uniform State Laws; and

WHEREAS, Dr Johnson served as Director of the Oklahoma Legislative Council until 1981 when he was appointed Legislative Coordinator for Congressman Wes Watkins; and

WHEREAS, Dr Johnson served on Congressman Wes Watkins' staff until June, 1983 when he became Executive Director of the Affiliated Leadership League of and for the Blind of America; and

WHEREAS, Dr Johnson was a member of many state and national organizations including the American Political Science Association, the Oklahoma Political Science Association (Secretary 1964-65), the Academy of Political Science, the American Academy of Political and Social Science, the American Society for Public Administration (Member of Council, Oklahoma Chapter, 1974-75; President, 1975-76; Immediate Past President, 1976-77); Executive Advisory Committee, Graduate Program in Public Administration, University of Oklahoma, the State Data Center Advisory Program, the Oklahoma Council on Juvenile

Delinquency, Pi Gamma Mu (National Social Science Honor Society), Pi Sigma Alpha (National Political Science Honor Society) and Phi Kappa Phi (National Honor Society of Land Grant Colleges); and

WHEREAS, this outstanding and distinguished life of public service merits the praise and honor of all Oklahomans.

NOW, THEREFORE BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 39TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate sincerely praises the life, dedicated public service and accomplishments of Dr James H. Johnson, and expresses deep sorrow upon his death.

THAT the Oklahoma State Senate further extends 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 2nd Session of the 39th 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 Dr James H. Johnson.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 29, 1984, of Enrolled **SBs 339, 340, 361, 362, 366, 380, 389, 393, 501, 505** and **541.**

Senator Schuelein moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday May 31 1984, at 10:00 a.m. which motion prevailed.

Upon motion of Senator Schuelein, the Senate adjourned at 6:00 p.m. to meet Thursday, May 31, 1984, at 10:00 a.m.

Eighty-seventh Legislative Day

Thursday, May 31, 1984

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—45.

Excused: Capps, Moore and Wright.—3.

Senator Cullison declared a quorum present.

The prayer was offered by Mr Gene Keith, Guymon.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 485 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

SR 75 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CONFEREES NAMED

Senator Schuelein announced the appointment by President Pro Tempore York of the following conferees on **SB 406** as Senators Cain, Randle and Terrill.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 485.**

The above numbered enrolled measure was referred to the Governor

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1767** was called up for consideration.

Senator Landis asked to be removed as a coauthor of **HB 1767,** which was the order

Senator Stipe moved to reject the 2nd **CCR** to **HB 1767** and request further conference.

Senator Randle moved to table the Stipe motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Cain, Cate, Choate, Cullison, Dawson, Ford, Green, Hopkins, Howell, Keller, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Shedrick, Smith, Taylor, Terrill, Watson and Winn.—25

Nay· Boatner, Branch, Combs, Dahl, Dennis, Giles, Johnson, Kilpatrick, Landis, McDaniel, Miller, Roberts, Rozell, Schuelein, Stipe, Taliaferro, York and Young.—18.

Excused: Capps, Clifton, Moore, Porter and Wright.—5

Senator Randle moved to adopt the 2nd **CCR** on **HB 1767,** which motion was declared adopted.

FOURTH READING

Senator Randle asked unanimous consent that **HB 1767** be laid over temporarily, which was the order

HB 1767 remains on Fourth Reading.

MOTION TO RECONSIDER VOTE

Senator York pressed his motion to reconsider the vote whereby **SB 368** passed on fourth reading.

Senator Schuelein moved to table the York motion, which tabling motion was declared adopted.

Senator York pressed his motion to reconsider the vote whereby the emergency section to **SB 368** failed of passage.

Senator Schuelein moved to limit debate on the York motion to reconsider the emergency to **SB 368,** to 30 minutes per side, which motion was declared adopted.

Senator York pressed his motion to reconsider the vote whereby the emergency section to **SB 368** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Leonard, Luton, McDaniel, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, York and Young.—31

Nay· Branch, Choate, Ford, Green, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Smith and Winn.—12.

Excused: Capps, Moore, Porter, Taliaferro and Wright.—5

Senator York moved the passage of the emergency section to **SB 368.**

Senator Schuelein moved to limit debate on the York motion on the passage of the emergency to **SB 368** to 30 minutes per side, which motion was declared adopted.

Senator York pressed his motion on the passage of the emergency to **SB 368,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Hopkins, Howell, Johnson, Kilpatrick, Leonard, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, York and Young.—32.

Nay· Branch, Choate, Ford, Green, Keller, Lamb, McCune, O'Connor, Pierce, Smith, Taliaferro and Winn.—12.

Excused: Capps, Landis, Moore and Wright.—4.

PENDING SENATE ACTION — VETO OVERRIDE ON HB 1599

Senator Roberts moved for a vote to override the veto by the Governor on **HB 1599** in accordance with Senate Rule 12-25.

Senator Stipe moved that the Senate stand recessed until 1:30 p.m.

The Chair ruled the Stipe motion to recess a prior motion to the Roberts motion.

The Stipe motion to recess was declared adopted.

The Senate stood recessed under the Stipe motion till the hour of 1:30 p.m.

*

The Senate reassembled in its Chamber with Senator Cullison presiding. Senator Schuelein questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

UNANIMOUS CONSENT REQUEST MOTIONS TO RECONSIDER A VOTE

Senator Schuelein asked unanimous consent to invoke Rule 12-24A in order that all motions to reconsider votes on bills and resolutions lodged on Thursday, May 31, 1984 be disposed of the same day such notice is served, which was the order

MOTION TO RECONSIDER VOTE

Senator York moved that the vote be reconsidered whereby the emergency section to **SB 368** passed.

Senator Schuelein moved to table the York motion, which tabling motion was declared adopted.

SB 368, together with the 2nd **CCR** thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 406

GENERAL ORDER

SR 70 by Luton, et al, of the Senate was called up for consideration.

SR 70 was adopted upon motion of Senator Luton.

Senator Combs presiding.

EXECUTIVE NOMINATIONS

The Committee Report on Executive Nominations, shown on Page 795, was called up for consideration.

Senator Miller asked unanimous consent that the confirmation of the tag agents shown in said Report be considered separate and apart, which was the order

Senator Miller moved the adoption of the committee report, as amended, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor Terrill, Watson, Winn, York and Young.—43

Excused: Capps, Howell, Kilpatrick, Moore and Wright.—5.

Senator Miller moved the confirmation of the tag agents shown in said report, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Kil-

patrick, Lamb, Landis, Luton, McDaniel, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—35.

Nay· Ford, Keller, Leonard, McCune, O'Connor, Pierce, Rhodes and Smith.—8.

Excused: Capps, Choate, Howell, Moore and Wright.—5.

MOTION TO RECONSIDER VOTE

Senator Luton moved that the vote be reconsidered whereby **SR 70** was adopted.

Senator Schuelein moved to table the Luton motion, which tabling motion was declared adopted.

SR 70 was referred for enrollment.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect a vote of 'Nay' on the adoption of **SR 70,** which was the order

President Pro Tempore York presiding.

PENDING SENATE ACTION— VETO OVERRIDE ON HB 1599

In accordance with Senate Rule 12-25, Senator Roberts moved for a vote to override the veto by the Governor on **HB 1599,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cate, Choate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Lamb, Landis, Leonard, Luton, McDaniel, McIntyre, Miller O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Shedrick, Smith, Stipe, Taylor, Winn and Young.—32.

Nay· Cain, Giles, Johnson, Keller, Kilpatrick, McCune, Rhodes, Schuelein, Taliaferro, Terrill, Watson and York.—12.

Excused: Capps, Howell, Moore and Wright.—4.

HB 1599, together with the Governor's Veto Message thereon, was ordered returned to the Honorable House.

FOURTH READING

HB 1767, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Cain, Cate, Choate, Cullison, Dawson, Ford, Green, Hopkins, Keller, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Shedrick, Smith, Taylor, Terrill and Watson.—25.

Nay· Boatner, Branch, Combs, Dahl, Dennis, Giles, Johnson, Landis, McDaniel, Miller, Rozell, Schuelein, Stipe, Taliaferro, Winn, York and Young.—17

Excused: Capps, Clifton, Howell, Kilpatrick, Moore and Wright.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-24 Senator Randle moved that the vote be reconsidered whereby **HB 1767** passed.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1816** was adopted upon motion of Senator Hopkins.

HB 1816, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Boatner, Cain, Cate, Clifton, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taylor, Watson, Winn, York and Young.—34.

Nay· Branch, Johnson, Keller, Landis, O'Connor, Schuelein, Smith, Taliaferro and Terrill.—9.

Excused: Capps, Choate, Howell, Moore and Wright.—5.

The bill passed.

HB 1816, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 406** was adopted upon motion of Senator Cain.

SB 406, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows.

Aye: Cain, Cate, Clifton, Cullison, Dahl, Green, Hopkins, Johnson, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, O'Connor, Randle, Rhodes, Roberts, Schuelein, Shedrick, Taylor, Terrill, Watson and York.—25.

Nay· Boatner, Branch, Combs, Dawson, Dennis, Giles, Keller, Landis, McIntyre, Pierce, Porter, Rozell, Smith, Stipe, Taliaferro, Winn and Young.—17

Excused: Capps, Choate, Ford, Howell, Moore and Wright.—6.

The bill passed.

SB 406, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Schuelein moved that the Senate stand at ease, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Cullison presiding. Senator Roberts questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SB 368,** coauthored by Shurden of the House and **SB 406.**

The above numbered bills, as amended in conference, were referred for enrollment.

BILL RELEASED

HB 1767, together with the 2nd **CCR** thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1767** and **1816.**

The above numbered enrolled measures were, after fourth reading properly signed and ordered returned 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 the 2nd conference committee substitute for **SB 368:**

Page 60, Lines 13-14, change the language to read: "Treasury, the sum of One Million Two Hundred Ninety Thousand Eight Hundred Nine Dollars ($1,290,809.00), or so much thereof as may be"

Page 60, Lines 22-23, change the language to read: 'the fiscal year ending June 30, 1985, the sum of Five Million Two Hundred Nine Thousand One Hundred Ninety-one Dollars ($5,209,191.00). ,

SBs 368 and **406** were correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker

SR 70 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 368** and **406.**

The above numbered enrolled measures were referred to the Governor

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 30, 1984, of Enrolled **SBs 112, 156, 360, 365, 370, 372, 395, 396, 397, 399** and **411** and on May 31, 1984, of Enrolled **SBs 3, 364, 382, 383, 384** and **401.**

Senator Schuelein moved that when the clerk's desk is clear, the Senate of the Second Regular Session of the Thirty-ninth Legislature adjourn sine die, which motion was declared adopted.

The Clerk announced, that the desk being clear, and as provided by the Schuelein motion, the Senate of the Second Regular Session of the 39th Legislature at the hour of 3:35 p.m. adjourned sine die.

SENATE COMMITTEES

2nd Regular Session
Thirty-ninth Legislature

STANDING COMMITTEES

AGRICULTURE

Capps, Chairman
Dahl, Vice Chairman

Cullison	Moore
Johnson	Pierce
Lamb	Taliaferro
Landis	

APPROPRIATIONS

Randle, Chairman
Kilpatrick, Vice Chairman

Boatner	Rozell
Cain	Shedrick
Choate	Stipe
Dennis	Taylor
Leonard	Terrill
McDaniel	Watson
Miller	Winn
O'Connor	Young

BUSINESS and LABOR

Kilpatrick, Chairman
Luton, Vice Chairman

Clifton	Porter
Combs	Roberts
Cullison	Smith
Green	Wright
McIntyre	

EDUCATION

Howell, Chairman
Taylor Vice Chairman

Boatner	Lamb
Cain	Leonard
Capps	Shedrick
Cate	Terrill
Ford	Watson

EXECUTIVE NOMINATIONS

Miller, Chairman
Winn, Vice Chairman

Branch
Capps
Ford
Giles
Green
Hopkins
Howell
Moore
O'Connor
Porter
Rhodes
Roberts
Wright

FINANCE

Clifton, Chairman
Roberts, Vice Chairman

Capps
Combs
Cullison
Ford
Giles
Green
McIntyre
Rhodes

GENERAL GOVERNMENT

McDaniel, Chairman
Taliaferro, Vice Chairman

Branch
Dahl
Johnson
Keller
Landis
McCune
O'Connor
Randle
Rhodes
Winn

HUMAN RESOURCES

Porter Chairman
McIntyre, Vice Chairman

Cate
Combs
Hopkins
Keller
Luton
McCune
Rhodes

JUDICIARY

Dawson, Chairman
Luton, Vice Chairman

Keller
Lamb
Pierce
Porter
Smith
Taliaferro

LAW ENFORCEMENT

Johnson, Chairman
Cate, Vice Chairman

Branch
Dahl
Hopkins
Howell
Landis
McCune
Moore
Wright

NATURAL RESOURCES

Giles, Chairman
Branch, Vice Chairman

Clifton
Dawson
Ford
Green
Howell
Roberts
Smith
Wright

POLICY

Terrill, Chairman
Dahl, Vice Chairman

Cain
Clifton
Combs
Cullison
Johnson
Kilpatrick
Landis
Leonard
Pierce
Randle
Shedrick
Stipe
Taliaferro
Watson
Young

STANDARDS and ETHICS

Boatner, Chairman
Dennis, Vice Chairman

Cate
Choate
Dawson
Keller
Lamb
Luton
McCune
McDaniel
McIntyre
Rozell
Smith
Taylor

TRANSPORTATION

Rozell, Chairman
Hopkins, Vice Chairman

Choate
Dawson
Dennis
Giles
Miller
Moore
Pierce
Stipe
Young

SPECIAL SENATE COMMITTEES

SELECT SENATE COMMITTEE ON RETIREMENT*

Shedrick, Chairman

Kilpatrick
Randle
Watson
Young

*Committee to exist during the 39th Legislature

SELECT SENATE COMMITTEE ON SOVEREIGN IMMUNITY

Dawson, Chairman

Cate
Clifton
Howell
Luton
Smith
Wright

SELECT SENATE COMMITTEE ON STATE GOVERNMENT REFORM

Dawson, Chairman

Cain
Cullison
Leonard
Rozell
Shedrick
Taylor

STAFF REVIEW COMMITTEE OF THE SENATE

(74 O.S. § 291 10)

Senator Marvin York, President Pro Tempore, Chairman
Senator William M. Schuelein, Majority Floor Leader, Vice Chairman
Senator Jerry T Pierce, Minority Floor Leader
Senator Rodger Randle, Chairman of Appropriations Committee
Senator Don Kilpatrick, Vice Chairman of Appropriations Committee
Lee Slater, Secretary of the Senate, Clerk

INTERIM AND SPECIAL COMMITTEE APPOINTMENTS

LEGISLATIVE LIAISON COMMITTEE ON THE CAPITOL IMPROVEMENT AUTHORITY AND THE OFFICE OF PUBLIC AFFAIRS

(73 O.S. § 176)

Senate	House
Cate, Lee	Davis, Guy
Cullison, Robert V	Duckett, Ross
Green, Warren E.	Holt, James D.

CAPITOL-MEDICAL CENTER IMPROVEMENT AND ZONING COMMISSION

(73 O.S. § 83.1)

Senate appointee	House appointee
Judith Blazek, Oklahoma City	Roger Pirrong, Oklahoma City

STATE CAPITOL PRESERVATION COMMISSION

(74 O.S. § 4101)

Senate appointees	House appointees
Martin A. Hagerstrand, Tahlequah	Richard Huddleston, Oklahoma City
Diane Krous, Oklahoma City	Louis Coleman, Midwest City
Diane Wadley, Oklahoma City	

OKLAHOMA COMMISSION ON CHILDREN AND YOUTH

(10 O.S. § 601 1)

Senate appointee	House appointee
Buddy Warren, Sperry	James C. Thomas, Tulsa

CONTINGENCY REVIEW BOARD

(74 O.S. § 3605)

Governor George Nigh, Chairman
J.I.M. Caldwell, Jr , Director of State Finance, Executive Secretary
•Jim L. Barker, Speaker of the House of Representatives
Marvin York, President Pro Tempore of the Senate

OKLAHOMA CENTER FOR CRIMINAL JUSTICE BOARD

(74 O.S. § 203)

Senate	**House**
Dawson, Bill (ex officio)	Denman, Don (ex officio)

EDUCATIONAL COMMISSION OF THE STATES

(70 O.S. § 506.1)

Senate	**House**
Howell, James F	Craighead, David C.

JOINT LEGISLATIVE COMMITTEE TO STUDY REFORM OF OKLAHOMA'S EDUCATIONAL SYSTEM

(SB 368, 1984, § 40)

Senate	**House**
Taylor, Stratton, Chairman	Adair, Larry
Cain, Bernest	Sanders, Sandy
Howell, James F	Vanatta, Benny
Shedrick, Bernice	Virtue, Nancy
Watson, Phil	Widener, Bill

SOUTHERN STATES ENERGY BOARD

(74 O.S. § 1051)

Senate	**House**
Branch, Bill	Hobson, Cal
McDaniel, James W , alternate	

ETHICS AND MERIT COMMISSION

(74 O.S. § 841 1)

Senate appointees
J.D. Bottoms, Oklahoma City
Ken Meyers, Norman

House appointees
Dr Earl Mitchell, Stillwater
Mike Sullivan, Poteau

JOINT LEGISLATIVE ETHICS COMMITTEE

(74 O.S. § 4001 1)

Senate
Rozell, Herbert, Chairman
Dahl, John L.
Green, Warren E.

House
Joiner Fred
Reimer, Rollin
Whorton, J.D.

JOINT COMMITTEE ON FEDERAL FUNDS

(74 O.S. § 452.7)

Representative Stephen C. Lewis, Chairman
Senator Rodger A. Randle, Vice Chairman

Senate
Boatner, Roy
Combs, Mike
Howell, James F
Kilpatrick, Don
McDaniel, James W
Shedrick, Bernice
Terrill, Al
Watson, Phil
York, Marvin

House
Davis, Guy
Duckett, Ross
Harbin, Frank
Haney, Enoch Kelly
Hobson, Cal
Johnson, Glen
Kincheloe, Maxine
Talley Denver
Williams, Penny

OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT BOARD

(11 O.S. § 49-100.3)

Senate appointee
Wymon Dobbs, Oklahoma City

House appointee
Lacy Meredith, Muskogee

JOINT COMMITTEE ON FISCAL OPERATIONS

(74 O.S. § 452.3)

Senator Rodger A. Randle, Chairman
Representative Stephen C. Lewis, Vice Chairman

Senate	House
Kilpatrick, Don	Haney Enoch Kelly
McDaniel, James W	Hobson, Cal
Shedrick, Bernice	Johnson, Glen
Terrill, Al	Vanatta, Benny F

ADVISORY COMMITTEE, SOUTH CENTRAL INTERSTATE FOREST FIRE PROTECTION COMPACT

(2 O.S § 1301-215)

Senate	House
Dennis, Gerald C.	Murphy, Mike

STATE HEALTH COORDINATING COUNCIL

(63 O.S. § 1-112)

Senate	House
Watson, Phil	Hamilton, Rebecca

ADVISORY BOARD TO ASSIST THE INSURANCE COMMISSIONER

(36 O.S. § 6221)

Senate	House
Clifton, John L.	Cox, Kevin

JOINT COMMITTEE ON INTERSTATE COOPERATION

(74 O.S. § 423)

Senate	House
Cullison, Robert V	Glover, Jim
Dahl, John L.	Mitchell, Cleta
Luton, John D.	Murphy, Mike
Roberts, Darryl F	Roberts, Larry
Watson, Phil	Sherrer, Gary L.
York, Marvin (ex officio)	Thompson, Mick
	Vanatta, Benny
	Barker, Jim (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.

COUNCIL ON JUDICIAL COMPLAINTS

(20 O.S. § 1653)

Senate appointee	House appointee
Larry Hammer, Cherokee	Jerry L. McCombs, Idabel

BOARD ON LEGISLATIVE COMPENSATION

(Constitution, Article V Section 21)

(74 O.S. §§ 291.2, 291.3)*

Gubernatorial Appointees
Dr Gerald Walker, Oklahoma City, Chairman
Charles A. Balch, Tulsa
Reverend Robert W Cocke, Seminole
Sue Ward Nash, Bethany
Dave Story, Guymon

Senate appointees
Don Douglas, Oklahoma City
Bob Riley, Miami

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.

ADVISORY COMMITTEE ON A STATEWIDE RAPID MASS-TRANSIT SYSTEM

(HJR 1045 1982)

Senator Tim Leonard, Vice Chairman

Senate
Capps, Gilmer N
Dennis, Gerald C.
Taylor, Stratton

House
(appointments pending)

Nonlegislative Members
Don Burleson, Oklahoma City
Ms. Jean McLaughlin, Oklahoma City

OKLAHOMA POLICE PENSION AND RETIREMENT BOARD

(11 O.S. § 50-103.1)

Senate appointee
Captain Jerry Bowen, Norman

House appointee
Everette Van Hoesen, Ponca City

PROFESSIONAL RESPONSIBILITY COMMISSION OF THE OKLAHOMA BAR ASSOCIATION

(Supreme Court Rule 2, 1981)

Senate appointee
Connie Butler, Oklahoma City

House appointee
Nancy Childress, Stillwater

COMMITTEE ON LEGISLATIVE OVERSIGHT OF PUBLIC TRUSTS

(60 O.S. § 178.1)

Senate
Dawson, Bill
Leonard, Tim
Young, John W

House
Anderson, Don
Manar, Tom J
Sanders, E.C. Sandy

SPECIAL COMMITTEE TO STUDY THE STATE'S PUBLIC TRUSTS

(SB 368, 1984 § 39)

Senate
Taylor, Stratton, Vice Chairman
Dawson, Bill
Leonard, Tim

House
Fried, Jim, Chairman
Craighead, David
Leftwich, Keith

Nonlegislative members
Dr Alexander Holmes, Norman
Dusty Martin, Oklahoma City
Ms. Carolyn Smith, Oklahoma City

Nonlegislative members
Dr Steve McDonald, Oklahoma City
Frank Eaton, Muskogee

SCENIC RIVER COMMISSION

(82 O.S. § 1461)

Senate appointee
Bill Blackard, Tahlequah
A.L. Taylor, Oklahoma City

House appointee
Thomas H. Alford, Muskogee

COMMON SCHOOL CAPITAL IMPROVEMENT NEEDS ASSESSMENT COMMITTEE

(70 O.S. § 18-154)

Senate appointees
Dr. Leonard Campbell, Weatherford
Ms. Sonja Pellow, Edmond

House appointees
Dr George Rowley, Edmond
Dr William Hodges, Stillwater

BOARD OF TRUSTEES OF THE OKLAHOMA SCHOOL OF SCIENCE AND MATHEMATICS

(70 O.S. § 1210.401)

Senate appointees
Senator Stratton Taylor
Mr Delano Campbell, Moore
Dr Earl D. Mitchell, Jr , Stillwater
Mr Bill R. Phillips, Choctaw
Dr Richard C. Powell, Stillwater
Mr Bill Salwaechter, Claremore
Mr Leroy Taylor, Muldrow

House appointees
Representative Penny Williams
Dr Gordon E. Uno, Norman
Dr David Drennan, Norman
Ms. Pat Brown, Idabel
James Buchanan, Muskogee
Dr Deborah Inman, Stillwater
Walter Hill

OKLAHOMA COUNCIL OF SCIENCE AND TECHNOLOGY

HCR 1013, 1983

Senate
Kilpatrick, Don

House
(appointment pending)

SOUTHERN GROWTH POLICIES BOARD

(74 O.S. § 3501)

Senate
Dahl, John L.

House
Davis, Guy

COMMITTEE FOR INCENTIVE AWARDS FOR STATE EMPLOYEES

(74 O.S. § 4112)

Senate
J Michael Woody, Oklahoma City

House
(appointment pending)

JOINT COMMITTEE ON SUNSET REVIEW

(74 O.S. § 3902.1)

Senate
Branch, Bill
Dennis, Gerald C.
Johnson, Joe
O'Connor, William P
Roberts, Darryl

House
Sanders, E.C. Sandy, Chairman
Johnson, Don
Kamas, Lewis M.
Riggs, M. David
Whorton, J.D.
Henry, Robert (alternate)

OKLAHOMA COMMISSIONERS ON UNIFORM STATE LAWS

(74 O.S. § 471)

Senate appointees
Senator John L. Clifton
Justice Marian P Opala
W Kurt Morgan, Associate Commissioner

House appointees
Representative Robert H. Henry
Charles Elder
Duchess Bartmess, Associate Commissioner

Gubernatorial appointees
Bryce Baggett, Oklahoma City
Bert McElroy, Tulsa
Fred H. Miller, Norman

Maurice H. Merrill, S.J.D., Lifetime Commissioner Norman

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Total: 44

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Total: 67

SUMMARY OF LEGISLATIVE ACTION
1984

	Introduced	Total Carried Over from 1983	Total	Enacted or Adopted	Vetoed
Senate Bills	232	158	390	119*	3
Senate Joint Resolutions	27	24	51	11	—
Senate Concurrent Resolutions	26	—	26	18	—
Senate Resolutions	46	—	46	38	—

* 7 of these were bills carried over from 1983

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DENOTATIONS

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

* Bills held over from the 1st Session of the 39th Legislature — 1983

***SB 3** — By McCune of the Senate and Hobson, et al, of the House — Prisons and reformatories; modifying definition of non-violent offense. Emergency.
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Conference granted, HCs named 71
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CCR adopted, passed, to House 636
CCR rejected, further conference requested 757
Further conference granted 759
2nd CCR read 766
2nd CCR adopted, passed, to House ... 769
Enrolled, to House 800
To Governor 802
Approved May 31, 1984 834

***SB 112** — By Young, et al, of the Senate and Haney of the House — Children; making certain assaults and batteries on employees of state facilities for delinquent children a felony. Emergency.
HAs read 367
HAs rejected, conference requested, SCs named 373
Conference granted, HCs named 375
CCR read 774
CCR adopted, passed, to House 780
Enrolled, to House 806
To Governor 811
Approved May 30, 1984 834

***SB 114** — By Landis of the Senate and Smith (Bill) of the House — Agriculture; relating to livestock sales; setting procedures; providing for investigations by State Bureau of Investigation; increasing license fees. Effective date.
HAs read 532
HAs rejected, conference requested, SCs named 551
Conference granted, HCs named 566
CCR read 634
CCR adopted, ML 636
CCR rejected, further conference requested 636
Further conference granted 638
2nd CCR read 674
2nd CCR adopted, passed, to House ... 680

***SB 122** — By Howell of the Senate and Henry of the House — Limited partnerships; creating Oklahoma Revised Uniform Limited Partnership Act. Effective date.
CR 194
G.O., considered, passed 209
Engrossed, to House 225
HAs read 378
HAs adopted, passed 452
Enrolled, to House 459
To Governor 460
Approved March 28, 1984 548

***SB 149** — By Terrill of the Senate and Harris, et al, of the House — Motor vehicles;

clarifying applicable statute for perfection of security interest in vehicles. Emergency.
Enrolled, to House.....514
To Governor.....519
Approved March 29, 1984.....575

***SB 156** — By Giles, et al, of the Senate and Barker, et al, of the House — Waters and water rights; providing for use of monies appropriated to Statewide Water Development Revolving Fund as security and collateral for investment certificates. Emergency.
WD; to calendar.....759
Joint Rule 17 suspended by Senate.....763
G.O., considered, passed.....763
Engrossed, to House.....766
Enrolled, to House.....800
To Governor.....802
Approved May 30, 1984.....834

***SB 192** — By McDaniel of the Senate and Converse of the House — Waters and water rights; relating to Interlocal Cooperation Act, which relates to regional water distribution districts; procedures to establish regional water districts. Effective date. Emergency.
CR.....205
G.O., considered, advanced.....263
ML, adopted.....323
G.O., considered, failed.....323

***SB 208** — By Hopkins of the Senate and Monks, et al, of the House — Motor vehicles; requiring registration when owner becomes employed in this state. Emergency.
HAs read..... 99
HAs rejected, conference requested, SCs named.....100
Conference granted, HCs named.....103
CCR read.....154
CCR adopted, passed, to House.....163
Enrolled, to House.....225
To Governor.....226
Approved February 22, 1984.....246

***SB 227** — By Howell of the Senate and Craighead of the House — Revenue and taxation; requiring county assessors revalue according to plan approved by Tax Commission; requiring Board of Equalization to cause revaluation of certain property. Emergency.
CR.....194
G.O., considered, passed.....209
Engrossed, to House.....225

***SB 232** — By Boatner of the Senate and Davis (Guy) of the House — Children; relating to licensure, definitions, requirements, issuance of licenses, revocation of licenses, appeals and enjoining acts related to child care facilities; requiring registration. Emergency.
HAs read.....553
HAs rejected, conference requested, SCs named.....574
Conference granted, HCs named.....596
Died in conference

***SB 233** — By Taylor, et al, of the Senate and Boyd, et al, of the House — Public health and safety; prohibiting sludge lagoon or landfill in any county without prior consent by governing body.
HAs read.....569

***SB 242** — By York of the Senate and Barker, et al, of the House — Motor vehicles; modifying definitions in Vehicle License and Registration Act; modifying fees. Operative date. Emergency.
CR.....205
G.O., considered, passed.....276
Engrossed, to House.....318
HAs read.....569
HAs rejected, conference requested, SCs named.....586
Conference granted, HCs named.....632
Died in conference

***SB 248** — By Randle of the Senate and Fried of the House — Constitutional amendment; relating to property exempt from taxation; limiting exemption to nonprofit schools and colleges; removing exemption of ex-union and ex-confederate soldiers and widows.

HAs read 569
HAs rejected, conference requested,
SCs named 611
Conference granted, HCs named 632
CCR read 713
CCR adopted, passed, to House 717
Enrolled, to House 806
Filed with Secretary of State 811

***SB 253** — By Watson of the Senate and Talley, et al, of the House — Public health and safety; multiphasic health-screening law. Effective date.
CR 205
G.O., considered, passed 238
Engrossed, to House 247

***SB 301** — By Randle of the Senate and Deatherage, et al, of the House — Public finance; providing schedule for zero-based budgeting; allowing Director of State Finance to establish certain procedures. Emergency.
HAs rejected, conference requested,
SCs named 585
Conference granted, HCs named 602
Died in conference

***SB 316** — By Terrill of the Senate and Kelly of the House — Consumer Credit Code; providing origination fee of two percent or less of principal may be contracted for and received as additional charge in connection with consumer loan.
CR 204
G.O., considered, failed 264
ML; adopted, passed 265; 275
Engrossed, to House 318

***SB 318** — By Terrill of the Senate and Blodgett of the House — Consumer Credit Code; providing sellers and lenders may charge and collect from buyers and debtors a fee for return of dishonored checks, negotiable orders of withdrawal or share drafts. Emergency.
Enrolled, to House 498
To Governor 506
Approved March 28, 1984 548

***SB 330** — By Wright of the Senate and Twidwell of the House — Criminal punishments and procedure; providing jury's province shall be to determine guilt or innocence of accused and punishment to be assessed and declared by court, with exception. Emergency.
CR 102
G.O., considered, failed 274

SB 331 — By Hopkins of the Senate and Little of the House — Corporation Commission; prohibiting long-distance and toll charges within cities and towns. Emergency.
1st Reading 25
2nd Reading 51

SB 332 — By Landis — Crimes and punishments; prohibiting increases in credit card contracts without written approval. Emergency.
1st Reading 25
2nd Reading 51

SB 333 — By Landis, et al, of the Senate and Blodgett, et al, of the House — Public health and safety; directing State Board of Health to establish rules and regulations for use of visiting or residential animals in selected long-term health care facilities. Effective date.
1st Reading 25
2nd Reading 51
CR 179
G.O., considered, passed 223
Engrossed, to House 239
HAs read 420
HAs adopted, passed 453
Enrolled, to House 459
To Governor 460
Approved March 28, 1984 548

SB 334 — By Landis — Motor vehicles; prohibiting termination or premium increase for motor vehicle liability or collision insurance for certain violations. Emergency.
1st Reading 25
2nd Reading 51

SB 335 — By Landis — Revenue and taxation; providing gross production tax exemption for qualified types of production; specifying limitations and qualifications for exemption. Effective date. Emergency.
1st Reading 25
2nd Reading 51

SB 336 — By Giles — Oil and gas; creating Oklahoma Oil and Gas Commission. Effective date. Emergency.
1st Reading 25
2nd Reading 51

SB 337 — By Wright of the Senate and Clark, et al, of the House — Criminal procedure; relating to deferred judgment procedure; providing for plea of nolo contendere. Effective date.
1st Reading 26
2nd Reading 51
CR 61
G.O., considered, passed 75
Engrossed, to House 81
HAs read 367
HAs adopted, passed 378
Enrolled, to House 385
To Governor 392
Approved March 13, 1984 402

SB 338 — By Landis, et al, of the Senate and Blodgett of the House — Crimes and punishments; providing penalty for incitement to riot in city or county jail or correctional institution.
1st Reading 26
2nd Reading 51
CR 131
G.O., considered, failed 148
ML; adopted, passed 148; 164
Engrossed, to House 169

SB 339 — By Lamb of the Senate and Reimer of the House — Criminal procedure; increasing bond amounts. Emergency.
1st Reading 26
2nd Reading 51
CR 102
G.O., considered, passed 103
Engrossed, to House 110
HAs read 383
HAs rejected, conference requested, SCs named 398
Conference granted, HCs named 405
CCR read 740
CCR adopted, passed, to House 764
Enrolled, to House 781
To Governor 786
Approved May 29, 1984 827

SB 340 — By Watson of the Senate and Twidwell, et al, of the House — State government; granting sovereign immunity to nonstate employees when performing substantial and necessary services for the state. Emergency.
1st Reading 26
2nd Reading 51
Change in committee assignment 200
CR 373
G.O., considered, passed 384
Engrossed, to House 398
HAs read 631
HAs rejected, conference requested, SCs named 633
Conference granted, HCs named 638
CCR read 722
CCR adopted, passed, to House 726
Enrolled, to House 781
To Governor 786
Approved May 29, 1984 827

SB 341 — By Smith of the Senate and Stottlemyre, et al, of the House — Workers' compensation; modifying statute of limitations to reopen claims for compensation. Effective date.
1st Reading 26
2nd Reading 51
CR 204
G.O., considered, passed 250
Engrossed, to House 260

SB 342 — By Roberts, et al, of the Senate and Kelly, et al, of the House — State government; authorizing rangers appointed by Oklahoma State Bureau of Investigation to

enforce laws relating to farm and ranch livestock, equipment and supplies. Emergency.
1st Reading 26
2nd Reading 51
CR 102
G.O., considered, passed 125
Engrossed, to House 131
Enrolled, to House 514
To Governor 519
Approved March 29, 1984 575

SB 343 — By Dawson — Revenue and taxation; providing percentage of gross production tax be credited to appropriate County Highway Fund. Effective date.
1st Reading 26
2nd Reading 51

SB 344 — By Dawson of the Senate and Lancaster of the House — State lottery; directing vote of people on creation of state lottery.
1st Reading 27
2nd Reading 51
CR 154
G.O., considered, failed 315; 322

SB 345 — By Wright, et al, of the Senate and Henshaw of the House — Crimes and punishments; requiring persons agreeing to deferred judgment procedures to pay assessments and modifying amounts. Emergency.
1st Reading 27
2nd Reading 51
CR 102
G.O., considered, rereferred 109; 110
CR 131
G.O., considered, passed 150
Engrossed, to House 153
Enrolled, to House 405
To Governor 409
Approved March 20, 1984 481

