SENATE JOURNAL

Fortieth Legislature
of Oklahoma

1985

FIRST REGULAR SESSION

Convened January 8, 1985

Recessed	Reconvened
April 18, 1985	May 6, 1985
May 23, 1985	May 28, 1985
June 18, 1985	June 25, 1985
June 25, 1985	July 2, 1985
July 2, 1985	July 10, 1985
July 10, 1985	July 15, 1985

Adjourned July 19, 1985

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Adjourned July 19, 1985

IN MEMORIAM

★

CARRIER, FLOYD E. 2/11/1894 — 6/29/85	District 8	18th through 27th Legislatures (1941 through 1960)
NORTON, H. MEAD 10/19/01 — 1/21/85	District 13	18th through 21st Legislatures (1941 through 1948)
WHITAKER, JOSEPH M. 1/1/04 — 3/26/85	District 27	14th through 17th Legislatures (1933 through 1940)

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OFFICERS OF THE SENATE

1ST REGULAR SESSION

40TH LEGISLATURE

1985

SPENCER BERNARD, Rush Springs ..... President

RODGER A. RANDLE, Tulsa ..... President Pro Tempore

JOHN D. LUTON, Muskogee ..... Majority Floor Leader

HERBERT ROZELL, Tahlequah ..... Assistant Majority Floor Leader

AL TERRILL, Lawton ..... Majority Whip

ROBERT L. MILLER, Beggs ..... Majority Whip

TIM LEONARD, Beaver ..... Minority Floor Leader

JERRY L. SMITH, Tulsa ..... Assistant Minority Floor Leader

CHARLES R. FORD, Tulsa ..... Minority Whip

LEE SLATER, Guthrie ..... Secretary

CALENDAR MONTHS

1st Regular Session

40th Legislature 1985

(The 90 Legislative Days are shown in boldface type)

JANUARY

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

FEBRUARY

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

MARCH

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

APRIL

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

MAY

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

JUNE

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

JULY

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

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

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

MEMBERSHIP OF SENATE

Terms expire 1988

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
Billie Floyd	Ada	Coal*, Hughes, Murray*, Okfuskee*, Pontotoc, Pottawatomie*	13	D
Bill Branch	Pauls Valley	Cleveland*, Garvin, Grady*, McClain	15	D
Roy H. Sadler	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
Ben Brown	Oklahoma City	Cleveland*, Oklahoma*	43	D
Helen Cole	Moore	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

BILLS AND JOINT RESOLUTIONS

of the

1st Session of the 40th Legislature, 1985

SENATE BILLS ENACTED INTO LAW

1	35	55	99	141	188	243	303
2	36	56	100	142	191	249	304
5	37	57	101	143	195	250	306
6	38	58	102	144	202	255	313
7	39	59	103	146	206	256	315
12	40	60	105	147	208	260	317
13	41	61	107	149	213	264	320
16	42	62	111	153	215	266	321
19	43	65	113	155	216	269	322
24	44	70	118	158	217	270	323
26	45	74	124	160	220	271	*326
27	*47	77	128	162	222	276	327
28	48	81	129	163	227	277	332
29	49	83	130	164	228	278	334
30	50	89	131	168	229	279	336
31	51	90	132	175	231	284	339
32	52	91	133	178	232	287	341
33	53	94	134	185	237	299	350
34	54	95	138	187	239	302	353

Total: 152

SENATE JOINT RESOLUTIONS APPROVED BY GOVERNOR

8 24

Total: 2

SENATE JOINT RESOLUTIONS FILED WITH SECRETARY OF STATE

2 3 9 16 18 19 27

Total: 7

SENATE BILLS VETOED

104 292

Total: 2

* Line Item Vetoes

HOUSE BILLS ENACTED INTO LAW

1002	1039	1064	1135	1189	1265	1328	1387	1480
1005	1040	1065	1137	1192	1266	1331	1389	1486
1007	1041	1066	1140	1193	1267	1334	1393	1487
1013	1042	1068	1141	1196	1269	1338	1394	1493
1019	1043	1069	1145	1198	1270	1339	1398	1496
1021	1044	1070	1149	1202	1273	1342	1404	1505
1022	1045	1071	1150	1203	1276	1345	1405	1506
1023	*1046	1072	1151	1209	1280	1357	1406	1510
1024	1047	1076	1152	1216	1281	1358	1407	1515
1025	1048	1078	1155	1218	1283	1360	1408	1519
1026	1050	1081	1158	1219	1289	1361	1424	1521
1027	1051	1085	1159	1222	1293	1364	1426	1524
1028	1052	1090	1163	1224	1295	1365	1428	1536
1029	1053	1092	1164	1229	1296	1368	1431	1543
1030	1054	1098	1165	1243	1299	1369	1433	1552
1031	1055	1104	1169	1246	1302	1370	1434	1556
1032	1056	1110	1170	1251	1303	1372	1436	1560
1033	1057	1111	1176	1252	1308	1373	1446	1561
1034	1058	1114	1179	1257	1309	1380	1459	1565
1035	1059	1117	1180	1259	1311	1382	1460	1569
1036	1060	1118	1184	1261	1312	1383	1463	1572
1037	1061	1132	1187	1262	1326	1384	1466	
1038	1062	1134	1188	1264	1327	1386	1474	

Total: 205

HOUSE JOINT RESOLUTIONS

Approved by Governor		Filed with Secretary of State	
1016	1039	1005	1018
1026			

Total: 5

HOUSE BILLS VETOED

1018	1138	1329	1444
1049	1191	1432	1508

Total: 8

HOUSE JOINT RESOLUTION VETOED

1036

Total: 1

* Line Item Veto

Senate Journal

First Regular Session of the Fortieth Legislature, 1985,
of the State of Oklahoma
First Legislative Day, Tuesday, January 8, 1985

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

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

The invocation was offered by Mr. Clifton Fox, Minister, Church of Christ, Rush Springs, the guest of President Bernard.

The roll was ordered called by the President on the 24 holdover members of the Senate.

Present: Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Howell, Johnson, Keller, Landis, Miller, O'Connor, Porter, Rhodes, Roberts, Taylor, Terrill, Winn, Wright, York and Young.—23.

Excused: Boatner.—1.

President Bernard directed that the following Communication from the State Election Board be read on the certification of the newly-elected members to the Senate.

COMMUNICATION

The following Communication from the State Election Board was read:

November 19, 1984

TO THE HONORABLE RODGER A. RANDLE
PRO TEMPORE, OKLAHOMA STATE SENATE
FORTIETH OKLAHOMA LEGISLATURE

Sir:

Upon the face of the returns of the General Election, November 6, 1984, certified to this office by the several County Election Boards of the State, the following named appear to have been regularly elected as Members of the Oklahoma State Senate for the districts indicated.

Certificates of Election have been issued to them by this Board, entitling each to participate in the preliminary organization of the Oklahoma State Senate:

NAME	POL.	ADDRESS	DIST. NO.
William M. Schuelein	D	Miami	1
Herbert Rozell	D	Tahlequah	3
Gerald C. Dennis	D	Antlers	5
Gene Stipe	D	McAlester	7
John D. Luton	D	Muskogee	9
Bernard J. McIntyre	D	Tulsa	11
Billie Floyd	D	Ada	13
Bill Branch	D	Pauls Valley	15
Roy H. Sadler	D	Shawnee	17
Norman A. Lamb	R	Enid	19
Bernice Shedrick	D	Stillwater	21
Ray A. Giles	D	Pocasset	23
Jerry T. Pierce	R	Bartlesville	29
Paul Taliaferro	D	Lawton	31
Rodger Randle	D	Tulsa	33
Warren E. Green	R	Tulsa	35
Bob Hopkins	D	Tulsa	37
Jerry L. Smith	R	Tulsa	39
Phil Watson	R	Edmond	41
Ben Brown	D	Oklahoma City	43
Helen Cole	R	Moore	45
John R. McCune	R	Oklahoma City	47
Tim Leonard	R	Beaver	49
Charles R. Ford	R	Tulsa	51

Respectfully submitted,

LEE SLATER, Secretary/s/
State Election Board

OATH OF OFFICE

President Bernard announced the Official Oath of Office, as required by Article XV, Sections 1 and 2 of the Constitution of the State of Oklahoma was administered to Senator Stipe on November 15, 1984, by Chief Justice Don Barnes of the Supreme Court and to twenty-three newly-elected members on November 20, 1984, by Chief Justice Barnes.

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

Present: Branch, Brown, Cole, Dennis, Floyd, Ford, Giles, Green, Hopkins, Lamb, Leonard, Luton, McCune, McIntyre, Pierce, Randle, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro and Watson.—23.

Excused: Stipe.—1.

President Bernard ordered the roll called of the membership of the Senate for the First Regular Session of the 40th Legislature.

Roll call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Culli-

son, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

President Bernard declared a quorum present.

SENATE RULES

Senator Dawson asked unanimous consent that the Rules of the 39th Legislature, with the following proposed amendments thereto, be adopted as the temporary rules of the Senate for the 40th Legislature, which was the order.

Amendment No. 1:
Chapter 2, Rule 2-1 is amended to read as follows:

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

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

The President Pro Tempore

The Majority Floor Leader

THE **[Two]** Assistant Majority Floor Leader

[The] TWO Majority Whips

The Minority Floor Leader

The Assistant Minority Floor Leader

The Minority Whip

The Secretary

Amendment No. 2:
Chapter 2, Rule 2-2 is amended to read as follows:

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

Amendment No. 3:
Chapter 4, Rule 4-2 is amended to read as follows:

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

Amendment No. 4:
Chapter 7, Rule 7-1 is amended to read as follows:

RULE 7-1. TYPES AND NUMBER. There shall be two types of Senate committees, to-wit: standing committees and select committees. There shall be no more than EIGHTEEN (18) **[fourteen (14)]** standing committees, one of which shall be designated as the RULES **[Policy]** Committee AND one of which shall be designated as the Standards and Ethics Committee **[and one of**

which shall be designated as the Executive Nominations Committee]. So many of the remainder as are appointed and approved by the Senate shall be designated as legislation committees. There shall be as many select committees as are appointed by the President Pro Tempore. The legislation committees shall be the following: Appropriations, Finance, Judiciary AND RETIREMENT, CRIMINAL JURISPRUDENCE **[Law Enforcement]**, Business and Labor, PUBLIC Education, HIGHER EDUCATION, General Government, Transportation, Human Resources, Natural Resources, **[and]** Agriculture, WILDLIFE, ECONOMIC DEVELOPMENT, TOURISM AND RECREATION AND BANKS AND BANKING.

Amendment No. 5:

Chapter 7, Rule 7-4 is amended to read as follows:

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

Amendment No. 6:

Chapter 7, delete Rule 7-6 and renumber.

Amendment No. 7:

Chapter 7, Rule **[7-10H]** 7-9H is amended to read as follows:

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

Amendment No. 8:

Chapter 7, delete Rule 7-10 I and renumber.

Amendment No. 9:

Chapter 9, Rule 9-1 is amended to read as follows:

RULE 9-1. REFERRAL OF EXECUTIVE NOMINATIONS. When Executive Nominations shall be made by the Governor to the Senate, said nominations shall be referred for consideration to the **[Executive Nominations Committee]** STANDING COMMITTEE WHICH HAS IN ITS JURISDICTION THE ENTITY FOR WHICH THE NOMINATION IS BEING MADE.

Amendment No. 10:

Chapter 11, Rule 11-1 is amended to read as follows:

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

Prayer

Executive Nominations

[Consent Calendar]

General Order

Third Reading

House Amendments to Senate Bills and Resolutions

Conference Committee Reports

Fourth Reading

Committee Reports

Second Reading

First Reading

Communications

Other Business

Amendment No. 11:

Chapter 12, delete Rule 12-3 and renumber.

Amendment No. 12:
Chapter 12, Rule 12-4 is amended to read as follows:

RULE 12-**[3]**4. GENERAL ORDER. All bills and resolutions **[not designated]** REPORTED by a committee of the Senate **[for the Consent Calendar]** shall be referred to General Order. On General Order, the following procedures shall be observed:

A. Explanation of the bill or resolution by the Senate author.

B. Questions.

C. Consideration of amendments.

D. Advancement.

Amendment No. 13:
Chapter 12, Rule 12-11 is amended to read as follows:

RULE 12-**[11]** 10. CONFERENCE COMMITTEE REPORTS. Conference Committee Reports shall be considered by the Senate only when a majority of the Senate conferees and a majority of the House conferees sign such report and only when the report is limited to matters in disagreement between the two Houses or matters germane to the bill or resolution. If the Senate adopts a Conference Committee Report, then the bill or resolution is before the Senate for Fourth Reading and final passage. If the Senate rejects a Conference Committee Report OR A MOTION TO ADOPT THE REPORT FAILS, then the bill or resolution shall be returned to the conference committee. Upon a report by the Senate conferees that the conferees cannot agree, then the bill or resolution will revert to its former status of consideration of House Amendments to Senate bills or resolutions.

Amendment No. 14:
Chapter 12, Rule 12-13 is amended to read as follows:

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

Amendment No. 15:
Chapter 12, Rule 12-14 is amended to read as follows:

RULE 12-**[14]** 13. COMMITTEE REPORTS ON EXECUTIVE NOMINATIONS. Committee reports on Executive Nominations shall be COMBINED FOR CONSIDERATION BY THE SENATE AND THE COMBINED REPORT SHALL BE adopted by a majority of the members of the Senate. AT THE REQUEST OF ANY MEMBER A NOMINEE SHALL BE SEPARATED FROM THE COMBINED REPORT AND CONSIDERED INDIVIDUALLY BY THE SENATE. THE MAJORITY FLOOR LEADER SHALL BE RESPONSIBLE FOR PREPARATION AND SUBMISSION OF THE COMBINED REPORT.

Amendment No. 16:
Chapter 12, Rule 12-24 is amended to read as follows:

RULE 12-**[24]** 23. RECONSIDERATION. The final vote on Third Reading or Fourth Reading of any bill or joint resolution OR ON THE EMERGENCY CLAUSE OR SPECIAL ELECTION FEATURE OF ANY BILL OR JOINT RESOLUTION may be reconsidered only if a member of the Senate serves notice on the same day such final vote is taken. Once such notice is served, the following procedures shall be observed:

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

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

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

D. For adoption, a motion to reconsider the final vote on a bill or resolution OR ON THE EMERGENCY CLAUSE OR SPECIAL ELECTION FEATURE must be approved by a majority of the members of the Senate.

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

ELECTION OF SENATE OFFICERS

Senator York moved that Senator Rodger Randle be elected President Pro Tempore of the Senate for the 40th Legislature, which motion was seconded by Senators Cullison and Leonard, and adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: Porter.—1.

Excused: Boatner and Stipe.—2.

Senator Cate moved that the President appoint a committee to escort President Pro Tempore Randle to the President's desk. The motion was declared adopted and President Bernard appointed Senators Schuelein, Roberts and McIntyre.

President Bernard, on behalf of the Senate, congratulated Senator Randle and handed the gavel to the President Pro Tempore. Senator Randle delivered a brief address to the members.

SENATE OFFICERS

President Pro Tempore Randle announced that pursuant to Senate Rule 2-2, the following members of the Majority Party were designated to serve in the leadership for the 40th Legislature:

Majority Floor Leader — Senator John Luton

Assistant Majority Floor Leader — Senator Herbert Rozell

Majority Whip — Senator Al Terrill

Majority Whip — Senator Robert Miller

In accordance with Senate Rule 10-2, the officers and members of the Majority Party were seated.

Senator Leonard announced that pursuant to the Republican Caucus held July 11, 1984, the following members were desig-

nated to serve as Minority Party officers for the 40th Legislature:

Minority Floor Leader — Senator Tim Leonard

Assistant Minority Floor Leader — Senator Jerry Smith

Minority Whip — Senator Charles Ford

In accordance with Senate Rule 10-2, the officers and members of the Minority Party were seated.

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

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

Senator Luton submitted the Report on Mileage Allowance and moved it's 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
Brown, Ben	Oklahoma City		None
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
Cole, Helen	Moore	20	4.40
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
Floyd, Billie	Ada	170	37.40
Ford, Charles R.	Tulsa	240	52.80
Giles, Ray A.	Pocasset	96	21.12
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
Lamb, Norman A.	Enid	170	37.40
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
McIntyre, Bernard	Tulsa	240	52.80
Miller, Robert L.	Beggs	250	55.00
O'Connor, William P.	Ponca City	220	48.40
Pierce, Jerry T.	Bartlesville	300	66.00
Porter, E. Melvin	Oklahoma City		None

Name	Residence	Total Miles Round Trip	Amount Round Trip
Randle, Rodger A.	Tulsa	240	52.80
Rhodes, Frank	Catoosa	270	59.40
Roberts, Darryl F.	Ardmore	196	43.12
Rozell, Herbert	Tahlequah	360	79.20
Sadler, Roy H.	Shawnee	90	19.80
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	26	5.72
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 Luton moved that each member of the Senate be provided with two rolls of first-class stamps and $350.00 personal allowance for stationery and office supplies, which motion was declared adopted.

COMMUNICATION

Senator Luton 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 RODGER RANDLE, 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 six (6) affirmative votes, certified the total amount of revenue 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, 1986, as reflected in "Appendix" attached hereto and made a part hereto.

DATED this 27th day of November, 1984.

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

STATE OF OKLAHOMA
OFFICE OF STATE FINANCE
EXECUTIVE DEPARTMENT

November 21, 1984

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 (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
FIRST SESSION OF THE 40TH LEGISLATURE

GENERAL REVENUE FUND

Total Revenue Fiscal Year Ended June 30, 1984		$1,584,106,371
The last preceding year decrease yielding the lesser of the two methods: (3.77)% x 2 x 1,584,106,371		(119,441,620)
Adjustments by the 1st and 2nd Session, 39th Legislature:		$1,464,664,751
Non-recurring revenues:		
Transfer of Motor Vehicle Escrow Account Monies to General Revenue	$(20,000,000)	
Transfer and advanced receipt of cash on hand in certain deleted funds	(5,163,632)	
Total Non-recurring		$ (25,163,632)
Other adjustments:		
SB 368 Increase Department of Labor Fees		$ 48,765
SB 376 Dedicates consumer credit notification receipts to a revolving fund		(220,000)
SB 391 Deletes dedication of fireworks license fee to the Fire Marshal Fund		36,800
SB 399 Deletes following funds and apportions receipts to General Revenue:		
Law Enforcement Training	$ 1,100,000	
Liquefied Petroleum Gas	125,328	
Board of Nursing Homes	139,712	
Private Schools	51,000	
Alcoholic Beverage Control	939,619	
Auditor and Inspector	361,404	
		2,717,063
SB 495 Vehicle title fee increase		700,000
HB 1325 Removed the Sales Tax exemption from beer and tobacco products and increased Alcoholic Beverage Tax Est. FY-86	$ 3,046,447	
Less FY-84	(46,447)	
		3,000,000

HB 1451 Increase Secretary of State Fees		45,840
HB 1489 Increase Secretary of State Fees		1,000,000
HB 1510 Charge for certain payroll deductions		70,000
HB 1602 Increased Sales and Use Tax from 2% to 3% for the period of 2/15/84 through 12/31/85 with the 1% to General Revenue		
Increased Sales Tax Est. FY-86	$126,329,000	
Less FY-84	(54,819,771)	
		71,509,229
Increased Use Tax Est. FY-86	$ 7,437,000	
Less FY-84	(2,618,917)	
		4,818,083
HB 1674 Creates Abandoned Mineral Interest Revolving Fund with 96% of interest earnings to General Revenue		16,520,533
HB 1791 Place Excise Tax on aircraft		2,000,000
Total Other Adjustments		$ 102,246,313
Cash-flow Reserve Adjustment not applicable because of negative comparison		
Appropriation Limitation as determined by Section 23, Article 10, Oklahoma Constitution		$1,541,747,432
Amount calculated as a summation of detailed revenue estimates		$1,792,966,646
GENERAL REVENUE AVAILABLE FOR APPROPRIATION		$1,541,747,432

SPECIAL FUNDS SCHEDULED FOR APPROPRIATION BY
THE FIRST SESSION OF THE 40TH LEGISLATURE

HUMAN SERVICES FUND		
Effective Date 7-1-82		
(H.B. 1654, 2nd Session 38th Leg. 1982)		
Total Revenue Fiscal Year Ended June 30, 1984	$411,948,350	
Estimated Collection for FY 1986	$440,902,000	
Adjustments:		
Human Services Cash-flow Reserve increment based upon directed reserve-in of $27,038,091 (Laws 1984, Chapter 224, 1984) and anticipated 86-87 growth at 5 percent.	(18,055,372)	
Estimated Revenue for FY 1986	$422,846,625	
Available for Appropriation		$422,846,625
STATE JUDICIAL FUND		
Total Revenue Fiscal Year Ended June 30, 1984	$ 8,326,652	
The five year average yielding the lesser of the two methods: 15.59% x 2 x 8,326,652 equals	2,596,250	
Amount determined by formula	$ 10,922,902	
Estimated Revenue for FY 1986	$ 7,156,000	
Available for Appropriation		$ 7,156,000
OCCUPATIONAL HEALTH AND SAFETY FUND		
Total Revenue Fiscal Year Ended June 30, 1984	$ 686,721	
The last preceding year increase yielding the lesser of the two methods: 4.26% x 2 x 686,721 equals.....	58,509	
Amount determined by formula	$ 745,230	
Estimated Revenue for FY 1986	$ 690,000	
Available for Appropriation		$ 690,000

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

Total Revenue Fiscal Year Ended June 30, 1984	$ 72,146,630	
Estimated Revenue for FY 1986	$ 77,800,000	
Available for Appropriation		$ 77,800,000

TAX COMMISSION FUND

Total Revenue Fiscal Year Ended June 30, 1984	$ 31,249,855	
The last preceding year decrease yielding the lesser of the two methods: (1.15)% x 2 x 31,249,855 equals	(718,747)	
Adjustments:		
Increase alcoholic beverage excise tax (HB 1325) 1984	$ 137,880	
Increase fuel excise tax (HB 1424) 1984	1,308,250	
Amnesty on delinquent tax (HB 1863) 1984	40,000	
Amount determined by formula	$ 32,017,238	
Estimated Revenue for FY 1986	$ 34,800,000	
Available for Appropriation		$ 32,017,238

WORKERS' COMPENSATION
ADMINISTRATION FUND

Total Revenue Fiscal Year Ended June 30, 1984	$ 11,210,422	
The five year average increase yielding the lesser of the two methods: 40.40% x 2 x 11,210,442 equals	9,058,021	
Amount determined by formula	$ 20,268,443	
Estimated Revenue for FY 1986	$ 2,500,000	
Available for Appropriation		$ 2,500,000

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

	CUMULATIVE FIRST THREE MONTHS F.Y. 1984	F.Y. 1985	F.Y. 1984 ACTUAL	F.Y. 1985 PROJECTION[1]	F.Y. 1986 ESTIMATE
Alcoholic Beverage Excise Tax	$ 3,236,557	$ 3,484,860	$ 13,607,207	$ 15,072,080	$ 15,598,000
Beverage Tax	5,583,827	5,430,232	18,211,879	18,600,000	18,130,000
Cigarette Tax	16,214,118	15,875,829	60,852,163	59,627,979	59,363,650
Conservation Excise Tax	1,992,256	1,955,542	11,140,437	6,800,000	6,266,000
Franchise Tax	25,359,397	25,943,822	29,602,595	34,000,000	36,078,000
Gross Production Tax	91,629,072	95,438,027	383,892,801	371,343,379*	372,347,000
Income Tax	183,929,314	196,778,063	722,634,486	802,326,000*	872,690,000
Estate Tax	7,462,472	11,249,927	31,673,548	32,800,000	34,000,000
Insurance Premium Tax	1,418,449	12,329,694	25,850,834	30,000,000	38,000,000
Motor Vehicle Excise Tax	3,444,090	5,641,610	50,258,114	56,400,000	55,125,000
Sales Tax	-0-	51,038,339	54,819,771	206,000,000*	126,329,000
Use Tax	5,248,930	7,413,677	22,946,520	34,350,000	32,937,000
Interest on Bank Deposits	22,765,976	23,437,836	83,844,874	41,786,212	65,128,437
Interest on Abandoned Mineral Leasing Interests	-0-	-0-	-0-	-0-	16,520,533
Other Receipts	8,310,693	9,352,449	38,477,341	38,000,000*	43,472,000
Transfers	4,990,145	2,897,256	11,130,168	6,500,000*	6,750,000
Sub-Total	$381,585,296	$468,267,163	$1,558,942,739	$1,753,605,650	$1,798,734,620
Non-recurring Receipts			25,163,632	-0-	-0-
Total Receipts			$1,584,106,371	$1,753,605,650	$1,798,734,620
Cash-flow Reserve Increment			(39,047,225)	(7,056,303)	(5,767,974)
REVENUE AVAILABLE FOR APPROPRIATION			$1,545,059,146	$1,746,549,348	$1,792,966,646

[1] Projection as certified except where noted by an asterisk. Asterisked projections are as of 11/19/84 based on best available information of OTC/OSF.

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE APPROPRIATED SPECIAL FUNDS FOR THE FIRST THREE MONTHS OF THE FISCAL YEARS 1984 AND 1985 AND ESTIMATED TOTALS FOR 1985 AND 1986

SPECIAL FUNDS	FIRST THREE MONTHS F.Y. 1984	FIRST THREE MONTHS F.Y. 1985	ACTUAL TOTAL F.Y. 1984	PROJECTED TOTAL F.Y. 1985	ESTIMATED TOTAL F.Y. 1986
Human Services Fund	$121,535,865	$103,399,251	$385,386,975[1]	$420,000,000[2]	$440,902,000
State Judicial Fund Local Court Fees and Others	2,236,092	2,416,603	8,326,652	6,685,943	7,156,000
Occupational Health and Safety Fund Occupational Health and Safety Tax	500,000	600,000	686,721	801,000	690,000
Pension System Reserve Fund	-0-	-0-	72,146,630	76,275,000[2]	77,800,000
Tax Commission Fund Percentage of Collections ...	6,861,202	7,712,772	31,249,855	33,386,130	34,800,000
Workers' Compensation Administration Fund Premium Tax and Litigation Fees	1,249,697	634,954	11,210,442	2,750,000	2,500,000

[1] $49,508,017 of one-time revenue excluded.

[2] Projection Revised OTC/OSF, November 19, 1984.

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	(6) % Change from Prior Year (Column 5 to Column 3)	(7) 5 Year Average
1979	$ 817,781,927	$	$ 817,781,927				
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)	
1983**	1,763,357,305	(208,766,652)	1,554,590,652				
1984	1,584,106,371	(25,063,632)	1,558,942,739	(63,018,312)	1,495,924,427	(3.77)	14.64

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

**Revised for better 83-84 comparison. See Summary of Adjustments.

SUMMARY OF ADJUSTMENTS TO
GENERAL REVENUE FUND INCOME

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

Non-Recurring 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 Non-Recurring	($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 Non-Recurring Revenue is based upon known and estimated data. It has not been previously certified.

**To better reflect the relationship between the actual revenue collections of fiscal years 1983 & 1984, the effects of HB 1268 (1983) are restated to show the amount of FY-83 non-recurring cash-flow reserve revenue as $168,829,343 and total non-recurring revenue as $208,766,652. As originally stated the amount collected during the prior year was included as revenue so that it was comparable to the prior year. As restated, the actual collections for FY-83 & 84 will be compared.

SUMMARY OF ADJUSTMENTS TO
GENERAL REVENUE FUND INCOME

1984

Adjustments to Arrive at Amounts Corresponding to the Preceding Fiscal Year

Non-Recurring Revenues:	
Transfer of Motor Vehicle Escrow Account Monies to Gen. Rev. (HB 1268—1983)	($20,000,000)
Transfer fund advanced collection of cash on hand in various funds closed to the General Revenue Fund (HB 1075 & HB 1266—1983)	(5,163,632)
Total Non-Recurring	($25,163,632)
Other Adjustments:	
Office of Personnel Management Receipts deposited to General Revenue (SB 64—1983)	$ 2,866,064
Certain receipts from General Revenue to Motor Vehicle Enforcement Fund (HB 1066—1983)	(47,800)
Delete funds with receipts to go to General Revenue Fire Marshal	512,499
Special Conservation	11,140,437
Insurance Commissioner	4,833,824
Property & Casualty (HB's 1075, 1266—1983)	252,791
Increase certain Insurance Comm. Fees (HB 1318—1983)	12,000
Reinstate ACR on assets & other procedural changes (HB 1419—1983)	(14,002,240)
Increase Secretary of State Fees (HB 1451—1984)	12,049
Increase Sales Tax with receipts to General Revenue	53,619,771
Increase Use Tax to 3 percent	2,618,917
Remove beer & tobacco product sales tax exemption (HB 1325—1984)	1,200,000
Total Other Adjustments	$ 63,018,312

F.Y. 84 Non-Recurring Revenue is based upon known and estimated data. It has not been previously certified.

All other F.Y. 84 adjustments are as previously certified except where actual revenue data are now available.

HISTORY OF REVENUES
SPECIAL FUNDS

Fiscal Year	(1) Total Income	(2) Adjustments	(3) Adjusted Income	(4) % Change from Prior Year (Column 4 to Column 1)	(5) 5 Year Average
		HUMAN SERVICES FUND (53X-830)			
Effective July 1, 1982					
1983	388,694,725[1]				
1984	385,386,975[1]	(2,400,000)[2]	382,986,975	(1.47)	
		STATE JUDICIAL FUND (400-677 & 51X-219)			
1979	6,885,544		6,885,544		
1980	5,636,273	2,001,000[3]	7,637,273	10.92	
1981	4,508,148	1,250,000[4]	5,758,148	2.16	
1982	6,321,590	197,457[5]	6,519,047	44.61	
1983	5,399,190	558,661[6]	5,957,851	(5.75)	
1984	8,326,652	(1,523,887)[7]	6,802,765	26.00	15.59

[1]Transfers of $25,000,000 from Insurance Commissioner's Protest Fund for F.Y. 83 and F.Y. 84 are omitted as one-time receipts.

[2]HB 1325 (1984) Removed exemption from sales tax on beer, cigarettes and tobacco products.

[3]HB 1518 (1978) Court fees, HB 1133 (1979) Bailiff fees, HB 1002 (1979) Bail Bond fee increase, HB 1176 (1979) Notary fee increase, HB 1306 (1979) Court Clerk fee increase, SB 305 & 315 (1979) Law Library fund.

[4]SB 396 (1980) Increasing authorized expenditures, HB 1840 (1980) Attorney for abused children, HB 1846 (1980) increasing allowable percentage that may be retained for district court, HB 1345 (1979) Indigent defendants.

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

[6]HB 1942 (1982) Directs $2 from each fine be deposited to the Law Enforcement Officers Training Fund, HB 1118 (1981) Crime Victims Compensation Act.

[7]HB 1002 (1983) Increased amount of recovery subject to small claims jurisdiction. HB 1393 (1983) Increased certain court fees and changes certain court procedures, and HB 1430 (1983) provides for payment and collection of cost in certain juvenile proceedings.

HISTORY OF REVENUE
SPECIAL FUNDS

Fiscal Year	(1) Total Income	(2) Adjustments	(3) Adjusted Income	(4) % Change from Prior Year (Column 4 to Column 1)	(5) 5 Year Average
		OCCUPATIONAL HEALTH AND SAFETY FUND (51X-405)			
1979	223,154		223,154		
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	
1984	686,721		686,721	4.26	26.11
		PENSION SYSTEM RESERVE FUND (56X-0000)			
1982	66,909,769		66,909,769		
1983	76,431,367[1]		76,431,367	14.23	
1984	72,146,630		72,146,630	(5.61)	

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

Fiscal Year	Total Income	Adjustments	Adjusted Income	% of Increase Over Prior Year	5 Year Average
		TAX COMMISSION FUND (53X-695)			
1979	18,472,639		18,472,639		
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	
1984	31,249,855	(275,000)[3]	30,974,855	(1.15)	11.73

HISTORY OF REVENUES
SPECIAL FUNDS

Fiscal Year	(1) Total Income	(2) Adjustments	(3) Adjusted Income	(4) % Change from Prior Year (Column 4 to Column 1)	(5) 5 Year Average
WORKERS' COMPENSATION ADMINISTRATION FUND (51X-369)					
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	
1984	11,210,442		11,210,442	121.24	40.40

[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.

[3]HB 1424 (1984) Increase fuel tax.

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

FISCAL YEAR COLLEC-TIONS	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 REQUIRE-MENTS ON ALL ISSUES
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
	4,214,500.00	1,900,000.00	29,472,287.50	60,794,994.47	14,487,903.75	110,869,685.72

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 1 — By Winn.

An act relating to contracts; defining terms; requiring motor vehicle manufacturer, agent or dealer to make repairs under warranties; requiring manufacturer to replace motor vehicle or refund full purchase price under certain circumstances; allowing for consumer use when determining amount; defining reasonable allowance for use; providing for affirmative defenses; establishing presumption of conformity to warranties; providing for no limitation on other rights or remedies available to consumer; requiring dispute settlement procedures in certain circumstances; providing for codification; and providing an effective date.

SB 2 — By Boatner.

An act relating to revenue and taxation; amending Section 2, Chapter 8, O.S.L. 1983, as amended by Section 9, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1984, Section 1370), which relates to county sales tax; modifying time limitation on certain special elections called for such purpose; and declaring an emergency.

SB 3 — By Dawson.

An act relating to oil and gas; amending 52 O.S. 1981, Section 87.1, as last amended by Section 1, Chapter 58, O.S.L. 1984 (52 O.S. Supp. 1984, Section 87.1), which relates to spacing and pooling; providing for spacing with adjoining section units along certain county boundaries; and declaring an emergency.

SB 4 — By Dennis and Roberts.

An act relating to courts; providing retirement credit for certain military service; providing for codification; and declaring an emergency.

SB 5 — By Dennis and Roberts.

An act relating to schools; amending 70 O.S. 1981, Sections 17-101, as amended by Section 3, Chapter 329, O.S.L. 1982, 17-116.1 and 17-116.2, as last amended by Section 8, Chapter 267, O.S.L. 1984 (70 O.S. Supp. 1984, Sections 17-101 and 17-116.2), which relate to retirement benefits; changing method of calculation of retirement benefits; increasing retirement benefits for certain annuitants; and declaring an emergency.

SB 6 — By Giles of the Senate and Fair of the House.

An act relating to oil and gas; amending 12 O.S. 1981, Section 1501, as amended by Section 1, Chapter 205, O.S.L. 1984 (12 O.S. Supp. 1984, Section 1501), which relates to partition; defining term; requiring certain proof by plaintiff in action for partition of mineral interests; providing an exception; providing for recodification; and declaring an emergency.

SB 7 — By Boatner.

An act relating to civil procedure; creating certain rights for heirs of a deceased personality's right of publicity; defining successors-in-interest; providing for filing of claims as successors-in-interest; defining terms; establishing exceptions; providing for penalties; providing for codification; providing severability; and providing an effective date.

SB 8 — By Dawson.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 22.22-1, as amended by Section 13, Chapter 253, O.S.L. 1984, and Section 22.30n (47 O.S. Supp. 1984, Section 22.22-1), which relate to motor license agents; deleting certain language concerning appointment with advice and consent of the Senate; providing that the Oklahoma Tax Commission shall appoint all motor license agents; specifying procedures and qualifications for appointment; requiring Oklahoma Tax Commission to develop and administer certain tests; authorizing promul-

gation of necessary rules and regulations; requiring all purchases made by a motor license agent be subject to Oklahoma Central Purchasing Act; prohibiting certain leasing; and providing an effective date.

SB 9 — By Landis.

An act relating to civil procedure; amending 12 O.S. 1981, Sections 757 and 764, which relate to notice of sale of chattels and realty; requiring certain officers to ascertain encumbrances; providing that notice of encumbrances be included in the notice of sale and given to prospective bidders immediately prior to accepting bids; and providing for codification.

SB 10 — By Landis.

An act relating to wills and succession; amending 84 O.S. 1981, Section 54, which relates to holographic wills; providing that holographic wills be written in longhand by the testator.

SB 11 — By Landis.

An act relating to civil procedure; amending 12 O.S. 1981, Section 93, which relates to limitation of real actions; and providing a statute of limitations for actions brought by the state for the recovery of real property.

SB 12 — 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 13 — By Wright.

An act relating to criminal procedure; allowing for waiver of venue by the defendant; amending 22 O.S. 1981, Section 976, which relates to sentencing for two or more offenses; authorizing the imposition of concurrent sentences; providing for codification; and providing an effective date.

SB 14 — By Howell.

An act relating to contracts; amending 15 O.S. 1981, Sections 802 and 818, which relate to the Uniform Arbitration Act; placing certain insurance contracts under act; and declaring an emergency.

SB 15 — By Boatner.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1352, as amended by Section 1, Chapter 8, O.S.L. 1983 (68 O.S. Supp. 1984, Section 1352), which relates to definitions used in Oklahoma Sales Tax Code; modifying definition of gross receipts to exclude certain setoffs or trade-ins for sales tax purposes; and providing an effective date.

SB 16 — By Combs.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1352, as amended by Section 1, Chapter 8, O.S.L. 1983 (68 O.S. Supp. 1984, Section 1352), which relates to definitions used in Oklahoma Sales Tax Code; modifying definition of gross receipts to exclude value of certain used or trade-in parts for certain motor vehicles under certain circumstances; providing an effective date; and declaring an emergency.

SB 17 — By Schuelein.

An act relating to cities and towns; increasing benefits to certain annuitants of the Firefighters Pension and Retirement System and the Police Pension and Retirement System; providing for codification; providing an effective date; and declaring an emergency.

SB 18 — By Howell.

An act relating to game and fish; amending 29 O.S. 1981, Section 7-503, as amended by Section 1, Chapter 93, O.S.L. 1983 (29 O.S. Supp. 1984, Section 7-503), which relates to prohibition on selling protected fish or wildlife; exempting certain persons from penalties; and declaring an emergency.

SB 19 — By Capps of the Senate and Benson of the House.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2405,

which relates to property exempt from ad valorem taxation; providing that in certain instances property obtained by a federal agency through foreclosure may be assessed for ad valorem taxes; and declaring an emergency.

SB 20 — By Boatner.

An act relating to agriculture; establishing a family farm security program; providing short title; defining terms; prescribing duties of the Commissioners of the Land Office; establishing loan procedures and qualifications; creating the Family Farm Security Fund; authorizing the sale of tax-exempt bonds; providing for codification; and providing an effective date.

SB 21 — By Ford.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 6-101, as amended by Section 17, Chapter 286, O.S.L. 1983 and 6-115 (47 O.S. Supp. 1984, Section 6-101), which relate to driver licenses; providing for a four-year operator's license; providing option for a two-year operator's license stating initial and renewal license fees; increasing initial and renewal license fees for two-year operator's license; providing for four-year commercial chauffeur's and chauffeur's licenses; modifying initial and renewal license fees; providing for expiration of certain licenses; providing for license renewal notification for certain licenses; allowing waiver of such notification under certain circumstances; and declaring an emergency.

SB 22 — By Dawson, Johnson and Terrill.

An act relating to crimes and punishments and criminal procedure; providing short titles; defining terms; defining the crime of racketeering; providing penalties; specifying powers of enforcement and prosecution; stating where an action is to be commenced; granting jurisdiction over certain foreign corporations; requiring testimony or evidence and granting immunity under certain circumstances; authorizing criminal forfeiture of property; providing procedures for forfeiture; allowing court to enter restraining order or take other action to preserve reachability of property; limiting duration of such orders; providing for disposal of forfeited property; specifying distribution of proceeds of forfeitures and fines; providing for codification; providing severability; and providing an effective date.

SB 23 — By Boatner.

An act relating to public buildings and public works; requiring compensation be made when lowest responsible bid is not awarded for certain public construction contracts; and providing for codification.

SJR 1 — By Dawson of the Senate and Morgan of the House.

A joint resolution limiting the 2nd regular session of each Legislature to ninety calendar days; limiting types of legislation that can be considered; and providing exceptions.

SJR 2 — By Boatner.

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 XXVIII of the Constitution of the State of Oklahoma, which relate to marketing and sales of alcoholic beverages; allowing winemakers to sell wine produced at the winery from grapes grown in this state to consumers on the premises of the winery; providing ballot title; and directing filing.

SCR 1 — By Dawson.

A concurrent resolution urging the Oklahoma Tax Commission to encourage competition among metropolitan motor licence agencies; and directing distribution.

SCR 2 — By Landis of the Senate and Blodgett of the House.

A concurrent resolution designating and adopting milk as the official beverage of the State of Oklahoma; and directing distribution.

FIRST READING

The following were introduced and read the first time:

SB 24 — By Cate and Dennis 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; making appropriation nonfiscal; providing operative date; and declaring an emergency.

SB 25 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Joint Bill Processing Department; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; making appropriation nonfiscal; providing operative date; and declaring an emergency.

SB 26 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Governor; making an appropriation thereto; stating the purposes; providing for duties and compensation of certain employees; amending 62 O.S. 1981, Section 41.39, as amended by Section 7, Chapter 348, O.S.L. 1982 (62 O.S. Supp. 1984, Section 41.39), pertaining to expenses of Governor-elect and Lieutenant Governor-elect; authorizing use of certain funds to obtain grants or federal aid assistance; making appropriation nonfiscal; providing an operative date; and declaring an emergency.

SB 27 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Lieutenant Governor; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting number of employees; making appropriation nonfiscal; providing an operative date; and declaring an emergency.

SB 28 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Director of State Finance; making an appropriation thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Director of State Finance; limiting number of employees; providing for payment of expenses of the Board on Legislative Compensation; making appropriation nonfiscal; providing operative date; and declaring an emergency.

SB 29 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Secretary of State; making appropriations thereto; stating the purposes; providing for duties and compensation of employees; limiting number of employees; providing lapse date; making certain appropriation nonfiscal; providing operative date; and declaring an emergency.

SB 30 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the State Auditor and Inspector; making appropriations thereto; stating the purposes; providing for duties and compensation of certain employees; prohibiting use of certain funds in locating potential employees; providing for duties and compensation of employees of the State Board of Equalization; limiting number of full-time-equivalent employees; authorizing employees for certain audits; providing for reimbursement for certain audits; providing lapse date; providing operative date; and declaring an emergency.

SB 31 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Tax Commission; making appropriations thereto; stating the purposes; prohibiting expenditure of certain monies for prior years obligations; providing for payment of certain membership fees; providing for payment for certain

data processing services; authorizing payment to the State Auditor and Inspector for certain purpose and limiting amount to be paid; prohibiting disbursement of monies to counties under certain conditions; providing for duties and compensation of certain officials and employees; limiting number of employees; providing for transfer of certain funds; authorizing certain contracts; providing fiscal and nonfiscal lapse dates; providing operative date; and declaring an emergency.

SB 32 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of Personnel Management; making an appropriation thereto; stating the purpose; providing for the duties and compensation of certain employees; limiting the salary of the administrator; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 33 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Ethics and Merit Commission; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting the salary of the Director; limiting number of employees; amending Section 23, Chapter 338, O.S.L. 1982 (74 O.S. Supp. 1984, Section 841.2), which relates to the appointing authority of the Ethics and Merit Commission; changing the title and qualification of the appointing authority; providing lapse date; providing operative date; and declaring an emergency.

SB 34 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Secretary of the State Election Board; making appropriations thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Secretary of the State Election Board; making appropriations nonfiscal; providing operative date; and declaring an emergency.

SB 35 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma State Regents for Higher Education; making appropriations thereto; stating the purpose; providing lapse date; providing operative date; and declaring an emergency.

SB 36 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Physician Manpower Training Commission; making an appropriation to the Commission; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Executive Director; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 37 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act pertaining to the Commissioners of the Land Office; making an appropriation thereto; providing for duties and compensation of certain employees of the Land Office; limiting the salary of the Secretary of the Commissioners of the Land Office; limiting number of employees; directing use of certain funds; stating legislative intent; providing lapse date; providing operative date; and declaring an emergency.

SB 38 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Educational Television Authority; making an appropriation thereto; stating the purposes; providing for the duties and compensation of certain employees; limiting the salary of the Executive Director; limiting number of employees; providing lapse date; providing an operative date; and declaring an emergency.

SB 39 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Board of Private Schools; making an appropriation thereto; stating the purpose; providing for the duties and compensation of certain employ-

ees; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 40 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Historical Society; making an appropriation thereto; stating the purposes; providing for duties and compensation of certain employees; designating the maximum salary for the Executive Director; limiting number of employees; amending 53 O.S. 1981, Section 19; providing lapse date; providing for codification; providing operative date; and declaring an emergency.

SB 41 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the State Department of Pollution Control; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting the salary of the director; limiting number of employees; restricting positions supported by federal funds; providing lapse date; providing operative date and declaring an emergency.

SB 42 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Water Resources Board; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting the Executive Director's salary; limiting number of employees; authorizing the expenditure of certain funds for certain purposes; amending Section 9, Chapter 306, O.S.L. 1982 (82 O.S. Supp. 1984, Section 1085.40) which relates to the Statewide Water Development Revolving Fund; modifying use of said fund; providing lapse date; providing operative date; and declaring an emergency.

SB 43 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Banking Department; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting number of employees; providing salary schedule for certain positions; providing lapse date; providing operative date; and declaring an emergency.

SB 44 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Tourism and Recreation Department; making an appropriation thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the Director's salary; limiting number of employees; transferring the visitor information center located in the State Capitol Building to the Oklahoma Tourism and Recreation Department; authorizing use of appropriated funds to obtain federal funds; providing for deposit and disbursement of said funds; providing lapse date; repealing Section 11, Chapter 306, O.S.L. 1983 (74 O.S. Supp. 1984, Section 77c), which relates to the visitor information center located in the State Capitol Building; providing operative date; and declaring an emergency.

SB 45 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Department of Labor; making an appropriation thereto; stating the purpose; providing for duties and compensation of employees; limiting number of employees; amending 40 O.S. 1981, Section 418, which creates the Special Occupational Health and Safety Fund; modifying procedures for the disposition of certain monies collected by the Tax Commission; providing lapse date; providing operative date; and declaring an emergency.

SB 46 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the State Board for Property and Casualty Rates; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain

employees; limiting the salary of the administrator; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 47 — By Cate and Dennis of the Senate and Lewis and Haney of the House

An act relating to the Oklahoma Conservation Commission; making an appropriation thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Executive Director; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 48 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Office of the Governor — Department of Economic Development; making appropriations thereto; stating the purposes; providing for the duties and compensation of certain employees; limiting the Director's salary; amending 74 O.S. 1981, Section 2002, as last amended by Section 32, Chapter 333, O.S.L. 1983 (74 O.S. Supp. 1984, Section 2002), which relates to the re-creation of the Office of the Governor — Department of Economic Development; providing for unclassified employee positions; authorizing certain expenditures and requiring certain reports; providing for the dissemination of certain information; authorizing the use of certain funds pursuant to certain agreements; creating the International Trade Show Revolving Fund; providing lapse date; directing codification; providing operative date; and declaring an emergency.

SB 49 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Department of Human Services; making appropriations thereto; stating purposes; amending Section 3 of Enrolled House Joint Resolution No. 1015 of the First Session of the Thirty-ninth Oklahoma Legislature, as last amended by Section 5, Chapter 263, O.S.L. 1984; providing for the duties and compensation of employees; limiting number of employees; providing for the transfer of certain funds; authorizing early transfer of certain funds; authorizing placement of resident physicians on certain payroll; authorizing purchase of liability insurance for certain persons; authorizing expenditures for certain medical care; changing maximum payment for certain assistance programs; directing Commission to develop certain policy; amending Section 8, Chapter 263, O.S.L. 1984, which relates to general revenue cash-flow reserve fund transfers; modifying allocation procedures; making appropriations nonfiscal; providing operative date; and declaring an emergency.

SB 50 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Department of Mental Health; making appropriations thereto; stating the purposes; providing for the duties and compensation of certain employees; limiting the salary of the Commissioner; limiting number of employees; authorizing expenditures and transfer of funds to implement provisions concerning certain drug and alcohol treatment authorities; authorizing exemption from the Merit System; providing a schedule of physician incentive pay; providing lapse date; providing operative date; and declaring an emergency.

SB 51 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Board of Medicolegal Investigations; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting the salary of the Chief Medical Examiner; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 52 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Health Planning Commission; making an appropriation thereto; stating the purpose; providing

for duties and compensation of certain employees; limiting the salary of the Director; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 53 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma State Board of Nursing Homes; making an appropriation thereto; stating the purpose; providing for duties and compensation of certain employees; limiting the salary of the chief administrative officer; limiting number of employees; providing lapse date; providing operative date; and declaring an emergency.

SB 54 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

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

SB 55 — by Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the State Department of Transportation; making appropriations thereto; stating the purposes; directing transfer of certain funds and stating purpose; specifying purposes for which certain dedicated funds shall be used; providing for duties and compensation of certain employees; limiting the salary of the Director of the State Department of Transportation; limiting the salary of the Director of the Oklahoma Aeronautics Commission; limiting number of employees; authorizing use of funds to match federal funds and certain other purposes; providing lapse date; making certain appropriations nonfiscal; providing an operative date; and declaring an emergency.

SB 56 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma State Bureau of Investigation; making appropriations thereto; stating the purposes; requiring promulgation of certain rules and regulations; providing for duties and compensation of certain employees; limiting the salary of the Director; specifying positions in the unclassified service; limiting number of employees; authorizing use of funds to obtain grants and federal aid assistance; providing lapse date; providing an operative date; and declaring an emergency.

SB 57 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Department of Public Safety; making appropriations thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Commissioner; limiting number of employees, excluding certain cadets; authorizing use of funds to match federal funds; providing lapse date; providing an operative date; and declaring an emergency.

SB 58 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; making appropriations thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Director; limiting number of employees; authorizing the expenditure of funds to obtain grants or federal aid assistance; providing lapse date; providing an operative date; and declaring an emergency.

SB 59 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Council on Law Enforcement Education and Training; making an appropriation thereto; stating the purposes; providing for duties and compensation of certain employees; limiting the salary of the Director; limiting number of em-

ployees; providing lapse date; providing an operative date; and declaring an emergency.

SB 60 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to the Oklahoma Alcoholic Beverage Control Board; making an appropriation thereto; stating purpose; providing for the duties and compensation of certain employees; limiting the salaries of the Director and Assistant Director; limiting number of employees; amending 37 O.S. 1981, Section 513; providing lapse date; providing an operative date; and declaring an emergency.

SB 61 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to various state agencies; making appropriations to the Banking Department, the Office of the Chief Mine Inspector, the Department of Corrections, the Supreme Court, the State Board of Education, the Secretary of the State Election Board, the State Emergency Fund, the State Department of Health, the Joint Bill Processing Department, the Department of Mental Health, the Office of Public Affairs, the Department of Public Safety, and the Oklahoma State Bureau of Investigation; stating the purposes; amending Sections 3 and 8, Chapter 246, O.S.L. 1984, which relate to certain expenditure limit schedules; modifying certain expenditure limit schedules; redesignating certain appropriated funds; providing certain employee number and expenditure limits in addition to limits authorized by law; amending 62 O.S. 1981, Section 139.47, as amended by Section 136, Chapter 296, O.S.L. 1984 (62 O.S. Supp. 1984, Section 139.47), pertaining to expenditures from the State Emergency Fund; providing for certain allocations; providing lapse date; making certain appropriations nonfiscal; and declaring an emergency.

SB 62 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to state government; amending 74 O.S. 1981, Section 3601, as last amended by Section 2, Chapter 194, O.S.L. 1984 (74 O.S. Supp. 1984, Section 3601); providing for duties and compensation of employees of the Oklahoma Public Employees Retirement System; providing for the salary of the Director; limiting the number of full-time-equivalent employees; defining employee; limiting number of employees for certain agencies; providing an operative date; and declaring an emergency.

SJR 3 — 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; providing a ballot title; and directing filing.

Senator Luton moved that the Senate stand recessed until the hour of 1:30 p.m., which motion prevailed.

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The Senate reassembled in its Chamber with President Pro Tempore Randle presiding. The roll was ordered called and a quorum declared present.

LOBBYIST REGISTRATIONS

The following lobbyists registrations, including organizations represented, were received by the Joint Legislative Ethics Committee since January 1, 1985:

Baker, Robert W., Oklahoma State Medical Association.

Ballard, Larry, Tulsa Classroom Teachers Association.

Beam, Gerald E., Carpenters Local Union 943.

Bernard, Michael H., Oklahoma-Kansas Division, Mid-Continent Oil & Gas Association.

Blackstock, Ben, Oklahoma Press Association.

Blair, Rome J., Kansas City Southern Lines; Oklahoma Railroads.

Boatwright, Adam P., American Federation State, County and Municipal Employees ALF-CIO.

Boettcher, Fred L., Anheuser-Busch Co.

Brandenburg, Robert Lee, Consulting Engineers Council of Oklahoma.

Brantley, Jerry W., Southwestern Bell Mobile Systems, Inc.

Briscoe, James E., James E. Briscoe, Inc.

Brooks, Mary J., Panhandle Eastern Pipe Line Company.

Buford, Norma J., Public Service Co. of Oklahoma.

Burns, Jack G., Oklahoma Trial Lawyers Association.

Butts, Monty L., Bank of Oklahoma.

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

Carr, Otie Ann, Oklahoma State Medical Association; Sperry Corp.

Colbert, John D., Southwestern Bell Telephone Co.

Conner, John O'Melia, Oklahoma Automobile Dealers Association.

Costello, James E., Southwestern Bell Telephone Company.

Cravens, Leo W., Oklahoma State Home Builders Association.

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

Czapla, Joseph, Farmers Insurance Group.

Dahlem, Kyle, Oklahoma Education Association.

Derryberry, Larry D., American Insurance Association.

Dill, Floyd W., Public Service Co. of Oklahoma.

Dillard, Jack Kelly, Tenneco Inc.

Dodd, Elaine Elsloo, Tulsa Classroom Teachers Association.

Donner, John D., Oklahoma Pharmaceutical Association.

Eidson, Billy Clay, Plumbers & Pipefitters Local 205.

Elder, Charles, Oklahoma Railways Committee.

Eminger, Charles Randall, Southwestern Public Service Company.

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

Fleming, J.D., Oklahoma Farmers Union.

Frakes, Terry, Tobacco Institute.

Fugate, Robert Allen, Bank of Oklahoma.

Funnell, Roberta Ann, Oklahoma People's Lobby.

Garrett, Charlotte E., Oklahoma Vocational Association; Oklahoma Vocational Technical Education Council, Inc.

Garrett, Stephen Paul, American Fidelity Corporation; American Fidelity Assurance; American Fidelity Insurance; North American Insurance Agency, Inc.; Security General Life Insurance Co.

Garrison, Denzil D., Phillips Petroleum Company.

Georgeson, Stephen P., Sears, Roebuck & Co.

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

Hales, Ellsworth Henry, Tulsa Public Schools.

Hall, Patrick James, Oklahoma Public Employees Association.

Hargis, V. Burns, Allstate Insurance Company.

Harris, Joe P., Oklahoma Association of Electric Cooperatives.

Hodges, Joe Neal, Cities Service Oil and Gas Corporation.

Howard, "Dick" Leonard Richards, Blue Cross Blue Shield of Oklahoma.

Huddleston, Charles G., Oklahoma Farm Bureau.

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

Huddleston, Richard, The Oklahoma Society of Independent Public Accountants.

Hunt, David Bruce, Oklahoma Education Association.

Hunt, Rick, Oklahoma Veterans Memorial Garden.

Jaeger, R.B., R.B. Jaeger.

Janco, Albert N., American Society of Mechanical Engineers.

Johns, Jerry F., Southwestern Insurance Information Service.

Johnston, Charles W., Oklahoma Hospital Association.

Jones, Bob E. CAE, Oklahoma Osteopathic Association.

Keffer, Douglas I., Bank of Oklahoma.

Kelsey, Lyle Reed, Allied Nursing Care, Inc.

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

Kupper, Rebecca L., American Medical International.

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

Larsen, Joyce G., Tulsa Classroom Teachers Association.

Lehew, Max L., A. T. & T.

Long, Curtis M., ONEOK Inc.

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

Martin, Elizabeth Anne, Tulsa Classroom Teachers Association.

Matheson, Mandell L., United States Cellular Corporation.

McClellan, Daphne L., Oklahoma Coalition on Domestic Violence and Sexual Assault.

McKeown, James P., Community Bankers Association of Oklahoma.

McMullen, Alfred H., General Motors Corp.

McQuay, Mary Margaret, Oklahoma Women's Political Caucus; Larry Burns; Oklahoma Clinic For Women, Inc.; Reproductive Services, Inc.

Minx, Jim, Oklahoma State Firefighters Association.

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

Moyer, William A., Oklahoma Municipal League.

Mullings, J. Mike, Oklahoma Agent Orange Committee; Oklahoma Veterans Memorial Garden.

Munhollon, Samuel Clifford, Securities Industry Association; Stifel Nicolaus & Co. Inc.

Nance, Isham Claud, Chapter 1019, American Association of Retired Persons (AARP); Chapter 1749, National Association of Retired Federal Employees (NARFE); Branch 458, National Association of Letter Carriers (NALC).

Nance, Kenneth R., Tobacco Institute; General Motors; Oklahoma Association of Broadcasters; Traffic Safety Now; Tulsa Retail Beverage Association; Oklahoma City Club Association.

Neel, Jerry Dell, Tulsa Classroom Teachers Association.

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

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

Orth, Rosemary, Bank of Oklahoma.

Paddleford, James H., State Farm Insurance Companies.

Parker, Shirley K., Oklahoma UAW State CAP Council.

Phillips, Jay C., Carpenters Local Union 943.

Pitts, Marc Randall, Rainey, Ross, Rice & Binns.

Pitts, William O., Oklahoma-Kansas Division, Mid-Continent Oil & Gas Association.

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

Pugh, Roger Darrell, National Federation of Independent Business.

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

Rayburn, Kermit O., Oklahoma Retired Troopers Association.

Reese, Timothy S., RDP Associates; National Federation of Independent Business.

Rider, Donald C., Oklahoma Municipal League.

Rinehart, William G., Gulf Oil Corporation.

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

Rollins, Robert L., Oklahoma Consumer Finance Association.

Roscher, Elden G., Oklahoma Retail Grocers Association.

Rowten, Michael James, Kerr-McGee Corporation.

Rowton, Charles Henry, Exxon USA.

Ryan, Keith P., Globe Life and Accident Insurance Company.

Savoie, Errol, International Paper Company.

Schirf, Dean, Oklahoma City Chamber of Commerce.

Scott, Robert L., Tulsa Classroom Teachers Association.

Seipp, Mary F., Tulsa Classroom Teachers Association.

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

Skeith, W.H. Bill, Association of Oklahoma General Contractors.

Smithers, Darrell Dean, Smithers Action Bail Bonds.

Stavros, Pete G., Oklahoma State Firefighters Association.

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

Stuckey, Charles Vernon, Oklahoma Oil Marketers Association.

Swinton, Charles D., Banks of Mid-America, Inc.; Liberty National Bank & Trust Company; First National Bank & Trust Company of Tulsa.

Thompson, Charles Glen, Teamsters Local 886 General Drivers, Warehousemen, & Helpers.

Toalson, Michael L., Oklahoma League of Savings Institutions.

Walker, Robert, Sierra Club.

Watkins, Richard Larry, Oklahoma Association of Electric Co-operatives.

Watson, Weldon Lee, Oklahoma Natural Gas Company.

Weld, Terry L., Carpenters Local Union 943.

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

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

Woods, Harry Arthur, Jr., Phillips Petroleum Co.

Woolbright, J. Shane, Municipal Electric Systems of Oklahoma.

Zimmerman, Jim L., United Transportation Union.

MESSAGE FROM THE HOUSE

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

Senator Luton moved that the Senate adjourn to meet with the House in Joint Session, and that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 9, 1985, at 1:00 p.m., which motion prevailed.

*

JOINT SESSION

The Senate and House of Representatives of the 40th Legislature, in Joint Session were called to order by President Bernard.

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

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

President Bernard declared a quorum of the Senate present.

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

Present: Abbott, Adair, Anderson, Bastin, Benson, Blodgett, Boeckman, Brewster, Brown, Clark, Collins, Combs, Conaghan, Converse, Cotner, Cox, Cozort, Craighead, Cunningham, Davis (Frank), Davis (Guy), Duckett, Duke, Easley, Fair, Formby, George, Gish, Glover, Gordon, Graves, Grieser, Hale, Hamilton (James), Hamilton (Rebecca), Haney, Harbin, Harris (Ken), Harris (Robert), Heaton, Henry, Henshaw, Hill, Hobson, Holden, Holt, Hooper, Hunter, Johnson (Glen), Kamas, Kelly, Kincheloe, Koppel, Larason, Lawter, Leftwich, Lewis, Little, Littlefield, Logan, Manar, McCorkell, McDonald, McKenna, McMillen, Mentzer, Milton, Mitchell, Monks, Morgan, Morris, Murphy, Newby, Osborne, Patrick, Pitezel, Reimer, Rieger, Riggs, Roberts, Ross, Sanders, Schroeder, Sherrer, Shurden, Smith, Stacy, Stottlemyre, Talley, Thompson, Vanatta, Vaughn, Virtue, Whorton, Widener, Williams (Freddye), Williams (Penny), Williamson, Willis, Mr. Speaker.—100.

Excused: Johnson (Don).—1.

President Bernard declared a quorum present.

President Bernard declared quorums of the Senate and the House present and the Joint Session duly assembled.

The invocation was offered by Reverend Ben Noble, Antioch Missionary Baptist Church, Muskogee, the guest of Speaker Barker.

JOINT RULES

Upon motion of Mr. Guy Davis, the Joint Rules of the 39th Legislature were adopted as the temporary Joint Rules for the 40th Legislature.

Senator Luton moved that the President of the Senate and the Speaker of the House appoint committees from the Senate and the Honorable House as a Joint Committee to notify the Governor the 40th Legislature is now in Joint Session and ready to receive him and hear his message, which motion was declared adopted.

FOR THE SENATE — Senators Hopkins, Dahl and Miller.

FOR THE HOUSE — Representatives Haney, Adair and Littlefield.

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

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

President Bernard presented Governor Nigh to the Joint Session where he delivered his address, as follows:

MESSAGE OF GOVERNOR GEORGE NIGH

Lieutenant Governor Bernard
President Pro Tempore Randle
Speaker Barker
Members of the First Session of the Fortieth Legislature

"Ladies and Gentlemen, I think this is about the tenth time I have addressed a joint session. The first time as Governor, delivering a State of the State speech, in January of 1963. I would tell you that now having been in my second term and having been Governor to fill two unexpired terms and having been a participant in several Special Sessions that I know that from a State of the State speech always come two things.

First of all, disappointment. I know that everyone in this room will find something about which to be disappointed. Disappointed because of what I said was a priority and I didn't mention something else as a priority or mention it second. Disappointment because of the things I left out. 'Oh, he didn't mention such and such.' I am trying to honor a brevity of speech so that we can get back to the regular television programming. I know that there will be disappointment because of what is included and what is left out.

You have before you, you have in your offices, my budget book. The press has it. I will allow you to look at that at your leisure, of course, and suggest to you that I will not refer very much to the budget book because I have been making announcements over and over about what I would recommend and you have it before you.

There will be disappointment about what I mention and don't mention.

Secondly, I will be nervous. People can't understand that. That the Governor or the President or a Senator or House member who is speaking before a group and does it time after time appears to be nervous. Well, things happen that create the nervousness. I remember one year I had a loose tooth, a front tooth. I was scared to death that on live television the Governor was going to lose his tooth. One year I had just returned from Mexico and wasn't feeling too good. I was really nervous then. One year I sent my speech up and asked them to put it on the Speaker's desk. I arrived and had no speech. They had given it to Dan Draper. It had been highlighted and Dan told me, 'You know, George, you are really trying to make me happy. You even underlined what you wanted me to see.' I am always nervous and so you get different degrees. Today I feel a little more comfortable but I am still a little bit nervous. I can remember the time I was here when the President of the United States, Ronald Reagan, spoke and I had blood poisoning. I was a little nervous. I can remember that the last time I was here someone had put a black hat in a sense of humor on the podium. I don't know what this shell is, if this is a message to me. If this is to bite the bullet; I though this meant, 'Boy, we will get you one way or the other, Nigh!' There always are messages around here but today I want you to know that I am not speaking from a prepared text because that makes me nervous to read. I had my tooth welded in. I have been on a diet. I had a physical. The doctor says I'm okay. I wore my own white hat and I brought my speech with me.

I am kind of leery of speaking from this because my pastor speaks from a notebook and not too many Sundays ago, he gets from the chair and goes to the pulpit and he takes his notebook with him and as he made the move he lost a page out of his sermon. He didn't notice it. He was just going along and he had it all out there and he was reading and he was down to sin and he finally came out against it and he was reading it and he said, 'And as Adam said to Eve in the Garden of Eden, there must be a loose leaf out here.'

So, I'm a little goosey, I brought my speech. I have it here and I want to visit with you.

I appreciate so much the relationship that you and I have. I always say having started here on the back row, having been here as Lieutenant Governor in joint sessions for sixteen years and now having the opportunity of serving longer than anyone as Governor, I enjoy that relationship because I know that I can only sign what you send to my desk. Sometimes when I say I did this or this administration did that, I really might stop and say that included Representative and Senator so and so and go down a list of one hundred and fifty. I always want you to know that I acknowledge that as far as legislation goes, it is a team work. The Administration falls a little heavier on my shoulders, more of a responsibility than I am willing to assume.

I appreciate my relationship with Oklahoma. In county after county, city after city, in year after year, they have been good to me, kind to me and I hope at least somewhat in return they perceive that I have tried to be good to them.

I like Oklahoma. I like Will Rogers. He is my favorite Oklahoman. That will get me in trouble. I remember when we used to have a legislative effort because there were those who thought that we had too much of Will Rogers in Oklahoma. Can you believe that? That we were slighting other people because we were honoring Will Rogers too much but just for the record, he is my one, number one Oklahoma hero. I like his philosophy, his humor. He had a way to solve the traffic problems. It was simple. No one could drive until the car was paid for. He had a philosophy of how to make money in the stock market. Buy low, sell high. If it don't go high, don't buy it.

He had a great sense of humor. Oklahoma's George Gobel got his training down at Altus Air Force Base. That's when he first became a noted comedian, in the military in Oklahoma. He has always attributed his Oklahoma humor, etc. But it isn't important to be serious, is what my point is. It is important to be serious about important things.

Today I am here to tell you that the condition of government in Oklahoma needs to be changed for the better. In short, the state of the state needs reform. Not change for change's sake. Not busy work. Not window dressing, but actual constructive, substantial reform. Not just to change to look good but to change only those things that need to be changed.

That we would look around and keep what's good, eliminate what's bad and get on with it. Change — Change that would bring about a change in the thrust of the state of Oklahoma. Reform doesn't necessarily mean change; change does not necessarily mean reform. You have to have some other ingredients.

Reform could be that you just kind of improved upon what you were doing. You altered it a little bit, but it wasn't the dramatic change. On the other hand, change is not necessarily reform unless it's for the better.

I submit to you today that we need to change in three areas. We need to 1) change our government; 2) we need to change our direction; and 3) we need to change our attitude.

Lieutenant Governor Bernard, President Pro Tempore Randle, Speaker Barker, Ladies and Gentlemen of the Joint Session, My Fellow Oklahomans, today is D-Day. This is Decision Day for Oklahoma. The past six years that I have seen as Governor there are facts that need to be pointed out. It is a fact that for four years legislators and governors reduced taxes in the state of Oklahoma while other states were raising them. That is a fact. It is a fact that we refused to raise taxes the fifth year when other states were raising them. It is a fact that we had to raise taxes to preserve the progress that we'd been able to bring about over the past few years. It is a fact today that this is Decision Day once again, that we are going to chart our course for the future. We're going to decide where our ship of state sails. We're going to make tough decisions.

There are a lot of new members; congratulations to the new members. Congratulations to Senator Randle and to Representative Barker in their new elections. And, congratulations to those of you in all the House who were elected and came back and half of the Senate. The decisions that will be made here this year, as tough as they are, will be no tougher than the decisions made last year under the leadership of Senator York and Speaker Barker when tough decisions were made. And then, the important thing about that is that once those decisions were made

by both parties, and it's important to point out that the Republican Party as well as the Democratic Party, the majority of each party voted to increase taxes last year because it was to preserve the progress. And the voters responded in a positive way. There was no backlash; there was no throw them out; there was no get rid of the rascals. There was support in appreciation of having done what had to be done in a tough time.

We need to make changes. We need to make reform. We need to make reform in government. It's more than a buzz word. Under the leadership of Senator Randle and Speaker Barker's leadership, you already have committees at work and long-range committees. The House Republicans, the Senate Republicans have already made reform recommendations. The Governor's High-Tech Council that you asked me to create and the Governor's Reform Commission and many hundreds of citizens across the state have already made recommendations; they talk about it. The problem is there may be so many that it overwhelms us. We cannot let the need of many reforms deter us from doing the best that we can. And reform, of course, is in the eyes of the beholder.

We need a reform government. Many times today there is no accountability. Sure I'm the Governor; yes, I'm the Chief Executive, but it's difficult to be accountable. With the National Governors' Association and this state recognizes, of the 50 states, the weakest government form of governorship in the United States is right here in Oklahoma. There are boards and agencies that I cannot remove, lists that I have to use to appoint commission members, there's an inability to get my own viewpoints or your viewpoints before board commissioners, although I appreciate so much the many people, men and women who give of their time. I've got to point out that we need more accountability. Those same people should be on the organizational chart; the Governor's office, the executive branch, should be stronger, not at the expense of the legislative branch, but strong within the executive branch. The mountainous load of boards and commissions; there are some 300 of them of which I'm supposed to have day to day...day to day... working knowledge and it's difficult. No cabinets. Many of the key people statewide elected or appointed by other groups, but the combined effort of all of us working together, we can make some changes.

I've recommended that we change a couple of offices. I don't want the Governor to appoint the Attorney General. I don't want the Governor to appoint the Treasurer. I don't want the Governor to appoint the Auditor and Inspector. It just happens this Governor has already appointed the Superintendent of Public Instruction, so that's no power takeover. I just think why don't we hire by the School Board the Superintendent of Public Instruction. We hire the Chancellor; we hire the Director of Vo-Tech; but we elect the State Superintendent and then the Governor appoints him a board. That's an example.

We need to strengthen accountability. We need to make sure that management is not cumbersome. We need to make sure that fairness is the word of the day and we of course need to make sure that cost effectiveness are our bywords.

We need to be fair on car tags. It isn't fair that truck owners literally get a free ride while car owners pay literally through the nose in comparison. They ought to be equalized. They ought to be fair. No one should expect anything less than fairness. Anyone who stands apart and says don't change my good deal is really saying I've got a good deal, I've got something that's unfair, so don't take it away from me. I'm saying to you we need to look and make sure that things are right.

We need to revamp the tag agencies. We need to remove the patronage system from

the tag agents. I commend the Senate and its leadership and the House for agreeing. We need to be doing things to change the tag agent delivery service. I for one will continue to support the competitive bidding process unless it's extraordinary circumstances, everything required or nonrequired should go through the competitive bid processing. There might be exceptions, but let the exceptions stand out on the table in the clear light of day.

I will oppose any effort to change the competitive bid laws of the state of Oklahoma to make them looser or less enforceable. We need to inventory our facilities. Just because we have an institution in our town doesn't mean it has to always be there. It doesn't mean it needs to be closed. But we need to inventory our facilities to see if we are using them properly.

We need to have good management and to continue the Office of Finance Service Information system (OSFI). It costs money to save money. Reform does not necessarily mean immediate cost reduction. The cost reduction may not come up for ten years.

We need to eliminate duplication. We need to study higher education to see are we really fulfilling our purpose with the institutions. If they are, fine. If they're not, fine. Let's do the study. Let's look.

We need to have enforceable laws. The number one requirement of the liquor laws should be that it be enforceable. Enforceable. Whatever it is, regardless of what I recommend, regardless of what you want, it needs to be enforceable.

We need to make sure that ethics are still at the high place. People in government probably should not be doing business with government. It doesn't appear right. We need to clearly look at ethics and performance.

We need to reduce boards and commissions. We need to be concerned that we're going to eliminate turf fighting. And here today, I want to say to you that as far as I am concerned, anyone that is responsible to me in the executive branch of the office that unduly resists any effort to change because they are unduly protective and overprotective of their turf, I will try to make every effort that they are removed. We need to be fighting for better management and better government and better cooperation.

We need to remove unnecessary restrictions. I do not support any new agency that I can think of whatsoever. The only new agency I want to see comes out of merging other agencies into one.

We expect a lot out of our employees. Our employees deserve the right to expect more out of us. The state employees need and deserve a pay increase. I'm recommending to you an across-the-board to make up for the years apart of the makeup of the years of our standstill, performance pay left up to the decision of the administrative heads to reward productivity and an extension of the longevity to say those who hang in there with us over the years 'we appreciate it.' We have the same commitment that the federal government has. Ronald Reagan has just signed a pay increase for all federal employees, all military personnel, from the Vice-President on down. State of Arkansas yesterday, in legislative council, and the Governor agreed of a pay raise for their employees. We have an obligation to our employees. We're training too many employees for other opportunities. We have the same sense of responsibility to those who are former employees in the retirement systems. We need to increase retirement benefits. We should not in any way as we look at retirement threaten or jeopardize the retirement program of any existing person. But to have seven different retirement systems and different retirement systems within the seven and to say that if you're a veteran you can get credit in this system but you can't get credit in that system, doesn't make sense. We need to

guarantee that we're going to give all retirees an increase just like employees but we need to look and we need to be fair and we need to say 'do we really have too much, could we do better?'.

We need to reform government. We need to reform our directions. We've got to change the direction of this state of Oklahoma. We've got to continue to combine and work for the partnership of education and economic development. The Ship of State is aground financially. We have waited for the long heralded recovery and it has never come. I am one who stood here and said 'let's wait, let's wait.' I stood here because all the experts said 'it's coming, it's coming.' And it isn't here. But we can continue to wait on high dry ground and wait for the tide perhaps to come get us, but I say we need to change our direction. We need to hustle; we need to hit the ground running; we need to do our own thing; we prime the pump; we need to be aggressive; we need to change our approach. We need to put education and economic development in tandem as we look to the future of Oklahoma. Jobs and opportunity remain the number one priority. Knowledge is power. Trained intelligence is the chief factor of a state's productivity and of it's general health.''

What is our commitment? When we were talking to 3M about coming to Tulsa, I went over there and met with Tulsa leaders and we talked to 3M about coming to Tulsa. 3M looked at me and said 'Governor, what can you do for higher education; what can you do for high-tech; what can you do for research?' They said 'In Texas we've talked to the Chancellor of the Texas University; he says whatever we want, he'll give us and use his own funds.' He's not responsible to the Governor, he's not responsible to the Regents, he's not responsible to the Legislature. He just says we'll do it. And 3M said what can you do for us. And I said 'Well, I can ask the Legislature to appropriate some money. I can then ask the Regents (remember we know that they are constitutional) would they pretty please put it into this special program. Then we'll look at all 27 universities and try to convince the other 26 or the other 24, that we're not really treating them unfairly. We have got to do this and then hopefully we can commit to you some programs.' And the guy says 'is that a commitment?' And they went to Texas.

What is our commitment to education? A diploma should mean something. Education should be worth something. Being more than smart but to know where and why. We need to raise the standards of education. We need to test our students; we need to monitor them as they proceed; not to check up on them to be detective work but to check on them to see if we're preparing them. Do remedial work, lower level. Don't get into college and teach remedial classes. Train them as they go. Trained and skilled and competitive in the vo-tech system or the higher education system or the common schools.

We need to reform our direction; we need to diversify, whether it be agriculture or tourism, historical society in its missions, the wildlife people. We need to change our direction.

We should not be afraid to advertise. We should have a foreign market place; we should have an office in Europe; we should have an office in Japan or Asia. Why? Thirty states do. We should have an office in Washington to represent you and me. Oh, we have a congressional delegation but we need a state office there. We need to be out advertising in the market place; we need to have incentives.

We need to address economic development and do it in conjunction with education. We have a responsibility to the parents, to the students, to the teachers. Quality education demands quality teachers; quality teachers deserve quality pay. I'm saying let's get on track again and raise our teachers' salaries. Let's at least start raising our teachers' salaries once again to keep them in the class-

room where they would like to be if they could afford to be. We do that the same way with across-the-board and career ladder pay. That includes support personnel at all levels.

And finally we need to change our attitude. Oklahoma needs to reach down and pull itself up by its boot straps and change its attitude. It needs to look at itself and say 'this is Oklahoma, that old spirit that we had in eighty-nine that we're getting ready to celebrate our 100th Anniversary adventuresome; out there driving the stake in the ground with your name on it saying 'I'm staking my claim to the future.' We need to stake a claim. We need to be positive; we need to be on to Oklahoma. We need to worry about our image. Sometimes it doesn't do any good to say 'well that's not true.' It's what we're perceived to be that is keeping us out of the corporate rooms all across this country.

When I was on an economic development tour (at the expense of the Oklahoma City Chamber of Commerce, not of the state) we were in Hong Kong and the president of the largest bank in Hong Kong stood up at a breakfast that he hosted for us and said 'Oklahoma. All I know about Oklahoma is what I read in the Grapes of Wrath.' This is 1984 referring to 1934, 50 years or more ago. The president of the largest financial institution of the financial center of the world said 'all I know about Oklahoma is the Grapes of Wrath.' We need to worry about our image. We have to keep in mind that we serve the public. We have to keep in mind that we appreciate our employees. We have to keep in mind that we respect our teachers. We have to keep in mind that we support our law enforcement. We have to keep in mind we have to help those with special needs.

The budget premise that I have given to you is based upon three basic premises. Yes, it's an increase. Yes it's $201 million more than you appropriated last year. But the budget puts in $207 million into economic development and education programs alone. Based on the premises that if you are satisfied and you don't want anything to happen. (I mean you just want to let it cut) not saying reduce where you can but you just want to cut, then leave everything alone. You will then have to cut $121 million approximately. You'll have to cut something out and the bucks are in education.

My budget is based on the next three premises: that if you want to maintain the status quo you need to change 1) the constitutional formula; 2) you need to use some of the pension reserve funds without jeopardizing the pension system and 3) (which is the obvious one) appropriate the unappropriated funds. That will maintain the status quo. It won't do anything else.

If you want to get us back on track, if you want to get us moving again, then we can extend the sales tax, (make it permanent like we should have done when we started in my opinion). It would allow us to do all these other things. Then if you want to enhance that you can vote for the lottery. The lottery is an enhancement. The budget book that you have is based upon those premises. I would say that we need to shape our own destiny.

Oral Roberts told this story and I want to close with it. For those on television, I think they've already gone back to the 'Young and the Restless' or 'Days of Our Lives', but if they're still with us, I apologize for going over a minute. But Oral Roberts told this story: It had been a bad year and he was reminded of the football game between the big animals and the little animals. The big animals were just running all over the little animals in the first half of the football game. It was like 45-0 at the end of the half. They went into the locker room and I don't know if they did one more for the Gipper or what but they came out, kicked off the second and the big animals received from the little animals at the second half and the lion took the ball back in its end zone. He didn't touch it down to bring it back to twenty. He said he's going

to go all the way and he came out roaring out of the end zone and suddenly the clouds gather and the lightning struck and the thunder clapped and the ground shook and the dust flew and he was thrown down the 15 yard line. He came into the huddle and the other big animals said 'what happened?' He said 'it was the centipede.' The tiger said, 'give me the ball.' So it was a hand-off and he ran right in and the tiger got the ball and he ran into the line and he could see daylight and he was going to go all the way (85 yards) and suddenly the clouds gathered, lightning struck, thunder clapped and he was thrown for a 5 yard loss. He came back to the huddle and they said 'what in the world was it?' The tiger said it was the centipede. And the hippo said 'give me the ball.' The hippo took the ball (he was the fullback) and he ran right into the middle of the line and the same thing happened. The hippo was thrown for a loss. He came back in and they said 'what happened?' And the hippo said 'it was the centipede.' The coach of the big animals went over to the coach of the little animals and he said 'where was that centipede in the first half?' And the coach said 'he was putting his shoes on.'

When people look back at this time in Oklahoma's history where we have done so much and then we hit a lull and our ship of state hit high center, I hope that when they look back to this session and they say 'what was happening in Oklahoma?' **We were just putting our shoes on!** We can shape our own destiny if we reform; if we change our government; if we reform our direction and if we reform our attitude, we can as we should move Oklahoma ahead. Thank you.''

COMMUNICATIONS

November 15, 1984

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

Dear Mrs. Edmondson:

I transmit to you herewith a sealed envelope addressed to the Speaker of the House of Representatives containing the results of the General Election held November 6, 1984, to be delivered by you to the Speaker pursuant to the provisions of the Oklahoma Constitution.

Respectfully submitted,

LEE SLATER, Secretary/s/
State Election Board

November 15, 1984

The Honorable Jim L. Barker, Speaker
Oklahoma House of Representatives
State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Mr. Speaker:

I hereby certify that the attached compilation is a complete list of the names of all candidates voted for at the General Election held November 6, 1984, for the offices indicated, and that the figures set opposite the names represent the sum of the total vote cast for each as certified to this office by the County Election Boards of the State. In addition, candidates who were unopposed in the General Election are listed also.

Respectfully submitted,

LEE SLATER, Secretary/s/
State Election Board

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

STATE OFFICERS

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

CORPORATION COMMISSIONER	RESIDENCE	VOTE
James B. Townsend (D)	Shawnee	639,915
Tom Guild (R)	Oklahoma City	509,155
Agnes M. Regier (L)	Norman	27,048
UNITED STATES SENATOR		
David L. Boren (D)	Seminole	906,131
Will E. Bill Crozier (R)	Minco	280,638
Robert T. Murphy (L)	Norman	11,168
CONGRESS		
District No. 1		
James R. Jones (D)	Tulsa	113,919
Frank Keating (R)	Tulsa	103,098
D. Lynn Neal (L)	Tulsa	1,076
District No. 2		
Mike Synar (D)	Muskogee	148,124
Gary K. Rice (R)	Broken Arrow	51,889
District No. 3		
Wes Watkins (D)	Ada	137,964
Patrick K. Miller (R)	Snow	39,454
District No. 4		
Dave McCurdy (D)	Norman	109,447
Jerry Smith (R)	Lindsay	60,844
Gordon E. Mobley (L)	Moore	1,748
District No. 5		
Allen Greeson (D)	Guthrie	39,089
Mickey Edwards (R)	Oklahoma City	135,167
D. Frank Robinson (L)	Oklahoma City	4,470
District No. 6		
Glenn English (D)	Cordell	96,994
Craig Dodd (R)	Enid	67,601

STATE SENATOR

*County divided into two or more districts.

DIST. NO.	COUNTY	NAME	RESIDENCE	VOTE
1	*Craig, Delaware, Ottawa	**William M. Schuelein (D)**	Miami	Unopposed
3	Adair, Cherokee, *Muskogee, *Sequoyah	**Herbert Rozell (D)**	Tahlequah	Unopposed
5	Choctaw, *McCurtain, Pushmataha	**Gerald C. Dennis (D)**	Antlers	Unopposed
7	*Atoka, *Coal, *Haskell, Latimer, Pittsburg	**Gene Stipe (D)**	McAlester	15,987
		Lois Edington (R)	Hartshorne	9,414
9	*Muskogee	**John D. Luton (D)**	Muskogee	16,451
		Rick Bronaugh (R)	Muskogee	8,603
11	*Osage, *Tulsa	**Bernard J. McIntyre (D)**	Tulsa	18,763
		Anne Hill (L)	Tulsa	1,471
13	*Coal, Hughes, *Murray, *Okfuskee, Pontotoc, *Pottawatomie	**Billie Floyd (D)**	Ada	16,314
		Roger W. Thorpe (R)	Ada	8,575
15	*Cleveland, Garvin, *Grady, McClain	**Bill Branch (D)**	Pauls Valley	20,105
		Alice Cody (L)	Newcastle	2,819
17	*Cleveland, *Pottawatomie	**Roy H. Sadler (D)**	Shawnee	13,884
		Jack Kizzia (R)	Shawnee	12,708
19	*Garfield, *Kingfisher	**Norman A. Lamb (R)**	Enid	Unopposed
21	*Lincoln, *Payne	**Bernice Shedrick (D)**	Stillwater	Unopposed
23	*Blaine, *Caddo, Dewey, *Grady, *Major	**Ray A. Giles (D)**	Pocasset	Unopposed
29	*Craig, Nowata, *Washington	Nancy Maxwell (D)	Bartlesville	8,912
		Jerry T. Pierce (R)	Bartlesville	19,762
31	*Caddo, *Comanche, Cotton	**Paul Taliaferro (D)**	Lawton	Unopposed
33	*Tulsa	**Rodger Randle (D)**	Tulsa	18,298
		Paul O. Woodard (L)	Tulsa	2,691
35	*Tulsa	Linda E. Childers (D)	Tulsa	14,571
		Warren E. Green (R)	Tulsa	16,954
37	*Creek, *Pawnee, *Tulsa	**Bob Hopkins (D)**	Tulsa	Unopposed
39	*Tulsa	**Jerry L. Smith (R)**	Tulsa	Unopposed
41	*Oklahoma	**Phil Watson (R)**	Edmond	Unopposed
43	* Cleveland, *Oklahoma	**Ben Brown (D)**	Oklahoma City	9,152
		James Hayes Johnson (R)	Oklahoma City	7,285

DIST. NO.	COUNTY	NAME	RESIDENCE	VOTE
45	*Canadian, *Cleveland, *Oklahoma	Stan Hammons (D)	Moore	10,765
		Helen Cole (R)	Moore	13,955
47	*Logan, *Oklahoma	**John R. McCune (R)**	Oklahoma City	20,338
		G. Dennis Garland (L)	Oklahoma City	1,625
49	Beaver, Cimarron, Ellis, Harper, *Roger Mills, Texas, *Woods, Woodward	Neal Schmidt (D)	Crawford	5,287
		Tim Leonard (R)	Beaver	20,331
51	*Mayes, *Tulsa, *Wagoner	**Charles R. Ford (R)**	Tulsa	Unopposed

STATE REPRESENTATIVE

*County divided into two or more districts.

DIST. NO.	COUNTY	NAME	RESIDENCE	VOTE
1	*McCurtain	**Mike Murphy (D)**	Idabel	Unopposed
2	Sequoyah	**Don Mentzer (D)**	Sallisaw	Unopposed
3	*LeFlore	**James E. Hamilton (D)**	Poteau	Unopposed
4	Cherokee	**W.P. Bill Willis (D)**	Tahlequah	8,756
		Chuck Spessard (R)	Tahlequah	3,110
		Monte W. Strout (I)	Tahlequah	984
5	*Delaware, *Mayes, *Ottawa	**Rick M. Littlefield (D)**	Grove	Unopposed
6	Craig, *Mayes, *Nowata, *Rogers	**George Vaughn (D)**	Big Cabin	7,636
		Garland Boyd Jr. (R)	Chelsea	4,519
7	*Ottawa	**Larry D. Roberts (D)**	Miami	9,049
		Fern Toye (R)	Miami	2,788
8	*Mayes, *Rogers, *Wagoner	Larry D. Rice (D)	Pryor	6,603
		J.D. Whorton (R)	Pryor	7,776
9	*Rogers	Billy C. Boyd (D)	Claremore	6,548
		Bob L. Brown (R)	Claremore	7,836
10	*Osage, *Washington	**A.C. Holden (D)**	Dewey	Unopposed
11	*Nowata, *Washington	**Don Koppel (R)**	Bartlesville	Unopposed
12	*Muskogee, *Wagoner	**Robert T. Bob Harris (D)**	Wagoner	8,540
		John S. Gottstein (R)	Haskell	3,915
13	*Muskogee	**Jim Barker (D)**	Muskogee	Unopposed
14	*Muskogee	**John Monks (D)**	Muskogee	Unopposed
15	Haskell, McIntosh, *Muskogee	**Walter McDonald (D)**	Eufaula	Unopposed

DIST. NO.	COUNTY	NAME	RESIDENCE	VOTE
16	*Okmulgee	**Frank Shurden (D)**	Henryetta	Unopposed
17	Latimer, *LeFlore, *McCurtain, *Pittsburg	**Gene Newby (D)**	Fanshawe	8,331
		C.D. Bunk Coleman (R)	Talihina	2,225
18	*Pittsburg	**Frank Harbin (D)**	McAlester	Unopposed
19	Choctaw, *McCurtain, Pushmataha	**Gary L. Sherrer (D)**	Snow	Unopposed
20	Atoka, Johnston, *Pittsburg	**Kenneth E. Converse (D)**	Tishomingo	Unopposed
21	Bryan	**Guy Davis (D)**	Calera	Unopposed
22	*Carter, Coal, *Garvin, Murray, *Pontotoc	**Jack Kelly (D)**	Sulphur	Unopposed
23	*Tulsa, *Wagoner	**Kevin A. Easley (D)**	Tulsa	7,016
		Jack Groshans Jr. (R)	Tulsa	4,662
24	Hughes, *Okfuskee, *Okmulgee	**Glen D. Johnson (D)**	Okemah	Unopposed
25	*Pontotoc	**Lonnie L. Abbott (D)**	Ada	7,794
		Pauline Harbert (R)	Ada	3,670
26	*Pottawatomie	**Robert H. Henry (D)**	Shawnee	Unopposed
27	*Cleveland, *Pottawatomie	**Steve Lewis (D)**	Shawnee	7,734
		E.P. Gene McCuistion (R)	Asher	4,260
28	*Okfuskee, Seminole	**Enoch Kelly Haney (D)**	Seminole	Unopposed
29	*Creek	**Jim Formby (D)**	Drumright	Unopposed
30	*Creek	**Benny F. Vanatta (D)**	Sapulpa	Unopposed
31	*Logan, *Noble	John H. Ray (D)	Guthrie	3,235
		Frank W. Davis (R)	Guthrie	9,170
32	Lincoln, *Logan	**Charlie O. Morgan (D)**	Prague	Unopposed
33	*Payne	Tom Hall (D)	Cushing	5,732
		Michael Morris (R)	Cushing	6,747
34	*Payne	**Larry Gish (D)**	Stillwater	8,932
		Mary Jane Kelly (R)	Stillwater	5,643
35	*Noble, *Osage, Pawnee, *Payne	**Don Johnson (D)**	Pawnee	Unopposed
36	*Osage	**Don Anderson (D)**	Tulsa	Unopposed
37	*Kay	**James D. Holt (R)**	Ponca City	Unopposed
38	*Alfalfa, Grant, *Kay	**Dorothy D. Conaghan (R)**	Tonkawa	Unopposed
39	*Alfalfa, *Blaine, *Garfield, Kingfisher, Major	**Steven Boeckman (R)**	Dover	Unopposed

DIST. NO.	COUNTY	NAME	RESIDENCE	VOTE
40	*Garfield	Walter E. Craddock (D)	Enid	3,072
		Homer F. Rieger (R)	Enid	6,070
41	*Garfield	John L. Smith (D)	Hillsdale	4,390
		John McMillen (R)	Enid	9,446
42	*Garvin, *Grady	**Billy J. Mitchell (D)**	Lindsay	Unopposed
43	*Canadian	**Harold Hale (D)**	Yukon	Unopposed
44	*Cleveland	**Carolyn Thompson (D)**	Norman	8,285
		Lydia H. Norie (R)	Norman	4,766
45	*Cleveland	**Cal Hobson (D)**	Lexington	6,094
		William Edwards (R)	Norman	4,790
		Bob Williams (L)	Norman	230
46	*Cleveland, McClain	Elaine Henderson (D)	Newcastle	7,342
		Alfred Joe Cunningham (R)	Norman	7,816
		R.C. Sevier White (L)	Norman	193
47	*Grady	**Denver Talley (D)**	Chickasha	Unopposed
48	*Carter	**Don Duke (D)**	Ardmore	Unopposed
49	*Carter, Love, Marshall	**Bill K. Brewster (D)**	Marietta	Unopposed
50	*Stephens	**J.D. Jay Blodgett (D)**	Duncan	Unopposed
51	Cotton, Jefferson, *Stephens	**Bill Smith (D)**	Ringling	Unopposed
52	Jackson	**Howard Cotner (D)**	Altus	Unopposed
53	*Cleveland	**Nancy Virtue (D)**	Norman	8,097
		Raymond E. Homer (R)	Moore	6,365
		Shirley Mobley (L)	Moore	193
54	*Cleveland	Keith Campbell (D)	Moore	4,056
		Ken McKenna (R)	Oklahoma City	7,522
55	*Caddo, Kiowa, Washita	**Emil L. Grieser (D)**	Hobart	Unopposed
56	*Caddo	**Tom Manar (D)**	Apache	Unopposed
57	*Blaine, Custer	**Bill Widener (D)**	Weatherford	Unopposed
58	Woods, *Woodward	**Lewis M. Kamas (R)**	Freedom	Unopposed
59	*Blaine, Dewey, Ellis, Harper, Roger Mills, *Woodward	**Rollin Reimer (D)**	Cheyenne	7,407
		Frank D. Lucas (R)	Cheyenne	5,412
60	Beckham, Greer, Harmon	**Danny George (D)**	Elk City	Unopposed
61	Beaver, Cimarron, Texas	Wray Dotson (D)	Guymon	3,481
		Walter E. Hill (R)	Turpin	8,304

DIST. NO.	COUNTY	NAME	RESIDENCE	VOTE
62	*Comanche	**Ken Harris (D)**	Lawton	Unopposed
63	*Comanche, Tillman	**Loyd L. Benson (D)**	Frederick	Unopposed
64	*Comanche	**Roy B. Butch Hooper (D)**	Lawton	Unopposed
65	*Comanche	**Jim R. Glover (D)**	Elgin	Unopposed
66	*Tulsa	**M. David Riggs (D)**	Sand Springs	7,039
		Lee Everett (R)	Tulsa	4,900
67	*Tulsa	**Wayne Cozort (R)**	Tulsa	Unopposed
68	*Tulsa	**Jay Logan (D)**	Tulsa	6,273
		E.J. Jerry Strout (R)	Sand Springs	5,143
69	*Tulsa	**Nelson Little (R)**	Tulsa	Unopposed
70	*Tulsa	**Penny Williams (D)**	Tulsa	8,155
		Robert E. Sutton (R)	Tulsa	5,358
71	*Tulsa	Richard T. Oliver (D)	Tulsa	4,409
		Bill Clark (R)	Tulsa	12,079
72	*Tulsa	**Don McCorkell, Jr. (D)**	Tulsa	Unopposed
73	*Tulsa	**Don Ross (D)**	Tulsa	Unopposed
74	*Tulsa	**Gene D. Combs (D)**	Collinsville	Unopposed
75	*Rogers, *Tulsa	Alene B. Baker (D)	Tulsa	6,792
		Larry J. Schroeder (R)	Owasso	6,903
76	*Tulsa	**James A. Williamson (R)**	Tulsa	Unopposed
77	*Tulsa	**Gary Stottlemyre (D)**	Tulsa	6,077
		Rick Williamson (R)	Tulsa	5,635
78	*Tulsa	**Frank Pitezel (R)**	Tulsa	Unopposed
79	*Tulsa	Connie Koch (D)	Tulsa	6,065
		Jim Henshaw (R)	Tulsa	12,202
80	*Tulsa	J. Wade McCaleb (D)	Broken Arrow	3,615
		Joe Gordon (R)	Broken Arrow	11,398
81	*Oklahoma	**Gaylon Stacy (R)**	Edmond	Unopposed
82	*Oklahoma	Martha L. Hayes (D)	Oklahoma City	4,129
		George Osborne (R)	Oklahoma City	10,045
		Robert F. Brown (I)	Oklahoma City	280
83	*Oklahoma	Wayne Mackey (D)	Oklahoma City	4,042
		Joe L. Heaton (R)	Oklahoma City	10,047
		Peter L. McClintock (I)	Oklahoma City	231

DIST. NO.	COUNTY	NAME	RESIDENCE	VOTE
84	*Oklahoma	Jim Patton (D)	Oklahoma City	2,360
		Bill Graves (R)	Oklahoma City	8,522
		Doug A. Moller (L)	Bethany	315
85	*Oklahoma	John McCormick (D)	Oklahoma City	5,117
		Michael J. Hunter (R)	Oklahoma City	7,512
		John Rogers (I)	Oklahoma City	184
86	Adair, *Delaware, *Mayes	**Larry E. Adair (D)**	Stilwell	Unopposed
87	*Oklahoma	**E.C. Sandy Sanders (D)**	Oklahoma City	Unopposed
88	*Oklahoma	**Linda Larason (D)**	Oklahoma City	4,027
		T. Phil Kierl (R)	Oklahoma City	3,898
89	*Oklahoma	**Rebecca Hamilton (D)**	Oklahoma City	4,613
		Robert Chambers (L)	Oklahoma City	735
90	*Oklahoma	**J. Mike Lawter (D)**	Oklahoma City	3,807
		Charles Key (R)	Oklahoma City	3,418
91	*Oklahoma	**Keith C. Leftwich (D)**	Oklahoma City	5,838
		John Gibbons (R)	Oklahoma City	4,458
92	*Oklahoma	LaRue Donwerth (D)	Oklahoma City	3,672
		Dale Patrick (R)	Oklahoma City	4,310
93	*Oklahoma	John E. Orr (D)	Oklahoma City	2,335
		Jan Collins (R)	Oklahoma City	2,557
94	*Oklahoma	**Gary Bastin (D)**	Del City	4,424
		Harold L. Fowler (R)	Del City	3,065
95	*Oklahoma	**David C. Craighead (D)**	Midwest City	Unopposed
96	*Oklahoma	Leon Hensel (D)	Harrah	2,726
		Maxine C. Kincheloe (R)	Choctaw	8,220
97	*Oklahoma	**Kevin Cox (D)**	Oklahoma City	6,655
		Jerrold Ludwig (R)	Oklahoma City	1,432
98	*Canadian, *Grady, *Oklahoma	**Ross Duckett (D)**	Mustang	7,913
		Richard L. Weathers (R)	Mustang	6,246
99	*Oklahoma	**Freddye Williams (D)**	Oklahoma City	6,219
		Dortha Belser (R)	Oklahoma City	1,034
100	*Canadian, *Oklahoma	J.E. Moe Morgan (D)	Oklahoma City	3,046
		Mike Fair (R)	Oklahoma City	9,329
		Joel D. Miller (L)	Bethany	291
101	*Oklahoma	Earl L. Putnam (D)	Midwest City	3,484
		Sue Milton (R)	Midwest City	4,021

JUDICIAL RETENTION

JUSTICES OF THE SUPREME COURT

OFFICE NO.	NAME	RESIDENCE	YES	NO
1	**Robert E. Lavender**	Claremore	694,236	299,710
5	**Alma Wilson**	Pauls Valley	688,627	300,074
6	**Robert D. Simms**	Tulsa	694,419	289,394
9	**John B. Doolin**	Lawton	672,309	305,409

JUDGE OF THE COURT OF CRIMINAL APPEALS

OFFICE NO.	NAME	RESIDENCE	YES	NO
3	**Hez J. Bussey**	Norman	676,921	311,994

JUDGE OF THE COURT OF APPEALS — Non-Partisan

DIST. NO.	OFFICE NO.	NAME	RESIDENCE	VOTE
1 (six-year term)	1	**Paul W. Brightmire**	Tulsa	Unopposed
1 (six-year term)	2	**Wm. W. Means**	Tulsa	Unopposed
2 (six-year term)	1	**John F. Reif**	Tulsa	Unopposed
2 (six-year term)	2	Fred H. DeMier	Claremore	90,352
		Keith Rapp	Tulsa	101,994

Upon motion of Senator Luton, the Joint Session was ordered dissolved at the hour of 2:40 p.m.

Second Legislative Day

Wednesday, January 9, 1985

The Senate was called to order by President Pro Tempore Randle.

President Bernard presiding.

Roll Call:

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

Excused: Combs and O'Connor.—2.

President Bernard declared a quorum present.

The prayer was offered by Clifton Fox, Minister, Church of Christ, Rush Springs, the guest of President Bernard.

President Pro Tempore Randle presiding.

SECOND READING

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

SB 1 — Judiciary and Retirement
SB 2 — Finance
SB 3 — Natural Resources
SB 4 — Judiciary and Retirement
SB 5 — Judiciary and Retirement and then to Public Education
SB 6 — Natural Resources
SB 7 — Judiciary and Retirement
SB 8 — Finance
SB 9 — Judiciary and Retirement
SB 10 — Judiciary and Retirement
SB 11 — Judiciary and Retirement
SB 12 — Judiciary and Retirement
SB 13 — Criminal Jurisprudence
SB 14 — Judiciary and Retirement
SB 15 — Finance
SB 16 — Finance
SB 17 — Judiciary and Retirement
SB 18 — Wildlife
SB 19 — Finance
SB 20 — Agriculture and then to Finance
SB 21 — Transportation
SB 22 — Criminal Jurisprudence and then to Judiciary and Retirement
SB 23 — General Government
SB 24 — Appropriations
SB 25 — Appropriations
SB 26 — Appropriations
SB 27 — Appropriations
SB 28 — Appropriations
SB 29 — Appropriations

SB 30 — Appropriations
SB 31 — Appropriations
SB 32 — Appropriations
SB 33 — Appropriations
SB 34 — Appropriations
SB 35 — Appropriations
SB 36 — Appropriations
SB 37 — Appropriations
SB 38 — Appropriations
SB 39 — Appropriations
SB 40 — Appropriations
SB 41 — Appropriations
SB 42 — Appropriations
SB 43 — Appropriations
SB 44 — Appropriations
SB 45 — Appropriations
SB 46 — Appropriations
SB 47 — Appropriations
SB 48 — Appropriations
SB 49 — Appropriations
SB 50 — Appropriations
SB 51 — Appropriations
SB 52 — Appropriations
SB 53 — Appropriations
SB 54 — Appropriations
SB 55 — Appropriations
SB 56 — Appropriations
SB 57 — Appropriations
SB 58 — Appropriations
SB 59 — Appropriations
SB 60 — Appropriations
SB 61 — Appropriations
SB 62 — Appropriations
SJR 1 — General Government
SJR 2 — Business and Labor
SJR 3 — Judiciary and Retirement
SCR 1 — Finance
SCR 2 — Agriculture

FIRST READING

The following were introduced and read the first time:

SB 63 — By Brown.

An act relating to motor vehicles; providing a short title; requiring operators and front seat passengers of passenger cars to wear safety belts; providing exceptions; authorizing criminal penalty; making evidence of noncompliance admissible in a civil suit; providing establishment of an educational program; requiring evaluation; providing for codification; and declaring an emergency.

SB 64 — By Capps, Cullison and Dahl.

An act relating to public health and safety; amending 63 O.S. 1981, Sections 1-2002, 1-2006, Section 5, Chapter 277, O.S.L. 1981 (63 O.S. 1981, Section 1-2014) and Section 3, Chapter 202, O.S.L. 1982 (63 O.S. Supp. 1984, Section 1-2017), which relate to controlled industrial waste management; defining terms; making certain requirements prior to award of permit; providing for permit application fees; providing for annual fees; allowing partial refund; assessing operating fees; making exclusions; setting penalties; providing for fees for waste transported into Oklahoma; allowing partial waiver; prohibiting certain disposals; requiring notification of incidents; authorizing response to incidents; establishing liability; restricting liability under certain conditions, allowing access to certain waste sites; providing for public access to certain information; creating the Controlled Industrial Waste Emergency Fund; listing authorized expenditures; requiring yearly report; requiring registry of certain sites; authorizing classification of sites; directing assessment of sites; requiring notification; providing for appeals; prohibiting certain acts; requiring the filing of certain records; repealing Section 16, Chapter 322, O.S.L. 1981 (63 O.S. 1981, Section 1-2014), which relates to certain prohibited disposals; and providing for codification.

SB 65 — By Ford.

An act relating to prisons and reformatories; amending 57 O.S. 1981, Sections 502, 509 and 513.1, as last amended by Sections 50, 51 and 52, Chapter 296, O.S.L. 1984 (57 O.S. Supp. 1984, Sections 502, 509 and 513.1), which relate to penal institutions; changing the name of the Horace Mann Community Treatment Center to the Tulsa

Community Treatment Center; providing for noncodification; and providing an effective date.

SB 66 — By Ford.

An act relating to landlord and tenant; requiring notification of flooding in rental agreement; permitting tenant to sue for treble damages; requiring current information and extending act to successor owner or landlord; defining term; providing for codification; and providing an effective date.

SCR 3 — By Giles and Randle.

A concurrent resolution declaring the opposition of the Oklahoma State Legislature to certain proposed changes in the federal tax system; memorializing the U.S. Congress to reject such changes; and directing distribution.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives will be ready to convene in Joint Session at 1:30 p.m. for the State of the Judiciary message.

Senator Luton moved that the Senate adjourn to convene with the House in Joint Session, and when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 10, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:15 p.m. to meet Thursday, January 10, 1985, at 10:00 a.m.

*

JOINT SESSION

The Second Joint Session of the 1st Regular Session of the 40th Legislature was called to order by President Bernard.

Senator Luton moved 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, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Combs and O'Connor.—2.

President Bernard declared a quorum of the Senate present.

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

Present: Abbott, Adair, Anderson, Bastin, Benson, Blodgett, Boeckman, Brewster, Brown, Clark, Collins, Combs, Conaghan, Converse, Cotner, Cox, Cozort, Craighead, Cunningham, Davis (Frank), Davis (Guy), Duckett, Duke, Easley, Fair, Formby, George, Gish, Glover, Gordon, Graves, Grieser, Hale, Hamilton (James), Hamilton (Rebecca), Haney, Harbin, Harris (Ken), Harris (Robert), Heaton, Henry, Henshaw, Hill, Hobson, Holden, Holt, Hooper, Hunter, Johnson (Glen), Kamas, Kelly, Kincheloe, Koppel, Larason, Lawter, Leftwich, Lewis, Little, Logan, Manar, McCorkell, McDonald, McKenna, McMillen, Mentzer, Milton, Mitchell, Monks, Morgan, Morris, Murphy, Newby, Osborne, Patrick, Pitezel, Reimer, Rieger, Riggs, Roberts, Ross, Sanders, Schroeder, Sherrer, Shurden, Smith, Stacy, Stottlemyre, Talley, Thompson, Vanatta, Vaughn, Virtue, Whorton, Widener, Williams (Freddye), Williams (Penny), Williamson, Willis, Mr. Speaker.—99.

Excused: Johnson (Don), Littlefield.—2.

President Bernard declared a quorum of the House present and the Joint Session duly assembled.

The invocation was offered by Mr. Clifton Fox, Minister, Church of Christ, Sand Springs, the guest of President Bernard.

Senator Luton moved that the President and the Speaker appoint committees from the Senate and the House of Representatives as a Joint Committee to escort the Honorable Don Barnes to the House Chamber, which motion was declared adopted.

President Bernard appointed for the Senate the following: Senators Branch, Lamb and Young.

Speaker Barker appointed for the House the following: Representatives Johnson (Glen), Lewis and Benson.

President Bernard recognized Sergeant at Arms Craig who announced the arrival of the Honorable Don Barnes, former Chief Justice of the Supreme Court, who delivered his address on the State of the Judiciary to the members.

Upon motion of Senator Luton, the Second Joint Session, at the hour of 1:50 p.m. was ordered dissolved.

Third Legislative Day

Thursday, January 10, 1985

The Senate was called to order by President Bernard.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Capps, O'Connor, Smith, Taylor and York.—5.

President Bernard declared a quorum present.

The prayer was offered by Mr. Clifton Fox, Minister, Church of Christ, Sand Springs, the guest of President Bernard.

President Pro Tempore Randle presiding.

SECOND READING

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

SB 63 — Transportation
SB 64 — Human Resources
SB 65 — Criminal Jurisprudence
SB 66 — Judiciary and Retirement
SCR 3 — Natural Resources

FIRST READING

The following was introduced and read the first time:

SB 67 — By Dawson of the Senate and Haney of the House.

An act relating to amusements and sports; directing the Secretary of State to refer a proposed act to the people for their approval or rejection; providing short title; defining terms; creating the State Lottery Review Board; specifying membership and purposes of the board; requiring meetings; creating the State Lottery Division within the Office of the State Auditor and Inspector; stating function of the Division; specifying powers and duties of the State Auditor and Inspector; requiring certain rules and regulations; applying restrictions to members of the Board and the State Auditor and Inspector and employees; specifying qualifications, powers and duties of Director of the Division; requiring disclosure of certain information from suppliers; requiring supplier to pay costs of background investigation; prohibiting contracts with certain persons; requiring Direc-

tor to license sales agents; stating grounds for revocation of license; prohibiting licensing of certain persons; requiring records to be kept; providing that license is not assignable or transferable; requiring license applicant to pay costs of background investigation; prohibiting sale of ticket at unauthorized price or place; prohibiting sale to minor; allowing minor to receive ticket as gift; prohibiting forgery, counterfeiting or alteration of ticket; prohibiting purchase of ticket by certain persons; providing penalties; authorizing Director to use distribution agencies; creating the State Lottery Fund; providing procedures for expenditures from fund; requiring repayment of appropriations; requiring investment of monies in said fund; providing for apportionment of revenues; specifying distribution of revenue accruing to the state; requiring an annual postaudit; requiring annual reports; requiring Attorney General to provide legal services for Division; stipulating that lottery advertising must state odds of winning and rate of return; making an appropriation; repealing conflicting laws; providing severability; providing ballot title; directing filing; requiring the Secretary of State to re-refer the measure to the people for their approval or rejection; and ordering a special election.

President Pro Tempore Randle announced the following standing committee appointments for the 40th Legislature:

STANDING COMMITTEES

AGRICULTURE

Dahl, Chairman
Capps, Vice Chairman

Branch
Floyd
Lamb
Miller
O'Connor
Pierce
Taliaferro
Winn

APPROPRIATIONS

Cate, Chairman
Dennis, Vice Chairman

Boatner
Brown
Cain
Choate
Cole
Combs
Dawson
Floyd
Giles
Hopkins
Howell
Johnson
McCune
O'Connor
Rhodes
Roberts
Rozell
Schuelein
Shedrick
Smith
Stipe
Taliaferro
Taylor
Terrill
Watson
York
Young

BANKS and BANKING

McIntyre, Chairman
Capps, Vice Chairman

Cullison
Lamb
Shedrick
Smith

BUSINESS and LABOR

York, Chairman
Brown, Vice Chairman

Cain
Cole
Combs
Cullison
Dawson
Dennis
Ford
Green
McIntyre
Porter
Rhodes

CRIMINAL JURISPRUDENCE

Johnson, Chairman
McCune, Vice Chairman

Cate
Dennis
Keller
Porter
Roberts
Stipe
Wright

ECONOMIC DEVELOPMENT

Combs, Chairman
Sadler, Vice Chairman

Giles
Green
Keller
Leonard
Roberts
Rozell
Taylor

FINANCE

Cullison, Chairman
Schuelein, Vice Chairman

Brown
Capps
Combs
Dahl
Ford
Green
McCune
McIntyre
Miller
Rhodes
Rozell
York

GENERAL GOVERNMENT

Winn, Chairman
Roberts, Vice Chairman

Branch
Dahl
Giles
Keller
Landis
McCune
Miller
O'Connor
Schuelein
Smith

HIGHER EDUCATION

Shedrick, Chairman
Watson, Vice Chairman

Boatner
Branch
Cain
Choate
Cole
Floyd
Johnson
Leonard
O'Connor
Roberts
Sadler
Winn

HUMAN RESOURCES

Cain, Chairman
Schuelein, Vice Chairman

Boatner
Brown
Cole
Hopkins
McIntyre
Rhodes
Watson
York
Young

JUDICIARY and RETIREMENT

Taylor, Chairman
Lamb, Vice Chairman

Cate
Dawson
Howell
Keller
Landis
Pierce
Porter
Smith
Stipe
Terrill
Wright
Young

NATURAL RESOURCES

Giles, Chairman
Landis, Vice Chairman

Choate
Cullison
Dawson
Ford
Green
Howell
Sadler
Smith
Terrill

PUBLIC EDUCATION

Howell, Chairman
Boatner, Vice Chairman

Capps
Cate
Choate
Floyd
Lamb
Rozell
Shedrick
Taylor
Terrill
Watson
Wright

RULES

Dawson, Chairman

Boatner	Rozell
Cate	Schuelein
Combs	Shedrick
Cullison	Smith
Dennis	Stipe
Hopkins	Terrill
Leonard	Watson
Miller	York
Roberts	

STANDARDS and ETHICS

Schuelein, Chairman
Dawson, Vice Chairman

Boatner	Rozell
Cate	Shedrick
Combs	Smith
Cullison	Stipe
Dennis	Terrill
Hopkins	Watson
Leonard	York
Miller	

TOURISM and RECREATION

Hopkins, Chairman
Wright, Vice Chairman

Dennis	Miller
Ford	Porter

TRANSPORTATION

Stipe, Chairman
Hopkins, Vice Chairman

Leonard	Taliaferro
Pierce	Young
Sadler	

WILDLIFE

Taliaferro, Chairman
Branch, Vice Chairman

Choate	O'Connor
Dahl	Pierce
Johnson	Winn
Landis	

President Pro Tempore Randle announced appointments to the following statutory committees as follows:

JOINT COMMITTEE ON FEDERAL FUNDS

Roberts, Chairman

Cate	Shedrick
Dennis	Terrill
Floyd	Watson
Leonard	Wright
Schuelein	

JOINT COMMITTEE ON FISCAL OPERATIONS

Dawson, Chairman

Boatner	McCune
Cate	Rhodes

JOINT COMMITTEE ON SUNSET REVIEW

Boatner, Chairman

Branch	Lamb
Johnson	Winn

LOBBYIST REGISTRATIONS

(Addendum since January 8, 1985, Page 33)

Allbaugh, Jay Hudson, Oklahoma Cable Television Association.