SB 346 — By Dennis — Game and fish; allowing use of spotlights and motor vehicles in hunting of predatory animals that threaten livestock. Emergency.
1st Reading 27
2nd Reading 51

SB 347 — By Wright of the Senate and Johnson (Glen), et al, of the House — Criminal procedure; declaring statements of children under ten years of age describing acts of sexual contact to be competent to be admitted into evidence. Emergency.
1st Reading 27
2nd Reading 51
CR 131
G.O., considered, passed 175
ML; tabled 175; 188
Engrossed, to House 192
Enrolled, to House 378
To Governor 381
Approved March 12, 1984 393

SB 348 — By Wright of the Senate and Gordon of the House — Public health and safety; allowing motion for reduction or suspension of sentences of offenders providing substantial assistance in prosecution of persons; establishing procedures. Effective date.
1st Reading 27
2nd Reading 51
CR 61
G.O., considered, passed 72
Engrossed, to House 77

SB 349 — By Wright, et al, of the Senate and Cole, et al, of the House — Children and criminal procedure; providing for admissibility of prerecorded statements and testimony of child twelve years of age or under who is victim of abuse; providing procedures. Emergency.
1st Reading 27
2nd Reading 51
CR 159
G.O., considered, passed 175
Engrossed, to House 183
HAs read 497
HAs adopted, passed 572
Enrolled, to House 580
To Governor 590
Approved April 9, 1984 619

SB 350 — By Rhodes — Intoxicating liquors; prohibiting private clubs and places

licensed to sell nonintoxicating beverages for on-premise consumption from locating certain distances from any school or church. Effective date.
1st Reading 27
2nd Reading 51

SB 351 — By Howell of the Senate and Henry of the House — Civil procedure; providing for court approval of structured settlements and conservation of monies obtained for or on behalf of persons under eighteen in court proceedings. Emergency.
1st Reading 28
2nd Reading 51
CR 61
G.O., considered, passed 68
Engrossed, to House 71
HAs read 383
HAs adopted, passed 452
Enrolled, to House 459
To Governor 460
Approved March 28, 1984 548

SB 352 — By Smith — Schools; prohibiting starting of school year prior to first Tuesday after first Monday of September. Emergency.
1st Reading 28
2nd Reading 51

SB 353 — By Wright — Children and criminal procedure; modifying definition of child; providing for reverse certification for certain persons charged with felony offenses. Effective date.
1st Reading 28
2nd Reading 51

SB 354 — By Young — State government; recreating State Legislative Council. Effective date. Emergency.
1st Reading 28
2nd Reading 51

SB 355 — By Taliaferro, et al, of the Senate and Widener, et al, of the House — Agricultural extension work; requiring county extension services to be voted on prior to elimination. Emergency.
1st Reading 28
2nd Reading 51
CR 144
G.O., considered, passed 158
Engrossed, to House 164
HAs read 420
HAs adopted, passed 572
Enrolled, to House 580
To Governor 590
Approved April 9, 1984 619

SB 356 — By Dahl — Criminal procedure; allowing restitution to persons suffering personal injury or property damage as a result of a crime. Effective date.
1st Reading 28
2nd Reading 51

SB 357 — By Pierce — Children; providing exemption from licensure, investigation and visitation requirements for certain child care facilities. Emergency.
1st Reading 28
2nd Reading 51

SB 358 — By Randle, et al, of the Senate and Lewis, et al, of the House — State Senate, Oklahoma, appropriation. Operative date. Emergency.
1st Reading 30
2nd Reading 51
CR 266
G.O., considered, passed 334
Engrossed, to House 367
HAs read 600
HAs rejected, conference requested, GCCA 600
Conference granted, GCCA 601
CCR read 713
CCR adopted, passed, to House 716
Enrolled, to House 746
To Governor 746
Approved May 23, 1984 777

SB 359 — By Randle, et al, of the Senate and Lewis, et al, of the House — Legislative Fiscal Office, appropriation; authorizing

payment of assessment for Southwest Regional Energy Council and actuarial studies of State Retirement Systems. Operative date. Emergency.
1st Reading 30
2nd Reading 51
CR.....266
G.O., considered, passed.....335
Engrossed, to House 367
HAs read 592
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....713
CCR adopted, passed, to House.....716
Enrolled, to House.....732
To Governor 733
Approved May 22, 1984 766

SB 360 — By Randle, et al, of the Senate and Lewis, et al, of the House — Attorney General, Office of the, appropriation. Operative date. Emergency.
1st Reading 30
2nd Reading 51
CR.....380
G.O., considered, passed.....385
Engrossed, to House 398
HAs read 627
HAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....629
CCR read.....713
CCR adopted, passed 716
ML; adopted.....717; 744
CCR rejected, further conference requested 744
Further conference granted.....746
2nd CCR read 779
2nd CCR adopted, passed, to House ...784
Enrolled, to House.....800
To Governor 802
Approved May 30, 1984 834

SB 361 — By Randle, et al, of the Senate and Lewis, et al, of the House — State Supreme Court, for district courts, appropriations. Operative date. Emergency.
1st Reading 30
2nd Reading 51
CR.....410
G.O., considered, passed.....414
Engrossed, to House 426
HAs read 614
HAs rejected, conference requested, GCCA.....618
Conference granted, GCCA.....619
CCR read.....747
CCR adopted, passed, to House.....750
Enrolled, to House.....771
To Governor 775
Approved May 29, 1984 827

SB 362 — By Randle, et al, of the Senate and Lewis, et al, of the House — State Supreme Court and Court of Appeals, appropriations. Operative date. Emergency.
1st Reading 30
2nd Reading 51
CR.....410
G.O., considered, passed.....415
Engrossed, to House 426
HAs read 614
HAs rejected, conference requested, GCCA.....618
Conference granted, GCCA.....619
CCR read.....747
CCR adopted, passed, to House.....751
Enrolled, to House.....771
To Governor 775
Approved May 29, 1984 827

SB 363 — By Randle, et al, of the Senate and Lewis, et al, of the House — Court of Criminal Appeals, Office of the, appropriation. Operative date. Emergency.
1st Reading 30
2nd Reading 51
CR.....374
G.O., considered, passed.....386
Engrossed, to House 398
HAs read 603
HAs rejected, conference requested, GCCA.....611
Conference granted, GCCA.....613
CCR read.....668
CCR adopted, passed, to House.....670

Enrolled, to House.....692
To Governor.....693
Approved May 7, 1984.....699

SB 364 — By Randle, et al, of the Senate and Lewis, et al, of the House — Capitol Improvement Authority and Office of Public Affairs, appropriations; creating petty cash fund for Capitol cafeteria. Operative date. Emergency.
1st Reading..... 30
2nd Reading..... 51
CR.....380
G.O., considered, passed.....386
Engrossed, to House.....398
HAs read.....600
HAs rejected, conference requested, GCCA.....600
Conference granted, GCCA.....601
CCR read.....797
CCR adopted, passed, to House.....802
Enrolled, to House.....811
To Governor.....813
Approved May 31, 1984.....834

SB 365 — By Randle, et al, of the Senate and Lewis, et al, of the House — Attorney General and Crime Victims Compensation Board; making appropriations; limiting amount of claims for victims. Operative date. Emergency.
1st Reading..... 31
2nd Reading..... 51
CR.....420
G.O., considered, passed.....423
Engrossed, to House.....442
HAs read.....614
HAs rejected, conference requested, GCCA.....618
Conference granted, GCCA.....619
CCR read.....779
CCR adopted, passed, to House.....784
CCR rejected, further conference requested.....786
Further conference granted.....786
2nd CCR read.....797
2nd CCR adopted, passed, to House...798
Enrolled, to House.....807
To Governor.....811
Approved May 30, 1984.....834

SB 366 — By Randle, et al, of the Senate and Lewis, et al, of the House — Workers' Compensation Court, Office of the, appropriation. Operative date. Emergency.
1st Reading..... 31
2nd Reading..... 52
CR.....410
G.O., considered, passed.....414
Engrossed, to House.....426
HAs read.....592
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....747
CCR adopted, passed, to House.....751
Enrolled, to House.....771
To Governor.....775
Approved May 29, 1984.....827

SB 367 — By Randle, et al, of the Senate and Lewis, et al, of the House — Criminal Justice, Oklahoma Center for, appropriation. Operative date. Emergency.
1st Reading..... 31
2nd Reading..... 52
CR.....266
G.O., considered, passed.....335
ML; Engrossed, to House.....335; 385
HAs read.....603
HAs rejected, conference requested, GCCA.....611
Conference granted, GCCA.....613
CCR read.....668
CCR adopted, passed.....670
ML; adopted, passed, to House...671; 679
Enrolled, to House.....704
To Governor.....705
Approved May 14, 1984.....722

SB 368 — By Randle, et al, of the Senate and Lewis, et al, of the House — Various state agencies; making appropriations. Operative date. Emergency.
1st Reading..... 31
2nd Reading..... 52
CR.....410
G.O., considered, passed.....424; 443
Engrossed, to House.....459
Joint Rule 17 suspended by Senate.....601

HAs read 631
HAs rejected, conference requested, GCCA.....633
Conference granted, GCCA.....634
CCR read.....811
CCR rejected, further conference requested 818
Further conference granted.....822
2nd CCR read 824
2nd CCR adopted, passed.....824
ML; adopted, passed.....825; 830
ML; tabled, to House 831
Enrolled, to House.....834
To Governor 834
Approved June 11, 1984

SB 369 — By Randle, et al, of the Senate and Lewis, et al, of the House — Education, State Board of, making appropriation; providing for appointment, duties and compensation of employees. Operative date. Emergency.
1st Reading 32
2nd Reading 52

SB 370 — By Randle, et al, of the Senate and Lewis, et al, of the House — Vocational and Technical Education, State Board of; making appropriations. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....374
G.O., considered, passed.....390
Engrossed, to House 398
HAs read 600
HAs rejected, conference requested, GCCA.....600
Conference granted, GCCA.....601
CCR read.....797
CCR adopted, passed, to House.....798
Enrolled, to House.....807
To Governor 811
Approved May 30, 1984 834

SB 371 — By Randle, et al, of the Senate and Lewis, et al, of the House — Libraries, Oklahoma Department of, appropriation. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....374
G.O., considered, passed.....390
Engrossed, to House 398
HAs read 621
HAs rejected, conference requested, GCCA.....623
Conference granted, GCCA.....627
CCR read.....693
CCR adopted, passed, to House.....696
Enrolled, to House.....711
To Governor 713
Approved May 14, 1984 722

SB 372 — By Randle, et al, of the Senate and Lewis, et al, of the House — Abolishing Commission on Fire Protection Personnel Standards and Education. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....266
G.O., considered, passed.....335
Engrossed, to House 367
HAs read 592
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....797
CCR adopted, passed, to House.....804
Enrolled, to House.....811
To Governor 813
Approved May 30, 1984 834

SB 373 — By Randle, et al, of the Senate and Lewis, et al, of the House — Arts Council of Oklahoma, State, appropriations. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....266
G.O., considered, passed.....336
Engrossed, to House 367
HAs read 592
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....693

CCR adopted, passed, to House.....696
Enrolled, to House.....711
To Governor.....713
Approved May 14, 1984 722

SB 374 — By Randle, et al, of the Senate and Lewis, et al, of the House — Will Rogers Memorial Commission, appropriation. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....266
G.O., considered, passed.....336
Engrossed, to House 367
HAs read 592
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....668
CCR adopted, passed, to House.....671
Enrolled, to House.....692
To Governor.....693
Approved May 7, 1984.....699

SB 375 — By Randle, et al, of the Senate and Lewis, et al, of the House — J.M. Davis Memorial Commission, appropriation. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....266
G.O., considered, passed.....337
Engrossed, to House 367
HAs read 592
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....668
CCR adopted, passed, to House.....671
Enrolled, to House.....692
To Governor.....693
Approved May 7, 1984.....699

SB 376 — By Randle, et al, of the Senate and Lewis, et al, of the House — Consumer Credit, Commission on, appropriation; increasing fee. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....180
G.O., considered, passed.....192
Engrossed, to House 198
HAs read 618
HAs rejected, conference requested, GCCA.....618
Conference granted, GCCA.....619
CCR read.....693
CCR adopted, passed, to House.....696
Enrolled, to House.....711
To Governor.....713
Approved May 14, 1984 722

SB 377 — By Randle, et al, of the Senate and Lewis, et al, of the House — Insurance Commissioner, Office of the, appropriation. Operative date. Emergency.
1st Reading 32
2nd Reading 52
CR.....266
G.O., considered, passed.....337
Engrossed, to House 367
HAs read 581
HAs rejected, conference requested, GCCA.....585
Conference granted, GCCA.....592
CCR read.....713
CCR adopted, passed, to House.....717
Enrolled, to House.....732
To Governor.....733
Approved May 22, 1984 766

SB 378 — By Randle, et al, of the Senate and Lewis, et al, of the House — Liquefied Petroleum Gas Board, Office of the, appropriation. Operative date. Emergency.
1st Reading 33
2nd Reading 52
CR.....180
G.O., considered, passed.....192
Engrossed, to House 198
HAs read 592
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....668
CCR adopted, passed, to House.....672
Enrolled, to House.....692
To Governor.....693
Approved May 7, 1984.....699

SB 379 — By Randle, et al, of the Senate and Lewis, et al, of the House — Securities Commission, Office of the, appropriation. Operative date. Emergency.
1st Reading 33
2nd Reading 52
CR 266
G.O., considered, passed 338
Engrossed, to House 367
HAs read 553
HAs rejected, conference requested, GCCA 585
Conference granted, GCCA 592
CCR read 668
CCR adopted, passed, to House 672
Enrolled, to House 704
To Governor 705
Approved May 14, 1984 722

SB 380 — By Randle, et al, of the Senate and Lewis, et al, of the House — Mines; making appropriations to Office of the Chief Mine Inspector and State Mining Board; modifying inspection requirements. Operative date. Emergency.
1st Reading 33
2nd Reading 52
CR 401
G.O., considered, passed 415
Engrossed, to House 426
HAs read 621
HAs rejected, conference requested, GCCA 623
Conference granted, GCCA 627
CCR read 747
CCR adopted, passed, to House 751
Enrolled, to House 771
To Governor 775
Approved May 29, 1984 827

SB 381 — By Randle, et al, of the Senate and Lewis, et al, of the House — Agriculture, State Department of, appropriations. Operative date. Emergency.
1st Reading 33
2nd Reading 52
CR 401
G.O., considered, passed 416
Engrossed, to House 426
HAs read 603
HAs rejected, conference requested, GCCA 611
Conference granted, GCCA 613
CCR read 779
CCR adopted, passed 783
ML; adopted 784; 821
CCR rejected, further conference requested 821
Further conference granted 822
Died in conference

SB 382 — By Randle, et al, of the Senate and Lewis, et al, of the House — Economic and Community Affairs, Department of, appropriations. Operative date. Emergency.
1st Reading 33
2nd Reading 52
CR 401
G.O., considered, passed 416
Engrossed, to House 426
HAs read 627
HAs rejected, conference requested, GCCA 629
Conference granted, GCCA 629
CCR read 797
CCR adopted, passed, to House 803
Enrolled, to House 811
To Governor 813
Approved May 31, 1984 834

SB 383 — By Randle, et al, of the Senate and Lewis, et al, of the House — Corporation Commission, appropriations; creating Corporation Commission Revolving Fund; abolishing Pipeline Enforcement Fund. Operative date. Emergency.
1st Reading 33
2nd Reading 52
CR 401
G.O., considered, passed 417
Engrossed, to House 426
HAs read 631
HAs rejected, conference requested, GCCA 633
Conference granted, GCCA 634
CCR read 797
CCR adopted, passed, to House 803
Enrolled, to House 814

To Governor 815
Approved May 31, 1984 834

SB 384 — By Randle, et al, of the Senate and Lewis, et al, of the House — Health, State Department of, appropriations. Operative date. Emergency.
1st Reading 33
2nd Reading 52
CR 401
G.O., considered, passed.....417
Engrossed, to House 426
HAs read 621
HAs rejected, conference requested, GCCA.....623
Conference granted, GCCA.....627
CCR read.....747
CCR rejected, further conference requested 753
Further conference granted.....753
2nd CCR read 774
2nd CCR adopted, passed, to House ...775
Enrolled, to House.....800
To Governor 802
Approved May 31, 1984 834

SB 385 — By Randle, et al, of the Senate and Lewis, et al, of the House — Human Rights Commission, Oklahoma, appropriation. Operative date. Emergency.
1st Reading 34
2nd Reading 52
CR 374
G.O., considered, passed.....388
Engrossed, to House 398
HAs read 621
HAs rejected, conference requested, GCCA.....623
Conference granted, GCCA.....627
CCR read.....693
CCR adopted, passed, to House.....698
Enrolled, to House.....711
To Governor 713
Approved May 14, 1984 722

SB 386 — By Randle, et al, of the Senate and Lewis, et al, of the House — J.D. McCarty Center for Handicapped Children, appropriation. Operative date. Emergency.
1st Reading 34
2nd Reading 52
CR 266
G.O., considered, passed.....341
Engrossed, to House 367
HAs read 621
HAs rejected, conference requested, GCCA.....623
Conference granted, GCCA.....627
CCR read.....668
CCR adopted, passed, to House.....672
Enrolled, to House.....692
To Governor 693
Approved May 7, 1984 699

SB 387 — By Randle, et al, of the Senate and Lewis, et al, of the House — Commission on Children and Youth, Oklahoma, appropriations. Operative date. Emergency.
1st Reading 34
2nd Reading 52
CR 221
G.O., considered, passed.....257
ML; Engrossed, to House 258; 333
HAs read 614
HAs rejected, conference requested, GCCA.....618
Conference granted, GCCA.....619
CCR read.....713
CCR adopted, passed, to House.....717
Enrolled, to House.....746
To Governor 746
Approved May 23, 1984 777

SB 388 — By Randle, et al, of the Senate and Lewis, et al, of the House — Handicapped Concerns, Office of, appropriation. Operative date. Emergency.
1st Reading 34
2nd Reading 52
CR 221
G.O., considered, passed.....258
Engrossed, to House 275
HAs read 614
HAs rejected, conference requested, GCCA.....618
Conference granted, GCCA.....619
CCR read.....668
CCR adopted, passed, to House.....673

Enrolled, to House.....692
To Governor.....693
Approved May 7, 1984.....699

SB 389 — By Randle, et al, of the Senate and Lewis, et al, of the House — Veterans Affairs, Oklahoma Department of, appropriation; modifying eligibility for certain benefits. Operative date. Emergency.
1st Reading 34
2nd Reading 52
CR.....401
G.O., considered, passed.....417
Engrossed, to House 426
HAs read 621
HAs rejected, conference requested, GCCA.....623
Conference granted, GCCA.....627
CCR read.....747
CCR adopted, passed, to House.....752
Enrolled, to House.....771
To Governor.....775
Approved May 29, 1984 827

SB 390 — By Randle, et al, of the Senate and Lewis, et al, of the House — Corrections, Department of, appropriation. Operative date.
1st Reading 34
2nd Reading 52
CR.....420
G.O., considered, passed.....426
ML; Engrossed, to House.....427; 498
HAs read 631
HAs rejected, conference requested, GCCA.....633
Conference granted, GCCA.....634
CCR read.....779
CCR adopted, passed, to House.....794
CCR rejected, further conference requested 794
Further conference granted.....799
2nd CCR read 811
2nd CCR adopted, passed.....813
ML; adopted, passed, to House...813; 820
2nd CCR rejected, further conference requested 825
Further conference granted 825
Died in conference

SB 391 — By Randle, et al, of the Senate and Lewis, et al, of the House — Fire Marshal, Office of the State, appropriation. Operative date. Emergency.
1st Reading 34
2nd Reading 52
CR.....221
G.O., considered, passed.....261
Engrossed, to House 275
HAs read 627
HAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....629
CCR read.....668
CCR adopted, passed, to House.....673
Enrolled, to House.....692
To Governor.....693
Approved May 7, 1984.....699

SB 392 — By Randle, et al, of the Senate and Lewis, et al, of the House — Pardon and Parole Board, Office of the, appropriation. Operative date. Emergency.
1st Reading 35
2nd Reading 52
CR.....221
G.O., considered, passed.....262
Engrossed, to House 275
HAs read 600
HAs rejected, conference requested, GCCA.....600
Conference granted, GCCA.....601
CCR read.....740
CCR adopted, passed 744
ML; adopted; passed.....745; 760; 820
CCR rejected, further conference requested 825
Further conference granted.....825
Died in conference

SB 393 — By Randle, et al, of the Senate and Lewis, et al, of the House — Military

Department, Office of the Oklahoma, appropriation. Operative date. Emergency.
1st Reading 35
2nd Reading 52
CR 221
G.O., considered, passed 261
Engrossed, to House 275
HAs read 592
HAs rejected, conference requested, GCCA 596
Conference granted, GCCA 599
CCR read 740
CCR adopted, passed, to House 745
Enrolled, to House 771
To Governor 775
Approved May 29, 1984 827

SB 394 — By Randle, et al, of the Senate and Lewis, et al, of the House — Civil Defense, Office of, appropriation. Operative date. Emergency.
1st Reading 35
2nd Reading 52
CR 401
G.O., considered, passed 418
Engrossed, to House 426
HAs read 592
HAs rejected, conference requested, GCCA 596
Conference granted, GCCA 599
CCR read 693
CCR adopted, passed, to House 697
Enrolled, to House 711
To Governor 713
Recalled from Governor 730
4th Reading and signing rescinded 733
CCR rejected, further conference requested 741
Further conference granted 741
2nd CCR read 743
2nd CCR adopted, passed, to House ... 743
Enrolled, to House 746
To Governor 747
Approved May 17, 1984 754

SB 395 — By Randle, et al, of the Senate and Lewis, et al, of the House — Oklahoma Police Pension and Retirement Board; making appropriations. Operative date. Emergency.
1st Reading 35
2nd Reading 52
CR 374
G.O., considered, passed 388
Engrossed, to House 398
HAs read 621
HAs rejected, conference requested, GCCA 623
Conference granted, GCCA 627
CCR read 779
CCR adopted, passed, to House 783
Enrolled, to House 800
To Governor 802
Approved May 30, 1984 834

SB 396 — By Randle, et al, of the Senate and Lewis, et al, of the House — Oklahoma Firefighters Pension and Retirement Board; making an appropriation. Operative date. Emergency.
1st Reading 35
2nd Reading 52
CR 374
G.O., considered, passed 388
Engrossed, to House 398
HAs read 621
HAs rejected, conference requested, GCCA 623
Conference granted, GCCA 627
CCR read 797
CCR adopted, passed, to House 798
Enrolled, to House 807
To Governor 811
Approved May 30, 1984 834

SB 397 — By Randle, et al, of the Senate and Lewis, et al, of the House — Oklahoma Law Enforcement Retirement Board; making an appropriation. Operative date. Emergency.
1st Reading 35
2nd Reading 52
CR 374
G.O., considered, passed 389
Engrossed, to House 398
HAs read 621

HAs rejected, conference requested, GCCA....623
Conference granted, GCCA....627
CCR read....774
CCR adopted, passed, to House....774
Enrolled, to House....800
To Governor....802
Approved May 30, 1984....834

SB 398 — By Randle, et al, of the Senate and Lewis, et al, of the House — Various state agencies; making appropriations. Emergency.
1st Reading....35
2nd Reading....52
CR....401
G.O., considered, passed....418
Engrossed, to House....426
HAs read....621
HAs rejected, conference requested, GCCA....623
Conference granted, GCCA....627
CCR read....811
CCR rejected, further conference requested....818
Further conference granted....822
Died in conference

SB 399 — By York of the Senate and Barker of the House — Public finance; requiring deposits of certain funds to General Revenue Fund of State; requiring transfer of certain unappropriated and unexpended funds. Operative date. Emergency.
1st Reading....35
2nd Reading....52
CR....373
G.O., considered, passed....384
Engrossed, to House....398
HAs read....631
HAs rejected, conference requested, GCCA....633
Conference granted, GCCA....634
CCR read....779
CCR adopted, passed, to House....787
Enrolled, to House....800
To Governor....802
Approved May 30, 1984....834

SB 400 — By York of the Senate and Barker of the House — Public finance; relating to General Revenue Cash-Flow Reserve Fund and Human Services Cash-Flow Reserve Fund; providing for apportionment of funds. Emergency.
1st Reading....35
2nd Reading....52
CR....401
G.O., considered, passed....488
Engrossed, to House....498
HAs read....631
HAs rejected, conference requested, GCCA....633
Conference granted, GCCA....634
CCR read....668
CCR adopted, passed, to House....686
CCR rejected, further conference requested....721
Further conference granted....721
2nd CCR read....740
2nd CCR adopted, passed, to House....740
Enrolled, to House....746
To Governor....746
Approved May 23, 1984....777

SB 401 — By York of the Senate and Willis, et al, of the House — Public finance; creating Information Services Division and Oklahoma Financial Information System Management Division within Office of State Finance; making appropriations. Effective date. Emergency.
1st Reading....35
2nd Reading....52
CR....420
G.O., considered, passed....485
Engrossed, to House....498
HAs read....631
HAs rejected, conference requested, GCCA....635
Conference granted, GCCA....638
CCR read....779
CCR adopted, passed....784
ML; WD, to House....785; 794
Enrolled, to House....807
To Governor....811
Approved May 31, 1984....834

SB 402 — By Boatner of the Senate and Vanatta of the House — Banks and trust companies; prohibiting charters and certificates of authority to be issued or retained for trust companies by nonresidents except individuals. Emergency.
1st Reading 52
2nd Reading 56

SB 403 — By Cate of the Senate and Hobson, et al, of the House — Motor vehicles; relating to courses for drinking drivers; increasing enrollment fees. Emergency.
1st Reading 56
2nd Reading 59
Change in committee assignment 68
CR 179
G.O., considered, passed 202
Engrossed, to House 210
Enrolled, to House 459
To Governor 460
Approved March 27, 1984 548

SB 404 — By Stipe — Common carriers; relating to Security of Communication Act; providing exceptions if telephone communications monitoring is clearly indicated. Effective date.
1st Reading 59
2nd Reading 61

SB 405 — By Cullison — Counties and county officers; relating to membership in organizations; authorizing membership in State Associations. Emergency.
1st Reading 59
2nd Reading 61

SB 406 — By Cain of the Senate and Williams (Freddye) of the House — Cities and towns; authorizing municipalities to board and secure dilapidated buildings; defining board and secure; repealing section relating to municipal licenses and fees. Effective date.
1st Reading 62
2nd Reading 63
CR 131
G.O., considered, passed 143
Engrossed, to House 148
HAs read 395
HAs rejected, conference requested 824
Conference granted, HCs named 825
SCs appointed 829
CCR read 831
CCR adopted, passed, to House 833
Enrolled, to House 834
To Governor 834
Pocket veto June 15, 1984

SB 407 — By Wright, et al, of the Senate and Twidwell, et al, of the House — Prisons and reformatories; person confined in and authorized to be away from county or city jail or correctional institution is exempt from Workers' Compensation Act; denying liability. Emergency.
1st Reading 62
2nd Reading 63
CR 194
G.O., considered, passed 262
Engrossed, to House 275
Enrolled, to House 551
To Governor 562
Approved April 4, 1984 602

SB 408 — By Stipe — Corporation Commission; prohibiting inclusion in electric generating utility applications for fuel adjustment charge transportation costs and severance taxes paid on out-of-state coal. Emergency.
1st Reading 62
2nd Reading 63

SB 409 — By Dawson — Revenue and taxation; providing income tax shall be computed as percentage of federal income tax liability; setting rates; revising method for taxing fiduciaries. Effective date.
1st Reading 64
2nd Reading 69

SB 410 — By Terrill, et al, of the Senate and Lewis, et al, of the House — Credit unions; allowing payroll deductions for credit union and insurance premiums; repealing

certain deductions; creating Payroll Deduction Board. Emergency.
1st Reading 64
2nd Reading 69
CR 95
G.O., considered, passed 104
Engrossed, to House 110
HAs read 395
HAs rejected, conference requested 401
Conference granted, HCs named 405
SCs appointed 438
CCR read 797
CCR adopted, passed, to House 805
Enrolled, to House 811
To Governor 813
Vetoed June 15, 1984

Veto Message from the Governor:

At my request, the Legislature this session enacted House Bill Number 1510, now law, to improve the management of the State's business relating to payroll deductions. Enrolled Senate Bill Number 410 would modify portions of Enrolled House Bill Number 1510 and would weaken the uniformity provided in that measure. Specifically, the bill opens all seven (7) retirement systems to pension deductions for credit unions, insurance and supplemental retirement plans and requires each system to develop its own rules for implementation. Likewise, the bill would authorize political subdivisions and school districts to establish payroll deductions without the requisite ability to coordinate such functions across county, municipal and school district lines. This bill would, in my opinion, dilute the accomplishments made in Enrolled House Bill Number 1510 and it is for this reason I have vetoed this bill.

SB 411 — By Wright of the Senate and Lewis of the House — Criminal procedure; limiting length of time nonviolent intermediate offender plan to be continued with offender; modifying definition of nonviolent offense. Emergency.
1st Reading 64
2nd Reading 69
CR 194
G.O., considered, passed 275; 282
Engrossed, to House 318
HAs read 518
HAs rejected, conference requested, SCs named 537
Conference granted, HCs named 547
CCR read 774
CCR adopted, passed, to House 776
Enrolled, to House 807
To Governor 811
Approved May 30, 1984 834

SB 412 — By Cain of the Senate and Vanatta of the House — Public health and safety; relating to nonphysician services; adding services for which fee may be charged; allowing State Board of Health to establish fees for services. Emergency.
1st Reading 64
2nd Reading 69

SB 413 — By McCune — Damages; providing exemplary damages awarded shall inure to state; providing procedure for payment of exemplary damages and release of judgment; requiring court to set attorney's fee. Effective date.
1st Reading 64
2nd Reading 69

SB 414 — By Dawson — Oil and gas; providing procedures for payment of surface damages in drilling for oil and gas; requiring bond or guaranteed letter of credit; allowing suit for damages. Effective date. Emergency.
1st Reading 67
2nd Reading 72

SB 415 — By Randle, et al, of the Senate and Lewis, et al, of the House — Horse Racing Commission, Oklahoma; making an appropriation; reducing bond for non-pari-mutuel tracks. Operative date. Emergency.
1st Reading 72
2nd Reading 77
CR 266
G.O., considered, passed 338

Engrossed, to House 367
HAs read 553
HAs rejected, conference requested, GCCA.....596
Conference granted, GCCA.....599
CCR read.....668
CCR adopted, passed, to House.....673
Enrolled, to House.....704
To Governor.....705
Approved May 14, 1984 722

SB 416 — By Green of the Senate and Holden of the House — Workers' Compensation; granting Commissioner authority to contract for actuarial studies; exempting such contracts from Oklahoma Central Purchasing Act. Emergency.
1st Reading 72
2nd Reading 77
CR.....205
G.O., considered, failed.....263

SB 417 — By Clifton of the Senate and Henry, et al, of the House — Civil and criminal procedure; establishing the Oklahoma Pleading Code. Effective date.
1st Reading 72
2nd Reading 77
CR.....159
G.O., considered, passed 242; 265
Engrossed, to House 275
HAs read 518
HAs rejected, conference requested, SCs named 544
Conference granted, HCs named 547; 557
CCR read.....642
CCR adopted, passed 642
ML; WD, to House 642; 650
Enrolled, to House.....667
To Governor.....668
Approved May 1, 1984.....683

SB 418 — By Clifton of the Senate and Lewis, et al, of the House — Liens; relating to mechanics' and materialmen's liens on leased or rented equipment; clarifying type of property to be exempted. Emergency.
1st Reading 77
2nd Reading 81
CR.....126
G.O., considered, passed.....144
Engrossed, to House 148
Enrolled, to House.....378
To Governor.....381
Approved March 12, 1984 393

SB 419 — By Johnson of the Senate and Sanders, et al, of the House — Public health and safety; abolishing Department of Emergency Resources Management and transferring duties, powers and responsibilities to Department of Civil Defense. Effective date. Emergency.
1st Reading 77
2nd Reading 81
CR.....188
G.O., considered, passed.....197
Engrossed, to House 210
Enrolled, to House.....580
To Governor.....590
Approved April 9, 1984 619

SB 420 — By Johnson of the Senate and Sanders of the House — Professions and occupations; recreating water and sewage works operators certification advisory council. Effective date. Emergency.
1st Reading 77
2nd Reading 81
CR.....180
G.O., considered, passed.....198
Engrossed, to House 210
Enrolled, to House.....580
To Governor.....590
Approved April 9, 1984 619

SB 421 — By Johnson of the Senate and Sanders of the House — Professions and occupations; recreating Oklahoma State Committee of Plumbing Examiners. Effective date. Emergency.
1st Reading 77
2nd Reading 81
CR.....179
G.O., considered, passed.....198
Engrossed, to House 210
Enrolled, to House.....580
To Governor.....590
Approved April 9, 1984 619

SB 422 — By Johnson of the Senate and Sanders of the House — Public finance; recreating Special Agency Account Board. Effective date. Emergency.
1st Reading 77
2nd Reading 81
CR 179
G.O., considered, passed 199
Engrossed, to House 210
Enrolled, to House 580
To Governor 590
Approved April 9, 1984 619

SB 423 — By Johnson of the Senate and Sanders of the House — Public health and safety; recreating Emergency Medical Services Advisory Council; abolishing committees and programs within State Department of Health. Effective date. Emergency.
1st Reading 77
2nd Reading 81
CR 179
G.O., considered, passed 200
Engrossed, to House 210
HAs read 614
HAs adopted, passed 623
ML; Enrolled, to House 623; 642
To Governor 643
Approved April 24, 1984 658

SB 424 — By Johnson of the Senate and Sanders, et al, of the House — Labor; abolishing Occupational Health and Safety Standards Commission; providing Commissioner of Labor to enforce occupational Health and Safety Standards Act. Effective date. Emergency.
1st Reading 77
2nd Reading 81
CR 380
G.O., considered, passed 391
ML; adopted, passed 391; 399
Engrossed, to House 405
HAs read 627
HAs adopted, passed 632
Enrolled, to House 636
To Governor 638
Approved April 19, 1984 653

SB 425 — By Terrill, et al, of the Senate and Williams (Penny), et al, of the House — Insurance; adding requirement that insurance coverage for newly born children include transportation necessary for provision of medical care. Effective date.
1st Reading 78
2nd Reading 81
CR 131
G.O., considered, passed 185
Engrossed, to House 192
HAs read 569
HAs adopted, passed 594
Enrolled, to House 600
To Governor 601
Approved April 10, 1984 624

SB 426 — By Dawson of the Senate and Lewis of the House — Securities; relating to powers of Administrator to prevent violation of Oklahoma Securities Act; providing temporary order; authorizing cease and desist order. Effective date. Emergency.
1st Reading 78
2nd Reading 81
CR 131
G.O., considered, passed 167
Engrossed, to House 169
HAs read 479
HAs adopted, passed 581
Enrolled, to House 593
To Governor 599
Approved April 10, 1984 624

SB 427 — By Dawson of the Senate and Lewis of the House — Securities; making bonding of broker-dealers, agents and investment advisers discretionary with Administrator; modifying exemptions from registration and filing sales literature. Effective date. Emergency.
1st Reading 78
2nd Reading 81
CR 132
G.O., considered, passed 164; 166
Engrossed, to House 169
Enrolled, to House 459
To Governor 460
Approved March 28, 1984 548

SB 428 — By Taylor of the Senate and Hooper of the House — Insurance; increasing fee for renewal of permit to provide prepaid funeral benefits; providing for deposit, withdrawal and return of portion of trust funds. Effective date. Emergency.
1st Reading 78
2nd Reading 81
CR 205
G.O., considered, passed 284
Engrossed, to House 318
Enrolled, to House 498
To Governor 506
Approved March 28, 1984 548

SB 429 — By Taylor — Counties and county officers; providing procedures for selecting vendor for purchase of gasoline and diesel fuel; providing procedures for purchase. Emergency.
1st Reading 78
2nd Reading 81

SB 430 — By Green — State government; relating to competitive bid procedures; excluding certain professional services. Emergency.
1st Reading 78
2nd Reading 81

SB 431 — By Green of the Senate and Holden of the House — State government; relating to State Employees Group Health and Life Insurance Board Authority; consultant actuary contracts to be bid every three years. Emergency.
1st Reading 78
2nd Reading 81
CR 205
G.O., considered, failed 316
ML; adopted, passed 317; 324
Engrossed, to House 333
Enrolled, to House 483
To Governor 485
Vetoed March 28, 1984 548

SB 432 — By Taliaferro — Labor; repealing statutes relating to minimum wages on public works. Effective date. Emergency.
1st Reading 84
2nd Reading 88

SB 433 — By Boatner of the Senate and Widener of the House — Professions and occupations; relating to bail bondsmen and runners; modifying applicant requirements; increasing license fees; establishing late renewal fee. Emergency.
1st Reading 84
2nd Reading 88
CR 159
G.O., considered, passed 185
Engrossed, to House 192
HAs read 424
HAs rejected, conference requested, SCs named 557
Conference granted, HCs named 566
CCR read 665
CCR adopted, passed, to House 667; 669
CCR rejected, conference requested 698
Further conference granted 704
2nd CCR read 713
2nd CCR adopted, passed, to House ...719
Enrolled, to House 746
To Governor 746
Approved May 23, 1984 777

SB 434 — By Stipe of the Senate and Sanders of the House — Public health and safety; adding podiatric to categories of services for health maintenance organizations. Emergency.
1st Reading 85
2nd Reading 88
CR 204
G.O., considered, passed 260
Engrossed, to House 275
Enrolled, to House 459
To Governor 460
Approved March 27, 1984 548

SB 435 — By Stipe of the Senate and Sanders of the House — Insurance; allowing establishment of preferred provider policies; requiring insurer establish terms and conditions to be met by hospital or provider; prohibiting discrimination. Effective date.

1st Reading 85
2nd Reading 88
CR 205
G.O., considered, failed 259
ML; failed 260; 323

SB 436 — By Taliaferro, et al, of the Senate and Hooper, et al, of the House — Civil Defense, Department of; making appropriations; providing for utilization of excess public funds. Emergency.
1st Reading 85
2nd Reading 88
CR 111
G.O., considered, passed 120
ML; Engrossed, to House 120; 148
HAs read 633
HAs adopted, passed 633
Enrolled, to House 636
To Governor 638
Approved April 20, 1984 658

SB 437 — By Clifton of the Senate and Lewis of the House — State government; relating to Central Purchasing; permitting leasing of equipment and materials by state agencies. Emergency.
1st Reading 88
2nd Reading 94
CR 131
WD; rereferred 149
CR 154
G.O., considered, passed 216
Engrossed, to House 225
HAs read 532
HAs adopted, passed 609
Enrolled, to House 633
To Governor 633
Approved April 19, 1984 653

SB 438 — By Giles of the Senate and Fair of the House — Elections; relating to campaign contributions and expenditures; requiring reports to be filed by unopposed candidates. Emergency.
1st Reading 89
2nd Reading 94
CR 154
G.O., considered, passed 177
Engrossed, to House 183

SB 439 — By Giles, et al, of the Senate and Fair of the House — Elections; restricting use of campaign contributions; providing for return or donation of contributions. Effective date.
1st Reading 89
2nd Reading 94
CR 154
G.O., considered, passed 178
Engrossed, to House 183

SB 440 — By Green — Revenue and taxation; deleting exception for nonresidents from municipal tax levies on earnings, payrolls or income. Emergency.
1st Reading 89
2nd Reading 94

SB 441 — By Ford — Elections; restricting authorization of absentee ballots to elections; designating time for requesting and returning absentee ballots; providing procedures. Emergency.
1st Reading 89
2nd Reading 94

SB 442 — By Ford — Corporation Commission; repealing statutes relating to fuel adjustment clauses and purchased power adjustment clauses. Effective date.
1st Reading 89
2nd Reading 94

SB 443 — By Dahl of the Senate and Johnson (Don) of the House — Motor vehicles; requiring notification be made to Department of Public Safety by wrecker or towing service of vehicles causing property damage. Emergency.
1st Reading 94
2nd Reading 100
CR 194
G.O., considered, failed 208; 210
ML; failed 210; 238

SB 444 — By McCune, et al, of the Senate and Duke of the House — Prisons and reformatories and state government; giving preference for purchase from severely handi-

capped for any product or service that is also provided by Department of Corrections. Effective date.
1st Reading....94
2nd Reading....100
CR....154
G.O., considered, passed....165
Engrossed, to House....169
HAs read....553
HAs rejected, conference requested, SCs named....584
Conference granted, HCs named....596
CCR read....623
CCR adopted, passed, to House....627
Enrolled, to House....642
To Governor....643
Approved April 24, 1984....658

SB 445 — By McCune of the Senate and Hobson of the House — Prisons and reformatories; creating Oklahoma Prison Overcrowding Emergency Powers Act; modifying definition of nonviolent offense; repealing space requirement for prisoners. Emergency.
1st Reading....94
2nd Reading....100
CR....151
G.O., considered, passed....275
Engrossed, to House....318
HAs read....553
HAs adopted, passed....560
Enrolled, to House....573
To Governor....575
Approved April 4, 1984....602

SB 446 — By Howell — Professions and occupations; creating Marital and Family Therapy Certification Act. Effective date.
1st Reading....94
2nd Reading....100

SB 447 — By Taliaferro of the Senate and Glover of the House — Cities and towns; relating to municipal water districts; requiring compensation for damages and petition for appointment of appraisers; providing for petition for changing of rules. Emergency.
1st Reading....94
2nd Reading....100
CR....204
G.O., considered, failed....318

SB 448 — By Taliaferro, et al, of the Senate and Sanders of the House — Game and fish; requiring certificate of firearm competency and safety before certain ages may purchase or receive hunting license. Effective date.
1st Reading....95
2nd Reading....100
CR....180
G.O., considered, failed....239
ML; adopted....240; 278
G.O., considered, passed....279
ML; Engrossed, to House....279; 333
HAs read....424
HAs rejected, conference requested, ...573
Conference granted, HCs named....590
SCs appointed....590
CCR read....634
CCR adopted, passed....637
ML; to House....637
Enrolled, to House....670
To Governor....673
Approved May 1, 1984....683

SB 449 — By Roberts — Professions and occupations; repealing statutes relating to Electrical License Act. Emergency.
1st Reading....95
2nd Reading....100

SB 450 — By Capps, et al, of the Senate and Widener of the House — Agriculture; creating Oklahoma Commercial Feed Law; increasing fee for registering brands. Effective dates.
1st Reading....101
2nd Reading....106
CR....132
G.O., considered, passed....184
Engrossed, to House....192
Enrolled, to House....398
To Governor....401
Approved March 16, 1984....439

SB 451 — By Dahl, et al, of the Senate and Kamas of the House — Crimes and punishments; declaring legislative intent to occupy field of regulation of firearms; nullifying other ordinances or regulations. Emergency.
1st Reading 101
2nd Reading 106
CR 179
G.O., considered, failed 208
ML; adopted, passed 209; 248
ML; Engrossed, to House 249; 333

SB 452 — By York of the Senate and Fried of the House — Banks and trust companies and corporations; providing for determining of examination fee; establishing examination fund; providing for expenditures from fund. Effective date. Emergency.
1st Reading 101
2nd Reading 106
CR 132
G.O., considered, passed 264
Engrossed, to House 275
HAs read 484
HAs rejected, conference requested, SCs named 541
Conference granted, HCs named 547; 557
CCR read 674

SB 453 — By Dawson, et al, of the Senate and Morgan of the House — Oil and gas; relating to spacing and pooling; providing exception for governmental sections; providing for de-spacing of certain spacing or drilling units. Emergency.
1st Reading 102
2nd Reading 106
CR 204
G.O., considered, passed 224
Engrossed, to House 239
Enrolled, to House 498
To Governor 506
Approved March 28, 1984 548

SB 454 — By Giles.
Statutes and reports; modifying definitions by requiring Corporation Commission to file oil and gas rules with Legislature and making rules subject to legislative approval. Emergency.
1st Reading 106
2nd Reading 110

SB 455 — By Cullison, et al, of the Senate and Riggs of the House — Public health and safety; authorizing medical assistance by emergency medical technician/paramedics at county or city jails. Emergency.
1st Reading 106
2nd Reading 110
CR 204
G.O., considered, passed 259
Engrossed, to House 275

SB 456 — By Green — Oil and gas; relating to spacing and pooling; changing amount of time for notice of hearing; requiring notification by mail of royalty and surface owners. Emergency.
1st Reading 106
2nd Reading 110

SB 457 — By Wright — Children; allowing clerk to affix signature of judge to order and notice of hearing under Uniform Adoption Act. Emergency.
1st Reading 107
2nd Reading 110

SB 458 — By Pierce — State government; relating to authority of State Purchasing Director; requiring designation of common carrier in certain circumstances. Emergency.
1st Reading 107
2nd Reading 110

SB 459 — By Giles — Corporation Commission; providing for application to have operator plug dry holes on leases; requiring notification and hearing; authorizing to order well plugged under certain conditions. Emergency.
1st Reading 107
2nd Reading 110

SB 460 — By Giles, et al, of the Senate and Rogers, et al, of the House — Oil and gas; granting Director of Oil and Gas Con-

servation Authority to set amount of surety to comply with plugging requirements. Effective date.
1st Reading 110
2nd Reading 114
CR.....205
G.O., considered, passed.....225
Engrossed, to House 239
HAs read 532
HAs adopted, passed.....573
Enrolled, to House.....580
To Governor.....590
Approved April 9, 1984 619

SB 461 — By Clifton of the Senate and Lewis, et al, of the House — Consumer Credit Code; providing for default review charges; setting maximum rates for charges; providing rebate under certain circumstances.
1st Reading 111
2nd Reading 114
CR.....205
G.O., considered, passed.....279
ML; Engrossed, to House.....280; 333

SB 462 — By Roberts — Civil and criminal procedure and statutes and reports; requiring interpreters for non-English speaking persons; providing confidentiality and fee. Emergency.
1st Reading 114
2nd Reading 120

SB 463 — By Green — Statutes and reports; limiting number of bills or resolutions that can be introduced by a legislator. Effective date.
1st Reading 114
2nd Reading 120

SB 464 — By Hopkins of the Senate and Henshaw, et al, of the House — Crimes and punishments; creating Oklahoma Computer Crimes Act. Emergency.
1st Reading 114
2nd Reading 120
CR.....159
G.O., considered, passed.....225
Engrossed, to House 239
HAs read 411
HAs adopted, passed.....502
Enrolled, to House.....514
To Governor.....519
Approved March 29, 1984 575

SB 465 — By Young — State government; providing employees who have been members of more than one state retirement plan shall receive annuities or benefits from only one plan; allowing withdrawal of contributions.
1st Reading 114
2nd Reading 120

SB 466 — By Pierce of the Senate and Davis (Frank) of the House — Children; allowing court to grant consent authority; allowing clerk to sign for judge on order and notice of hearing under Uniform Adoption Act. Emergency.
1st Reading 114
2nd Reading 120
CR.....194
G.O., considered, passed.....211
Engrossed, to House 225
HAs read 479
HAs rejected, conference requested, SCs named 522
Conference granted, HCs named.....524
CCR read.....689
CCR rejected, further conference requested 697; 712
Further conference granted.....721
2nd CCR read 779
2nd CCR adopted, failed 812
ML; failed 813; 823

SB 467 — By Dawson of the Senate and Haney of the House — Revenue and taxation; authorizing incorporated city or town to use its available funds to support local public school districts. Emergency.
1st Reading 114
2nd Reading 121
CR.....151
G.O., considered.....179
WD; rereferred 185

SB 468 — By Dawson, et al, of the Senate and Holden of the House — State government; creating Oklahoma Risk Management Act. Emergency.
1st Reading 115
2nd Reading 121
CR.....159
G.O., considered, failed, ML 201

SB 469 — By Dawson, et al, of the Senate and Holden of the House — Torts; creating Governmental Tort Claims Act. Effective date.
1st Reading 115
2nd Reading 121
CR.....159
G.O., considered, passed.....200
Engrossed, to House 210
HAs read 453
HAs rejected, conference requested, SCs named 498
Conference granted, HCs named 507; 652
CCR read.....705
CCR adopted, passed, to House 710; 720
Enrolled, to House.....746
To Governor 746
Approved May 23, 1984 777

SB 470 — By Howell — State government; prohibiting attorney state employees from engaging in business for personal remuneration. Emergency.
1st Reading 115
2nd Reading 121

SB 471 — By Howell, et al, of the Senate and Craighead of the House — Schools; relating to guaranteeing of student loans; referring to persons as applicants rather than students; modifying repayment; legislative intent. Emergency.
1st Reading 116
2nd Reading 121
CR.....154
G.O., considered, passed.....166
Engrossed, to House 169
HAs read 553
HAs adopted, passed 589
Enrolled, to House.....593
To Governor 599
Approved April 10, 1984.....624

SB 472 — By Dennis — Criminal procedure; requiring prosecuting attorney to provide defendant in criminal case with copies of all police, arrest or crime reports; excepting privileged information in reports. Effective date.
1st Reading 116
2nd Reading 121

SB 473 — By Pierce, et al, of the Senate and Sanders of the House — Motor vehicles; providing no law enforcement officer or representative of Department of Public Safety may detain motor vehicle for sole purpose of inspecting owner's security verification form. Emergency.
1st Reading 116
2nd Reading 121
CR.....204
G.O., considered.....224

SB 474 — By Leonard of the Senate and Henry of the House — State government; placing litigation concerning State under control of Attorney General; providing employment of attorney by state agency be subject to approval of Attorney General. Effective date.
1st Reading 116
2nd Reading 121

SB 475 — By Shedrick of the Senate and Brown of the House — Revenue and taxation; relating to cigarette stamp taxes; requiring retailers to keep certain records; stating information to be recorded; requiring purchaser identification. Emergency.
1st Reading 116
2nd Reading 121
CR.....151
G.O., considered, passed.....158
ML; adopted, passed.....158; 176
Engrossed, to House 183

SB 476 — By Porter of the Senate and Clark of the House — Public health and

safety; prohibiting cause of action for failure to prevent live birth. Effective date.
1st Reading 116
2nd Reading 121

SB 477 — By Smith of the Senate and Williamson of the House — Fees; relating to court costs and filing fees; providing for payment of fees when jury trial is set. Effective date.
1st Reading 116
2nd Reading 121
CR 205
G.O., considered, passed 318
HAs read 420
HAs rejected, conference requested
SCs named 426
Conference granted 445
Died in conference

SB 478 — By Leonard of the Senate and Hill of the House — Public buildings and public works; repealing statutes relating to award of contracts to nonresident bidders. Effective date.
1st Reading 121
2nd Reading 126
CR 204
G.O., considered, passed 273
ML; Engrossed, to House 274; 333
Enrolled, to House 573
To Governor 575
Approved April 5, 1984 612

SB 479 — By Landis of the Senate and Blodgett of the House — Motor vehicles; requiring return of form upon cancellation of liability insurance policy; allowing retention of refund due pending receipt of form. Effective date.
1st Reading 121
2nd Reading 126
CR 159
G.O., considered, passed 183
Engrossed, to House 192

SB 480 — By Smith of the Senate and Williamson of the House — Civil procedure; increasing time requirement for answering garnishee summons. Emergency.
1st Reading 121
2nd Reading 126
CR 204
G.O., considered, passed 250
Engrossed, to House 260
Enrolled, to House 417
To Governor 419
Approved March 20, 1984 481

SB 481 — By Leonard of the Senate and Henry, et al, of the House — Revenue and taxation; providing for release of funds held jointly or as beneficiary with surviving spouse without notifying Tax Commission; limits on release of funds not to apply to oil and gas. Emergency.
1st Reading 121
2nd Reading 126
CR 151
G.O., considered, passed 165
Engrossed, to House 169
HAs read 553
HAs rejected, conference requested, SCs named 670
Conference granted, HCs named 679
Died in conference

SB 482 — By McCune of the Senate and Monks of the House — Motor vehicles; expanding definition of automobile to include pickup trucks and pickup truck type vehicles; providing pickup truck license fees be equal to automobile rate. Effective date. Emergency.
1st Reading 121
2nd Reading 126
CR 159
G.O., considered, passed 211
Engrossed, to House 225

SB 483 — By Terrill of the Senate and Holden of the House — Insurance; relating to Insurance Department, insurers, investments and policies; increasing fee to accompany service of process; authorizing market conduct examinations; setting interest. Effective date.
1st Reading 121
2nd Reading 126

CR.....159
G.O., considered, passed.....210
Engrossed, to House 225
HAs read 479
HAs adopted, passed; ML 594; 595
Enrolled, to House.....633
To Governor 633
Approved April 19, 1984.....653

SB 484 — By Terrill of the Senate and Anderson of the House — Insurance; creating Alcoholism and Drug Dependency Treatment Insurance Act. Effective date.
1st Reading 122
2nd Reading 126

SB 485 — By Lamb of the Senate and Davis (Guy), et al, of the House — Crimes and punishments; relating to assault and battery upon officials of athletic contests; increasing penalty.
1st Reading 122
2nd Reading 126
CR.....205
G.O., considered, passed.....317
Engrossed, to House 333
HAs read 532
HAs rejected, conference requested, SCs named.....557
Conference granted, HCs named.....566
CCR read.....779
CCR adopted, passed 805
ML; WD, to House 805; 806
CCR rejected, further conference requested 810
Further conference granted.....810
2nd CCR read 811
2nd CCR adopted, passed, to House ...818
Enrolled, to House.....829
To Governor 829
Approved June 11, 1984

SB 486 — By Clifton — Counties and county officers; relating to duties of district attorney; clarifying duties; authorizing board of county commissioners to retain private counsel. Emergency.
1st Reading 122
2nd Reading 126

SB 487 — By Taylor of the Senate and Boyd, et al, of the House — Crimes and punishments; relating to seizure of slot machines and punch boards; requiring court to approve request for confiscation; providing for sale. Emergency.
1st Reading 122
2nd Reading 126
CR.....194
G.O., considered, passed.....208
Engrossed, to House 225
HAs read 553
HAs adopted, passed.....626
Enrolled, to House.....633
To Governor 633
Approved April 19, 1984.....653

SB 488 — By Rozell of the Senate and Adair of the House — Schools; relating to teachers' paid leave; including service as witness subpoenaed by the state; providing compensation received as such witness may be deducted from teacher's salary. Emergency.
1st Reading 127
2nd Reading 132
CR.....154
G.O., considered, passed.....179
Engrossed, to House 183

SB 489 — By Capps, et al, of the Senate and Rogers, et al, of the House — Elections; relating to absentee ballots; restricting authorization of absentee ballots to certain elections; providing procedures for application and return. Operative date. Emergency.
1st Reading 127
2nd Reading 132
CR.....204
G.O., considered, passed.....207
Engrossed, to House 225
HAs read 518
HAs rejected, conference requested, SCs named 528
Conference granted, HCs named.....528
CCR read.....668
CCR adopted, passed, to House.....678
Enrolled, to House.....704
To Governor 705
Approved May 14, 1984 722

SB 490 — By Keller — Conveyances; excepting mechanics' and materialmen's liens from certain requirements concerning real estate documents made or executed by corporation. Emergency.
1st Reading 127
2nd Reading 132

SB 491 — By Randle — Intoxicating liquors; limiting purchases and sales by alcoholic beverage wholesalers to those made from primary American source of supply; prohibiting certain storage licenses. Emergency.
1st Reading 127
2nd Reading 132

SB 492 — By Giles of the Senate and Fair of the House — Civil procedure; requiring certain assertions and proof of plaintiff in action for partition of mineral property. Emergency.
1st Reading 127
2nd Reading 132
CR 205
G.O., considered, passed 212
Engrossed, to House 225
HAs read 553
HAs rejected, conference requested, SCs named 596
Conference granted, HCs named 602
CCR read 674
CCR adopted, passed, to House 678
Enrolled, to House 711
To Governor 713
Approved May 14, 1984 722

SB 493 — By Young — Public retirement systems; increasing minimum age requirements for retirement benefits from Teachers' Retirement System and Public Employees Retirement System.
1st Reading 127
2nd Reading 132

SB 494 — By Young — Schools; establishing program for assessing student achievement and progress; providing for administration by State Board of Education. Emergency.
1st Reading 127
2nd Reading 132

SB 495 — By Terrill of the Senate and Twidwell of the House — Motor vehicles; providing requirements and confidentiality of registration and title certificates; providing certain requirements shall not apply to certain vehicles. Operative date. Emergency.
1st Reading 128
2nd Reading 132
CR 154
G.O., considered, passed 174
Engrossed, to House 183
HAs read 484
HAs rejected, conference requested, SCs named 490
Conference granted, HCs named 499
CCR read 699
CCR rejected, further conference requested 704
Further conference granted 708
2nd CCR read 713
2nd CCR adopted, passed, to House 729
Enrolled, to House 746
To Governor 746
Approved May 23, 1984 777

SB 496 — By Taliaferro — Professions and occupations; expanding membership and establishing qualifications for State Board of Public Accountancy. Effective date.
1st Reading 128
2nd Reading 132

SB 497 — By Randle of the Senate and Riggs of the House — Public finance; authorizing State Treasurer to wire transfer funds to municipalities; providing municipalities receiving funds through wire transfer reimburse treasurer for costs. Emergency.
1st Reading 128
2nd Reading 132

SB 498 — By York of the Senate and Vanatta of the House — Banks and trust companies; providing distance restriction on

certain branch banks in certain counties. Emergency.
1st Reading 128
2nd Reading 132
CR.....154
G.O., considered, passed.....193
Engrossed, to House 198

SB 499 — By Cullison of the Senate and Lewis, et al, of the House — Revenue and taxation; relating to confidentiality of records of Tax Commission; allowing disclosure of information; providing withholdings from incomes; providing exceptions. Effective date. Emergency.
1st Reading 128
2nd Reading 132
CR.....154
G.O., considered, passed.....165
Engrossed, to House 169
HAs read 553
HAs rejected, conference requested, SCs named 622
Conference granted, HCs named.....632
Died in conference

SB 500 — By Moore — Children; exempting child care facilities owned and operated by religious organizations from licensing requirements; requiring inspections. Emergency.
1st Reading 128
2nd Reading 132

SB 501 — By Cullison of the Senate and Lewis of the House — Labor; relating to confidentiality and disclosure of Employment Security Commission information; modifying exception; making records available to certain persons; creating petty cash fund. Emergency.
1st Reading 128
2nd Reading 132
CR.....154
G.O., considered, passed.....176
Engrossed, to House 183
HAs read 395
HAs rejected, conference requested, SCs named 408
Conference granted, HCs named.....419
CCR read.....740
CCR adopted, passed, to House.....753
Enrolled, to House.....771
To Governor 775
Approved May 29, 1984 827

SB 502 — By Cullison of the Senate and Lewis of the House — Labor; authorizing Employment Security Commission to deduct from wages and salaries of employees employees' contribution to Employment Security Commission Retirement Plan. Emergency.
1st Reading 128
2nd Reading 132
CR.....154
G.O., considered, passed.....177
Engrossed, to House 183

SB 503 — By Cullison of the Senate and Lewis of the House — Debtor and creditor; prohibiting introduction of false credit information into files of consumer reporting agency or credit bureau and establishing penalty; increasing penalties. Emergency.
1st Reading 128
2nd Reading 132
CR.....204
G.O., considered, passed.....261
ML; adopted, passed.....261; 323
Engrossed, to House 333
Enrolled, to House.....459
To Governor 460
Approved March 27, 1984 548

SB 504 — By Cullison of the Senate and Brown of the House — Homestead and exemptions; relating to property exempt from attachment or other forced sale; setting dollar limit on property not exempt from attachment. Emergency.
1st Reading 129
2nd Reading 132
CR.....204
G.O., considered, passed.....314
Engrossed, to House 333
Enrolled, to House.....533
To Governor 543
Approved April 3, 1984 590

SB 505 — By Cullison of the Senate and Lewis of the House — Labor; adding exemptions to Employment Security Act; modifying benefits for employees of educational institutions; allowing deductions for health insurance from unemployment benefits. Emergency.
1st Reading 129
2nd Reading 132
CR 159
G.O., considered, passed 212
Engrossed, to House 225
HAs read 395
HAs rejected, conference requested, SCs named 408
Conference granted, HCs named 419
CCR read 740
CCR adopted, passed, to House 753
Enrolled, to House 771
To Governor 775
Approved May 29, 1984 827

SB 506 — By Smith — Intoxicating liquors; modifying fees for retail dealers for licenses to sell nonintoxicating beverages; providing for proportionate license fees. Emergency.
1st Reading 129
2nd Reading 132

SB 507 — By Stipe, et al, of the Senate and Monks of the House — Revenue and taxation; repealing exemption from sales tax on sales of advertising through newspapers, periodicals, billboards and electronic media, with exceptions. Emergency.
1st Reading 129
2nd Reading 132
CR 205
G.O., considered, failed 314

SB 508 — By Stipe — Revenue and taxation; decreasing amount of exemption for lineal heirs for estate tax. Emergency.
1st Reading 129
2nd Reading 132

SB 509 — By Shedrick of the Senate and Abbott of the House — State government; citing Oklahoma Retirement Fund Investment Act of 1984.
1st Reading 133
2nd Reading 144
CR 188
G.O., considered 194
G.O., considered, failed; ML 290; 306

SB 510 — By Randle — Insurance; creating Equitable Mental Health Insurance Act. Effective date.
1st Reading 133
2nd Reading 144

SB 511 — By Green — Oil and gas and weights and measures; transferring duties and personnel of Corporation Commission for support of State Fuel Inspector to Department of Agriculture. Effective date. Emergency.
1st Reading 133
2nd Reading 144

SB 512 — By Howell of the Senate and Craighead of the House — Schools; authorizing workshop registration fees for workshops for newly elected district Board of Education members.
1st Reading 133
2nd Reading 144
CR 154
G.O., considered, passed 167
ML; Engrossed, to House 198
HAs read 553
HAs adopted, passed 589
Enrolled, to House 593
To Governor 599
Approved April 10, 1984 624

SB 513 — By Howell — Probate procedure; establishing Uniform Durable Power of Attorney Act. Effective date. Emergency.
1st Reading 133
2nd Reading 144

SB 514 — By Howell — Notaries public; changing amount of bond for notary public. Emergency.
1st Reading 133
2nd Reading 144

SB 515 — By Rhodes — Civil procedure; relating to garnishment and wage assignment for child support; allowing order to continue indefinitely; providing amount subject to garnishment. Effective date.
1st Reading 133
2nd Reading 144

SB 516 — By Rozell of the Senate and Willis, et al, of the House — Mental health; creating Community Mental Health Center and designating such as facility within Department of Mental Health; establishing revolving fund and petty cash fund. Emergency.
1st Reading 133
2nd Reading 144
CR.....204
G.O., considered, passed.....227
ML; tabled.....227; 241
Engrossed, to House 247
Enrolled, to House.....551
To Governor.....562
Approved April 4, 1984 602

SB 517 — By Boatner of the Senate and Davis (Guy) of the House — Children; modifying procedures for proceedings and appeals for juveniles accused of crimes; creating Youthful Offender Act. Effective date.
1st Reading 133
2nd Reading 144
CR.....195
G.O., considered, passed.....226
Engrossed, to House 239

SB 518 — By Cullison, et al, of the Senate and Riggs of the House — Motor vehicles; authorizing law enforcement officer to give or direct test for alcohol or other intoxicating substance to operator involved in accident resulting in death or bodily injury. Effective date.
1st Reading 134
2nd Reading 144
CR.....194
G.O., considered, failed; ML 241; 242

SB 519 — By Giles — Oil and gas; relating to punishment for contempt by Corporation Commission and changing disposition of fines; creating revolving fund; requiring deposit of monies. Effective date. Emergency.
1st Reading 134
2nd Reading 144

SB 520 — By Clifton of the Senate and Holden of the House — Oil and gas; changing amount of interest apportioned to Corporation Commission for administrative costs from mineral owner's fund. Effective date. Emergency.
1st Reading 134
2nd Reading 144
CR.....205
G.O., considered, passed.....319
Engrossed, to House 333
HAs read 553
HAs rejected, conference requested,
SCs named 572
Conference granted, HCs named.....590
Died in conference

SB 521 — By Terrill of the Senate and Benson of the House — Banks and trust companies; making state banks and trust companies subject to capitol structure requirements; modifying requirements for action and participation at board meetings. Effective date. Emergency.
1st Reading 134
2nd Reading 144
CR.....205
G.O., considered, passed.....238
Engrossed, to House 247
HAs read 518
HAs adopted, passed.....595
Enrolled, to House.....600
To Governor.....601
Approved April 10, 1984.....624

SB 522 — By Smith — Criminal procedure; relating to compensation of counsel assigned to defendant; allowing judge to assess costs of public defender or court-

appointed attorney; listing safeguards. Emergency.
1st Reading 135
2nd Reading 144

SB 523 — By Ford — Public finance; transferring percentage of certain funds to General Revenue Fund. Emergency.
1st Reading 135
2nd Reading 144

SB 524 — By Cain of the Senate and Gray, et al, of the House — Crimes and punishments; removing exemption of spouse from definition of rape; redefining rape; requiring sexual intercourse between person in custody of state and state employee to be rape. Effective date.
1st Reading 135
2nd Reading 144
Change in committee assignment 147
CR 195
G.O., considered, passed 226
Engrossed, to House 239
HAs read 497
HAs adopted, passed 594
Enrolled, to House 600
To Governor 601
Approved April 10, 1984 624

SB 525 — By Roberts — Crimes and punishment and prisons and reformatories; providing penalty for escape or attempt to escape. Effective date.
1st Reading 135
2nd Reading 144

SB 526 — By Shedrick of the Senate and Fried of the House — Schools; authorizing boards of education to collect fees for items related to nonacademic credit and nonrequired activities; repealing requirement for workshops for new education board members.
1st Reading 135
2nd Reading 144
CR 154
G.O., considered, passed 186
Engrossed, to House 192

SB 527 — By McDaniel of the Senate and Hobson of the House — State government; providing procedures for cash gifts to state; directing deposit by Director of State Finance; modifying travel and per diem; redefining continuous employment. Operative date. Emergency.
1st Reading 135
2nd Reading 144
CR 205
G.O., considered, passed 248
Engrossed, to House 260
HAs read 569
HAs rejected, conference requested, SCs named 584
Conference granted, HCs named 596
CCR read 648
CCR adopted, passed, to House 652
Enrolled, to House 670
To Governor 673
Approved May 1, 1984 683

SB 528 — By Randle, et al, of the Senate and Lewis, et al, of the House — Public finance; making supplemental appropriation to State Board of Education; allowing State Treasurer discretion of funds to retire bonds; making appropriation to Department of Civil Defense. Emergency.
1st Reading 136
2nd Reading 144
CR 374
G.O., considered, passed 379
Engrossed, to House 385

SB 529 — By Hopkins of the Senate and Davis (Guy) of the House — Professions and occupations; providing term engineer or land surveyor may be used in merit system job titles for certain length of time. Emergency.
1st Reading 136
2nd Reading 144
CR 159
G.O., considered, passed 319
Engrossed, to House 333
HAs read 518
HAs adopted, passed 573
Enrolled, to House 580
To Governor 590
Approved April 9, 1984 619

SB 530 — By Landis of the Senate and Blodgett, et al, of the House — Mental health; relating to protective custody of persons appearing to be mentally ill; redefining licensed mental health professional. Emergency.
1st Reading 136
2nd Reading 144
CR 205
G.O., considered, failed 242
ML; adopted, passed 242; 274
Engrossed, to House 318
HAs read 411
HAs adopted, failed 453
ML; adopted, failed 453; 507

SB 531 — By Lamb — Public finance; restricting state spending to seven percent over previous year. Emergency.
1st Reading 136
2nd Reading 144

SB 532 — By Keller, et al, of the Senate and Henry, et al, of the House — Cities and towns and motor vehicles; requiring court costs under certain conditions in addition to other requirements for dismissal of charges for not having security verification forms. Effective date.
1st Reading 136
2nd Reading 144
CR 204
G.O., considered, passed 224
Engrossed, to House 239
HAs read 383
HAs rejected, conference requested, SCs named 399
Conference granted, HCs named 405
CCR read 652
CCR adopted, passed, to House 656
Enrolled, to House 692
To Governor 693
Approved May 7, 1984 699

SB 533 — By Boatner, et al, of the Senate and Littlefield, et al, of the House — Crimes and punishments; requiring persons selling concessions at bingo locations to obtain sales tax permits; increasing prize limits; specifying additional requirements for license. Effective date.
1st Reading 136
2nd Reading 144
CR 205
G.O., considered, passed 280
ML; Engrossed, to House 281; 333
HAs read 548
HAs adopted, passed 581
Enrolled, to House 593
To Governor 599
Approved April 10, 1984 624

SB 534 — By Landis — Waters and water rights; requiring supplier of water service to file map of service area with county commissioners; prohibiting more than one supplier in a service area. Effective date. Emergency.
1st Reading 136
2nd Reading 144

SB 535 — By Young — Schools; consolidating dependent school districts with independent school districts; abolishing office of county superintendent. Effective date. Emergency.
1st Reading 136
2nd Reading 144

SB 536 — By Shedrick of the Senate and Formby of the House — Counties and county officers and roads, bridges and ferries; modifying requirements for record books; allowing trade-in; modifying requirement for engineering plans.
1st Reading 137
2nd Reading 144
CR 205
G.O., considered, passed 247
ML; Engrossed, to House 248; 333
Enrolled, to House 514
To Governor 519
Approved March 29, 1984 575

SB 537 — By Winn of the Senate and Widener, et al, of the House — Corporations; relating to Solicitation of Charitable Contributions Act; transferring duties and responsibilities of State Auditor and Inspector to Tax Commission. Emergency.
1st Reading 137

2nd Reading 144
CR.....188
G.O., considered, passed.....202
Engrossed, to House 210
Enrolled, to House.....533
To Governor 543
Approved April 3, 1984 590

SB 538 — By Capps of the Senate and Grieser of the House — Schools; relating to residence of children for school purposes; modifying determination of residence; providing for entitlement to funds. Emergency.
1st Reading 137
2nd Reading 144
CR.....195
G.O., considered, passed.....228
Engrossed, to House 239
HAs read 553
HAs rejected, conference requested 574
Conference granted, HCs named.....590
SCs appointed 590
CCR read.....652
CCR adopted, passed, to House.....656
Enrolled, to House.....686
To Governor 688
Approved May 7, 1984.....699

SB 539 — By Taylor of the Senate and Fried, et al, of the House — Schools; including nonavailability of science, mathematics or foreign language courses which pupil desires to pursue as emergency for transfer purposes. Emergency.
1st Reading 137
2nd Reading 144
CR.....188
G.O., considered, passed.....194
Engrossed, to House 198
HAs read 479
HAs adopted, passed.....626
Enrolled, to House.....633
To Governor 633
Approved April 19, 1984.....653

SB 540 — By Cullison, et al, of the Senate and Blodgett, et al, of the House — Motor vehicles; authorizing Department of Public Safety to charge annual accounting fee to motor carriers; modifying limits for oversize loads; requiring special movement permit. Effective date.
1st Reading 137
2nd Reading 144
CR.....205
G.O., considered, passed.....251
Engrossed, to House 260
HAs read 532
HAs adopted, passed.....637
Enrolled, to House.....642
To Governor 643
Approved April 24, 1984.....658

SB 541 — By Taylor of the Senate and Kincheloe, et al, of the House — Manufactured homes; requiring liability insurance; requiring permits for transporting manufactured home; requiring permit specifications; providing license plate specifications. Effective date. Emergency.
1st Reading 137
2nd Reading 144
CR.....205
G.O., considered, passed.....284
Engrossed, to House 318
HAs read 497
HAs rejected, conference requested, SCs named 557
Conference granted, HCs named.....566
CCR read.....774
CCR adopted, passed, to House.....785
Enrolled, to House.....806
To Governor 811
Approved May 29, 1984 827

SB 542 — By Young — Schools; relating to staff development program; bringing up to date certain language; establishing requirement for testing of certified personnel; expressing legislative intent. Emergency.
1st Reading 138
2nd Reading 144

SB 543 — By Terrill — Crimes and punishments; requiring registered security officer to be licensed by Uniform Oklahoma Security Officer Commission, or its counter-

part, in order to lawfully carry concealed weapon.
1st Reading 138
2nd Reading 144

SB 544 — By Dawson of the Senate and Holden of the House — Officers and poor persons; relating to Political Subdivision Tort Claims Act and Tort Claims Act of Department of Human Services; clarifying scope of liability. Effective date. Emergency.
1st Reading 138
2nd Reading 144
CR.....205
G.O., considered, passed.....252
Engrossed, to House 260
HAs read 553
HAs rejected, conference requested, SCs named 580
Conference granted, HCs named.....596
CCR read.....705
CCR adopted, passed 720
ML; WD, to House 720; 728
Enrolled, to House.....746
To Governor 746
Approved May 23, 1984 777

SB 545 — By Winn of the Senate and Reimer of the House — Revenue and taxation; providing Oklahoma Tax Commission shall waive penalties and interest on certain delinquent taxes if paid within certain time period; increasing penalty. Emergency.
1st Reading 138
2nd Reading 144
CR.....205
G.O., considered, passed.....250
Engrossed, to House 260
HAs read 569
HAs rejected, conference requested, SCs named 581
Conference granted, HCs named.....596
Died in conference

SB 546 — By Ford of the Senate and Deatherage of the House — Revenue and taxation; creating State Revaluation Board; stating duties of Board; providing for establishment of central computer system; allowing county assessors access to computer. Effective date.
1st Reading 138
2nd Reading 144
CR.....205
G.O., considered, passed.....319
Engrossed, to House 333

SB 547 — By Howell of the Senate and Henry of the House — Revenue and taxation; providing value of certain qualified terminable interest property shall be included in determining value of gross estate, with exceptions. Emergency.
1st Reading 139
2nd Reading 144
CR.....205
G.O., considered, passed.....251
Engrossed, to House 260

SB 548 — By Giles — Oil and gas; requiring contract carriage of natural gas under certain circumstances; verifying existing remedies. Emergency.
1st Reading 139
2nd Reading 144

SB 549 — By Terrill of the Senate and Brewster of the House — Motor vehicles; specifying provisions to be included in written leases.
1st Reading 139
2nd Reading 144
CR.....205
G.O., considered, passed 252; 315
ML; Engrossed, to House.....316; 333
HAs read 411
HAs adopted, passed 452
Enrolled, to House.....459
To Governor 460
Approved March 27, 1984 548

SB 550 — By Johnson, et al, of the Senate and Thompson, et al, of the House — Railroads; providing rear car of freight trains be occupied caboose; providing exceptions; providing Corporation Commission shall enforce. Effective date.