Amini, Gordon Cyrus, AFC Insurance Agency, Inc.; American First Advisory Cor-

poration; American First Corporation; American First Energy Corporation; American First Financial Services Corporation; American First Life Insurance Company; American First Title & Trust Company; Capitol Corporation; Excel National Life Insurance Company; First Affiliated Securities, Inc.; First Agency Corporation; First & First Travel, Inc.; First Financial Services Corporation; First Life Assurance Company; First Life Investment Company; Florida Life Insurance Company; Leo Oppenheim & Co., Inc.; Life Assurance Company, Inc.; Life Assurance Company of Oklahoma, Inc.; Park Avenue Securities, Inc.; Real Estate Investors of America, Inc.; SSMW, Inc.; Southwestern Cotton Oil Company; Zia United Life Assurance Company.

Anderson, Paul William, Automotive Wholesalers of Oklahoma.

Atkinson, Gwen G., Banks of Mid-America; Liberty National Bank & Trust Co.; 1st National Bank & Trust Co., Tulsa.

Baggett, Bryce A., Oklahoma Consumer Finance Association.

Baldridge, Henry, Oklahoma State Council of Carpenters.

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

Bell, Eugene G., MAPCO Inc. and its subsidiary companies.

Bensinger, Cheryl L., Tulsa Classroom Teachers Association.

Binning, Gene H., Gene H. Binning Co., Inc.

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

Bramwell, Frank, Bank of Oklahoma.

Bridges, Russell B., 3M Company.

Brown, James Wendell, Tulsa Classroom Teachers Association.

Bryant, Gary E., Anderson, Bryant & Company.

Burleson, Donna Jean, American Federation of State, County & Municipal Employees Local 2406; Funco Corporation.

Chapman, Terry Don, Livestock Marketing Association.

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

Chiles, Lois S., National Association of Social Workers — Oklahoma Chapter.

Clark, Robert W., Bank of Oklahoma.

Cleary, Sharon Ann, Oklahoma Association of Realtors.

Cooper, Paul Patterson III, Prudential Health Care Plan of Oklahoma, Inc.

Crutcher, Bill J., Oklahoma Bankers Association.

Davis, Weldon K., Oklahoma Education Association.

Dodd, James Richard, Bank of Oklahoma.

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

Dunn, Vernon, Oklahoma State Nursing Home Association.

Eisel, Joyce M., Oklahoma Blood Institute.

Ernst, Ronald T., Bank of Oklahoma.

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

Fleischaker, Pam, Planned Parenthood Association of Oklahoma City.

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

Garrett, Jick Duane, Tulsa Public Schools Support Personnel.

Gipson, Fred, Mobil Oil Corporation; Marion Laboratories, Inc.

Groom, Matthew D., NARFE (National Association of Retired Federal Employees); AARP (American Association of Retired Persons).

Hampton, Joe Neal, Enid Board of Trade; Oklahoma Grain & Feed Association; Oklahoma Seedsmen's Association.

Hansen, Larry, Oklahoma Vocational Association; Oklahoma Vocational & Technical Education Council.

Harris, Robert E., Oklahoma Bankers Association.

Helmey, Ellen D., Bank of Oklahoma.

House, Vernon J., Oklahoma School Employees Union Local 1357.

Howard, Roger W., Distilled Spirits Council of the United States, Inc.

Isch, Jack, Oklahoma City Public Schools.

Jameson, Rick, Oklahoma Wildlife Federation.

Kelcher, T.H., Household International.

Kelley, Steven Russell, Oklahoma Independent Petroleum Association.

Laffoon, Jerry D., Southwestern Bell Telephone Company.

Larson, David L., El Paso Natural Gas Company.

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

Loosley, Edwin Clark, Conoco Inc.

Lowrey, Robert Wayne, Oklahoma Association of Professional Insurance Agents.

Martin, David R. "Dusty", First Oklahoma Bancorporation, Inc.

Matthews, Paul William, Highway Users Federation.

McCartney, Gayle Estelle, Automotive Wholesalers of Oklahoma.

McCrery, James O. III, Georgia-Pacific Corporation.

McEver, Kenneth E., International Union of Operating Engineers.

McFall, Kenneth, Oklahoma Farm Bureau.

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

Moore, Frank, Oklahoma Farm Bureau.

Morgan, James Odell, Oklahoma Wrecker Owners Association; Automotive Recyclers and Dismantlers Association of Oklahoma.

Morgan, Richard L., Getty Oil Company.

Moseley, Dixie Lee, Oklahoma Credit Union League.

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

Noble, Jack Andrew, International Business Machines Corporation.

Owen, Charles A., Oklahoma Municipal Police Officers Association.

Owings, Phillip J., Bank of Oklahoma.

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

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

Patton, Paul Linwood, American Medical International.

Payne, Gary E., Alliance of American Insurers.

Pettigrew, Jo, Oklahoma State School Boards Association.

Pippin, Tra C., Automobile Wholesalers of Oklahoma.

Plummer, Wayne, Weyerhaeuser Company.

Pringle, Laura Nan, Oklahoma Bankers Association.

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

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

Reynolds, Rex, Oklahoma State AFL-CIO.

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

Robertson, Dan R., Atlantic Richfield Company and its operating divisions.

Rock, Don A., National AFL-CIO.

Schmidt, Ned W., Bank of Oklahoma.

Searer, Barry L., Bank of Oklahoma.

Shadid, H. K. "Pancho", Liquor Associates Limited.

Sill, Stephen E., Securities Brokers Association of Oklahoma.

Sito, James Frank, Disabled American Veterans, Chapter #74.

Smith, Keith B., Common Cause.

Smith, Patsey Annette, Norrell Services, Inc.

Smith, Shari, Tulsa Classrooms Teachers Association.

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

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

Taylor, Clayton C., Phillips Petroleum Company.

Terry, Gene H., Liquor Associates Limited.

Thompson, Claud, SANE.

Thornbrugh, Paul E., Thornbrugh & Associates.

Turnbo, Steven Wayne, American Medical International.

Vaughn, Raymond L. Jr., Oklahoma Podiatric Medical Association, Inc.; Oklahoma Dental Hygienist Association, Inc.

Waddle, Frances I., Oklahoma Nurses Association.

Walker, James E., Oklahoma Cable Television Association; Adolph Coors Company; Retail Lumbermen's Association.

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

Waters, Christopher Eugene Bayley, Southwestern Insurance Information Service.

Wheatley, Richard L., Bank of Oklahoma; Tulsa Chamber of Commerce, Task Force on Health Care.

Whitsel, Ila, Education Support Personnel of Oklahoma.

Whittle, Stephen D., Tulsa Firefighters Local 176.

Williams, C. Michael, Oklahoma Land Title Association; Oklahoma Bowling Proprietors' Association; Oklahoma State Society of Ophthalmologists; Robert W. Moore — J. Phillip Patterson; Heritage Place, Inc.

Willmering, Michael J., Bank of Oklahoma.

Winget, Rose Mary, First Tulsa Bank.

Woods, Shirley L., Tulsa Classroom Teachers Association.

Wright, Clarence J. Jr., American Legion.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, January 14, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 10:10 a.m. to meet Monday, January 14, 1985, at 1:30 p.m.

Fourth Legislative Day

Monday, January 14, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Keller and Porter.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Bill Merrell, Pastor, Country Estates Baptist Church, Midwest City, the guest of Senator Howell.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent that **SB 64** be withdrawn from the Committee on Human Resources and referred to the Committee on Natural Resources, which was the order.

SECOND READING

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

SB 67 — Finance

FIRST READING

The following were introduced and read the first time:

SB 68 — By Brown.

An act relating to crimes and punishments; providing short title; declaring legislative intent; defining terms; allowing victims of a criminal offense to attend court proceedings relating to that offense; authorizing the appointment of a representative to attend on behalf of the victim; providing for codification; repealing conflicting laws; providing severability; and declaring an emergency.

SR 1 — By McCune.

A resolution directing the Oklahoma Tax Commission to design a special license plate for antique motor vehicles; providing specifications; and directing distribution.

LOBBYIST REGISTRATIONS

(Addendum since January 10, 1985, Page 60)

Allbaugh, Joe M., Campground Development Corporation.

Badzinski, Robert Jr., Fort Howard Paper Company.

Carter, Randy Keith, Oklahoma Independent Automobile Dealers Association.

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

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

Elliott, Mary G., Oklahoma State Association of Life Underwriters, Inc.

Gilliam, Donald L., El Paso Natural Gas Company.

Hemple, Ernest Charles, Stop the Lottery.

Hill, Justin, Oklahoma Restaurant Association.

Huddleston, Richard, Traffic Safety Now, Inc. (Addendum)

Hughes, William L. M.D., Oklahoma Medical Society.

Hunt, David D., Capitol Hill Funeral Home; Hahn-Cook-Street & Draper Funeral Home; Resthaven Cemetery.

Jarrell, Jimmie Lowell, Oklahoma Farmers Union.

Kiesling, Donald F., Fort Howard Paper Company.

Klein, Sandra Susan, Tulsa Classroom Teachers Association.

Luton, Gill H., Fort Howard Paper Company.

Matheson, Mandell, Environmental Solutions, Inc. (Addendum)

Orr, Stan D., Associated Builders & Contractors of Western Oklahoma.

Pharr, Marshall, Southwestern Public Service Company.

Rambo, G. Dan, 3M Company, Oklahoma Collectors' Association; Burlington Northern, Inc.

Reynolds, William A., Tobacco Institute.

Sloan, Raymond Earl, The Upjohn Company.

Stone, John L., Fort Howard Paper Company.

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

Tusing, James C., Oklahoma Hotel and Motel Association.

Ward, Dale Talmadge, Sheetmetal Workers Local Union #270.

Zapanta, Albert C., Atlantic Richfield Company.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, January 15, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:50 p.m. to meet Tuesday, January 15, 1985, at 1:30 p.m.

Fifth Legislative Day

Tuesday, January 15, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Branch, Lamb, Porter and Stipe.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Bill Merrell, Pastor, Country Estates Baptist Church, Midwest City, the guest of Senator Howell.

SECOND READING — DIRECT TO CALENDAR

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

GENERAL ORDER

SR 1 by McCune was called up for consideration.

Senator Landis asked to coauthor **SR 1**, which was the order.

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

COMMITTEE REPORTS

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

DO PASS:

SCR 3 — Natural Resources, coauthored by Landis, Ford, Terrill, Sadler, Smith, and Green of the Senate and Morgan (principal House author).

DO PASS, As Amended:

SJR 3 — Judiciary and Retirement.

GENERAL ORDER

SCR 3 by Giles, et al, of the Senate and Morgan of the House was called up for consideration.

Representative Barker and Senators Dahl, Capps, Miller and all other members of the Senate except Senator Dawson asked to coauthor **SCR 3,** which was the order.

SCR 3 was adopted upon motion of Senator Giles and referred for engrossment.

SECOND READING

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

SB 68 — Criminal Jurisprudence

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HJR 1007.**

HJR 1007 — By Holden of the House and Dawson of the Senate.

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; directing filing; and ordering a special election.

The above numbered measure was read the first time.

FIRST READING

The following were introduced and read the first time:

SB 69 — By Cole of the Senate and Kincheloe of the House.

An act relating to officers; creating the Financial Disclosure Act; making legislative declaration; defining terms, requiring public officials to file financial disclosure; requiring candidates for legislative office to file financial disclosure; specifying information required to be disclosed; providing penalties; providing for enforcement; and declaring an emergency.

SB 70 — By Rozell.

An act relating to waters and water rights; amending 82 O.S. 1981, Section 1324.16, which relates to members of the board of directors of a rural water, sewer, gas and solid waste management district; modifying certain requirements relating to annual meetings of members within a rural water district; requiring certain training for directors of rural water districts; and providing for reimbursement.

SB 71 — By McCune.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 1503, 1521 and 1541.1, 1541.2, 1541.3 and 1704, as amended by Sections 1, 2, 3 and 4, Chapter 277, O.S.L. 1982, 1722, as last amended by Section 5, Chapter 277, O.S.L. 1982 and 1731, as amended by Section 6, Chapter 277, O.S.L. 1982 (21 O.S. Supp. 1984, Sections 1541.1, 1541.2, 1541.3, 1704, 1722 and 1731), which relate to fraud, false pretenses, trick or deception and larceny; increasing the amount of loss required in certain crimes against property in both misdemeanor and felony cases; modifying penalties; providing severability; and providing an effective date.

SB 72 — By Smith.

An act relating to courts; fixing the boundaries of Supreme Court Judicial Districts; repealing 20 O.S. 1981, Section 2, which relates to Supreme Court Judicial Districts; providing for codification; and declaring an emergency.

SJR 4 — 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.

SR 2 — By Dahl, Capps, Branch, Miller, Taliaferro, Winn, Floyd, Lamb, Pierce and O'Connor.

A resolution expressing the intent of the Oklahoma State Senate that January 27 through February 2, 1985, be observed as "National Meat Week"; and directing distribution.

LOBBYIST REGISTRATIONS

(Addendum since January 14, 1985, page 66)

Ables, Jo Angela, Association of Oklahoma Life Insurance Companies; Pre-Paid Legal Services, Inc.

Monson Angela Zoe, Oklahoma Community Action Directors Association.

Nichols, F. Leigh, Motor Vehicle Manufacturers Association.

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

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 16, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:55 p.m. to meet Wednesday, January 16, 1985, at 1:30 p.m.

Sixth Legislative Day
Wednesday, January 16, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Branch, Lamb and Porter.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Bill Merrell, Pastor, Country Estates Baptist Church, Midwest City, the guest of Senator Howell.

SECOND READING — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SR 2** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 2 by Dahl, et al, of the Senate was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 2**, which was the order.

SR 2 was adopted upon motion of Senator Dahl and referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 3 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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

COMMITTEE REPORTS

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

DO PASS:

SB 2 — Finance, coauthored by Converse (principal House author).

DO PASS, AS AMENDED:

CS for **SB 67** — Finance.

SECOND READING

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

SB 69 — General Government
SB 70 — Natural Resources
SB 71 — Criminal Jurisprudence
SB 72 — Judiciary and Retirement
SJR 4 — Judiciary and Retirement
HJR 1007 — Judiciary and Retirement

FIRST READING

The following was introduced and read the first time:

SB 73 — By Howell of the Senate and Henry of the House.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1356, which relates to certain sales exempt from taxation; adding certain exemptions; and providing an effective date.

LOBBYIST REGISTRATIONS

(Addendum since January 15, 1985, page 69)

Ammons, Dennis, Moore Christian Academy.

Housh, Jim Bill, Oklahoma Association of Realtors.

McGougan, Lowell D., Moore Christian Academy; Emmanuel Baptist Church.

McSpadden, Clem R., American Medical International; Licensure Action Committee; Oklahoma Troopers Association; Motion Picture Association of America; Manufactured Housing Association of Oklahoma; Oklahoma Room and Board Association; Glass Packaging Institute; Oklahoma Association of Defense Counsel.

Nichols, Earl E., Organization of Rural Oklahoma Schools.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, January 17, 1985, at 10:30 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:45 p.m. to meet Thursday, January 17, 1985, at 10:30 a.m.

Seventh Legislative Day

Thursday, January 17, 1985

The Senate was called to order by Senator Roberts.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, Cate, Lamb, Porter and Smith.—5.

Senator Roberts declared a quorum present.

The prayer was offered by Dr. Bill Merrell, Pastor, Country Estates Baptist Church, Midwest City, the guest of Senator Howell.

FIRST READING

The following was introduced and read the first time:

SR 3 — By Randle.

A resolution urging the Governor to impose a freeze on the hiring of state employees; providing exception; requiring written explanation; and directing distribution.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SR 3** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 3 by Randle was called up for consideration.

Senator Leonard and all other members of the Senate asked to coauthor **SR 3,** which was the order.

Senators Boatner and Randle moved to amend **SR 3,** Page 1, Line 28, by inserting after the word "hiring" and before the word "freeze" the words "and promotion", which amendment was declared adopted.

Senators Boatner and Randle moved to amend **SR 3,** Page 1, Line 31, by inserting after the word "budget" and before the period the words "as well as a freeze on consulting contracts or extensions of any existing contracts.", which amendment was declared adopted.

SR 3 was adopted upon motion of Senator Randle and referred for enrollment.

GENERAL ORDER

SB 2 by Boatner of the Senate and Converse of the House was called up for consideration.

Senator Boatner moved that SB 2 be advanced, which motion was declared adopted.

THIRD READING

SB 2 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, Brown, Cain, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Capps, Cate, Keller, Lamb, O'Connor, Porter, Smith and Stipe.—8.

The bill and emergency passed.

SB 2 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 2 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SJR 3 by Dawson of the Senate and Holden of the House was called up for consideration.

Senator Dawson moved to amend SJR 3, Page 4, Line 5, by adding a new Section 4 as follows: "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.", and amend the Title to conform, which amendment was declared adopted.

Senator Luton asked unanimous consent that SJR 3 be laid over for this legislative day, which was the order.

SJR 3 remains on General Order.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 3 — Natural Resources, coauthored by Ford of the Senate and Morgan (principal House author).

SECOND READING

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

SB 73 — Finance

FIRST READING

The following were introduced and read the first time:

SB 74 — By Cate and Dennis of the Senate and Lewis and Haney of the House.

An act relating to state government; mandating certain pay increases; authorizing per-

formance pay increases; amending 70 O.S. 1981, Sections 18-112, as last amended by Section 11, Chapter 296, O.S.L. 1984 and 18-114, as last amended by Section 10, Chapter 296, O.S.L. 1984 (70 O.S. Supp. 1984, Sections 18-112 and 18-114), which relate to state aid to public schools and a certain minimum salary schedule; providing for certain salary increases and modifying certain amounts; amending Section 4, Chapter 147, O.S.L. 1982, as last amended by Section 1, Chapter 180, O.S.L. 1983 (74 O.S. Supp. 1984, Section 805.2) which relates to the state longevity plan; modifying certain amounts; authorizing the number and annual compensation for certain justices, judges and employees; authorizing certain increases in retirement benefits; providing for codification; providing operative date; and declaring an emergency.

SB 75 — By Rhodes.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 22.5b, which relates to vehicles of religious corporations and nonprofit organizations; providing that school buses operated by certain nonprofit organizations may be registered for a nominal fee; and providing an effective date.

SB 76 — By Terrill.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2358, as last amended by Section 10, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1984, Section 2358), which relates to the method to determine Oklahoma taxable income and Oklahoma adjusted gross income; modifying determination of adjusted gross income for certain persons; and providing an effective date.

SB 77 — By Terrill.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2358, as last amended by Section 10, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1984, Section 2358), which relates to certain deductions and certain exemptions for income tax purposes; exempting certain social security benefits from taxable income; and providing an effective date.

SB 78 — By Wright.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 701.9, 701.10 and 701.11, which relate to punishment and sentencing for murder; modifying penalty for murder in the first degree; requiring separate sentencing procedure to sentence defendant to death or life imprisonment with or without parole; requiring judge to impose sentence of life imprisonment with or without parole if jury cannot agree to punishment; and providing an effective date.

SB 79 — By Wright.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 701.13, which relates to review of death penalty sentence; allowing Court of Criminal Appeals to modify sentence to life imprisonment without parole; allowing resentencing in certain cases; providing severability; and declaring an emergency.

LOBBYIST REGISTRATIONS

(Addendum since January 16, 1985, page 72)

Booth, Darrel, National Electrical Contractors Association, Western Oklahoma Chapter.

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

Dank, David M., Oklahoma Retail Merchants Association; Oklahoma State Electrologists Association.

Duggan, Retha, Oklahoma Society of CPAs.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has convened and will be ready to meet in Joint Session at 11:00 a.m.

Senator Luton moved that the Senate adjourn to meet with the House in Joint Session, and that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, January 21, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 11:00 a.m. to meet Monday, January 21, 1985, at 1:30 p.m.

*

JOINT SESSION

The Third Joint Session of the 1st Regular Session of the 40th Legislature was called to order by President Bernard.

Senator Luton moved that the President and the Speaker appoint committees from the Senate and the House of Representatives as a Joint Committee to escort Ms. Leona Mitchell, soprano from the Metropolitan Opera Company, and the Honorable George Nigh, Governor of Oklahoma, to the House Chamber, which motion was declared adopted.

President Bernard appointed for the Senate the following: Senators McIntyre, Choate and Floyd.

Speaker Barker appointed for the House the following: Representatives Davis (Frank), Rieger and Williams (Freddye).

President Bernard recognized Sergeant at Arms Craig who announced the arrival of Ms. Mitchell and Governor Nigh, who were escorted to the rostrum by the Joint Committee.

Upon motion of Representative Guy Davis, privileges of the floor were granted to Ms. Mitchell, who was presented to the Joint Session by Senator Dawson. Ms. Mitchell performed a musical number, and upon conclusion, was presented an Oklahoma flag and a Proclamation by Governor Nigh and Citations by President Pro Tempore Randle and Speaker Barker, on behalf of the Senate and the House of Representatives, respectively. Representative Cox, on behalf of the Black Legislative Caucus, honored Ms. Mitchell with a floral bouquet.

In closing, Ms. Mitchell responded to the honors with a brief address.

Upon motion of Senator Luton, the Third Joint Session, at the hour of 11:40 a.m. was ordered dissolved.

Eighth Legislative Day

Monday, January 21, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Cate and Lamb.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Malcolm Hinckley, Minister, College Church of Christ, Edmond, the guest of Senator Watson.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Allison, Walter V., Bartlesville, as a member to the Economic Development Commission — Economic Development.

Armstrong, J. W., Elk City, as a member to the Economic Development Commission — Economic Development.

Bennett, Carl M., Tulsa, as a member to the Board of Private Schools — Public Education.

Blankenship, Joan, Tulsa, as a member to the Alcoholic Beverage Control Board — Criminal Jurisprudence.

Blevins, Barbara, Miami, as a member to the Board of Trustees, Teachers' Retirement System — Judiciary and Retirement.

Brewster, James, Edmond, as a member to the Oklahoma State Bureau of Investigation Commission — Criminal Jurisprudence.

Burton, Robert, Bokoshe, as a member to the State Mining Board — Natural Resources.

Christian, Leora, Oklahoma City, as a member to the Human Rights Commission — Human Resources.

Clay, Greg, Durant, as a member to the State Arts Council of Oklahoma — Economic Development.

Clinesmith, Clay, Fairview, as a member to the Savings and Loan Board — Banks and Banking.

Coffelt, H. Harold, Lawton, as a member to the Used Motor Vehicle and Parts Commission — Economic Development.

Cudjoe, Freeland, Pauls Valley, as a member to the Board of Regents of the University of Science and Arts of Oklahoma — Higher Education.

Dahlem, Michael J., Broken Bow, as a member to the State Board of Registration for Foresters — Agriculture.

Durham, James, Okeene, as a member of the Tourism and Recreation Commission — Tourism and Recreation.

Franks, Jerry Lynn, Sr., Tulsa, as a member to the Board of Nursing Homes — Human Resources.

Freeman, Larry, Chandler, as a member to the Liquefied Petroleum Gas Board — Natural Resources.

Fruin, Carlotta, Guthrie, as a member to the Department of Libraries Board — General Government.

Garrett, Nedra, Mangum, as a member to the Board of Regents of Western Oklahoma State College — Higher Education.

Glassco, Curtis, Tulsa, as a member to the Human Rights Commission — Human Resources.

Gossard, Amzi, Oklahoma City, as a member to the State Mining Board — Natural Resources.

Graumann, Leonard, Granite, as a member of the Conservation Commission — Wildlife.

Porter, C.W. "Bill", Norman, as a member to the Alcoholic Beverage Laws Enforcement Commission — Criminal Jurisprudence.

REPORT OF ENGROSSED AND ENROLLED BILLS

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

SR 3 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SJR 3, amended on page 74, was considered further.

Senator Dawson moved that **SJR 3** be advanced, which motion was declared adopted.

THIRD READING

SJR 3 was read for the third time at length, as follows:

SJR 3 — 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; providing a ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH 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 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]** WORKERS' Compensation Law for death resulting from injuries suffered in employment covered by such law, in which case the compensation so provided shall be exclusive, AND THE LEGISLATURE MAY ENACT STATUTORY LIMITS ON THE AMOUNT RECOVERABLE IN CIVIL ACTIONS OR CLAIMS AGAINST THE STATE OR ANY OF ITS POLITICAL SUBDIVISIONS.

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:

This measure would amend the Oklahoma Constitution. It would amend Section 7 of Article XXIII. This section relates to the right to sue for damages. The damages are for personal injuries resulting in death. The measure would allow the Legislature to set statutory limits. The limits would be for the amount of damages that can be recovered. The limits would be on claims or actions against the state or the political subdivisions of the state.

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 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, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Nay: Pierce.—1.

Excused: Cate, Keller, Lamb and Winn.—4.

The resolution was declared passed.

The question being, "Shall **SJR 3,** 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: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—42.

Nay: Pierce and Young.—2.

Excused: Cate, Keller, Lamb and Winn.—4.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the special election.

SJR 3 was ordered referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SR 4 — By Randle, Cullison and Dahl.
A resolution praising the broadcasting accomplishments of Tulsa Radio Station KVOO; recognizing the station's sixtieth anniversary; expressing hope for continued success; and directing distribution.

UNANIMOUS CONSENT REQUEST

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

GENERAL ORDER

SR 4 by Randle, Cullison and Dahl was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 4**, which was the order.

SR 4 was adopted upon motion of Senator Dahl and referred for enrollment.

SECOND READING

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

SB 74 — Appropriations
SB 75 — Transportation
SB 76 — Finance
SB 77 — Finance
SB 78 — Criminal Jurisprudence
SB 79 — Criminal Jurisprudence

FIRST READING

The following were introduced and read the first time:

SB 80 — By York.
An act relating to counties and county officers; amending 19 O.S. 1981, Section 180.63, as amended by Section 2, Chapter 191, O.S.L. 1982 (19 O.S. Supp. 1984, Section 180.63), which relates to salaries for county officers; setting maximum salaries for county officers; and providing an effective date.

SB 81 — By York.
An act relating to motor vehicles; amending 47 O.S. 1981, Section 755, which relates to appeal of driver's license revocation; providing hardship exceptions; requiring certain information in modification orders; and declaring an emergency.

SB 82 — 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.

LOBBYIST REGISTRATIONS

(Addendum since January 17, 1985, page 75)

Garren, Karen E., Tulsa Classroom Teachers Association.

Haney, James R., Oklahoma Reserve Law Officers Association; Democratic Party, 2nd Congressional District.

Huddleston, Richard, Oklahomans for Progressive Pari-Mutuel Taxation. (addendum)

Rhames, A.H. "Pete", Cooperative Council for Oklahoma School Administration.

Sanford, Paula K., League of Women Voters of Oklahoma.

Stratton, Wayne Robert, Alliance of American Insurers.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, January 22, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:55 p.m. to meet Tuesday, January 22, 1985, at 1:30 p.m.

Ninth Legislative Day
Tuesday, January 22, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Porter.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Kent Allen, Minister, College Church of Christ, Edmond, the guest of Senator Watson.

BILL WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent to withdraw **SB 67** from the Calendar and rerefer said bill to the Committee on Finance, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 3 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 4 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 3 by Dawson and Ford of the Senate and Morgan of the House was called up for consideration.

Senator Dawson moved that **SB 3** be advanced, which motion was declared adopted.

THIRD READING

SB 3 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune,

McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Keller and Porter.—2.

The bill and emergency passed.

SB 3 was referred for engrossment.

COMMITTEE APPOINTMENT

Pursuant to 74 O.S. § 456.2, President Pro Tempore Randle announced appointments to the following committee:

JOINT SPECIAL COMMITTEE ON INTERNATIONAL DEVELOPMENT

Combs, Vice Chairman

Capps	Johnson
Green	Leonard
Howell	Roberts

COMMITTEE REPORTS

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

DO PASS:

SB 12 — Judiciary and Retirement, coauthored by Williamson (principal House author).

SECOND READING

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

SB 80 — General Government
SB 81 — Judiciary and Retirement
SB 82 — General Government

FIRST READING

The following were introduced and read the first time:

SB 83 — By Smith.
An act relating to intoxicating liquors; amending 37 O.S. 1981, Section 213, which relates to hours during which sale of nonintoxicating beverages is prohibited; modifying hours; and declaring an emergency.

SB 84 — By Green.
An act relating to public finance and revenue and taxation; amending 62 O.S. 1981, Section 221 and 68 O.S. 1981, Sections 102, 102.3 and 104, which relate to Oklahoma Tax Commission; providing for expenses and per diem for members of Tax Commission; deleting provisions for salaries of members; removing requirement that members devote all time to Tax Commission; directing Tax Commission to employ an administrator and hearing officers; providing that all Tax Commission hearings initially be conducted by hearing officer; providing for appeal to members of Commission; stating time limit for such appeals; providing for codification; repealing 68 O.S. 1981, Section 102.1, as amended by Section 15, Chapter 350, O.S.L. 1982 (68 O.S. Supp. 1984, Section 102.1), which relates to salaries for members of Tax Commission, repealing conflicting laws; and providing an effective date.

SB 85 — By Capps.
An act relating to motor vehicles; providing the Oklahoma Tax Commission may designate a district superintendent of schools or a school district employee as a motor license agent; providing for codification; and declaring an emergency.

SB 86 — By Dennis.
An act relating to intoxicating liquors; amending 37 O.S. 1981, Section 537, which relates to prohibited acts; modifying hours of operation for a package store; and declaring an emergency.

SJR 5 — 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; requiring first regular session to meet to organize and certify certain election returns; limiting length of regular sessions of the Legislature; limiting scope of second regular session of each Legislature; providing a ballot title; directing filing; and ordering a special election.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 23, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:45 p.m. to meet Wednesday, January 23, 1985, at 1:30 p.m.

Tenth Legislative Day

Wednesday, January 23, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Lamb.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. James Waugh, Minister, College Church of Christ, Edmond, the guest of Senator Watson.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 3 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 12 by Wright of the Senate and Williamson of the House was called up for consideration.

Senator Cole asked to coauthor **SB 12,** which was the order.

Senator Wright moved that **SB 12** be advanced, which motion was declared adopted.

THIRD READING

SB 12 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—44.

Nay: Terrill.—1.

Excused: Cullison, Lamb and Stipe.—3.

The bill passed.

Senator Terrill desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45; Excused: 3.

The emergency passed.

SB 12 was referred for engrossment.

SECOND READING

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

SB 83 — Judiciary and Retirement
SB 84 — Finance
SB 85 — Finance
SB 86 — Judiciary and Retirement
SJR 5 — Rules

FIRST READING

The following were introduced and read the first time:

SB 87 — By Ford of the Senate and Harbin of the House.

An act relating to professions and occupations; amending 8 O.S. 1981, Sections 203, 204, 207, 214 and 221, which relate to the State Burial Board, 47 O.S. 1981, Sections 563, 564, as amended by Section 1, Chapter 239, O.S.L. 1982, 582, 583, 591.5 and 591.11 (47 O.S. Supp. 1984, Section 564), which relate to the Oklahoma Motor Vehicle Commission and the Oklahoma Used Motor Vehicle and Parts Commission, 52 O.S. 1981, Sections 420.2, 420.3, as amended by Section 16, Chapter 333, O.S.L. 1983 and 420.4, as amended by Section 5, Chapter 216, O.S.L. 1983 (52 O.S. Supp. 1984, Sections 420.3 and 420.4), which relate to the Oklahoma Liquefied Petroleum Gas Board, 59 O.S. 1981, Sections 15.2, 15.5, 15.7, 15.14, 15.15, 15.17, and 15.19 and 15.22, as amended by Sections 2 and 3, Chapter 160, O.S.L. 1982, 45.5, 45.7, 45.8, 45.11, as amended by Section 1, Chapter 21, O.S.L. 1983, 45.12 and 45.13, as amended by Sections 2 and 3, Chapter 21, O.S.L. 1983, 45.17, 45.18, 45.28, 45.30, 45.32, 45.35, 45.37, 45.42, 61, 66, 74, 78, 89.1, 89.3, 105, 137, as amended by Section 3, Chapter 138, O.S.L. 1983, 140, 141, as amended by Section 4, Chapter 138, O.S.L. 1983, 144, 145, 150, 154, as amended by Section 7, Chapter 138, O.S.L. 1983, 156, 161, as last amended by Section 1, Chapter 298, O.S.L. 1983, 163, as amended by Section 3, Chapter 268, O.S.L. 1982, 164 and 164c, as amended by Sections 4 and 7, Chapter 268, O.S.L. 1982, 169, 199.2, 199.4, 199.5, 199.7, 199.10, 199.15, 328.7, 328.16, 328.17, 328.30, 328.37, 328.41, 328.42, 328.48, 353.3, 353.5, 353.7 and 353.8, as amended by Sections 2 and 3, Chapter 172, O.S.L. 1982, 353.11, 353.18, as amended by Section 4, Chapter 172, O.S.L. 1982, 364, 396, 396.4 and 396.5, as amended by Sections 2 and 3, Chapter 163, O.S.L. 1983, 396.14, 396.18 and 475.3, 475.9, 475.10, 475.13, 475.16 and 475.21, as amended by Sections 3, 9, 10, 13, 16 and 21, Chapter 297, O.S.L. 1982, 481, as amended by Section 1, Chapter 159, O.S.L. 1983, 487, 495a, 495c, 511, 512, 528, 531, 567.4, 567.7 and 582 and 587, as amended by Sections 1 and 2, Chapter 225, O.S.L. 1982, and 624, 626, 641 and 643, as amended by Sections 4, 6, 20 and 22, Chapter 152, O.S.L. 1983, 698.3, as amended by Section 1, Chapter 32, O.S.L. 1982, 698.5 and 698.7, 698.8 and 698.9, as amended by Sections 3, 4 and 5, Chapter 192, O.S.L. 1982, 698.23, Section 10, Chapter 192, O.S.L. 1982, 738.3, 742, as amended by Section 1, Chapter 272, O.S.L. 1983, 744, 745 and 745.1, as amended by Sections 2 and 3, Chapter 272, O.S.L. 1983, 746, 813, 814, 818, 820, 821 and 858-201 and 858-204, as amended by Sections 1 and 3, Chapter 194, O.S.L. 1982, 858-205, 858-207, as

last amended by Section 1, Chapter 289, O.S.L. 1983, 858-208, as amended by Section 1, Chapter 74, O.S.L. 1984, 858-209, 887.12, Sections 10, 11 and 14, Chapter 119, O.S.L. 1984, and 901 and 905, as amended by Sections 1 and 2, Chapter 189, O.S.L. 1982, 907, 908, 1203, 1205, 1209, 1210, 1216, 1253, as amended by Section 1, Chapter 122, O.S.L. 1982, 1256, 1263, 1354, as amended by Section 1, Chapter 55, O.S.L. 1983, 1358, as amended by Section 4, Chapter 55, O.S.L. 1983, 1360, 1367, as amended by Section 5, Chapter 55, O.S.L. 1983, 1368, 1375, 1455, 1456, 1464, as amended by Section 1, Chapter 145, O.S.L. 1984, 1467, 1607, as amended by Section 3, Chapter 56, O.S.L. 1982, 1609, 1614, 1615, as amended by Section 4, Chapter 56, O.S.L. 1982, 1616, 1622 and Sections 8 and 13, Chapter 144, O.S.L. 1984 (59 O.S. Supp. 1984, Sections 15.19, 15.22, 45.11, 45.12, 45.13, 137, 141, 154, 161, 163, 164, 164c, 353.7, 353.8, 353.18, 396.4, 396.5, 475.3, 475.9, 475.10, 475.13, 475.16, 475.21, 481, 582, 587, 624, 626, 641, 643, 698.3, 698.7, 698.8, 698.9, 698.28, 742, 745, 745.1, 858-201, 858-204, 858-207, 858-208, 888.10, 888.11, 888.14, 901, 905, 1253, 1354, 1358, 1367, 1464, 1607, 1615, 1728 and 1733), which relate to state licensing boards, 62 O.S. 1981, Section 155, which relates to revolving funds, 63 O.S. 1981, Sections 330.52, as amended by Section 1, Chapter 196, O.S.L. 1982, 330.54, as amended by Section 3, Chapter 172, O.S.L. 1984, 330.55, as last amended by Section 6, Chapter 287, O.S.L. 1983 and 330.56 (63 O.S. Supp. 1984, Sections 330.52, 330.54 and 330.55), which relate to the Oklahoma State Board of Nursing Homes, 70 O.S. 1981, Sections 21-102, as last amended by Section 24, Chapter 333, O.S.L. 1983 and 21-106, as last amended by Section 7, Chapter 289, O.S.L. 1984 (70 O.S. Supp. 1984, Sections 21-102 and 21-106), which relate to the Oklahoma Board of Private Schools; creating the Oklahoma State Licensing Bureau; requiring Bureau to perform administrative functions for certain licensing boards; stating function of licensing boards; stating powers and duties of the Bureau; setting three-year term for licenses and providing for exceptions; requiring standardized form for licenses; abolishing revolving funds for licensing boards and noting exception; requiring monies be deposited in and transferred to General Revenue Fund; repealing 47 O.S. 1981, Sections 576, 577, and 587, 52 O.S. 1981, Section 420.10, 59 O.S. 1981, Sections 90, 328.14, 396.15, 601, 602, 603, Section 23, Chapter 152, O.S.L. 1983 and 902 (59 O.S. Supp. 1984, Section 644), which relate to functions of licensing boards; providing for codification; providing an effective date; and declaring an emergency.

SB 88 — By Ford.

An act relating to revenue and taxation; creating a State Revaluation Board; providing for appointment of members; setting terms of office; stating qualifications; 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 an executive director; stating qualifications; 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, as amended by Section 5, Chapter 298, O.S.L. 1984, 2481.2, 2481.3, 2481.4, 2481.5, 2481.6, 2481.8, 2481.9, 2481.10 and 2481.11 (68 O.S. Supp. 1984, Section 2481.1), which relate to revaluation of taxable property; and providing an effective date.

SCR 4 — By Green.

A concurrent resolution creating a special committee of the Legislature for the purpose of studying the structure, organization and duties of the Corporation Commission; providing for membership; granting authority to administer oaths, subpoena witnesses and hear evidence; authorizing reimbursement; allowing requests for assistance or information; stating legislative intent that state agencies comply with request for assistance or information; and requiring a written report.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, January 24, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:50 p.m. to meet Thursday, January 24, 1985, at 10:00 a.m.

Eleventh Legislative Day

Thursday, January 24, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Branch, Capps, Giles, Lamb, McIntyre and Smith.—6.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Howard Norton, Minister, College Church of Christ, Edmond, the guest of Senator Watson.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committees as follows:

Blankenship, Joan, Tulsa, as a member to the Alcoholic Beverage Control Board, to serve a term of seven years ending June 23, 1991. Ms. Blankenship will succeed herself. (Criminal Jurisprudence). Motion to confirm made by Senator Luton at the request of Senator Smith.

Porter, C.W. "Bill", Norman, as a member to the Alcoholic Beverage Laws Enforcement Commission, to serve a term of five years, ending September 18, 1989. Mr. Porter will serve in a new position. (Criminal Jurisprudence). Motion to confirm made by Senator Cate.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Wright and York.—38.

Excused: Branch, Capps, Giles, Lamb, McIntyre, Porter, Smith, Stipe, Winn and Young.—10.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 12 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 87 — Business and Labor
SB 88 — Finance
SCR 4 — Business and Labor

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1014, 1066** and **1068.**

HB 1014 — By Harbin, Williamson, Clark, Kincheloe and Pitezel of the House and Landis of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 7-602, as last amended by Section 1, Chapter 49, O.S.L. 1983 (47 O.S. Supp. 1984, Section 7-602); requiring purchasers or transferees of vehicles for which certificates of title have previously been issued to certify existence of security when applying for new certificates of title; providing procedure for obtaining certificates of title upon the sale or transfer of vehicles for which certificates of title have previously been issued; requiring the carrying of security verification forms in motor vehicle; modifying certain fees; and providing an effective date.

HB 1066 — By Vanatta and Lewis of the House and McIntyre of the Senate.

An act relating to banks and trust companies; amending 6 O.S. 1981, Section 502, as amended by Section 3, Chapter 221, O.S.L. 1983 (6 O.S. Supp. 1984, Section 502); allowing multi-bank holding companies de novo charters for certain purposes; stating purpose; defining terms; authorizing multi-bank holding companies; providing certain limitation; providing exceptions; prohibiting certain charters; requiring certain reports; providing for jurisdiction, appeals, and examinations; providing penalties; and declaring an emergency.

HB 1068 — By Littlefield, Monks, Conaghan and Holt of the House and Schuelein of the Senate.

An act relating to public health and safety; prohibiting the unauthorized use of a vessel; providing penalties; providing for codification; 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 89 — By Johnson.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 701.13, which relates to review of death penalty sentence; allowing resentencing in certain cases; providing severability; and declaring an emergency.

SB 90 — By Terrill.

An act relating to jurors; amending 38 O.S. 1981, Section 18, which relates to selection of jurors; requiring list of licensed drivers over the age of eighteen years to be provided and used in jury selection; and declaring an emergency.

SB 91 — By Terrill.

An act relating to contracts; voiding agreements that seek to exempt certain business entities from liability for personal injury due to negligence; providing for codification; repealing conflicting laws; and providing an effective date.

SB 92 — By Cullison.

An act relating to public finance; amending 62 O.S. 1981, Sections 41.33 and 41.34, which relate to the budget of State of Oklahoma; requiring Oklahoma Tax Commission to furnish to the Governor of the State of Oklahoma a tax expenditure budget report; stating information to be contained in report; providing date for submission of report; de-

fining term; providing tax expenditure be included in budget message; providing printed copies of budget include tax expenditure budget; providing for codification; and declaring an emergency.

SB 93 — By Combs.

An act relating to economic development; amending 40 O.S. 1981, Section 196.12, which relates to exemptions to minimum wages on public works; providing for phase in of certain exemptions to minimum wages on public works; specifying effective dates; and declaring an emergency.

SJR 6 — By Green.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Sections 15 and 16 of Aritcle IX of the Constitution of the State of Oklahoma, which relate to the Corporation Commission; increasing number of Commissioners; changing method of selection; setting certain qualifications; increasing terms of office; providing for removal from office; providing effective date; providing ballot title; and directing filing.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 3,** coauthored by Glover 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.

The above numbered measure was referred for enrollment.

LOBBYIST REGISTRATIONS

(Addendum since January 21, 1985, page 80).

Carr, Otie Ann, Oklahoma Society of Certified Public Accountants. (addendum).

Decker, B.J., ANR Pipeline Company.

Garrison, Denzil D., Burlington Northern, Inc. (addendum)

Nance, Ken, Society of Professional Journalists (Sigma Delta Chi); Oklahoma City News Broadcasters Association. (addendum).

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, January 28, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 10:20 a.m. to meet Monday, January 28, 1985, at 1:30 p.m.

Twelfth Legislative Day

Monday, January 28, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Cate.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Carl B. Summer, Pastor, Calvary Church of the Nazarene, Bethany, the guest of Senator Combs.

EXECUTIVE NOMINATIONS

The following executive nomination was read and referred to committee as indicated:

Kilpatrick, Don, Del City, as Secretary-member to the Oklahoma Tax Commission — Finance.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 3 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

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

DO PASS, as amended:

SJR 1 — General Government, coauthored by Roberts and Winn of the Senate.

SECOND READING

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

SB 89 — Criminal Jurisprudence
SB 90 — Judiciary and Retirement
SB 91 — Judiciary and Retirement
SB 92 — Finance
SB 93 — Business and Labor
SJR 6 — Business and Labor
HB 1014 — Transportation
HB 1066 — Banks and Banking
HB 1068 — Criminal Jurisprudence

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1005.**

HB 1005 — By Mentzer, Bastin, Monks, Vaughn, Schroeder, Shurden, Anderson, Converse, Easley, Gordon, Kelly, Littlefield, McDonald, Pitezel and Whorton of the House and Wright and Brown of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 22.4c; authorizing certain surviving spouses of deceased former prisoners of war to obtain special license plates; authorizing the Commission to issue special license plates to certain former prisoners of war; requiring proof of certain status; providing for fees; specifying certain information to be included on the plates; defining terms; providing an operative date; 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 94 — By Green.

An act relating to state government; amending 74 O.S. 1981, Section 1321, as amended by Section 16, Chapter 333, O.S.L. 1982 (74 O.S. Supp. 1984, Section 1321), which relates to state employees group health, dental and life insurance; allowing certain orthodontic procedures; and declaring an emergency.

SB 95 — By Green.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 22.19, as amended by Section 1, Chapter 114, O.S.L. 1983 (47 O.S. Supp. 1984, Section 22.19), which relates to salvage titles; and requiring salvage title for vehicle for which payment of loss exceeds certain value.

SB 96 — By Combs.

An act relating to economic development; amending 68 O.S. 1981, Sections 2357, 2357.4, as amended by Section 1, Chapter 94, O.S.L. 1984, and 2357.5 (68 O.S. Supp. 1984, Section 2357.4), which relate to credits against income tax; providing for a credit against corporate income taxes for ad valorem taxes paid; defining qualifying corporation; restricting application of credit; authorizing Oklahoma Tax Commission to promulgate rules and regulations; modifying formula and criteria for investment credit; and providing an effective date.

SB 97 — By Terrill.

An act relating to schools; amending 70 O.S. 1981, Section 17-105, as last amended by Section 7, Chapter 267, O.S.L. 1984 (70 O.S. Supp. 1984, Section 17-105), which relates to the Teachers' Retirement System; allowing certain benefit options for the surviving spouse of certain members; and declaring an emergency.

SB 98 — By Winn.

A act relating to roads, bridges and ferries; amending Section 2, Chapter 286, O.S.L. 1982 (69 O.S. Supp. 1984, Section 636.1), which relates to the County Road Machinery and Equipment Revolving Fund; requiring equipment delivery within specified time period; providing sanction; and providing an effective date.

SB 99 — By Winn.

An act relating to counties and county officers; amending Section 2, Chapter 249, O.S.L. 1982, as amended by Section 1, Chapter 205, O.S.L. 1983 (19 O.S. Supp. 1984, Section 1501), which relates to duties of county purchasing agent; exempting certain native materials from bid procedure; and providing an effective date.

SB 100 — By Winn.

An act relating to crimes and punishments; providing penalty for defacing, stealing or

possessing state highway or county road signs or markers; providing for codification; and declaring an emergency.

SB 101 — By Dawson.

An act relating to courts; amending 20 O.S. 1981, Section 1005, as amended by Section 1, Chapter 20, O.S.L. 1984 (20 O.S. Supp. 1984, Section 1005), which relates to destruction of court records; providing for destruction of certain records and docket books; and declaring an emergency.

SB 102 — By Johnson and Boatner.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 858-201 and 858-202, as amended by Sections 1 and 2, Chapter 194, O.S.L. 1982, 858-203 and 858-307.1 (59 O.S. Supp. 1984, Sections 858-201 and 858-202), which relate to the Oklahoma Real Estate Commission; re-creating the Oklahoma Real Estate Commission; modifying appointment procedures; increasing compensation; allowing commission to set fees within certain limits; providing severability; providing an effective date; and declaring an emergency.

SB 103 — By Johnson and Boatner.

An act relating to agriculture, amending 2 O.S. 1981, Section 1802, which relates to the Oklahoma Soybean Commission; re-creating the Oklahoma Soybean Commission; providing an effective date; and declaring an emergency.

SB 104 — By Johnson.

An act relating to militia; amending 44 O.S. 1981, Section 195.4, which relates to the Awards and Decorations Board; re-creating the Awards and Decorations Board; modifying the membership; providing an effective date; and declaring an emergency.

SB 105 — By Johnson and Boatner.

An act relating to public health and safety; amending 63 O.S. 1981, Section 2109, as amended by Section 3, Chapter 134, O.S.L. 1983 (63 O.S. Supp. 1984, Section 2109), which relates to the Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority; re-creating the Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority; modifying termination date; providing an effective date; and declaring an emergency.

SB 106 — By Johnson and Boatner.

An act relating to public health and safety; amending 63 O.S. 1981, Sections 2402 and 2403, which relates to the Oklahoma Commission on the Deaf and Hearing Impaired; re-creating the Oklahoma Commission on Deaf and Hearing Impaired; modifying termination date; increasing Commission per diem rate; providing an effective date; and declaring an emergency.

SB 107 — By Johnson.

An act relating to militia; amending 44 O.S. 1981, Sections 233.2 and 233.3, which relate to construction of armories; requiring the Oklahoma Military Department to execute armory construction or renovation agreements; requiring Military Department to provide public utility access; authorizing Military Department to enter into contracts for armory construction; authorizing Military Department to determine need for property; requiring Military Department to sell or dispose of surplus property; requiring proceeds to be deposited in surplus property fund; allowing expenditures by Adjutant General for certain purposes; abolishing Special Armory Construction Board; transferring duties and responsibilities to Oklahoma Military Department; directing the Director of State Finance to coordinate transfer of certain funds; repealing 44 O.S. 1981, Section 233.1, as amended by Section 18, Chapter 304, O.S.L. 1983 (44 O.S. Supp. 1984, Section 233.1), which relates to creation of the Special Armory Construction Board; providing for codification; providing an effective date; and declaring an emergency.

SB 108 — By Stipe of the Senate and Duke of the House.

An act relating to public health and safety; amending 63 O.S. 1981, Section 2257, as amended by Section 11, Chapter 77, O.S.L. 1982 (63 O.S. Supp. 1984, Section 2257), which relates to county solid wastes management systems; authorizing certain additional disposal sites; stating purpose for sites; excluding certain wastes; and requiring certain operating hours.

SB 109 — By Cullison.

An act relating to motor vehicles; prohibiting manufacturer or distributor from selling a motor vehicle to dealers at certain prices; providing exceptions; providing for codification; and declaring an emergency.

SJR 7 — By Cate of the Senate and Lewis of the House.

A joint resolution relating to the Federal Deficit Reduction Act of 1984; adopting formula for ceiling on issuance of private activity bonds; providing exceptions; specifying limit on amount of bonds which may be issued for 1985; allowing transfer of issuing authority; requiring issuing authority to comply with procedure, certification and regulations of the Federal Act; and making Act effective until changed, modified or repealed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 3.**

The above numbered enrolled measure was transmitted to the Secretary of State.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, January 29, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:40 p.m. to meet Tuesday, January 29, 1985, at 1:30 p.m.

Thirteenth Legislative Day

Tuesday, January 29, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Cate, Dennis and Keller.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Carl B. Summer, Pastor, Calvary Church of the Nazarene, Bethany, the guest of Senator Combs.

EXECUTIVE NOMINATIONS

Executive nomination has been approved by committee as follows:

Kilpatrick, Don, Del City, as Secretary-Member to the Oklahoma Tax Commission, to serve the balance of a term of six years ending the 2nd Monday in January, 1989. Mr. Kilpatrick will succeed Jay Merrill. (Finance). Motion to confirm made by Senator Brown.

Confirmation of the above-named executive nomination was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Cate, Choate, Dennis, Keller and Winn.—5.

The following executive nominations were read and referred to committee as indicated:

Freeman, Paul, Henryetta, as a member to the War Veterans Commission — General Government.

Gruver, Frank, Guymon, as a member to the Liquefied Petroleum Gas Board — Natural Resources.

Hannah, John T., Muskogee, as a member to the State Banking Board — Banks and Banking.

Hatton, Carl N., Altus, as a member to the Liquefied Petroleum Gas Board — Natural Resources.

Hawkins, Stanley, Tulsa, as a member to the State Fire Marshal Commission — General Government.

Hefton, Patricia, Oklahoma City, as a member to the Board of Regents of Rose State College — Higher Education.

Hendrick, Jean, Lawton, as a member to the State Arts Council of Oklahoma — Public Education.

Henke, Esther Mae, Oklahoma City, as a member to the Oklahoma Educational Television Authority — Public Education.

Hetherington, Jerry, Sallisaw, as a member to the Board of Regents of Carl Albert Junior College — Higher Education.

Hill, Fannie, Tulsa, as a member to the Board of Regents of Oklahoma College of Osteopathic Medicine and Surgery — Higher Education.

Jones, Jack, Tulsa, as a member to the Polygraph Examiners Board — Criminal Jurisprudence.

Kaiser, Jean M., Afton, as a member to the Real Estate Commission — Business and Labor.

Kilpatrick, John, Jr., Oklahoma City, as a member to the Oklahoma Turnpike Authority — Transportation.

Lynde, Harriett, Tulsa, as a member to the Human Rights Commission — Human Resources.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 7 — Judiciary and Retirement, coauthored by Davis (Guy) (principal House author).

SJR 4 — Judiciary and Retirement, coauthored by Williamson (principal House author).

SECOND READING

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

SB 94 — Business and Labor
SB 95 — Transportation
SB 96 — Economic Development
SB 97 — Judiciary and Retirement
SB 98 — Transportation
SB 99 — General Government
SB 100 — Criminal Jurisprudence
SB 101 — Judiciary and Retirement
SB 102 — Business and Labor
SB 103 — Agriculture
SB 104 — General Government
SB 105 — Human Resources
SB 106 — Human Resources
SB 107 — General Government
SB 108 — Natural Resources
SB 109 — Economic Development
SJR 7 — Appropriations
HB 1005 — Finance

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HJR 1005,** the Special Election Section having received the constitutional two-thirds majority of votes of members elected to and constituting the House of Representatives.

HJR 1005 — By Barker, Hamilton (James), Davis (Guy), Holden, Glover, Conaghan, Cotner, Craighead, Davis (Frank), Gordon, Kamas, Leftwich, McKenna and Williams (Freddye) of the House and Randle 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; revising procedure for determining revenue estimates; prohibit-

ing the creation of certain debts or obligations; providing procedure for certification of revenue amounts; providing for the distribution of surplus monies accruing to the General Revenue Fund to a Surplus Reserve Fund; restricting its use except under special circumstances; requiring the State Equalization Board to recertify revenue; repealing Section 23a of Article X of the Constitution of the State of Oklahoma; providing ballot title, directing filing; and ordering a special election.