1st Reading 139
2nd Reading 145
CR.....205
G.O., considered, passed.....249
ML; adopted, failed 250; 278
ML; failed 278; 324

SB 551 — By Wright of the Senate and Johnson (Glen) of the House — Children; requiring court of juvenile jurisdiction to consider escaping or running away from Institutional Placement Delinquent Act. Effective date.
1st Reading 139
2nd Reading 145
CR.....195
G.O., considered, passed.....228
Engrossed, to House 239
Enrolled, to House.....551
To Governor 562
Approved April 4, 1984 602

SB 552 — By Cullison — Motor vehicles; requiring peace officer to seize motor vehicle operated by person convicted of second or subsequent offense of driving under influence. Effective date.
1st Reading 139
2nd Reading 145

SB 553 — By Cullison — Motor vehicles; creating Nonresident Violator Compact. Effective date.
1st Reading 139
2nd Reading 145

SB 554 — By Ford — Revenue and taxation; allowing county assessor to assess landlord for personal property tax on rented real property; providing landlord may report amount and ownership. Effective date.
1st Reading 140
2nd Reading 145

SB 555 — By Randle of the Senate and Williams (Penny) of the House — Revenue and taxation; relating to collection of state sales tax by vendors; increasing penalties for failure to collect tax. Emergency.
1st Reading 140
2nd Reading 145
CR.....205
G.O., considered, passed.....258
Engrossed, to House 275
HAs read 553
HAs rejected, conference requested, GCCA.....585
Conference granted, GCCA.....585
WD; SCs named 697
HCs named.....698
CCR read.....797
CCR rejected, further conference requested 820
Further conference granted.....822
Died in conference

SB 556 — By Randle of the Senate and Riggs, et al, of the House — Municipal taxation; authorizing municipalities to establish certain license requirements; allowing exchange of information between municipalities and Tax Commission. Emergency.
1st Reading 140
2nd Reading 145
CR.....205
G.O., considered, passed.....313
Engrossed, to House 333
HAs read 532
HAs adopted, passed.....589
Enrolled, to House.....593
To Governor 596
Approved April 5, 1984 612

SB 557 — By Cain of the Senate and Hobson of the House — Professions and occupations; creating Occupational Therapy Practice Act. Effective date.
1st Reading 140
2nd Reading 145
CR.....205
G.O., considered, passed.....213
Engrossed, to House 225
HAs read 484
HAs adopted, passed.....574
Enrolled, to House.....580
To Governor 590
Approved April 9, 1984 619

SB 558 — By Cain — Public health and safety; creating Alcohol and Drug Dependency Credential Board; prescribing duties; authority to provide staff for certain period of time. Effective date. Emergency.
1st Reading 140
2nd Reading 145

SB 559 — By Randle, et al, of the Senate and Riggs, et al, of the House — Public health and safety; creating Office of Child Abuse Prevention within State Department of Health; providing for powers and duties; requiring state plan. Effective date. Emergency.
1st Reading 141
2nd Reading 145
CR 205
G.O., considered, passed 263
ML; Engrossed, to House 263; 333
HAs read 532
HAs rejected, conference requested, SCs named 585
Conference granted, HCs named 602
CCR read 713
CCR adopted, passed, to House 719
Enrolled, to House 732
To Governor 733
Approved May 22, 1984 766

SB 560 — By Shedrick, et al, of the Senate and Johnson (Don) of the House — Public health and safety; exempting municipalities from bond requirement for new disposal site; requiring bond of municipalities which own or operate improperly closed landfill. Emergency.
1st Reading 141
2nd Reading 145
CR 205
G.O., considered, passed 265
Engrossed, to House 275
Enrolled, to House 514
To Governor 519
Approved March 29, 1984 575

SB 561 — By Cullison of the Senate and Hale, et al, of the House — Motor vehicles; modifying membership, terms and organization of Oklahoma Motor Vehicle Commission; requiring manufacturers to file reports; modifying provisions for locating dealership. Emergency.
1st Reading 141
2nd Reading 145
CR 205
G.O., considered, passed 282
Engrossed, to House 318
HAs read 395
HAs rejected, conference requested, SCs named 408
Conference granted, HCs named 424
CCR read 492
CCR adopted, passed 552
ML; tabled 574; 601
CCR rejected, further conference requested 626
Further conference granted 632
SCs named 632
Died in conference

SB 562 — By Winn — Counties and county officers and oil and gas; providing authority for county commissioners to create water protection districts and commissions; granting powers and duties. Emergency.
Joint Rule 17 suspended by Senate 671
1st Reading 671
2nd Reading 683

SENATE JOINT RESOLUTIONS

* Bills held over from the 1st Session of the 39th Legislature — 1983

***SJR 26** — By Rozell of the Senate and Fried, et al, of the House — Constitutional amendment; relating to State Public Common School Building Equalization Fund; removing limit on amount paid to or for school district from fund. Special election.
HAs read 484
HAs rejected, conference requested, SCs named 490
Conference granted, HCs named 499
CCR read 642
CCR adopted, passed, to House 648
Enrolled, to House 661
Filed with Secretary of State 664

SJR 32 — By Rhodes — Constitutional amendment; redefining nonintoxicating liquor as alcoholic beverages. Special election.
1st Reading 29
2nd Reading 52

SJR 33 — By Rhodes of the Senate and Lancaster of the House — Constitutional amendment; increasing maximum amount of allowed indebtedness for school districts.
1st Reading 29
2nd Reading 52
CR 131
G.O., considered, passed 169
ML; Engrossed, to House 171; 210
Enrolled, to House 483
Filed with Secretary of State 485

SJR 34 — By Rhodes, et al, of the Senate and Lancaster of the House — Constitutional amendment; authorizing additional county ad valorem tax levy for construction and maintenance of county roads and county jails.
1st Reading 29
2nd Reading 52
CR 132
G.O., considered, passed 149
ML; Engrossed, to House 150; 169
Enrolled, to House 483
Filed with Secretary of State 485

SJR 35 — By Rhodes of the Senate and Lancaster of the House — Constitutional amendment; increasing amount of emergency levy for benefit of schools; deleting obsolete provisions.
1st Reading 29
2nd Reading 52
CR 131
G.O., considered, passed 171
ML; Engrossed, to House 174; 210
HAs read 484
HAs rejected, conference requested, SCs named 490
Conference granted, HCs named 499
Died in conference

SJR 36 — By Howell — Constitutional amendment; allowing revenue estimates by State Board of Equalization to be frozen at

current level of collections when there is decline in revenue going to fund.
1st Reading....29
2nd Reading....52

SJR 37 — By Boatner — Constitutional amendment; transferring certain regulatory authority of Corporation Commission; establishing offices to assume certain regulatory duties of Corporation Commission. Effective date.
1st Reading....29
2nd Reading....52

SJR 38 — By Giles — Constitutional amendment; providing for biennial sessions of the Oklahoma Legislature.
1st Reading....56
2nd Reading....59

SJR 39 — By Giles, et al, of the Senate and Talley, et al, of the House — Constitutional amendment; specifying when Legislature shall convene; limiting scope and length of second regular session of Legislature; reducing salaries; setting committee membership.
1st Reading....79
2nd Reading....81
CR....205
G.O., considered; ML....228; 229
G.O., considered, passed....230
ML; tabled....233; 237
Engrossed, to House....247

SJR 40 — By Dennis of the Senate and Atkinson of the House — Constitutional amendment; allowing incorporated municipalities and counties to create transportation service districts; requiring elections.
1st Reading....85
2nd Reading....88
CR....205
G.O., considered, passed....286
Engrossed, to House....318
HAs read....569
HAs rejected, conference requested, SCs named....596
Conference granted, HCs named....602
CCR read....713
CCR adopted, passed, to House....735
Enrolled, to House....771
Filed with Secretary of State....775

SJR 41 — By York, et al, of the Senate and Barker, et al, of the House — Directing Director of State Finance to delay discontinuation of payroll check deductions for a period of forty-five days. Emergency.
1st Reading....85
2nd Reading, to Calendar....88
G.O., considered, passed....91
Engrossed, to House....98
Enrolled, to House....119
To Governor....123
Approved February 6, 1984....145

SJR 42 — By Taliaferro, et al, of the Senate and Benson of the House — Constitutional amendment; permitting counties to vote additional tax to maintain county free fairs and agricultural extension programs.
1st Reading....95
2nd Reading....100
CR....205
G.O., considered, failed....251

SJR 43 — By Roberts, et al, of the Senate and Converse of the House — Repealing Enrolled House Joint Resolution No. **1024** of the 1st Session of the 39th Oklahoma Legislature, which relates to report by Administrative Director of the Courts. Emergency.
1st Reading....111
2nd Reading....114
CR....205
G.O., considered, passed....240
Engrossed, to House....247
Enrolled, to House....483
To Governor....485
Approved March 28, 1984....548

SJR 44 — By Dawson of the Senate and Holden of the House — Constitutional amendment; allowing Legislature to set statutory limits on amount of recoverable damages for injuries resulting in death.
1st Reading....116
2nd Reading....121

CR.....159
G.O., considered, passed 202; 213
Engrossed, to House 225
Enrolled, to House.....442
Filed with Secretary of State.....446

SJR 45 — By Moore — Constitutional amendment; allowing Legislature to prescribe for minimum mandatory periods of confinement to be served prior to being eligible for parole.
1st Reading 116
2nd Reading 121

SJR 46 — By Shedrick of the Senate and Henry, et al, of the House — Constitutional amendment; providing for calculation of revenues; limiting appropriations; creating fund; requiring three-fifths approval of each house for tax increases.
1st Reading 122
2nd Reading 126
CR.....374
G.O., considered, passed.....396
Engrossed, to House 405
HAs read 631
HAs rejected, conference requested, SCs named 643
Conference granted, HCs named.....652
Died in conference

SJR 47 — By Cate, et al, of the Senate and Hobson of the House — Constitutional amendment; revising procedure for determining revenue estimates by State Board of Equalization.
1st Reading 123
2nd Reading 126
CR.....205
G.O., considered, passed.....241
Engrossed, to House 247

SJR 48 — By Ford — Constitutional amendment; revising procedure for determining revenue estimates by State Board of Equalization.
1st Reading 129
2nd Reading 132

SJR 49 — By Smith of the Senate and Henshaw of the House — Constitutional amendment; authorizing additional ad valorem tax levy for construction, maintenance and improvement of county parks in counties meeting criteria.
1st Reading 129
2nd Reading 132
CR.....188
G.O., considered, passed.....203
Engrossed, to House 210
Enrolled, to House.....405
Filed with Secretary of State.....409

SJR 50 — By Smith — Constitutional amendment; creating Oklahoma Savings Fund; designating monies to be deposited in savings fund; allowing legislative appropriations from fund.
1st Reading 141
2nd Reading 145

SJR 51 — By Miller, et al, of the Senate and Johnson (Glen) of the House — Constitutional amendment; relating to grand juries; increasing number of qualified electors who must sign petition requesting grand jury be ordered.
1st Reading 142
2nd Reading 145
CR.....194
G.O., considered, passed.....215
Engrossed, to House 225
HAs read 484
HAs adopted, passed 578
Enrolled, to House.....593
Filed with Secretary of State.....596

SJR 52 — By Miller — Constitutional amendment; creating Office of County Assessor; requiring office to be elective.
1st Reading 142
2nd Reading 145

SJR 53 — By Roberts, et al, of the Senate and Converse of the House — Authorizing Governor to accept monuments in honor of and dedicated to those who served in Armed

Forces of United States during World War I and World War II. Emergency.
1st Reading 142
2nd Reading 145

SJR 54 — By Cain — Directing Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority to create committee on Standards for Alcohol and Drug Professionals. Emergency.
1st Reading 142
2nd Reading 145

SJR 55 — By Randle — Constitutional amendment; revising timing of making revenue estimates for the state.
1st Reading 142
2nd Reading 145

SJR 56 — By Smith of the Senate and Williamson of the House — Constitutional amendment; eliminating requirement of at least one Associate District Judge for each county in the state.
1st Reading 142
2nd Reading 145
CR.....194
WD; rereferred 546

SJR 57 — By Randle of the Senate and Lewis of the House — State agencies; adjusting limitations pertaining to expenditures and employee limitations for various state agencies. Emergency.
Joint Rule 17 suspended by Senate 284
1st Reading 307
2nd Reading 325
CR.....374
G.O., considered, passed.....398
Engrossed, to House 405
HAs read 600
HAs adopted, passed.....642; 648
Enrolled, to House.....651
To Governor 652
Approved April 26, 1984.....668

SJR 58 — By York, et al, of the Senate and Barker, et al, of the House — Constitutional amendment; authorizing water resource and sewage treatment program financed by Statewide Water Development Revolving Fund and Water Resources Fund to be used. Special election.
Joint Rule 17 suspended by Senate 651
1st Reading 651
2nd Reading, to Calendar 659
G.O., considered, passed.....662
Engrossed, to House 667
Enrolled, to House.....800
Filed with Secretary of State.....802

SENATE CONCURRENT RESOLUTIONS

SCR 25 — By Dahl, et al, of the Senate and Littlefield of the House — Designating fiddle as official state musical instrument.
1st Reading 64
2nd Reading 69
CR 107
G.O., adopted 157
Engrossed, to House 164
Enrolled, to House 716
Filed with Secretary of State 721

SCR 26 — By Ford, et al, of the Senate and Pitezel of the House — Commending achievements and service of civic leader Dan P. Holmes; directing section of State Highway 33 be known as Dan P. Holmes Expressway; requiring placement of markers.
1st Reading 95
2nd Reading, to calendar 100
G.O., adopted 113
Engrossed, to House 119
Enrolled, to House 367
Filed with Secretary of State 369

SCR 27 — By Ford of the Senate and Williams (Penny) of the House — Legislative intent that University Center at Tulsa be enabled to grant degrees under its own name or degrees from institutions furnishing programs; Langston University to offer certain new programs.
1st Reading 102
2nd Reading 106
CR 392
G.O., rereferred 596

SCR 28 — By Rozell, et al, of the Senate and Davis (Guy), et al, of the House — Expressing gratitude to Mr. Jack Blaess, Dr. Robert Hughes, Mr. Merrell Medley, Mr. Gordon Penney, and Mr. Al Poppino, Dr. Leale Streebin and Mr. Bill Von Drehle.
1st Reading 111
2nd Reading 114
WD, direct to calendar 120
G.O., adopted 120
Engrossed, to House 125
Enrolled, to House 260
Filed with Secretary of State 263

SCR 29 — By Young — Expressing legislative intent that State Regents make recommendations for reduction of number of institutions comprising Oklahoma State System of Higher Education.
1st Reading 117
2nd Reading 121

SCR 30 — By Roberts of the Senate and Kelly of the House — Directing Department of Transportation to name section of Interstate Highway 35 that passes through Arbuckle Mountains Honey Creek Pass.
1st Reading 129
2nd Reading 132
CR 194
G.O., adopted 241
Engrossed, to House 247
Enrolled, to House 398
Filed with Secretary of State 401

SCR 31 — By McDaniel, et al, of the Senate and Johnson (Glen), et al, of the House — Praising public service of Jack Herring; directing Department of Transportation to name bridge on U.S. Highway 75 Jack Herring Bridge.
1st Reading 142
2nd Reading 145
CR 194
G.O., adopted 216
Engrossed, to House 225
Enrolled, to House 426
Filed with Secretary of State 427

SCR 32 — By Dennis, et al, of the Senate and Sherrer, et al, of the House — Naming bridge to be constructed over Boggy River located on U.S. Highway 70 west of Soper in Choctaw County as Frank M. Fodge Bridge; requesting placement suitable permanent markers.
1st Reading 160
2nd Reading 167
CR 194
G.O., adopted 252
Engrossed, to House 260
Enrolled, to House 398
Filed with Secretary of State 401

SCR 33 — By McDaniel, et al, of the Senate and Abbott, et al, of the House — Memorializing United States Congress to authorize and order construction of interstate highway between Denver, Colorado, Oklahoma City, Oklahoma and New Orleans, Louisiana.
1st Reading 168
2nd Reading 180
CR 306
G.O., adopted 395
Engrossed, to House 405
Enrolled, to House 594
Filed with Secretary of State 596

SCR 34 — By Roberts, et al, of the Senate and Duke of the House — Amending Joint Rules to modify procedures of First and Second Regular Legislative Sessions. Effective date.
1st Reading 225
2nd Reading, to calendar 225
G.O., adopted 233
Engrossed, to House 239

SCR 35 — By Giles of the Senate and Rogers of the House — Memorializing Congress to amend Federal Bankruptcy Code to ensure that claim of state against estate of debtor in bankruptcy takes priority over all other creditors of estate.
1st Reading 266
2nd Reading 306
CR 380
G.O., adopted 396
Engrossed, to House 405

SCR 36 — By Cate of the Senate and Hobson of the House — Authorizing Board of Regents of University of Oklahoma to issue revenue bonds pursuant to Section 4002.1 of Title 70 of Oklahoma Statutes.
1st Reading 267
2nd Reading 306
WD, direct to calendar 324
G.O., adopted 325
Engrossed, to House 333
HAs read 484
HAs adopted, passed 492
Enrolled, to House 498
Filed with Secretary of State 507

SCR 37 — By Boatner, et al, of the Senate and Converse, et al, of the House — Praising agricultural accomplishments of Representative Wes Watkins; requesting renaming of Southeast Oklahoma Research and Development Center as Wes Watkins Agricultural Research and Development Center.
1st Reading 307
2nd Reading, to calendar 317
G.O., adopted 317
Engrossed, to House 333
Enrolled, to House 372
Filed with Secretary of State 377

SCR 38 — By Cain — Directing Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority to

create committee on Standards for Alcohol and Drug Professionals; providing for appointment and staff.
1st Reading 374
2nd Reading 380

SCR 39 — By Taylor, et al, of the Senate and Holt, et al, of the House — Expressing legislative intent that boards of county commissioners and municipalities are authorized to appropriate federal revenue sharing funds to workshops for mentally and physically handicapped persons.
1st Reading 410
2nd Reading 421
WD, direct to calendar.....610
G.O., adopted.....623; 624
Engrossed, to House 628
Enrolled, to House.....687
Filed with Secretary of State.....689

SCR 40 — By Randle of the Senate and Williams (Penny) of the House — Expressing legislative intent on allocating portion of state ceiling of qualified mortgage bonds to Tulsa County Home Finance Authority and Oklahoma County Housing Agency.
1st Reading 421
2nd Reading 439
CR.....566

SCR 41 — By Winn — Expressing legislative intent; encouraging Department of Mental Health to cooperate with Commission on Deaf and Hearing Impaired to devise plan for mental health needs.
1st Reading 512
2nd Reading, to calendar.....528
G.O., adopted.....593
Engrossed, to House 600

SCR 42 — By Ford, et al, of the Senate and Henry of the House — Expressing intent of Legislature that Department of Education and every independent school district take actions to assure knowledge of opportunities for concurrent enrollment.
1st Reading 528
2nd Reading, to calendar.....548
G.O., adopted.....594
Engrossed, to House 600
HAs read 693
HAs rejected, conference requested 696
Conference granted, HCs named.....698
SCs named 704
CCR read.....710
CCR adopted, ML; to House.....711; 742
Enrolled, to House.....807
Filed with Secretary of State.....811

SCR 43 — By Stipe, et al, of the Senate and Haney, et al, of the House — Recognizing and expressing support by Oklahoma State Legislature for designation of April 1984 as Fair Housing Month.
1st Reading 604
2nd Reading, to calendar.....609
G.O., adopted.....609
Engrossed, to House 618
Enrolled, to House.....633
Filed with Secretary of State.....634

SCR 44 — By York, et al, of the Senate and Barker, et al, of the House — Expressing legislative intent that Director of Human Services transfer certain Lloyd E. Rader files to Oklahoma Collection of the Library of Central State University.
1st Reading 638
2nd Reading, to calendar.....644
G.O., adopted 798
Engrossed, to House 806
Enrolled, to House.....811
Filed with Secretary of State.....813

SCR 45 — By Randle of the Senate and Lewis, et al, of the House — Expressing legislative intent that Prefecture of Kyoto of Japan and State of Oklahoma enter into Sister State Relationship.
1st Reading 665
2nd Reading, to calendar.....668
G.O., adopted 686
Engrossed, to House 692
Enrolled, to House.....800
Filed with Secretary of State.....802

SCR 46 — By Randle, et al, of the Senate and Lewis, et al, of the House — Recalling from Office of Governor Enrolled Senate Bill No. 394 passed by Second Session of Thirty-Ninth Oklahoma Legislature.
1st Reading 720
2nd Reading, to calendar 720
G.O., adopted 721
Engrossed, to House 721
Enrolled, to House 725
Filed with Secretary of State 726

SCR 47 — By Stipe, et al, of the Senate and Willis of the House — Citing accomplishments of H. Meade Norton; recognizing his contribution to Oklahoma Automotive Industry; praising his many years of dedicated public service.
1st Reading 768
2nd Reading, to calendar 780
G.O., adopted 780
Engrossed, to House 786
Enrolled, to House 823
Filed with Secretary of State 824

SCR 48 — By McDaniel of the Senate and Johnson (Glen) of the House — Relating to Office of State Finance; requesting copies of agreements and performance review materials; requesting report on Oklahoma financial information system project.
1st Reading 787
2nd Reading, to calendar 787
G.O., adopted 787
Engrossed, to House 790
Enrolled, to House 807
Filed with Secretary of State 811

SCR 49 — By Randle, et al, of the Senate and Lewis, et al, of the House — Expressing legislative intent regarding certain public responsibilities for school funding and improvement.
1st Reading 787
2nd Reading, to calendar 800
G.O., adopted 800
Engrossed, to House 806
Enrolled, to House 811
Filed with Secretary of State 813

SCR 50 — By York of the Senate and Barker of the House — Providing recess for Oklahoma Legislature; granting required consent; authorizing work and reimbursement during recess.
1st Reading 814
2nd Reading, to calendar 814
G.O., adopted 814
Engrossed, to House 814

SENATE RESOLUTIONS

SR 30 — By Watson — Condemning Soviet attack on Korean Airlines, Flight 007; calling for an apology and complete explanation; extending sympathy to families of victims.
1st Reading....30
2nd Reading....52

SR 31 — By Pierce — Creating select committee to examine Grand River Dam Authority intention to move their administrative headquarters.
1st Reading....30
2nd Reading....52

SR 32 — By Dahl, et al, of the Senate — Disapproving parts of Wildlife Conservation Commission regulation number G-10-83 relating to furbearer regulations; deleting restrictive dates on pursuit with hounds on public lands.
1st Reading....65
2nd Reading....69
WD, direct to calendar....71
G.O., adopted....71; 72
Enrolled, filed with Secretary of State...77

SR 33 — By Terrill — Requesting Director of State Finance to delay discontinuation of certain payroll check deductions for period of forty-five days.
1st Reading....68
Direct to calendar....68
G.O., adopted....68
Enrolled, filed with Secretary of State...71

SR 34 — By Boatner, et al, of the Senate — Praising Southeastern Oklahoma State University administration, faculty, staff, students and community for their efforts to raise funds for the University library during statewide economic decline.
1st Reading....68
Direct to calendar....68
G.O., adopted....68
Enrolled, filed with Secretary of State...71

SR 35 — By Stipe, et al, of the Senate — Praising career and accomplishments of Frank M. Fodge.
1st Reading....87
Direct to calendar....87
G.O., adopted....88
Enrolled, filed with Secretary of State...89

SR 36 — By Randle, et al, of the Senate — Praising leadership, service and accomplishments of Dr. Hayden H. Donahue; congratulating for being named recipient of distinguished service award from American Psychiatric Association.
1st Reading....95
2nd Reading, to calendar....98
G.O., adopted....98
Enrolled, filed with Secretary of State...98

SR 37 — By Dawson, et al, of the Senate — Establishing Capitol Relocation Search Committee, consisting of entire membership of Oklahoma State Senate; providing for

meeting with citizens of Guthrie to discuss return of Capitol to Guthrie.
1st Reading....95
Direct to calendar....91
G.O., adopted....99
Enrolled, Filed with Secretary of State 105

SR 38 — By Randle, et al, of the Senate — Urging Governor to reimpose freeze on hiring of state employees, with exception.
1st Reading....117
2nd Reading....121
CR....180
G.O., adopted....188
Enrolled, filed with Secretary of State 192

SR 39 — By Stipe — Disapproving certain rule of State Employees Group Health, Dental and Life Insurance Board.
1st Reading....123
2nd Reading....126
Change in committee assignment....366

SR 40 — By York — Directing State Senate staff to offer assistance and information to Commission on Reform of State Government; expressing support.
1st Reading....130
2nd Reading, to calendar....132
G.O., adopted....157
Enrolled, filed with Secretary of State 164

SR 41 — By Stipe — Disapproving certain rule of Oklahoma Alcoholic Beverage Control Board.
1st Reading....142
2nd Reading....145

SR 42 — By Taylor, et al, of the Senate — Requesting Corporation Commission to direct delay in implementation of rate increases for telephone service; directing study of long-distance telephone service; encouraging awareness of alternatives.
1st Reading....155
2nd Reading....159
WD, direct to calendar....193
G.O., adopted....193
Enrolled, filed with Secretary of State 198

SR 43 — By Roberts, et al, of the Senate — Praising career and accomplishments of Lonnie Rooney; recommending his induction into National Cowboy Hall of Fame and Western Heritage Center.
1st Reading....180
2nd Reading....188
WD, direct to calendar....260
G.O., adopted....261
Enrolled, filed with Secretary of State 275

SR 44 — By Howell, et al, of the Senate — Praising career and accomplishments of Estal Hart; expressing admiration and gratitude of Senate and people of State of Oklahoma.
1st Reading....246
2nd Reading....253
CR....380
G.O., adopted....593
Enrolled, filed with Secretary of State 600

SR 45 — By McDaniel, et al, of the Senate — Directing Office of Public Affairs to study and review telephone and telecommunication facilities and services of government of Oklahoma; requiring reports to Legislature.
1st Reading....253
2nd Reading....266
CR....380
G.O., adopted....403
Enrolled, filed with Secretary of State 417

SR 46 — By McDaniel, et al, of the Senate — Expressing intent of Senate that moratorium be placed on installation, modification, expansion or any other changes in existing telephone or telecommunication systems or services for government of Oklahoma.
1st Reading....253
2nd Reading....266
CR....392
G.O., adopted....403
Enrolled, filed with Secretary of State 417

SR 47 — By Moore — Memorializing Oklahoma Congressional Delegation to sup-

port passage of United States Senate Joint Resolution 73, which proposes amendment to Constitution of United States on subject of prayer in schools.
1st Reading 267
2nd Reading 306
Motion to withdraw failed.....438

SR 48 — By Cain — Disapproving rules of Board of Governors of Registered Dentists of Oklahoma, entitled Examination and Licensing of Dentists, Dental Hygienists, and Dental Specialists.
1st Reading 326
2nd Reading 361
WD, direct to calendar.....386
WD; rereferred 400

SR 49 — By Howell — Designating Indian Chief and Thunderbird insignias of Oklahoma Military Department as state insignias; commending Oklahoma Military Department.
1st Reading 410
2nd Reading 421

SR 50 — By McIntyre, et al, of the Senate — Praising accomplishments of University of Oklahoma basketball player Wayman Tisdale; extending hope for continued success.
1st Reading 528
2nd Reading, to calendar 548
G.O., adopted 592
Enrolled, filed with Secretary of State 594

SR 51 — By McDaniel, et al, of the Senate — Commending accomplishments of East Central Oklahoma State University; recognizing Diamond Jubilee celebration in honor of University.
1st Reading 528
2nd Reading, to calendar 548
G.O., adopted 578
Enrolled, filed with Secretary of State 580

SR 52 — By Stipe, et al, of the Senate — Requesting Commission on Reform of State Government to immediately address problems in corrections; expressing support for goals of Commission.
1st Reading 528
2nd Reading, to calendar 548
G.O., adopted 593
Enrolled, filed with Secretary of State 600

SR 53 — By Dahl — Disapproving Department of Agriculture Rule 6-6 entitled Euthanasia of Domestic Animals and promulgated by State Board of Agriculture March 21, 1984.
1st Reading 578
2nd Reading, to calendar 593
G.O., adopted 593
Enrolled, filed with Secretary of State 600

SR 54 — By Miller — Directing Director of Human Services and Oklahoma Public Welfare Commission to continue operation of Okmulgee Rehabilitation Authority directing new estimates be developed for construction of new facility.
1st Reading 602
2nd Reading, to calendar 609
G.O., adopted 610
Enrolled, filed with Secretary of State 628

SR 55 — By Giles — Disapproving amended Rule 1140.4 of the Oklahoma Water Resources Board.
1st Reading 604
2nd Reading, to calendar 611
G.O., adopted 611
Enrolled, filed with Secretary of State 618

SR 56 — By Howell, et al, of the Senate — Expressing appreciation to Midwest City Chamber of Commerce and to Tinker Air Force Base for opportunity given Senate to become familiar with activities at Tinker Air Force Base and for hospitality.
1st Reading 604
2nd Reading, to calendar 610
G.O., adopted 610
Enrolled, filed with Secretary of State 633

SR 57 — By O'Connor — Directing Department of Transportation and Office of Public Affairs to consider delivery time when purchasing road construction

equipment; requiring delivery within 120 days; providing exception.
1st Reading 638
2nd Reading 644
WD, direct to calendar.....712
G.O., adopted 732
Enrolled, filed with Secretary of State 746

SR 58 — By Dahl, et al, of the Senate — Commending and extending gratitude to Oklahoma Department of Wildlife Conservation, Oklahoma Wildlife Conservation Commission and employees for developing and managing excellent wildlife programs.
1st Reading 650
2nd Reading, to calendar.....652
G.O., adopted 652
Enrolled, filed with Secretary of State 656

SR 59 — By Kilpatrick, et al, of the Senate — Expressing appreciation and gratitude to members of Oklahoma's police and fire departments; honoring members of Midwest City and Del City Police and Fire Departments and Tinker Air Force Base Fire Department.
1st Reading 665
2nd Reading, to calendar.....667
G.O., adopted 667
Enrolled, filed with Secretary of State 668

SR 60 — By Howell, et al, of the Senate — Honoring State Superintendent of Public Instruction Dr. Leslie A. Fisher; expressing appreciation for his devoted service to advancement of education; wishing him well in his retirement.
1st Reading 665
2nd Reading, to calendar.....668
G.O., adopted 692
Enrolled, filed with Secretary of State 695

SR 61 — By Dahl, et al, of the Senate — Memorializing United States Congress to reject proposal to create national park in Osage County.
1st Reading 683
2nd Reading, to calendar.....687
G.O., adopted 687
Enrolled, filed with Secretary of State 692

SR 62 — By Rozell — Requesting Corporation Commission to report to Senate Transportation Committee on Commission efforts to prevent motor carrier overweight violations by February 1, 1985; requesting studies.
1st Reading 688
2nd Reading, to calendar.....692
G.O., adopted 695
Enrolled, filed with Secretary of State 704

SR 63 — By Cain — Directing Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority to create committee on Standards for Alcohol and Drug Professionals; requiring procedure.
1st Reading 688
2nd Reading 692

SR 64 — By Howell, et al, of the Senate — Recognizing heroism and courage of Charles D. "Dan" Bowers; remarking his exemplary life; expressing condolences.
1st Reading 688
2nd Reading, to calendar.....692
G.O., adopted 692
Enrolled, filed with Secretary of State 695