The above numbered measure was read the first time.

FIRST READING

The following were introduced and read the first time:

SB 110 — By Winn.

An act relating to insurance; amending 36 O.S. 1981, Section 3629, which relates to insurance claim procedures; requiring courts to add certain prejudgment interest to verdicts when the insured is the prevailing party; and providing an effective date.

SB 111 — By Taylor.

An act relating to intoxicating liquors; amending 37 O.S. 1981, Section 246, as amended by Section 4, Chapter 98, O.S.L. 1983 (37 O.S. Supp. 1984, Section 246), which relates to consumption of nonintoxicating beverages by minors; prohibiting possession of nonintoxicating beverages by minors; and providing an effective date.

SB 112 —By Taylor.

An act relating to public finance; stating purpose; defining terms; providing for allocation of private activity bonds; designating administrator; stating duties; requiring certain information from bond issuers; providing for carry forwards and preferences; providing for codification; providing severability; and declaring an emergency.

SB 113 — By Dahl of the Senate and Widener of the House.

An act relating to agriculture; amending 2 O.S. 1981, Section 742, which relates to burning grass or stubble before plowing; expanding purposes for intentional fires; and providing an effective date.

SB 114 — By Boatner.

An act relating to state government; allowing participation by certain school employees and retirees in State Employees Group Health, Dental and Life Insurance Plans; making participation optional; requiring employees to make premium payments; authorizing promulgation of rules and regulations; and providing for codification.

SB 115 — By Porter.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 995.3, as last amended by Section 2, Chapter 135, O.S.L. 1984 and 995.10, as amended by Section 3, Chapter 135, O.S.L. 1984 (21 O.S. Supp. 1984, Sections 995.3 and 995.10), which relate to bingo; allowing more than one bingo license to be issued for a specific location; stating that limitations on sessions and prizes apply to licensees individually; and declaring an emergency.

SB 116 — By Smith.

An act relating to intoxicating liquors; creating a cause of action in certain persons against sellers of alcoholic beverages and nonintoxicating beverages; making such sellers liable for unlawful sales to intoxicated persons; providing for survival; providing an exception; providing for codification; and declaring an emergency.

SB 117 — By Smith.

An act relating to initiative and referendum; amending 34 O.S. 1981, Section 9, as amended by Section 1, Chapter 222, O.S.L. 1983 (34 O.S. Supp. 1984, Section 9), which relates to ballots titles; raising the reading comprehension level for certification; and declaring an emergency.

SB 118 — By Smith.

An act relating to criminal procedure; permitting a defendant to plead guilty but mentally ill; providing short title; permitting certain plea; requiring certain hearing; allowing certain instructions; permitting verdict in certain cases; providing post-verdict procedures; requiring certain findings for verdict; providing for custody and certain treatment; providing for discharge, probation, and treatment facilities; providing for codification; providing severability; and declaring an emergency.

SB 119 — By Pierce.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 102, 102.2 and 102.3, which relate to the Oklahoma Tax Commission; replacing the Tax Commission with a Tax Commissioner; providing for appointment, term of office, removal and vacancy in office; prohibiting certain political activity by Tax Commissioner; deleting provisions for additional compensation; changing statutory references; repealing 68 O.S. 1981, Section 102.1, as amended by Section 15, Chapter 350, O.S.L. 1982 (68 O.S. Supp. 1984, Section 102.1), which relates to salaries of tax commission members; providing for codification; and declaring an emergency.

SB 120 — By Winn.

An act relating to contracts; amending 15 O.S. 1981, Section 217, which relates to restraint of trade; clarifying exceptions; and providing an effective date.

SB 121 — By Brown.

An act relating to professions and occupations; establishing the Public Accountancy Act; providing short title; stating purpose; defining terms; creating State Board of Public Accountancy and providing for membership, qualifications, terms, powers, duties, organization and reimbursement; creating State Board of Public Accountancy Revolving Fund; providing for promulgation of rules and regulations; providing procedures for certification of public accountants; providing procedures for licensing of public accountants, accounting practitioners and tax practitioners; requiring annual registration and renewal and setting maximum fee; providing for biennial permits and setting maximum fee; requiring registration of certain firms and offices; providing for revocation or suspension of certificates, licenses, permits and registration; providing for hearing procedures and reinstatements; declaring certain acts unlawful; providing exceptions; making certain information confidential; establishing ownership of certain information; providing injunction against unlawful acts; setting penalties; providing an exception; providing for codification; repealing 59 O.S. 1981, Sections 15.1, 15.2, 15.3, 15.4, 15.5, 15.6, 15.7, 15.8, 15.9, 15.10, 15.11, 15.12, 15.13, 15.14, 15.15, 15.16, 15.17, 15.18, as amended by Section 1, Chapter 160, O.S.L. 1982, 15.19, as amended by Section 2, Chapter 160, O.S.L. 1982, 15.20, 15.22, as amended by Section 3, Chapter 160, O.S.L. 1982, 15.23, 15.24, 15.25, 15.26, 15.27, 15.28, 15.31, 15.32, 15.33 and 15.35 (59 O.S. Supp. 1984, Sections 15.18, 15.19 and 15.22), which relates to the Public Accountancy Act of 1968; and providing an effective date.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, January 30, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:45 p.m. to meet Wednesday, January 30, 1985, at 1:30 p.m.

Fourteenth Legislative Day

Wednesday, January 30, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Cate and Porter.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Carl B. Summer, Pastor, Calvary Church of the Nazarene, Bethany, the guest of Senator Combs.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent to withdraw **SB 93** from the Committee on Business and Labor and refer said bill to the Committee on Economic Development, which was the order.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Gartside, Terry G., Tulsa, as a member to the Real Estate Commission — Business and Labor.

Kimberling, Charles, Tulsa, as a member to the Board of Registration for Professional Engineers and Land Surveyors — Business and Labor.

Langston, Carlos, Ketchum, as a member to the Tourism and Recreation Commission — Tourism and Recreation.

Maxwell, Yvonne Davis, Edmond, as a member to the Student Loan Authority — Higher Education.

McBride, Bervis, Oklahoma City, as a member to the State Arts Council of Oklahoma — Public Education.

McMakin, Peggy, Norman, as a member to the Board of Nursing Homes — Human Resources.

Parks, Bob, Oklahoma City, as a member to the Board of Mental Health — Human Resources.

Percival, Richard L., Vinita, as a member to the Board of Licensed Social Workers — Human Resources.

Phillips, Merle, Enid, as a member to the Board of Examiners for Speech Pathology

and Audiology — Human Resources.

Prock, John E., Heavener, as a member to the Board of Regents of Eastern Oklahoma State College — Higher Education.

Sanders, Jimmy D., Thomas, as a member to the State Textbook Committee — Public Education.

Stuever, George F., Lawton, as a member to the State Textbook Committee — Public Education.

Williams, John, Oklahoma City, as a member to the Board of Regents of Oklahoma City Community College — Higher Education.

Zenke, Larry, Tulsa, as a member to the Board of Trustees, Teachers' Retirement System — Judiciary and Retirement.

SECOND READING

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

SB 110 — Business and Labor
SB 111 — Judiciary and Retirement
SB 112 — Judiciary and Retirement
SB 113 — Agriculture
SB 114 — General Government
SB 115 — Criminal Jurisprudence
SB 116 — Judiciary and Retirement
SB 117 — Judiciary and Retirement
SB 118 — Criminal Jurisprudence and then to Judiciary and Retirement
SB 119 — Finance
SB 120 — Judiciary and Retirement
SB 121 — Finance
HJR 1005 — Appropriations

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 3,** coauthored by Davis (Guy), Johnson (Glen), Abbott, Benson, Blodgett, Brown, Conaghan, Cotner, Cozort, Craighead, Cunningham, Davis (Frank), Glover, Heaton, Henshaw, Hill, Holt, Kamas, Little, McKenna, McMillen, Morris, Reimer, Stacy, Vanatta, Vaughn and Widener of the House.

The above numbered measure was referred for enrollment.

FIRST READING

The following were introduced and read the first time:

SB 122 — By Taliaferro.

An Act relating to civil procedure; providing for dismissal of civil actions; allowing payment of costs, determining when dismissals shall be without prejudice; providing for codification; and providing an effective date.

SB 123 — By Taliaferro.

An Act relating to damages; limiting fault attributable where there are two or more defendants; providing for codification; and providing an effective date.

SB 124 — By Dahl of the Senate and Widener of the House.

An Act relating to agriculture; amending 2 O.S. 1981, Sections 6-182, 6-183, 6-184, 6-185, 6-188, 6-189, 6-190, 6-195, 6-196, 6-197, 6-198, 6-199, 6-200, 6-203, and 6-204, which relate to meat inspection; including bison within the Meat Inspection Act; and providing an effective date.

SB 125 — By Cain.

An Act relating to criminal procedure; amending 22 O.S. 1981, Section 860, which relates to second or subsequent offenses; requiring separate hearings on guilt and punishment; allowing introduction of evidence relevant to punishment; and providing an effective date.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 2.**

The above numbered measure was referred for enrollment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, January 31, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:45 p.m. to meet Thursday, January 31, 1985, at 10:00 a.m.

Fifteenth Legislative Day

Thursday, January 31, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Brown, Cain, Choate, Cole, Combs, Cullison, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—33.

Excused: Boatner, Branch, Capps, Cate, Dahl, Dawson, Dennis, Giles, Landis, McIntyre, Porter, Rhodes, Shedrick, Smith and Wright.—15.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Carl B. Summer, Pastor, Calvary Church of the Nazarene, Bethany, the guest of Senator Combs.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 2 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 3 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 19 — Finance.

SECOND READING

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

SB 122 — Judiciary and Retirement
SB 123 — Judiciary and Retirement
SB 124 — Agriculture
SB 125 — Criminal Jurisprudence

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1015**.

HB 1015 — By Mentzer of the House and Taylor of the Senate.

[Fees — Amending 28 O.S. 1981, Sections 86, 101 and 102 — Effective Date]

FIRST READING

The following were introduced and read the first time:

SB 126 — By Cullison.

An act relating to public finance; defining certain term; providing for codification; and declaring an emergency.

SB 127 — By York.

An act relating to public health and safety and torts; amending 63 O.S. 1981, Section 1-1709, which relates to information concerning condition and treatment of patients, and 76 O.S. 1981, Section 17, which relates to medical malpractice; providing that information concerning conditions and treatment of patients is subject to discovery by parties to a medical malpractice suit; deleting the provision that makes such information privileged communications; and providing an effective date.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 2**.

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 3**.

The above numbered enrolled resolution was referred to the Secretary of State.

LOBBYIST REGISTRATIONS
(Addendum since January 24, 1985, page 93)

Berry, Bob D., Oklahoma Dental Association.

Smith, Troy E., Oklahoma UAW State CAP Council.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 4, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 10:15 a.m. to meet Monday, February 4, 1985, at 1:30 p.m.

Sixteenth Legislative Day

Monday, February 4, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Wright.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Richard E. Young, Pastor, Greystone Presbyterian Church, Oklahoma City, the guest of Senator McCune.

COMMITTEE REPORTS

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

DO PASS:

SB 65 — Criminal Jurisprudence, coauthored by Clark (principal House author).

SECOND READING

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

SB 126 — Finance
SB 127 — Judiciary and Retirement
HB 1015 — Judiciary and Retirement

FIRST READING

The following were introduced and read the first time:

SB 128 — By Cain and Leonard of the Senate and Lewis of the House.

An act relating to state government; amending 74 O.S. 1981, Section 840.5, as last amended by Section 1, Chapter 274, O.S.L. 1983 (74 O.S. Supp. 1984, Section 840.5), which relates to the Office of Personnel Management; expanding the powers and duties of the Administrator; and declaring an emergency.

SB 129 — By Pierce.

An act relating to civil procedure; amending 12 O.S. 1981, Section 1757, which re-

lates to transfer of actions from small claims docket; increasing time to give notice of transfer; requiring hearing on transfer motion; providing grounds for transfer; and providing an effective date.

SB 130 — By Winn.

An act relating to counties and county officers; amending Section 2, Chapter 249, O.S.L. 1982, as amended by Section 1, Chapter 205, O.S.L. 1983 (19 O.S. Supp. 1984, Section 1501), which relates to duties of county purchasing agent; excepting purchases at public auction from bidding procedure; and providing an effective date.

SB 131 — By Taylor.

An act relating to liens; amending 42 O.S. 1981, Section 153, as amended by Section 1, Chapter 111, O.S.L. 1983 (42 O.S. Supp. 1984, Section 153), which relates to payment of lienable claims from trust funds; providing for felony charges for misappropriations of those trust funds; providing penalties; and declaring an emergency.

SB 132 — By Taylor.

An act relating to schools; amending 70 O.S. 1981, Section 3802, as amended by Section 3, Chapter 62, O.S.L. 1982 (70 O.S. Supp. 1984, Section 3802), which relates to the Board of Regents of Rogers State College; changing term of office and dates of expiration of positions on Board of Regents of Rogers State College; providing an effective date; and declaring an emergency.

SB 133 — By McIntyre.

An act relating to holidays; amending 25 O.S. 1981, Section 82.1, and Section 1, Chapter 46, O.S.L. 1983 (70 O.S. Supp. 1984, Section 24-139), which relate to certain holidays; designating Martin Luther King, Jr.'s birthday to be a holiday; eliminating Columbus Day; authorizing "Martin Luther King, Jr. Day" to be a school holiday; and providing an effective date.

SCR 5 — By Taylor.

A concurrent resolution authorizing the Board of Regents of Rogers State College to issue revenue bonds pursuant to Section 4002.1 of Title 70 of the Oklahoma Statutes; and directing distribution.

SCR 6 — By Giles of the Senate and Boeckman of the House.

A concurrent resolution declaring the opposition of the Oklahoma State Legislature to certain proposed federal program changes; memorializing the United States Congress to reject such changes; and directing distribution.

COMMITTEE APPOINTMENTS

President Pro Tempore Randle announced appointments to the following committees pursuant to 74 O.S. § 456.2:

JOINT SPECIAL WATCH DOG COMMITTEE ON AD VALOREM TAXES

Ford	Randle
Howell	Roberts
McCune	Shedrick

JOINT COMMITTEE ON LONG RANGE PLANNING

York, Cochairman

Cate	Rozell
Leonard	Shedrick
Roberts	Taylor

President Pro Tempore Randle announced reappointments to statutory committees as follows:

EDUCATION COMMISSION OF THE STATES

Senator Howell was reappointed January 17, 1985, pursuant to 70 O.S. § 506.1.

ADVISORY COMMITTEE OF THE SOUTH CENTRAL INTERSTATE FOREST FIRE PROTECTION COMPACT

Senator Dennis was reappointed January 23, 1985, pursuant to 2 O.S. § 1301-215.

JOINT COMMITTEE ON INTERSTATE COOPERATION

Senators Cullison, Dahl, Luton, Roberts, and Watson were reappointed January 24, 1985, pursuant to 74 O.S. § 423.

SOUTHERN GROWTH POLICIES BOARD

Senator Dahl was reappointed January 25, 1985, pursuant to 74 O.S. § 3501.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 5, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:40 p.m. to meet Tuesday, February 5, 1985, at 1:30 p.m.

Seventeenth Legislative Day

Tuesday, February 5, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, York and Young.—44.

Excused: Branch, Taylor, Winn and Wright.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Richard E. Young, Pastor, Greystone Presbyterian Church, Oklahoma City, the guest of Senator McCune.

Senator Cullison presiding.

GENERAL ORDER

SB 65 by Ford of the Senate and Clark of the House was called up for consideration.

Senator Ford moved that **SB 65** be advanced, which motion was declared adopted.

THIRD READING

SB 65 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, York and Young.—41.

Excused: Branch, Choate, Porter, Smith, Taylor, Winn and Wright.—7.

The bill passed.

SB 65 was referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SR 5 — By Stipe.

A resolution recognizing the outstanding service of Richard Arista Ward, Director of the Oklahoma Department of Transportation, upon his retirement; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

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

INTRODUCTION

Senator Stipe introduced Mr. R. A. "Dick" Ward, retiring Director of the Oklahoma Department of Transportation to the Senate and asked unanimous consent that Mr. Ward and his party be granted privileges of the floor during consideration of **SR 5,** which was the order. Upon conclusion of the reading of the resolution, Mr. Ward addressed the Senate.

GENERAL ORDER

SR 5 by Stipe was called up for consideration.

All other members of the Senate asked to coauthor **SR 5,** which was the order.

SR 5 was adopted upon motion of Senator Stipe and referred for enrollment.

GENERAL ORDER

SB 19 by Capps of the Senate and Benson of the House was called up for consideration.

Senators Terrill and Watson asked to coauthor **SB 19,** which was the order.

Senator Capps moved that **SB 19** be advanced, which motion was declared adopted.

THIRD READING

SB 19 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, York and Young.—44.

Excused: Branch, Taylor, Winn and Wright.—4.

The bill and emergency passed.

SB 19 was referred for engrossment.

GENERAL ORDER

SB 7 by Boatner of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Ford moved to amend **SB 7,** Page 9, Line 11, by adding after the word "composition," the following: "exhibit, display,", which amendment was declared adopted.

Senator Boatner moved that **SB 7** be advanced, which motion was declared adopted.

THIRD READING

SB 7 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Daw-

son, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson and York.—41.

Nay: Keller, Pierce and Young.—3.

Excused: Branch, Taylor, Winn and Wright.—4.

The bill passed.

SB 7 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 92 — Finance, coauthored by Hobson (principal House author).

The Committee on Rules moves that the Senate adopt as the permanent rules of the 40th Legislature, the temporary rules as adopted on page 3 of the Journal, with the following amendment:

RULE 12-23. RECONSIDERATION. The final vote on Third Reading or Fourth Reading of any bill or joint resolution or on the emergency clause or special election feature of any bill or joint resolution may be reconsidered only if a member of the Senate serves notice on the same day such final vote is taken. Once such notice is served, the following procedures shall be observed:

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

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

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

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

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

SECOND READING

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

SB 128 — General Government
SB 129 — Judiciary and Retirement
SB 130 — General Government
SB 131 — Judiciary and Retirement
SB 132 — Higher Education
SB 133 — Human Resources
SCR 5 — Higher Education
SCR 6 — Agriculture

FIRST READING

The following were introduced and read the first time:

SB 134 — By Rhodes.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 1237, as amended by Section 5, Chapter 43, O.S.L. 1984 (19 O.S. Supp. 1984, Section 1237), which relates to road improvements; authorizing commissioners to reassess road improvement districts; providing for annexation to road improvement districts; providing for codification; providing an effective date; and declaring an emergency.

SB 135 — By Rhodes.

An act relating to schools; amending 70 O.S. 1981, Section 11-107, which relates to psychiatric or psychological testing or treatment of students; prohibiting certain persons from eliciting certain information by certain means; and declaring an emergency.

SB 136 — By Giles of the Senate and Reimer of the House.

An act relating to oil and gas; amending 52 O.S. 1981, Section 87.1, as last amended by Section 1, Chapter 58, O.S.L. 1984 (52 O.S. Supp. 1984, Section 87.1), which relates to well spacing and drilling units; eliminating certain royalty stipulations; and declaring an emergency.

LOBBYIST REGISTRATIONS

(Addendum since January 31, 1985, page 108)

Cowans, Walter "Bill", Oklahoma School Employees Union Local 1357.

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

Huddleston, Richard, Oklahoma Retail Merchants Association. (addendum)

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 4, 1985, of Enrolled **SB 2.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 6, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:15 p.m. to meet Wednesday, February 6, 1985, at 1:30 p.m.

Eighteenth Legislative Day

Wednesday, February 6, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Branch and Porter.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Richard E. Young, Pastor, Greystone Presbyterian Church, Oklahoma City, the guest of Senator McCune.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Coppock, Delmar, Cherokee, Bureau of Narcotics and Dangerous Drugs Control Commission — Criminal Jurisprudence.

Cummings, Doug, Oklahoma City, as a member to the State Arts Council of Oklahoma — Public Education.

Frank, Mrs. C. Pat, Tahlequah, as a member to the Bureau of Narcotics and Dangerous Drugs Control Commission — Criminal Jurisprudence.

Frymire, Cecil, Midwest City, as a member to the Board of Polygraph Examiners — Criminal Jurisprudence.

Hawthorne, Frank, Lawton, as a member to the Solid Waste Management Advisory Committee — Natural Resources.

Keffer, Mrs. Blake, Pawhuska, as a member to the Board of Regents of Northern Oklahoma College — Higher Education.

Langdon, Betty, Norman, as a member to the Pollution Control Coordinating Board — Natural Resources.

Lindley, Larry, Shawnee, as a member to the Tourism and Recreation Commission — Tourism and Recreation.

Lundy, Barbara, Oklahoma City, as a member to the Board of Licensed Social Workers — Human Resources.

McBee, James, Shawnee, as a member to the Oklahoma State Bureau of Investigation Commission — Criminal Jurisprudence.

Mitchell, Ervin, Balko, as a member to the Oklahoma Water Resources Board — Natural Resources.

Paulk, Saundra, Tulsa, as a member to the State Textbook Committee — Public Education.

Robles, Robert R., Oklahoma City, as a member to the Human Rights Commission — Human Resources.

Rochelle, Gene C., Lawton, as a member to the Oklahoma Educational Television Authority — Public Education.

Thomison, Billy Mac, Cleveland, as a member to the Grand River Dam Authority — Natural Resources.

Treadway, Gerald, McCurtain, as a member to the State Mining Board — Natural Resources.

Zapanta, Al, Tulsa, as a member to the State Arts Council of Oklahoma — Public Education.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 7, 19 and **65** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 5 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

COMMITTEE REPORTS

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

DO PASS:

SB 104 — General Government, coauthored by Boatner of the Senate and Sanders (principal House author).

SB 107 — General Government, coauthored by Boatner of the Senate and Sanders (principal House author).

SJR 7 — Appropriations.

DO PASS, as amended:

CS for HJR 1005 — Appropriations, coauthored by Cate of the Senate.

SECOND READING

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

SB 134 — General Government
SB 135 — Public Education
SB 136 — Natural Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1019, 1076, 1090, 1092** and **1118.**

HB 1019 — By Blodgett, Littlefield, Reimer, Davis (Guy), Manar, Glover and Converse of the House and Landis of the Senate.

An act relating to cities and towns; amending Section 9, Chapter 126, O.S.L. 1984 (11 O.S. Supp. 1984, Section 8-113); prohibiting municipal officers and employees from engaging in certain business with the municipality; defining terms; prohibiting certain activities; adding an exception; providing penalty; and declaring an emergency.

HB 1076 — By Hale and Duckett of the House and Choate of the Senate.

An act relating to fees; amending 28 O.S. 1981, Section 49; modifying appraiser fees; setting a maximum fee; providing an exception; and providing an effective date.

HB 1090 — By Harris (Ken).

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 1788; increasing the penalties for loitering in, injuring, molesting or joyriding in any motor vehicle; and providing an effective date.

HB 1092 — By Harris (Ken) and Leftwich.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 1327, as amended by Section 3, Chapter 294, O.S.L.

1983 (22 O.S. Supp. 1984, Section 1327); modifying the time of release and delivery of exhibits owned by victims; requiring application to the court; requiring the photographing or marking of certain exhibits; allowing such photographs or marked exhibits to be used in future actions or proceedings; providing for certain orders; providing procedures for unclaimed or abandoned exhibits; and providing an effective date.

HB 1118 — By Sanders and Stottlemyre of the House and Cullison of the Senate.

[Intoxicating liquors — amending Sections in Titles 37 and 21 — authorized consumption of intoxicating liquors in public places — codification — repealing three sections in Title 37 — emergency.]

The above numbered measures were read the first time.

FIRST READING

The following were introduced and read the first time.

SB 137 — By Cate and Rozell of the Senate and Hobson of the House.

An act relating to oil and gas; amending 52 O.S. 1981, Sections 260.4, 260.5 and 260.13, which relates to price escalator clauses; modifying the date for the termination of price limitations imposed by the Oklahoma Natural Gas Price Protection Act; providing for indefinite price escalator clauses; providing exemptions to certain gas; authorizing cancellation of certain contracts; providing severability; and declaring an emergency.

SB 138 — By Stipe and Hopkins of the Senate and Duke of the House.

An act relating to roads, bridges and ferries; amending 69 O.S. 1981, Section 4007, which relates to powers and duties of the Director of the Department of Transportation; providing for a civil engineer to assist the Director of the Department of Transportation; and declaring an emergency.

SB 139 — By Stipe of the Senate and Duke of the House.

An act relating to motor vehicles and revenue and taxation; amending 47 O.S. 1981, Section 22.2A, as amended by Section 2, Chapter 220, O.S.L. 1983 (47 O.S. Supp. 1984, Section 22.2A) and 68 O.S. 1981, Section 2102, which relates to motor vehicle registration license and fees and apportionment and distribution of revenue; declaring legislative intent; establishing the Oklahoma Highway Trust Fund; designating apportionment of motor vehicle license and registration fees into the Oklahoma Highway Trust Fund with exceptions; designating apportionment of the vehicle excise tax into the Oklahoma Highway Trust Fund with exceptions; providing administration of the Oklahoma Highway Trust Fund; establishing a base for common school fund; repealing Section 25, Chapter 296, O.S.L. 1984 (47 O.S. Supp. 1984, Section 22.2B), which relates to apportionment of license fees; providing for codification; and providing an effective date.

SB 140 — By Giles, Landis, Terrill, Taliaferro and Choate of the Senate and Manar, Morgan and Glover of the House.

An act relating to oil and gas, the Corporation Commission and statutes and reports; amending 17 O.S. 1981, Section 52, which relates to the authority and duties of the Corporation Commission; limiting certain delegated rule making authority; requiring the Corporation Commission to file certain oil and gas rules with the Legislature and making certain rules subject to legislative adoption; providing codification; and providing an effective date.

SB 141 — By Smith.

An act relating to motor vehicles; amending Section 6, Chapter 170, O.S.L. 1982, as amended by Section 3, Chapter 109, O.S.L. 1983 (47 O.S. Supp. 1984, Section 954A), which relates to abandoned motor vehicles; requiring notice of towing to be given to lienholder of towed vehicle; allowing lien-

holder to regain possession upon payment of costs; and declaring an emergency.

SB 142 — By Dawson and Randle.

An act relating to securities; providing title; providing for codification; and declaring an emergency.

SB 143 — By Dawson and Randle.

An act relating to oil and gas; providing short title; stating legislative intent; defining terms; prohibiting illicit transfers; exempting certain transfers; requiring application approval and information and providing for standards and hearings; providing for fees and costs; providing for hearing of complaints; providing for enforcement powers of Commission; providing for penalties and collection; authorizing injunctions; making nonresident transferees subject to Oklahoma law and providing for service of process; authorizing Commission to promulgate rules; providing statute of limitations; providing for codification; excepting certain prior transfers; providing severability; and declaring an emergency.

SJR 8 — By Roberts.

A joint resolution directing the Office of Public Affairs and the City of Ardmore to contract for the lease of certain land to establish and maintain a public park; excluding mineral and water rights from the lease; and directing distribution.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 7, 1985, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:40 p.m. to meet Thursday, February 7, 1985, at 11:00 a.m.

Nineteenth Legislative Day

Thursday, February 7, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused:Choate.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Richard E. Young, Pastor, Greystone Presbyterian Church, Oklahoma City, the guest of Senator McCune.

GENERAL ORDER

HJR 1005 by Barker, et al, of the House and Randle, et al, of the Senate was called up for consideration.

Senators Cole and Cain asked to coauthor **HJR 1005,** which was the order.

Senator Cullison presiding.

Senator Giles moved to amend **HJR 1005,** Pages 1 and 2, by crippling the Title, which amendment was declared adopted.

Senator Pierce moved to amend **HJR 1005,** Page 3, Lines 9 through 15 by reinstating the stricken language on Lines 9 and 10 and by striking the new language on Lines 10 through 15.

Senator Howell moved to table the Pierce amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson and York.—41.

Nay: Keller, Pierce, Smith, Wright and Young.—5.

Excused: Choate and Winn.—2.

Senator York moved to amend **HJR 1005,** Page 3, Line 9, by inserting after the word "the" on Line 9 and before the word "Commission" on Line 10 the words "Revenue Estimation" and striking the words "for Fis-

cal Responsibility'' on Line 10; Page 5, Line 10 by inserting before the word ''Commission'' the words ''Revenue Estimation'' and striking the words ''for Fiscal Responsibility''; Page 6, Line 4, by inserting the words ''Revenue Estimation'' before the word ''Commission'' and striking the words ''for Fiscal Responsibility''; Page 6, Lines 16 and 17 by inserting the words ''Revenue Estimation'' before the word ''Commission'' and striking the words ''for Fiscal Responsibility''; and Page 12, Line 12, by inserting the words ''Revenue Estimation'' before the word ''Commission'' and striking the words ''for Fiscal Responsibility'' on Line 13, which amendment was declared adopted.

Senator Pierce moved to amend **HJR 1005,** Page 3, Lines 12½ and 14, by adding after the comma on Line 12 and before the word ''the'' on Line 13 the following: ''the Minority Floor Leader of the State Senate,'' and by adding after the word ''Representatives'' on Line 14 and before the comma the following: ''the Minority Floor Leader of the House of Representatives,''.

Senator Howell moved to table the Pierce amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, York and Young.—33.

Nay: Cole, Ford, Green, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.—13.

Excused: Choate and Winn.—2.

Senator Smith moved to amend **HJR 1005,** Page 5, Line 11, by adding after the word ''discretion'' and before the word ''to'' the following: ''but prior to April 1 of each year'', which amendment was declared adopted.

Senator Leonard moved to amend **HJR 1005,** Page 7, Line 11, by adding after the word ''estimated.'' the following: ''In no event shall legislative appropriations for any fiscal year from the General Revenue Fund exceed the amount appropriated from said Fund for the preceding fiscal year plus twelve percent (12%) real growth adjusted for inflation as determined by the Consumer Price Index.'', which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—32.

Nay: Cain, Cate, Cole, Dahl, Dennis, Johnson, Miller, Roberts, Sadler and Shedrick.—10.

Excused: Choate, Combs, Porter, Stipe, Winn and York.—6.

Senator Howell moved that **HJR 1005** be advanced, which motion was declared adopted.

THIRD READING

HJR 1005 was read for the third time at length, as follows:

HJR 1005 — By Barker, Hamilton (James), Davis (Guy), Holden, Glover, Conaghan, Cotner, Craighead, Davis (Frank), Gordon, Kamas, Leftwich, McKenna and Williams (Freddye) of the House and Randle, Howell, Cate, Cole and Cain of the Senate.

[Proposed amendment to Section 23 of Article X, Oklahoma Constitution — revising procedure to certify estimated revenue — creating Revenue Estimation Commission — special election]

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment of the Constitution of the State of Oklahoma, repealing Section 23a of Article X of the Oklahoma Constitution and amending Section 23 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 23. THE STATE SHALL NEVER CREATE OR AUTHORIZE THE CREATION OF ANY DEBT OR OBLIGATION, OR FUND OR PAY ANY DEFICIT, AGAINST THE STATE, OR ANY DEPARTMENT, INSTITUTION OR AGENCY THEREOF, REGARDLESS OF ITS FORM OR THE SOURCE OF MONEY FROM WHICH IT IS TO BE PAID, EXCEPT AS MAY BE PROVIDED IN THIS SECTION AND IN SECTIONS 24 AND 25 OF ARTICLE X OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

1. 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]** REVENUE ESTIMATION COMMISSION, WHICH SHALL BE COMPRISED OF THE GOVERNOR, THE PRESIDENT PRO TEMPORE OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE STATE AUDITOR AND INSPECTOR AND THE STATE TREASURER, 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 APPROPRIATED DIRECTLY BY THE LEGISLATURE. **[The estimate shall not exceed an amount which shall be determined by the following procedure:**

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

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

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

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

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

THE REVENUE ESTIMATION COMMISSION SHALL MEET THEREAFTER AT ITS DISCRETION BUT PRIOR TO APRIL 1 OF EACH YEAR, TO REVISE SUCH ESTIMATE OF REVENUES AS CHANGES IN ECONOMIC ACTIVITY OR CHANGES IN LAW MAY WARRANT.

Such estimate AND REVISED ESTIMATES shall be filed with the Governor, the President and President Pro Tempore of the Senate, and the Speaker of the House of Representatives. The Legislature shall not pass or enact any bill, act or measure making an appropriation of money for any purpose until **[such]** AN INITIAL estimate is made and filed, unless the **[State Board of Equalization]** REVENUE ESTIMATION COMMISSION has failed to file said estimate at the time of convening of said Legislature, then, in such event, it shall be the duty of the Legislature to make such estimate pursuant to the provisions of this amendment, and all appropriations made in excess of such estimate shall be null and void; provided, however, that the Legislature may at any regular session or special session, called for that purpose, enact laws to provide for additional revenues or a reduction in revenues, other than ad valorem taxes, or transferring the existing revenues or unappropriated cash on hand from one fund to another. Whereupon, it shall be the duty of the **[State Board of Equalization]** REVENUE ESTIMATION COMMISSION to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor, with the President and President Pro Tempore of the Senate, and the Speaker of the House of Representatives, and the amount of any increase or decrease resulting, for any reason, from such laws OR, AT THE DISCRETION OF THE COMMISSION, FROM ANY CHANGES IN ECONOMIC ACTIVITY AFFECTING REVENUE TO A FUND shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for the fiscal year estimated.

IN NO EVENT SHALL LEGISLATIVE APPROPRIATIONS FOR ANY FISCAL YEAR FROM THE GENERAL REVENUE FUND EXCEED THE AMOUNT APPROPRIATED FROM SAID FUND FOR THE PRECEDING FISCAL YEAR PLUS TWELVE PERCENT (12%) REAL GROWTH ADJUSTED FOR INFLATION AS DETERMINED BY THE CONSUMER PRICE INDEX.

2. FUNDS OR MONIES ACCRUING TO THE GENERAL REVENUE FUND OF THE STATE OF OKLAHOMA OVER AND ABOVE THE AMOUNT NECESSARY TO SATISFY THE APPROPRIATIONS MADE BY THE LEGISLATIVE SESSION FOR THE FISCAL YEAR INVOLVED AND THE REQUIREMENTS OF THE GENERAL REVENUE CASH-FLOW RESERVE FUND AS PROVIDED FOR BY LAW SHALL BE PLACED IN A SUPPLEMENTAL RESERVE FUND BY THE STATE TREASURER UNTIL SUCH TIME THAT THE AMOUNT OF SUCH RESERVE FUND EQUALS FIVE PERCENT (5%) OF THE GENERAL REVENUE FUND INCOME FOR THE PRECEDING FISCAL YEAR. THIS RESERVE FUND SHALL BE SUBJECT TO LEGISLATIVE APPROPRIATION.

ANY FUNDS ACCRUING TO THE GENERAL REVENUE FUND IN EXCESS OF THE REQUIREMENT ABOVE FOR THE SUPPLEMENTAL RESERVE FUND SHALL BE PLACED IN AN EMERGENCY RESERVE FUND. FUNDS PLACED IN THIS EMERGENCY RESERVE FUND MAY BE APPROPRIATED ONLY UPON A THREE-FOURTHS (¾) VOTE OF THE LEGISLATURE.

3. That portion of every appropriation, at the end of each fiscal year, in excess of actual revenues collected and allocated thereto, as hereinafter provided, shall be null and void. Revenues deposited in the State Treasury to the credit of the General Revenue Fund or of any special fund (which derives its revenue in whole or in part from state taxes or fees) shall, except as to principal and interest on the public debt, be allocated monthly to each department, institution, board, commission

or special appropriation on a percentage basis, in that ratio that the total appropriation for such department, institution, board, commission or special appropriation from each fund for that fiscal year bears to the total of all appropriations from each fund for that fiscal year, and no warrant shall be issued in excess of said allocation. Any department, institution or agency of the state operating on revenues derived from any law or laws which allocate the revenues thereof to such department, institution or agency shall not incur obligations in excess of the unencumbered balance of cash on hand.

4. The Legislature shall provide a method whereby appropriations shall be divided and set up on a monthly, quarterly or semiannual basis within each fiscal year to prevent obligations being incurred in excess of the revenue to be collected, and notwithstanding other provisions of this Constitution, the Legislature shall provide that all appropriations shall be reduced to bring them within revenues actually collected, but all such reductions shall apply to each department, institution, board, commission or special appropriation made by the State Legislature in the ratio that its total appropriation for that fiscal year bears to the total of all appropriations FROM THAT FUND for that fiscal year; provided, however, that the Governor may in his discretion issue **[a]** deficiency **[certificate or]** certificates to the State **[Auditor]** TREASURER for the benefit of any department, institution or agency of the state, if the amount of such deficiency **[certificate or]** certificates be within the limit of the current appropriation for that department, institution or agency, whereupon the State **[Auditor]** TREASURER shall issue warrants to the extent of such **[certificate or]** certificates for the payment of such claims as may be authorized by the Governor, and such warrants shall become a part of the public debt and shall be paid out of any money appropriated by the Legislature and made lawfully available therefor; provided further, that in no event shall said deficiency **[certificate or]** certificates exceed in the aggregate the sum of Five Hundred Thousand Dollars ($500,000.00) in any fiscal year.

[The state shall never create or authorize the creation of any debt or obligation, or fund or pay any deficit, against the state, or any department, institution or agency thereof, regardless of its form or the source of money from which it is to be paid, except as provided in this amendment and in Sections 24 and 25 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:

This measure provides that the state can never go into debt, unless allowed by other parts of the Oklahoma Constitution. This measure would amend Section 23 of Article X of the Oklahoma Constitution. It creates a Revenue Estimation Commission. This Commission would meet each year. It would estimate how much tax money may be spent each year. Also, the Commission could meet when business conditions or laws change. It can change its estimates. Extra money would be placed in a reserve fund or an emergency fund. The Legislature could appropriate money from these funds. A way of using extra money to pay off bonds would be removed. It would be removed by repealing Section 23a of Article X of the Oklahoma Constitution.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives 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 April 16, 1985, 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Nay: Keller, O'Connor and Pierce.—3.

Excused: Choate and Winn.—2.

The resolution was declared passed.

The question being, "Shall **HJR 1005,** 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 April 16, 1985?"

The vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—39.

Nay: Keller, O'Connor, Pierce and Stipe.—4.

Excused: Choate, Lamb, Porter, Winn and York.—5.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the special election.

HJR 1005 was ordered referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 113 — Agriculture.
SB 117 — Judiciary and Retirement, coauthored by Morgan (principal House author).
SB 124 — Agriculture, coauthored by Whorton and Vaughn of the House.
SCR 6 — Agriculture.

DO PASS, as amended:

CS for **SB 66** — Judiciary and Retirement, coauthored by Williamson (principal House author).
CS for **SB 81** — Judiciary and Retire-

ment, coauthored by Hobson (principal House author).

SB 101 — Judiciary and Retirement, coauthored by Johnson (Glen) (principal House author).

SECOND READING

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

SB 137 — Natural Resources
SB 138 — Transportation
SB 139 — Transportation
SB 140 — Natural Resources
SB 141 — Transportation
SB 142 — Direct to Calendar
SB 143 — Direct to Calendar
SJR 8 — General Government
HB 1019 — General Government
HB 1076 — Judiciary and Retirement
HB 1090 — Criminal Jurisprudence
HB 1092 — Criminal Jurisprudence
HB 1118 — Finance

FIRST READING

The following were introduced and read the first time:

SB 144 — By Hopkins.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 14-109, which relates to truck axle load limits; exempting certain city and county refuse vehicles from weight limits; and providing an effective date.

SB 145 — By Smith.

An act relating to securities; amending 71 O.S. 1981, Section 103, which relates to noninsured financial institutions; defining additional term; stipulating certain requirements for advertisement by noninsured financial institutions; providing penalty; and declaring an emergency.

SCR 7 — By Giles and Watson of the Senate and Talley and Hill of the House.

A concurrent resolution amending Joint Rules 8, 17 and 18 of the Joint Rules of the 39th Oklahoma Legislature; requiring bills sent to the Governor to be in certain form; limiting types of bills and joint resolutions in the Second Regular Session; and adopting the Joint Rules of the 39th Oklahoma Legislature as amended for the 40th Legislature.

SR 6 — By Giles and Taliaferro.

A resolution disapproving certain regulation of the State Board of Education; and directing distribution.

COMMITTEE APPOINTMENT

President Pro Tempore Randle announced appointments to the following committee:

PERMANENT LEGISLATIVE
LIAISON COMMITTEE
TO THE OKLAHOMA CAPITOL
IMPROVEMENT AUTHORITY
AND THE OFFICE OF PUBLIC AFFAIRS

Pursuant to 73 O.S. § 176, Senator Cain was appointed January 17, 1985, and Senators Cate and Green were reappointed to serve on the committee.

LOBBYIST REGISTRATIONS

(Addendum since February 5, 1985, page 116)

McGrigg, Charles E., Wine Institute.
Stevens, John Daniel, Texaco, Inc.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 11, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:30 p.m. to meet Monday, February 11, 1985, at 1:30 p.m.

Twentieth Legislative Day

Monday, February 11, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

Senator Rozell declared a quorum present.

The prayer was offered by Major Lewis Jemison, St. John Missionary Baptist Church, Oklahoma City, the guest of Senator Porter.

SPECIAL INTRODUCTION

President Pro Tempore Randle introduced a delegation of the Gifu Prefectural Assembly from Japan to the Senate and asked unanimous consent that they be granted privileges of the floor, which was the order. The following Legislators were introduced: Hon. Seizo Matsunaga and Messrs. Shogo Aoyama, Yukio Funato, Yoeno Kimata, Takashi Nekota, Yukiaki Matsuno, Shiro Ban, Hitoshi Hatoya and Yoshinao Mitsuoka. Messrs. Mike Nishimura and Keyoshi Nishide, who served as escorts and interpreters, were also introduced.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 1005 was correctly engrossed, and together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

BILL WITHDRAWN—REFERRED

Senator Luton asked unanimous consent that **SB 142** be withdrawn from the Calendar and referred to the Committee on Finance, which was the order.

GENERAL ORDER

SB 143 by Dawson and Randle was called up for consideration.

Representative Barker asked to be named principal House author and Representative Lewis and Senators Leonard, Pierce, Dahl and Howell asked to coauthor **SB 143,** which was the order.

Senator Dawson moved to amend **SB 143,** by striking the title, enacting clause and body of the bill and substituting in lieu thereof the floor substitute, which was distributed to all members of the Senate, which amendment was declared adopted.

Senator Combs presiding.

Senator Cain moved to refer **SB 143** to committee, which motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Choate, Cole, Johnson, Keller, Landis, McCune, Rhodes, Schuelein, Taliaferro, Watson, Wright, York and Young.—14.

Nay: Boatner, Branch, Brown, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Leonard, Luton, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill and Winn.—32.

Excused: Lamb and McIntyre.—2.

Senator Cain moved to amend **SB 143,** Page 1, by crippling the title.

Senator Dawson moved to table the Cain amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Leonard, Luton, Miller, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill and Winn.—31.

Nay: Boatner, Cain, Choate, Cole, Johnson, Keller, Landis, McCune, O'Connor, Rhodes, Schuelein, Taliaferro, Watson, Wright, York and Young.—16.

Excused: McIntyre.—1.

Senator Terrill moved to amend **SB 143,** Page 5, Line 8, by striking all of Lines 8, 9 and 10 and by adding the word "and" after the semicolon on Line 4; and by striking the semicolon and the word "and" on Line 7 and adding a period, which amendment failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Cole, Floyd, Giles, Hopkins, Johnson, Keller, Lamb, Landis, McCune, Miller, O'Connor, Randle, Rhodes, Schuelein, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—23.

Nay: Branch, Brown, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Howell, Leonard, Luton, Pierce, Porter, Roberts, Rozell, Sadler, Shedrick, Smith, Taylor and Winn.—24.

Excused: McIntyre.—1.

Senator Dawson moved that **SB 143** be advanced, which motion was declared adopted.

THIRD READING

SB 143 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Smith, Stipe, Taylor, York and Young.—35.

Nay: Cain, Johnson, Keller, McCune, Porter, Rhodes, Schuelein, Taliaferro, Terrill, Watson and Wright.—11.

Excused: Shedrick and Winn.—2.

The bill passed.

Senator Terrill desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36; Nay: 10; Excused: 2.

The emergency passed.

SB 143 was referred for engrossment.

GENERAL ORDER

SB 81 by York of the Senate and Hobson of the House was called up for consideration.

Senator York moved that **SB 81** be advanced, which motion was declared adopted.

THIRD READING

SB 81 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—46.

Excused: Shedrick and Winn.—2.

The bill and emergency passed.

SB 81 was referred for engrossment.

GENERAL ORDER

SB 92 by Cullison of the Senate and Hobson of the House was called up for consideration.

Senator Cullison moved that **SB 92** be advanced, which motion was declared adopted.

THIRD READING

SB 92 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: McIntyre, Porter, Shedrick and Winn.—4.

The bill and emergency passed.

SB 92 was referred for engrossment.

GENERAL ORDER

SB 104 by Johnson and Boatner of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 104** be advanced, which motion was declared adopted.

THIRD READING

SB 104 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins,

Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—42.

Excused: Branch, Dawson, Shedrick, Stipe, Winn and York.—6.

The bill and emergency passed.

SB 104 was referred for engrossment.

GENERAL ORDER

SB 107 by Johnson and Boatner of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved to amend **SB 107,** Page 6, Line 11, by striking after the word "as" and before the period the words "it believes to be to the best interest of the State" and by inserting the words "approved by the office of Public Affairs and the Governor" in its place, which amendment was declared adopted.

Senator Johnson moved to amend **SB 107,** Page 7, Line 6, by striking after the word "General" and before the word "for" the words "by voucher signed by him," and on Page 7, Line 7, after the word "maintenance" by striking the word "of" and inserting the words ", or equipment for" in its place, which amendment was declared adopted.

Senator Johnson moved that **SB 107** be advanced, which motion was declared adopted.

THIRD READING

SB 107 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—39.

Excused: Branch, Brown, Keller, Leonard, Porter, Shedrick, Stipe, Winn and York.—9.

The bill and emergency passed.

SB 107 was referred for engrossment.

GENERAL ORDER

SCR 6 by Giles of the Senate and Boeckman of the House was called up for consideration.

Senators Boatner, Terrill and Dahl asked to coauthor **SCR 6,** which was the order.

SCR 6 was adopted upon motion of Senator Giles and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HJR 1005,** requesting conference and conferees to be named later.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 143 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 Luton, the request of the Honorable House for conference

on **HJR 1005** was ordered granted, and Senate conferees to be named later.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 13 — Criminal Jurisprudence, coauthored by Williamson (principal House author).

SECOND READING

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

SB 144 — Transportation
SB 145 — Banks and Banking
SCR 7 — Rules
SR 6 — Public Education

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1132.**

HB 1132 — By Vaughn and Holt.
[Intoxicating liquors — county option elections — codification — emergency]

The above numbered measure was read the first time.

FIRST READING

The following were introduced and read the first time:

SB 146 — By Roberts and Wright.
An Act relating to motor vehicles; amending 47 O.S. 1981, Sections 22.22-1, as amended by Section 13, Chapter 253, O.S.L. 1984 (47 O.S. Supp. 1984, Section 22.22-1) and 22.30n, which relate to motor license agents; providing that the Oklahoma Tax Commission operate motor license agencies in certain municipalities in certain counties; authorizing Commission to establish or maintain such motor license agencies; requiring Commission to provide necessary space, personnel, equipment and supplies; authorizing Commission to establish rules and regulations; providing Commission appoint and contract with motor license agents in certain areas; deleting certain language concerning appointment with advice and consent of the Senate; requiring all motor license agents to use the Central Purchasing Division for purchases; requiring purchases made by motor license agents be subject to Oklahoma Central Purchasing Act; prohibiting certain leasing; providing an effective date; and declaring an emergency.

SCR 8 — By Terrill.
A concurrent resolution authorizing the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, acting on behalf of Cameron University, to issue revenue bonds pursuant to Section 4002.1 of Title 70 of the Oklahoma Statutes; and directing distribution.

LOBBYIST REGISTRATIONS

(Addendum since February 7, 1985, page 127)

Fisher, Ted V., Oklahomans for Progressive Pari-Mutuel Taxation.
Foster, Lon, III, Phillips Petroleum Company.
Grossman, Mark Stanley, Phillips Petroleum Company.
Hughes, Clinton V., Carpenters Local Union 943.
Merritt, Kenni B., Phillips Petroleum Company.
Ottaway, Cynda C., Phillips Petroleum Company.
Triplett, Larry C., Oklahoma Association of Realtors.
Weidman, Ronald Dale, Carpenters Local Union 943.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 12, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:50 p.m. to meet Tuesday, February 12, 1985, at 1:30 p.m.

Twenty-first Legislative Day

Tuesday, February 12, 1985

The Senate was called to order by Senator Cullison.

Roll Call:

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

Excused: Branch.—1.

Senator Roberts presiding.

Senator Roberts declared a quorum present.

The prayer was offered by Major Lewis Jemison, St. John Missionary Baptist Church, Oklahoma City, the guest of Senator Porter.

CONFEREES NAMED

Senator Luton announced the appointment by President Pro Tempore Randle of the following conferees on **HJR 1005:** Senators Randle, Howell, Cate, Smith and Leonard.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 81, 92, 105, 107 and **SCR 6** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 66 by Ford of the Senate and Williamson of the House was called up for consideration.

Senator Ford moved that **SB 66** be advanced, which motion was declared adopted.

THIRD READING

SB 66 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes,

Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson and Wright.—35.

Nay: Dawson, Johnson, Lamb, Landis, Miller, Taliaferro and Young.—7.

Excused: Branch, Cate, Floyd, Keller, Winn and York.—6.

The bill passed.

SB 66 was referred for engrossment.

GENERAL ORDER

SB 101 by Dawson of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Dawson moved that **SB 101** be advanced, which motion was declared adopted.

THIRD READING

SB 101 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, and Young.—45.

Excused: Branch, McIntyre and York.—3.

The bill and emergency passed.

SB 101 was referred for engrossment.

GENERAL ORDER

SB 113 by Dahl of the Senate and Widener of the House was called up for consideration.

Senator Dahl moved that **SB 113** be advanced, which motion was declared adopted.

THIRD READING

SB 113 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—42.

Nay: Dawson, Johnson and Terrill.—3.

Excused: Branch, McIntyre and York.—3.

The bill passed.

SB 113 was referred for engrossment.

GENERAL ORDER

SB 124 by Dahl of the Senate and Widener, Whorton and Vaughn of the House was called up for consideration.

Senator Dahl moved that **SB 124** be advanced, which motion was declared adopted.

THIRD READING

SB 124 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Branch, McIntyre and York.—3.

The bill passed.

SB 124 was referred for engrossment.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Brantley, Wesley D., Jr., Ada, as a member to the State Board of Public Accountancy — Business and Labor.

Casey, Jay C., Pryor, as a member to the Industrial Finance Authority — Economic Development.

Flanagan, Ilene, Collinsville, as a member to the Board of Regents for Rogers State College — Higher Education.

Martin, Ernest D., Ardmore, as a member to the State Board of Health — Human Resources.

Mason, Clint, Oklahoma City, as a member to the Board of Trustees, Teachers Retirement System — Judiciary and Retirement.

Mayfield, Jess, Ardmore, as a member to the Consumer Credit Commission — Banks and Banking.

McGahey, Jack, Ardmore, as a member to the Used Motor Vehicle and Parts Commission — Economic Development.

Mosley, John, Chickasha, as a member to the Consumer Credit Commission — Banks and Banking.

Old, Ed, Oklahoma City, as a member to the Credit Union Board — Banks and Banking.

Parrish, Thomas W., Ardmore, as a member to the Board of Regents of Murray State College — Higher Education.

Seabourn, Bert, Oklahoma City, as a member to the State Arts Council of Oklahoma — Public Education.

Executive nominations have been approved by committee as follows:

Bennett, Carl M., Tulsa, as a member to the Board of Private Schools, to serve a term of six years ending July 1, 1990. Carl M. Bennett will succeed himself. (Public Education) Motion to confirm made by Senator Cullison.

Henke, Esther Mae, Oklahoma City, as a member to the Oklahoma Educational Television Authority, to serve a term of seven years ending June 30, 1990. Esther Mae Henke will succeed Dave Story. (Public Education) Motion to confirm made by Senator Porter.

McBride, Bervis, Oklahoma City, as a member to the State Arts Council of Oklahoma, to serve a term of three years ending July 1, 1987. Bervis McBride will succeed himself. (Public Education) Motion to confirm made by Senator Porter.

Sanders, Jimmy D., Thomas, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1987. Jimmy Sanders will succeed Clayton Brown Goff. (Public Education) Motion to confirm made by Senator Winn.

Stuever, George F., Lawton, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1987. George Stuever will succeed Gwen Cox.

(Public Education) Motion to confirm made by Senator Terrill.

Confirmation of the above-named executive nominations were adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Branch, Stipe and York.—3.

FIRST READING

The following was introduced and read the first time:

SR 7 — By Dahl and Dennis.
A resolution directing the Transportation Commission to name the Department of Transportation Building in honor of Richard A. Ward; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SR 7** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 7 by Dahl and Dennis was called up for consideration.

Senator Stipe and all other members of the Senate except Senator Dawson asked to coauthor **SR 7,** which was the order.

SR 7 was adopted upon motion of Senator Dahl and referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 94 — Business and Labor, coauthored by Holden (principal House author).

DO PASS, as amended:

CS for SB 69 — General Government, coauthored by Roberts and Shedrick of the Senate.
SB 130 — General Government, coauthored by Grieser (principal House author).
CS for HB 1118 — Finance.

SECOND READING

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

SB 146 — Finance
SCR 8 — Higher Education
HB 1132 — Judiciary and Retirement

FIRST READING

The following were introduced and read the first time:

SB 147 — By Taliaferro.
An act relating to game and fish; amending 29 O.S. 1981, Sections 2-109, 2-135 and 5-412, which relate to definitions of endangered and rare species and protected game; defining threatened species; prohibiting capture of endangered or threatened species; and declaring an emergency.

SB 148 — By Stipe of the Senate and Lawter of the House.
An act relating to state government; prohibiting certain private organizations and state agencies, boards, commissions and political subdivisions from lobbying; allowing person

employed by state agency, board, commission or political subdivision to give information to Legislature and exercise right to petition government; providing for codification; and providing an effective date.

SB 149 — By Smith.

An act relating to banks and trust companies; amending 6 O.S. 1981, Section 2205, which relates to disclosure or release of information; authorizing additional release of financial records for purposes of perfection of security interest and collection of debts; authorizing notification of government authority; and declaring an emergency.

SB 150 — 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 three hundred feet from any public school or church; making exceptions; providing for measurement of distance; providing for codification; and providing an effective date.

SCR 9 — By Sadler of the Senate and Brewster of the House.

A concurrent resolution stating legislative intent concerning policies and objectives relating to economic development, technology and education; and directing distribution.

SCR 10 — By Stipe.

A concurrent resolution recognizing the contributions of Henry P. Iba to his community, college, state and country on the 40th anniversary of Oklahoma A & M'S First National Championship in basketball under Coach Iba; declaring Coach Henry P. Iba Day; and directing distribution.

SCR 11 — By Ford.

A concurrent resolution directing state agencies, boards and commissions to hold certain meetings at state lodge facilities; allowing exceptions; and directing distribution.

SCR 12 — By O'Connor.

A concurrent resolution naming the Lake Access Road between Ponca City and Kaw Reservoir as the "Roy Grantham Memorial Road"; directing the Department of Transportation to place suitable markers; and directing distribution.

LOBBYIST REGISTRATIONS

(Addendum since February 11, 1985, page 133)

Lane, Jim E., Lane and Associates.

Thompson, Todd E., Environmental Solutions, Inc.

Walling, Robert D., Jr., Environmental Solutions, Inc.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 13, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:10 p.m. to meet Wednesday, February 13, 1985, at 1:30 p.m.

Twenty-second Legislative Day

Wednesday, February 13, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Branch and Stipe.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Major Lewis Jemison, St. John Missionary Baptist Church, Oklahoma City, the guest of Senator Porter.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 66, 101, 113 and **124** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 7 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising naming of House conferees on **HJR 1005** as follows: Barker, Hamilton (James), Davis (Guy), Davis (Frank) and Lewis.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 143,** coauthored by Reimer of the House.

The above numbered measure was referred for enrollment.

GENERAL ORDER

SB 69 by Cole, et al, of the Senate and Kincheloe of the House was called up for consideration.

Senators Terrill, Cate, Johnson, Dawson, Combs, Taylor, Dahl, Miller, Cain, York, Cullison and Brown asked to coauthor **SB 69,** which was the order.

Senator Keller moved to amend **SB 69,** Page 3, Line 4, by adding after the word

"Statutes" and before the word "except" the following language: "and any state employee with a gross salary or earnings of $20,000.00 or more per year from the State of Oklahoma"

Senator Roberts moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Hopkins, Howell, Johnson, Landis, Leonard, Luton, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—34.

Nay: Choate, Green, Keller, Lamb, McCune, McIntyre, Pierce, Rhodes, Smith and Watson.—10.

Excused: Branch, Combs, Porter and Stipe.—4.

Senator Roberts moved to amend **SB 69,** Page 10, Line 3½, by inserting a new Section 9 to read as follows: "Section 9. The provisions of this act are severable and if any part or provision shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act." and by renumbering the subsequent section and amending the title to conform, which amendment was declared adopted.

Senator Cole moved that **SB 69** be advanced, which motion was declared adopted.

THIRD READING

SB 69 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: Pierce.—1.

Excused: Branch and Stipe.—2.

The bill and emergency passed.

SB 69 was referred for engrossment.

GENERAL ORDER

SB 13 by Wright of the Senate and Williamson of the House was called up for consideration.

Senator Wright moved that **SB 13** be advanced, which motion was declared adopted.

THIRD READING

SB 13 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Branch, McIntyre and Stipe.—3.

The bill passed.

SB 13 was referred for engrossment.

GENERAL ORDER

SB 94 by Green of the Senate and Holden of the House was called up for consideration.

Senator Green moved that **SB 94** be advanced, which motion was declared adopted.

THIRD READING

SB 94 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: O'Connor.—1.

Excused: Branch, McIntyre and Stipe.—3.

The bill and emergency passed.

SB 94 was referred for engrossment.

GENERAL ORDER

SB 130 by Winn of the Senate and Grieser of the House was called up for consideration.

Senator Winn asked unanimous consent that **SB 130** be laid over for this legislative day, which was the order.

SB 130 remains on General Order.

Senator Cullison presiding.

SENATE RULES

Senator Dawson moved that the temporary Rules of the Senate, as amended on Pages 3 and 115 of the Journal, be adopted as the Rules for the 40th Legislature, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Branch and Stipe.—2.

Standing Rules

For Conducting Business of the State Senate of Oklahoma

CHAPTER 1

APPLICATION, PURPOSE, INTERPRETATION AND AMENDMENT OF THE RULES

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

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

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

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

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

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

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

CHAPTER 2

OFFICERS, ELECTION, TERMS, SUCCESSION AND DUTIES

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

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

The President Pro Tempore

The Majority Floor Leader

The Assistant Majority Floor Leader

Two Majority Whips

The Minority Floor Leader

The Assistant Minority Floor Leader

The Minority Whip

The Secretary.

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

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

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

CHAPTER 3

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

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

RULE 3-2. LEADERSHIP STAFF. The President Pro Tempore shall be entitled to employ a leadership staff. Such staff employees shall serve at the discretion of, for such compensation as may be determined by, and perform such duties as prescribed by the President Pro Tempore.

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

A. Preparation and transmission of all official communications of the Senate.

B. Legislative procedure of the Senate, including the processing of official acts of the Senate, preparation and publication of the Senate Journal and such other publications as deemed appropriate by the Secretary of the Senate, printing of bills and resolutions and maintenance of such other records as are required by the Senate.

C. Dissemination of official Senate information to members of the Senate and the public.

D. The custody and safekeeping of all bills and resolutions, including the accurate engrossment and enrollment thereof.

E. The purchase, maintenance and distribution of such supplies and materials as are required for the Senate's business.

F. The security, repair and maintenance of the Senate's property.

G. Services provided to committees of the Senate, including the maintenance of clerical records and performance of reference services.

H. The drafting of legislation.

I. Electronic data processing services.

J. Such other services as may be prescribed by the Secretary of the Senate or the President Pro Tempore.

CHAPTER 4

OPEN RECORDS, MANDATORY AUDIT, PHYSICAL PROPERTY

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

RULE 4-2. MANDATORY AUDIT. The President Pro Tempore shall cause an audit of the Senate's expenditures to be made at least once each fiscal year.

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

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

CHAPTER 5

LEGISLATION, INTRODUCTION, FORM, CONSIDERATION AND RESTRICTIONS

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

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

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

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

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

A. Memorializing Congress, the President of the United States, or an executive agency of the federal government.

B. Communicating with another entity of state government, or a subdivision thereof.

C. Disapproving an administrative rule or regulation.

D. Expressing legislative intent.

E. Expressing policies of the Senate.

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

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

CHAPTER 6

PROPOSALS

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

CHAPTER 7

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

RULE 7-1. TYPES AND NUMBER. There shall be two types of Senate committees, to-wit: standing committees and select committees. There shall be no more than eighteen (18) standing committees, one of which shall be designated as the Rules Committee and one of which shall be designated as the Standards and Ethics Committee. So many of the remainder as are appointed and approved by the Senate shall be designated as legislation committees. There shall be as many select committees as are appointed by the President Pro Tempore. The legislation committees shall be the following: Appropriations, Finance, Judiciary and Retirement, Criminal Jurisprudence, Business and Labor, Public Education, Higher Education, General Government, Transportation, Human Resources, Natural Resources, Agriculture, Wildlife, Economic Development, Tourism and Recreation and Banks and Banking.

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

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

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

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

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

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

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

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

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

RULE 7-6. DUTIES OF LEGISLATION COMMITTEES. Legislation committees shall be responsible for the formulation of legislative programs, initiation of legislation and determination of nonlegislative solutions within the jurisdiction of the committee; shall inquire into the administration and execution of all laws within the same jurisdiction; shall consider such proposals as may be submitted to the committee by the President Pro Tempore; and shall be responsible for the continuing codification of all laws within its jurisdiction.

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

RULE 7-8. AUTHORITY OF COMMITTEES. Any Senate committee shall be authorized to issue process, compel attendance of witnesses and to administer oaths to any person appearing before any said committee. Any Senate committee which considers legislation shall be empowered to consolidate bills or resolutions, to develop committee substitutes for such bills or resolutions, to amend such bills or resolutions and to develop a committee bill or resolution irrespective of any other legislation.

RULE 7-9. PROCEDURES. The following procedures shall be observed by all legislation committees of the Senate:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CHAPTER 8

COMMITTEE OF THE WHOLE AND REPORTS

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

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

CHAPTER 9

REFERRAL OF EXECUTIVE NOMINATIONS

RULE 9-1. REFERRAL OF EXECUTIVE NOMINATIONS. When Executive Nominations shall be made by the Governor to the Senate, said nominations shall be referred for consideration to the standing committee which has in its jurisdiction the entity for which the nomination is being made.

CHAPTER 10

PROCEDURES FOR DAILY SESSIONS

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

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

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

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

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

RULE 10-6. CALL OF THE SENATE. The Senate may, by majority vote of the members present, operate under Call of the Senate, in which case the Presiding Officer shall be empowered to compel the attendance of all members of the Senate and shall be empowered to confine the members of the Senate to the chamber. In such case, any member who fails to attend without being excused unanimously by the other members of the Senate shall be recorded as voting "NO" on all questions submitted to the Senate.

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

RULE 10-8. PERSONAL PRIVILEGE. Personal privilege will be granted to a member of the Senate only to permit such member to respond to a public attack on the rights, integrity or

reputation of a member of the Senate, or upon the Senate collectively or any committee or employee of the Senate. Remarks made by a member of the Senate who is granted personal privilege shall be confined to such a response.

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

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

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

CHAPTER 11

ORDER OF BUSINESS FOR DAILY SESSIONS

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

Prayer

Executive Nominations

General Order

Third Reading

House Amendments to Senate Bills and Resolutions

Conference Committee Reports

Fourth Reading

Committee Reports

Second Reading

First Reading

Communications

Other Business.

CHAPTER 12

FLOOR PROCEDURES

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

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

RULE 12-3. GENERAL ORDER. All bills and resolutions reported by a committee of the Senate shall be referred to General Order. On General Order, the following procedures shall be observed:

A. Explanation of the bill or resolution by the Senate author.

B. Questions.

C. Consideration of amendments.

D. Advancement.

RULE 12-4. AMENDMENTS. Amendments to bills or resolutions shall be in writing and shall be considered only on General Order. Amendments shall be considered first in the order in which they appear in the bill or resolution; second, according to the largest sum, greatest number or most distant day for amendments appearing in the same place; and third, in the order in which they are submitted. An amendment can be withdrawn at any time before it is voted upon by the author of the amendment. Once an amendment is read, it shall be explained by its author, who shall then answer questions concerning the amendment. If the author of the amendment is not in attendance at the time an amendment is read, then the amendment shall be considered withdrawn unless another member of the Senate wishes to be a coauthor of the amendment.

RULE 12-5. SUBSTITUTE AMENDMENTS. Only one substitute amendment may be considered for any amendment to any bill or resolution. Once read, the same provisions applicable to the original amendment shall apply to the substitute amendment. If the substitute amendment is successful, then the original amendment shall be rendered moot. If the substitute amendment is unsuccessful, then the original amendment shall be considered by the Senate. There shall be no in lieu amendment to any amendment or substitute amendment.

RULE 12-6. ADVANCEMENT. Once a motion to advance has been adopted, then the bill or resolution shall be considered engrossed and on Third Reading.

RULE 12-7. THIRD READING. Upon Third Reading of a bill or resolution, the Senate shall not consider amendments, but shall debate passage of the bill or resolution and then shall vote upon passage.

RULE 12-8. HOUSE AMENDMENTS. Upon receipt of House amendments to Senate bills or resolutions, the Senate author shall make a motion either to accept the amendments, in which case a successful vote on the motion shall automatically advance the bill to Fourth Reading and final passage, or to reject the amendments and request a conference with the House.

RULE 12-9. CONFERENCE COMMITTEES. The President Pro Tempore shall appoint members of the Senate to serve on conference committees with members of the House of Representatives at such times and in such numbers as he deems appropriate.

RULE 12-10. CONFERENCE COMMITTEE REPORTS. Conference Committee Reports shall be considered by the Senate only when a majority of the Senate conferees and a majority of the House conferees sign such report and only when the report is limited to matters in disagreement between the two houses or matters germane to the bill or resolution. If the Senate adopts a Conference Committee Report, then the bill or resolution is before the Senate for Fourth Reading and final passage. If the Senate rejects a Conference Committee Report or a motion to adopt the report fails, then the bill or resolution shall be returned to the conference committee. Upon a report by the Senate conferees that the conferees cannot agree, then the bill or resolution will revert to its former status of consideration of House Amendments to senate bills or resolutions.

RULE 12-11. FOURTH READING. Upon Fourth Reading of a bill or resolution, debate shall be in order on final passage of the bill or resolution, after which the vote shall occur on final passage. After final passage of a bill or resolution, it shall be signed by the Presiding Officer in open session.

RULE 12-12. COMMITTEE REPORTS ON LEGISLATION. Committee reports on legislation shall be considered adopted by the Senate when filed and shall thereafter be placed on General Order.

RULE 12-13. COMMITTEE REPORTS ON EXECUTIVE NOMINATIONS. Committee reports on Executive Nominations shall be combined for consideration by the Senate and the combined report shall be adopted by a majority of the members of the Senate. At the request of any member a nominee shall be separated from the combined report and considered individually by the Senate. The Majority Floor Leader shall be responsible for preparation and submission of the combined report.

RULE 12-14. OTHER COMMITTEE REPORTS. Committee reports neither on legislation nor on Executive Nominations shall be filed with the Secretary of the Senate, explained by the chairman of the committee making the report and shall not require further action by the Senate, unless such action is called for in the report.

RULE 12-15. SECOND READING. Upon Second Reading of a bill or resolution, the same shall be assigned for committee consideration by the Presiding Officer. All bills carrying appropriations which are referred to any committee other than the Appropriations Committee shall, immediately upon a report by the committee to which referred, be referred to the Appropriations Committee.

RULE 12-16. FIRST READING. A bill or resolution shall be considered introduced upon First Reading and shall automatically be advanced to Second Reading.

RULE 12-17. DEBATE. When a question subject to debate is before the Senate, a motion to limit the time for debate shall be in order, even if debate already has begun. Said motion shall fix the time limits to be allowed for and against the motion, provided that in no case shall the total debate allotted to each side be less than one-half hour. If such motion is successful, then the Presiding Officer shall cause the time limits to be enforced and shall divide the time equally for each side of the question. If the motion is once rejected on a question being debated, it can only then be adopted with the approval of two-thirds of those voting.

RULE 12-18. ADJOURNMENT. A motion to adjourn shall always be in order except when the motion shall have been the last voted on and no business transacted thereafter.

RULE 12-19. AFTER ADOPTION OF MOTION TO ADJOURN. Once a motion to adjourn when the desk is clear has been adopted, then no motion shall be considered from the floor of the Senate, whether by unanimous consent or otherwise.

RULE 12-20. SINE DIE ADJOURNMENT. The date and time of sine die adjournment of the Senate shall be fixed by motion or resolution; provided, that once the date and time of such sine die adjournment has arrived, no further business shall be conducted by the Senate, and the Presiding Officer shall declare the Senate adjourned sine die.

RULE 12-21. CORRECTION OF LANGUAGE. The Secretary of the Senate shall, at the direction of the President Pro Tempore and with the approval of the Senate author, have the authority to correct nonsubstantive errors in the language of any bill or resolution at the time the same is engrossed or enrolled. A detailed record of all such corrections shall be maintained by the Secretary and printed in the Journal. The Title of a bill or resolution shall be made to conform to the text, unless the same has been ordered crippled. The Enacting Clause shall be a part of every bill unless the same shall have been ordered stricken. A member of the Senate shall be designated by the President Pro Tempore to verify the correct engrossment and enrollment of legislation.

RULE 12-22. WITHDRAWAL FROM COMMITTEE. Any bill or resolution may be withdrawn from any committee of the Senate upon a two-thirds vote of the members of the Senate. Any bill or resolution so withdrawn shall be considered on General Order.

RULE 12-23. RECONSIDERATION. The final vote on Third Reading or Fourth Reading of any bill or joint resolution or on the emergency clause or special election feature of any bill or joint resolution may be reconsidered only if a member of the Senate serves notice on the same day such final vote is taken. Once such notice is served, the following procedures shall be observed:

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

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

C. If the Senate refuses to reconsider, or, if upon reconsideration, shall affirm the first decision, no further consideration shall be in order.

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

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

RULE 12-24. OVERRIDES OF VETOES. When a bill or resolution is returned to the Senate because of veto by the Governor, a motion to vote to override the veto shall be in order at any time.

CHAPTER 13

MOTIONS

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

A. To adjourn to a time certain.

B. To adjourn.

C. Substitute ruling motion.

D. To recess.

E. To operate under Call of the Senate.

F. To limit debate.

G. To advance.

H. To suspend the Rules.

I. To commit to a committee without instructions.

J. To commit to a committee with instructions.

K. To amend.

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

A. To adjourn to a time certain.

B. To adjourn.

C. To recess.

D. To operate under Call of the Senate.

E. To limit debate.

F. To advance.

G. To commit to a committee without instructions.

H. To table.

I. To suspend the Rules.

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

A. To adjourn to a time certain.

B. To adjourn.

C. To recess.

D. To operate under Call of the Senate.

E. To limit debate.

F. To advance.

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

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

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

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

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

CHAPTER 14

VOTING

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

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

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

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

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

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

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

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

CHAPTER 15

LOBBYISTS, PRESS

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

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

COMMITTEE REPORTS

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

DO PASS:

SB 71 — Criminal Jurisprudence, coauthored by Harris (Ken) (principal House author).

DO PASS, as amended:

SB 102 — Business and Labor, coauthored by Sanders (principal House author).

SECOND READING

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

SB 147 — Wildlife
SB 148 — Business and Labor
SB 149 — Banks and Banking
SB 150 — Judiciary and Retirement

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1002 and 1070.

HB 1002 — By Sanders of the House and Porter and McIntyre of the Senate.

An act relating to state government; amending Section 23, Chapter 338, O.S.L. 1982 (74 O.S. Supp. 1984, Section 841.2); providing for an Executive Director of the Ethics and Merit Commission; modifying qualifications; specifying certain duties; and declaring an emergency.

HB 1070 — By Sanders and Reimer of the House and Boatner and Johnson of the Senate.

(Professions and occupations — amending 59 O.S. 1981, Section 813 — Board of Electrology — emergency)

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1001.**

HCR 1001 — By Smith, Hill and Whorton of the House and Landis and Taliaferro of the Senate.

A concurrent resolution memorializing the President of the United States, the Oklahoma Congressional Delegation, and the U.S. Department of Treasury to continue to revise certain laws and regulations relating to motor vehicle travel logs for the purpose of business deductions; and providing for distribution.

The above numbered measure was read the first time.

FIRST READING

The following were introduced and read the first time:

SB 151 — By Miller of the Senate and Johnson (Glen) of the House.

An act relating to state government; establishing the Oklahoma Boards and Commissions Uniform Districting Act; providing short title; defining districts to be used for appointments to boards and commissions; stating legislative intent that memberships to boards and commissions be amended to coincide with this act; establishing plans of membership with exception; amending 51 O.S. 1981, Section 6, which relates to excluding certain officers from prohibitions on appointments to boards and commissions; providing an effective date; and declaring an emergency.

SB 152 — By Leonard of the Senate and Heaton of the House.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1201,

which relates to corporations and organizations subject to franchise tax; exempting personal and family trusts from said tax; and declaring an emergency.

SB 153 — By Lamb.

An act relating to conveyances; providing for the filing of affidavits affecting real property; prescribing contents of affidavits; directing the recording of the affidavits; providing a penalty for false statement in an affidavit; providing for codification; providing severability; and providing an effective date.

SB 154 — By Pierce.

An act relating to securities; amending 71 O.S. 1981, Sections 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449 and 450, which relate to the Oklahoma Take-over Bid Act; providing short title; stating purpose and intent; modifying definitions; requiring compliance; requiring filing of information statement and dissemination; prescribing content of information statement; providing hearings, judicial review and fees; requiring filing and delivery of solicitation material; prohibiting discrimination against offerees; requiring proration; requiring full disclosure; proscribing conduct and providing penalties; authorizing adoption of rules and regulations; requiring that copies of filings be supplied to certain regulatory bodies; exempting certain transactions; providing severability; authorizing waiver of filing requirement; providing for injunction; applying relevant provisions of the Oklahoma Securities Act; repealing conflicting laws and providing for exclusivity of prior law; and declaring an emergency.

SB 155 — By Smith.

An act relating to the Commercial Code; amending 12A O.S. 1981, Section 9-302, as amended by Section 50, Chapter 76, O.S.L. 1984 (12A O.S. Supp. 1984, Section 9-302), which relates to filing to perfect a security interest; providing exception for purchase money security interest in certain consumer goods; and declaring an emergency.

SB 156 — By Keller.

An act relating to roads, bridges and ferries; amending 69 O.S. 1981, Section 1101, as amended by Section 3, Chapter 125, O.S.L. 1983 (69 O.S. Supp. 1984, Section 1101) which relates to contracts; specifying qualified bidders for sale of products by qualified bidder to the Department of Transportation; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 143 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE APPOINTMENTS

President Pro Tempore Randle announced appointments to the following committees:

SPECIAL SENATE TASK FORCE ON TAX COLLECTIONS

Dennis, Chairman
Cole, Vice Chairman

Combs	Dawson
Cullison	Leonard

ADVISORY COMMITTEE ON A STATEWIDE RAPID MASS-TRANSIT SYSTEM

Pursuant to **HJR 1045,** 1982, the following were reappointed February 8, 1985: Senators Leonard — Vice Chairman, Capps, Dennis and Taylor and Mr. Don Burleson, Oklahoma City and Ms. Jean McLaughlin, Oklahoma City.

PROFESSIONAL RESPONSIBILITY COMMISSION OF THE OKLAHOMA BAR ASSOCIATION

Pursuant to Supreme Court Rule 2, 1981, Ms. Connie Butler, Oklahoma City, was reappointed to complete a three year term ending August, 1987.

LEGISLATIVE OVERSIGHT COMMITTEE ON PUBLIC TRUSTS

Pursuant to 60 O.S. § 178.1, Senators McIntyre and Smith were appointed February 11, 1985 and Senator Young was reappointed to serve on the committee.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 143.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 13, 1985 of Enrolled **SB 143.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 14, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:10 p.m. to meet Thursday, February 14, 1985, at 10:00 a.m.

Twenty-third Legislative Day

Thursday, February 14, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Stipe.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Major Lewis Jemison, St. John Missionary Baptist Church, Oklahoma City, the guest of Senator Porter.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 13, 69 and **94** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1118 by Sanders and Stottlemyre of the House and Cullison of the Senate was called up for consideration.

Senator McCune moved to amend **HB 1118,** Page 50, Line 24, by striking after the word "and" and before the letters "p.m." the numbers "10:00" and substitute in lieu thereof the numbers "9:00", which amendment was declared adopted.

Senator Combs presiding.

Senator Terrill moved to amend **HB 1118,** Page 23, Lines 21, 22 and 23 by changing the figures "$2,000" on each line to read "$1,000".

Senator Cullison moved to table the Terrill amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taylor, Watson, Winn, Wright, York and Young.—37.

Nay: Cate, Choate, Hopkins, O'Connor, Pierce, Porter, Smith and Terrill.—8.

Excused: Giles, Stipe and Taliaferro.—3.

Senator Smith moved to amend **HB 1118,** Page 33, Line 20½, by adding a new subsection 5 to read as follows: "5. Proof of sufficient liability insurance or financial responsibility in the amount of Five Hundred Thousand Dollars ($500,000.00)." and renumber subsequent subsection.

Senator Cullison moved to table the Smith amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, McCune, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taylor, Watson and York.—29.

Nay: Boatner, Branch, Capps, Choate, Johnson, Lamb, O'Connor, Pierce, Porter, Rhodes, Smith, Taliaferro, Terrill, Winn, Wright and Young.—16.

Excused: Giles, Landis and Stipe.—3.

Senator Johnson moved to amend **HB 1118,** Page 77, Line 35, by adding after the period the following language: "The Oklahoma State Bureau of Investigation and the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission shall also have enforcement authority for the provisions of this act, with the power to initiate complaints with the ABLE Commission and by filing charges, if appropriate, with the district attorney in the county where the violation occurred.", which amendment was declared adopted.

Senator Smith moved to amend **HB 1118,** Page 80, Line 10, by adding after the word "public" and before the word "school" the words "or religious", which amendment was declared adopted.

Senator Boatner moved to amend **HB 1118,** Page 38, Line 17½, by adding a new paragraph 6 to read as follows: "6. stored, possessed, mixed or served on the premises of a bottle club any alcoholic beverage upon which the tax levied by Section 553 of this title has not been paid as provided for by this act, in a county of this state where the sale of alcoholic beverages by the individual drink for on-premises consumption has not been authorized;", which amendment was declared adopted.

Senator Young moved to amend **HB 1118,** Page 85, Line 31, by adding after the word "10:00 A.M." a comma and the following language: "nor at any time on the following days or portions of days: 1) On the first day of the week, commonly called Sunday; 2) On the day of any national, state, county or city election including primary elections, during the hours the polls are open; and 3) On Decoration or Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.", which amendment was declared adopted.

Senator Taliaferro moved to amend **HB 1118,** Page 86, Lines 10 and 11 by striking the words and figure "ten percent (10%)" and inserting in lieu thereof the words and figure "fifteen percent (15%)".

Senator Cullison moved to table the Taliaferro amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Rozell, Schuelein, Smith, Wright and York.—24.

Nay: Boatner, Branch, Capps, Cole, Dennis, Giles, Johnson, Lamb, Landis, Mc-

Cune, Pierce, Porter, Rhodes, Sadler, Shedrick, Taliaferro, Taylor, Terrill, Watson and Young.—20.

Excused: Choate, Roberts, Stipe and Winn.—4.

The Chair advised that Senator Roberts, having been present in the Chamber during the vote on the motion to table the Taliaferro amendment, would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 24; Nay: 21; Excused: 3.

Senator Sadler moved to amend **HB 1118,** Page 25, Line 17½, by inserting the following: "Cities and towns are specifically delegated authority to enact and enforce reasonable ordinances in substantial conformity with the provisions of this act. Local licenses may be issued when an applicant has complied with all ordinances relating to building, fire and health codes and nondiscriminatory zoning ordinances of the municipality.

A license may be suspended, canceled or revoked for violation of, or noncompliance with, municipal ordinances under a hearing procedure in substantial compliance with Sections 301 through 326 of Title 75 of the Oklahoma Statutes (Administrative Procedures Act).

The decision of the municipality or its review board, may be appealed by any interested party to the ABLE Commission.

If the municipality issues licenses, then an applicant must first obtain a local license before the ABLE Commission may issue a state license."

Senators York, Combs, Sadler and Terrill moved as a substitute amendment to the Sadler amendment to amend **HB 1118,** Page 103, Line 29, by adding a new Section 97 to read as follows: "Section 97. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 528.2 of Title 37, unless there is created a duplication in numbering, reads as follows: Municipalities are hereby authorized to create a new zoning classification to regulate the location of establishments that serve or sell alcoholic beverages. Such zoning classification may include but shall not be limited to reasonable hours of operation, parking, access regulations and other such regulations as the local authorities may deem necessary for local control.

Municipal courts are hereby authorized jurisdiction to hear violations under this act for which the penalty imposed is a fine of One Thousand Dollars ($1,000.00) or less and imprisonment up to ninety (90) days or both such fine and imprisonment." and by renumbering subsequent sections, which amendment was laid over temporarily.

Senator Cate moved to amend the York et al amendment to **HB 1118,** by adding after the words "local control." the following: "except the power to grant or revoke licenses to such establishments, which is reserved unto the State.", which amendment to the amendment was withdrawn upon the unanimous consent request of Senator Cate.

Senator Boatner moved to amend the York et al amendment to **HB 1118,** by adding after the first word "municipalities" the words "and counties", which amendment to the amendment was declared adopted.

Senator York pressed his motion to adopt the York et al amendment to **HB 1118,** which substitute amendment was declared adopted.

The adoption of the York et al substitute amendment to **HB 1118** rendered the Sadler amendment to **HB 1118** moot.

Senator Keller moved to amend **HB 1118,** Page 27, Line 33, by striking all language

through Line 2 on Page 28 and conforming remainder of bill to strike all language pertaining to "bottle" clubs.

Senator Cullison moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Choate, Cullison, Dahl, Dawson, Floyd, Howell, Leonard, Luton, McCune, Miller, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taylor, Terrill, Wright and York.—25.

Nay: Branch, Capps, Cole, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, O'Connor, Rhodes, Smith, Taliaferro, Watson and Young.—17.

Excused: Combs, Dennis, McIntyre, Porter, Stipe and Winn.—6.

Senator Keller moved to amend **HB 1118,** Page 52, Line 18½, by adding a new paragraph 7 to read as follows: "7. store any bottle on the premise after closing".

Senator Cullison moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dawson, Floyd, Giles, Hopkins, Howell, Landis, Luton, McCune, McIntyre, Miller, Pierce, Randle, Rozell, Sadler, Schuelein, Taylor, Terrill, Wright and York.—25.

Nay: Branch, Capps, Choate, Cole, Dahl, Dennis, Ford, Green, Johnson, Keller, Lamb, Leonard, O'Connor, Rhodes, Roberts, Shedrick, Smith, Taliaferro, Watson, Winn and Young.—21.

Excused: Porter and Stipe.—2.

Senator Taliaferro moved to amend **HB 1118,** Page 86, Lines 10 and 11 by striking the words and figure "ten percent (10%)" and inserting in lieu thereof the words and figure "twelve percent (12%)".

Senator Cullison moved to table the Taliaferro amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Keller, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Wright and York.—26.

Nay: Boatner, Branch, Capps, Choate, Cole, Giles, Johnson, Lamb, Landis, Leonard, Rhodes, Roberts, Sadler, Shedrick, Taliaferro, Taylor, Watson, Winn and Young.—19.

Excused: Combs, Porter and Stipe.—3.

Senator Cullison moved that **HB 1118** be advanced, which motion was declared adopted.

THIRD READING

HB 1118 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Luton, McCune, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Wright, York and Young.—34.

Nay: Branch, Choate, Cole, Giles, Lamb, Landis, Leonard, O'Connor, Porter, Rhodes, Smith, Watson and Winn.—13.

Excused: Stipe.—1.

The bill and emergency passed.

HB 1118 was referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SR 8 — By Luton.
A resolution praising the life and accomplishments of Andrew C. Wilcoxen; expressing deep sorrow upon his death; extending condolences; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rules 5-4 and 5-5 and refer **SR 8** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 8 by Luton was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 8**, which was the order.

SR 8 was adopted upon motion of Senator Luton and referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 105 — Human Resources, coauthored by Sanders (principal House author).
SB 106 — Human Resources, coauthored by Sanders (principal House author).
SB 133 — Human Resources, coauthored by Ross (principal House author).

DO PASS, as amended:

CS for **SB 1** — Judiciary and Retirement, coauthored by Widener (principal House author) and Brewster of the House.
SB 91 — Judiciary and Retirement, coauthored by Lawter (principal House author).
SB 96 — Economic Development, coauthored by Shedrick, Green, Sadler and Taylor of the Senate and Vanatta (principal House author).
HB 1066 — Banks and Banking.

SECOND READING

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

SB 151 — General Government
SB 152 — Finance
SB 153 — Judiciary and Retirement
SB 154 — Business and Labor
SB 155 — Judiciary and Retirement
SB 156 — Transportation
SCR 9 — Economic Development
SCR 10 — General Government
SCR 11 — Tourism and Recreation
SCR 12 — General Government
HB 1002 — Judiciary and Retirement
HB 1070 — General Government
HCR 1001 — Finance

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1110, 1111** and **1150**.

HB 1110 — By Haney of the House and Dawson of the Senate.
An act relating to crimes and punishments; amending 21 O.S. 1981, Section 590; requiring state governmental entities to keep records; modifying nature of records required to be kept; modifying disposal procedure of records; providing penalty; and providing an effective date.

HB 1111 — By Brewster and Adair of the House and Roberts of the Senate.

An act relating to initiative and referendum; amending 34 O.S. 1981, Section 3; requiring the title to be printed on each signature sheet of an initiative petition or referendum petition; providing for certain petitions, signatures, and procedures and warnings related thereto; providing for the disqualification of certain signature sheets; and declaring an emergency.

HB 1150 — By Lewis.

An act relating to children; amending 10 O.S. 1981, Section 1137, as amended by Section 28, Chapter 312, O.S.L. 1982 (10 O.S. Supp. 1984, Section 1137); removing the requirement mandating that the Department of Human Services establish and maintain certain facilities for children in need of supervision; providing for placement of such children; providing for certain requirements for such facilities; 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 157 — By Keller.

An act relating to workers' compensation; setting statute of limitations for claim under Workers' Compensation Act at two years; repealing 85 O.S. 1981, Section 43, which relates to right to claim compensation; and providing for codification.

SB 158 — By Keller.

An act relating to workers' compensation; and repealing 85 O.S. 1981, Section 24, which relates to requirements for notice of injury for which compensation is payable under Workers' Compensation Act.

SB 159 — By Keller.

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 160 — By Giles of the Senate and Widener of the House.

An act relating to oil and gas; amending 52 O.S. 1981, Section 540, which relates to payment of proceeds from production; increasing certain interest rates; and providing an effective date.

SB 161 — By Rozell.

An act relating to roads, bridges, and ferries; transferring duties of Oklahoma Aeronautics Commission to the Department of Transportation; defining terms; stating purpose; describing qualifications of Director; listing responsibilities of Transportation Commission; prescribing powers of Commission; providing for acquisition of lands; designating construction and repair of airports; empowering Commission to lease state-owned lands; providing for transfer of funds; providing for codification; repealing 3 O.S. 1981, Sections 81, 82, 83 and 84, as amended by Section 2, Chapter 304, O.S.L. 1983, 85, 86, 87, 88, 89, 90, 91, 92 and 93 (3 O.S. Supp. 1984, Section 84), which relate to aircraft and airports or refer to Oklahoma Aeronautics Commission Act; and declaring an emergency.

SB 162 — By Howell.

An act relating to civil procedure; amending 12 O.S. 1981, Section 1278, which relates to disposition of property; providing for division of property upon divorce; and declaring an emergency.

SB 163 — By Taylor of the Senate and Johnson (Glen) of the House.

An act relating to initiative and referendum; amending 34 O.S. 1981, Sections 9, as amended by Section 1, Chapter 222, O.S.L. 1983, and 10 (34 O.S. Supp. 1984, Section 9), which relate to ballot titles; setting out requirements for ballot titles; establishing procedures for certification; eliminating review by the President Pro Tempore of the Senate and the Speaker of the House of Representatives; limiting appeal; and declaring an emergency.

SB 164 — By Dawson.

An act relating to statutes and reports; reenacting 75 O.S. 1981, Section 22, as repealed by Section 10, Chapter 164, O.S.L. 1983 (75 O.S. Supp. 1984, Section 22), which relates to conflicting provisions; providing that if conflicts occur between provisions of older law and newer law, newer law prevails as to certain provisions; and declaring an emergency.

SB 165 — By Cain.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2355, which relates to income taxes; eliminating method 1 for computing individual income tax liability; deleting provision that fiduciaries may not deduct federal income taxes paid; and providing an effective date.

LOBBYIST REGISTRATIONS

(Addendum since February 12, 1985, page 139)

Duncan, William M., Oklahoma Independent Dump Truckers Association, Inc. (addendum)

Spearman, C. H., Jr., Union Mutual Insurance.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 18, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 11:55 a.m. to meet Monday, February 18, 1985, at 1:30 p.m.

Twenty-fourth Legislative Day

Monday, February 18, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—46.

Excused: O'Connor and Winn.—2.

Senator Rozell declared a quorum present.

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

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Cudjoe, Freeland, Pauls Valley, as a member to the Board of Regents of the University of Science and Arts of Oklahoma, to serve a term of seven years ending June 30, 1991. Freeland Cudjoe will succeed John Hudson. (Higher Education) Motion to confirm made by Senator Branch.

Garrett, Nedra, Mangum, as a member to the Board of Regents of Western Oklahoma State College, to serve a term of seven years ending March 24, 1991. Nedra Garrett will succeed Johnnie Diltz. (Higher Education) Motion to confirm made by Senator Capps.

Gartside, Terry, Tulsa, as a member to the Real Estate Commission, to serve a term of three years ending July 1, 1987. Mr. Gartside will suceed Ray Kinnard. (Business and Labor) Motion to confirm made by Senator Hopkins.

Hetherington, Jerry, Sallisaw, as a member to the Board of Regents of Carl Albert Junior College, to serve a term of seven years ending July 1, 1991. Jerry Hetherington will succeed himself. (Higher Education) Motion to confirm made by Senator Johnson.

Hill, Fannie, Tulsa, 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, 1991. Fannie Hill will succeed herself. (Higher Education) Motion to confirm made by Senator McIntyre.

Kaiser, Jean M., Afton, as a member to the Real Estate Commission, to serve a term of three years ending July 1, 1987. Ms. Kaiser will succeed Sara Ruth Nalls. (Business and Labor) Motion to confirm made by Senator Schuelein.

Kimberling, Charles, Tulsa, as a member to the Board of Registration for Professional Engineers and Land Surveyors, to serve a term of six years ending June 28, 1990. Mr. Kimberling will succeed himself. (Business and Labor) Motion to confirm made by Senator Wright.

Zenke, Larry, Tulsa, as a member to the Teachers' Retirement System Board of Trustees, to serve an unexpired term of four years ending June 30, 1986. Larry Zenke will succeed James Sutton, Jr. (Judiciary and Retirement) Motion to confirm made by Senator Green.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—44.

Excused: O'Connor, Sadler, Terrill and Winn.—4.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1118 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 8 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTION

Senator Smith introduced his young son, Tucker Judson, to the Senate and asked unanimous consent that Tucker be named Honorary President of the Senate for this legislative day, which was the order.

GENERAL ORDER

SB 106 by Johnson and Boatner of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 106** be advanced, which motion was declared adopted.

THIRD READING

SB 106 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Nay: Shedrick.—1.

Excused: Giles, Landis, Leonard, O'Connor and Winn.—5.

The bill and emergency passed.

SB 106 was referred for engrossment.

GENERAL ORDER

SB 105 by Johnson and Boatner of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 105** be advanced, which motion was declared adopted.

THIRD READING

SB 105 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Giles, Landis, O'Connor and Winn.—4.

The bill and emergency passed.

SB 105 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

SB 102 by Johnson and Boatner of the Senate and Sanders of the House was called up for consideration.

Senator Johnson asked unanimous consent that **SB 102** be laid over for this legislative day, which was the order.

SB 102 remains on General Order.

GENERAL ORDER

SB 133 by McIntyre of the Senate and Ross of the House was called up for consideration.

Senators Dawson and Cain asked to coauthor **SB 133,** which was the order.

Senator McIntyre moved that **SB 133** be advanced, which motion was declared adopted.

THIRD READING

SB 133 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dawson, Dennis, Floyd, Ford, Hopkins, Howell, Johnson, Leonard, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—33.

Nay: Branch, Combs, Green, Keller, Lamb, McCune, Pierce, Rhodes and Wright.—9.

Excused: Dahl, Giles, Landis, O'Connor, Smith and Winn.—6.

The bill passed.

SB 133 was referred for engrossment.

GENERAL ORDER

SJR 7 by Cate of the Senate and Lewis of the House was called up for consideration.

Senator Cate moved to amend **SJR 7,** by striking the title, the resolving clause and the body of the resolution and substituting in lieu thereof the floor substitute, which was distributed to all members of the Senate, which amendment was declared adopted.

Senator Cate moved to amend the floor substitute for **SJR 7,** Page 4, Line 8, by adding after the period the words: "Copies of this resolution shall be distributed to the

Governor and to the Secretary of State.'', which amendment was declared adopted.

Senator Cate moved that **SJR 7** be advanced, which motion was declared adopted.

THIRD READING

SJR 7 was read for the third time at length.

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

Aye: Boatner, Brown, Capps, Cate, Cole, Cullison, Dennis, Floyd, Hopkins, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor and Terrill.—22.

Nay: Branch, Cain, Choate, Combs, Dawson, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, Pierce, Porter, Schuelein, Taliaferro, Watson, Wright and Young.—22.

Excused: Dahl, O'Connor, Winn and York.—4.

The resolution failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cate moved that the vote be reconsidered whereby **SJR 7** failed.

GENERAL ORDER

HB 1066 by Vanatta and Lewis of the House and McIntyre of the Senate was called up for consideration.

Senator McIntyre moved that **HB 1066** be advanced, which motion was declared adopted.

THIRD READING

HB 1066 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson and Wright.—38.

Nay: Branch, Cole, Dawson, Johnson, Landis and Young.—6.

Excused: Dahl, O'Connor, Winn and York.—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: 39; Nay: 5; Excused: 4.

The emergency passed.

HB 1066 was referred for engrossment.

ANNOUNCEMENT

Pursuant to the provisions of Senate Rule 12-21, President Pro Tempore Randle announced that Senator McCune has been designated to verify the correct engrossment and enrollment of legislation.

SECOND READING

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

SB 157 — Judiciary and Retirement
SB 158 — Business and Labor
SB 159 — Judiciary and Retirement
SB 160 — Natural Resources
SB 161 — Transportation

SB 162 — Judiciary and Retirement
SB 163 — Judiciary and Retirement
SB 164 — Judiciary and Retirement
SB 165 — Finance
HB 1110 — Judiciary and Retirement
HB 1111 — Judiciary and Retirement
HB 1150 — Human Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1078** and **1159.**

HB 1078 — By Hooper of the House and Taliaferro of the Senate.

An act relating to cities and towns; amending 11 O.S. 1981, Section 39-108; providing procedure for hearings on improvement districts; permitting governing body to take certain actions; providing procedure for protesting creation of improvement district; modifying protest procedure; and providing an effective date.

HB 1159 — By Lewis, Barker, Johnson (Glen), Glover, Abbott, Adair, Benson, Blodgett, Boeckman, Brewster, Brown, Clark, Combs, Conaghan, Converse, Cotner, Craighead, Cunningham, Davis (Frank), Davis (Guy), Duckett, Duke, Easley, Formby, George, Graves, Grieser, Hale, Harbin, Harris (Ken), Harris (Robert), Henshaw, Hobson, Holden, Hooper, Hunter, Kamas, Kincheloe, Koppel, Leftwich, Little, Littlefield, Logan, McMillen, Mitchell, Monks, Morgan, Pitezel, Rieger, Riggs, Sanders, Sherrer, Shurden, Smith, Stacy, Talley, Vanatta, Vaughn, Widener, Williams (Freddye), Williams (Penny), Willis, Milton and Whorton of the House and Cate and Randle of the Senate.

An act relating to state government; giving the Lieutenant Governor an additional title when conducting certain business; authorizing the Lieutenant Governor to establish an office in Japan; stating purpose; providing procedures related to the office; requiring reports; making an appropriation to the Office of the Lieutenant Governor; stating purpose; making the appropriation nonfiscal; 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 1004.**

HCR 1004 — By Hamilton (James) of the House and Johnson of the Senate.

A concurrent resolution relating to the designation and naming of a bridge located in LeFlore County to be known as the "Tom Traw Bridge"; recognizing service in the House of Representatives; recognizing accomplishments and achievements; recognizing contributions to constituents and to the Democratic Party; designating and naming a certain structure as the Tom Traw Bridge; directing preparation of signs and a plaque; and directing distribution.

The above numbered measure was read the first time.

FIRST READING

The following were introduced and read the first time:

SB 166 — By Lamb.

An act relating to motor vehicles; providing for a special license plate for reservists; stating qualifications for eligibility; providing for design and issuance of such plates; stating application requirements; setting fee; providing for apportionment of revenue; providing for codification; and declaring an emergency.

SB 167 — By Floyd and Randle of the Senate and Abbott and Johnson (Glen) of the House.

An act relating to insurance; amending 36 O.S. 1981, Sections 1424, as last amended by Section 1, Chapter 173, O.S.L. 1984 and 1426, as amended by Section 4, Chapter 90, O.S.L. 1983 (36 O.S. Supp. 1984, Sections 1424 and 1426), which relate to licensure;

including job loss insurance as a limited insurance category; exempting job loss limited insurance representative from examination; and declaring an emergency.

SB 168 — By Roberts.

An act relating to public finance; amending Sections 2, 3, 4, 5, 6, 7, 8, 10, 11 and 16, Chapter 168, O.S.L. 1983 (62 O.S. Supp. 1984, Sections 690.2, 690.3, 690.4, 690.5, 690.6, 690.7, 690.8, 690.10, 690.11 and 690.16), which relate to enterprise zones; stating guidelines for designation of certain areas as enterprise zone; authorizing Department of Economic Development to establish guidelines for applications; expanding provisions of Oklahoma Enterprise Zone Act to apply to areas within corporate limits of a city or town; authorizing establishment of enterprise districts; deleting certain restriction on enterprise zones located within corporate limits of a city or town; and declaring an emergency.

SB 169 — By Porter.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 1077, which relates to bail allowable; allowing for bail on appeal from convictions except for murder in first degree and rape in first degree; allowing bail in other cases in discretion of trial court; and declaring an emergency.

SB 170 — By Howell.

An act relating to courts; providing graduated pay scale for judicial officials; providing for codification; providing an effective date; and declaring an emergency.

SB 171 — By Luton.

An act relating to prisons and reformatories; amending 57 O.S. 1981, Sections 510.1 and 521, which relate to the Oklahoma Corrections Act of 1967; prohibiting the Department of Corrections from extending the limits of the place of confinement of inmates convicted of murder or rape in any degree under certain circumstances; prohibiting inmates convicted of murder or rape in any degree from being classified to community treatment centers of the Department of Corrections; and providing an effective date.

SB 172 — By Wright.

An act relating to criminal procedure; providing short title; creating the Oklahoma Commission on Sentencing; establishing procedures for the appointment, terms and organization of the Commission; requiring reimbursement for travel expenses; specifying powers and duties; requiring Commission to adopt sentencing guidelines; directing Commission to conduct public hearing and provide notice; requiring legislative approval of the guidelines; specifying an effective date of the guidelines; requiring Commission to conduct training; mandating sentencing courts to sentence within guidelines; allowing exceptions; authorizing court to impose additional sanctions; allowing night or weekend incarceration in certain cases; repealing Section 1, Chapter 37, O.S.L. 1983, 22 O.S. 1981, Section 991a, as last amended by Section 1, Chapter 23, O.S.L. 1983, and Section 1, Chapter 130, O.S.L. 1983 (22 O.S. Supp. 1984, Sections 982a, 991a and 991a-2), which relate to sentencing alternatives; providing for codification; and providing effective dates.

SB 173 — By Lamb.

An act relating to cities and towns; amending 11 O.S. 1981, Section 28-101, which relates to municipal courts of record; creating municipal courts of record in cities over fifty thousand population; requiring governing body determine necessity of court; directing filing resolution of governing body; stating resolution and filing must be judicially noticed; and providing an effective date.

SB 174 — By Rozell.

An act relating to public health and safety; creating the State Water Quality Advisory Council; prescribing membership; allowing reimbursement; providing for officers; authorizing conference rooms and staff; requiring meetings; stipulating quorum; stating duties; requiring public files; retaining cer-

tain current responsibilities; repealing 82 O.S. 1981, Sections 931, 932, as amended by Section 33, Chapter 333, O.S.L. 1983 (82 O.S. Supp. 1984, Section 932), 932 as amended by Section 165, Chapter 304, O.S.L. 1983 (82 O.S. Supp. 1984, Section 932), 932.1, 932.2, 932.3, 933, 934, 935, 936, 936.1, 937, 937.1, 937.2, 937.4, 937.5, 938, 939, 940, 941 and 942, which relate to the Pollution Control Coordination Board; providing codification; providing an effective date; and declaring an emergency.

SB 175 — By Rozell of the Senate and Duke of the House.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 165, as last amended by Section 16, Chapter 358, O.S.L. 1982, and 180h, as amended by Section 18, Chapter 358, O.S.L. 1982 (47 O.S. Supp. 1984, Sections 165 and 180h), which relate to regulation of motor carriers; requiring motor carriers to pay filing fee for application for permit or certificate; allowing Corporation Commission to establish fee for interstate motor carriers; increasing fee for motor carrier identification devices; requiring registrant's name to be displayed on certain vehicles; providing penalty; requiring offender to place name on vehicle within certain period; providing exception; providing for codification; repealing 47 O.S. 1981, Section 180h, as amended by Section 6, Chapter 354, O.S.L. 1982 (47 O.S. Supp. 1984, Section 180h), which relates to motor carrier identification devices; providing effective dates; and declaring an emergency.

SB 176 — By York.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 14, which relates to medical treatment; modifying definition to include psychologist; and providing an effective date.

SB 177 — By Keller.

An act relating to public health and safety; amending 63 O.S. 1981, Section 2-401, as last amended by Section 1, Chapter 196, O.S.L. 1984 (63 O.S. Supp. 1984, Section 2-401), which relates to offenses and penalties; providing death penalty for manufacture and distribution of controlled dangerous substances; repealing prior minimum sentencing; and providing an effective date.

SR 9 — By Giles and Green.

A resolution directing the Natural Resources Committee of the Oklahoma State Senate to study the structure, organization and duties of the Corporation Commission which relate to oil and gas; granting authority to administer oaths, subpoena witnesses and hear evidence; allowing requests for assistance or information; stating intent that state agencies comply with request for assistance or information; allowing meetings; providing reimbursement; and requiring a written report.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 19, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:20 p.m. to meet Tuesday, February 19, 1985, at 1:30 p.m.

Twenty-fifth Legislative Day

Tuesday, February 19, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: McIntyre and Porter.—2.

Senator Rozell declared a quorum present.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 105, 106 and 133 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1066 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 91 by Terrill of the Senate and Lawter of the House was called up for consideration.

Senator Terrill moved that **SB 91** be advanced, which motion was declared adopted.

THIRD READING

SB 91 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Howell, McIntyre, Pierce, Porter, Randle and Smith.—6.

The bill passed.

SB 91 was referred for engrossment.

COMMITTEE APPOINTMENT

President Pro Tempore Randle announced appointment to the following committee:

OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT BOARD

Pursuant to 11 O.S. § 49-100.3, Wyman Dobbs, Oklahoma City, was reappointed February 8, 1985, to serve on the Board an additional year with term expiring in 1986.

COMMITTEE ASSIGNMENT RESCINDED

Senator Dawson asked unanimous consent that the second committee assignment for **SB 22** to the Committee on Judiciary and Retirement be rescinded, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1118,** requesting conference and naming conferees as follows: Sanders, Glover, Vaughn, Henshaw and Hale.

SECOND READING — DIRECT TO CALENDAR

Senator Giles asked unanimous consent to suspend Rule 5-4 and refer **SR 9** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 9 by Giles and Green was called up for consideration.

Senators Boatner, Winn and Landis asked to coauthor **SR 9,** which was the order.

SR 9 was adopted upon roll call as follows and referred for enrollment:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Choate, Dawson, McIntyre, Porter and Stipe.—5.

SECOND READING — DIRECT TO CALENDAR

Senator Johnson asked unanimous consent to suspend Rule 5-4 and refer **HCR 1004** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1004 by Hamilton (James) of the House and Johnson of the Senate was called up for consideration.

HCR 1004 was adopted upon roll call as follows, properly signed and ordered returned to the Honorable House:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Choate, McIntyre, Pierce, Porter and Stipe.—5.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1118** was ordered granted, President Pro Tempore Randle appointing as Senate conferees the following: Senators Cullison, Combs, Capps, Schuelein and Ford.

COMMITTEE REPORTS

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

DO PASS:

SB 89 — Criminal Jurisprudence, coauthored by Wright of the Senate and Graves (principal House author).
SB 132 — Higher Education, coauthored by Brown (principal House author).
SJR 8 — General Government, coauthored by Duke (principal House author).
SCR 5 — Higher Education, coauthored by Barker (principal House author) and Brown and Williams (Penny) of the House.
HB 1019 — General Government, coauthored by Schuelein, Dahl and Miller of the Senate.

DO PASS, as amended:

SB 134 — General Government, coauthored by Harris (Robert) (principal House author).

SECOND READING

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

SB 166 — Finance
SB 167 — Business and Labor
SB 168 — Finance
SB 169 — Criminal Jurisprudence
SB 170 — Appropriations
SB 171 — Criminal Jurisprudence
SB 172 — Criminal Jurisprudence
SB 173 — Judiciary and Retirement
SB 174 — Natural Resources
SB 175 — Finance
SB 176 — Business and Labor
SB 177 — Criminal Jurisprudence
HB 1078 — General Government
HB 1159 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1142** and **1158.**

HB 1142 — By Cotner and Graves of the House and Floyd of the Senate.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 751; allowing the admission into evidence of certain reports without agreement or stipulation of the parties; increasing time limit for availability of certain reports; providing for said reports and procedures related thereto; and providing an effective date.

HB 1158 — By Cotner of the House and Brown of the Senate.

An act relating to cities and towns; amending Section 1, Chapter 35, O.S.L. 1983 (11 O.S. Supp. 1984, Section 41-115); providing for correction certificates for certain plats; modifying procedures related thereto; 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 178 — By Winn.

An act relating to oil and gas; authorizing the Commissioners of the Land Office and the Gross Production Tax Division of the Oklahoma Tax Commission to purchase cer-

tain electronic natural gas measuring systems; stating characteristics of systems; requiring compliance with certain statutes; authorizing the employment of certain professionals; and declaring an emergency.

SB 179 — By Watson.

An act relating to schools; providing for annexation of school districts not meeting certain requirements by certain dates; authorizing certain transfer fees under certain circumstances; providing for interpretation of certain circumstances; and providing for codification.

SB 180 — By Terrill.

An act relating to schools; prohibiting pupil from receiving credit for a course under certain circumstances; providing for codification; and declaring an emergency.

SB 181 — By Keller.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 11-801a, as conditionally amended by Section 1, Chapter 80, O.S.L. 1976, which relates to the maximum speed limit; increasing speed limit on interstates and turnpikes; and providing an effective date.

SB 182 — By Rozell.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 561, 562, 563, 564, as amended by Section 1, Chapter 239, O.S.L. 1982, 565, 566, 567, 572, 578 and 579 (47 O.S. Supp. 1984, Section 564), which relate to regulation and licensing of motor vehicle dealers, salespersons, manufacturers and distributors; abolishing the Oklahoma Used Motor Vehicle and Parts Commission; transferring powers, duties and responsibilities to the Oklahoma Motor Vehicle Commission; directing the Director of State Finance to coordinate transfer of certain funds; modifying legislative intent; modifying definitions and defining terms; requiring certain vans to be sold only under original manufacturer's identity and only by certain dealers; providing for membership of Oklahoma Motor Vehicle Commission; requiring appointments within thirty days of effective date of act; requiring election of Chairman; specifying commission districts; providing terms of office; providing for travel reimbursement of members; specifying qualifications of Executive Director; authorizing Executive Director to employ personnel and acquire services of an attorney; modifying powers and duties of Commission; providing procedures for licensing of new and used motor vehicle dealers, salespersons, manufacturers, distributors and manufacturer's and distributor's representatives; authorizing licensed new motor vehicle dealers to acquire or sell used motor vehicles; providing penalty; deleting language on expiration of bonds and licenses; modifying licensing and renewal fees; requiring posting of licenses, requiring bond from applicant for used motor vehicle dealer's license; requiring Commission to provide for licensing of off premise displays and sales of new motor vehicles; establishing conditions for off premise displays, sales activities and sales promotions; requiring licenses and permits for such displays, sales activities and sales promotions; modifying grounds for denial, revocation or suspension of license; authorizing Commission to impose fines under certain circumstances; providing procedure if manufacturer or distributor prevents or refuses to honor succession to dealership by legal heir or devisee; prohibiting manufacturer from terminating, canceling or failing to renew franchise with a licensed motor vehicle dealer except under certain conditions; defining term; stating when good cause for such termination, cancellation or nonrenewal exists; providing conditions of and procedures for notice of such termination, cancellation or nonrenewal; allowing protest by dealer and requiring hearing by Commission; allowing certain compensation to dealer; requiring manufacturer to pay rent or obtain a purchaser or lessee under certain conditions; deleting requirement of notice to surety upon denial, suspension or revocation of license; authorizing Commission to com-

pel production of relevant documents for hearing on denial, suspension or revocation of license; deleting language allowing Commission to deny license to nonqualified applicant and to suspend or revoke license of violator of act; deleting appeal procedures; making act subject to the Administrative Procedures Act; providing exceptions; stating that person violating or threatening to violate act may be enjoined from so doing; amending procedures for actions to recover damages; providing procedures for establishing or relocating dealership; amending distance requirements; requiring Commission to consider profits of protestant when determining good cause for denying franchise; defining "Broker" and prohibiting such brokers; requiring Commission to inspect used motor vehicle dealer locations; requiring used motor vehicle dealers to file condition of sale agreements with Commission and issue such agreements with sale of used motor vehicle; requiring liability insurance on demonstration vehicles; repealing 47 O.S. 1981, Sections 568, 569, 570, 571, 574, 575, 576, 577 and 581, as last amended by Section 1, Chapter 89, O.S.L. 1984, 582, 583, 584, 585, 586 and 587 (47 O.S. Supp. 1984, Section 581), which relate to regulation and licensing of new and used motor vehicle dealers, manufacturers and distributors; providing for codification; making act cumulative; providing severability; and providing an effective date.