SR 65 — By McCune, et al, of the Senate — Citing accomplishments of Dr. Edward J. Aud; praising him for his outstanding career of service to handicapped citizens; wishing him well in his retirement.
1st Reading 710
2nd Reading, to calendar.....712
G.O., adopted 724
Enrolled, filed with Secretary of State 730

SR 66 — By Dahl, et al, of the Senate — Commending Senators Gerald C. Dennis, Ralph J. Choate and Darryl F. Roberts for their outstanding military service.
1st Reading 725
2nd Reading, to calendar.....726
G.O., adopted 726
Enrolled, filed with Secretary of State 732

SR 67 — By Dahl, et al, of the Senate — Expressing gratitude to private organizations

and government agencies that assist Oklahoma tornado victims.
1st Reading 765
2nd Reading, to calendar 765
G.O., adopted 765
Enrolled, filed with Secretary of State 771

SR 68 — By Dahl — Commending Ben Culver family for outstanding service to beef cattle industry.
Joint Rule 17 suspended by Senate 765
1st Reading 765
2nd Reading, to calendar 765
G.O., adopted, referred.....765
Enrolled, Filed with Secretary of State 771

SR 69 — By Schuelein — Relating to protection of property and supplies of Senate during interim; authorizing employment of necessary personnel; authorizing President Pro Tempore to approve claims.
1st Reading 765
2nd Reading, to calendar 777
G.O., adopted 801
Enrolled, filed with Secretary of State 807

SR 70 — By Luton, et al, of the Senate — Resolution superseding Enrolled Senate Resolution No. 1 of the 2nd Extraordinary Session of the 39th Oklahoma Legislature.
1st Reading 765
2nd Reading, to calendar 777
G.O., adopted 831
ML, tabled 832
Enrolled, filed with Secretary of State 834

SR 71 — By Stipe, et al, of the Senate — Praising career and accomplishments of Mary Ellis Guthrie Pyle; expressing appreciation for job well done; wishing her well in her retirement.
1st Reading 768
2nd Reading, to calendar 769
G.O., adopted 769
Enrolled, filed with Secretary of State 771

SR 72 — By Clifton, et al, of the Senate — Praising life and accomplishments of Honorable Judge Lloyd H. Henry; expressing deep sorrow upon his death; extending condolences.
1st Reading 768
2nd Reading, to calendar 769
G.O., adopted 770
Enrolled, filed with Secretary of State 781

SR 73 — By York, et al, of the Senate — Honoring Carter Wallace Bradley; expressing appreciation for his service to advancement of Higher Education in Oklahoma.
1st Reading 787
2nd Reading, to calendar 787
G.O., adopted 787
Enrolled, filed with Secretary of State 800

SR 74 — By Terrill, et al, of the Senate — Memorializing President and Congress of United States to increase appropriations for Title II of Indian Child Welfare Act of 1978.
1st Reading 800
2nd Reading, to calendar 800
G.O., adopted 800
Enrolled, filed with Secretary of State 806

SR 75 — By Terrill — Praising life and accomplishments of Dr. James H. Johnson; expressing deep sorrow upon his death; extending condolences.
1st Reading 825
2nd Reading, to calendar 825
G.O., adopted 825
Enrolled, filed with Secretary of State 829

HOUSE BILLS

* Bills held over from the 1st Session of the 39th Legislature — 1983

***HB 1034** — By McCorkell, et al, of the House and Shedrick of the Senate — Motor vehicles; modifying provisions pertaining to cancellation, suspension and revocation of operators' licenses. Effective date.
SAs rejected, conference requested, HCs named..... 52
Conference granted, SCs named 56
CCR rejected, further conference requested 524
Further conference granted 541
2nd CCR read 746
2nd CCR rejected, further conference requested 758
Further conference granted 765
3rd CCR read.....786
3rd CCR adopted, passed, to House.....789
4th Reading, to House 797
Approved May 30, 1984

***HB 1079** — By Reimer, et al, of the House and Winn of the Senate — Modifying child support enforcement; providing for selection of experts for blood tests to determine paternity. Effective date.
SAs rejected, conference requested, HCs named..... 56
Conference granted, SCs named 59
CCR read.....120
CCR adopted, passed 237
ML; to House 238; 311
4th Reading, to House 336
Approved March 6, 1984

***HB 1102** — By Kincheloe, et al, of the House and Leonard of the Senate — Wills and succession; modifying descent and distribution of estate of decedent; modifying amount of property set apart. Effective date.
CR.....420
G.O., considered, passed.....542
Engrossed, to House 551
SAs rejected, conference requested, HCs named.....595
Conference granted, SCs named 600
CCR rejected, further conference requested 758
Further conference granted 759
2nd CCR read 766
2nd CCR adopted, passed, to House ...771
4th Reading, to House 782
Approved May 29, 1984

***HB 1116** — By Lewis, et al, of the House and Clifton of the Senate — Crimes and punishments; adding "services" to things obtained with intent to cheat and defraud; clarifying misdemeanor and felony penalties. Effective date.
SAs rejected, conference requested, HCs named.....341
Conference granted, SCs named 368

***HB 1133** — By Clark, et al, of the House and McIntyre, et al, of the Senate — Children; defining terms; adding term handicapped child; extending meaning of term de-

prived child to include certain handicapped and nonhandicapped children. Emergency.
CR.....420
G.O., considered, passed.....442
ML; adopted.....447
Engrossed, to House.....459
4th Reading, to House.....599
Approved April 10, 1984

***HB 1142** — By Lewis of the House and Clifton of the Senate — Elections; eliminating prohibition against election contests; establishing procedures and requirements for contesting or requesting recount of noncandidate elections results. Effective date.
SAs rejected, conference requested,
HCs named.....563
Conference granted, SCs named.....574

***HB 1171** — By Smith (Bill), et al, of the House and Landis, et al, of the Senate — Oil and gas; requiring lessee of mineral estate to furnish release of minerals to certain persons; providing for penalty and procedures; authorizing fees. Effective date.
1st Reading..... 61
2nd Reading..... 63

***HB 1187** — By Henry of the House and Smith of the Senate — Courts; modifying definition of attorney of record. Emergency.
SAs rejected, conference requested,
HCs named.....120
Conference granted, SCs named.....125
CCR read.....698
CCR adopted, passed, to House.....709
4th Reading, to House.....711
Approved May 14, 1984

***HB 1199** — By Brown, et al, of the House and Taylor of the Senate — Professions and occupations; providing for election of officers of Board of Barber Examiners; prescribing duties; defining practice of barbering.
SAs rejected, conference requested,
HCs named.....120
Conference granted, SCs named.....125

***HB 1201** — By Hobson of the House and Cate of the Senate — Oil and gas; Hazardous Liquid Transportation System Safety Act. Effective date.
1st Reading.....326
2nd Reading.....361
CR.....420
G.O., considered, failed.....546
ML; adopted, passed.....546; 564
Signed, to House.....566
4th Reading, to House.....572
Approved April 4, 1984

***HB 1219** — By Mentzer, et al, of the House and Porter of the Senate — Poor persons; authorizing sale of property acquired by Department of Human Services; directing disposition of proceeds; providing for transfer of property.
1st Reading.....234
2nd Reading.....243

***HB 1244** — By Duke of the House and Roberts of the Senate — Motor vehicles; modifying provisions relating to payment of certain fees for licensing and registering vehicles; modifying initial registration of certain vehicles. Effective date.
1st Reading.....253
2nd Reading.....266
CR.....409
G.O., considered, passed.....487
ML; signed, to House.....487; 549
4th Reading, to House.....551
Recalled from Governor;
4th Reading and signing rescinded...582
Reconsidered whereby bill passed.....582
G.O., considered, passed.....601
Engrossed, to House.....607
SAs rejected, conference requested,
HCs named.....624; 632
Conference granted, SCs named.....625
CCR read.....683
CCR adopted, passed, to House.....695
4th Reading, to House.....701
Approved May 14, 1984

***HB 1264** — By Kelly, et al, of the House and Roberts of the Senate — Schools; pro-

viding for State Aid to Oklahoma School for Blind and Oklahoma School for Deaf. Effective date.
SAs rejected, conference requested, HCs named..... 98
Conference granted, SCs named 105
CCR rejected, further conference requested 624
Further conference granted 625
Change in conference 632

***HB 1273** — By Duckett of the House and Keller of the Senate — Children; requiring consent of certain persons prior to adoption decree; authorizing statement of consent in lieu of court appearance; providing procedures. Emergency.
CR 107
G.O., considered, passed.....119
WD; rereferred 126

***HB 1283** — By Fried of the House and Taylor of the Senate — Public finance; General Obligation Public Securities Refunding Act. Emergency.
1st Reading 326
2nd Reading 361
CR 420
G.O., considered, passed.....562
Engrossed, to House 572
SAs rejected, conference requested, HCs named.....590
Conference granted, SCs named 597
CCR read.....802
CCR adopted, passed, to House.....802
4th Reading, to House 810
Approved May 30, 1984

***HB 1300** — By Joiner of the House and Kilpatrick of the Senate — Workers' compensation; providing procedures relating to exclusive liability, exceptions, court actions and immunity including persons to which limited liability applies.
1st Reading 234
2nd Reading 243
CR 380
G.O., considered, passed.....536
Signed, to House.....549
4th Reading, to House 551
Approved April 4, 1984

***HB 1309** — By McCorkell, et al, of the House and Terrill of the Senate — Mental health; Protective Services for Elderly and for Incapacitated Adults Act; providing for involuntary and emergency protective services. Effective date.
1st Reading 362
2nd Reading 368
CR 420
G.O., considered, passed.....503
Engrossed, to House 514
SAs rejected, conference requested, HCs named.....552
Conference granted, SCs named 574
CCR rejected, further conference requested 724
Further conference granted 729
2nd CCR read 766
2nd CCR rejected, further conference requested 773
Further conference granted 783
3rd CCR read.....795
3rd CCR adopted, passed, to House....805
4th Reading, to House 814
Approved May 30, 1984

***HB 1310** — By McCorkell of the House and Boatner of the Senate — Children; Youthful Offender Act; modifying definition of child. Effective date.
1st Reading 362
2nd Reading 368
CR 420
G.O., considered, passed.....508
Engrossed, to House 514
SAs rejected, conference requested, HCs named.....552
Conference granted, SCs named 574
CCR rejected, further conference requested 789
Further conference granted 794
SCs changed 794
Died in conference

***HB 1313** — By Holt, et al, of the House and Lamb of the Senate — Children; providing for and expanding grandparental

rights; stating effects of adoption decrees; modifying effect of certain adoptions. Emergency.
1st Reading....56
2nd Reading....59
CR....107
G.O., considered, passed....458
Engrossed, to House....483
4th Reading, to House....551
Approved April 4, 1984

***HB 1316** — By Lancaster of the House and Capps of the Senate — Civil procedure; providing for interest on judgments of certain courts; changing interest rates on certain judgments. Emergency.
CR....410
G.O., considered, passed....441
Engrossed, to House....459
4th Reading, to House....551
Approved April 4, 1984

***HB 1323** — By Mentzer of the House and Porter of the Senate — Poor persons; authorizing Department of Human Services to acquire motor vehicles; providing for method of acquisition. Emergency.
CR....243
G.O., considered, passed....559
Engrossed, to House....572
SAs rejected, conference requested, HCs named....602
Conference granted, SCs named....611
CCR read....643
CCR adopted, passed, to House....655
4th Reading, to House....661
Approved May 1, 1984

***HB 1324** — By Mentzer of the House and Porter of the Senate — Poor persons; authorizing obtaining of certain records from financial institutions or agencies; providing for purpose; providing for costs. Emergency.
CR....243
G.O., considered, passed....559
Signed, to House....566
4th Reading, to House....572
Approved April 4, 1984

***HB 1325** — By Mentzer of the House and York of the Senate — Revenue and taxation; authorizing political subdivisions to levy certain taxes and fees; deleting sales tax exemptions for sales of nonintoxicating beverages, cigarettes and tobacco products. Emergency.
CR....402
G.O., considered, passed....460
Engrossed, to House....483
SAs rejected, conference requested, HCs named....566
Conference granted, SCs named....574
CCR read....643
CCR adopted, passed, to House....643
4th Reading, to House....650
Approved April 21, 1984

***HB 1340** — By Leftwich, et al, of the House and Cate of the Senate — Intoxicating liquors; prohibiting transport or sale or dispensing of nonintoxicating beverages and prohibiting sale, delivery or furnishing of alcoholic beverages in certain circumstances. Effective date.
1st Reading....326
2nd Reading....361

***HB 1368** — By Deatherage of the House and Randle of the Senate — Public finance; providing Legislative Fiscal Office be clearinghouse for budgetary forms, reports and information; providing furnishing of copies. Emergency.
SAs rejected, conference requested, HCs named....56
Conference granted, SCs named....59

***HB 1413** — By Hooper of the House and Shedrick of the Senate — Public finance; Public Obligations Registration Act. Operative Date. Emergency.
SAs rejected, conference requested, HCs named....341
Conference granted, SCs named....368

***HB 1424** — By Lewis, et al, of the House and York, et al, of the Senate — Revenue and taxation; levying additional tax

on gasoline and diesel fuel; apportioning revenue. Emergency.
CR....234
G.O., considered, passed....341
ML; tabled....361; 367
ML; adopted....377; 384
Engrossed, to House....398
4th Reading, to House....631
Approved April 16, 1984

***HB 1432** — By Graves, et al, of the House and Pierce of the Senate — Motor vehicles; allowing admission of refusal of persons to submit to analysis for alcohol content and concentration or presence of alcohol be admissible as evidence. Effective date.
1st Reading....267
2nd Reading....306
CR....369
G.O., considered, passed....545
Engrossed, to House....551
SAs rejected, conference requested, HCs named....575
Conference granted, SCs named....581
CCR read....698
CCR adopted, passed, to House....712
ML; failed....712; 740
4th Reading, to House....744
Approved May 23, 1984

HB 1435 — By Cole, et al, of the House and Clifton of the Senate — Property; making restrictive covenants unenforceable which require use of wood shingle roofs on residential structures, with exception. Emergency.
1st Reading....180
2nd Reading....188

HB 1437 — By Morgan of the House and Dawson, et al, of the Senate — Motor vehicles; declaring United States Marshals Service vehicles to be authorized emergency vehicles. Effective date.
1st Reading....81
2nd Reading....88
CR....380
G.O., considered, passed....442
Signed, to House....455
4th Reading, to House....457
Approved March 27, 1984

HB 1438 — By Manar, et al, of the House and Johnson of the Senate — Motor vehicles; providing penalties for certain persons involved in personal injury accidents; adding controlled dangerous substances as condition. Effective date.
1st Reading....145
2nd Reading....151
CR....373
G.O., considered, passed....426
Signed, to House....439
4th Reading, to House....460
Approved March 27, 1984

HB 1439 — By Morgan, et al, of the House and Smith, et al, of the Senate — Liens and conveyances; providing manner of execution, attestation and acknowledgment for certain instruments. Emergency.
1st Reading....106
2nd Reading....110
CR....234
G.O., considered, passed....391
Engrossed, to House....398
SAs rejected, conference requested, HCs named....507
Conference granted, SCs named....528
CCR rejected, further conference requested....688
Further conference granted....692
2nd CCR read....786
2nd CCR adopted, passed, to House....811
4th Reading, to House....818
Approved May 30, 1984

HB 1440 — By Brown, et al, of the House — Intoxicating liquors; allowing municipalities to prohibit nudity on certain premises. Effective date.
1st Reading....110
2nd Reading....114

HB 1441 — By Henry — Civil procedure; providing duration of temporary restraining order; fixing time when temporary injunction or temporary restraining order is bind-

ing; excepting domestic relations cases. Effective date.
1st Reading 326
2nd Reading 361

HB 1444 — By Abbott, et al, of the House — Retirement systems; allowing military service to be credited to Oklahoma Law Enforcement Retirement System credited service. Operative date. Emergency.
1st Reading 219
2nd Reading 234

HB 1447 — By Henshaw, et al, of the House and Hopkins of the Senate — Crimes and punishments; creating Oklahoma Computer Crimes Act. Emergency.
1st Reading 307
2nd Reading 325

HB 1451 — By Lewis, et al, of the House and Randle, et al, of the Senate — Various state agencies, making appropriations thereto; stating purposes; reappropriating, redesignating, and transferring funds; and authorizing employees, equivalents and salary limitations. Emergency.
1st Reading 82
Direct to calendar 87
G.O., considered, passed 92; 99
Engrossed, to House 105
4th Reading, to House 113
Approved January 30, 1984

HB 1452 — By Harbin, et al, of the House and Leonard of the Senate — State officers and employees; designating acts prohibited by legislators including limits on permanent employment, including tag agents; deleting exclusion of certain acts. Emergency.
1st Reading 100
2nd Reading 106

HB 1454 — By Henry of the House and Leonard of the Senate — Civil procedure; removing certain jurisdictional requirements for Supreme Court; granting authority to set time limits. Effective date.
1st Reading 326
2nd Reading 361
CR 420
G.O., considered, passed 487
Signed, to House 493
4th Reading, to House 495
Approved March 28, 1984

HB 1455 — By Sanders, et al, of the House and Capps, et al, of the Senate — Game and fish; extending requirement for waterfowl hunting stamp. Effective date.
1st Reading 88
2nd Reading 94
CR 325
G.O., considered, passed 383
Signed, to House 393
4th Reading, to House 395
Approved March 16, 1984

HB 1457 — By Hill of the House and Leonard of the Senate — Public buildings and public works; repealing statute relating to preference for Oklahoma domiciled contractors. Operative date.
1st Reading 219
2nd Reading 234

HB 1458 — By Mentzer, et al, of the House and Rozell of the Senate — Public finance; providing for authorized investments, collateral securities, and expenditure of income for counties, cities, and school districts; expanding disposition of income. Effective date.
1st Reading 101
2nd Reading 106
CR 306
G.O., considered, passed 368
Engrossed, to House 371
4th Reading, to House 395
Approved March 16, 1984

HB 1459 — By Cox of the House and Roberts of the Senate — Records; providing requirements for forms of identification; making certain acts unlawful; exempting certain cards. Effective date.
1st Reading 362
2nd Reading 368

HB 1460 — By Brown, et al, of the House and Hopkins of the Senate — Mental health; requiring reports of abuse, neglect, and financial exploitation of elderly persons; providing civil liability; allowing damages. Effective date.
1st Reading....88
2nd Reading....94
CR....380
G.O., considered, passed....404
Engrossed, to House....417
SAs rejected, conference requested, HCs named....454
Conference granted, SCs named....459
CCR read....611
CCR adopted, passed, to House....616
4th Reading, to House....621
Approved April 17, 1984

HB 1461 — By Cotner, et al, of the House and Winn of the Senate — Public buildings and public works; providing procedures for highway system construction work contracts; modifying percentage basis for extension; providing exemption on contracts. Effective date.
1st Reading....326
2nd Reading....361
CR....420
G.O., considered, passed....487
Engrossed, to House....498
SAs rejected, conference requested, HCs named....524
Conference granted, SCs named....541
CCR read....643
CCR rejected, further conference requested....658
Further conference granted....632
SCs appointed....662
Died in conference

HB 1462 — By Leftwich, et al, of the House and Shedrick, et al, of the Senate — Elections; specifying uses of contributions and interest received by candidates; prohibiting certain campaign material. Operative date. Emergency.
1st Reading....180
2nd Reading....188
CR....438
G.O., considered, passed....503
ML; adopted....504; 521
G.O., considered, passed....521
ML; Engrossed, to House....522; 572
SAs rejected, conference requested, HCs named....595
Conference granted, SCs named....600
CCR read....766
CCR adopted, passed, to House....775
4th Reading, to House....782
Approved May 29, 1984

HB 1463 — By Grieser of the House and Capps of the Senate — Cities and towns; providing for judges of municipal court; modifying residence requirements. Effective date.
1st Reading....106
2nd Reading....110
CR....409
G.O., considered, passed....424
Signed, to House....439
4th Reading, to House....460
Approved March 27, 1984

HB 1466 — By Riggs of the House and Clifton of the Senate — Workers' compensation; providing ways that employer may insure against liability; permitting self-insurance, with restrictions; providing penalty. Operative dates. Emergency.
1st Reading....155
2nd Reading....159
CR....392
G.O., considered, passed....427
Engrossed, to House....442
SAs rejected, conference requested, HCs named....489
Conference granted, SCs named....507
CCR rejected, further conference requested....721
Further conference granted....729
2nd CCR rejected, further conference requested....765
Further conference granted....769
3rd CCR read....776
3rd CCR adopted, passed, to House....785

4th Reading, to House 797
Approved May 30, 1984

HB 1468 — By Stottlemyre, et al, of the House and Taylor, et al, of the Senate — Professions and occupations; requiring continuing education as condition for renewal or reactivation of license of real estate sales associate or broker; providing procedures. Emergency.
1st Reading 83
2nd Reading 88
CR 306
G.O., considered, passed 404; 407
Signed, to House 411
4th Reading, to House 413
Approved March 20, 1984

HB 1470 — By Brown, et al, of the House and Hopkins of the Senate — Crimes and punishments; requiring medical personnel to make reports on what appears to be criminally injurious conduct; providing immunity to certain persons. Effective date.
1st Reading 106
2nd Reading 110
CR 420
G.O., considered, passed 488
Engrossed, to House 498
4th Reading, to House 551
Approved April 4, 1984

HB 1472 — By Holt, et al, of the House and O'Connor of the Senate — Counties and county officers; providing procedure for purchase and receipt of supplies, materials, and equipment by counties; modifying allowable purchase prices; providing approval of minutes. Emergency.
1st Reading 145
2nd Reading 151
CR 392
G.O., considered, passed 427
Engrossed, to House 442
4th Reading, to House 513
Approved March 29, 1984

HB 1475 — By Johnson (Glen), et al, of the House and Roberts, et al, of the Senate — War Veterans Commission; creating duty to provide state flag to drape caskets of Oklahoma National Guard members and Oklahoma peace officers and to provide flag to next of kin. Effective date.
1st Reading 106
2nd Reading 110
CR 306
G.O., considered, passed 404
Signed, to House 411
4th Reading, to House 413
Approved March 20, 1984

HB 1476 — By Adair, et al, of the House and Landis of the Senate — Game and fish; modifying open season for quail. Effective date.
1st Reading 101
2nd Reading 106

HB 1477 — By Hill, et al, of the House and Leonard of the Senate — Revenue and taxation; providing records and files be confidential and privileged; providing exceptions. Effective date.
1st Reading 180
2nd Reading 188
CR 266
G.O., considered, passed 515
Engrossed, to House 533
4th Reading, to House 578
Approved April 9, 1984

HB 1479 — By Ross, et al, of the House and Taylor, et al, of the Senate — Public health and safety; exempting Salvation Army from Oklahoma Alcohol and Drug Abuse Services Act. Effective date.
1st Reading 88
2nd Reading 94
CR 179
G.O., considered, passed 404
Signed, to House 411
4th Reading, to House 423
Approved March 22, 1984

HB 1480 — By Williamson, et al, of the House and Taylor of the Senate — Schools; requiring Department of Education to pre-

pare plan to implement Oklahoma School Testing Program; specifying content. Emergency.
1st Reading 327
2nd Reading 361
CR 438
G.O., considered, passed 520
ML; signed, to House 521; 566
4th Reading, to House 572
Approved April 4, 1984

HB 1482 — By Rieger, et al, of the House and Lamb of the Senate — Cities and towns; lowering population requirements for Municipal Criminal Courts of Record, under certain conditions. Effective date.
1st Reading 101
2nd Reading 106
Change in committee assignment 240
CR 420
G.O., considered, passed 544

HB 1483 — By Lewis, et al, of the House and Randle, et al, of the Senate — Various state agencies; making appropriations. Emergency.
1st Reading 454
2nd Reading 480
CR 566
G.O., considered, passed 582
Engrossed, to House 593
SAs rejected, conference requested, GCCA 622
Conference granted, GCCA 626
CCR read 712
CCR adopted, passed, to House 712
4th Reading, to House 713
Approved May 10, 1984

HB 1484 — By Lewis, et al, of the House and Randle, et al, of the Senate — Oklahoma House of Representatives; making an appropriation; employees' compensation, deleting maximum. Operative date. Emergency.
1st Reading 393
2nd Reading 402
CR 548
G.O., considered, passed 586
Engrossed, to House 593
SAs rejected, conference requested, GCCA 622
Conference granted, GCCA 626
CCR read 742
CCR adopted, passed, to House 746
4th Reading, to House 749
Approved May 23, 1984

HB 1485 — By Lewis, et al, of the House and Randle, et al, of the Senate — Joint Bill Processing Department; making an appropriation. Operative date. Emergency.
1st Reading 380
2nd Reading 393
CR 548
G.O., considered, passed 587
Engrossed, to House 593
SAs rejected, conference requested, GCCA 622
Conference granted, GCCA 626
CCR read 721
CCR adopted, passed, to House 726
4th Reading, to House 731
Approved May 22, 1984

HB 1486 — By Lewis, et al, of the House and Randle, et al, of the Senate — Governor, Office of the; making an appropriation. Operative date. Emergency.
1st Reading 380
2nd Reading 393
CR 597
G.O., considered, passed 607
Engrossed, to House 618
SAs rejected, conference requested, GCCA 629
Conference granted, GCCA 632
CCR read 766
CCR adopted, passed, to House 773
4th Reading, to House 782
Approved May 29, 1984

HB 1487 — By Lewis, et al, of the House and Randle, et al, of the Senate — Lieutenant Governor, Office of the; making an appropriation. Operative date. Emergency.
1st Reading 374
2nd Reading 380

CR.....548
G.O., considered, passed.....586
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....674
CCR adopted, passed, to House.....679
4th Reading, to House 686
Approved May 7, 1984

HB 1488 — By Lewis, et al, of the House and Randle, et al, of the Senate — State Finance, Office of the Director of; making an appropriation; allowing fee per state employee. Operative date. Emergency.
1st Reading 480
2nd Reading 492
CR.....597
G.O., considered, passed.....606
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....698
CCR adopted, passed, to House.....702
4th Reading, to House 707
Approved May 14, 1984

HB 1489 — By Lewis, et al, of the House and Randle, et al, of the Senate — Secretary of State, Office of the; making an appropriation; increasing fees. Operative date. Emergency.
1st Reading 454
2nd Reading 480
CR.....548
G.O., considered, passed.....587
ML; Engrossed, to House.....587; 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....746
CCR adopted, passed, to House.....752
4th Reading, to House 758
Approved May 25, 1984

HB 1490 — By Lewis, et al, of the House and Randle, et al, of the Senate — Auditor and Inspector, Office of the State; making appropriations. Operative date. Emergency.
1st Reading 492
2nd Reading 511
CR.....611
G.O., considered, passed.....614
Engrossed, to House 621
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....721
CCR adopted, passed, to House.....727
4th Reading, to House 731
Approved May 22, 1984

HB 1491 — By Lewis, et al, of the House and Randle, et al, of the Senate — Tax Commission, Oklahoma; making appropriations; increasing attorneys allowed. Operative date. Emergency.
1st Reading 492
2nd Reading 511
CR.....597
G.O., considered, passed.....607
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR rejected, further conference requested 810
Further conference granted 811
2nd CCR read 815
2nd CCR adopted, passed, to House ...819
4th Reading, to House 824
Approved June 11, 1984

HB 1492 — By Lewis, et al, of the House and Randle, et al, of the Senate — Personnel Management, Office of; making an appropriation. Operative date. Emergency.
1st Reading 421
2nd Reading 439
CR.....548
G.O., considered, passed.....587
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....674

CCR adopted, passed, to House.....678
4th Reading, to House 686
Approved May 7, 1984

HB 1493 — By Pitezel, et al, of the House and Cate of the Senate — Intoxicating liquors; modifying hours during which alcoholic beverages may be sold and package stores may remain open. Effective date.
1st Reading 168
2nd Reading 180

HB 1494 — By Blodgett of the House and Landis of the Senate — Children; requiring medical history forms to be completed for children to be adopted when ordered by court; requiring confidentiality. Operative date. Emergency.
1st Reading 151
2nd Reading 155
CR.....266
G.O., considered, passed 368, 372
Engrossed, to House 377
4th Reading, to House 423
Approved March 22, 1984

HB 1500 — By Hooper, et al, of the House and Taliaferro of the Senate — State government; providing additional duties for Oklahoma State Bureau of Investigation concerning missing persons. Effective date.
1st Reading 253
2nd Reading 266
CR.....420
G.O., considered, passed.....486
Engrossed, to House 498
4th Reading, to House 551
Approved April 4, 1984

HB 1503 — By Manar of the House and Landis of the Senate — Civil procedure; limiting attorneys fees paid by public funds. Effective date.
1st Reading 307
2nd Reading 325

HB 1507 — By Clark of the House and McIntyre of the Senate — Crimes and punishments; prohibiting person from abandoning certain animals; authorizing certain persons to take custody of and to destroy certain abandoned animals. Operative date. Emergency.
1st Reading 155
2nd Reading 159
CR.....374
G.O., considered, passed.....458
Engrossed, to House 483
4th Reading, to House 578
Approved April 9, 1984

HB 1509 — By Leftwich of the House and Clifton of the Senate — Corporation Commission; defining intrastate transmission. Emergency.
1st Reading 307
2nd Reading 325
CR.....380
G.O., considered, passed.....429
Signed, to House.....439
4th Reading, to House 460
Approved March 27, 1984

HB 1510 — By Deatherage, et al, of the House and Cate, et al, of the Senate — Public finance; authorizing payroll deductions for membership dues for organizations and insurance and retirement payments. Emergency.
1st Reading 110
2nd Reading 114
CR.....234
G.O., considered, passed.....378
Engrossed, to House 385
SAs rejected, conference requested, HCs named.....439
Conference granted, SCs named 454
CCR read.....485
CCR adopted, passed, to House.....489
4th Reading, to House 491
Approved March 23, 1984

HB 1512 — By Lewis, et al, of the House and Randle, et al, of the Senate — Ethics and Merit Commission; making an appropriation. Operative date. Emergency.
1st Reading 421
2nd Reading 439

CR.....597
G.O., considered, passed.....606
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....721
CCR adopted, passed, to House.....727
4th Reading, to House 731
Approved May 22, 1984

HB 1513 — By Lewis, et al, of the House and Randle, et al, of the Senate — Secretary of State Election Board; making appropriations. Operative date. Emergency.
1st Reading 393
2nd Reading 402
CR.....597
G.O., considered, passed.....607
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....721
CCR adopted, passed, to House.....727
4th Reading, to House 731
Approved May 22, 1984

HB 1514 — By Lewis, et al, of the House and Randle, et al, of the Senate — State Regents for Higher Education; making an appropriation. Operative date. Emergency.
1st Reading 454
2nd Reading 480
CR.....611
G.O., considered, passed.....615
Engrossed, to House 621
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....809
CCR adopted, passed, to House.....809
4th Reading, to House 818
Approved May 30, 1984

HB 1515 — By Lewis, et al, of the House and Randle, et al, of the Senate — Physician Manpower Training Commission; making appropriations; establishing Nursing Student Assistance Program. Operative date. Emergency.
1st Reading 480
2nd Reading 492
CR.....611
G.O., considered, passed 616; 623
Engrossed, to House 628
SAs rejected, conference requested, GCCA.....638
Conference granted, GCCA.....642
CCR read.....721
CCR adopted, passed 728
ML; adopted.....728; 734
CCR rejected, further conference requested 735
Further conference granted.....742
2nd CCR read 776
2nd CCR adopted, passed, to House ...783
4th Reading, to House 797
Approved May 30, 1984

HB 1516 — By Lewis, et al, of the House and Randle, et al, of the Senate — Commissioners of the Land Office; making an appropriation. Operative date.
1st Reading 393
2nd Reading 402
CR.....597
G.O., considered, passed.....608
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....815
CCR adopted, passed, to House.....819
4th Reading, to House 824
Vetoed May 30, 1984

HB 1517 — By Lewis, et al, of the House and Randle, et al, of the Senate — Educational Television Authority, Oklahoma; making an appropriation. Operative date. Emergency.
1st Reading 421
2nd Reading 439
CR.....548
G.O., considered, passed.....588
Engrossed, to House 593

SAs rejected, conference requested, GCCA....622
Conference granted, GCCA....626
CCR read....705
CCR adopted, passed, to House....709
4th Reading, to House....711
Approved May 14, 1984

HB 1518 — By Lewis, et al, of the House and Randle, et al, of the Senate — Private Schools, Oklahoma Board of; making an appropriation. Operative date. Emergency.
1st Reading....410
2nd Reading....421
CR....548
G.O., considered, passed....588
Engrossed, to House....593
SAs rejected, conference requested, GCCA....622
Conference granted, GCCA....626
CCR read....674
CCR adopted, passed, to House....680
4th Reading, to House....686
Approved May 7, 1984

HB 1519 — By Lewis, et al, of the House and Randle, et al, of the Senate — Historical Society, Oklahoma; making an appropriation; transferring certain facilities. Operative date. Emergency.
1st Reading....492
2nd Reading....512
CR....611
G.O., considered, passed....616
Engrossed, to House....621
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR read....786
CCR adopted, passed, to House....789
4th Reading, to House....797
Approved May 30, 1984

HB 1520 — By Lewis, et al, of the House and Randle, et al, of the Senate — Pollution Control, State Department of; making an appropriation. Operative date. Emergency.
1st Reading....374
2nd Reading....380
CR....597
G.O., considered, passed....605
Engrossed, to House....618
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR read....683
CCR adopted, passed, to House....686
4th Reading, to House....693
Approved May 7, 1984

HB 1521 — By Lewis, et al, of the House and Randle, et al, of the Senate — Water Resources Board, Oklahoma; making an appropriation. Operative date. Emergency.
1st Reading....492
2nd Reading....512
CR....612
G.O., considered, passed....614
Engrossed, to House....621
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR read....721
CCR adopted, passed, to House....728
4th Reading, to House....731
Approved May 22, 1984

HB 1522 — By Lewis, et al, of the House and Randle, et al, of the Senate — Banking Department; making an appropriation. Operative date. Emergency.
1st Reading....381
2nd Reading....393
CR....597
G.O., considered, passed....605
Engrossed, to House....618
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR read....754
CCR adopted, passed, to House....760
4th Reading, to House....768
Approved May 29, 1984

HB 1523 — By Lewis, et al, of the House and Randle, et al, of the Senate — Tourism and Recreation Department, Oklahoma;

making an appropriation. Operative date. Emergency.
1st Reading 512
2nd Reading 528
CR.....597
G.O., considered, passed.....605
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....815
CCR adopted, passed, to House.....819
4th Reading, to House 824
Approved June 11, 1984

HB 1524 — By Lewis, et al, of the House and Randle, et al, of the Senate — Labor, Department of; making appropriations. Operative date. Emergency.
1st Reading 480
2nd Reading 492
CR.....612
G.O., considered, passed.....615
Engrossed, to House 621
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....815
CCR rejected, further conference requested 818
Further conference granted 822
Died in conference

HB 1525 — By Lewis, et al, of the House and Randle, et al, of the Senate — Property and Casualty Rates, State Board for; making an appropriation. Operative date. Emergency.
1st Reading 381
2nd Reading 393
CR.....548
G.O., considered, passed.....580
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....705
CCR adopted, passed, to House.....708
4th Reading, to House 711
Approved May 14, 1984

HB 1526 — By Lewis, et al, of the House and Randle, et al, of the Senate — Conservation Commission, Oklahoma; making an appropriation. Operative date. Emergency.
1st Reading 374
2nd Reading 380
CR.....548
G.O., considered, passed.....580
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....705
CCR adopted, passed, to House.....709
4th Reading, to House 711
Approved May 14, 1984

HB 1527 — By Lewis, et al, of the House and Randle, et al, of the Senate — Office of the Governor — Department of Economic Development; making an appropriation; requiring report. Operative date. Emergency.
1st Reading 455
2nd Reading 480
CR.....548
G.O., considered, passed 588; 593
Engrossed, to House 600
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....802
CCR adopted, passed, to House.....803
4th Reading, to House 810
Approved May 30, 1984

HB 1528 — By Lewis, et al, of the House and Randle, et al, of the Senate — Human Services, Department of; making appropriation; authorizing placement of resident physicians on payroll. Operative date. Emergency.
1st Reading 493
2nd Reading 512
CR.....612
G.O., considered, passed.....621
Engrossed, to House 628
SAs rejected, conference requested, GCCA.....638
Conference granted, GCCA.....642

CCR read....786
CCR adopted, passed, to House....788
4th Reading, to House....797
Approved May 31, 1984

HB 1529 — By Lewis, et al, of the House and Randle, et al, of the Senate — Mental Health, Department of; making an appropriation; person not to be refused treatment due to inability to pay. Operative date. Emergency.
1st Reading....410
2nd Reading....421
CR....597
G.O., considered, passed....603
Engrossed, to House....618
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR read....754
CCR adopted, passed, to House....759
4th Reading, to House....768
Approved May 29, 1984

HB 1530 — By Lewis, et al, of the House and Randle, et al, of the Senate — Medicolegal Investigations, Board of; making an appropriation. Operative date. Emergency.
1st Reading....374
2nd Reading....380
CR....597
G.O., considered, passed....604
Engrossed, to House....618
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR read....674
CCR adopted, passed, to House....681
4th Reading, to House....686
Approved May 7, 1984

HB 1531 — By Lewis, et al, of the House and Randle, et al, of the Senate — Health Planning Commission, Oklahoma; making an appropriation; providing establishment of fees. Operative date. Emergency.
1st Reading....421
2nd Reading....439
CR....612
G.O., considered, passed....614
Engrossed, to House....621
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR rejected, further conference requested....672
Further conference granted....680
2nd CCR read....754
2nd CCR adopted, passed, to House....760
4th Reading, to House....768
Approved May 29, 1984

HB 1532 — By Lewis, et al, of the House and Randle, et al, of the Senate — Nursing Homes, Oklahoma State Board of; making an appropriation; increasing license fee for nursing home administrators. Operative date. Emergency.
1st Reading....381
2nd Reading....393
CR....454
G.O., considered, passed....571
Engrossed, to House....580
SAs rejected, conference requested, GCCA....622
Conference granted, GCCA....626
CCR read....674
CCR adopted, passed, to House....681
4th Reading, to House....686
Approved May 7, 1984

HB 1533 — By Lewis, et al, of the House and Randle, et al, of the Senate — Indian Affairs Commission, Oklahoma; making an appropriation. Operative date. Emergency.
1st Reading....374
2nd Reading....380
CR....597
G.O., considered, passed....604
Engrossed, to House....618
SAs rejected, conference requested, GCCA....629
Conference granted, GCCA....632
CCR read....699
CCR adopted, passed, to House....701
4th Reading, to House....707
Approved May 14, 1984

HB 1534 — By Lewis, et al, of the House and Randle, et al, of the Senate — Transportation, State Department of; making appropriations. Operative date. Emergency.
1st Reading 512
2nd Reading 528
CR 612
G.O., considered, passed.....618
Engrossed, to House 621
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....754
CCR adopted, passed, to House.....761
4th Reading, to House 768
Approved May 29, 1984

HB 1535 — By Lewis, et al, of the House and Randle, et al, of the Senate — Bureau of Investigation, Oklahoma State; making appropriations. Operative date. Emergency.
1st Reading 374
2nd Reading 380
CR 548
G.O., considered, passed.....585
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....754
CCR adopted, passed, to House.....761
4th Reading, to House 768
Approved May 29, 1984

HB 1536 — By Lewis, et al, of the House and Randle, et al, of the Senate — Public Safety, Department of; making appropriations. Operative date. Emergency.
1st Reading 455
2nd Reading 480
CR 597
G.O., considered, passed.....610
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....754
CCR rejected, further conference requested 761
Further conference granted 766
2nd CCR read 786
2nd CCR adopted, passed, to House ...789
4th Reading, to House 797
Approved May 30, 1984

HB 1537 — By Lewis, et al, of the House and Randle, et al, of the Senate — Bureau of Narcotics and Dangerous Drugs Control, Oklahoma State; making appropriations; increasing fee for practitioners. Operative date. Emergency.
1st Reading 410
2nd Reading 421
CR 597
G.O., considered, passed.....610
Engrossed, to House 618
SAs rejected, conference requested, GCCA.....629
Conference granted, GCCA.....632
CCR read.....674
CCR adopted, passed, to House.....682
4th Reading, to House 686
Approved May 8, 1984

HB 1538 — By Lewis, et al, of the House and Randle, et al, of the Senate — Law Enforcement Education and Training, Council on; making an appropriation. Operative date. Emergency.
1st Reading 374
2nd Reading 380
CR 548
G.O., considered, passed.....585
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....674
CCR adopted, passed, to House.....682
4th Reading, to House 686
4th Reading and signing rescinded.....721
Motion to reconsider vote adopted.....729
CCR rejected, further conference requested 730
Further conference granted 730
2nd CCR read 746
2nd CCR adopted, passed, to House ...750
4th Reading, to House 758
Approved May 25, 1984

HB 1539 — By Lewis, et al, of the House and Randle, et al, of the Senate — Alcoholic Beverage Control Board, Oklahoma; making appropriations. Operative date. Emergency.
1st Reading 374
2nd Reading 380
CR 548
G.O., considered, passed.....585
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA.....626
CCR read.....699
CCR adopted, passed, to House.....702
4th Reading, to House 707
Approved May 14, 1984

HB 1542 — By Cotner of the House and Winn of the Senate — Children; child guilty of negligent homicide to be considered delinquent; declaring acts as negligent homicide while operating motor vehicle; providing for recodification. Operative date. Emergency.
1st Reading 168
2nd Reading 180
CR 234
G.O., considered, passed.....389
Engrossed, to House 398
SAs rejected, conference requested, HCs named.....414
Conference granted, SCs named 438

HB 1545 — By Leftwich, et al, of the House — Schools; authorizing nonprofessional educator employee organizations; modifying bargaining representatives requirement; organization not to represent after strike. Emergency.
1st Reading 327
2nd Reading 361

HB 1547 — By Lawter, et al, of the House — Public finance; requiring certain offices to maintain lists of attorneys with whom certain amounts of services have been contracted. Operative date. Emergency.
1st Reading 307
2nd Reading 325

HB 1550 — By Johnson (Glen), et al, of the House and Miller of the Senate — Schools; prohibiting child with head lice from attending school; requiring certification before children to reenter school; allowing administration of medicines in schools. Emergency.
1st Reading 307
2nd Reading 325
CR 438
G.O., considered, passed.....541
Engrossed, to House 551
SAs rejected, conference requested, HCs named.....575
Conference granted, SCs named 581
Change in conferees.....632
CCR read.....688
CCR adopted, passed, to House.....697
4th Reading, to House 701
Approved May 14, 1984

HB 1551 — By Sanders of the House and McCune of the Senate — Professions and occupations; providing for powers and duties of State Board of Examiners of Psychologists; making certain persons and activities exempt from act. Operative date. Emergency.
1st Reading 243
2nd Reading 253
CR 380
G.O., considered, passed.....443
Signed, to House.....455
4th Reading, to House 457
Approved March 27, 1984

HB 1552 — By Rieger of the House and Lamb, et al, of the Senate — Poor persons; authorizing Departments of Human Services, Mental Health and J.D. McCarty Center to replace eyeglasses or contact lenses for employees; prohibiting payment for eye examination. Emergency.
1st Reading 253
2nd Reading 266
CR 438
G.O., considered, passed.....536
Engrossed, to House 551
4th Reading, to House 592
Approved April 10, 1984

HB 1553 — By Haney, et al, of the House and Dawson, et al, of the Senate — Public libraries; modifying status and duties of Publications Clearinghouse; modifying agencies requirements concerning Publications Clearinghouse; modifying procedures. Effective date.
1st Reading 160
2nd Reading 168
CR 306
G.O., considered, passed.....392
Signed, to House.....393
4th Reading, to House 395
Approved March 16, 1984

HB 1554 — By Harvey of the House and Smith of the Senate — Crimes and punishments; granting courts power to punish contempt; providing procedures for contempt proceedings; providing penalties. Effective date.
1st Reading 126
2nd Reading 132
CR 221
G.O., considered, passed.....392
Signed, to House.....393
4th Reading, to House 395
Approved March 16, 1984

HB 1555 — By Boeckman, et al, of the House and Leonard of the Senate — Game and fish; requiring permission of owner, lessee or occupant before person may hunt or operate motor-driven conveyances upon lands. Effective date.
1st Reading 307
2nd Reading 325
CR 420
G.O., considered, passed.....504
Engrossed, to House 514
4th Reading, to House 599
Approved April 10, 1984

HB 1557 — By Brown of the House and Shedrick of the Senate — Revenue and taxation; modifying rates of tax levied upon cigarettes; providing for apportioning of revenue. Emergency.
1st Reading 132
2nd Reading 145
CR 151
G.O., considered, passed.....157
Engrossed, to House 164
4th Reading, to House 192
Approved February 21, 1984

HB 1559 — By Osborne, et al, of the House and Terrill of the Senate — State government; requiring state agencies to submit requisitions for insurance to Purchasing Division of Office of Public Affairs; providing time limit, with exception. Effective date.
1st Reading 363
2nd Reading 368
CR 420
G.O., considered, passed.....428
Signed, to House.....439
4th Reading, to House 460
Approved March 27, 1984

HB 1563 — By Boyd, et al, of the House and Dawson of the Senate — Counties and county officers; providing for Board of Directors of Fire Protection Districts; providing for elections; providing procedures. Effective date.
1st Reading 126
2nd Reading 132
CR 306
G.O., considered, passed.....401
Engrossed, to House 405
SAs rejected, conference requested, HCs named.....414
Conference granted, SCs named 438
CCR read.....786
CCR adopted, passed, to House.....799
4th Reading, to House 805
Approved May 30, 1984

HB 1564 — By Boeckman, et al, of the House and Leonard, et al, of the Senate — Game and fish; providing for hunting licenses for hunting pheasant. Effective date.
1st Reading 308
2nd Reading 325

CR 380
G.O., considered, passed 408
Signed, to House 411
4th Reading, to House 413
Approved March 20, 1984

HB 1565 — By Brown, et al, of the House and Taliaferro of the Senate — State government; requiring entities owning certain buildings or structures to install smoke detectors; defining term. Operative date.
1st Reading 308
2nd Reading 325
CR 410
G.O., considered, passed 425
ML; adopted 425; 489
G.O., considered, passed 489
Engrossed, to House 498
4th Reading, to House 551
Approved April 4, 1984

HB 1567 — By Sanders of the House and Johnson of the Senate — Game and fish; modifying exceptions for prohibition of taking, killing, or catching of nongame fish. Effective date.
1st Reading 132
2nd Reading 145
CR 243
G.O., considered, passed 334
Signed, to House 366
4th Reading, to House 368
Approved March 12, 1984

HB 1568 — By Davis (Frank) of the House and Clifton, et al, of the Senate — Wills and succession; providing for abandoned mineral interests; authorizing escheat actions; providing for requirements and procedures. Effective date.
1st Reading 160
2nd Reading 168
CR 221
G.O., considered, passed 341
Signed, to House 366
4th Reading, to House 368
Approved March 12, 1984

HB 1569 — By Reimer of the House and Winn of the Senate — Public health and safety; requiring notification to medical examiner of certain deaths; modifying authorization needed to disturb scene of death. Emergency.
1st Reading 308
2nd Reading 325
CR 420
G.O., considered, passed 490
Signed, to House 493
4th Reading, to House 495
Approved March 28, 1984

HB 1571 — By Sanders of the House and Winn of the Senate — Revenue and taxation; providing tax credit for solar energy system; modifying determination of cost. Effective date.
1st Reading 243
2nd Reading 253
CR 374
G.O., considered, passed 419
Engrossed, to House 426
4th Reading, to House 483
Approved March 28, 1984

HB 1572 — By Sanders of the House and Johnson of the Senate — Courts; providing for recreation of State Board of Examiners of Official Shorthand Reporters. Emergency.
1st Reading 244
2nd Reading 253
CR 454
G.O., considered, passed 570
Signed, to House 575
4th Reading, to House 578
Approved April 9, 1984

HB 1573 — By Riggs of the House and Cullison of the Senate — Elections; modifying rules for counting votes; providing for procedures to count ballots mutilated by electronic counting equipment. Operative date. Emergency.
1st Reading 234
2nd Reading 243
CR 380
G.O., considered, passed 429

Signed, to House.....439
4th Reading, to House 460
Approved March 27, 1984

HB 1575 — By Widener of the House and Winn of the Senate — Insurance; providing for temporary licenses; requiring information be provided on certificates of appointing insurers; authorizing action pertaining to temporary appointment powers. Effective date.
1st Reading 327
2nd Reading 361

HB 1578 — By Lancaster, et al, of the House and Shedrick of the Senate — Public health and safety; providing for inspections pursuant to Nursing Home Care Act; requiring all inspections be unannounced; providing penalties, including dismissal. Operative date. Emergency.
1st Reading 254
2nd Reading 266
CR.....438
G.O., considered, passed.....458
Signed, to House.....481
4th Reading, to House 483
Approved March 28, 1984

HB 1579 — By Shurden of the House and Dahl of the Senate — Game and fish; providing for fishing and hunting licenses; providing for certain exemptions; providing for substitute fishing and hunting licenses; providing for fees. Effective date.
1st Reading 254
2nd Reading 266
CR.....380
G.O., considered, passed.....552
Engrossed, to House 572
4th Reading, to House 619
Approved April 12, 1984

HB 1580 — By Sanders of the House and Johnson of the Senate — Oklahoma Historical Societies and Associations; providing for recreation of Indian and Hardrock Mining Museum Commission. Emergency.
1st Reading 244
2nd Reading 253
CR.....454
G.O., considered, passed.....570
Signed, to House.....575
4th Reading, to House 578
Approved April 9, 1984

HB 1581 — By Sanders of the House and Johnson of the Senate — Property; abolishing Oklahoma Unclaimed Property Board; transferring powers and duties to Tax Commission. Emergency.
1st Reading 244
2nd Reading 253
CR.....454
G.O., considered, passed.....570
Signed, to House.....575
4th Reading, to House 578
Approved April 9, 1984

HB 1582 — By Widener of the House and Dahl of the Senate — Revenue and taxation; relating to invoices or load tickets; allowing inspection by Tax Commission or its representatives or certain other law enforcement agencies. Emergency.
1st Reading 327
2nd Reading 362
CR.....420
G.O., considered, passed.....552
Engrossed, to House 572
4th Reading, to House 599
Approved April 10, 1984

HB 1583 — By Anderson of the House and Landis of the Senate — Counties and county officers; expenses for maintenance of prisoners or alien detainees in county jails; prohibiting reimbursement for unauthorized travel; in lieu travel for commissioners. Emergency.
1st Reading 160
2nd Reading 168
CR.....380

G.O., considered, passed.....429
Engrossed, to House 442
4th Reading, to House 578
Approved April 9, 1984

HB 1585 — By Lewis of the House and Randle of the Senate — Revenue and taxation; authorizing payment of necessary and reasonable expenses of the Oklahoma Tax Commission for use of state examinations; eliminating requirements of payment of certain fees. Emergency.
1st Reading 234
2nd Reading 243
CR.....454
G.O., considered, passed.....584
Engrossed, to House 593
SAs rejected, conference requested, GCCA.....622
Conference granted, GCCA
WD.....626; 644
4th Reading, to House 707
Approved May 14, 1984

HB 1586 — By Morgan of the House and Dawson, et al, of the Senate — Motor vehicles; defining terms; modifying exceptions to definition of used motor vehicle dealer. Effective date.
1st Reading 219
2nd Reading 234
CR.....380
G.O., considered, passed.....406
ML; Engrossed, to House.....407; 459
4th Reading, to House 551
Approved April 4, 1984

HB 1587 — By Virtue, et al, of the House and Cate, et al, of the Senate — Game and fish; providing for fishing licenses; modifying exceptions. Emergency.
1st Reading 254
2nd Reading 266
CR.....438
G.O., considered, passed.....504
Signed, to House.....512
4th Reading, to House 513
Approved March 29, 1984

HB 1591 — By Henry of the House and Leonard of the Senate — Civil procedure; providing for appeals from certain interlocutory orders; modifying orders allowed; providing procedure for staying temporary injunction. Effective date.
1st Reading 327
2nd Reading 362
CR.....420
G.O., considered, passed.....492
Signed, to House.....493
4th Reading, to House 495
Approved March 28, 1984

HB 1592 — By Henry of the House and Clifton of the Senate — Consumer credit; defining consumer credit insurance; expanding scope of exceptions. Effective date.
1st Reading 327
2nd Reading 362
CR.....410
G.O., considered, passed.....444
Signed, to House.....455
4th Reading, to House 457
Approved March 27, 1984

HB 1594 — By Hobson, et al, of the House and Terrill of the Senate — Prisons and reformatories; increasing time deducted from sentence for inmate's participation in activities; modifying powers and duties of State Board of Corrections. Effective date.
1st Reading 244
2nd Reading 253
CR.....420
G.O., considered, passed.....443
Engrossed, to House 459
4th Reading, to House 603
Approved April 12, 1984

HB 1596 — By Hobson, et al, of the House and Cate of the Senate — State government; prohibiting certain acts by legislators; removing certain exemptions. Effective date.
1st Reading 244
2nd Reading 253

HB 1597 — By Brown of the House and Taylor of the Senate — Public health and safety; allowing certain persons to donate blood; deleting parental authorization requirement. Effective date.
1st Reading 308
2nd Reading 325
CR 438
G.O., considered, passed 522
ML; adopted 522; 557
G.O., considered, passed 557
Engrossed, to House 572
4th Reading, to House 599
Approved April 10, 1984

HB 1598 — By Widener of the House and Shedrick of the Senate — Animals; providing for issuance, expiration, and renewal of certain licenses; modifying authority to issue and renew licenses; modifying procedure for delivery of animals to institutions. Effective date.
1st Reading 363
2nd Reading 368

HB 1599 — By Abbott, et al, of the House and Roberts, et al, of the Senate. — Roads, bridges, and ferries; authorizing Oklahoma Turnpike Authority to issue certain bonds; modifying interest rate of bonds; providing for feasibility studies and construction of tollgate.
1st Reading 160
2nd Reading 168
CR 306
G.O., considered, passed 405
Engrossed, to House 417
SAs rejected, conference requested, HCs named 424
Conference granted, SCs named 454
CCR read 683
CCR adopted, failed 721; 728
ML; adopted; passed 729; 739; 741
ML; tabled 741; 744
4th Reading, to House 754
Vetoed May 25, 1984 821
Veto overridden 832
Signed, to House 832
Filed with Secretary of State 832

HB 1600 — By Abbott, et al, of the House and Winn of the Senate — Schools; specifying retirement and disability allowances for Teachers' Retirement System; allowing payback of contributions; allowing credit for certain service. Operative date. Emergency.
1st Reading 161
2nd Reading 168

HB 1601 — By Abbott of the House and Winn of the Senate — State government; modifying contribution rate of certain employees and employers to Oklahoma Public Employees Retirement System; modifying permissible credited service. Operative date. Emergency.
1st Reading 161
2nd Reading 168
CR 438
G.O., considered, passed 522
Engrossed to House 533
SAs rejected, conference requested GCCA 657
Conference granted, GCCA 661
CCR read 809
CCR adopted, passed, to House 810
4th Reading, to House 818
Approved May 30, 1984

HB 1602 — By Barker, et al, of the House and York, et al, of the Senate — Revenue and taxation; providing purposes for and apportionment of taxes levied pursuant to provisions of Sales Tax Code; changing apportionment; providing temporary tax. Emergency.
1st Reading 132
2nd Reading 145
CR 151
G.O., considered, passed 153
Signed, to House 154
4th Reading, to House 163
Approved February 15, 1984

HB 1604 — By Holden, et al, of the House and Winn of the Senate — Insurance; providing certain persons or entities shall be subject to jurisdiction of Insurance Commis-

sioner and Insurance Code; providing for examination of persons or entities. Effective date.
1st Reading 267
2nd Reading 306
CR.....380
G.O., considered, passed.....430
Signed, to House.....439
4th Reading, to House 460
Approved March 27, 1984

HB 1606 — By Hooper of the House and Taliaferro of the Senate — Cities and towns; requiring audits and reports; providing procedures related thereto; making available for public inspection. Emergency.
1st Reading 254
2nd Reading 266
CR.....410
G.O., considered, failed.....449
ML; adopted, passed.....450; 506
Engrossed, to House 514
4th Reading, to House 592
Approved April 10, 1984

HB 1611 — By Holden of the House and Giles of the Senate — Oil and gas; providing conditions for plugging of well; providing for deposit of certain monies. Emergency.
1st Reading 363
2nd Reading 368
CR.....438
G.O., considered, passed.....561
Engrossed, to House 572
SAs rejected, conference requested, HCs named.....595
Conference granted, SCs named 600
CCR read.....707
CCR adopted, passed, to House.....715
4th Reading, to House 724
Approved May 21, 1984

HB 1612 — By Sherrer, et al, of the House and Dennis of the Senate — Agriculture; declaring state brucellosis eradication area; allowing sheriff to gather cattle for testing. Emergency.
1st Reading 244
2nd Reading 253
CR.....325
G.O., considered, passed.....400
Signed, to House.....402
4th Reading, to House 403
Approved March 20, 1984

HB 1613 — By Sanders, et al, of the House and Johnson of the Senate — Historical societies and associations; repealing statutes relating to Commission on Special Events. Operative date. Emergency.
1st Reading 244
2nd Reading 253
CR.....454
G.O., considered, passed.....571
Signed, to House.....575
4th Reading, to House 578
Approved April 9, 1984

HB 1614 — By Williams (Freddye), et al, of the House and Cain, et al, of the Senate — Husband and wife; repealing statute which provides that husband is head of family; requiring spouses to support each other out of property and earnings. Operative date.
1st Reading 327
2nd Reading 362
CR.....438
G.O., considered, passed.....543
ML; tabled.....543; 558
Engrossed, to House 572
SAs rejected, conference requested, HCs named.....595
Conference granted, SCs named 600
CCR rejected, further conference requested 743
Further conference granted.....745
Died in conference

HB 1619 — By Sanders, et al, of the House — Game and fish; requiring certain persons to obtain and carry while hunting a certificate of competency and safety in use and handling of firearms. Effective date.
1st Reading 244
2nd Reading 253

HB 1620 — By Peterson — Criminal procedure; providing procedure for deferred judgments; providing certain condition of probation be made in conjunction with term of probation. Effective date.
1st Reading 267
2nd Reading 306

HB 1621 — By Peterson — Counties and county officers; modifying salary criteria and limiting applicability for assistants and other employees for county officers. Effective date.
1st Reading 245
2nd Reading 253

HB 1624 — By Formby, et al, of the House and Shedrick of the Senate — Area school districts; authorizing additional levy. Emergency.
1st Reading 327
2nd Reading 362
CR.....410
G.O., considered, passed.....505
Signed, to House.....512
4th Reading, to House 513
Approved March 29, 1984

HB 1626 — By Talley of the House and Watson of the Senate — Public health and safety; providing for issuance of certain warrants; authorizing removal, death, and testing of animals for rabies; authorizing payment of fees. Effective date.
1st Reading 245
2nd Reading 253
CR.....438
G.O., considered, passed.....497
Engrossed, to House 514
SAs rejected, conference requested,
HCs named.....595
Conference granted, SCs named 600

HB 1627 — By Harvey of the House and Choate of the Senate — Commercial code; requiring filing to perfect security interest; providing and expanding exceptions. Effective date.
1st Reading 180
2nd Reading 188

HB 1628 — By Abbott of the House and Terrill of the Senate — State government; requiring competitive bidding on certain purchases; requiring bids on certain services.
1st Reading 267
2nd Reading 306
CR.....438
G.O., considered, passed.....526
ML; Engrossed, to House.....527; 572
SAs rejected, conference requested,
HCs named 634; 638
Conference granted, SCs named 635
CCR read.....795
CCR adopted, failed.....800
ML; failed 801; 812

HB 1630 — By Johnson (Don) — State capital and capitol building; repealing statutes relating to authority of Director of Public Affairs to regulate parking of vehicles on streets in vicinity of state capitol complex. Emergency.
1st Reading 254
2nd Reading 266

HB 1631 — By Johnson (Don), et al, of the House and Johnson of the Senate — Waters and water rights; providing for Scenic River Commissions; modifying appointments and membership of commissions. Operative date. Emergency.
1st Reading 254
2nd Reading 266
CR.....438
G.O., considered, passed.....519
Signed, to House.....529
4th Reading, to House 531
Approved April 3, 1984

HB 1632 — By Mentzer, et al, of the House and Cullison, et al, of the Senate — Motor vehicles; modifying width limitation on certain vehicles and structures; providing limitation on movement of certain vehicles. Emergency.

1st Reading 188
2nd Reading 195
CR.....306
G.O., considered, passed.....373
Engrossed, to House 377
4th Reading, to House 441
Approved March 22, 1984

HB 1633 — By Riggs, et al, of the House and Dennis of the Senate — Civil procedure; providing for contents of petitions; providing specific amounts not be provided in action for personal injury or wrongful death recovery exceeding certain amount. Effective date.
1st Reading 245
2nd Reading 253
CR.....369
G.O., considered, passed.....560
Engrossed, to House 572
SAs rejected, conference requested, HCs named.....708
Conference granted, SCs named 712

HB 1636 — By Cotner of the House and Winn of the Senate — Children; authorizing juveniles to be considered adults for certain crimes or attempt thereof. Effective date.
1st Reading 168
2nd Reading 180
CR.....221
G.O., considered, passed.....390
Engrossed, to House 398
SAs rejected, conference requested, HCs named.....414
Conference granted, SCs named 438

HB 1638 — By Combs, et al, of the House — Schools; providing for substitute teachers; modifying employment period of substitute.
1st Reading 363
2nd Reading 368

HB 1639 — Lancaster of the House and Rozell, et al, of the Senate — Counties and county officers; modifying procedures relating to county road work or improvements; modifying procedures for plans, specifications and resolutions. Emergency.
1st Reading 254
2nd Reading 266
CR.....380
G.O., considered, passed.....437
Signed, to House.....439
4th Reading, to House 460
Approved March 27, 1984

HB 1641 — By Harris — Counties and county officers; requiring district attorney to provide narrative reports; directing distribution; requiring standard forms and method of disapproval. Effective date.
1st Reading 267
2nd Reading 306

HB 1645 — By Harris of the House and Cullison of the Senate — Motor vehicles; prohibiting tests related to intoxicating substances under certain conditions; providing exceptions; allowing revocation of licenses and privileges. Effective date.
1st Reading 267
2nd Reading 306

HB 1647 — By Holden, et al, of the House and Dawson of the Senate — State government; directing establishment of comprehensive professional risk management program; authorizing risk management administrator. Operative date. Emergency.
1st Reading 234
2nd Reading 243
CR.....266
G.O., considered, failed.....372
ML; adopted; passed.....372; 397; 398
Engrossed, to House 405
SAs rejected, conference requested, HCs named.....414
Conference granted, SCs named 438
SCs changed 453
CCR read.....619
CCR adopted, passed, to House.....627
4th Reading, to House 631
Approved April 17, 1984

HB 1648 — By Holden, et al, of the House and Dawson of the Senate — Officers; establishing Governmental Tort Claims Act.
1st Reading 234
2nd Reading 243
CR 266
G.O., considered, passed 372
Engrossed, to House 377
SAs rejected, conference requested, HCs named 386; 395
Conference granted, SCs named 396

HB 1650 — By Johnson (Don), et al, of the House — Waters and water rights; requiring permits for discharge of industrial wastes which are or may be discharged into waters of this state. Emergency.
1st Reading 255
2nd Reading 266

HB 1651 — By Johnson (Don), et al, of the House and Capps of the Senate — Public health and safety; requiring permits for controlled industrial waste facilities; providing for notice and hearing. Emergency.
1st Reading 255
2nd Reading 266
CR 392
G.O., considered, passed 413
Engrossed, to House 426
SAs rejected, conference requested, HCs named 507
Conference granted, SCs named 528
CCR read 683
CCR rejected, further conference requested 687
Further conference granted 689
SCs named 693
2nd CCR read 746
2nd CCR rejected, further conference requested 750
Further conference granted 754
3rd CCR read 776
3rd CCR rejected, further conference requested 781
Further conference granted 825
4th CCR read 825

HB 1652 — By Davis (Frank), et al, of the House and Landis of the Senate — State government; requiring periodic determination of profitability of state lodges; requiring unprofitable lodges be sold.
1st Reading 308
2nd Reading 325

HB 1655 — By Widener of the House and Johnson of the Senate — Criminal procedure; providing for introduction of reports into evidence at preliminary hearings; providing for limitations; allowing deposition. Emergency.
1st Reading 363
2nd Reading 368
CR 420
G.O., considered, failed 520

HB 1657 — By Lewis, et al, of the House — Crimes and punishments; relating to bingo; deleting references to rip-off games or pull-tab games; increasing certain prizes; limiting licenses. Emergency.
1st Reading 363
2nd Reading 369

HB 1658 — By Glover, et al, of the House and Taliaferro of the Senate — State government; clarifying Chairmanship of Joint Legislative Ethics Committee; requiring lobbyists registrations; modifying expiration date of registrations; providing for termination. Emergency.
1st Reading 308
2nd Reading 325
CR 420
G.O., considered, passed 525
Engrossed, to House 533
4th Reading, to House 628
Approved April 17, 1984

HB 1661 — By Leftwich, et al, of the House and Cate, et al, of the Senate — State government; prohibiting certain activities by classified employees; modifying list of activities; specifying employee rights.
1st Reading 234
2nd Reading 243
Change in committee assignment 286

CR....438
G.O., considered, passed....527
Engrossed, to House....533
4th Reading, to House....638
Vetoed April 19, 1984

HB 1666 — By Talley, et al, of the House and Giles of the Senate — Motor vehicles; modifying width, height, and length requirement of certain vehicles and loads. Effective date.
1st Reading....235
2nd Reading....243
CR....420
G.O., considered, passed....511
Signed, to House....512
4th Reading, to House....513
Approved March 29, 1984

HB 1669 — By Hooper, et al, of the House and Terrill of the Senate — Cities and towns; providing for incorporation of towns and presumption, procedures and petitions; limiting term of certain officials. Effective date.
1st Reading....328
2nd Reading....362
CR....439
G.O., considered, passed....502
Engrossed, to House....514
4th Reading, to House....592
Approved April 10, 1984

HB 1671 — By Ross of the House and Taylor of the Senate — Schools; providing criteria for teacher education program; stating legislative intent. Effective date.
1st Reading....235
2nd Reading....243
CR....325
G.O., considered, passed....561
Engrossed, to House....572
SAs rejected, conference requested, HCs named....595
Conference granted, SCs named....600
CCR read....664
CCR adopted, failed, ML....812

HB 1674 — By Brewster, et al, of the House and Clifton, et al, of the Senate — Property; requiring escrow accounts for unknown or unlocated mineral interest owners; requiring reports of accounts; providing transmission of funds to Tax Commission. Operative date.
1st Reading....189
2nd Reading....195
CR....374
G.O., considered, passed....432
Engrossed, to House....442
SAs rejected, conference requested, HCs named....479
Conference granted, SCs named....480
CCR read....524
CCR adopted, passed, to House....561
4th Reading, to House....572
Approved April 5, 1984

HB 1678 — By Vanatta of the House and Winn of the Senate — Insurance; exempting certain insurers from Insurance Code; expanding scope of exemptions. Effective date.
1st Reading....329
2nd Reading....362
CR....420
G.O., considered, passed....490
Engrossed, to House....498
4th Reading, to House....578
Approved April 9, 1984

HB 1681 — By Ross, et al, of the House and McIntyre of the Senate — State government; requiring reports related to affirmative action. Effective date.
1st Reading....245
2nd Reading....253
CR....421
G.O., considered, passed....496
Engrossed, to House....514
4th Reading, to House....621
Approved April 17, 1984

HB 1682 — By Johnson (Don), et al, of the House — State government; providing for review of certain agencies by review committee by certain date; providing for recreation; creating Surplus Facilities Board. Emergency.
1st Reading....512
2nd Reading....528

HB 1683 — By Kincheloe, et al, of the House and McCune, et al, of the Senate — Manufactured homes; providing for valuation of manufactured home for purposes of motor vehicle excise taxation; allowing placement on ad valorem tax rolls. Emergency.
1st Reading 220
2nd Reading 234
Change in committee assignment 242
CR 266
G.O., considered, passed 430
Engrossed, to House 442
4th Reading, to House 495
Approved March 28, 1984

HB 1687 — By Stottlemyre, et al, of the House and Luton of the Senate — Revenue and taxation; modifying definitions; specifying requirements of contractors; requiring notice from nonresident contractors; providing penalties. Operative date. Emergency.
1st Reading 329
2nd Reading 362
CR 421
G.O., considered, failed 518
ML; adopted, passed 518; 553
Engrossed, to House 572
SAs rejected, conference requested, HCs named 595
Conference granted, SCs named 600
CCR rejected, further conference requested 682
Further conference granted 687
2nd CCR read 707
2nd CCR adopted, passed, to House ...730
4th Reading, to House 731
Approved May 22, 1984

HB 1691 — By Clark, et al, of the House and Randle of the Senate — Cities and towns; requiring monies be accounted for; adding new requirements for need determination of municipalities. Operative date. Emergency.
1st Reading 255
2nd Reading 266
CR 392
G.O., considered, passed 425
Engrossed, to House 442
4th Reading, to House 638
Approved April 19, 1984

HB 1693 — By Duke, et al, of the House and Roberts of the Senate — Fees; providing for collection and increase of fees for marriage performed by judge. Effective date.
1st Reading 255
2nd Reading 266

HB 1700 — By Henry of the House and Leonard of the Senate — State officers and employees; providing procedure for vacating public offices; specifying methods; providing procedures for special appointments; providing for suspension or reinstatement. Emergency.
1st Reading 308
2nd Reading 325
CR 439
G.O., considered, passed 514
Engrossed, to House 533
SAs rejected, conference requested, HCs named 657
Conference granted, SCs named 662

HB 1701 — By Henry, et al, of the House and Shedrick, et al, of the Senate — Professions and occupations; modifying powers and duties of Oklahoma Real Estate Commission; providing for investigations by Commission; modifying grounds for imposing sanctions. Effective date.
1st Reading 308
2nd Reading 325
CR 420
G.O., considered, passed 525
Signed, to House 529
4th Reading, to House 531
Approved April 3, 1984

HB 1702 — By Henry, et al, of the House and Terrill of the Senate — Crimes and punishment; prohibiting acts relating to refund fraud; providing penalties. Effective date.
1st Reading 308
2nd Reading 325

CR.....420
G.O., considered, passed.....428
Signed, to House.....439
4th Reading, to House.....460
Approved March 27, 1984

HB 1707 — By Widener of the House and Capps of the Senate — Agriculture; increasing assessment upon hogs; providing for remittance. Emergency.
1st Reading.....363
2nd Reading.....369
CR.....420
G.O., considered, passed.....483
Signed, to House.....493
4th Reading, to House.....495
Approved March 28, 1984

HB 1708 — By Hastings, et al, of the House and O'Connor, et al, of the Senate — Public health and safety; modifying schedules of drugs; modifying penalties. Effective date.
1st Reading.....363
2nd Reading.....369
CR.....420
G.O., considered, passed.....509
Engrossed, to House.....514
4th Reading, to House.....592
Approved April 10, 1984

HB 1709 — By Henry — Civil procedure; providing for and expanding limitation of action concerning improvements to real property. Effective date.
1st Reading.....363
2nd Reading.....369

HB 1711 — By Mentzer, et al, of the House and Rozell of the Senate — Poor persons; requiring Department of Human Services to make one-time payment to certain persons; providing payment shall not be considered income or resources pursuant to programs. Emergency.
1st Reading.....235
2nd Reading.....243

HB 1713 — By Lawter of the House and Cain of the Senate — Public libraries; providing for membership, term of office and compensation of metropolitan library commissions; modifying removal requirements; limiting terms of chairman. Operative date. Emergency.
1st Reading.....235
2nd Reading.....243

HB 1715 — By Caldwell, et al, of the House and Stipe of the Senate — Motor vehicles; requiring maintenance of records for transportation and disposal of deleterious substances; authorizing examination of records; requiring cargo manifests. Effective date.
1st Reading.....220
2nd Reading.....234

HB 1716 — By Lewis, et al, of the House and McDaniel, et al, of the Senate — Children; requiring certain conditions for detention of children; prohibiting confinement of children in adult facilities; providing for temporary detention. Effective date.
1st Reading.....235
2nd Reading.....243
CR.....420
G.O., considered.....446
ML; adopted.....446
G.O., considered, failed.....446
ML; adopted.....447; 501
G.O., considered, passed.....501
Engrossed, to House.....514
SAs rejected, conference requested, HCs named.....564
Conference granted, SCs named.....574
CCR read.....721
CCR adopted, passed, to House.....732
4th Reading, to House.....744
Approved May 23, 1984

HB 1718 — By Haney of the House and Dawson of the Senate — Statutes and reports; authorizing monthly publication of Oklahoma register; providing for copies of rules and regulations; Director of Department of Libraries to promulgate rules. Effective date.
1st Reading.....308
2nd Reading.....325

CR....421
G.O., considered, passed....533
Engrossed, to House....551
4th Reading, to House....647
Approved April 24, 1984

HB 1720 — By Monks of the House and Dahl of the Senate — Insurance; expanding types of insurer of certain kinds of insurance policies; providing for freedom of choice for services of practitioners. Emergency.
1st Reading....255
2nd Reading....266
CR....380
G.O., considered, passed....397
Engrossed, to House....405
4th Reading, to House....441
Approved March 22, 1984

HB 1721 — By Cotner, et al, of the House and Dennis, et al, of the Senate — State government; establishing State Capitol Park Division and providing procedures relating thereto; providing for probationary period for employees. Emergency.
1st Reading....267
2nd Reading....306
CR....393
G.O., considered, passed....526
Engrossed, to House....533
SAs rejected, conference requested, HCs named....595
Conference granted, SCs named....600

HB 1723 — By Davis (Porter), et al, of the House and Watson, et al, of the Senate — Schools; modifying procedures concerning school board elections; providing qualifications for voting in such elections. Effective date.
1st Reading....363
2nd Reading....369

HB 1727 — By Davis (Frank), et al, of the House and McCune of the Senate — Elections; modifying procedures for voting by absentee ballot for certain persons; authorizing request for ballots; providing certain voters need not have ballots attested. Operative date. Emergency.
1st Reading....329
2nd Reading....362
CR....438
G.O., considered, passed....510
Signed, to House....512
4th Reading, to House....513
Approved March 29, 1984

HB 1729 — By Davis (Frank) of the House and Watson of the Senate — Fees; creating sheriffs' service fee account and county clerk's lien fee account; providing payment of fees to accounts. Effective date.
1st Reading....364
2nd Reading....369
CR....421
G.O., considered, passed....486
Engrossed, to House....498
SAs rejected, conference requested, HCs named....575
Conference granted, SCs named....581
CCR read....776
CCR adopted, passed, to House....797
4th Reading, to House....805
Approved May 30, 1984

HB 1731 — By Abbott, et al, of the House and Terrill of the Senate — Professions and occupations; providing for issuance of rules for barbering; providing for fees; abolishing Board of Barber Examiners; creating Barber Examining and Hearing Board. Operative date. Emergency.
1st Reading....268
2nd Reading....306

HB 1732 — By Vanatta of the House and Young of the Senate — Children; providing for orders of court relating to children; allowing post conviction detention of children. Effective date.
1st Reading....364
2nd Reading....369

HB 1733 — By Cotner of the House and Johnson of the Senate — Professions and occupations; excepting certain transaction of business from meeting requirement by State Board of Medical Examiners; providing procedures. Emergency.