SB 183 — By Rozell.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 561, 562, 563, 564, as amended by Section 1, Chapter 239, O.S.L. 1982, 565, 566, 567, 572, 578 and 579 (47 O.S. Supp. 1984, Section 564), which relate to regulation and licensing of motor vehicle dealers, salespersons, manufacturers and distributors; modifying legislative intent; modifying definitions and defining terms; requiring certain vans to be sold only under original manufacturer's identity and only by certain dealers; providing for membership of Oklahoma Motor Vehicle Commission; requiring appointments within thirty days of effective date of act; requiring election of Chairman; specifying commission districts; providing terms of office; providing for travel reimbursement of members; specifying qualifications of Executive Director; authorizing Executive Director to employ personnel and acquire services of an attorney; modifying powers and duties of Commission; providing procedures for licensing of new motor vehicle dealers salespersons, manufacturers, distributors and manufacturer's and distributor's representatives; authorizing licensed new motor vehicle dealers to acquire or sell used motor vehicles, providing penalty; deleting language on expiration of bonds and licenses; modifying licensing and renewal fees; requiring posting of licenses; requiring Commission to provide for licensing of off premise displays and sales of new motor vehicles; establishing conditions for off premise displays, sales activities and sales promotions; requiring licenses and permits for such displays, sales activities and sales promotions; modifying grounds for denial revocation or suspension of license; authorizing Commission to impose fines under certain circumstances; providing procedure if manufacturer or distributor prevents or refuses to honor succession to dealership by legal heir or devisee; prohibiting manufacturer from terminating, canceling or failing to renew franchise with a licensed motor vehicle dealer except under certain conditions; defining term; stating when good cause for such termination, cancellation or nonrenewal exists; providing conditions of and procedures for notice of such termination, cancellation or nonrenewal; allowing protest by dealer and requiring hearing by Commission; allowing certain compensation to dealer; requiring manufacturer to pay rent or obtain a purchaser or lessee under certain conditions; deleting requirement of notice to surety upon denial, suspension or revocation of license; authorizing Commission to compel production of relevant documents for hearing on denial, suspension or revocation of license; deleting

language allowing Commission to deny license to nonqualified applicant and to suspend or revoke license or violator of act; deleting appeal procedures; making act subject to the Administrative Procedures Act; providing exceptions; stating that person violating or threatening to violate act may be enjoined from so doing; amending procedures for actions to recover damages; providing procedures for establishing or relocating dealership; amending distance requirements; requiring Commission to consider profits of protestant when determining good cause for denying franchise; defining "broker" and prohibiting such brokers; repealing 47 O.S. 1981, Sections 568, 569, 570, 571, 574 and 575, which relate to regulation and licensing of motor vehicle dealers, manufacturers and distributors; providing for codification, making act cumulative; providing severability; and providing an effective date.

SB 184 — By Cullison of the Senate and Hooper of the House.

An act relating to insurance; amending 36 O.S. 1981, Section 3636, which relates to uninsured motorist coverage; establishing limits on certain liability; providing an effective date; and declaring an emergency.

SB 185 — By Smith.

An act relating to credit unions; amending 6 O.S. 1981, Section 2002, which relates to establishment of credit unions; increasing maximum par value of shares; allowing for inclusion of certain provision in bylaws; and declaring an emergency.

SB 186 — By Howell.

An act relating to schools; amending 70 O.S. 1981, Sections 509.6 and 509.7, which relate to negotiation between school employees and districts; reducing the period of time within which agreements outlining negotiation procedures must be reached; and changing description of parties required to develop procedure for resolving impasses.

SJR 9 — By Combs.

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 adding a new Section 6B; providing for an ad valorem tax exemption for qualifying manufacturing concerns; stating purpose; limiting exemption; defining qualifying manufacturing concern and manufacturing facility; restricting exemption; providing for reimbursement of lost revenue to ad valorem tax recipients; providing assessed valuation of exempt property shall be added to assessed valuation of taxable property for computing debt limit for political subdivisions; providing a ballot title; directing filing; and ordering a special election.

SR 10 — By Dahl.

A resolution memorializing the President of the United States and the Congress of the United States to prioritize funding of American agriculture above foreign aid; and directing distribution.

LOBBYIST REGISTRATIONS

(Addendum since February 14, 1985, page 169)

Autry, Otis, Tulsa Classroom Teachers Association.

Boehler, Orlie J., Howard, Weil, Labouisse, Friedrichs, Inc.

Huddleston, Richard, Oklahoma Independent Title Companies Association. (addendum)

McDonald, Stephen Haskell, Howard, Weil, Labouisse, Friedrichs, Inc.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 20, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:00 p.m. to meet Wednesday, February 20, 1985, at 1:30 p.m.

Twenty-sixth Legislative Day

Wednesday, February 20, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Howell, McIntyre and Porter.—3.

Senator Rozell declared a quorum present.

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

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1004.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 91 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 9 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 1 by Winn of the Senate and Widener and Brewster of the House was called up for consideration.

Senator Winn moved that **SB 1** be advanced, which motion was declared adopted.

THIRD READING

SB 1 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce,

Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Ford, Howell, McIntyre and Porter.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **SB 1** passed.

INTRODUCTION

Senator Shedrick introduced Representative Wilhelmina Delco, Chairman of the Higher Education Committee of the Texas House of Representatives to the Senate and asked unanimous consent that Ms. Delco be granted privileges of the floor, which was the order. Representative Delco was presented to the Senate by President Pro Tempore Randle where she delivered a brief address.

GENERAL ORDER

SB 130, considered on page 143, was called up for consideration.

Senator Winn moved that **SB 130** be advanced, which motion was declared adopted.

THIRD READING

SB 130 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—40.

Nay: Hopkins, Johnson, Shedrick, Wright and Young.—5.

Excused: Howell, McIntyre and Porter.—3.

The bill passed.

SB 130 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

SJR 8 by Roberts of the Senate and Duke of the House was called up for consideration.

Senator Roberts moved that **SJR 8** be advanced, which motion was declared adopted.

THIRD READING

SJR 8 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Howell, McIntyre and Porter.—3.

The resolution passed.

SJR 8 was referred for engrossment.

SECOND READING — DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to suspend Rule 5-4 and refer **SR 10** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 10 by Dahl was called up for consideration.

Senator Capps and all other members of the Senate except Senator Dawson asked to coauthor **SR 10**, which was the order.

SR 10 was adopted upon motion of Senator Dahl and referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 16 — Finance, coauthored by Landis of the Senate and Littlefield (principal House author).
HB 1005 — Finance, coauthored by Combs and Stipe of the Senate.

DO PASS, As Amended:

CS for SB 73 — Finance, coauthored by Sadler of the Senate.

SECOND READING

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

SB 178 — Natural Resources
SB 179 — Public Education
SB 180 — Public Education
SB 181 — Transportation
SB 182 — Transportation
SB 183 — Transportation
SB 184 — Judiciary and Retirement
SB 185 — Banks and Banking
SB 186 — Public Education
SJR 9 — Economic Development
HB 1142 — Judiciary and Retirement
HB 1158 — General Government

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1063.**

HB 1063 — By Graves and Manar of the House and Johnson of the Senate.
An act relating to crimes and punishments; amending 21 O.S. 1981, Section 701.13; terminating comparative proportionality review of death penalty sentences; providing procedures for and modifying appellate review of death penalty sentences; providing for resentencing; 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 187 — By Stipe.
An act relating to criminal procedure; allowing party to perfect an appeal without filing motion for new trial; prohibiting person filing motion for new trial from raising allegations of error available at the time of filing; providing an exception; providing for codification; and declaring an emergency.

SB 188 — By Stipe.
An act relating to cities and towns; amending 11 O.S. 1981, Sections 51-105, 51-108 and 51-111, which relate to collective bargaining; authorizing Public Employees Rela-

tions Board to prevent unfair labor practices; providing procedures; requiring conference to negotiate request for bargaining; requiring resumption of collective bargaining process if majority opinion of arbitrators is not adopted; requiring bargaining agreement to contain arbitration procedures; providing for codification; and declaring an emergency.

SB 189 — By Stipe, Dennis and Roberts.

An act relating to agriculture and water and water rights; amending 2 O.S. 1981, Sections 1301-102, 1301-103, 1301-104, 1301-105, 1301-106, 1301-107, Section 62, Chapter 296, O.S.L. 1984, 1301-201, 1301-202, 1301-203, 1301-301, 1301-302, 1301-303, 1301-304, 1301-305, 1301-314, Section 8, Chapter 347, O.S.L. 1982 (2 O.S. Supp. 1984, Sections 1301-108 and 1301-316), which relate to forestry; transferring personnel, duties and obligations of Forestry Division from State Department of Agriculture to the Oklahoma Conservation Commission; defining terms; providing educational programs; providing for duties and implementational programs; stating duties, qualifications and powers of Director and Division; providing for payroll deductions; providing for protection areas; requiring road crews to extinguish fires; authorizing rules and regulations; providing for certain burning of land; authorizing certain acquisitions and land leases; providing for certain proceeds and dispositions of lands; authorizing federal cooperation; directing management and administration; expanding statewide fire protection program; providing for codification; directing recodification; and providing an effective date.

SB 190 — By Taliaferro.

An act relating to property; providing for presumption of abandonment of certain mineral interests; providing exceptions; providing for codification; providing severability; and providing an effective date.

SB 191 — By Shedrick of the Senate and Gish of the House.

An act relating to cemeteries; amending 8 O.S. 1981, Sections 211, 214 and 221, which relate to burial associations; providing for examinations of burial associations for certain purposes; providing for cost of examination; increasing maximum annual license fee; deleting certain language; providing that certain fees shall be in lieu of certain taxes; increasing burial agent license fees; and declaring an emergency.

SB 192 — By Cullison.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 995.3, as last amended by Section 2, Chapter 135, O.S.L. 1984, 995.7, as amended by Section 5, Chapter 256, O.S.L. 1983, and 995.10, as amended by Section 3, Chapter 135, O.S.L. 1984 (21 O.S. Supp. 1984, Sections 995.3, 995.7 and 995.10), which relate to bingo; clarifying information required for application; deleting certain prohibition against issuance of license; deleting provision that certain employees may be compensated for conducting bingo; modifying restrictions on conduct of bingo games; allowing licensees to conduct one or two sessions per day; limiting prizes; and declaring an emergency.

SB 193 — By Winn.

An act relating to counties and county officers; amending Section 6, Chapter 249, O.S.L. 1982, as last amended by Section 1, Chapter 61, O.S.L. 1984 (19 O.S. Supp. 1984, Section 1505), which relates to county purchasing and receipt procedures; providing procedures for selecting vendors from whom gasoline and diesel fuel may be purchased; providing procedures for purchasing gasoline and diesel fuels; and providing an effective date.

SB 194 — By Dennis.

An act relating to torts; providing for joint and several liability of joint tortfeasors for single harm; providing for codification; and declaring an emergency.

SB 195 — By Terrill.

An act relating to schools; providing for due process for full-time certified administrators prior to dismissal; recognizing tenure of certain administrators as teachers; providing for codification; and providing an effective date.

SB 196 — By Cate.

An act relating to state government; amending Sections 38 and 44, Chapter 338, O.S.L. 1982 (74 O.S. Supp. 1984, Sections 841.17 and 841.23), which relate to the Oklahoma Personnel Act; modifying prohibitions against political activity by certain classified employees; prohibiting specified political activity by classified employees of the Oklahoma State Bureau of Investigation and the Oklahoma Bureau of Narcotics and Dangerous Drugs Control; modifying rights of classified employee with respect to political activity; providing penalty for coercing state employee to contribute part of salary for political purposes; and declaring an emergency.

SB 197 — By Howell.

An act relating to schools; amending 70 O.S. 1981, Sections 17-101, as amended by Section 3, Chapter 329, O.S.L. 1982, 17-105, as last amended by Section 7, Chapter 267, O.S.L. 1984, 17-108, and 17-110 (70 O.S. Supp. 1984, Sections 17-101 and 17-105), which relate to the Teachers' Retirement System; defining terms; providing for return to service of disabled annuitant; setting death benefit; providing for transfer of funds; providing for reimbursement in certain situations; providing for yearly contract; stating purpose of contract; providing for purchase of private retirement annuity; providing for benefits, annuities and pensions; providing for payment; requiring bond; providing for expenditure of funds; and providing for codification.

SB 198 — By Choate.

An act relating to revenue and taxation; providing for an annual tax on racehorses in lieu of ad valorem taxes on such racehorses; stating amount of tax; providing for classification for racehorses for purposes of taxation; providing definitions; stating due dates for tax; providing such tax shall become delinquent after certain time; providing penalties; requiring county assessor to provide certain forms; requiring filing of certain reports; authorizing audits of certain records; authorizing Oklahoma Tax Commission to promulgate certain rules and regulations; stating penalties for failure to file certain reports; stating penalties for filing fraudulent reports; providing for codification; and providing an effective date.

SB 199 — By Capps, Boatner, Dennis and Stipe of the Senate and Sherrer and Abbott of the House.

An act relating to state government; amending Section 17, Chapter 338, O.S.L. 1982 (74 O.S. Supp. 1984, Section 840.17), which relates to the employment of certified teachers under the Merit System of Personnel Administration; establishing right and requirement to participate in certain programs; providing for payment of stipends for participation; stipulating minimum salaries of certain teachers, administrators, counselors, and librarians; providing for determination of salaries for certain certified teachers employed for periods different from the public school year; establishing certain procedural rights; and declaring an emergency.

SB 200 — By Rhodes.

An act relating to public health and safety; stating legislative intent; defining terms; requiring actual notice to parent or guardian before performance of abortion on minors; allowing waiver of notice; setting procedure; providing for confidentiality; providing exception; allowing certain punitive damages; providing penalty; providing for codification; providing severability; and declaring an emergency.

SB 201 — By Porter.

An act relating to crimes and punishments; defining terms; prohibiting cockfighting,

cockfighting equipment and facilities; prohibiting servicing or facilitating cockfighting; prohibiting possession and training of gamecocks; prohibiting promotions and spectatorship; providing for seizure, forfeiture or destruction of instruments, equipment and gamecocks; providing penalties; providing for codification; and declaring an emergency.

SB 202 — By Taylor.

An act relating to probate procedure; amending 58 O.S. 1981, Section 890.5, which relates to power and duties of conservators; allowing investment of monies in credit union accounts; and providing an effective date.

SB 203 — By Taylor.

An act relating to state government; requiring state retirement systems and boards to file certain reports with the Legislature; requiring state retirement systems to develop certain investment plans; and providing for codification.

SB 204 — By Taylor.

An act relating to courts; amending 20 O.S. 1981, Section 1103, which relates to the Uniform Retirement System for Justices and Judges; providing for refund of additional contribution under certain circumstances; and declaring an emergency.

SB 205 — By York.

An act relating to vehicles; amending 47 O.S. 1981, Sections 6-101, as amended by Section 17, Chapter 286, O.S.L. 1983, 6-105, as amended by Section 18, Chapter 286, O.S.L. 1983, 6-114, as amended by Section 19, Chapter 286, O.S.L. 1983, 14-109 and 14-116, as last amended by Section 1, Chapter 160, O.S.L. 1984 (47 O.S. Supp. 1984, Sections 6-101, 6-105, 6-114 and 14-116), which relate to motor vehicles, 63 O.S. 1981, Sections 804.4, as amended by Section 9, Chapter 95, O.S.L. 1982, 804.9, 804.12, 804.14, as amended by Section 2, Chapter 254, O.S.L. 1982, 830, as amended by Section 11, Chapter 95, O.S.L. 1982, and 832, as amended by Section 13, Chapter 95, O.S.L. 1982 (63 O.S. Supp. 1984, Sections 804.4, 804.14, 830 and 832), which relate to motorboats and vessels, 68 O.S. 1981, Sections 218 and 2102, which relate to revenue and taxation, 74 O.S. 1981, Section 227.3, as amended by Section 8, Chapter 289, O.S.L. 1984 (74 O.S. Supp. 1984, Section 227.3), which relates to the State Auditor and Inspector; providing short title; providing definitions; stating legislative intent; providing for apportionment of monies; requiring vehicle owners to possess certificate of title; stating form; providing procedures thereto; requiring certain information; providing procedures for refusal or revocation of title; providing fees; providing for duplicate title; providing for confidentiality of certain information; allowing release of certain information for a fee; providing for perfection of security interest and procedures thereto; stating fees; providing for salvage titles; providing for application for registration; requiring certain information; allowing cancellation for false statements; providing for and issuance of certificates of registration, license plates and decals; stating requirements and specifications of plates; providing for replacement plates; providing for registration periods; stating penalties for delinquent registration fees; providing procedures for registering and titling manufactured homes; providing procedures for collection of bad checks; authorizing Oklahoma Tax Commission to enter into reciprocal compacts; allowing issuance of temporary permits and providing for procedures thereto; excepting certain nonresidents from registration requirements; providing procedures for repossessed vehicles; excepting certain military personnel from registration requirements; providing for licensing and registration by manufacturers and new car dealers and providing procedures thereto; providing for permits and registration of special mobilized machinery; providing for motor vehicle registration mailing fund; providing for mail-order renewal and notice; stating fees

for all vehicles with certain exceptions; stating fees for certain commercial vehicles; providing for and stating fees for short term commercial licenses; stating fees for manufactured homes; providing for licensing of such homes; providing for issuance of certain special license plates; stating fees; providing for temporary license plates; requiring registration of vehicles within certain period; providing taxes for intercity buses moving in interstate commerce; providing taxes for intercity buses; providing for motor license agents; stating duties; requiring bond, allowing certain fees to be charged; prohibiting false advertising as motor license agent; providing penalty; allowing subagents; authorizing motor license agent accounts; providing for deposit of fees; requiring submission of certain reports; providing for liability; stating penalties; providing for compensation of agents; providing for payment of certain fees; stating hours of operation for agencies; providing for reserve; requiring submission of financial statement; providing for audits; authorizing Oklahoma Tax Commission to issue necessary rules and regulations; allowing designation of office of county treasurer as motor license agent; stating powers of local authorities; providing for administration of act; authorizing Oklahoma Tax Commission to administer act and promulgate rules and regulations thereto; allowing certain Commission employees to administer oaths; stating offenses and providing penalties thereto; providing for driver education fee; providing for collection deposit and apportionment of such fees; creating motor vehicle driver education fund; deleting collection of certain fees by motor license agents; deleting certain language concerning apportionment of certain fees; providing certain fees shall be apportioned as provided by this act; providing for codification; repealing 47 O.S. 1981, Sections 22, 22.1, as amended by Section 1, Chapter 95, O.S.L. 1982, 22.2A, as amended by Section 2, Chapter 220, O.S.L. 1983, Section 25, Chapter 296, O.S.L. 1984, 22.3, 22.3a, 22.4-3, as last amended by Section 11, Chapter 292, O.S.L. 1984, Section 6, Chapter 253, O.S.L. 1984, Section 7, Chapter 253, O.S.L. 1984, Section 8, Chapter 253, O.S.L. 1984, 22.4b, 22.4c, 22.5, 22.5-1, 22.5-2, 22.5a, 22.5b, 22.5c, 22.5d-1, 22.5d-4, 22.5g, 22.5i, 22.5j, as amended by Section 1, Chapter 155, O.S.L. 1982, 22.5k, as last amended by Section 27, Chapter 286, O.S.L. 1983, 22.5 1, 22.5m, as amended by Section 10, Chapter 253, O.S.L. 1984, 22.5n, 22.5q, 22.5r, 22.6, 22.6b, 22.6c, 22.7, 22.8, 22.9, 22.10, 22.11, 22.12, as last amended by Section 11, Chapter 253, O.S.L. 1984, 22.12a, 22.12a-1, 22.12b, 22.12c, 22.13a, as last amended by Section 9, Chapter 253, O.S.L. 1984, 22.14, 22.15a, 22.16, 22.17a, as amended by Section 2, Chapter 4, O.S.L. 1984, 22.19, as amended by Section 1, Chapter 114, O.S.L. 1983, 22.20, as last amended by Section 12, Chapter 253, O.S.L. 1984, 22.21, 22.22-1, as amended by Section 13, Chapter 253, O.S.L. 1984, 22.22a, 22.23-1, as amended by Section 14, Chapter 253, O.S.L. 1984, 22.23a, as amended by Section 4, Chapter 95, O.S.L. 1982, 22.24, as amended by Section 1, Chapter 227, O.S.L. 1984, 22.28, 22.30a, 22.30c, as amended by Section 15, Chapter 253, O.S.L. 1984, 22.30h, 22.30j, 22.30k, 22.30 l, as last amended by Section 16, Chapter 253, O.S.L. 1984, 22.30 1-2a, as last amended by Section 17, Chapter 253, O.S.L. 1984, 22.30 1-4, 22.30m, 22.30n, 22.30q-1, 22.30r, 22.30s, 22.30t, 22.30u, as renumbered by Section 16, Chapter 95, O.S.L. 1982, Section 2, Chapter 275, O.S.L. 1983, 22.31, 22.32, 22.33, 22.34, Section 7, Chapter 95, O.S.L. 1982, 22.41, 22.42, 22.43, as amended by Section 12, Chapter 292, O.S.L. 1984, 22.44, 23, 23.1, 23.2, 23.2a, as amended by Section 3, Chapter 227, O.S.L. 1984, Section 2, Chapter 227, O.S.L. 1984, 23.2b, as last amended by Section 1, Chapter 68, O.S.L. 1984, 23.2c, 23.4, 23.5, 23.6, as amended by Section 2, Chapter 114, O.S.L. 1983, 23.10, 23.13, 23.14, 24.1, 24.2, 24.3, as amended by Section 41, Chapter 287, O.S.L. 1982, 24.4,

38.1, 38.2, 38.3, 38.4, 39.1, 39.2, 39.3, 39.4, 39.5, 39.6, 40.1, 40.2, 40.3, 40.4, 40.5 and 40.6 (47 O.S. Supp. 1984, Sections 22.1, 22.2A, 22.2B, 22.4-3, 22.4-3a, 22.4-3b, 22.4-3c, 22.5j, 22.5k, 22.5m, 22.12, 22.13a, 22.17a, 22.19, 22.20, 22.22-1, 22.23-1, 22.23a, 22.24, 22.30c, 22.30 1, 22.30 1-2a, 22.30u, 22.30v, 22.35, 23.2a, 23.2a-1, 23.2b, 23.6 and 24.3), which relate to registration and licensing of motor vehicles; and providing an effective date.

SB 206 — By Terrill.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 1201, 1209 and 1212, which relate to franchise taxes; clarifying application of franchise tax to certain corporations and organizations; defining certain terms; providing certain orders of the Tax Commission shall not apply to organizations chartered by or possessing a certificate of authority issued by the State Banking Board or the State Banking Commissioner; allowing notification of unpaid taxes; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1066**, as amended.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 21, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:10 p.m. to meet Thursday, February 21, 1985, at 10:00 a.m.

Twenty-seventh Legislative Day

Thursday, February 21, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Dahl, Howell, Porter and Randle.—4.

Senator Rozell declared a quorum present.

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

Senator Combs presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 130 and **SJR 8** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 10 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 134 by Rhodes of the Senate and Harris (Robert) of the House was called up for consideration.

Senator Rhodes moved that **SB 134** be advanced, which motion was declared adopted.

THIRD READING

SB 134 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Dahl, Howell, Leonard, Porter and Randle.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Terrill moved that the vote be reconsidered whereby **SB 134** passed.

UNANIMOUS CONSENT REQUEST — MOTION TO RECONSIDER VOTE

Senator Cate asked unanimous consent to extend one legislative day the motion to reconsider the vote whereby **SJR 7** failed, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1066.**

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

COMMITTEE REPORTS

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

DO PASS, As Amended:

SB 22 — Criminal Jurisprudence, coauthored by Riggs (principal House author) and Lewis, Johnson (Glen) and Henry of the House.

SJR 9 — Economic Development, coauthored by Green and Sadler of the Senate and Brewster (principal House author).

SECOND READING

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

SB 187 — Judiciary and Retirement
SB 188 — Business and Labor
SB 189 — Agriculture
SB 190 — Judiciary and Retirement
SB 191 — Business and Labor
SB 192 — Criminal Jurisprudence
SB 193 — General Government
SB 194 — Judiciary and Retirement
SB 195 — Public Education
SB 196 — General Government
SB 197 — Judiciary and Retirement
SB 198 — Finance
SB 199 — Public Education
SB 200 — Human Resources
SB 201 — Criminal Jurisprudence
SB 202 — Judiciary and Retirement
SB 203 — Judiciary and Retirement
SB 204 — Judiciary and Retirement
SB 205 — Finance
SB 206 — Finance
HB 1063 — Judiciary and Retirement

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1071, 1114, 1140, 1141, 1163, 1169, 1174** and **1187.**

HB 1071 — By Sanders.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 1354, as amended by Section 1, Chapter 55, O.S.L. 1983 (59 O.S. Supp. 1984, Section 1354); re-creating the State Board of Examiners of Psychologists; specifying terms; providing for membership, qualifications and appointment of the Board; requiring oath of office; providing an operative date; and declaring an emergency.

HB 1114 — By Shurden, Easley, Monks, Craighead, Cotner and Brewster.

An act relating to cities and towns; amending 11 O.S. 1981, Section 22-110; preempting firearms legislation of municipalities and other political subdivisions; providing municipalities certain regulatory powers; nullifying certain orders, ordinances, and regulations relating to firearms; exempting certain

ordinances; providing for codification; and providing an effective date.

HB 1140 — By Mentzer of the House and Cain of the Senate.

[Poor persons — amending 56 O.S. 1981, Section 164 — criteria of eligibility for state assistance — assistance for dependent children — class of persons to whom assistance shall be given — effective date]

HB 1141 — By Hale.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 1315, as amended by Section 16, Chapter 225, O.S.L. 1984 (59 O.S. Supp. 1984, Section 1315); restricting prohibition against certain persons being bail bondsmen or runners to persons issued permits or licenses after a certain date; stating classes or persons not eligible to be bail bondsmen or runners; stating exceptions; and declaring an emergency.

HB 1163 — By Davis (Guy) of the House and Cate of the Senate.

[Professions and occupations — Board of Licensed Professional Counselors — emergency]

HB 1169 — By Lewis and Roberts of the House and Taylor of the Senate.

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. 1984, Section 3-202); providing for default review charges with certain limitations; setting maximum rate for such charge; providing for other additional charges relating to consumer loans and insurance; and declaring an emergency.

HB 1174 — By Johnson (Glen), Lewis, Larason, Benson, Leftwich, Littlefield, Adair, Brewster, Gordon, Harbin, Holden, Little, Monks, Morgan, Shurden and Stacy of the House and Brown of the Senate.

An act relating to crimes and punishments; enacting the Oklahoma Crime Victims Court Attendance Act; providing short title; defining terms; allowing victims of a criminal offense to attend court proceedings relating to that offense; authorizing the appointment of a representative to attend on behalf of the victim; disallowing certain grounds for appeal; providing for codification; and declaring an emergency.

HB 1187 — By Mentzer, Williamson, Henshaw, Conaghan, Davis (Frank), Holt, Little and Gordon of the House and Cain of the Senate.

An act relating to poor persons; amending 56 O.S. 1981, Sections 185 and 243; modifying certain penalties; making certain omission to certain reports illegal; and providing an effective date.

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

(Addendum since February 19, 1985, page 184)

Coffey, John C., Oklahoma Hospital Association.

Fayhee, Jaelene, Alliance of American Insurers.

Williams, C. Michael, Metro Beverage Company. (Addendum)

FIRST READING

The following were introduced and read the first time:

SB 207 — By Smith.

An act relating to insurance; amending 18 O.S. 1981, Sections 482, 484, 486, 487 and 488, which relate to surety companies; modifying requirements for licensure and adding additional requirements; modifying reporting procedures for financial informa-

tion and powers of Commission; authorizing Commission action in certain cases; clarifying language; modifying penalties; restricting powers of attorneys by agents or bondsmen and requiring certain records; prohibiting multiple appointment of bondsmen; prohibiting requirement to invest trust funds without consent of bondsmen; requiring record of trust fund accounts and defining term; providing for codification; repealing 18 O.S. 1981, Sections 481 and 485, which relate to surety companies; and providing for recodification.

SB 208 — By Roberts.

An act relating to waters and water rights; amending 82 O.S. 1981, Sections 1266, 1267, 1268, 1272, 1274, 1275, 1276 and 1281, which relate to regional water distribution districts; defining additional terms; stating purposes for which districts may be organized; stipulating information and procedures required for establishing regional water districts; prescribing powers of districts; exempting districts from taxes and assessments; requiring districts be operated without profit; requiring sufficient rates and charges for certain purposes; delineating how revenue is to be spent; allowing annexation of additional territory; deleting language allowing district court to approve execution of certain contracts; allowing additional members and restricting withdrawal and jurisdiction; allowing contracts with public agencies and setting out procedures; authorizing issuance and sale of revenue obligations and setting out procedures; providing for approval of revenue obligations by board of directors; authorizing tax on gross receipts after approval of voters; requiring audit, reports and annual meeting; noting other applicable laws and requirements; exempting districts from Corporation Commission jurisdiction; repealing 82 O.S. 1981, Sections 1269, 1270, 1271, 1273, 1277, 1278, 1279 and 1280, which relate to regional water distribution districts; providing for codification; providing for liberal interpretation; providing an effective date; and declaring an emergency.

SB 209 — By Brown.

An act relating to professions and occupations; amending Sections 1, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, as amended by Section 2, Chapter 145, O.S.L. 1984, 15 and 16, Chapter 337, O.S.L. 1982 (59 O.S. Supp. 1984, Sections 1680, 1682, 1683, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1694 and 1695), which relate to the Electrical Licensing Act; changing short title; modifying definitions; modifying committee membership and compensation; deleting certain license qualifications and adding additional requirements; modifying fees; prohibiting renewal of certain licenses; providing exceptions; providing Electrical Hearing Board with additional authority; deleting obsolete language; modifying exemptions; conforming language; and providing additional penalty and remedy.

SB 210 — By Brown.

An act relating to professions and occupations; providing short title; defining terms; creating the Oklahoma Manufactured Housing Commission; providing for membership, terms and organization of Commission; providing for payment of reimbursement and per diem to Commission members; requiring Commission to appoint Executive Director; prescribing qualifications, powers and duties of Executive Director; creating Oklahoma Manufactured Housing Commission Fund; creating Petty Cash Fund; providing that Commission may sue and be sued; providing for seal; requiring judicial notice of seal; stating location of office; requiring Commission to file annual report; requiring payment to General Revenue Fund; prescribing powers and duties of Commission; prohibiting person from acting in manufactured housing industry without a license; providing procedures for licensing; prohibiting tag agents from accepting titles unless license has been issued; requiring licensing fees; requiring examinations and examination fees for certain licenses; requiring submission of bonds and certain documents with applications for certain licenses; directing Commission to in-

vestigate applicants for certain purposes; specifying term of licenses and bonds; requiring posting or carrying of license; requiring bonds to be approved by Attorney General; requiring certain conditions of bonds; providing procedures for renewal of license; providing penalty for failure to renew license; directing Commission to maintain public list of licensees and license revocations and suspensions; prohibiting licensee from engaging in action for recovery of money judgment except under certain conditions; specifying grounds for denial, suspension or revocation of license; prohibiting unlicensed person from receiving compensation for certain services; providing procedures for denial, suspension or revocation of license; allowing appeal to district court of Oklahoma County; providing procedures for appeal; providing penalties for violations of act; authorizing Commission to institute injunctive actions; providing for venue in actions to recover damages; allowing court to grant injunctive relief; creating Oklahoma Manufactured Housing Education and Recovery Fund; providing for payments into and expenditures from fund; requiring manufacturers and distributors to purchase seals from Commission and affix seal to each new manufactured housing unit; specifying conditions for eligibility to seek recovery from Oklahoma Manufactured Housing Education and Recovery Fund; providing limits and procedures for payments from fund; requiring revocation of license under certain conditions; authorizing expenditures of certain monies by Commission for certain purposes; providing an effective date; and declaring an emergency.

SB 211 — By Lamb.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 815, which relates to estate tax returns; requiring Tax Commission to complete estate tax return audits within a certain period of time; providing procedures for closing estate in cases where Tax Commission fails to issue order of assessment within certain period of time; and declaring an emergency.

SB 212 — By Taylor.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 901.5, as last amended by Section 1, Chapter 265, O.S.L. 1984 (19 O.S. Supp. 1984, Section 901.5), which relates to fire protection districts; modifying election procedures for board of directors; and declaring an emergency.

SB 213 — By Leonard.

An act relating to public finance; amending Sections 3, 4 and 5, Chapter 290, O.S.L. 1984 (62 O.S. Supp. 1984, Sections 41.5b, 41.5c and 41.5d), which relate to the Industry Advisory Committee and the Data Processing Advisory Committee of the Office of State Finance; extending the duties of the Industry Advisory Committee; renaming the Data Processing Advisory Committee and extending its duties; providing for the establishment, installation and maintenance of a central communication or intercommunications system; providing additional powers and duties for the Information Services Division of the Office of State Finance; providing for the submission of certain long-range plans; providing for codification; repealing 73 O.S. 1981, Sections 51, 52 and 53, as amended by Sections 77, 78 and 79, Chapter 304, O.S.L. 1983 (73 O.S. Supp. 1984, Sections 51, 52 and 53), which relate to certain state communications systems; providing an effective date; and declaring an emergency.

SB 214 — By Brown.

An act relating to cities and towns; amending Section 43, Chapter 126, O.S.L. 1984 (11 O.S. Supp. 1984, Section 22-112.1), which relates to dilapidated buildings; authorizing governing body to cause premises of dilapidated building to be boarded and secured or cleaned; requiring notice; requiring hearing if property owner does not consent; providing for lien on property for costs of boarding and securing or cleaning; granting right of entry to property; providing procedures for billing, payment and collection of

costs of boarding and securing or cleaning; providing for release of lien; allowing other civil remedies; defining terms; and providing an effective date.

SB 215 — By Terrill.

An act relating to insurance; amending 36 O.S. 1981, Section 4803, which relates to standard provisions for fire insurance policies; authorizing the State Board for Property and Casualty Rates to approve nonstandard policy form under certain conditions; repealing 36 O.S. 1981, Section 6021, which relates to compliance with standard fire insurance policy; and providing an effective date.

SB 216 — By Howell.

An act relating to cities and towns; amending Section 1, Chapter 294, O.S.L. 1983 (11 O.S. Supp. 1984, Section 34-104), which relates to disposition of property; allowing sale of certain money or legal tender in possession of chief of police; and declaring an emergency.

SB 217 — By Shedrick of the Senate and Henry of the House.

An act relating to schools; amending 70 O.S. 1981, Sections 1-109, as last amended by Section 36, Chapter 296, O.S.L. 1984, 6-104, as amended by Section 1, Chapter 52, O.S.L. 1982, and 24-133 (70 O.S. Supp. 1984, Sections 1-109 and 6-104), which relate to length of school year and benefits and discipline of certain school personnel; establishing professional leave days for certain school personnel; requiring State Board of Education be apprised and concur in writing when school is maintained for less than full term under certain conditions; making reference to definition of support employee; establishing sick leave rate for support employees; changing definition of support employee; providing effective date; and declaring an emergency.

SB 218 — By Howell.

An act relating to corporations; amending 18 O.S. 1981, Sections 1.59, 1.65 and 1.157, which relate to shareholders; allowing use of shareholders' list; modifying voting procedures; placing certain restrictions on the right to dissent; providing severability; and declaring an emergency.

SB 219 — By Terrill of the Senate and Anderson of the House.

An act relating to insurance; requiring health insurance policies to include coverage for alcohol and drug dependency treatment; providing short title; stating purpose; defining terms; requiring coverage to be on the same basis as coverage for other benefits; providing for notification of policyholders; providing for codification; and providing an effective date.

SB 220 — By Winn.

An act relating to fees; amending 28 O.S. 1981, Section 56, which relates to marriage ceremony fees; increasing and allowing certain fees for such marriage ceremonies; prohibiting certain acts without proof of certain fee payments; and providing an effective date.

SB 221 — By McCune of the Senate and Harris (Ken) of the House.

An act relating to landlord and tenant; amending 41 O.S. 1981, Section 123, which relates to wrongful removal or exclusion of tenant from dwelling unit; prohibiting retaliatory action and providing penalty; providing for codification; and providing an effective date.

SB 222 — By Howell.

An act relating to schools; amending 70 O.S. 1981, Section 5-123, as amended by Section 2, Chapter 143, O.S.L. 1982 (70 O.S. Supp. 1984, Section 5-123), which relates to expenditures by a board of education; listing certain documents in accordance with which certain expenditures shall be made; and declaring an emergency.

SB 223 — By McCune of the Senate and Harris (Ken) of the House.

An act relating to landlord and tenant; amending 41 O.S. 1981, Sections 107, 109, 115 and 121, which relate to the Oklahoma Residential Landlord and Tenant Act; providing for punitive damages; requiring written notification of rent increase; modifying procedures for return of security deposit and providing penalty; modifying procedures for certain repairs; providing penalty; allowing waiver of written notice under certain conditions; and providing an effective date.

SB 224 — By Pierce.

An act relating to children; amending 10 O.S. 1981, Sections 1101, as last amended by Section 1, Chapter 120, O.S.L. 1984, 1103, as amended by Section 15, Chapter 312, O.S.L. 1982, 1104, Section 18, Chapter 312, O.S.L. 1982, as amended by Section 1, Chapter 219, O.S.L. 1984, 1123 and 1127 (10 O.S. Supp. 1984, Sections 1101, 1103 and 1107.1), which relate to dependent and delinquent children; defining terms; excepting a person charged with a criminal offense from the definition of a child; specifying contents of petitions in juvenile proceedings; stating requirements for warrants in juvenile proceedings; deleting requirement of separate detention for adults and children; deleting language providing for appeals in juvenile certification proceedings; deleting requirement of separate retention of fingerprints of adults and children; stating that any person charged with a criminal offense shall be tried as an adult; repealing 10 O.S. 1981, Sections 1104.2 and 1112, which relate to certification of persons charged with criminal offenses; repealing conflicting laws; providing for codification; and providing an effective date.

SB 225 — By Cain.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 142.3 and 142.18, as amended by Section 1, Chapter 21, O.S.L. 1984 (21 O.S. Supp. 1984, Section 142.18), which relate to crime victims compensation; modifying definitions; increasing victim compensation assessment; including traffic offenses in assessing compensation; requiring monies be forwarded monthly; requiring victims compensation assessment in municipal court; providing severability; and providing effective date.

SB 226 — By Johnson and McCune of the Senate and Hooper and Williamson of the House.

An act relating to intoxicating liquors and public health and safety; establishing the Department of Alcoholic Beverage, Narcotic and Dangerous Drugs Control; requiring Board to perform certain functions and duties; and providing for codification.

SB 227 — By Cain of the Senate and McCorkell of the House.

An act relating to children; amending 10 O.S. 1981, Section 1139; providing for the discharge of certain children from the custody of the Department of Human Services; providing for the continued custody of certain children under certain conditions; prohibiting certain placement of certain children; and providing an effective date.

SB 228 — By Randle, Howell, Shedrick and Taylor of the Senate and Barker of the House.

An act relating to schools; establishing the Education Reform Act of 1985; and providing for codification.

SB 229 — By Roberts and Terrill of the Senate and Duckett of the House.

An act relating to mental health; providing short title; establishing a comprehensive program for mental health care and treatment for the deaf and hearing impaired; establishing an advisory committee; providing for appointment, terms of office, and the filling of vacancies; providing for travel reimbursement; requiring the Commissioner of Mental Health to perform certain duties; providing for codification; and providing an effective date.

SB 230 — By York.

An act relating to professions and occupations; providing short title; providing exceptions to act; defining terms; creating Cosmetology and Barbering Board; providing for number, terms, qualifications and compensation of members; requiring annual report; allowing expenditure of funds; requiring adoption of seal; setting meeting dates; requiring existing board members to continue to function; requiring employment of Director; stating qualifications of and providing for compensation of Director; requiring oath; stating powers and duties of Director; creating fund; providing for powers and duties of Board; requiring posting of rules and regulations; providing for notice and hearing before suspension or revocation of license or certificate of registration; allowing appeal in district court; exempting certain persons from further examinations; allowing certain fee computation for certain licensees; requiring licensing of cosmetology-barbering schools; setting license fee and expiration date of license; setting out curriculum; stating procedures for execution of surety bond furnished by owner of cosmetology-barbering school; providing penalty for noncompliance; requiring approval and filing bond; allowing suit to be brought on bonds; requiring contract between manager of school and student; requiring certain evidence before license is issued; requiring instructor's license; stating requirements for taking instructor's examination; requiring certain instructor/student ratio; allowing school to be operated as part of high school; prohibiting school owner from charging students for materials or supplies; requiring students to furnish books and hand instruments; allowing school to charge for clinical work; prohibiting instructors from performing certain work; prohibiting beauty-barbershop from operating in or as part of supply house; setting certain requirements for students of cosmetology-barbering; requiring person to register as student in order to receive credit; allowing transfer credit; limiting hours of attendance and number of eight-hour classes; stating requirements for eligibility to take examination; requiring report by school; allowing oral examination under certain circumstances; stating requirements for renewal of instructor's license; requiring sign; allowing renewal of assistant license; allowing present holders of certain license to continue to be qualified under this act; establishing requirements for qualification as an apprentice; limiting apprentice to certain activities; requiring application and fees; requiring certain inspections; requiring badge; limiting number of apprentices; requiring certain training in order to take apprentice examination; allowing certain apprentices to continue training pursuant to prior laws; providing for temporary approval; limiting location of beauty-barbershop and practice of cosmetology-barbering; allowing joint operation of beauty shop and barbershop; limiting issuance of licenses to one year; allowing Board to establish date for license renewal applications; requiring notification of change of address; prohibiting this act from affecting licenses or certificates of registration issued prior to certain date; prohibiting requirement that certain persons hold double licenses; authorizing Board to not renew or to revoke or suspend license or certificate of registration under certain circumstances; allowing reciprocity and requiring fee; prohibiting the granting of temporary license to certain persons; limiting assistant's duties and authorizing Board to revoke assistant's license for certain causes; providing for certain fees; allowing renewal application; creating fund; requiring report; requiring certain payment to General Revenue Fund; stating purpose of revolving fund and prohibiting certain expenditures from fund; prohibiting certain acts and providing penalties; 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, 105, 199.1, 199.2, 199.3, 199.4, 199.5, 199.6, 199.7, 199.8, 199.9, as amended by Section 1, Chapter 259, O.S.L.

1983, 199.10, 199.11, 199.13, 199.14, 199.15, 199.16 and 199.17 (59 O.S. Supp. 1984, Section 199.9), which relate to barbers and cosmetology; and providing an effective date.

SB 231 — By Terrill, Landis and McCune.

An act relating to mental health; amending 43A O.S. 1981, Sections 52.1, as amended by Section 1, Chapter 315, O.S.L. 1983 and 54.8 (43A O.S. Supp. 1984, Section 52.1), which relate to protective custody and treatment of persons appearing to be mentally ill; modifying certain qualifications; requiring transportation of persons in protective custody; modifying detention and treatment periods; modifying conditions for certain hearings; authorizing treatment; limiting liability of law enforcement officers; requiring discharge planning and assistance; requiring certain hearings be conducted at facilities; providing for exemptions from criminal venue provisions; providing for codification; providing for severability; providing an effective date; and declaring an emergency.

SB 232 — By Cate.

An act relating to poor persons; amending 56 O.S. 1981, Section 213, as amended by Section 1, Chapter 334, O.S.L. 1983 (56 O.S. Supp. 1984, Section 213), which relates to the payment of certain employer payroll contributions to the federal government; designating certain officer to make certain calculations; setting an effective date; and declaring an emergency.

SB 233 — By Taylor.

An act relating to insurance; amending 36 O.S. 1981, Sections 709 and 5001, which relate to title insurance; modifying definition of title insurance; modifying qualifications of title insurers and defining term; prohibiting issuance of title insurance policy unless examined by a licensed attorney; defining additional terms; providing for licensure of title insurance agent; requiring application, license fee and certain information; stating conditions for censuring, suspending, revoking or refusing to issue licenses; providing for procedures, additional penalties and requiring certain records; prohibiting certain acts and providing penalties; requiring reserves of licensees; placing restrictions on insuring and reinsuring risks; providing procedures for reserve requirements of title insurance companies; making certain record-keeping requirements; providing penalty for certain violation; requiring filing and approval of title insurance instruments; authorizing Insurance Commission to fix certain premium rates and providing exceptions; providing procedures for notice, hearing and review of action on premium rates and other matters; placing certain restrictions on payments for solicitation or referral of title insurance business; authorizing rate assessment and maintenance tax; prohibiting certain acts related to controlled business and requiring certain information; providing penalties; stating application of Oklahoma Administrative Procedures Act and certain provisions of law; providing for codification; repealing 36 O.S. 1981, Sections 5003, 5004 and 5005, which relate to title insurance; and providing an effective date.

SB 234 — By Hopkins of the Senate and Monks of the House.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 64, which relates to requirements of insurance policies; setting limitation on premiums of workers' compensation insurance; and providing an effective date.

SB 235 — By O'Connor.

An act relating to labor; repealing 40 O.S. 1981, Sections 196.1, 196.2, Section 75, Chapter 296, O.S.L. 1984, 196.3, 196.4, 196.5, 196.5a, 196.6, 196.7, 196.8, 196.9, as amended by Section 76, Chapter 296, O.S.L. 1984, 196.10, 196.10a, 196.11, as amended by Section 77, Chapter 296, O.S.L. 1984, 196.11a, and 196.12 (40 O.S. Supp. 1984, Sections 196.2a, 196.9 and 196.11), which relate to prevailing wages for

public works; providing an effective date; and declaring an emergency.

SB 236 — By Johnson.

An act relating to cities and towns, fees and motor vehicles; amending 11 O.S. 1981, Sections 27-103 and 28-102, as last amended by Section 5, Chapter 293, O.S.L. 1983 (11 O.S. Supp. 1984, Section 28-102), 28 O.S. 1981, Section 153, as last amended by Section 4, Chapter 268, O.S.L. 1984, and Section 11, Chapter 273, O.S.L. 1983 (28 O.S. Supp. 1984, Sections 153 and 153.1), which relate to courts and costs; giving district court exclusive jurisdiction of persons charged with driving, operating or being in actual physical control of a motor vehicle while under the influence of alcohol or other intoxicant; modifying costs assessed in such cases; requiring payment of a portion of such costs to district attorney; requiring certain records and audits; requiring payment of a portion of fines assessed in such cases to municipality under certain circumstances; providing for codification; providing severability; and providing an effective date.

SB 237 — By Leonard of the Senate and Heaton of the House.

An act relating to the Commercial Code; amending 12A O.S. 1981, Sections 9-313, 9-402, 9-403, as amended by Section 1, Chapter 114, O.S.L. 1982, 9-405 and 11-105 (12A O.S. Supp. 1984, Section 9-403), which relate to filing requirements for perfection of certain security interests; clarifying certain filing requirements for perfection of security interests in fixtures and certain other property; providing an operative date; and declaring an emergency.

SB 238 — By Leonard.

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. 1984, Section 1409), which relates to acts prohibited by legislators; prohibiting certain employment and contract recommendations; providing exceptions; and declaring an emergency.

SB 239 — By Leonard of the Senate and Reimer of the House.

An act relating to schools; amending 70 O.S. 1981, Section 3309, which relates to anthropological and archaeological projects; requiring donation to the state of all anthropological or archaeological discoveries on state lands; requiring State Archaeologist to designate curatorial facilities; requiring certain materials to be housed with discoveries; providing that materials and discoveries shall be available to the public; authorizing repository to charge fee to permit holder; requiring permit for exploration or excavation of certain lands; providing procedures for application for and issuance of permit; requiring copies of permits to be on file; providing for expiration, revocation and monitoring of permits; requiring final report; specifying procedures for deposit and use of permit fees; specifying unlawful acts; requiring forfeiture of articles and materials acquired in violation of act; providing penalty; providing legislative declaration; providing for recodification; and providing an effective date.

SB 240 — By Winn.

An act relating to damages; defining term; allowing defense of contributory negligence in products liability actions; providing for codification; and providing an effective date.

SB 241 — By Cate.

An act relating to state government; amending 74 O.S. 1981, Section 913, as last amended by Section 2, Chapter 267, O.S.L. 1984 (74 O.S. Supp. 1984, Section 913), which relates to the Oklahoma Public Employees Retirement System and the crediting of certain prior and participating service; modifying determination of prior and participating service under certain circumstances; removing requirement for certain reimbursements; repealing 74 O.S. 1981, Section 913, as last amended by Section 10, Chapter 166,

O.S.L. 1984 (74 O.S. Supp. 1984, Section 913), which relates to the Oklahoma Public Employees Retirement System and the crediting of certain prior and participating service; providing an operative date; and declaring an emergency.

SB 242 — By Winn.

An act relating to damages; amending 23 O.S. 1981, Section 13, which relates to comparative negligence; providing that contributory negligence shall not bar recovery for certain damages; providing exceptions; modifying exceptions; limiting liability of parties; providing for codification; and providing an effective date.

SB 243 — By Luton of the Senate and Davis (Guy) of the House.

An act relating to state government; amending 74 O.S. 1981, Sections 291, 291.1, 500.4 and 500.8 and 500.9, as last amended by Sections 8 and 9, Chapter 166, O.S.L. 1984 (74 O.S. Supp. 1984, Sections 500.8 and 500.9), which relate to certain reimbursement expenses for certain state employees; pertaining to increasing reimbursement; providing option for per diem and mileage reimbursement to members of the Legislature; reimbursement of travel expenses for the use of privately owned motor vehicles, meal expenses, and overnight lodging; providing an effective date; and declaring an emergency.

SB 244 — By Combs.

An act relating to state government; amending 74 O.S. 1981, Section 2001, as amended by Section 31, Chapter 333, O.S.L. 1983 (74 O.S. Supp. 1984, Section 2001), which relates to the Oklahoma Economic Development Commission; allowing additional person to keep meeting minutes; and providing an effective date.

SB 245 — By York.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 591.2, 591.3, 591.6 and 591.9, which relate to the Automotive Dismantlers and Parts Recycler Act; modifying and adding definition; prescribing powers and duties of Used Motor Vehicle and Parts Commission; requiring filing of rules and regulations; providing for inspection of register of motor vehicle purchases and sales and inspection of motor vehicles and parts by certain persons; modifying grounds for cancellation of license or buyer's identification card; and providing an effective date.

SB 246 — By Terrill.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1356, which relates to exemptions to the Sales Tax Code; providing an exemption for certain organizations; and declaring an emergency.

SB 247 — By Landis of the Senate and Gish of the House.

An act relating to waters and water rights; amending 82 O.S. 1981, Section 1324.5, which relates to rural water, sewer, gas and solid waste management districts; requiring additional notice of hearing; and providing effective date.

SB 248 — By Randle of the Senate and Barker of the House.

An act relating to public finance; providing short title; making legislative declaration; creating Funds Management Board; providing membership and authority; requiring Board develop policies and procedures; providing for codification; and declaring an emergency.

SB 249 — By Dahl.

An act relating to agriculture; amending 2 O.S. 1981, Section 9-24, which relates to requirement of public warehouseman bond; providing for public notice; and declaring an emergency.

SB 250 — By York.

An act relating to courts; amending 20 O.S. 1981, Sections 16.7 and 125, as amended by Section 1, Chapter 362, O.S.L.

1982 (20 O.S. Supp. 1984, Section 125), which relate to compensation of bailiffs; increasing salaries of certain bailiffs; and providing an effective date.

SB 251 — By Dennis.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 12, as last amended by Section 1, Chapter 81, O.S.L. 1984 (85 O.S. Supp. 1984, Section 12), which relates to liability of employers and employees; providing for liability of an employer; limiting liability to the immediate employer; and declaring an emergency.

SB 252 — By Rhodes.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 166, which relates to certificates and permits; altering procedures under which certificates and permits may be issued; providing that existing service shall not be grounds for denial of certificates and permits; providing for codification; repealing conflicting laws; and declaring an emergency.

SB 253 — By Terrill.

An act relating to courts; amending 20 O.S. 1981, Sections 31, 35, 36 and 37.1, which relate to the Court of Criminal Appeals; establishing two permanent divisions of the Court of Criminal Appeals; providing for nomination and election of judges; repealing 20 O.S. 1981, Section 33, which relates to nomination and election of judges; providing for codification; and providing an effective date.

SB 254 — By Dahl.

An act relating to agriculture; amending 2 O.S. 1981, Section 3-82, as amended by Section 2, Chapter 156, O.S.L. 1984 (2 O.S. Supp. 1984, Section 3-82), which relates to licenses for aerial application of pesticides; requiring certain identification markings on commercial aerial applicators; and providing an effective date.

SB 255 — By McIntyre.

An act relating to elections; amending 26 O.S. 1981, Section 1-108, which relates to formation of new political parties; modifying filing period for petitions seeking recognition of a political party; prescribing circulation period and dates for such petition; providing procedure for printing names of electors pledged to nominee for President of the United States of an unrecognized political party; providing for codification; and providing an effective date.

SB 256 — By Cain.

An act relating to elections and school elections; amending 26 O.S. 1981, Sections 4-106, as amended by Section 5, Chapter 298, O.S.L. 1982, 12-116 and 13-102 and Section 10, Chapter 204, O.S.L. 1984 (26 O.S. Supp. 1984, Sections 4-106 and 4-113.3) and 70 O.S. 1981, Sections 2-101 and 2-104, as amended by Section 1, Chapter 295, O.S.L. 1982 (70 O.S. Supp. 1984, Section 2-104), which relate to registration and election procedures; allowing waiver of compensation of voter registrar; increasing time period between calling and holding special statewide elections; establishing time after which certain special elections may be held; modifying time period in which municipal governing body must submit special election resolution; allowing persons sixty-five years of age or older to vote by absentee ballot; modifying time period in which board of education resolution on school district election must be served; requiring board of education resolution to include all questions to be voted on at annual school election; prohibiting municipality or school district from scheduling elections on certain days; authorizing Secretary of State Election Board to authorize additional precinct election board members; repealing 26 O.S. 1981, Section 13-112, which relates to dates on which municipal elections may not be held; providing for codification; and providing an effective date.

SB 257 — By Cate.

An act relating to cities and towns; amend-

ing 11 O.S. 1981, Section 51-102, which relates to definitions; amending definition of "fire fighters and police officers"; and providing an effective date.

SB 258 — By Keller.

An act relating to elections; creating the Financial Disclosure Act; making legislative declaration; requiring certain persons to file financial disclosure statements; specifying information required to be disclosed; providing penalties; providing for enforcement; providing for codification; repealing 26 O.S. 1981, Section 15-104, which relates to financial disclosure; providing severability; and declaring an emergency.

SB 259 — By Luton.

An act relating to attorneys and State Bar; setting certain minimum requirements for the limited practice of law; permitting certain law school graduates a limited practice license with certain practice and time limitations; providing for codification; repealing conflicting laws, and declaring an emergency.

SB 260 — By Combs.

An act relating to state government; amending 74 O.S. 1981, Section 2002, as last amended by Section 32, Chapter 333, O.S.L. 1983 (74 O.S. Supp. 1984, Section 2002), which relates to the Department of Economic Development; creating an International Division; and providing an effective date.

SB 261 — By Miller of the Senate and Johnson (Glen) of the House.