1st Reading 309
2nd Reading 326
CR.....380
G.O., considered, passed.....444
Engrossed, to House 459
4th Reading, to House 531
Approved April 3, 1984

HB 1734 — By Baker of the House and Cullison of the Senate — Trademarks and labels; requiring labels stating country of origin of honey, with exception; providing for confiscation. Effective date.

1st Reading 268
2nd Reading 306
CR.....380
G.O., considered, passed.....435
Engrossed, to House 442
4th Reading, to House 513
Approved March 29, 1984

HB 1738 — By Twidwell — Professions and occupations; modifying minimum instrumentation requirements; modifying minimum qualifications for registration as polygraph examiner. Emergency.

1st Reading 364
2nd Reading 369

HB 1744 — By Rogers of the House and Roberts, et al, of the Senate — Commercial code; providing for filing of statements; providing for expiration periods and termination dates; providing for perfection of security interests; increasing indexing fee. Emergency.

1st Reading 329
2nd Reading 362
CR.....421
G.O., considered, passed.....513
Engrossed, to House 533
SAs rejected, conference requested,
HCs named.....575
Conference granted, SCs named 581
CCR read.....705
CCR adopted, failed.....733
ML; adopted, failed 762

HB 1747 — By Gray of the House and Taliaferro of the Senate — Counties and county officers; modifying restriction on salaries of certain county officers. Emergency.

1st Reading 168
2nd Reading 180

HB 1751 — By Vaughn of the House and Taylor of the Senate — Public health and safety; expanding types of health care services; providing establishment of types of health care organizations; adding definition; providing for applications and license. Effective date.

1st Reading 329
2nd Reading 362

HB 1754 — By Holden of the House and Terrill of the Senate — Insurance; requiring certain licenses; providing for use of vending machines; providing for corporate and partnership licenses; prohibiting certain payments. Emergency.

1st Reading 268
2nd Reading 306
CR.....421
G.O., considered, passed.....445
Engrossed, to House 459
SAs rejected, conference requested,
HCs named.....524
Conference granted, SCs named 541
CCR read.....664
CCR adopted, passed, to House.....674
4th Reading, to House 677
Approved May 7, 1984

HB 1756 — By Duckett, et al, of the House and Rozell, et al, of the Senate — Streets and bridges; providing for agreements between county commissioners and owners associations for repairs; requiring sufficient funds at time of agreement. Effective date.

1st Reading 268
2nd Reading 306
CR.....380
G.O., considered, passed.....409
ML; Engrossed, to House 409; 459
4th Reading, to House 551
Approved April 4, 1984

HB 1758 — By Duckett of the House and Lamb of the Senate — Amusements and sports; providing for pari-mutuel racetrack county option elections; prohibiting holding during certain period of time. Emergency.
1st Reading 364
2nd Reading 369

HB 1760 — By Duckett, et al, of the House and Roberts of the Senate — Mental health; creating Oklahoma Comprehensive Mental Health Services for the Deaf and Hearing Impaired Act. Effective date.
1st Reading 364
2nd Reading 369

HB 1767 — By Williams (Penny), et al, of the House and Randle, et al, of the Senate — Revenue and taxation; authorizing property tax relief for certain persons; increasing gross household income of persons allowed to claim property tax relief; limiting claims. Effective dates.
1st Reading 255
2nd Reading 266
CR.....410
G.O., considered, passed.....547
Engrossed, to House 551
SAs rejected, conference requested, HCs named.....595
Conference granted, SCs named 600
CCR read.....795
CCR rejected, further conference requested 810
Further conference granted.....817
2nd CCR read 825
2nd CCR adopted, passed; ML ...829; 832
4th Reading, to House 833
Approved June 15, 1984

HB 1771 — By Sanders of the House and Terrill of the Senate — Consumer credit; expanding membership of Commission on Consumer Credit; restricting activities of members; requiring bipartisan composition of commission. Effective date.
1st Reading 245
2nd Reading 253
CR.....410
G.O., considered, passed.....444
Signed, to House.....455
4th Reading, to House 457
Approved March 27, 1984

HB 1773 — By Davis (Frank), et al, of the House and Leonard, et al, of the Senate — Revenue and taxation; providing for examination and removal of contents of safe deposit boxes; prescribing procedures for termination of joint tenancy; modifying procedures. Effective date.
1st Reading 309
2nd Reading 326
CR.....421
G.O., considered, passed.....514
Engrossed, to House 533
SAs rejected, conference requested, HCs named.....575
Conference granted, SCs named 581
CCR read.....742
CCR adopted, passed, to House.....750
4th Reading, to House 758
Approved May 25, 1984

HB 1775 — By Williamson, et al, of the House and Miller, et al, of the Senate — Schools; providing for purchase of supplementary textbooks and instructional materials; modifying uses of monies. Operative date. Emergency.
1st Reading 330
2nd Reading 362

HB 1779 — By Hastings, et al, of the House and Wright, et al, of the Senate — Crimes and punishments; declaring certain acts to be felonies; providing penalty; changing age requirements; defining terms. Effective date.
1st Reading 364
2nd Reading 369
CR.....420
G.O., considered, passed.....532
Signed, to House.....549
4th Reading, to House 551
Approved April 4, 1984

HB 1785 — By Lewis, et al, of the House — Funds; providing for certain revenues; providing for distribution of certain rev-

enues; changing distribution of certain revenues. Operative date. Emergency.
1st Reading 235
2nd Reading 243

HB 1786 — By Virtue, et al, of the House and Leonard of the Senate — State government; requiring Attorney General to handle all legal matters of state; deleting authorization of certain state entities to hire legal counsel. Operative date. Emergency.
1st Reading 309
2nd Reading 326

HB 1788 — By Barker, et al, of the House and York, et al, of the Senate — Schools; creating Oklahoma Education Finance Authority; creating Oklahoma Education Assistance Fund; stating purpose; providing for administration of fund. Effective dates.
1st Reading 245
2nd Reading 253
CR 439
G.O., considered, failed 445
ML; adopted, failed 446; 460

HB 1791 — By Haney of the House and Stipe of the Senate — Revenue and taxation; providing for excise tax on aircraft; defining terms; providing exemptions; providing for reports; providing for distribution of funds; providing procedure. Operative date. Emergency.
1st Reading 309
2nd Reading 326
CR 410
G.O., considered, passed 435
ML; Engrossed, to House 436; 498
4th Reading, to House 603
Approved April 12, 1984

HB 1793 — By Henry, et al, of the House and Taylor of the Senate — State government; establishing Incentive Awards for State Employees Act. Operative date. Emergency.
1st Reading 364
2nd Reading 369
CR 421
G.O., considered, passed 537
Engrossed, to House 551
SAs rejected, conference requested, HCs named 657
Conference granted, SCs named 662
CCR read 795
CCR adopted, passed, to House 806
4th Reading, to House 810
Approved May 30, 1984

HB 1800 — By Henry of the House and Clifton of the Senate — Commercial code and corporations; modifying scope of Uniform Commercial Code concerning investment securities; modifying procedures. Effective date.
1st Reading 330
2nd Reading 362
CR 420
G.O., considered, passed 511
ML; WD 511; 514
Signed, to House 514
4th Reading, to House 546
Approved April 3, 1984

HB 1801 — By Williams, (Penny), et al, of the House and Randle, et al, of the Senate — Schools; creating Oklahoma Teacher Incentive Act. Operative date. Emergency.
1st Reading 309
2nd Reading 326
CR 439
WD; rereferred 544

HB 1802 — By Brewster, et al, of the House and Terrill, et al, of the Senate — Poor persons; creating Oklahoma Indigent Health Care Act. Effective date.
1st Reading 255
2nd Reading 266
CR 439
G.O., considered, passed 543
ML; Engrossed, to House 544; 573
SAs rejected, conference requested, HCs named 657
Conference granted, SCs named 662
Change in conferees 668
CCR read 776
CCR adopted, passed 788

ML; WD, to House 788; 814
4th Reading, to House 818
Approved June 11, 1984

HB 1804 — By Talley of the House and Watson of the Senate — Public health and safety; providing for nonphysician services; adding services for which fee may be charged; allowing Board of Health to establish fees and licenses. Emergency.
1st Reading 235
2nd Reading 243
CR 439
G.O., considered, passed 536
Engrossed, to House 551
SAs rejected, conference requested, HCs named 595
Conference granted, SCs named 600
CCR read 652
CCR adopted, passed, to House 662
4th Reading, to House 668
Approved May 1, 1984

HB 1805 — By Johnson (Glen), et al, of the House and Rozell, et al, of the Senate — Abstracting; creating Oklahoma Abstractors Law. Effective date.
1st Reading 220
2nd Reading 234
CR 380
G.O., considered, passed 499
Engrossed, to House 511
4th Reading, to House 531
4th Reading and signing rescinded 595
SAs rejected, conference requested, HCs named 597
Conference granted, SCs named 600
CCR read 664
CCR adopted, passed 664
ML; WD, to House 665; 668
4th Reading, to House 669
Approved May 1, 1984

HB 1808 — By Converse of the House and Boatner of the Senate — Intoxicating liquors; authorizing winemakers to sell wine to consumers in certain circumstances. Effective date.
1st Reading 364
2nd Reading 369

HB 1815 — By Williams (Penny), et al, of the House and Randle, et al, of the Senate — Various state agencies; setting fiscal year expenditure limitations. Operative date. Emergency.
1st Reading 512
2nd Reading 528
CR 597
G.O., considered, passed 608
Engrossed, to House 618
SAs rejected, conference requested, GCCA 643
Conference granted, GCCA 647
CCR read 699
CCR adopted, passed, to House 702
4th Reading, to House 707
Approved May 14, 1984

HB 1816 — By Gray of the House and Hopkins of the Senate — Revenue and taxation; providing for certain municipal excise tax; providing limitations; providing procedures for levying and collecting said tax. Effective date.
1st Reading 309
2nd Reading 326
CR 410
G.O., considered, passed 533
Engrossed, to House 551
SAs rejected, conference requested, HCs named 575
Conference granted, SCs named 581
CCR read 754
CCR adopted, passed, to House 758
4th Reading, to House 768
4th Reading and signing rescinded 815
Motion to reconsider vote adopted 817
CCR rejected, further conference requested 817
Further conference granted 822
2nd CCR read 825
2nd CCR adopted, passed, to House 832
4th Reading, to House 833
Approved June 11, 1984

HB 1817 — By Duckett, et al, of the House and Miller, et al, of the Senate — Schools; requiring State Textbook Committee to conduct public hearings for certain purposes; providing procedure for adver-

tising and receiving bids for textbooks; requiring display. Effective date.
1st Reading 269
2nd Reading 306
CR 439
G.O., considered, passed.....533
Engrossed, to House 551
SAs rejected, conference requested, HCs named.....575
Conference granted, SCs named 581
CCR rejected, further conference requested 674
Further conference granted.....679
2nd CCR read 707
2nd CCR adopted, passed 733
ML; tabled, to House 733; 761
4th Reading, to House 768
Approved May 29, 1984

HB 1821 — By Riggs of the House and Clifton of the Senate — Licensing and regulation of dietitians; creating Licensed Dietitian Act. Effective date.
1st Reading 269
2nd Reading 306
CR 421
G.O., considered, passed.....505
Engrossed, to House 514
4th Reading, to House 621
Approved April 17, 1984

HB 1822 — By Deatherage, et al, of the House and Cain, et al, of the Senate — Public health and safety; creating Perinatal Care Planning Act. Operative date. Emergency.
1st Reading 236
2nd Reading 243
WD; referred.....389
CR 439
G.O., considered, failed.....459
ML; adopted, failed 460; 498
ML; WD 506; 546

HB 1823 — By Kelly of the House and Roberts of the Senate — Motor vehicles; providing for limits on length and width of manufactured homes or industrialized housing combinations; modifying towing unit limitations. Effective date.
1st Reading 364
2nd Reading 369
CR 421
G.O., considered, failed.....491
ML; adopted, passed.....491; 500
Engrossed, to House 514
SAs rejected, conference requested, HCs named.....552
Conference granted, SCs named 574
CCR read.....795
CCR adopted, passed, to House.....799
4th Reading, to House 805
Approved May 30, 1984

HB 1829 — By Brown, et al, of the House and Cullison of the Senate — Contracts; defining terms used in Oklahoma Consumer Protection Act; adding definitions. Effective date.
1st Reading 269
2nd Reading 306
CR 421
G.O., considered, passed.....457
Engrossed, to House 483
SAs rejected, conference requested, HCs named.....507
Conference granted, SC's named 528

HB 1830 — By Davis (Guy) of the House and Rozell of the Senate — Roads, bridges and ferries; creating Claims Dispute Board; providing terms of members; providing for hearing of disputes; providing for enforcement of decisions; providing for confirmation. Effective date.
1st Reading 236
2nd Reading 243

HB 1832 — By Davis (Guy), et al, of the House and Winn, et al, of the Senate — Revenue and taxation; modifying sales tax exemption for agricultural products; modifying interest rates on delinquent ad valorem taxes; modifying tax stamps on vehicles and vessels. Effective date.
1st Reading 365
2nd Reading 369
CR 421
G.O., considered, failed.....518

ML; adopted, passed.....519; 563
Engrossed, to House 573
SAs rejected, conference requested, HCs named.....595
Conference granted, SC's named 600
CCR rejected, conference requested....656
Further conference granted.....661
2nd CCR rejected, further conference requested 674
Further conference granted.....679
3rd CCR read.....699
3rd CCR adopted, passed 704
ML; tabled, to House.....704;708
4th Reading, To House 711
Approved May 14, 1984

HB 1834 — By Vaughn of the House and Rozell of the Senate — Optometrists; including optometry and optometrists in certain definitions. Operative date. Emergency.
1st Reading 245
2nd Reading 253
CR.....380
G.O., considered, passed.....387
ML; tabled.....388; 397
Engrossed, to House 405
4th Reading, to House 423
Approved March 22, 1984

HB 1836 — By Duke of the House and Roberts of the Senate — Fees; prohibiting employees from receiving fees when subpoenaed as witness to testify on matter pertaining to their employment; allowing travel reimbursement. Effective date.
1st Reading 255
2nd Reading 266
CR.....380
G.O., considered, passed.....407
ML; Engrossed, to House.....407; 459
4th Reading, to House 551
Approved April 4, 1984

HB 1837 — By Grieser of the House and Lamb of the Senate — Agriculture; modifying membership of Sheep and Wool Commission; requiring election by mail; authorizing market news service; providing procedures for election. Emergency.
1st Reading 365
2nd Reading 369
CR.....438
G.O., considered, passed.....537
Signed, to House.....549
4th Reading, to House 551
Approved April 4, 1984

HB 1839 — By Lancaster, et al, of the House and Choate of the Senate — Motor vehicles; providing certification of title requirements; defining terms; providing obligations relating to certificates of title. Effective date.
1st Reading 269
2nd Reading 306

HB 1841 — By Johnson (Don) — Revenue and taxation; requiring Tax Commission to employ special motor fuel tax enforcement officers. Operative date. Emergency.
1st Reading 512
2nd Reading 528

HB 1843 — By Kelly — Crimes and punishment; prohibiting child stealing; increasing penalties; requiring investigations; authorizing temporary detention of children. Effective date.
1st Reading 365
2nd Reading 369

HB 1844 — By Lancaster, et al, of the House and Schuelein of the Senate — Motor vehicles; providing and expanding rules for driving on roadways laned for traffic. Effective date.
1st Reading 269
2nd Reading 306
CR.....380
G.O., considered, passed.....447
Signed, to House.....455
4th Reading, to House 457
Approved March 27, 1984

HB 1845 — By Johnson (Don) of the House and Miller, et al, of the Senate — State government; creating Oklahoma State

Register of Natural Heritage Areas Act. Effective date.
1st Reading 255
2nd Reading 266
CR 410
G.O., considered, passed.....448
Signed, to House.....455
4th Reading, to House 457
Approved March 27, 1984

HB 1846 — By Lancaster, et al, of the House and Rozell of the Senate — Motor vehicles; providing penalties for load capacity violations, special permit violations and overweight violations; modifying bail bond schedule. Operative date. Emergency.
1st Reading 220
2nd Reading 234
CR 380
G.O., considered, passed.....448
Signed, to House.....455
4th Reading, to House 457
Approved March 27, 1984

HB 1850 — By Lewis, et al, of the House and Cain of the Senate — State government; creating disclosure of Economic Interest Act. Operative date. Emergency.
1st Reading 269
2nd Reading 306

HB 1852 — By McCorkell of the House and Clifton, et al, of the Senate — Crimes and punishments; prohibiting bribing fiduciaries; prohibiting fiduciaries from receiving bribes; providing penalties. Effective date.
1st Reading 269
2nd Reading 306
CR 421
G.O., considered, passed.....534
Engrossed, to House 551
4th Reading, to House 647
Approved April 24, 1984

HB 1854 — By Sherrer of the House and Dennis of the Senate — Agriculture; authorizing department of agriculture to make reimbursements for bovine animals; setting limits; providing for payment. Operative date. Emergency.
1st Reading 330
2nd Reading 362
CR 454
WD; rereferred 572

HB 1855 — By Duke of the House and Roberts of the Senate — Courts; authorizing destruction of justice of the peace records and docket sheets, and docket sheets for certain traffic cases after certain period of time. Effective date.
1st Reading 256
2nd Reading 266
CR 369
G.O., considered, passed.....407
Signed, to House.....411
4th Reading, to House 413
Approved March 20, 1984

HB 1856 — By Virtue of the House and Rozell of the Senate — Public health and safety; creating Boat and Motor Regulation Act. Operative date.
1st Reading 256
2nd Reading 266

HB 1863 — By Johnson (Don), et al, of the House and Winn, et al, of the Senate — Revenue and taxation; declaring certain acts to be felonies; increasing penalties for delinquent taxes; providing for waiver of penalties; providing limitations. Operative date. Emergency.
1st Reading 309
2nd Reading 326
CR 410
G.O., considered, failed.....547
ML; adopted, passed.....547; 563
Engrossed, to House 573
SAs rejected, conference requested, HCs named.....595
Conference granted, SCs named 600
CCR read.....699
CCR rejected, further conference requested 709
Further conference granted.....711
2nd CCR read 729

2nd CCR adopted, passed, to House ...739
4th Reading, to House 744
Approved May 23, 1984

HB 1865 — By McCorkell, et al, of the House and Cain of the Senate — Motor vehicles; requiring inspection of emission control equipment on motor vehicles. Effective date.
1st Reading 310
2nd Reading 326
CR.....380
G.O., considered, passed.....508
Engrossed, to House 514
SA's rejected, conference requested, HCs named.....552
Conference granted, SCs named 574
Change in conferees.....658
CCR read.....674
CCR rejected, further conference requested 745
Further conference granted.....746
2nd CCR read 795
2nd CCR adopted, failed 801
ML; adopted.....801; 807
2nd CCR adopted, passed; ML; WD.....808; 809; 814
4th Reading, to House 818
Approved May 30, 1984

HB 1869 — By Haney of the House and Stipe of the Senate — Aircraft and airports; providing for fees and taxes on aircraft; providing for disbursement of revenues; providing for temporary disbursements; creating fund. Operative date. Emergency.
1st Reading 310
2nd Reading 326
CR.....410
G.O., considered, passed.....436
ML; Engrossed, to House.....436; 498
4th Reading, to House 603
4th Reading and signing rescinded.....632
SAs rejected, conference requested, HCs named.....638
Conference granted, SCs named 642
CCR read.....664
CCR adopted, passed, to House.....734
4th Reading, to House 744
Approved May 23, 1984

HB 1873 — By Sherrer of the House and Dennis of the Senate — Revenue and taxation; authorizing county motor fuel/diesel fuel tax; providing procedures; specifying limit; requiring voter approval; specifying use of proceeds.
1st Reading 310
2nd Reading 326
CR.....421
G.O., considered, passed.....531
Engrossed, to House 551
SAs rejected, conference requested.....624
Conference granted, SCs named 625
HCs named.....632
Died in conference

HB 1874 — By Joiner of the House and Howell of the Senate — Schools; increasing tuition and enrollment fees at institutions within Oklahoma State System of Higher Education; providing for increase in other fees and establishing others. Emergency.
1st Reading 310
2nd Reading 326
CR.....438
G.O., considered, passed.....524
Signed, to House.....529
4th Reading, to House 531
Approved April 3, 1984

HB 1875 — By Henry — Notaries public; providing for Uniform Law on Notarial Acts. Effective date.
1st Reading 330
2nd Reading 362

HB 1879 — By Clark of the House and Rhodes of the Senate — Crimes and punishments; prohibiting acquisition, receipt, or transfer of human organs or tissues for valuable consideration. Effective date.
1st Reading 269
2nd Reading 306

HB 1882 — By Widener of the House and Capps of the Senate — Agriculture; redefining terms; providing for pesticide licenses and certificates and providing procedures;

eliminating certain permits and procedures; modifying fees. Effective date.
1st Reading 365
2nd Reading 369
CR.....439
G.O., considered, passed.....495
Engrossed, to House 514
SAs rejected, conference requested.....597
Conference granted, SCs named 600
HCs named.....602
CCR read.....632
CCR adopted, passed, to House.....635
4th Reading, to House 642
Approved April 24, 1984

HB 1883 — By Widener of the House and Taliaferro of the Senate — Civil procedure; authorizing private process servers; providing for service of process for district courts; requiring district court clerks to list process servers; increasing license fee. Effective date.
1st Reading 365
2nd Reading 369
CR.....421
G.O., considered, passed.....496
Engrossed, to House 514
4th Reading, to House 642
Approved April 24, 1984

HB 1884 — By Haney, et al, of the House and McDaniel of the Senate — State government; modifying Oklahoma Personnel Act; designating Oklahoma state employee bill of rights; modifying procedures for discharge, suspension or demotion. Operative date. Emergency.
1st Reading 365
2nd Reading 369
CR.....410
G.O., considered, passed.....484
Engrossed, to House 498
SAs rejected, conference requested, HCs named.....524
Conference granted, SCs named 541
CCR read.....746
CCR adopted, passed, to House.....776
4th Reading, to House 782
Approved May 29, 1984

HB 1886 — By Logan — Historical societies and associations; providing for transfer of properties to Oklahoma Historical Society. Operative date. Emergency.
1st Reading 365
2nd Reading 369

HB 1892 — By Lewis, et al, of the House — Cities and towns; relating to firefighters pension and retirement system; exempting certain municipalities from contributions for volunteer firefighters. Effective date. Emergency.
1st Reading 269
2nd Reading 306

HB 1898 — By Adair, et al, of the House and Schuelein of the Senate — Public health; creating Room and Board Home Care Act. Effective date.
1st Reading 331
2nd Reading 362
Change in committee assignment 389
CR.....439
G.O., considered, passed.....524
Engrossed, to House 533
4th Reading, to House 592
Approved April 10, 1984

HB 1899 — By Hooper, et al, of the House and Johnson, et al, of the Senate — Criminal procedure; creating Oklahoma Corrupt Organizations Prevention Act. Effective date.
1st Reading 310
2nd Reading 326
CR.....374
G.O., considered, failed 409; 419
ML; time extended 420; 480
ML; adopted 485
G.O., considered, passed.....554
Engrossed, to House 573
SAs rejected, conference requested, HCs named.....595
Conference granted, SCs named 600
CCR rejected, further conference requested 704
Further conference granted 704
SCs changed 704

2nd CCR read 721
2nd CCR rejected 734
ML; adopted 740; 741
2nd CCR rejected 786
Died in conference

HB 1905 — By Williams (Penny), et al, of the House and Randle, et al, of the Senate — Schools; establishing Future Teachers Scholarship Program. Operative date. Emergency.
1st Reading 270
2nd Reading 306

HB 1908 — By Lewis of the House and Randle of the Senate — Insurance Commissioner; directing transferal of funds to General Revenue Fund; providing for payment of monies back to Insurance Commissioner's Protest Fund. Emergency.
1st Reading 512
2nd Reading, to calendar 528
G.O., considered, passed 584
ML; adopted 589
Joint rule 17 suspended by Senate 774
Bill passed 774
Engrossed, to House 776
4th Reading, to House 797
Approved May 30, 1984

HB 1909 — By Lewis of the House and Howell, et al, of the Senate — Professions and occupations; providing exceptions to Electrical License Act; increasing license fees for polygraph examiners. Emergency.
1st Reading 270
2nd Reading 306
CR 420
G.O., considered, passed 450
Engrossed, to House 459
SAs rejected, conference requested, HCs named 507
Conference granted, SCs named 528
CCR read 611
CCR adopted, passed, to House 617
4th Reading, to House 621
Approved April 17, 1984

HB 1911 — By Henry, et al, of the House and Taylor of the Senate — Revenue and taxation; providing procedures relating to income tax investment credit. Effective date.
1st Reading 270
2nd Reading 306
CR 410
G.O., considered, passed 534
Signed, to House 549
4th Reading, to House 551
Approved April 4, 1984

HB 1913 — By Williams (Freddye), et al, of the House and Cain of the Senate — Professions and occupations; eliminating requirement of submission of fingerprints and photograph for renewal applications for precious metal and gem dealers. Operative date. Emergency.
1st Reading 365
2nd Reading 369
CR 420
G.O., considered, passed 532
Signed, to House 549
4th Reading, to House 551
Approved April 4, 1984

HB 1914 — By Brown of the House and Branch, et al, of the Senate — Council on Law Enforcement Education and Training; modifying membership of council; providing procedures for certifying of police and peace officers. Effective date.
1st Reading 270
2nd Reading 306
CR 421
G.O., considered, passed 558
Engrossed, to House 573
SAs rejected, conference requested, HCs named 595
Conference granted, SCs named 600
CCR read 795
CCR adopted, passed, to House 804
4th Reading, to House 810
Approved May 30, 1984

HB 1918 — By Brewster, et al, of the House and Giles, et al, of the Senate — Motor vehicles; providing for powers and duties of Corporation Commission concerning motor carriers; providing for operation of

equipment not owned by motor carrier. Emergency.
1st Reading 270
2nd Reading 306

HB 1922 — By Cole, et al, of the House and Cate of the Senate — Professions and occupations; creating Licensed Professional Counselors Act. Operative date. Emergency.
1st Reading 311
2nd Reading 326

HB 1923 — By Morgan — State government; adding employees of state lodges as positions exempt from classified service. Operative date. Emergency.
1st Reading 270
2nd Reading 306

HB 1924 — By Hastings of the House and O'Connor, et al, of the Senate — Public health and safety; modifying unlawful acts pertaining to controlled dangerous substances. Effective date.
Joint rule 17 suspended by Senate 681
1st Reading 681
2nd Reading, to calendar 687
G.O., considered, passed.....708
Signed, to House.....710
4th Reading, to House 711
Approved May 14, 1984

HB 1925 — By Shurden of the House and Capps of the Senate — Game and fish; prohibiting obstacles which block or partially block movement of fish; prohibiting commercial minnow harvesting in certain areas; providing for seizure and forfeiture. Emergency.
Joint rule 17 suspended by Senate 759
1st Reading 759
2nd Reading, to calendar 768
G.O., considered, passed.....780
Engrossed, to House 786
4th Reading, to House 797
Approved May 30, 1984

HOUSE JOINT RESOLUTIONS

* Resolutions held over from the 1st Session of the 39th Legislature — 1983

***HJR 1008** — By Duckett, et al, of the House and Howell of the Senate — Requiring Director of Human Services to enter into agreement with Office of Child Support Enforcement; limiting availability of information; providing policies and procedures.
1st Reading 270
2nd Reading 306
CR.....369
G.O., considered, passed.....451
Signed, to House.....455
4th Reading, to House 457
Approved March 27, 1984

***HJR 1013** — By Morgan, et al, of the House and Dawson of the Senate — Limiting types of legislation that can be considered in second regular session of Legislature; providing exceptions with procedures relating thereto.
1st Reading 256
2nd Reading 266

HJR 1026 — By Barker, et al, of the House and York, et al, of the Senate — Constitutional amendment; authorizing local incentive levy of taxable property of school district; deleting obsolete language. Special election.
1st Reading 311
2nd Reading 326
CR.....439
G.O., considered, passed.....538
Engrossed, to House 551
SAs rejected, conference requested, HCs named.....595
Conference granted, SCs named 600
CCR read.....665
CCR adopted, passed, to House.....790
4th Reading, to House 797
Filed with Secretary of State

HJR 1027 — By Sanders, et al, of the House and Capps, et al, of the Senate — Game and fish; extending date for amounts of hunting and fishing licenses and fees.
1st Reading 88
2nd Reading 94
CR.....243
G.O., considered, passed.....333
Signed, to House.....366
4th Reading, to House 368
Approved March 12, 1984

HJR 1029 — By Hooper, et al, of the House — Prohibiting state agencies from mailing agency publications; providing exceptions.
1st Reading 245
2nd Reading 253

HJR 1032 — By Talley, et al, of the House and Giles, et al, of the Senate — Constitutional amendment; limiting first session of Legislature to ninety legislative days; second regular session to consider only appropriation measures, with exception, to be thirty legislative days.