An act relating to Oklahoma Boards and Commissions; amending 3 O.S. 1981, Section 84, as amended by Section 2, Chapter 304, O.S.L. 1983 (3 O.S. Supp. 1984, Section 84), Provision No. 1, State Question No. 553, Initiative Petition No. 315, as amended by Section 3, Chapter 11, O.S.L. 1983 (3A O.S. Supp. 1984, Section 201), 37 O.S. 1981, Section 507, as amended by Section 10, Chapter 304, O.S.L. 1983 (37 O.S. Supp. 1984, Section 507), 40 O.S. 1981, Section 4-402, 43A O.S. 1981, Section 12, 47 O.S. 1981, Section 563, 52 O.S. 1981, Section 420.3, as amended by Section 16, Chapter 333, O.S.L. 1983 (52 O.S. Supp. 1984, Section 420.3), 57 O.S. 1981, Section 503, 59 O.S. 1981, Sections 15.2, 15.3, 61, 62, 63, 199.2, 353.3, 353.4, as amended by Section 1, Chapter 172, O.S.L. 1982, 396, 475.3, as amended by Section 3, Chapter 297, O.S.L. 1982, 481, as amended by Section 1, Chapter 159, O.S.L. 1983, 482, as amended by Section 2, Chapter 159, O.S.L. 1983, 567.4, 742, as amended by Section 1, Chapter 272, O.S.L. 1983, 858-201, as amended by Section 1, Chapter 194, O.S.L. 1982, 858-202, as amended by Section 2, Chapter 194, O.S.L. 1982 and 1354, as amended by Section 1, Chapter 55, O.S.L. 1983 (59 O.S. Supp. 1984, Sections 353.4, 475.3, 481, 482, 742, 858-201, 858-202 and 1354), 63 O.S. 1981, Sections 1-103 and 2402, 65 O.S. 1981, Sections 2-101 and 2-103, 69 O.S. 1981, Sections 302 and 1703, 74 O.S. 1981, Sections 150.3, 952, as amended by Section 144, Chapter 304, O.S.L. 1983, 1201, as amended by Section 145, Chapter 304, O.S.L. 1983, 1804, as amended by Section 6, Chapter 314, O.S.L. 1983 and 2001, as amended by Section 31, Chapter 333, O.S.L. 1983 (74 O.S. Supp. 1984, Sections 952, 1201, 1804 and 2001), which relate to Oklahoma Boards and Commissions; setting the size and composition of Boards and Commissions relating to Oklahoma Aeronautics Commission; Oklahoma Horse Racing Commission; Alcoholic Beverage Laws Enforcement Commission; State Advisory Council to Oklahoma Employment Security Commission; Board of Mental Health; Oklahoma Motor Vehicle Commission; Oklahoma Liquified Petroleum Gas Board; State Board of Corrections; Oklahoma State Board of Public Accountancy; State Board of Barber Examiners; State Board of Cosmetology; Board of Pharmacy; Oklahoma State Board of Embalmers and Funeral Directors; State Board of Registration for Professional Engineers and Land

Surveyors; State Board of Medical Examiners; Oklahoma Board of Nurse Registration and Nursing Education; State Dry Cleaners Board; Oklahoma Real Estate Commission; State Board of Examiners of Psychologists; State Board of Health; Oklahoma Commission on the Deaf and Hearing Impaired; Oklahoma Department of Libraries Board; State Highway Commission; Oklahoma Turnpike Authority; Oklahoma State Bureau of Investigation Commission; Oklahoma Human Rights Commission; Oklahoma Indian Affairs Commission; Oklahoma Tourism and Recreation Commission; and Oklahoma Economic Development Commission; repealing 59 O.S. 1981, Section 1357, as amended by Section 3, Chapter 55, O.S.L. 1983 (59 O.S. Supp. 1984, Section 1357) and 74 O.S. 1981, Section 1201, as amended by Section 5, Chapter 254, O.S.L. 1983 (74 O.S. Supp. 1984, Section 1201), which relate to the size and composition of boards and commissions relating to State Board of Examiners of Psychologists; and Oklahoma Indian Affairs Commission; providing an effective date; and declaring an emergency.

SB 262 — By Winn of the Senate and Virtue of the House.

An act relating to insurance; requiring certain provisions in automobile liability insurance rate schedules or rating plans; requiring certain insurance companies to allow premium reductions for eligible persons; specifying approved instructor; providing for certain certificate; limiting eligibility; providing for codification; repealing conflicting laws; and providing an effective date.

SB 263 — By Randle.

An act relating to schools; amending Section 2, Chapter 175, O.S.L. 1982 (70 O.S. Supp. 1984, Section 4602), which relates to courses and programs of higher education at Tulsa; making reference to the University Center at Tulsa.

SB 264 — By Winn.

An act relating to civil procedure; amending 12 O.S. 1981, Section 25, which relates to the judgment docket; providing for and requiring an affidavit of judgment; absolving clerks of liability or breach of duty in certain situation; providing for judgment docket; providing procedure for entry of judgment on judgment docket; and providing an effective date.

SB 265 — By Brown.

An act relating to civil procedure; amending 12 O.S. 1981, Section 727, as last amended by Section 1, Chapter 83, O.S.L. 1984 (12 O.S. Supp. 1984, Section 727), which relates to interest on judgments; changing interest rates on certain judgments; and declaring an emergency.

SB 266 — By Giles of the Senate and Hobson of the House.

An act relating to waters and water rights; amending 82 O.S. 1981, Section 1020.11, which relates to the granting and annual revalidation of temporary permits; eliminating requirement of annual revalidation and making temporary permits continuing in term and duration; providing for lapse of temporary permits; providing for validity of temporary permits granted and revalidated prior to effective date of this act; and declaring an emergency.

SB 267 — By Capps.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-2009, which relates to controlled industrial waste management; providing for permit fees; requiring maintenance and monitoring; setting penalties; authorizing hearing; providing for disposition of fines; providing for codification; and providing an effective date.

SB 268 — By Giles of the Senate and Hobson of the House.

An act relating to waters and water rights; amending 82 O.S. 1981, Section 1085.39, as amended by Section 8, Chapter 306, O.S.L. 1982 (82 O.S. Supp. 1984, Section 1085.39), which relates to the grant account

in the Water Resources Fund; deleting requirement of approval from Contingency Review Board; granting Oklahoma Water Resources Board authority to use monies in grant account for additional purposes; and declaring an emergency.

SB 269 — By Roberts of the Senate and Duke and Brewster of the House.

An act relating to public trusts; amending 60 O.S. 1981, Section 178.4, which relates to prohibited purposes, functions and activities of public trusts; providing exemptions; and declaring an emergency.

SB 270 — By Capps.

An act relating to the Commercial Code; amending 12A O.S. 1981, Section 9-301, which relates to priority of lien creditors; increasing time to file purchase money security interest; and providing an effective date.

SB 271 — By York.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 701.14, which relates to appointment of counsel; providing for and increasing allowable compensation of appointed counsel in death penalty cases; and providing an effective date.

SB 272 — By Brown.

An act relating to courts; amending Section 1, Chapter 156, O.S.L. 1982, as last amended by Section 1, Chapter 289, O.S.L. 1984 (20 O.S. Supp. 1984, Section 1313.1), which relates to Law Enforcement Officers Training Fund; modifying requirement of approved police course; modifying reimbursement provision; and providing an effective date.

SB 273 — By Randle.

An act relating to counties and county officers; providing short title; authorizing any county to adopt or amend a County Home Rule Charter; prescribing manner and procedure therefor; requiring structure of county government and manner in which it is to perform to be set forth in charter; setting certain requirements; providing for the exercise of certain powers and duties by the governing body of the county; authorizing merger of certain governmental functions of political subdivisions; prohibiting charters from affecting general state laws or entities in certain areas; providing for codification; providing for severability; repealing conflicting laws; and providing an effective date.

SB 274 — By Stipe.

An act relating to insurance; defining terms; 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 275 — By Keller.

An act relating to civil procedure; amending 12 O.S. 1981, Section 1176, which relates to denial by garnishee; increasing time for garnishee to file affidavit; and providing an effective date.

SB 276 — By Taylor of the Senate and Riggs of the House.

An act relating to officers; providing short title; defining terms; stating purpose; requiring public officials and public offices to keep and maintain records for public inspection; providing exceptions; providing hours of inspection; providing penalties and rights; providing for codification; repealing 51 O.S. 1981, Section 24, which relates to holding records open for public inspection; and declaring an emergency.

SB 277 — By Winn.

An act relating to civil procedure; amending 12 O.S. 1981, Section 32.2, which relates to memorializing record; prohibiting court clerks from preparing memorialization of court proceedings; requiring memorialization of court proceedings; authorizing preparation of written memorialization by counsel; and providing an effective date.

SB 278 — By Smith.

An act relating to roads, bridges and ferries; amending 69 O.S. 1981, Section 1401, which relates to use of highways; authorizing cable television systems to use right-of-way; and declaring an emergency.

SB 279 — By Cullison.

An act relating to cities and towns; authorizing municipalities to issue license, certificate or permit and establish requirements for community antenna television systems; specifying maximum license, certificate or permit period; allowing revocation of license, certificate or permit for cause; allowing license, certificate or permit to be assigned or transferred with approval of municipal governing body; prohibiting adoption of regulations inconsistent with state or federal law; providing for codification; and providing an effective date.

SB 280 — By Rozell.

An act relating to game and fish; exempting benefits of certain retirees from state or municipal income tax; providing for codification; and declaring an emergency.

SB 281 — By O'Connor.

An act relating to schools; amending 70 O.S. 1981, Section 17-116.2, as last amended by Section 8, Chapter 267, O.S.L. 1984 (70 O.S. Supp. 1984, Section 17-116.2), which relates to the Teachers' Retirement System; changing certain dates associated with the calculation of retirement allowances; providing for payment of benefits based on a certain period of time; providing an effective date; and declaring an emergency.

SB 282 — By Giles.

An act relating to waters and water rights; amending 82 O.S. 1981, Sections 1020.1, 1020.9 and 1020.15, which relate to groundwater; providing additional definition; prohibiting impairment or abrogation of certain responsibility and power of Oklahoma Water Resources Board due to issuance of permit; prohibiting waste other than for a permitted use; providing severability; and declaring an emergency.

SB 283 — By Taylor.

An act relating to mines and mining; amending 45 O.S. 1981, Section 745.6, as amended by Section 7, Chapter 181, O.S.L. 1982 (45 O.S. Supp. 1984, Section 745.6), which relates to surface coal mining and reclamation; changing the method of calculation of performance bond required; allowing Department of Mines to establish criteria for forfeiture of performance bonds; requiring forfeiture of performance bonds under certain circumstances; authorizing reclamation; providing for liability of operator; creating Department of Mines Reclamation Revolving Fund; providing for reclamation fee; authorizing expenditures; providng for codification; and providing an effective date.

SB 284 — By Floyd of the Senate and Abbott of the House.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 164 and 164d, as amended by Sections 4 and 8, Chapter 268, O.S.L. 1982 (59 O.S. Supp. 1984, Sections 164 and 164d), which relate to the profession of chiropractic; authorizing Board to examine applicant in additional subjects; modifying requirements for revoking or suspending licenses; providing Code of Ethics; defining term; and providing for codification.

SB 285 — By Keller.

An act relating to crimes and punishments; requiring special license tags for persons convicted of driving under the influence of alcohol; requiring placement of the special license plate on the person's primary use vehicles; stating requirements and specifications of special license tags; providing law enforcement officers prima facie evidence of past violations; authorizing chemical testing in certain circumstances; and providing for an effective date.

SB 286 — By Cain.

An act relating to the Consumer Credit Code; amending 14A O.S. 1981, Section 2-207, which relates to credit service charges on revolving charge accounts; modifying maximum credit service charge; and providing an effective date.

SB 287 — By Taylor.

An act relating to revenue and taxation; amending Section 1, Chapter 65, O.S.L. 1984, as amended by Section 19, Chapter 253, O.S.L. 1984 (68 O.S. Supp. 1984, Section 2427.1), which relates to manufactured homes; providing manufactured homes not registered as required by the Motor Vehicle License and Registration Act shall be listed for purposes of ad valorem taxation; and declaring an emergency.

SB 288 — By Cullison and Taylor of the Senate and Williams (Penny) of the House.

An act relating to revenue and taxation; establising a tax check off for the Oklahoma Aging Programs Fund; creating a revolving fund; providing for codification; providing severability; and providing an effective date.

SB 289 — By Combs.

An act relating to public lands; authorizing certain powers to the Commissioners of the Land Office; exempting certain lessees from ad valorem tax; and providing an effective date.

SB 290 — By Stipe.

An act relating to roads, bridges and ferries; providing the State Board of Registration for Professional Engineers and Land Surveyors a certain period of time to register certain employees as professional engineers and land surveyors based on experience and education in order to comply with certain statutory provisions; providing for individuals serving in certain state merit system jobs; providing for codification; and declaring an emergency.

SB 291 — By Taylor.

An act relating to schools; amending Section 9B of Article X of the Oklahoma Constitution; providing for establishment of area school districts; authorizing certain levies; providing procedure; authorizing an additional levy; creating an area school district; designating governing board; granting authority to submit millage to a vote of the electorate; directing use of funds; and providing for codification.

SB 292 — By Winn and Capps.

An act relating to schools; amending 70 O.S. 1981, Section 16-102, as amended by Section 4, Chapter 241, O.S.L. 1984 (70 O.S. Supp. 1984, Section 16-102), which relates to the selection of textbooks; providing for adoption on presentation of certain petition; and declaring an emergency.

SB 293 — By Howell.

An act relating to schools; amending 70 O.S. 1981, Section 5-106, which relates to the governing of school districts; and providing that superintendent of schools perform duties in a certain manner.

SB 294 — By Smith.

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 declaring an emergency.

SB 295 — By Smith.

An act relating to fees; amending 28 O.S. 1981, Sections 152, as amended by Sections 7, Chapter 273, O.S.L. 1983, 152.1 and 153, as last amended by Sections 3 and 4, Chapter 268, O.S.L. 1984 (28 O.S. Supp. 1984, Sections 152, 152.1 and 153), which relate to certain fees in civil and criminal cases; increasing certain fees; providing an effective date; and declaring an emergency.

SB 296 — By York.

An act relating to courts; amending 20 O.S. 1981, Sections 106.4 and 106.9, as amended by Section 6, Chapter 357, O.S.L. 1982 (20 O.S. Supp. 1984, Section 106.9) which relates to duties and salaries of court reporters; authorizing additional storage places for certain court records; increasing salary of temporary court reporters; providing for salary of court reporters; providing for certain additional compensation; and providing an effective date.

SB 297 — By Taylor of the Senate and Riggs of the House.

An act relating to labor; amending 40 O.S. 1981, Section 3-301, which relates to contributions to the unemployment compensation fund; and increasing amount of penalty.

SB 298 — By Cullison of the Senate and Riggs of the House.

An act relating to labor; amending 40 O.S. 1981, Section 2-203, which relates to unemployment benefits; requiring employer to furnish separation notice; specifying contents of notice; requiring Employment Security Commission to prescribe form of notice and supply notice to employers; and providing an effective date.

SB 299 — By York.

An act relating to contracts; amending 15 O.S. 1981, Sections 213, 214 and 215, which relate to contract damages; voiding certain penalties; specifying certain damages with exceptions; providing alternate damages in sales contracts for real estate; repealing conflicting laws; and declaring an emergency.

SB 300 — By Boatner and Roberts.

An act relating to waters and water rights; amending 82 O.S. 1981, Sections 1501-301, 1501-404 and 1501-507, which relate to conservation districts; requiring reorganization of districts so each county is a district; providing for directors of districts; allowing county excise board to appropriate money to district in that county; and providing effective dates.

SB 301 — By Cain.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-1923, as amended by Section 5, Chapter 128, O.S.L. 1984 (63 O.S. Supp. 1984, Section 1-1923), which relates to board membership; designating additional member; and providing an effective date.

SB 302 — By McCune.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 11-1007 and 22.34, as renumbered by Section 16, Chapter 95, O.S.L. 1982 (47 O.S. Supp. 1984, Section 22.30u), which relates to physically disabled parking; eliminating reflective insignias; repealing 47 O.S. 1981, Sections 149.3, 149.4 and 149.5, which relate to reflective insignias; and declaring an emergency.

SB 303 — By Schuelein of the Senate and Duckett and Vaughn of the House.

An act relating to mental health; amending 43A O.S. 1981, Section 18, which relates to qualifications of superintendents of mental hospitals; including graduates of schools of osteopathic medicine; and declaring an emergency.

SB 304 — By Floyd.

An act relating to schools; amending 70 O.S. 1981, Section 3515, which relates to East Central Oklahoma State University; changing the name to East Central University; providing for statutory references; and providing an effective date.

SB 305 — By Floyd of the Senate and Abbott of the House.

An act relating to professions and occupations; amending 59 O.S. 1981, Section 731.1, which relates to the healing arts; defining terms; providing exceptions; prohibiting certain acts and providing for penalties and injunctive relief; providing for codifica-

tion; providing severability; and declaring an emergency.

SB 306 — By York.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 215.22, which relates to destruction of records; allowing destruction of certain records; authorizing copying of records; and providing an effective date.

SB 307 — By York.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 701.12, which relates to aggravating circumstances; allowing admission of certain evidence; and providing an effective date.

SB 308 — By Johnson.

An act relating to crimes and punishments and criminal procedure; amending 21 O.S. 1981, Section 701.13, which relates to the death penalty and 22 O.S. 1981, Section 1080, which relates to post-conviction procedure; requiring priority for death penalty case transcripts; requiring expedited procedure in Court of Criminal Appeals; limiting time for rehearing petitions; increasing number of judges on Court of Criminal Appeals; modifying time limits for post-conviction relief; prohibiting unnecessary delays; increasing staff of Attorney General's office; providing for codification; and providing an effective date.

SB 309 — By Cain.

An act relating to public health and safety; amending 63 O.S. 1981, Sections 947 and 949, which relates to certificates of death and records; eliminating requirements for certain death certificates; providing certain exemptions or Oklahoma Civil Discovery Code requirements; and declaring an emergency.

SB 310 — By Miller.

An act relating to civil procedure; amending 12 O.S. 1981, Section 727, as last amended by Section 1, Chapter 83, O.S.L. 1984 (12 O.S. Supp. 1984, Section 727), which relates to interest on judgments; modifying interest rates on judgments; and declaring an emergency.

SB 311 — By Combs.

An act relating to insurance; defining term related to healing arts practitioner; and providing for codification.

SB 312 — By Miller.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 1301 and 1302, as amended by Sections 1 and 2, Chapter 225, O.S.L. 1984 (59 O.S. Supp. 1984, Sections 1301 and 1302), which relate to bail bondsmen and runners; modifying definition; authorizing Oklahoma Tax Commission to regulate bail bondsmen and runners and removing authority from Insurance Commissioner; and providing an effective date.

SB 313 — By Brown.

An act relating to labor; amending Sections 1, 2, 3 and 5, Chapter 101, O.S.L. 1982 (40 O.S. Supp. 1984, Sections 451, 452, 453 and 455), which relate to removal of friable material; modifying terms and definitions and defining additional terms; requiring licensure for asbestos abatement; increasing fee and deleting requirement for surety bond; requiring certification of employees and prohibiting certain action; providing exemptions from certification fee; specifying powers and duties of Commissioner of Labor; providing for penalties; providing for inspection of property; and declaring an emergency.

SB 314 — By McCune.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1364, which relates to sales tax permits; providing for annual permits; stating fee; requiring separate permit for each additional place of business; providing fee; increasing certain penalties; prohibiting refunds; requiring Oklahoma Tax Commission to develop mail renewal program; providing for distribution of

certain monies; and providing an effective date.

SB 315 — By Luton.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 23.2a, as amended by Section 3, Chapter 227, O.S.L. 1984 (47 O.S. Supp. 1984, Section 23.2a), which relates to certificates of title; stating requirements to obtain a certificate of title for vehicle manufactured for a foreign market; and declaring an emergency.

SB 316 — By York.

An act relating to insurance; amending 36 O.S. 1981, Sections 332, 922, 924, as amended by Section 1, Chapter 197, O.S.L. 1983 and 925 (36 O.S. Supp. 1984, Section 924), which relate to the State Board for Property and Casualty Rates; modifying powers of the Board and Administrator; modifying rate restrictions; modifying filing requirements and procedures and information requirements; modifying authority of Board to approve, disapprove or change rates; deleting language relating to contracts; changing notification requirements; empowering Board to investigate unfair discrimination and providing for hearing and issuance of order; repealing 36 O.S. 1981, Section 929, which relates to adhering to and deviating from rates filed with Board; and providing an effective date.

SB 317 — By Hopkins.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 2407.1, as amended by Section 3, Chapter 298, O.S.L. 1984, 2410, 2459, as amended by Section 2, Chapter 162, O.S.L. 1983, 2460, as amended by Section 3, Chapter 162, O.S.L. 1983, 2462, 2463, 2464, 2465 and 2473 (68 O.S. Supp. 1984, Sections 2407.1, 2459 and 2460), which relate to ad valorem taxes; modifying certain dates and deadlines; authorizing county clerk call county board of equalization into special session for certain period for certain purpose; modifying dates of certain sessions; requiring Oklahoma Tax Commission report certain information; modifying certain valuation procedures; deleting certain taxpayer complaint and appeal provisions; requiring certain complaints be filed with Secretary of the State Board of Equalization; authorizing State Board of Equalization to hear certain complaints; allowing public service corporations to appeal findings of State Board of Equalization; and deleting certain language concerning filing of transcripts and perfection of appeals.

SB 318 — By Howell of the Senate and Hamilton (James) of the House.

An act relating to public finance; creating a division of the Constitutional Reserve Fund designated as the General Reserve Fund; creating a further division of the Constitutional Reserve Fund designated as the Supplemental Reserve Fund; providing for apportionment of monies to certain funds; requiring certain conditions for appropriation of funds; providing for codification; and declaring an emergency.

SB 319 — By Luton.

An act relating to children; amending Section 1, Chapter 276, O.S.L. 1984 (10 O.S. Supp. 1984, Section 1149), which relates to aggravated assault and battery upon employee of state facility for delinquent children; specifying employee as employee of the Department of Human Services engaged in certain services for children; and declaring an emergency.

SB 320 — By Green.

An act relating to state government; authorizing Office of Public Affairs to establish and operate a travel agency to make arrangements for all state employees for official travel; requiring Director of Public Affairs to promulgate rules and regulations; authorizing Office to acquire necessary personnel and materials; specifying uses of appropriations; requiring monthly statement; providing for deposit of receipts; providing for codification; and providing an effective date.

SB 321 — By Rhodes.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 1240, as last amended by Section 7, Chapter 43, O.S.L. 1984 (19 O.S. Supp. 1984, Section 1240), which relates to road improvements; clarifying language; and providing an effective date.

SB 322 — By Sadler and Floyd.

An act relating to schools; amending 70 O.S. 1981, Section 24-138, which relates to responses to certain behavior of students; and providing immunity from civil liability to certain persons under certain circumstances.

SB 323 — By Dawson.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1364, which relates to sales tax permits; providing for renewable permits; stating fee; requiring separate permit for each additional place of business; providing fee; increasing certain penalties; prohibiting refunds; providing for distribution of certain monies; and providing an effective date.

SB 324 — By Combs.

An act relating to cities and towns; providing that no owner or possessor of rental residential buildings shall forbid any occupant from receiving cable television service from a municipally authorized community antenna television system; requiring such systems reimburse such owners for certain damages; providing codification; and declaring an emergency.

SB 325 — By O'Connor and Choate.

An act relating to amusement and sports; requiring Oklahoma Horse Racing Commission to designate organization licensee entitled to conduct thoroughbred horse race meeting; requiring allocation of days; prohibiting other licensees from conducting thoroughbred racing during same time period; providing for codification; and declaring an emergency.

SB 326 — By Cate.

An act relating to state government; amending 74 O.S. 1981, Section 913, as last amended by Section 2, Chapter 267, O.S.L. 1984 (74 O.S. Supp. 1984, Section 913), which relates to the Oklahoma Public Employees Retirement System and the crediting of certain prior and participating service; modifying determination of prior and participating service under certain circumstances; removing requirement for certain reimbursements; repealing 74 O.S. 1981, Section 913, as last amended by Section 10, Chapter 166, O.S.L. 1984 (74 O.S. Supp. 1984, Chapter 913), which relates to the Oklahoma Public Employees Retirement System and the crediting of certain prior and participating service; providing an effective date; and declaring an emergency.

SB 327 — By Leonard.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 218, 231 and 232, which relate to uniform tax procedure; providing for filing of bogus check complaints with district attorney; providing for deposit of certain monies collected; authorizing reimbursement of sheriffs for certain costs incurred for performing certain duties; providing such costs be assessed against taxpayer; providing tax warrants shall constitute lien upon certain real property and shall not be subject to dormancy statutes; providing injunction shall be issued without bond by the state in certain cases; limiting use of payout agreements; authorizing Oklahoma Tax Commission to file certain petitions and applications in various district courts by mail; requiring court clerk to set hearings upon receipt; providing for codification; and declaring an emergency.

SB 328 — By Rhodes.

An act relating to schools; requiring Board of Private Schools to exempt portion of flight school from certain rules and regulations; requiring aircraft used for flight school to comply with certain requirements and standards; providing for codification; and providing an effective date.

SB 329 — By Combs.

An act relating to corporations; amending 18 O.S. 1981, Section 903, which relates to the Oklahoma Business Development Corporation Act; expanding the purpose; and providing an effective date.

SB 330 — By Roberts and Watson of the Senate and Lewis and Harris of the House.

An act relating to public finance; establishing procedures for certain block grants; stating purpose; authorizing certain expenditures without legislative appropriation; providing for codification; and providing an effective date.

SB 331 — By Capps.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 5301, 5302, as amended by Section 8, Chapter 195, O.S.L. 1984 and 5304 (68 O.S. Supp. 1984, Section 5302), which relate to vehicle tax stamps; providing provisions regarding such stamps shall apply to inventories of new motorized farm equipment; and providing an effective date.

SB 332 — By Stipe.

An act relating to mines and mining; establishing the Oklahoma Coal Commission; providing for membership; directing Commission to conduct a study; providing for general counsel; providing for codification; providing an effective date; and declaring an emergency.

SB 333 — By Stipe.

An act relating to roads, bridges and ferries; authorizing the Director of Transportation to appoint certain deputy directors; and declaring an emergency.

SB 334 — By Johnson.

An act relating to children; amending Section 1, Chapter 250, O.S.L. 1983 (28 O.S. Supp. 1984, Section 162), which relates to juvenile proceedings, fees and costs; creating the Juvenile Offender Victim Restitution Work Program; directing the Commission for Human Services to promulgate certain rules and regulations; requiring victim restitution work programs be developed; specifying content and conditions of programs; limiting maximum allowable restitution; requiring certain agreements; authorizing payment of restitution related employment subsidies; limiting employer liability; directing certain fund withdrawals; making certain programs eligible for receiving funds; providing for codification; providing for severability; and providing an effective date.

SB 335 — By Green.

An act relating to state government; creating Committee for State Employee Supplemental Insurance Policy Review; providing for codification; and providing an effective date.

SB 336 — By Sadler.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 11-902.1 and 11-902.3, as amended by Section 1, Chapter 54, O.S.L. 1984 (47 O.S. Supp. 1984, Section 11-902.3), which relate to courses for drinking drivers; requiring certain persons to complete alcohol and drug substance abuse course or meet other requirements; modifying definitions; providing for deposit and expenditure of portion of course fee; requiring courses to be licensed by Department of Public Safety; authorizing Department to prescribe certain rules and regulations; requiring entity conducting course to certify to Department all persons successfully completing course; repealing 47 O.S. 1981, Section 11-902.2, which relates to options of court regarding courses for drinking drivers; providing for codification; and providing an effective date.

SB 337 — By Rhodes.

An act relating to roads, bridges and ferries; amending 69 O.S. 1981, Section 316, as amended by Section 8, Chapter 317, O.S.L. 1983 (69 O.S. Supp. 1984, Section 316), which relates to county roads; specifying formula for apportionment to counties for roads; requiring update of population figure; and providing an effective date.

SB 338 — By Keller.

An act relating to workers' compensation; amending 85 O.S. 1981, Section 173, which relates to the Special Indemnity Fund; modifying amount of payment; and providing an effective date.

SB 339 — By Cain.

An act relating to children; amending Section 37, Chapter 312, O.S.L. 1982 (10 O.S. Supp. 1984, Section 1403.4), which relates to review of programs and services and reports; deleting requirement for annual report on each child served by the Department of Human Services; and declaring an emergency.

SB 340 — By Taylor.

An act relating to property; prohibiting the purchase of non-payable warrants of school districts by public trusts under certain circumstances; creating the Oklahoma Commission on School Funds Management; setting forth powers and duties; requiring certain notice of desire of public trust to purchase certain non-payable warrants; requiring certain procedures by which certain school districts may apply for participation in certain program; providing for codification; providing an effective date; and declaring an emergency.

SB 341 — By Dawson.

An act relating to securities; regulating investment certificate issuers; defining terms; authorizing Administrator of Oklahoma Securities Commission to require certain actions of investment certificate issuer; providing for removal of officer, director or employee of investment certificate issuer under certain conditions; allowing notice of protest and review of order; prohibiting certain actions by investment certificate issuer without consent of Administrator; requiring certain capital structure; providing for certain action if Administrator finds impairment of capital; requiring reserve; prohibiting certain actions when capital is impaired; directing examination of books, records and other materials; requiring filing of reports; providing for codification; and providing an effective date.

SB 342 — By Watson.

An act relating to insurance; defining terms; 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 343 — By McCune.

An act relating to prisons and reformatories and state government; amending 57 O.S. 1981, Section 510, as last amended by Section 2, Chapter 81, O.S.L. 1983 (57 O.S. Supp. 1984, Section 510), which relates to the powers and duties of the Department of Corrections Director; granting Director to promulgate rules and regulations to provide community correctional services and facilities for certain counties; authorizing contracts and agreements; and providing an effective date.

SB 344 — By Stipe.

An act relating to public finance and state government; amending 62 O.S. 1981, Section 71, as last amended by Section 1, Chapter 182, O.S.L. 1983 (62 O.S. Supp. 1983, Section 71) and 74 O.S. 1981, Section 369, which relate to selection of depositories for funds controlled by the State Treasurer as the official depository and security for and terms of those deposits; and providing an effective date.

SB 345 — By York.

An act relating to courts; amending 20 O.S. 1981, Section 1109, which relates to the Uniform Retirement System for Justices and Judges; including court administrators in certain counties within the definition of justice or judge; allowing withdrawal from other retirement system; allowing purchase of service credits; and declaring an emergency.

SB 346 — By Cole.

An act relating to crimes and punishments; providing implied consent to testing blood alcohol content while operating aircraft; providing administrative testing; permitting refund; allowing submission of blood alcohol content evidence during trial; specifying penalties; providing for codification; and providing an effective date.

SB 347 — By York.

An act relating to fees; amending 28 O.S. 1981, Section 153, as last amended by Section 4, Chapter 268, O.S.L. 1984, and Section 11, Chapter 273, O.S.L. 1983 (28 O.S. Supp. 1984, Sections 153 and 153.1), which relate to costs in criminal cases; stating costs for certain criminal cases; increasing certain costs; adding costs for certain types of cases; modifying apportionment of certain monies; providing for apportionment of certain costs; providing for deposit and use of certain monies; requiring certain record keeping; requiring audits; stating certain duties of district attorney staff; providing for codification; providing for severability; and providing an effective date.

SB 348 — By York.

An act relating to counties and county officers; amending Sections 11 and 13, Chapter 340, O.S.L. 1982 (19 O.S. Supp. 1984, Sections 215.30 and 215.32), which relate to district attorneys; providing for alternative district attorney salary computation; allowing larger district attorney staffs; providing severability; and providing an effective date.

SB 349 — By Stipe.

An act relating to prisons and reformatories, state government and labor; amending 57 O.S. 1981, Sections 510, as last amended by Section 2, Chapter 81, O.S.L. 1983, 549.1, as last amended by Section 1, Chapter 159, O.S.L. 1984 (57 O.S. Supp. 1984, Sections 510 and 549.1), 74 O.S. 1981, Section 85.12, as amended by Section 9, Chapter 334, O.S.L. 1983 (74 O.S. Supp. 1984, Section 85.12), and 40 O.S. 1981, Section 197.4, which relate to the state prison industries, the Oklahoma Central Purchasing Act and the Minimum Wage Act; repealing 74 O.S. 1981, Section 123f, as amended by Section 136, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1984, Section 123f), which relates to the sale or distribution of convict made goods; and declaring an emergency.

SB 350 — By McCune.

An act relating to schools; amending 70 O.S. 1981, Section 3311, as last amended by Section 1, Chapter 273, O.S.L. 1984 (70 O.S. Supp. 1984, Section 3311), which relates to Council on Law Enforcement Education and Training; providing minimum education requirements; exempting certain persons; providing for refresher courses and programs for police and peace officers; and providing an effective date.

SB 351 — By Cullison.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 956, as amended by Section 6, Chapter 267, O.S.L. 1984 (19 O.S. Supp. 1984, Section 956), which relates to county employees' retirement system in certain counties; reducing number of years' service required to retire at age fifty-five; allowing certain employees to retire prior to age fifty-five but making benefit payable at age fifty-five; making requirements of eligibility subject to the discretion of the county commissioners; and providing an effective date.

SJR 10 — By Howell, Leonard, Shedrick and Taylor.

A joint resolution directing the Commissioners of the Land Office to begin studies for the classification and categorization of school trust land to its highest and best use; directing the Commissioners of the Land Office to sell certain categorized surface lands; setting deadline; setting procedure; limiting certain sales; assigning proceeds; requiring certain long-term leases and easements; directing certain procedures for oil and gas reserves; and directing distribution.

SJR 11 — By Boatner.

A joint resolution authorizing the Oklahoma Public Employees Retirement System to grant service credits under certain circumstances; and directing distribution.

SJR 12 — By Howell and Stipe.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 34 of Article X of the Constitution of the State of Oklahoma, which relates to the State Industrial Finance Authority; providing for a change in the amount of certain bonds; allowing the Legislature to increase amount; providing ballot title; directing filing; and ordering a special election.

SJR 13 — By Boatner.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection proposed amendments to the Constitution of the State of Oklahoma; amending Sections 4, 6, 8, 9 and 37 of Article IX, which relate to the Corporation Commission; adding new Sections 15a, 15b, 15c, 15d, 15e, 15f, 15g, 15h, 15i and 15j to Article IX; repealing Sections 15, 16, 17, 18 and 18a of Article IX, which relate to membership, organization and powers and duties of Corporation Commission; transferring certain regulatory authority of Corporation Commission; establishing the Offices of Public Commissioner of Regulated Utilities, Public Commissioner of Regulated Energy and Environment, and Public Commissioner of Regulated Business and Transportation; specifying jurisdictions and duties; setting terms of office and qualifications; requiring oath; delegating to Legislature authority to define certain powers, duties and authority; providing effective date; providing ballot title; and directing filing.

SJR 14 — By Keller.

A joint resolution creating and providing for the appointment of the Oklahoma Public College and University Viability Study Committee; granting subpoena powers, providing duties; providing for support services, requiring the preparation of certain recommendations and plans; directing presentation of a report on a certain date; requiring maintenance of confidentiality; specifying disposition of records; providing for the termination of the committee; directing distribution; and declaring an emergency.

SJR 15 — By Dahl of the Senate and Morris of the House.

A joint resolution making an appropriation to the Office of Public Affairs for architectural plans and layouts of the "Jim Thorpe Living Memorial Complex" at Yale, Oklahoma; providing an effective date; and declaring an emergency.

SJR 16 — By Boatner.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 4 of Article XXIII of the Constitution of the State of Oklahoma, which relates to the employment of certain persons in underground mines; removing the prohibition on the employment of women in underground mines; providing ballot title; directing filing; and ordering a special election.

SJR 17 — By Terrill.

A joint resolution creating a Truancy Task Force; and directing distribution.

SJR 18 — By Boatner.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection the repeal of Section 37 of Article IX of the Constitution of the State of Oklahoma, which relates to limiting the fare charged to passengers for certain first class railroad transportation with an exception; providing ballot title; directing filing; and ordering a special election.

SJR 19 — By Boatner.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection the repeal of Section 18 of

Article X of the Constitution of the State of Oklahoma, which relates to the poll tax; providing ballot title; directing filing; and ordering a special election.

SJR 20 — By Cain.

A joint resolution directing the Commission for Human Services to expand medicaid coverage; directing the Commission to add certain types of medical coverage; and declaring an emergency.

SJR 21 — By Randle and Terrill.

A joint resolution directing the Oklahoma Commission on the Deaf and Hearing Impaired to conduct a comprehensive assessment of the needs of deaf and hearing impaired persons; directing Commission approval of assessment and plan; directing completion date; mandating inter-agency cooperation; specifying contents of assessment and state plan; providing for agency comment; and directing distribution.

SJR 22 — By McCune.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article VI of the Constitution of the State of Oklahoma; providing for reprieves, commutations; paroles and pardons; expanding powers of the Pardon and Parole Board by imposing therein final authority over grants of paroles; reducing powers of the Governor thereby; requiring reports to the Legislature; providing ballot title; and directing filing.

SJR 23 — By Combs.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 1 of Article XI of the Constitution of the State of Oklahoma, which relates to acceptance of land grants and monetary donations; allowing lands to be leased for more than ten years according to regulations prescribed by the Legislature; providing ballot title; and directing filing.

SJR 24 — By Luton.

A joint resolution authorizing the Office of Public Affairs and the Oklahoma Historical Society to trade certain state-owned land with the legal owners of certain privately owned land in order to properly develop the Honey Springs Battlefield Park; and directing distribution.

SJR 25 — By Boatner.

A joint resolution amending Section 3, Chapter 189, O.S.L. 1984, which relates to appropriations to and expenditures of the Oklahoma Conservation Commission; removing limit on expenditure of federal funds by Commission; authorizing Commission to accept federal funds; and declaring an emergency.

SJR 26 — By Boatner.

A joint resolution authorizing the Office of Public Affairs and the Oklahoma Historical Society to contract for the lease of certain land to establish and maintain the "Confederate Cemetery Park"; excluding mineral and water rights from the lease; and directing distribution.

SJR 27 — By Wright.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article VI of the Constitution of the State of Oklahoma, which relates to reprieves, commutations, paroles and pardons; prohibiting the Pardon and Parole Board and the Governor from recommending or granting pardons or paroles to convicts sentenced to life imprisonment without parole or sentenced to death; providing ballot title; directing filing; and ordering a special election.

SR 11 — By Dahl, Randle, Stipe, Cullison, Dennis and Roberts.

A resolution recognizing the musical accomplishments of Bob Wills; declaring a "Bob Wills Day" in Oklahoma; and directing distribution.

SR 12 — By Howell.

A resolution praising the career and accomplishments of Clarence Edgar Page; recognizing his contributions to the State of Oklahoma in the field of aviation; and directing distribution.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 25, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 10:30 a.m. to meet Monday, February 25, 1985, at 1:30 p.m.

Twenty-eighth Legislative Day

Monday, February 25, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and York.—39.

Nay: Boatner, Capps, McIntyre, Miller, Porter, Randle, Roberts, Taliaferro and Young.—9.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Kresten Norholm, First Church of God, Shawnee, the guest of Senator Sadler.

INTRODUCTION

Senator Rhodes introduced his daughter, Rachel, to the Senate and asked unanimous consent that she be named Honorary President Pro Tempore for this legislative day, which was the order.

UNANIMOUS CONSENT REQUEST — MOTION TO RECONSIDER VOTE

Senator Cate asked unanimous consent to extend one legislative day, to Tuesday, February 26, his motion to reconsider the vote whereby **SJR 7** failed, which was the order.

GENERAL ORDER

HB 1005 by Mentzer, et al, of the House and Wright, et al, of the Senate was called up for consideration.

Senators Terrill, Landis and Schuelein asked to coauthor **HB 1005**, which was the order.

Senator Wright moved that **HB 1005** be advanced, which motion was declared adopted.

THIRD READING

HB 1005 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hop-

kins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Excused: Boatner, Capps, McIntyre, Miller, Porter, Randle, Roberts, Smith, Taliaferro and Young.—10.

The bill and emergency passed.

HB 1005 was properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS:

SB 75 — Transportation, coauthored by Harris (Robert) (principal House author).
SB 138 — Transportation.
SB 139 — Transportation.
SB 167 — Business and Labor.

DO PASS, as amended:

CS for SB 21 — Transportation, coauthored by Davis (Frank) (principal House author).
CS for SB 70 — Natural Resources, coauthored by Blodgett (principal House author).
CS for SB 72 — Judiciary and Retirement, coauthored by Davis (Frank) (principal House author).
CS for SB 140 — Natural Resources.
CS for SB 142 — Finance, coauthored by Barker (principal House author) and Lewis of the House.
SB 160 — Natural Resources.

SECOND READING

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

SB 207 — Business and Labor
SB 208 — Natural Resources
SB 209 — Business and Labor
SB 210 — Business and Labor
SB 211 — Finance
SB 212 — General Government
SB 213 — Finance
SB 214 — General Government
SB 215 — Business and Labor
SB 216 — General Government
SB 217 — Public Education
SB 218 — Business and Labor
SB 219 — Business and Labor
SB 220 — General Government
SB 221 — Business and Labor
SB 222 — Public Education
SB 223 — Judiciary and Retirement
SB 224 — Judiciary and Retirement
SB 225 — Criminal Jurisprudence
SB 226 — Appropriations
SB 227 — Human Resources
SB 228 — Public Education
SB 229 — Human Resources
SB 230 — Business and Labor
SB 231 — Judiciary and Retirement
SB 232 — Appropriations
SB 233 — Finance
SB 234 — Judiciary and Retirement
SB 235 — Business and Labor
SB 236 — Judiciary and Retirement
SB 237 — Judiciary and Retirement
SB 238 — General Government
SB 239 — Higher Education
SB 240 — Judiciary and Retirement
SB 241 — Judiciary and Retirement
SB 242 — Judiciary and Retirement
SB 243 — General Government
SB 244 — General Government
SB 245 — Business and Labor
SB 246 — Finance
SB 247 — Natural Resources
SB 248 — Finance
SB 249 — Agriculture
SB 250 — Judiciary and Retirement
SB 251 — Judiciary and Retirement
SB 252 — Transportation
SB 253 — Judiciary and Retirement
SB 254 — Agriculture
SB 255 — General Government

SB 256 — General Government
SB 257 — General Government
SB 258 — General Government
SB 259 — Judiciary and Retirement
SB 260 — Economic Development
SB 261 — Business and Labor
SB 262 — Business and Labor
SB 263 — Higher Education
SB 264 — Judiciary and Retirement
SB 265 — Finance
SB 266 — Natural Resources
SB 267 — Natural Resources
SB 268 — Natural Resources
SB 269 — Judiciary and Retirement
SB 270 — Judiciary and Retirement
SB 271 — Judiciary and Retirement
SB 272 — Criminal Jurisprudence
SB 273 — General Government
SB 274 — Business and Labor
SB 275 — Judiciary and Retirement
SB 276 — General Government
SB 277 — Judiciary and Retirement
SB 278 — Transportation
SB 279 — General Government
SB 280 — Finance
SB 281 — Judiciary and Retirement
SB 282 — Natural Resources
SB 283 — Natural Resources
SB 284 — Business and Labor
SB 285 — Criminal Jurisprudence
SB 286 — Finance
SB 287 — Finance
SB 288 — Finance
SB 289 — Public Education
SB 290 — Transportation
SB 291 — Public Education
SB 292 — Public Education
SB 293 — Public Education
SB 294 — Criminal Jurisprudence
SB 295 — Judiciary and Retirement
SB 296 — Appropriations
SB 297 — Business and Labor
SB 298 — Business and Labor
SB 299 — Judiciary and Retirement
SB 300 — Natural Resources
SB 301 — Human Resources
SB 302 — Transportation
SB 303 — Human Resources
SB 304 — Higher Education
SB 305 — Business and Labor
SB 306 — Judiciary and Retirement
SB 307 — Criminal Jurisprudence
SB 308 — Criminal Jurisprudence
SB 309 — Human Resources
SB 310 — Judiciary and Retirement
SB 311 — Business and Labor
SB 312 — Business and Labor
SB 313 — Business and Labor
SB 314 — Finance
SB 315 — Finance
SB 316 — Business and Labor
SB 317 — Finance
SB 318 — Appropriations
SB 319 — Criminal Jurisprudence
SB 320 — General Government
SB 321 — General Government
SB 322 — Public Education
SB 323 — Finance
SB 324 — Business and Labor
SB 325 — Business and Labor
SB 326 — Judiciary and Retirement
SB 327 — Finance
SB 328 — Public Education
SB 329 — Economic Development
SB 330 — Finance
SB 331 — Finance
SB 332 — Natural Resources
SB 333 — Transportation
SB 334 — Human Resources
SB 335 — General Government
SB 336 — Criminal Jurisprudence
SB 337 — Transportation
SB 338 — Judiciary and Retirement
SB 339 — Human Resources
SB 340 — Public Education
SB 341 — Business and Labor
SB 342 — Business and Labor
SB 343 — Criminal Jurisprudence
SB 344 — Finance
SB 345 — Judiciary and Retirement
SB 346 — Criminal Jurisprudence
SB 347 — Judiciary and Retirement
SB 348 — Appropriations
SB 349 — Business and Labor
SB 350 — Criminal Jurisprudence
SB 351 — Judiciary and Retirement
SJR 10 — Public Education
SJR 11 — Judiciary and Retirement

SJR 12 — Economic Development
SJR 13 — Natural Resources
SJR 14 — Higher Education
SJR 15 — Appropriations
SJR 16 — Business and Labor
SJR 17 — Public Education
SJR 18 — Transportation
SJR 19 — General Government
SJR 20 — Human Resources
SJR 21 — Human Resources
SJR 22 — Criminal Jurisprudence
SJR 23 — General Government
SJR 24 — General Government
SJR 25 — Agriculture
SJR 26 — General Government
SJR 27 — Criminal Jurisprudence
SR 11 — Direct to Calendar
SR 12 — Direct to Calendar
HB 1071 — Business and Labor
HB 1114 — General Government
HB 1140 — Human Resources
HB 1141 — Business and Labor
HB 1163 — Public Education
HB 1169 — Banks and Banking
HB 1174 — Criminal Jurisprudence
HB 1187 — Human Resources

LOBBYIST REGISTRATIONS

(Addendum since February 21, 1985, page 195)

Hutchinson, Ben, Eastern Oklahoma Building Trades Council.

Walker, Clayton Elmer, Operating Engineers Local 627.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 26, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:10 p.m. to meet Tuesday, February 26, 1985, at 1:30 p.m.

Twenty-ninth Legislative Day

Tuesday, February 26, 1985

The Senate was called to order by Senator Cullison.

Roll Call:

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

Excused: Porter and Rozell.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Kresten Norholm, First Church of God, Shawnee, the guest of Senator Sadler.

INTRODUCTION

Senator Dahl introduced Mr. John Fox, who presented the members of the Johnnie Lee Wills family to the Senate. Privileges of the floor were granted to the group, who presented musical numbers for the Senate.

GENERAL ORDER

SR 11 by Dahl, et al, of the Senate was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 11,** which was the order.

SR 11 was adopted upon motion of Senator Dahl and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1005.**

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

INTRODUCTION

Senator Howell introduced Mr. Clarence Edgar Page, native Oklahoman and pioneer in the field of aviation, to the Senate and asked unanimous consent that Mr. Page be granted privileges of the floor, which was the order. A copy of **SR 12** was presented to Mr. Page on behalf of the Senate.

GENERAL ORDER

SR 12 by Howell was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 12,** which was the order.

SR 12 was adopted upon motion of Senator Howell and referred for enrollment.

COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent that a second committee assignment to the Committee on Human Resources be added for **SB 224,** which was the order.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Brantley, Wesley D., Jr., Ada, as a member to the State Board of Public Accountancy, to serve a term of five years ending June 30, 1989. Mr. Brantley will succeed Walter Moffitt. (Business and Labor) Motion to confirm made by Senator Floyd.

Clinesmith, Clay, Fairview, as a member to the Savings and Loan Board, to serve a term of four years ending April 17, 1987. Mr. Clinesmith will succeed R.E. Lyons. (Banks and Banking) Motion to confirm made by Senator Giles.

Franks, Jerry Lynn, Sr., Tulsa, as a member to the Board of Nursing Homes, to serve a term of three years ending July 1, 1987. Mr. Franks will succeed himself. (Human Resources) Motion to confirm made by Senator Ford.

Glassco, Curtis, Tulsa, as a member to the Human Rights Commission, to serve a term of three years ending July 1, 1987. Mr. Glassco will succeed himself (Human Resources) Motion to confirm made by Senator Smith.

Hannah, John T., Muskogee, as a member to the State Banking Board, to serve a term of six years ending June 1, 1990. Mr. Hannah will succeed himself. (Banks and Banking) Motion to confirm made by Senator Luton.

Lynde, Harriett, Tulsa, as a member to the Human Rights Commission, to serve a term of three years ending July 1, 1987. Ms. Lynde will succeed herself. (Human Resources) Motion to confirm made by Senator Randle.

Prock, John E., Heavener, as a member to the Board of Regents of Eastern Oklahoma State College, to serve a term of seven years ending June 1, 1991. Mr. Prock will succeed herself. (Higher Education) Motion to confirm made by Senator Johnson.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Porter, Rozell, Taliaferro and Winn.—4.

GENERAL ORDER

SB 89 by Johnson and Wright of the Senate and Graves of the House was called up for consideration.

Senator Smith moved to amend **SB 89,** Page 3, by adding the word "and" after the semi-colon on Line 2 and by striking the

semi-colon and the word "and" on Line 6 and placing a period after the word "title" on Line 6 and by striking all of Lines 7 through 9 and by striking all language after the word "E." on Line 13 and by striking all language prior to the word "in" on Line 14, which amendment was declared adopted.

Senator Dawson moved to amend **SB 89,** Page 4, Lines 5 and 6, by striking after the word "by" on Line 5 and before the word "the" on Line 6 the words "either a new jury or", which amendment was declared adopted.

Senator Johnson moved that **SB 89** be advanced, which motion was declared adopted.

THIRD READING

SB 89 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—39.

Nay: Dahl, Dennis, Floyd, Howell, McIntyre and Stipe.—6.

Excused: Porter, Rozell and Winn.—3.

The bill and emergency passed.

SB 89 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 22 by Dawson, et al, of the Senate and Riggs, et al, of the House was called up for consideration.

Senator Terrill moved to amend **SB 22,** Page 4, Line 16, by deleting after the word "is" on Line 15 and before the word "unenforceable" on Line 16 the word "legally" and by deleting after the word "the" on Line 16 the words "state in whole or in part," and substituting the words "courts of Oklahoma," and by deleting after the word "law" on Line 18 the words "or relating to the business of lending money at a rate usurious under federal or state law;" and substituting the words "but does not include any debt owed to a bank, savings and loan association, credit union or supervised lender licensed by the Oklahoma Administrator of Consumer Credit;", which amendment was declared adopted.

Senator Stipe moved to amend **SB 22,** Page 2 by striking all language beginning with Page 2, Line 12 through Page 4, Line 11 and renumber, which amendment was declared adopted.

Senator Dawson moved that **SB 22** be advanced, which motion was declared adopted.

THIRD READING

SB 22 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schue-

lein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—45.

Excused: Porter, Rozell and Winn.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Stipe moved that the vote be reconsidered whereby **SB 22** passed.

GENERAL ORDER

SB 73 by Howell and Sadler of the Senate and Henry of the House was called up for consideration.

Senators Watson and Keller asked to co-author **SB 73,** which was the order.

Senator Terrill moved to amend **SB 73,** Page 4, Line 14½, by adding after the word "to" on Line 14 and before the word "the" on Line 15 the following language: "member organizations affiliated with Goodwill Industries of America and to", which amendment was withdrawn.

Senator Howell moved to amend **SB 73,** Page 8, Lines 10 and 11 by deleting all language in Section 2 and substituting the emergency clause, which amendment was declared adopted.

Senator Howell moved that **SB 73** be advanced, which motion was declared adopted.

THIRD READING

SB 73 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—41.

Nay: O'Connor, Smith and Wright.—3.

Excused: Porter, Randle, Rozell and Winn.—4.

The bill passed.

Senator Randle desired to vote Aye on the emergency.

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

Aye: 42; Nay: 3; Excused: 3;

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator O'Connor moved that the vote be reconsidered whereby **SB 73** passed.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby **SJR 7** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Lamb, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and York.—36.

Nay: Cain, Giles, Johnson, Keller, Landis, McCune, Schuelein and Young.—8.

Excused: McIntyre, Porter, Rozell and Taliaferro.—4.

THIRD READING

SJR 7 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Keller, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Cain, Giles, Johnson, Landis, Schuelein and Young.—6.

Excused: Luton, McIntyre, Porter, Rozell and Taliaferro.—5.

The resolution passed.

SJR 7 was referred for engrossment.

GENERAL ORDER

SB 102 by Johnson and Boatner of the Senate and Sanders of the House was called up for consideration.

Senator Terrill moved to amend **SB 102,** Page 4, by restoring the stricken language after the word "Senate" on Line 13 and before the word "Any" on Line 15 and by restoring the stricken language after the word "Governor" on Line 17 and before the word "with" on Line 2 of Page 5, which amendment failed of adoption upon roll call as follows:

Aye: Branch, Choate, Cole, Dennis, Green, Miller, O'Connor, Shedrick, Stipe, Taliaferro and Terrill.—11.

Nay: Boatner, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Smith, Taylor, Watson, Winn, Wright, York and Young.—34.

Excused: McIntyre, Porter and Rozell.—3.

Senator Cate moved to amend **SB 102,** Page 2, Line 15, by adding after the word "shall" and before the word "have" the following: "be licensed real estate brokers and shall", which amendment was declared adopted.

Senator Dawson moved to amend **SB 102,** Page 7, Lines 3 and 4, by striking the words and figure "Seventy Dollars ($70.00)" and by substituting therefor the words and figure "up to Ninety Dollars ($90.00)"

Senator Keller moved to table the Dawson amendment, which tabling motion was adopted upon roll call as follows:

Aye: Branch, Choate, Combs, Cullison, Ford, Giles, Green, Hopkins, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Schuelein, Smith, Watson, Winn, Wright and Young.—23.

Nay: Brown, Cain, Cate, Cole, Dawson, Dennis, Floyd, Howell, Johnson, Luton, McIntyre, Randle, Roberts, Sadler, Shedrick, Taliaferro, Taylor and Terrill.—18.

Excused: Capps, Dahl, Porter, Rozell, Stipe and York.—6.

*Not voting: Boatner.—1.

*Senator Boatner asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

Senator Dawson moved to amend **SB 102,** Page 7, Line 5, by striking the words and

figure "Forty Dollars ($40.00) and substituting the words and figure "up to Sixty Dollars ($60.00)", which amendment was withdrawn.

Senator Ford moved to amend **SB 102,** Page 7, Lines 3, 4 and 5, by deleting all new language and restoring the stricken language and on Page 8, Line 3½, by adding a new subsection B as follows: "B. The Commission shall issue a school license for a term of one (1) year to each private school that offers continuing education courses pursuant to the provisions of Section 858-307.2 of this title; provided, the terms of licenses and renewals shall be staggered on a monthly basis. The license fee and renewal fee for a one-year term shall be Two Hundred Fifty Dollars ($250.00). The Commission may charge a private school an additional fee on a course basis as it deems necessary. Real estate courses offered by a private school that has not obtained a school license from the Commission shall not satisfy the continuing education requirement for renewal or reactivation of a real estate broker's or real estate associate's license." and on Page 6, Line 8, by adding after the number "858-307.1" and before the word "The" the letter "A." and by amending the title to conform, which amendment failed of adoption upon roll call as follows:

Aye: Choate, Cole, Cullison, Ford, Green, Hopkins, Lamb, Leonard, O'Connor, Pierce, Rhodes, Smith, Watson, Winn and Wright.—15.

Nay: Branch, Brown, Cain, Cate, Combs, Dawson, Floyd, Giles, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, Randle, Roberts, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, York and Young.—25.

Excused: Capps, Dahl, Dennis, Keller, Porter, Rozell and Stipe.—7.

*Not voting: Boatner.—1.