1st Reading 256
2nd Reading 266

HJR 1034 — By Lawter of the House and Cate of the Senate — Authorizing Leonard Stroud and Vertie Stroud to bring suit against the state.
1st Reading 311
2nd Reading 326
WD; direct to calendar.....680
G.O., considered, passed.....680
Signed, to House.....683
4th Reading, to House 686
Approved May 7, 1984

HJR 1039 — By Davis (Frank) of the House and Smith of the Senate — Creating District Court Judicial Districts Reapportionment Advisory Commission; providing for certain disclosure and restriction for lawyer-legislators.
1st Reading 270
2nd Reading 306

HJR 1040 — By Riggs of the House and Randle of the Senate — Constitutional amendment; allowing public utilities to be financed by revenue bonds or other evidences of indebtedness issued by municipalities; requiring election.
1st Reading 245
2nd Reading 253
CR.....380
G.O., considered, passed.....564
Signed, to House.....566
4th Reading, to House 572
Filed with Secretary of State

HJR 1045 — By Barker, et al, of the House and Howell, et al, of the Senate — Constitutional amendment; allowing revenue estimates by board of equalization to be frozen at current level of collections when there is decline in revenue going to a fund.
1st Reading 365
2nd Reading 369
CR.....612
G.O., considered, failed.....617
ML; adopted, passed.....617; 628
Engrossed, to House 633

HJR 1047 — By Hobson, et al, of the House — Directing Commission for Human Services to expand medicaid coverage; directing Commission to add types of medical coverage.
1st Reading 256
2nd Reading 266

HJR 1048 — By Converse of the House and Boatner of the Senate — Constitutional amendment; providing for regulation, control, licensing, and taxation of manufacture, sale, distribution, possession and transportation of alcoholic beverages.
1st Reading 366
2nd Reading 369

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Coauthor: SB 444; **SJR** 39; **SCRs** 28, 31, 32, 33, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1716, 1863; **HCRs** 1026, 1027, 1030, 1031, 1034
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Author: HB 1914
Coauthor: SBs 342, 518, 550; **SJRs** 39, 51; **SCRs** 28, 31, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HCRs** 1026, 1027, 1030, 1031, 1034
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Author: SBs 406, 412, 524, 557, 558; **SJR** 54; **SCR** 38; **SRs** 48, 63; **HBs** 1614, 1713, 1822, 1850, 1865, 1913
Coauthor: SBs 410, 425; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 46, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HBs** 1034, 1898; **HCRs** 1026, 1027, 1031, 1034
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Author: SBs 450, 489, 538; **HBs** 1036, 1237, 1316, 1455, 1463, 1651, 1707, 1882, 1925; **HJR** 1027
Coauthor: SBs 156, 355, 436, 448, 460; **SJRs** 39, 42, 58; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1116, 1438, 1756, 1775, 1817; **HCRs** 1026, 1027, 1028, 1031, 1034

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Author: SB 403; **SJR** 47; **SCR** 36; **HBs** 1201, 1340, 1353, 1493, 1510, 1587, 1596, 1661, 1922; **HJR** 1034
Coauthor: SBs 550, 560; **SJR** 39; **SCRs** 28, 31, 33, 43, 47; **SRs** 35, 36, 37, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HB** 1805; **HJR** 1045; **HCRs** 1026, 1027, 1031, 1034
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Coauthor: SJR 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 70, 71, 72, 73; **HB** 1805; **HCRs** 1026, 1027, 1029, 1030, 1031, 1034

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Author: SBs 417, 418, 437, 461, 486, 520; **SR** 72; **HBs** 1116, 1435, 1466, 1509, 1568, 1592, 1674, 1800, 1821, 1852; **HCR** 1039
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Coauthor: SCRs 26, 28, 31, 43, 47; **SRs** 32, 35, 36, 42, 43, 44, 50, 51, 56, 58, 60, 61, 64, 65, 66, 67, 70, 71, 72, 73; **HBs** 1455, 1661; **HCRs** 1026, 1027, 1031, 1034
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Author: SBs 356, 443, 451; **SCR** 25; **SRs** 32, 53, 58, 61, 66, 67, 68; **HBs** 1579, 1582, 1720; **HCR** 1027
Coauthor: SBs 231, 328, 338, 342, 439, 448; **SJRs** 39, 53; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 60, 64, 65, 71, 72, 73; **HBs** 1455, 1832; **HJR** 1027; **HCRs** 1026, 1031, 1034
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Author: SBs 343, 344, 409, 414, 426, 427, 453, 467, 468, 469, 544; **SJR** 44; **SR** 37; **HBs** 1437, 1553, 1563, 1586, 1647, 1648, 1718; **HJRs** 1013, 1019
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DENNIS, SENATOR GERALD C., District 5, Democrat
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Author: SBs 346, 472; **SJR** 40; **SCR** 32; **HBs** 1612, 1633, 1721, 1854, 1873, 1886
Coauthor: SBs 342, 355, 550; **SJRs** 39, 53; **SCRs** 28, 31, 33, 37, 43, 47; **SRs** 32, 34, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 70, 71, 72, 73; **HCRs** 1026, 1027, 1030, 1031, 1034
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Author: SBs 441, 442, 523, 546, 554; **SJR** 48; **SCRs** 26, 27, 42
Coauthor: SBs 489, 528, 540; **SJR** 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 37, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1479, 1483, 1767; **HCRs** 1026, 1027, 1029, 1031, 1034
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Author: SBs 156, 336, 438, 439, 454, 459, 460, 492, 519, 548; **SJRs** 38, 39; **SCR** 35; **SR** 55; **HBs** 1506, 1611, 1666, 1918; **HJR** 1032
Coauthor: SJR 58; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1102, 1462; **HCRs** 1026, 1027, 1029, 1031, 1034
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Author: SBs 416, 430, 431, 440, 456, 463, 511
Coauthor: SB 559; **SCRs** 26, 28, 31, 43, 47; **SRs** 25, 26, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1461, 1468, 1475, 1479, 1483, 1700, 1701, 1708, 1767, 1773, 1779, 1909, 1924; **HCRs** 1026, 1027, 1029, 1031, 1034
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Author: SBs 208, 331, 464, 529; **HBs** 1384, 1447, 1460, 1470, 1816, 1894; **HCRs** 1034, 1042
Coauthor: SBs 345, 550; **SCRs** 26, 28, 31, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1479, 1483, 1552, 1767, 1914; **HCRs** 1026, 1027, 1029, 1031
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Author: SBs 122, 143, 166, 227, 351, 446, 470, 471, 512, 513, 514, 547; **SJR** 36; **SRs** 44, 49, 56, 60, 64; **HBs** 1874, 1909; **HJRs** 1008, 1045; **HCRs** 1005, 1015, 1021
Coauthor: SBs 368, 370, 453, 468, 469, 532, 550; **SJR** 47; **SCRs** 28, 31, 43, 47, 49; **SRs** 35, 36, 42, 43, 50, 51, 52, 58, 59, 65, 66, 71, 72, 73; **HBs** 1437, 1483; **HCRs** 1026, 1027, 1031, 1034, 1039
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Author: SBs 419, 420, 421, 422, 423, 424, 550; **HBs** 1567, 1572, 1580, 1581, 1613, 1631, 1655, 1733, 1833, 1899
Coauthor: SBs 345, 407, 532; **SJR** 39; **SCRs** 28, 31, 32, 34, 37, 43, 47; **SRs** 26, 29, 32, 35, 36, 43, 44, 50, 51, 52, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1438, 1451, 1455, 1779, 1845, 1925; **HJR** 1027; **HCRs** 1026, 1027, 1031, 1034
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KELLER, SENATOR E.W., District 52, Republican
Continues to serve as Assistant Minority Floor Leader 1
Author: SBs 490, 532; **HBs** 1273, 1907
Coauthor: SJR 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HCRs** 1026, 1027, 1029, 1031, 1034
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Author: SR 59; **HB** 1300
Coauthor: SBs 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 415, 550; **SCRs** 28, 31, 43, 46, 47; **SRs** 35, 36, 43, 44,

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Author: SBs 339, 485, 531; **HBs** 1313, 1482, 1552, 1758, 1837
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Years of Service: Senate, January 1971-1984

LANDIS, SENATOR KENNETH K., District 24, Democrat
Continues to serve as Majority Whip 1
Author: SBs 114, 332, 333, 334, 335, 338, 479, 530, 534; **HBs** 1129, 1171, 1476, 1494, 1503, 1583, 1652; **HCR** 1028
Coauthor: SBs 342, 345, 349, 355, 436, 448, 451, 540, 550; **SJRs** 39, 58; **SCRs** 28, 31, 43, 47; **SRs** 25, 26, 35, 36, 42, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1034, 1455, 1462, 1475, 1483, 1632, 1683; **HJR** 1027; **HCRs** 1026, 1027, 1029, 1031, 1034
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To escort Ambassador Yoshio Okawara to Joint Session 259

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SBs 361, 362, 366, 380, 381, 382, 383, 384, 389, 394 and 398 and HBs 1571, 1651 and 1899 424
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Years of Service: Senate, 1979-1984

LEONARD, SENATOR TIM, District 49, Republican
Author: SBs 474, 478, 481; **HBs** 1102, 1452, 1454, 1457, 1477, 1555, 1564, 1591, 1700, 1773, 1786
Coauthor: SJR 39; **SCRs** 28, 31, 33, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HB** 1462; **HCRs** 1026, 1027, 1031, 1034
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SB 417 544
SB 477 426
SB 481 670
HB 1102 ..... 600, 759
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HB 1614 ..... 600, 745
HB 1700 662
HB 1744 581
HB 1773 581
HB 1816 ..... 581, 817
Mileage allowance 4
Years of Service: Senate, November 1979-1984

LUTON, SENATOR JOHN D., District 9, Democrat
Author: SR 70; **HBs** 1687, 1774; **HJR** 1025
Coauthor: SBs 112, 349, 410, 550, 559; **SCRs** 28, 31, 34, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1153, 1479, 1552; **HCRs** 1026, 1027, 1031, 1034
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HB 1687 ..... 600, 687

HB 1187 125
HB 1244 625
HB 1805 600
HB 1869 642
Declaration of vote:
HB 1424 346
Mileage allowance 4
Years of Service: Senate, 1965-1984

M

McCUNE, SENATOR JOHN R., District 47, Republican
Author: SBs 3, 413, 444, 445, 482; **SR** 65; **HBs** 1551, 1683, 1727
Coauthor: SBs 333, 345; **SJR** 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 66, 71, 72, 73; **HBs** 1479, 1483; **HCRs** 1026, 1027, 1029, 1031, 1034
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Years of Service: Senate, 1969-1984

McDANIEL, SENATOR JAMES W., District 13, Democrat
Author: SBs 192, 527; **SCRs** 31, 33, 48; **SRs** 45, 46, 51; **HBs** 1716, 1884
Coauthor: SJR 42; **SCRs** 28, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HBs** 1475, 1553, 1599, 1721; **HCRs** 1026, 1027, 1031, 1034
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HB 1325 574
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Mileage allowance 4
Years of Service: Senate, 1977-1984

McINTYRE, SENATOR BERNARD J., District 11, Democrat
Author: SR 50; **HBs** 1133, 1159, 1507; **HJR** 1003
Coauthor: SBs 455, 550; **SCRs** 26, 28, 31, 43, 47; **SRs** 35, 36, 37, 43, 44, 51, 56, 58, 60, 61, 64, 65, 66, 71, 72, 73; **HBs** 1449, 1479, 1681, 1767; **HCRs** 1026, 1027, 1031, 1034
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To escort Miss America, Vanessa Williams, to Joint Session 148

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SB 208 100
HB 1460 459
HB 1671 600
Mileage allowance 4
Years of Service: Senate, 1983-1984 House, December 1971-1982

MILLER, SENATOR ROBERT L., District 8, Democrat
Author: SJRs 51, 52, 54; **HBs** 1550, 1775, 1817, 1845
Coauthor: SCRs 28, 31, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 51, 56, 58, 60, 61, 64, 65, 66, 67, 71, 72, 73; **HCRs** 1026, 1027, 1031, 1034
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Transportation 3
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HB 1805 600
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Years of Service: Senate, 1979-1984

MOORE, SENATOR ED, District 45, Republican
Author: SB 500; **SJR** 45; **SR** 47
Coauthor: SB 345; **SJR** 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HCRs** 1026, 1027, 1031, 1034
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Years of Service: Senate, 1981-1984

O

O'CONNOR, SENATOR WILLIAM P., District 20, Republican
Author: SR 57; **HBs** 1708, 1924; **HJR** 1041
Coauthor: SB 338; **SJR** 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HB** 1472; **HCRs** 1026, 1027, 1029, 1031, 1034
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Mileage allowance 4
Years of Service: Senate, January 1981-1984

P

PIERCE, SENATOR JERRY T., District 29, Republican
Continues to serve as Minority Floor Leader 1
Author: SBs 357, 458, 466, 473; **SR** 31; **HB** 1432; **HCR** 1029
Coauthor: SJR 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HB** 1773; **HCRs** 1026, 1027, 1031, 1034, 1039
Standing Committees:
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Judiciary 3
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Conferee:
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HB 1325 504
Mileage allowance 4
Years of Service: Senate, 1973-1984 House, 1971-1972

PORTER, SENATOR E. MELVIN, District 48, Democrat
Author: SB 476; **HBs** 1219, 1263, 1323, 1324, 1449, 1681
Coauthor: SJR 39; **SCRs** 28, 31, 43, 47; **SRs** 32, 35, 36, 37, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HB** 1479; **HCRs** 1026, 1027, 1031, 1034
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Mileage allowance 4
Years of Service: Senate, 1965-1984

R

RANDLE, SENATOR RODGER A., District 33, Democrat
Author: SBs 248, 301, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 415, 491, 497, 510, 528, 555, 556, 559; **SJRs** 55, 57; **SCRs** 40, 45, 46, 49; **SRs** 36, 38; **HBs** 1277, 1279, 1368, 1373, 1451, 1483, 1484, 1485, 1486, 1487, 1488, 1489, 1490, 1491, 1492, 1512, 1513, 1514, 1515, 1516, 1517, 1518, 1519, 1520, 1521, 1522, 1523, 1524, 1525, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537, 1538, 1539, 1585, 1691, 1767, 1801, 1815, 1905, 1908; **HJR** 1040; **HCRs** 1038, 1041
Coauthor: SJR 39; **SCRs** 26, 28, 31, 43, 47; **SRs** 32, 35, 37, 43, 44, 46, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HBs** 1479, 1602, 1614, 1723; **HCRs** 1026, 1027, 1031, 1034
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Years of Service: Senate, 1973-1984 House, 1971-1972

RHODES, SENATOR FRANK, District 36, Republican
Author: SBs 350, 515; **SJRs** 32, 33, 34, 35; **HB** 1879
Coauthor: SBs 347, 349, 489, 528; **SCRs** 26, 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1133, 1483, 1639, 1683, 1767, 1817; **HCRs** 1026, 1027, 1031, 1034, 1039
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ROBERTS, SENATOR DARRYL F., District 14, Democrat
Presented with SR 66 726
Author: SBs 277, 342, 449, 462, 525; **SJRs** 43, 53; **SCRs** 30, 34, 43; **HBs** 1244, 1264, 1459, 1475, 1498, 1599, 1693, 1744, 1760, 1823, 1836, 1855; **HCRs** 1033, 1037
Coauthor: SCRs 25, 28, 31, 37, 43, 47; **SRs** 32, 34, 35, 36, 44, 50, 51, 56, 58, 60, 64, 65, 70, 71, 72, 73; **HCRs** 1026, 1027, 1030, 1031, 1034
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Years of Service: Senate, 1983-1984

ROZELL, SENATOR HERBERT, District 3, Democrat
Author: SBs 488, 516; **SJR** 26; **SCR** 28; **SR** 62; **HBs** 1458, 1639, 1711, 1756, 1805, 1813, 1830, 1834, 1846, 1856; **HCR** 1035
Coauthor: SCRs 31, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HCRs** 1026, 1027, 1029, 1031, 1034
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Years of Service: Senate, 1977-1984

S

SCHUELEIN, SENATOR WILLIAM M., District 1, Democrat
Continues to serve as Majority Floor Leader 1
Author: SRs 29, 69; **HBs** 1844, 1898
Coauthor: SBs 156, 445, 533; **SJR** 58; **SCRs** 26, 28, 31, 43, 47; **SRs** 26, 35, 36, 38, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HB** 1451; **HCRs** 1026, 1027, 1028, 1029, 1031, 1034
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Ex officio and voting member of all Senate committees. Rule 7-3(E).
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Years of Service: Senate, 1973-1984

SHEDRICK, SENATOR BERNICE, District 21, Democrat
Author: SBs 475, 509, 526, 536, 560; **SJR** 46; **HBs** 1034, 1413, 1462, 1557, 1578, 1598, 1624, 1701
Coauthor: SBs 304, 368, 370, 410, 450, 471, 528, 559; **SJR** 39; **SCRs** 28, 31, 43, 47; **SRs** 25, 26, 32, 35, 36, 43, 44, 46, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1514, 1602, 1614, 1632, 1767, 1801, 1898; **HCRs** 1026, 1027, 1031, 1034
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Years of Service: Senate, 1981-1984

SMITH, SENATOR JERRY L., District 39, Republican
Continues to serve as Minority Whip 1
Author: SBs 341, 352, 477, 480, 506, 522; **SJRs** 49, 50, 56; **HBs** 1187, 1257, 1439, 1554; **HJR** 1039
Coauthor: SCRs 26, 28, 31, 43, 47; **SRs** 35, 36, 37, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73, 74; **HB** 1586; **HCRs** 1026, 1027, 1031, 1034

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Years of Service: Senate, 1981-1984 House, 1973-1980

STIPE, SENATOR GENE, District 7, Democrat
Author: SBs 404, 408, 434, 435, 507, 508; **SCRs** 43, 47; **SRs** 35, 39, 41, 52, 71; **HBs** 1712, 1715, 1739, 1791, 1869; **HCRs** 1026, 1036
Coauthor: SBs 355, 550; **SJR** 39; **SCRs** 28, 31, 32, 33, 37; **SRs** 32, 36, 37, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 70, 72, 73; **HBs** 1449, 1925; **HCRs** 1027, 1029, 1031, 1034
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Years of Service: Senate, December 1956-1984 House, 1949-1954

T

TALIAFERRO, SENATOR PAUL, District 31, Democrat
Continues to serve as Assistant Majority Floor Leader 1
Author: SBs 355, 432, 436, 447, 448, 496; **SJR** 42; **HBs** 1145, 1500, 1565, 1606, 1640, 1658, 1747, 1883; **HJRs** 1029, 1054
Coauthor: SBs 156, 518, 550; **SCRs** 28, 31, 42, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1171, 1438, 1451, 1455, 1568, 1587, 1683, 1756, 1802, 1822, 1898, 1925; **HJR** 1027; **HCRs** 1026, 1027, 1028, 1031, 1034
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Years of Service: Senate, November 1976-1984

TAYLOR, SENATOR STRATTON, District 2, Democrat
Author: SBs 233, 428, 429, 487, 539, 541; **SCR** 39; **SR** 42; **HBs** 1199, 1283, 1417, 1440, 1468, 1479, 1480, 1597, 1671, 1751, 1793, 1857, 1911
Coauthor: SBs 407, 528, 540; **SCRs** 26, 28, 31, 43, 47; **SRs** 32, 35, 36, 37, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HBs** 1483, 1602, 1767, 1788, 1801, 1905; **HJR** 1026; **HCRs** 1026, 1027, 1031, 1034
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Years of Service: Senate, 1983-1984 House, 1979-1982

TERRILL, SENATOR AL, District 32, Democrat
Author: SBs 149, 315, 316, 318, 410, 425, 483, 484, 495, 521, 543, 549; **SRs** 15, 33, 74, 75; **HBs** 1309, 1559, 1594, 1628, 1669, 1702, 1731, 1754, 1771, 1802, 1918; **HJR** 1051; **HCR** 1031
Coauthor: SBs 156, 436, 444; **SJRs** 41, 58; **SCRs** 28, 31, 39, 43, 47; **SRs** 32, 35, 36, 43, 44, 45, 46, 50, 51, 52, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1129, 1483, 1510, 1614, 1822, 1899; **HCRs** 1026, 1027, 1030, 1034
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Years of Service: Senate, 1965-1984

W

WATSON, SENATOR PHIL, District 41, Republican
Author: SBs 253, 340; **SR** 30; **HBs** 1626, 1723, 1729, 1804
Coauthor: SBs 541, 550; **SJR** 39; **SCRs** 28, 31, 42, 43, 44, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 71, 72, 73; **HBs** 1462, 1483; **HJR** 1032; **HCRs** 1026, 1027, 1029, 1031, 1034, 1039
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Declaration of vote:
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Years of Service: Senate, 1973-1984

WINN, SENATOR WAYNE, District 38, Democrat
Author: SBs 537, 545, 562; **SCR** 41; **HBs** 1079, 1461, 1542, 1569, 1571, 1575, 1600, 1604, 1636, 1678, 1679, 1832, 1863
Coauthor: SB 436; **SJR** 39; **SCRs** 28, 31, 43, 47; **SRs** 32, 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HBs** 1744, 1925; **HCRs** 1026, 1027, 1030, 1031, 1034

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WRIGHT, SENATOR GERALD GED, District 54, Republican
Author: SBs 330, 337, 345, 347, 348, 349, 353, 407, 411, 457, 551; **HB** 1779
Coauthor: SBs 242, 528; **SJRs** 34, 43; **SCRs** 26, 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72, 73; **HBs** 1483, 1683; **HCRs** 1026, 1027, 1031, 1034
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Years of Service: Senate, 1983-1984

Y

YORK, SENATOR MARVIN, District 44, Democrat
Continues to serve as President Pro Tempore 1
Author: SBs 242, 304, 399, 400, 401, 452, 498; **SJRs** 30, 41, 58; **SCRs** 44, 50; **SRs** 40, 73; **HBs** 1325, 1424, 1602, 1603, 1788; **HJRs** 1016, 1026; **HCR** 1025
Coauthor: SBs 468, 469, 507; **SCRs** 28, 31, 43, 47, 49; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 70, 71, 72; **HBs** 1102, 1614, 1674, 1723, 1822; **HCRs** 1026, 1027, 1031, 1034
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Ex officio and voting member of all Senate committees. Rule 7-3(E)
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Years of Service: Senate, 1975-1984 House, 1969-1974

YOUNG, SENATOR JOHN W., District 12, Democrat
Author: SBs 112, 354, 465, 493, 494, 535, 542; **SCR** 29; **HB** 1478, 1732
Coauthor: SJR 39; **SCRs** 28, 31, 43, 47; **SRs** 35, 36, 43, 44, 50, 51, 56, 58, 60, 64, 65, 66, 67, 71, 72, 73; **HCRs** 1026, 1027, 1031, 1034
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Water Protection District (see COUNTIES AND COUNTY OFFICERS, Commissioners)
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  Prosecutor to provide certain to defendant, exception. SB 472
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    Court costs and filing fees, to be required and charged to plaintiff; court may apportion between parties at hearing on petition. (smad sc, smde cc) HB 1187
  Medical personnel reporting (what appears to be smad hf) criminally injurious conduct to have immunity from liability. HB 1470
  Restitution:
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Deaf and Hearing Impaired Act, Oklahoma Comprehensive Mental Health Services for the, creating, (treatment unit to be established smde hc), creating advisory committee. HB 1760
Telephone companies to provide certain telecommunications devices to the deaf or severely hearing impaired, requiring. SB 130

DEAF AND HEARING IMPAIRED, OKLAHOMA COMMISSION ON THE
Deaf and Hearing Impaired Act, Oklahoma Comprehensive Mental Services for the, creating, Director to appoint certain members to advisory committee and be ex officio member. HB 1760
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DISCRIMINATION
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Litigation. (smad hc, smde cc) HB 1519
Requesting court case be dismissed and no further property acquired. HCR 1032
No Man's Land Museum to contract with Panhandle State University. (smad sc, smde cc) HB 1519
Overholser Mansion to be returned to previous owners. (smad sc, smde cc) HB 1519
Transferring to from Tourism and Recreation Department:
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Black Kettle Museum. HB 1886
Cherokee Courthouse. HB 1886
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Will Rogers Memorial Commission, transferring powers, duties and funds to Society. HB 1826

HOLD CONSTANT ADJUSTMENT (see EDUCATION, STATE BOARD OF, Appropriations, State aid)

"HOLD HARMLESS"
Repealing. (smad cc) SB 469
State aid allocation guarantees, repealing. HB 1616
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On January 15th, designating. SB 246
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Special days (see DAYS, MONTHS AND YEARS, SPECIAL)

HOMESTEAD AND EXEMPTIONS (see also REVENUE AND TAXATION, Ad valorem tax)
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Property exempt from attachment, execution or other forced sale, setting dollar limit on implements of husbandry and on tools, apparatus and books used in any trade and profession. SB 504

HOMESTEAD EXEMPTION (see REVENUE AND TAXATION, Ad valorem tax)

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HOUSING FINANCE AGENCY, OKLAHOMA (see PROPERTY, Mortgage bonds)

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Judicial review and enforcement, modifying. HB 1168
Multifamily housing information to be filed with. SB 6

HUMAN SERVICES, COMMISSION FOR
Duties and responsibilities, clarifying and modifying, constitutional amendment. HJR 1005
Funds:
Capitol Improvements Fund, Department of Human Services, transferring funds to Department of Human Services Property Fund (smad hc). HB 1219
Property Fund, Department of Human Services, creating, transferring funds from Department of Human Services Capital Improvements Fund (smad hc). HB 1219
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Name change, constitutional amendment, from Welfare Commission to Human Services Commission. HJR 1005
Okmulgee Rehabilitation Center, directing to continue operation and to consider new estimates for new facility. SR 54; HR 1062
Property:
Sale, (by Office of Public Affairs smad hc) property no longer needed, allowing. HB 1219
Taft, Oklahoma, transferring certain to Department of Corrections (smad hc). HB 1219
Sale, property no longer needed, allowing (by Office of Public Affairs smad hc). HB 1219
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Adoption or placement of children in custody, allowing court to give consent authority to Department. (smde cc) SB 466
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Annuity contracts for employees, allowing, and expanding investment. SB 60
Appropriations:
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Payments, removing restrictions. (smad hc, smde hf, smad sc) HB 1528
Perjury, not to apply. (smad hc) HB 1528
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Blind, Oklahoma School for, state aid, to have proportionate share of districts. HB 1264
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Day care centers, to be paid promptly. (smad hc, smde sc) HB 1528
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Corporations, (if providing health care services, smad sc) certain ownership information, requiring to provide to Department upon request. SB 266
Deaf, Oklahoma School for the, to have proportionate share of districts' state aid. HB 1264
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Dependent and delinquent children, transportation of certain, to be expense of Department. (smde hc) SB 232
Director:
Child support enforcement, Director to enter into agreement with Federal Office of Child Support Enforcement to obtain certain information from Federal Parent Locator Service for purpose of enforcing state or federal laws on unlawful taking or restraint of children and for making or enforcing determinations of child custody and visitation rights, limiting access to information and limiting fee. HJR 1008
Health Facilities Advisory Council, no longer to be member. HB 1220
Narcotics and Dangerous Drugs Control, Advisory Board to Director of Oklahoma, no longer to be member. HB 1220
Okmulgee Rehabilitation Center, directing to continue operation and to consider new estimates for new facility. SR 54; HR 1062
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Food Commodities Program, National Donated, transferring administration, operation, property, personnel and records to State Board of Education. HB 1322
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Creating, as a division of Human Services Fund. HB 1297
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Contingency Fund, Human Services, creating; to pay any judgment awarded by any state or federal court, and for settling any tort claims against Department or Human Services Commission. HB 1391
Human Services Fund:
Aircraft exise tax, adding apportionment of tax revenues from. (smde sf) HB 1791
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Griffin Memorial Hospital, Central State, transferring operation and management to Department from Department of Mental Health, making Griffin a satellite of Oklahoma Memorial Hospital. SB 158
Medical care and nutrition to be provided for children. (smad sf) HB 1528
Memorial Hospital, Oklahoma:
(Corrections Department smde hc) (All agencies, boards and commissions smad hc) to pay for services provided inmates. HB 1217
Griffin Memorial Hospital, Central State, transferring operation and management to Department from Department of Mental Health, making Griffin a satellite of Oklahoma Memorial Hospital. SB 158
Services for inmates of correctional institutions, including county jails, transferring certain responsibilities to Department from Department of Mental Health. SB 158
Warehouse, Oklahoma Teaching Hospitals, not to renew lease, and develop better acquisition methods. (smad hc, smde sc) HB 1528
Indigent Health Care Act, creating, to develop eligibility criteria. HB 1802 (smde sc)
Juveniles:
Intake, probation and parole services, to no longer enter into agreements with counties having juvenile bureaus. HB 1240

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Limiting. (smad hc, smde sc) HB 1528
Prescriptions for elderly, free, requesting Department to continue policy. HR 1061
Recipients to be charged percent of costs for services received, with exceptions. HB 1398
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Nontechnical, Department to assist persons not eligible for medicaid, fee to be assessed. HB 1903
Payment of, by Department to constitute lien, procedures. HB 1086; HB 1495
Motor vehicles, passenger, authorizing Department to purchase necessary, providing method of acquisition. HB 1323
Name change, constitutional amendment, from Department of Public Welfare to Department of Human Services. HJR 1005
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Pauls Valley State School acres to transfer to Department of Corrections. (smad hf) HB 1219
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Protective Services for (Adult Persons smde hc) (Elderly and incapacitated adults smad hc) Act:
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(Investigation to begin immediately smde hc) allowing to detain while notifying parents if found; (parents may request status report of investigation. smad hc) HB 1843
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Executive Security Officers to be law enforcement personnel/peace officers, minimum age to be 21. HB 1497
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Flag, state, to be given next of kin for officer dying in line of duty. HB 1475
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Motor Carrier enforcement officers appointed by Corporation Commission not to be peace officers. HB 1699
Motor vehicles, abandoned, storage charges not assessed after removal until notification of last-known owner. HB 1164
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Firearms, to control regulation. SB 451
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Health insurance business, hospital-related, to improve competition. HB 1743
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No Man's Land Museum to contract with Panhandle State University. (smad sc, smde cc) HB 1519
Overholser Mansion to be returned to previous owners. (smad sc, smde cc) HB 1519
Indian Heritage Days to be June 1, 2 and 3, 1984, intent of House. HR 1055
Insurance, automobile liability, medical coverage, to prohibit limitations in certain policies. SB 175
Japan, Prefecture of Kyoto and Oklahoma to be sister states. SCR 45
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Langston University, new professional programs to have exclusive offering. (smad sf) SCR 27
Mental Health, Department of, to study need for deaf and hearing impaired. SCR 41
Mineral interests, to provide a method whereby ownership can be determined or abandoned interests can be merged with the ownership of the surface of the land. (smde sc) SB 100
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Motor vehicles, every owner shall possess a title and every vehicle shall be registered. (smad sc, smde hf) SB 242

Osteopathic Medicine and Surgery, Oklahoma College of, with the Regents implement recommendations of House of Representatives Special Committee. HR 1047
Prison visits by delinquent children, to present realistic view of prison life. HB 1099
Public utilities, definitions of residential customers, not to be unnecessarily restrictive. SJR 13
Rader, Lloyd E., papers to be transferred to Oklahoma Collection of the Library of Central State University. SCR 44
Reduction-in-force plan for state employees not to be implemented to discriminate against women and minorities. HR 1042
Regents for Higher Education to establish committee for Teacher Incentive Act. (smad sc) HB 1801
Regents, Office of State, assessments to fund, reduction. HB 1279
Representatives members to assist in alleviating budget crisis. HR 1036
Returnable Beverage Container Management Act, to promote conservation of natural resources, reduce litter and solid waste and reduce litter-related injuries and damage. SB 264; HB 1109
School administrator salaries to remain at December 1983 level and prohibiting increases until common school employees salaries are no longer frozen. (smad sf) HB 1451
School funding and improvement, public responsibilities. SCR 49
School libraries to have adequate staff. SB 14
School Testing Act of 1984, Oklahoma, to afford means and procedure for evaluating effectiveness and improvement of public schools. (smde hc) HB 1480
Science (Stipend Assistance smde hc) (Incentive Grant smad hc) Act, Oklahoma, to become effective only after funding provided. HB 1417
Senior citizens, the objectives of the Older Americans Act of 1965, 42 U.S.C.A., 3001 et seq., should be achieved for all older citizens of Oklahoma. Planning and operation of programs for older citizens shall be undertaken by older citizens and certain others. SB 284
Sentencing of offenders, to be proportionate to seriousness of crime. SB 306
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Teachers:
  Attract and retain qualified teachers of mathematics, science and foreign language by awarding incentive scholarships to future teachers. HB 1801
  Qualifications, to establish, procedures. HB 1840
  Qualified, professional training institutes to be developed only when funded participants not to pay tuition, books or program fees. HB 1373; HB 1801
  Telephone information service, Corporation Commission to consider prohibiting telephone companies from charging fee for persons 65 and older. HB 1704; HR 1056
  Telephone system of state, moratorium for certain period on installation, modification, expansion or other changes in systems or services, intent of Senate, exceptions. SR 46
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Utilities Fund, Public, to facilitate expeditious review of rate requests and related duties. (smad hc) HB 1177
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  Chairman, clarifying term. HB 1658
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  Violent and nonviolent, to set sentences. SJR 45
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  Abstractors of Oklahoma, Board of Governors of Certified, Speaker to appoint acting secretary. HB 1387
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  Appropriations:
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    Generally. HB 1484
    Reappropriation for reduction of current budget. HB 1101
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    Session laws, statutes, supplements. SB 368 (smad cc); SB 398 (smad hc)
  Budget review and analysis, requiring. SB 301 (smad hc); HB 1368 (smde sc)
  Children and Youth, Commission on, Speaker to appoint one member. HB 1289
  Citizens Oversight Commission, Speaker to appoint certain members. HJR 1028
  (Claims Dispute Board, concerning Roads and Highways, members appointed by Governor smad hc), (to give advice and consent. smad hf) HB 1830
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  District Court Judicial Reapportionment Advisory Commission, to appoint member. HJR 1039
  Draper, Daniel D., expelling. HR 1070
  Education Finance Authority, Oklahoma, Speaker to appoint trustee. HB 1788
  Educational system, special legislative committee to study, Speaker to appoint five members. (smad cc) SB 368

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Long Range Planning and Reform, Special Committee on, requesting to review and report upon possibilities of combining state agencies. HR 1052
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Sentencing Guidelines Commission, Oklahoma, promulgated guidelines to Speaker. HB 1284
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Attorney-legislator to reveal all clients and fees, not to practice for any entity. (smad hf) HJR 1039
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Auditor and Inspector, Office of, to Pro Tempore and Speaker on annual audit of State Lottery Commission. SB 344
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Programs and services for prevention of child abuse and neglect. (smad cc) SB 559
Revisions of plan for prevention of child abuse and neglect to Pro Tempore and Speaker, biennially. SB 559
Children and Youth, Oklahoma Commission on:
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Construction and Properties Division of Board of Public Affairs, any fraud or waste to Pro Tempore and Speaker. HB 1298
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Corrections Department to Pro Tempore and Speaker on new minimum security facilities. HB 1128
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Education, State Board of:
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Educational system, special legislative committee to study and report to Pro Tempore and Speaker. (smad cc) SB 368
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Human Services, Department of, to Pro Tempore and Speaker on federal and state child support funds. (smad 2cc) HB 1079
Incentive (Pay smde cc) (Awards smad cc) for State Employees, Committee for, annually to Pro Tempore and Speaker. HB 1793
Interest penalty payments by state entities to be reported to appropriations committees by Director of State Finance. HB 1001
Investigation, Oklahoma State Bureau of, investigation reports to Pro Tempore and Speaker. HB 1121
Labor, Commissioner of:
Construction projects, public, report on each to Pro Tempore and Speaker. SB 368 (smad cc); HB 1524 (smad hf)
Wage survey to Pro Tempore and Speaker. SB 368 (smad cc); HB 1524 (smad hf)
Land Office, Commissioners of the, on study of natural gas electronic measuring systems to Pro Tempore and Speaker. HJR 1054
Legislative Fiscal Office, budgetary matters to (Pro Tempore and Speaker. smde sc) (House and Senate. smad sc) HB 1368
Long-Term Care Facility Advisory Board, annually to Pro Tempore and Speaker. HB 1898
Lottery Commission, State, monthly and annually to Pro Tempore and Speaker. SB 344

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Sentencing Guidelines, Commission on, on standard sentencing ranges. SB 306
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Superintendent of Public Instruction, State, annually on participation, effectiveness and cost of Oklahoma Teacher Corps Program to Pro Tempore and Speaker. HB 1801 (smde hc); HB 1815 (smde hc)
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Cigarettes, exemption, deleting. HB 1325; HB 1603; HB 1643; HB 1644; HB 1897 (temporarily)
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  Creating. HB 1845
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