*Senator Boatner asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

Senators Keller and Pierce moved to amend **SB 102,** Page 7, Lines 3, 4 and 5, by striking all new language and restoring the original language of "Sixty Dollars ($60.00)" and Thirty Dollars ($30.00)", which amendment was declared adopted upon roll call as follows:

Aye: Branch, Capps, Choate, Cullison, Ford, Giles, Green, Hopkins, Lamb, Landis, Leonard, McCune, McIntyre, O'Connor, Pierce, Rhodes, Shedrick, Smith, Winn, Wright and Young.—21.

Nay: Brown, Cain, Cate, Cole, Combs, Dawson, Floyd, Howell, Johnson, Luton, Miller, Randle, Roberts, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson and York.—20.

Excused: Dahl, Dennis, Keller, Porter, Rozell and Stipe.—6.

*Not voting: Boatner.—1.

*Senator Boatner asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

Senator Pierce moved to amend **SB 102,** Page 1, by crippling the title, which amendment failed of adoption.

Senator Pierce moved to amend **SB 102,** Page 8, Line 3½, by adding a new Section 5 as follows: "Title 59 O.S. 1981, Section 858-307.2, as last amended by Section 1, Chapter 16, O.S.L. 1984 (59 O.S. Supp. 1984, Section 858-307.2) is hereby repealed." and renumber subsequent sections.

Senator Shedrick moved to table the Pierce amendment, which tabling motion was adopted upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Floyd, Giles, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and York.—30.

Nay: Branch, Ford, Green, O'Connor, Pierce, Rhodes, Winn, Wright and Young.—9.

Excused: Dahl, Dawson, Dennis, Hopkins, Keller, Porter, Rozell and Stipe.—8.

*Not voting: Boatner.—1.

*Senator Boatner asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

Senator Johnson moved that **SB 102** be advanced, which motion was declared adopted.

THIRD READING

SB 102 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Dahl, Dawson, Dennis, Keller, Porter, Rozell and Stipe.—7.

*Not voting: Boatner.—1.

*Senator Boatner asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **SB 102** passed.

GENERAL ORDER

SCR 5 by Taylor of the Senate and Barker, et al, of the House was called up for consideration.

SCR 5 was adopted upon motion of Senator Taylor and referred for engrossment.

GENERAL ORDER

SB 132 by Taylor of the Senate and Brown of the House was called up for consideration.

Senator Taylor moved that **SB 132** be advanced, which motion was declared adopted.

THIRD READING

SB 132 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, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—41.

Excused: Cain, Dennis, Keller, Porter, Rozell, Stipe and Young.—7.

The bill and emergency passed.

SB 132 was referred for engrossment.

GENERAL ORDER

HB 1019 by Blodgett, et al, of the House and Landis, et al, of the Senate was called up for consideration.

Senator Boatner asked to coauthor **HB 1019,** which was the order.

Senator Landis moved that **HB 1019** be advanced, which motion was declared adopted.

THIRD READING

HB 1019 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, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Smith, Taliaferro, Taylor, Watson, Winn, Wright and York —37.

Nay: Cate, Howell, Johnson, Shedrick and Terrill.—5.

Excused: Dennis, Keller, Porter, Rozell, Stipe and Young.—6.

The bill and emergency passed.

HB 1019 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SJR 9 by Combs, et al, of the Senate and Brewster of the House was called up for consideration.

Senators Taylor, Terrill, Dawson and Boatner asked to coauthor **SJR 9,** which was the order.

Senator Miller moved to amend **SJR 9,** Page 2, Line 12, by removing after the word "expanded" and before the word "manufacturing" the words "or acquired" and by adding the word "or" after the word "new".

Senator Combs moved to table the Miller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Lamb, Landis, McCune, O'Connor, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright and York.—32.

Nay: Boatner, Branch, Howell, Johnson, Leonard, Luton, McIntyre, Miller and Taliaferro.—9.

Excused: Dennis, Keller, Pierce, Porter, Rozell, Stipe and Young.—7.

Senator Combs moved that **SJR 9** be advanced, which motion was declared adopted.

THIRD READING

SJR 9 was read for the third time at length, as follows:

SJR 9 — By Combs, Green, Sadler, Taylor, Terrill, Dawson and Boatner of the Senate and Brewster 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 Constitution of the State of Oklahoma by adding a new section 6B; providing for an ad valorem tax exemption for qualifying manufacturing concerns; stating purpose; limiting exemption; defining qualifying manufacturing concern and manufacturing facility; restricting exemption; providing for reimbursement of lost revenue to ad valorem tax recipients; providing assessed valuation of exempt property shall be added to assessed valuation of taxable property for computing debt limit for political subdivisions; providing a ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH 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 6B to read as follows:

For the purpose of inducing any manufacturing concern to locate or expand manufacturing facilities within any county of this state, A QUALIFYING manufacturing concern shall be exempt from the levy of any ad valorem taxes upon NEW, EXPANDED OR ACQUIRED manufacturing facilites for a period of five (5) years.

For purposes of this section, a "qualifying manufacturing concern" means a concern that:

1. Is not engaged in business in this state or does not have property subject to ad valorem tax in this state and constructs a manufacturing facility in this state or acquires an existing facility that has been unoccupied for a period of twelve (12) months prior to acquisition; or

2. Is engaged in business in this state or has property subject to ad valorem tax in this state and constructs a manufacturing facility in this state at a different location from present facilities and continues to operate all of its facilities or acquires an existing facility that has been unoccupied for a period of twelve (12) months prior to acquisition and continues to operate all of its facilities.

The exemption allowed by this section shall apply to expansions of existing facilities. Provided, however that any exemption shall be limited to the increase in ad valorem taxes directly attributable to the expansion.

For the purposes of this section "manufacturing facilities" shall mean facilities engaged in manufacturing as defined by the Standard Industrial Classification Code and facilities engaged in research and development.

The Legislature SHALL enact laws to carry out the provisions of this section and to provide for the reimbursement to common schools, county governments, cities and towns, emergency medical services districts, vocational-technical schools, junior colleges, county health departments and libraries for revenues lost to such entities as a result of the exemption provided by this section.

The assessed valuation of property exempt from taxation by virtue of this section shall be added to the assessed valuation of taxable property in computing the limit on indebtedness of political subdivisions contained in Section 26 of this article.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

THIS MEASURE WOULD ADD A NEW SECTION 6B TO ARTICLE X OF THE STATE CONSTITUTION. IT WOULD EXEMPT CERTAIN NEW MANUFACTURING PLANTS FROM AD VALOREM TAXES. THE EXEMPTION WOULD BE FOR FIVE YEARS. THE MEASURE DEFINES THE TYPES OF NEW PLANTS WHICH WOULD BE EXEMPT. THE PURPOSE OF THE MEASURE IS TO PROMOTE NEW INDUSTRY GROWTH IN THIS STATE. THE MEASURE WOULD ALLOW THE LEGISLATURE TO PASS LAWS TO CARRY OUT THE TERMS OF THE SECTION. IT WOULD ALSO ALLOW THE STATE TO REPAY LOCAL GOVERNMENT UNITS FOR MONEY LOST THROUGH THE EXEMPTION.

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 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—39.

Nay: Johnson, McIntyre and York.—3.

Excused: Dennis, Keller, Porter, Rozell, Stipe and Young.—6.

The resolution passed.

The question being, "Shall **SJR 9,** 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: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—41.

Nay: Johnson.—1.

Excused: Dennis, Keller, Porter, Rozell, Stipe and Young.—6.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and consti-

tuting the Senate had voted in favor of calling the special election.

SJR 9 was ordered referred for engrossment.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent to withdraw **SB 231** from the Judiciary and Retirement Committee and refer same to the Human Resources Committee, which was the order.

COMMITTEE REPORTS

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

DO PASS:

SB 99 — General Government, coauthored by Abbott (principal House author).

DO PASS, as amended:

CS for **SB 5** — Judiciary and Retirement, coauthored by Abbott (principal House author) and Brewster, Duke, Littlefield and Sherrer of the House and be referred to Public Education by previous order.

SB 80 — General Government, coauthored by Hobson (principal House author) and Hamilton (James) of the House.

SB 128 — General Government.

HB 1070 — General Government.

BILL RELEASED

SB 1 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 27, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:40 p.m. to meet Wednesday, February 27, 1985, at 1:30 p.m.

Thirtieth Legislative Day

Wednesday, February 27, 1985

The Senate was called to order by Senator Cullison.

Roll Call:

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

Excused: Porter and Rozell.—2.

Senator Cullison declared a quorum present.

The prayer was offered by Reverend Kresten Norholm, First Church of God, Shawnee, the guest of Senator Sadler.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1019.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 1, 89, 132, SJRs 7 and **9** and **SCR 5** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SRs 11 and **12** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTION

President Pro Tempore Randle asked unanimous consent that privileges of the floor be granted to Mrs. Eugenia Luton, mother of Senator Luton, which was the order. Mrs. Luton was introduced to the Senate.

GENERAL ORDER

SB 21 by Ford of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Ford moved to amend **SB 21,** Page 11, Lines 15 and 16, by striking after the word "license" and words "will auto-

matically surrender'' and by inserting the words ''may be required by a judge to surrender'', which amendment was declared adopted.

Senator Young moved to amend **SB 21,** Page 8, Line 18, by striking all of Section 2 and renumbering subsequent sections, which amendment failed of adoption.

Senator Ford moved to amend **SB 21,** Page 12, Line 1½, by inserting a new paragraph 6 as follows: ''6. Provisional drivers license suspended in any matter relating to paragraphs 1, 2, 3 or 4 of this subsection shall be surrendered to the appropriate district judge. The judge will also be responsible for returning the license. Provisional drivers license holders will not be subject to the Department of Public Safety rules and regulations concerning license suspension in any matter relating to paragraphs 1, 2, 3 or 4 of this subsection.'', which amendment was adopted upon a division of the question.

Senator Pierce moved to amend **SB 21,** Page 8, Line 18, by deleting all of Sections 2, 3 and 4 of the bill.

Senator Ford moved to table the Pierce amendment, which tabling motion failed of adoption upon roll call as follows:

Aye: Branch, Brown, Capps, Choate, Cole, Cullison, Dahl, Ford, Green, Hopkins, Johnson, Keller, Lamb, Leonard, McCune, O'Connor, Sadler, Smith, Taliaferro, Watson, Winn and Wright.—22.

Nay: Boatner, Cain, Cate, Combs, Dawson, Dennis, Floyd, Giles, Howell, Landis, Luton, Miller, Pierce, Randle, Rhodes, Roberts, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—23.

Excused: McIntyre, Porter and Rozell.—3.

Senator Pierce pressed his motion to adopt his amendment, which amendment failed upon roll call as follows:

Aye: Boatner, Cain, Cate, Choate, Combs, Dawson, Dennis, Floyd, Giles, Howell, Landis, Luton, McIntyre, O'Connor, Pierce, Randle, Roberts, Schuelein, Shedrick, Terrill and Young.—21.

Nay: Branch, Brown, Capps, Cole, Cullison, Dahl, Ford, Green, Hopkins, Johnson, Lamb, Leonard, McCune, Miller, Rhodes, Sadler, Smith, Taliaferro, Taylor, Watson, Winn and Wright.—22.

Excused: Keller, Porter, Rozell, Stipe and York.—5.

Senator Cate moved to amend **SB 21,** Page 3, Line 16, by changing the word ''four'' to the word ''two'', which amendment failed of adoption.

Senator Landis moved to amend **SB 21,** Page 7, Line 5, by striking after the word ''licenses'' and before the word ''shall'' the words and figure ''twenty percent (20%)'' and substituting therefor the words and figure ''fifty percent (50%)'' and on Page 7, Lines 8 through 11, by striking all language after the word ''thereof'' on Line 8 through the end of the sentence on Line 11, which amendment was declared adopted.

Senator Young moved to amend **SB 21,** Page 9, Line 4, by inserting after the word ''applicant'' and before the word ''sixteen'' the following: ''who has served five terms or more in the State Legislature and those applicants'', which amendment failed of adoption.

Senator Young moved to amend **SB 21,** Page 9, Line 4, by inserting after the word ''applicant'' and before the word ''sixteen'' the following: ''in all counties of the State having population of over 350,000'', which amendment failed of adoption.

Senator Young moved to amend **SB 21,** Page 9, Lines 4 through 6 by striking after the word "issue" on Line 4 and before the word "qualifying" on Line 6 the following language: "to every applicant 16 through 18 years of age", which amendment failed upon roll call as follows:

Aye: Cate, Cullison, Dahl, Dawson, Howell, Luton, McIntyre, Pierce, Randle, Roberts, Shedrick, Terrill and Young.—13.

Nay: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Rhodes, Sadler, Schuelein, Smith, Taliaferro, Taylor, Watson and Wright.—29.

Excused: Keller, Porter, Rozell, Stipe, Winn and York.—6.

Senator Cate moved to amend **SB 21,** Page 9, Line 5, by adding after the word "age" the following: "or over sixty (60) years of age".

Senator Ford moved to table the Cate amendment, which tabling motion was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Combs, Cullison, Dahl, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson and Wright.—33.

Nay: Cate, Cole, Dawson, Leonard, McCune, Pierce, Roberts, Smith and Young.—9.

Excused: Dennis, Keller, Porter, Rozell, Winn and York.—6.

Senator Shedrick asked unanimous consent to amend **SB 21,** Page 1, by crippling the title, to which request objection was heard.

Senator Shedrick moved to amend **SB 21,** Page 1, by crippling the title, which amendment failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cate, Combs, Cullison, Dawson, Floyd, Howell, Luton, McIntyre, Miller, Pierce, Randle, Roberts, Schuelein, Shedrick, Stipe, Taylor, Terrill and Young.—20.

Nay: Boatner, Branch, Capps, Choate, Cole, Dahl, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Smith, Taliaferro, Watson and Wright.—22.

Excused: Dennis, Keller, Porter, Rozell, Winn and York.—6.

Senator Ford moved that **SB 21** be advanced, which motion was declared adopted.

THIRD READING

SB 21 was read for the third time at length.

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

Aye: Branch, Brown, Capps, Cole, Cullison, Ford, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Smith, Stipe, Taliaferro, Taylor, Watson, Winn and Wright.—23.

Nay: Boatner, Cain, Cate, Combs, Dahl, Dawson, Dennis, Floyd, Giles, Howell, Luton, McIntyre, Miller, Pierce, Roberts, Schuelein, Shedrick, Terrill and Young.—19.

Excused: Choate, Keller, Porter, Randle, Rozell and York.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Ford moved that the vote be reconsidered whereby **SB 21** failed.

COMMITTEE REPORT

The following was reported by the committee named and placed on the Calendar:

DO PASS:

SB 194 — Judiciary and Retirement, coauthored by Davis (Guy) (principal House author).

Senator Roberts presiding.

GENERAL ORDER

SB 194 by Dennis of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Dennis moved that **SB 194** be advanced, which motion was declared adopted.

THIRD READING

SB 194 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Lamb, Leonard, Luton, McIntyre, Pierce, Randle, Roberts, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright and Young.—30.

Nay: Boatner, Capps, Choate, Cole, Giles, Johnson, Landis, McCune, Miller, O'Connor, Rhodes, Schuelein, Taliaferro and Winn.—14.

Excused: Keller, Porter, Rozell and York—4.

The bill passed.

Senators Capps, Rhodes, Winn and Boatner 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.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Dennis moved that the vote be reconsidered whereby **SB 194** passed.

GENERAL ORDER

SB 75 by Rhodes of the Senate and Harris (Robert) of the House was called up for consideration.

Senator Rhodes moved that **SB 75** be advanced, which motion was declared adopted.

THIRD READING

SB 75 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Keller, Pierce, Porter, Rozell and York.—5.

The bill passed.

SB 75 was referred for engrossment.

GENERAL ORDER

SB 138 by Stipe and Hopkins of the Senate and Duke of the House was called up for consideration.

Senator Stipe moved that **SB 138** be advanced, which motion was declared adopted.

THIRD READING

SB 138 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Smith.—1.

Excused: Keller, Porter, Rozell and York.—4.

The bill and emergency passed.

SB 138 was referred for engrossment.

GENERAL ORDER

SB 99 by Winn of the Senate and Abbott of the House was called up for consideration.

Senator Winn moved that **SB 99** be advanced, which motion was declared adopted.

THIRD READING

SB 99 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Watson, Winn and Young.—33.

Nay: Cain, Cullison, Dawson, Hopkins, Johnson, Rhodes, Shedrick, Smith, Terrill and Wright.—10.

Excused: Keller, McIntyre, Porter, Rozell and York.—5.

The bill passed.

SB 99 was referred for engrossment.

GENERAL ORDER

SB 128 by Cain and Leonard of the Senate and Lewis of the House was called up for consideration.

Senator Cain moved to amend **SB 128,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cain moved to amend **SB 128,** Page 3, Line 7, by inserting after the word "Constitution" and before the word "The" on Line 7, the following language: ", except for those positions whose salaries are prescribed by law and positions within The Oklahoma State System of Higher Education.", which amendment was withdrawn.

Senator Cain moved that **SB 128** be advanced, which motion was declared adopted.

THIRD READING

SB 128 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Giles, Keller, Porter, Rozell and York.—5.

The bill and emergency passed.

SB 128 was referred for engrossment.

GENERAL ORDER

SB 142 by Dawson and Randle of the Senate and Barker and Lewis of the House was called up for consideration.

Senators Leonard and Pierce asked to coauthor **SB 142,** which was the order.

Senator Dawson moved that **SB 142** be advanced, which motion was declared adopted.

THIRD READING

SB 142 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, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor and Winn.—33.

Nay: Cain, Johnson, McCune, Rhodes, Taliaferro, Terrill, Watson, Wright and Young.—9.

Excused: Giles, Keller, McIntyre, Porter, Rozell and York.—6.

The bill and emergency passed.

SB 142 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 134** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Giles, Keller, Porter, Rozell and York.—5.

THIRD READING

Senator Terrill moved that the vote be reconsidered whereby **SB 134** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 134 was considered further.

Senator Rhodes moved to amend **SB 134,** Page 3, Line 8, by inserting after the word "improvements." a new sentence to read as follows: "The commissioners shall not raise the revision above the amount of the original assessment.", which amendment was declared adopted.

Senator Rhodes moved to amend **SB 134,** Page 3, Lines 15 and 16, by deleting after the word "the" on Line 15 and before the word "of" on Line 16 the words "property taxpayers" and inserting in lieu thereof the words "assessed members", which amendment was declared adopted.

Senator Rhodes moved that **SB 134** be advanced, which motion was declared adopted.

THIRD READING

SB 134 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, and Young.—43.

Excused: Giles, Keller, Porter, Rozell and York.—5.

The bill and emergency passed.

SB 134 was referred for engrossment.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent to withdraw **SB 261** from the Business and Labor Committee and refer same to the General Government Committee, which was the order.

COMMITTEE APPOINTMENT

Pursuant to 74 O.S. § 4001.1, President Pro Tempore Randle announced appointment of members to the following committee:

JOINT LEGISLATIVE ETHICS COMMITTEE

Schuelein, Vice Chairman
O'Connor
Rozell

COMMITTEE REPORTS

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

DO PASS:

SB 176 — Business and Labor, coauthored by Sanders (principal House author).
SCR 9 — Economic Development, coauthored by Combs and Roberts of the Senate.

DO PASS, as amended:

CS for **SB 38** — Appropriations.
CS for **SB 41** — Appropriations.
CS for **SB 43** — Appropriations.
CS for **SB 51** — Appropriations.
CS for **SB 52** — Appropriations.
CS for **SB 53** — Appropriations.
CS for **SB 54** — Appropriations.
CS for **SB 90** — Judiciary and Retirement, coauthored by Williamson (principal House author).

CS for **SB 129** — Judiciary and Retirement, coauthored by Davis (Frank) (principal House author).

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1065** and **HJR 1009.**

HB 1065 — By Vanatta, Barker, Hobson, Lewis, Henshaw, Mentzer and Glover of the House and Rozell of the Senate.

[Amusements and Sports — amending 3A O.S. Supp. 1984, Section 205.6 — proceeds — operative date — emergency]

HJR 1009 — By Holden, Conaghan, George, Easley, Davis (Frank), Kamas, Boeckman, Brown, Combs, Grieser, Johnson (Don), Manar, Newby and Schroeder of the House and Cullison, Dahl and Capps of the Senate.

A joint resolution declaring a moratorium of the processing and issuance of certain construction permits; exempting certain permits from said moratorium; providing certain limitation on such permits; providing for the location of certain replacement injection wells; providing for the processing of such construction permits; directing the Commissioner of Health to cease processing and issuing certain construction permits; creating a special committee to conduct a comprehensive investigation of the generation, transportation, treatment, storage, and disposal of controlled industrial waste and the impact of controlled industrial waste sites on surrounding property values; granting the special committee certain powers and authorizing certain procedures; providing for travel reimbursement and other expenses; providing that the number of meetings of said committee during the 1985 legislative interim shall not be limited; directing distribution; and declaring an emergency.

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

(Addendum since February 25, 1985, page 224)

Dank, David Michael, Pearle Health Services, Inc. (addendum)

Gardner, Harvey C., Pump and Stuff, Inc.

Haynes, Harvey R., United Mine Workers of America.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 28, 1985, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:05 p.m. to meet Thursday, February 28, 1985, at 1:00 p.m.

Thirty-first Legislative Day

Thursday, February 28, 1985

The Senate was called to order by Senator Combs.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—44.

Excused: Luton, Rozell, Shedrick and York.—4.

Senator Combs declared a quorum present.

The prayer was offered by Reverend Kresten Norholm, First Church of God, Shawnee, the guest of Senator Sadler.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 75, 99, 128, 134, 138 and **142** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 38 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Floyd moved that **SB 38** be advanced, which motion was declared adopted.

THIRD READING

SB 38 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Dahl, Luton, McIntyre, Porter, Rozell, Shedrick, Stipe and York.—8.

The bill and emergency passed.

SB 38 was referred for engrossment.

GENERAL ORDER

SB 41 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Boatner moved that **SB 41** be advanced, which motion was declared adopted.

THIRD READING

SB 41 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Luton, McIntyre, Porter, Rozell, Shedrick, Stipe and York.—7.

The bill and emergency passed.

SB 41 was referred for engrossment.

GENERAL ORDER

SCR 9 by Sadler, Combs and Roberts of the Senate and Brewster of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 9** which was the order.

SCR 9 was adopted upon motion of Senator Sadler and referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 111 — Judiciary and Retirement, coauthored by Hale (principal House author).
SB 131 — Judiciary and Retirement, coauthored by Lewis (principal House author) and Henry and Brown of the House.
SB 249 — Agriculture, coauthored by Widener (principal House author).
SB 254 — Agriculture, coauthored by Widener (principal House author).
SB 301 — Human Resources, coauthored by Mentzer (principal House author).
SB 309 — Human Resources, coauthored by Anderson (principal House author).
SB 339 — Human Resources, coauthored by Mentzer (principal House author).
SCR 2 — Agriculture.

DO PASS, as amended:

SB 152 — Finance.
SB 175 — Finance.

SECOND READING

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

HB 1065 — Economic Development.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1108, 1145,** and **1160.**

HB 1108 — By Henshaw, Boeckman, Schroeder and Leftwich of the House and O'Connor of the Senate.

[Motor Vehicles — prohibiting certain modifications — effective date]

HB 1145 — By Cotner of the House and Cate of the Senate.

An act relating to state government; amending 74 O.S. 1981, Section 3105; stating compliance assurance on certain publications; modifying information provided on certain publications; modifying the form for such information; and providing an effective date.

HB 1160 — By Lewis of the House and Dennis of the Senate.

[Professions and Occupations — Public Accountancy Act — repealing certain sections of Title 59 O.S. 1981 — effective date]

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS
(Addendum since February 27, 1985, page 244)

Ardoin, Kenneth Allen, Pfizer Pharmaceuticals.

Huddleston, Richard, American Car Rental Association. (addendum)

Knapp, John R., Jr., St. Joe Resources Company.

Nowotny, Walter William, St. Joe Minerals Corp.

Senator Miller moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 4, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Miller, the Senate adjourned at 1:25 p.m. to meet Monday, March 4, 1985, at 1:30 p.m.

Thirty-second Legislative Day

Monday, March 4, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Shedrick.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Van C. Ledbetter, Northwest Church of Christ, Durant, the guest of Senator Boatner.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Luton asked unanimous consent to suspend Joint Rule 17(a) by changing the final date for reporting bills and joint resolutions from committee in the house of origin by one week, to the 39th Legislative Day, and that all other deadlines be extended for the same period of time, four legislative days, for the 1st Session of the 40th Legislature, which was the order.

The cutoff dates are as follows:

For reporting Senate measures from Senate committees — 39th Day — March 14, 1985.

For 3rd reading of Senate measures in Senate — 51st Day — April 4, 1985.

For reporting House measures from Senate committees — 63rd Day — April 25, 1985.

For 3rd reading of House measures in Senate — 75th Day — May 16, 1985.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 38 and **41** and **SCR 9** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 43 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Boatner moved that **SB 43** be advanced, which motion was declared adopted.

THIRD READING

SB 43 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Choate, Floyd, Pierce, Shedrick and Smith.—5.

The bill and emergency passed.

SB 43 was referred for engrossment.

GENERAL ORDER

SB 52 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Schuelein moved that **SB 52** be advanced, which motion was declared adopted.

THIRD READING

SB 52 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—42.

Nay: O'Connor and Smith.—2.

Excused: Choate, Pierce, Shedrick and Terrill.—4.

The bill and emergency passed.

SB 52 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has voted unanimously to suspend Joint Rule 17 (a) and all deadlines have been extended by one week.

GENERAL ORDER

SB 53 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Schuelein moved that **SB 53** be advanced, which motion was declared adopted.

THIRD READING

SB 53 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—44.

Excused: Choate, Pierce, Shedrick and Terrill.—4.

The bill and emergency passed.

SB 53 was referred for engrossment.

GENERAL ORDER

SB 54 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Schuelein moved that **SB 54** be advanced, which motion was declared adopted.

THIRD READING

SB 54 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Choate, Pierce and Shedrick.—3.

The bill and emergency passed.

SB 54 was referred for engrossment.

GENERAL ORDER

SB 140 by Giles, et al, of the Senate and Manar, et al, of the House was called up for consideration.

Senator Capps asked to coauthor **SB 140,** which was the order.

Senator Giles moved to amend **SB 140,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Giles moved that **SB 140** be advanced, which motion was declared adopted.

THIRD READING

SB 140 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Howell, Pierce and Shedrick.—3.

The bill passed.

SB 140 was referred for engrossment.

GENERAL ORDER

SB 80 by York of the Senate and Hobson and Hamilton (James) of the House was called up for consideration.

Senator Stipe moved to amend **SB 80,** Page 4, Lines 2 and 3, by striking the words and figures "fifty thousand dollars ($50,000.00)" and substituting therefor the words and figures "forty thousand dollars ($40,000.00)".

Senator York moved to table the Stipe amendment to **SB 80.**

Senator Stipe asked unanimous consent to withdraw his amendment to **SB 80,** to which request objection was heard.

Senator York pressed his motion to table the Stipe amendment, which tabling motion was declared adopted.

Senator York moved that **SB 80** be advanced, which motion was declared adopted.

THIRD READING

SB 80 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: Howell, McCune, O'Connor and Winn.—4.

Excused: Dahl, Pierce and Shedrick.—3.

*Not voting: Smith.—1.

*Senator Smith asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

SB 80 was referred for engrossment.

GENERAL ORDER

SB 160 by Giles of the Senate and Widener of the House was called up for consideration.

Senator Capps asked to coauthor **SB 160,** which was the order.

Senator Giles moved to amend **SB 160,** Page 3, Line 18, by striking after the word "first" and before the period on Line 1, Page 4, the word "production" and substituting in lieu thereof the word "sale", which amendment was declared adopted.

Senator Giles moved that **SB 160** be advanced, which motion was declared adopted.

THIRD READING

SB 160 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Nay: Choate, O'Connor and Smith.—3.

Excused: Pierce, Shedrick and Winn.—3.

The bill passed.

SB 160 was referred for engrossment.

Senator Combs presiding.

GENERAL ORDER

SB 167 by Floyd and Randle of the Senate and Abbott and Johnson (Glen) of the House was called up for consideration.

Senator Floyd moved that **SB 167** be advanced, which motion was declared adopted.

THIRD READING

SB 167 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Cate, Cole, Dawson, Dennis, Floyd, Ford, Giles, Howell, Johnson, Landis, Luton, McIntyre, Randle, Rhodes, Roberts, Sadler, Smith, Stipe, Taylor, Watson, Wright, York and Young.—26.

Nay: Branch, Capps, Choate, Combs, Cullison, Dahl, Green, Hopkins, Keller, Lamb, Leonard, McCune, Miller, O'Connor, Rozell, Schuelein, Taliaferro, Terrill and Winn.—19.

Excused: Pierce, Porter and Shedrick.—3.

The bill passed.

Senators Schuelein, Dahl, Capps, Miller, Rozell and Winn desired to vote Aye on the emergency.

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

Aye: 32; Nay: 13; Excused: 3.

The emergency passed.

SB 167 was referred for engrossment.

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 1005 — (Special election)

PENDING CONSIDERATION OF CCR

The **CCR** on **HJR 1005** was adopted upon motion of Senator Howell.

Senator Terrill asked to coauthor **HJR 1005,** which was the order.

HJR 1005, as amended in conference, was read at length, as follows:

HJR 1005 — By Barker, Hamilton (James), Davis (Guy), Holden, Glover, Conaghan, Cotner, Craighead, Davis (Frank), Gordon, Kamas, Leftwich, McKenna and Williams (Freddye) of the House and Randle, Howell, Cate, Cain, Cole 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 Section 23 of Article X of the Constitution of the State of Oklahoma; revising procedure for determining revenue estimates; prohibiting the creation of certain debts or obligations; providing procedure for certification of revenue amounts; providing procedure for certification of limits on growth of appropriations; providing procedure for making adjustments in certification; providing for the distribution of surplus monies accruing to the general revenue fund; providing for use of surplus monies; requiring the State Equalization Board to recertify revenue; providing ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejec-

tion, as and in the manner provided by law, the following proposed amendment to Section 23 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 23. THE STATE SHALL NEVER CREATE OR AUTHORIZE THE CREATION OF ANY DEBT OR OBLIGATION, OR FUND OR PAY ANY DEFICIT, AGAINST THE STATE, OR ANY DEPARTMENT, INSTITUTION OR AGENCY THEREOF, REGARDLESS OF ITS FORM OR THE SOURCE OF MONEY FROM WHICH IT IS TO BE PAID, EXCEPT AS MAY BE PROVIDED IN THIS SECTION AND IN SECTIONS 24 AND 25 OF ARTICLE X OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

TO ENSURE A BALANCED ANNUAL BUDGET, PURSUANT TO THE LIMITATIONS CONTAINED IN THE FOREGOING, PROCEDURES ARE HEREWITH ESTABLISHED AS FOLLOWS:

1. 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]** CERTIFY THE TOTAL AMOUNT OF REVENUE WHICH ACCRUED DURING THE LAST PRECEDING FISCAL YEAR TO THE GENERAL REVENUE FUND AND TO EACH SPECIAL REVENUE FUND APPROPRIATED DIRECTLY BY THE LEGISLATURE, AND SHALL FURTHER CERTIFY AMOUNTS AVAILABLE FOR APPROPRIATION WHICH SHALL BE BASED ON A DETERMINATION, IN ACCORDANCE WITH THE PROCEDURE HEREINAFTER PROVIDED, of the revenues to be received by the state under the laws in effect at the time such **[estimate]** DETERMINATION 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]** SUCH fund of the state APPROPRIATED DIRECTLY BY THE LEGISLATURE. **[The estimate shall not exceed an amount which shall be determined by the following procedure:**

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

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

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

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

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

AMOUNTS CERTIFIED AS AVAILABLE FOR APPROPRIATION FROM EACH FUND, AS HEREINBEFORE PROVIDED, SHALL BE NINETY-FIVE PERCENT (95%) OF AN ITEMIZED ESTIMATE MADE BY THE STATE BOARD OF EQUALIZATION, WHICH SHALL INCLUDE ALL SOURCES OF REVENUE TO EACH FUND FOR THE NEXT ENSUING FISCAL YEAR; PROVIDED HOW-

EVER, APPROPRIATED FEDERAL FUNDS SHALL BE CERTIFIED FOR THE FULL AMOUNT OF THE ESTIMATE. SAID ESTIMATE SHALL CONSIDER ANY INCREASE OR DECLINE IN REVENUES THAT WOULD RESULT FROM PREDICTABLE CHANGES IN THE ECONOMY.

LEGISLATIVE APPROPRIATIONS FOR ANY FISCAL YEAR, EXCEPT FOR SPECIAL APPROPRIATIONS PROVIDED FOR IN PARAGRAPH 4, SHALL BE LIMITED TO A SUM NOT TO EXCEED THE TOTAL AMOUNT APPROPRIATED FROM ALL FUNDS IN THE PRECEDING FISCAL YEAR, PLUS TWELVE PERCENT (12%), ADJUSTED FOR INFLATION FOR THE PREVIOUS CALENDAR YEAR. SAID LIMIT SHALL BE ADJUSTED FOR FUNDS NOT PREVIOUSLY APPROPRIATED. THE LIMIT ON THE GROWTH OF APPROPRIATIONS SHALL BE CERTIFIED TO BY THE STATE BOARD OF EQUALIZATION.

2. Such **[estimate]** CERTIFICATION shall be filed with the Governor, the President and President Pro Tempore of the Senate, and the Speaker of the House of Representatives. The Legislature shall not pass or enact any bill, act or measure making an appropriation of money for any purpose until such **[estimate]** CERTIFICATION is made and filed, unless the State Board of Equalization has failed to file said **[estimate]** CERTIFICATION at the time of convening of said Legislature**[, then, in]**. IN such event, it shall be the duty of the Legislature to make such **[estimate]** CERTIFICATION pursuant to the provisions of this **[amendment, and all]** SECTION. ALL appropriations made in excess of such **[estimate]** CERTIFICATION shall be null and void; provided, however, that the Legislature may at any regular session or special session, called for that purpose, enact laws to provide for additional revenues or a reduction in revenues, other than ad valorem taxes, or transferring the existing revenues or unappropriated cash on hand from one fund to another, OR MAKING PROVISIONS FOR APPROPRIATING FUNDS NOT PREVIOUSLY APPROPRIATED DIRECTLY BY THE LEGISLATURE. Whereupon, it shall be the duty of the State Board of Equalization to make **[an estimate]** A DETERMINATION of the revenues that will accrue under such laws and **[to file the same]** NINETY-FIVE PERCENT (95%) OF THE AMOUNT OF ANY INCREASE OR DECREASE RESULTING, FOR ANY REASON, FROM SUCH CHANGES IN LAWS SHALL BE ADDED TO OR DEDUCTED FROM THE AMOUNT PREVIOUSLY CERTIFIED AVAILABLE FOR APPROPRIATION FROM EACH RESPECTIVE FUND, AS THE CASE MAY BE. THE STATE BOARD OF EQUALIZATION SHALL FILE THE AMOUNT OF SUCH ADJUSTED CERTIFICATION, OR ADDITIONAL CERTIFICATION FOR FUNDS NOT PREVIOUSLY APPROPRIATED DIRECTLY BY THE LEGISLATURE, with the Governor, with the President and President Pro Tempore of the Senate, and the Speaker of the House of Representatives, **[and the amount of any increase or decrease resulting, for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate]** AND SUCH ADJUSTED AMOUNT shall be the maximum amount which can be appropriated for all purposes from any SUCH fund for the fiscal year **[estimated]** BEING CERTIFIED.

3. THE STATE BOARD OF EQUALIZATION SHALL MEET WITHIN FIVE (5) DAYS AFTER THE MONTHLY APPORTIONMENT IN FEBRUARY OF EACH YEAR, AND AT THAT TIME MAY ADJUST THE CERTIFICATION, BASED UPON THE MOST CURRENT INFORMATION AVAILABLE, AND DETERMINE THE AMOUNT OF FUNDS AVAILABLE

FOR APPROPRIATION FOR THAT LEGISLATIVE SESSION. AT SAID MEETING THE BOARD SHALL DETERMINE THE LIMIT ON THE GROWTH OF APPROPRIATIONS AS PROVIDED FOR IN THIS SECTION.

4. SURPLUS FUNDS OR MONIES SHALL BE ANY AMOUNT ACCRUING TO THE GENERAL REVENUE FUND OF THE STATE OF OKLAHOMA OVER AND ABOVE THE ITEMIZED ESTIMATE MADE BY THE STATE BOARD OF EQUALIZATION.

BEGINNING JULY 1, 1985, ALL SUCH SURPLUS FUNDS OR MONIES ACCRUING AFTER SAID DATE SHALL BE PLACED IN A CONSTITUTIONAL RESERVE FUND BY THE STATE TREASURER UNTIL SUCH TIME THAT THE AMOUNT OF SAID FUND EQUALS TEN PERCENT (10%) OF THE GENERAL REVENUE FUND CERTIFICATION FOR THE PRECEDING FISCAL YEAR. APPROPRIATIONS MADE FROM SAID FUND SHALL BE CONSIDERED SPECIAL APPROPRIATIONS.

UP TO ONE-HALF (½) OF THE BALANCE AT THE BEGINNING OF THE CURRENT FISCAL YEAR IN THE SAID FUND MAY BE APPROPRIATED FOR THE FORTHCOMING FISCAL YEAR, WHEN THE CERTIFICATION BY THE STATE BOARD OF EQUALIZATION FOR SAID FORTHCOMING FISCAL YEAR GENERAL REVENUE FUND IS LESS THAN THAT OF THE CURRENT FISCAL YEAR CERTIFICATION. IN NO EVENT SHALL THE AMOUNT OF MONIES APPROPRIATED FROM SAID RESERVE FUND BE IN EXCESS OF THE DIFFERENCE BETWEEN THE TWO SAID CERTIFICATIONS.

UP TO ONE-HALF (½) OF THE BALANCE AT THE BEGINNING OF THE CURRENT FISCAL YEAR IN THE SAID FUND MAY BE APPROPRIATED, UPON A DECLARATION BY THE GOVERNOR THAT EMERGENCY CONDITIONS EXIST, WITH CONCURRENCE OF THE LEGISLATURE BY A TWO-THIRDS (⅔) VOTE OF THE HOUSE OF REPRESENTATIVES AND SENATE FOR THE APPROPRIATION; OR SAID ONE-HALF (½) COULD BE APPROPRIATED UPON A JOINT DECLARATION OF EMERGENCY CONDITIONS BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE, WITH A CONCURRENCE OF A THREE-FOURTHS (¾) VOTE OF THE HOUSE OF REPRESENTATIVES AND SENATE.

5. That portion of every appropriation, at the end of each fiscal year, in excess of actual revenues collected and allocated thereto, as hereinafter provided, shall be null and void. Revenues deposited in the State Treasury to the credit of the General Revenue Fund or of any special fund (which derives its revenue in whole or in part from state taxes or fees) shall, except as to principal and interest on the public debt, be allocated monthly to each department, institution, board, commission or special appropriation on a percentage basis, in that ratio that the total appropriation for such department, institution, board, commission or special appropriation from each fund for that fiscal year bears to the total of all appropriations from each fund for that fiscal year, and no warrant shall be issued in excess of said allocation. Any department, institution or agency of the state operating on revenues derived from any law or laws which allocate the revenues thereof to such department, institution or agency shall not incur obligations in excess of the unencumbered balance of cash on hand.

6. The Legislature shall provide a method whereby appropriations shall be divided and set up on a monthly, quarterly or semiannual basis within each fiscal year to prevent obligations being incurred in excess of the reve-

nue to be collected, and notwithstanding other provisions of this Constitution, the Legislature shall provide that all appropriations shall be reduced to bring them within revenues actually collected, but all such reductions shall apply to each department, institution, board, commission or special appropriation made by the State Legislature in the ratio that its total appropriation for that fiscal year bears to the total of all appropriations FROM THAT FUND for that fiscal year; provided, however, that the Governor may in his discretion issue **[a]** deficiency **[certificate or]** certificates to the State **[Auditor]** TREASURER for the benefit of any department, institution or agency of the state, if the amount of such deficiency **[certificate or]** certificates be within the limit of the current appropriation for that department, institution or agency, whereupon the State **[Auditor]** TREASURER shall issue warrants to the extent of such **[certificate or]** certificates for the payment of such claims as may be authorized by the Governor, and such warrants shall become a part of the public debt and shall be paid out of any money appropriated by the Legislature and made lawfully available therefor; provided further, that in no event shall said deficiency **[certificate or]** certificates exceed in the aggregate the sum of Five Hundred Thousand Dollars ($500,000.00) in any fiscal year.

[The state shall never create or authorize the creation of any debt or obligation, or fund or pay any deficit, against the state, or any department, institution or agency thereof, regardless of its form or the source of money from which it is to be paid, except as provided in this amendment and in Sections 24 and 25 of Article X of the Constitution of the State of Oklahoma.]

UPON THE APPROVAL BY THE PEOPLE OF THIS STATE OF THE AMENDMENT TO THIS SECTION CONTAINED IN HOUSE JOINT RESOLUTION 1005 OF THE 1ST SESSION OF THE 40TH LEGISLATURE, THE STATE BOARD OF EQUALIZATION SHALL MEET TO RECERTIFY THE AMOUNT OF REVENUE AVAILABLE FOR APPROPRIATION FOR THE FISCAL YEAR ENDING JUNE 30, 1986.

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:

This measure requires a balanced budget. This measure amends Section 23 of Article X of the Oklahoma Constitution. It changes the method which determines how much tax money may be spent each year. It limits the amount that may be spent to ninety-five percent (95%) of estimated income. It further limits any increase in the amount to be spent to twelve percent (12%) annual growth, after inflation. The measure provides a method to change the amounts that may be spent based on changes in law or changes in business conditions. Extra money would be placed in a reserve fund. The measure limits the ways that reserve funds can be spent. It directs that the limit on income to be spent in the next fiscal year be changed to conform to this measure.

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 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 a date set by the Governor 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: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Keller.—1.

Excused: Cullison, Pierce, Porter and Shedrick.—4.

The resolution passed.

The question being, "Shall **HJR 1005,** 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 a date set by the Governor?"

The vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Keller and Stipe.—2.

Excused: Pierce, Porter and Shedrick.—3.

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.

HJR 1005 was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Ford pressed his motion to reconsider the vote whereby **SB 21** failed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Choate, Cole, Cullison, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Randle, Rhodes, Sadler, Smith, Stipe, Taliaferro, Taylor, Watson, Winn and Wright.—27.

Nay: Cain, Cate, Combs, Dahl, Dawson, Dennis, Floyd, Howell, Luton, McIntyre, Miller, Roberts, Rozell, Schuelein, Terrill, York and Young.—17.

Excused: Hopkins, Pierce, Porter and Shedrick.—4.

SB 21 remains on Third Reading.

COMMITTEE REPORTS

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

DO PASS:

SB 20 — Agriculture, and referred to Finance Committee by previous order.

SB 103 — Agriculture, coauthored by Taliaferro of the Senate and Sanders (principal House author).

SB 135 — Public Education, coauthored by Harris (Robert) (principal House author).

SB 164 — Judiciary and Retirement, coauthored by Johnson (Glen) (principal House author).

DO PASS, as amended:

SCR 11 — Tourism and Recreation, coauthored by Harbin (principal House author).

SECOND READING

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

HB 1108 — Transportation
HB 1145 — General Government
HB 1160 — Finance
HJR 1009 — Natural Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1027, 1030, 1038, 1039, 1040, 1176** and **1210.**

HB 1027 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Office of the Attorney General — appropriation — operative date — emergency]

HB 1030 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Court of Criminal Appeals — appropriation — operative date — emergency]

HB 1038 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[State Arts Council of Oklahoma — appropriation — operative date — emergency]

HB 1039 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Will Rogers Memorial Commission — appropriation — operative date — emergency]

HB 1040 — By Lewis, Haney and Vaughn of the House and Cate and Dennis of the Senate.

[J.M. Davis Memorial Commission — appropriation — operative date — emergency]

HB 1176 — By Koppel and Henshaw of the House and Landis of the Senate.

An act relating to blind persons; amending 7 O.S. 1981, Sections 19.1 and 19.2, and Section 3, Chapter 251, O.S.L. 1982 (41 O.S. Supp. 1984, Section 113.1); modifying provisions to include guide, signal, or service dogs for certain persons; allowing said persons to have trained guide, signal, or service dogs on certain common carriers; prohibiting certain charges; prohibiting denial of admittance to certain places; providing for liability; providing penalties; requiring certain collars for such dogs; defining terms; prohibiting the denial or termination of tenancy to certain persons; providing exception; and providing an effective date.

HB 1210 — By Rieger of the House and Lamb of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 903; providing for the notification of certain persons when an abandoned vehicle is removed; and providing an effective date.

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

(Addendum since February 28, 1985, page 247)

Duncan, William M., Carlon Electrical Sciences, Inc. (addendum)

McSpadden, Clem, Society of the Plastics Industry. (addendum)

BILLS RELEASED

SBs 22, 73 and **102** were referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 5, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:50 p.m. to meet Tuesday, March 5, 1985, at 1:30 p.m.

Thirty-third Legislative Day

Tuesday, March 5, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Keller and Shedrick.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Van C. Ledbetter, Northwest Church of Christ, Durant, the guest of Senator Boatner.

MOTION TO RECONSIDER VOTE

Senator Taliaferro pressed the motion to reconsider the vote whereby **SB 194** passed.

Senator Dennis moved to table, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Lamb, Leonard, Luton, McIntyre, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Smith, Stipe, Taylor, Terrill, York and Young.—30.

Nay: Boatner, Capps, Choate, Cole, Giles, Johnson, Landis, McCune, O'Connor, Rhodes, Schuelein, Taliaferro and Watson.—13.

Excused: Keller, Miller, Shedrick, Winn and Wright.—5.

SB 194 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 22, 43, 52, 53, 54, 73, 80, 102, 140, 160 and **167** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HJR 1005.**

The above numbered enrolled measure was, after fourth reading, properly signed

and ordered returned to the Honorable House.

GENERAL ORDER

SB 135 by Rhodes of the Senate and Harris (Robert) of the House was called up for consideration.

Senator Rhodes moved that **SB 135** be advanced, which motion was declared adopted.

THIRD READING

Senator Floyd moved that the vote be reconsidered whereby **SB 135** was advanced.

Senator Rhodes moved to table the Floyd motion.

Senator Roberts pressed the Rhodes motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Capps, Choate, Cole, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Rozell, Sadler, Smith, Watson, Wright and Young.—22.

Nay: Boatner, Branch, Brown, Cain, Cate, Combs, Dahl, Dawson, Dennis, Floyd, Howell, Luton, McIntyre, Porter, Randle, Roberts, Schuelein, Stipe, Taliaferro, Taylor and Terrill.—21.

Excused: Cullison, Keller, Shedrick, Winn and York.—5.

Senator Roberts presiding.

SB 135 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, Choate, Cole, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—32.

Nay: Brown, Cain, Cate, Dawson, Dennis, Floyd, Howell, Luton, McIntyre, Porter, Roberts, Schuelein and Stipe.—13.

Excused: Keller, Shedrick and York.—3

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rhodes moved that the vote be reconsidered whereby **SB 135** passed.

GENERAL ORDER

SB 70 by Rozell of the Senate and Blodgett of the House was called up for consideration.

Senator Rozell moved that **SB 70** be advanced, which motion was declared adopted.

THIRD READING

SB 70 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Nay: Leonard and Pierce.—2.

Excused: Keller, Shedrick, Stipe and York.—4.

The bill passed.

SB 70 was referred for engrossment.

GENERAL ORDER

SB 111 by Taylor of the Senate and Hale of the House was called up for consideration.

Senator Johnson asked to coauthor **SB 111,** which was the order.

Senator Taylor moved that **SB 111** be advanced, which motion was declared adopted.

THIRD READING

SB 111 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—39.

Nay: McIntyre, Porter and Smith.—3.

Excused: Dawson, Keller, Shedrick, Stipe, Winn and York.—6.

The bill passed.

SB 111 was referred for engrossment.

GENERAL ORDER

SB 129 by Pierce of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Pierce moved that **SB 129** be advanced, which motion was declared adopted.

THIRD READING

SB 129 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson and Wright.—37.

Nay: Boatner, McIntyre, Porter, Roberts and Young.—5.

Excused: Dawson, Keller, Shedrick, Stipe, Winn and York.—6.

The bill passed.

SB 129 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 194 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 175 by Rozell of the Senate and Duke of the House was called up for consideration.

Senator Rozell moved to amend **SB 175,** Page 4, Line 13, by adding after the period the following language: "The city or town serving as the registrant's principal place of business or postal address shall be displayed in two inch letters or greater on each side of

the vehicle adjacent to the registrant's name. Provided however, in the instance of an interstate motor carrier the address need not be displayed if the Interstate Commerce Commission number is displayed on the vehicle.", which amendment was adopted.

Senator Green moved to amend **SB 175,** Page 5, Line 4, by adding after the period a new sentence to read as follows: "Any fines collected by the Oklahoma Corporation Commission shall be deposited to the credit of the Oklahoma Corporation Commission Revolving Fund and any fines collected by the Oklahoma Tax Commission shall be deposited to the credit of the Oklahoma Tax Commission Fund."

Senator Smith moved to table the Green amendment, which tabling motion was declared failed of adoption upon a division of the question.

Senator Green pressed his motion to adopt his amendment, which amendment failed of adoption upon roll call as follows:

Aye: Choate, Cole, Dahl, Ford, Green, Johnson, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes and Wright.—16.

Nay: Boatner, Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dawson, Dennis, Floyd, Giles, Hopkins, McIntyre, Miller, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson and Young.—25.

Excused: Howell, Keller, Porter, Shedrick, Stipe, Winn and York.—7.

Senator Rozell moved that **SB 175** be advanced, which motion was declared adopted.

THIRD READING

Senator Rozell moved to reconsider the vote whereby **SB 175** was advanced, which motion was declared adopted.

GENERAL ORDER

Senator Rozell asked unanimous consent that **SB 175** be laid over temporarily, which was the order.

SB 175 remains on General Order.

GENERAL ORDER

SB 164 by Dawson of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Dawson moved that **SB 164** be advanced, which motion was declared adopted.

THIRD READING

SB 164 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—42.

Excused: Keller, McIntyre, Shedrick, Stipe, Winn and York.—6.

The Chair advised that Senator McIntyre, having been present in the Chamber during the vote on **SB 164,** 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.

Senator McIntyre desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43; Excused: 5.

The emergency passed.

SB 164 was referred for engrossment.

GENERAL ORDER

SB 249 by Dahl of the Senate and Widener of the House was called up for consideration.

Senator Dahl moved that **SB 249** be advanced, which motion was declared adopted.

THIRD READING

SB 249 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—43.

Excused: Keller, Shedrick, Stipe, Winn and York.—5.

The bill and emergency passed.

SB 249 was referred for engrossment.

GENERAL ORDER

SB 51 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Schuelein moved that **SB 51** be advanced, which motion was declared adopted.

THIRD READING

SB 51 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, Brown, Cain, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Lamb, Leonard, Luton, McCune, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taylor, Watson, Wright and Young.—32.

Nay: Boatner, Capps, Cole, Hopkins, Landis, O'Connor, Sadler, Smith, Taliaferro, Terrill and Winn.—11.

Excused: Keller, McIntyre, Porter, Shedrick and York.—5.

The bill and emergency passed.

SB 51 was referred for engrossment.

GENERAL ORDER

SB 254 by Dahl of the Senate and Widener of the House was called up for consideration.

Senator Dahl moved to amend **SB 254**, Page 9, Line 7, by striking after the word "The" and before the word "shall" on Line 8, the words: "Department of Transportation" and inserting in lieu thereof the words: "Oklahoma Aeronautics Commission", which amendment was declared adopted.

Senator Dahl moved that **SB 254** be advanced, which motion was declared adopted.

THIRD READING

SB 254 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—39.

Nay: Boatner, Giles, Schuelein and Winn.—4.

Excused: Keller, McIntyre, Porter, Shedrick and York.—5.

The bill passed.

SB 254 was referred for engrossment.

GENERAL ORDER

SB 301 by Cain of the Senate and Mentzer of the House was called up for consideration.

Senator Cain moved that **SB 301** be advanced, which motion was declared adopted.

THIRD READING

SB 301 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, and Young.—41.

Nay: O'Connor.—1.

Excused: Dawson, Keller, McIntyre, Porter, Shedrick, and York.—6.

The bill passed.

SB 301 was referred for engrossment.

GENERAL ORDER

SB 175 was called up for further consideration.

Senator Rozell moved to amend **SB 175**, Page 4, Line 15, by striking after the numbers "($100.00)" and before the word "by" on Line 16 all language and inserting the language: "Any person in violation of the provisions of this section may be cited", which amendment was declared adopted.

Senator Rozell moved that **SB 175** be advanced, which motion was declared adopted.

THIRD READING

SB 175 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, and Young.—40.

Nay: Branch, Roberts and Taliaferro.—3.

Excused: Keller, McIntyre, Porter, Shedrick and York.—5.

The bill and emergency passed.

SB 175 was referred for engrossment.

GENERAL ORDER

SB 309 by Cain of the Senate and Anderson of the House was called up for consideration.

Senator Cain moved that **SB 309** be advanced, which motion was declared adopted.

THIRD READING

SB 309 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, and Young.—43.

Excused: Keller, McIntyre, Porter, Shedrick, and York.—5.

The bill and emergency passed.

SB 309 was referred for engrossment.

GENERAL ORDER

SCR 2 by Landis of the Senate and Blodgett of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 2** which was the order.

SCR 2 was adopted upon motion of Senator Landis and referred for engrossment.

GENERAL ORDER

SCR 11 by Ford of the Senate and Harbin of the House was called up for consideration.

SCR 11 was adopted upon motion of Senator Ford and referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 151 — General Government.
SB 178 — Natural Resources, coauthored by Landis of the Senate and Widener (principal House author).
SB 220 — General Government, coauthored by Grieser (principal House author).
SB 243 — General Government.
SB 247 — Natural Resources.
SB 261 — General Government.
SB 270 — Judiciary and Retirement, coauthored by Benson (principal House author).
SB 276 — General Government.
SB 278 — Transportation, coauthored by Taylor of the Senate and Davis (Guy) (principal House author).
SB 322 — Public Education, coauthored by Virtue (principal House author).
SJR 22 — Criminal Jurisprudence, coauthored by Hobson (principal House author).

DO PASS, as amended:

CS for SB 64 — Natural Resources, coauthored by George (principal House author).

SB 118 — Criminal Jurisprudence and referred to Judiciary and Retirement by previous order.

CS for SB 141 — Transportation, coauthored by Vanatta (principal House author).

SB 163 — Judiciary and Retirement.

CS for SB 228 — Public Education.

SB 266 — Natural Resources.

SB 267 — Natural Resources, coauthored by George (principal House author).

CS for SB 335 — General Government, coauthored by Harris (Robert) (principal House author).

SB 336 — Criminal Jurisprudence, coauthored by Cotner (principal House author).

SB 350 — Criminal Jurisprudence, coauthored by Heaton (principal House author) and Hunter of the House.

SECOND READING

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

HB 1027 — Appropriations
HB 1030 — Appropriations
HB 1038 — Appropriations
HB 1039 — Appropriations
HB 1040 — Appropriations
HB 1176 — Human Resources
HB 1210 — Transportation

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1028, 1029, 1034, 1043, 1049** and **1057.**

HB 1028 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Courts — appropriations — operative date — emergency]

HB 1029 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[State Supreme Court and the Court of Appeals — appropriations — operative date — emergency]

HB 1034 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Oklahoma Center for Criminal Justice — appropriation — operative date — emergency]

HB 1043 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Oklahoma Liquefied Petroleum Gas Board — appropriation — operative date — emergency]

HB 1049 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Oklahoma Horse Racing Commission — amendatory — operative date — emergency]

HB 1057 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[State Fire Marshal — appropriation — operative date — emergency]

The above numbered measures were read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 6, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:30 p.m. to meet Wednesday, March 6, 1985, at 1:30 p.m.

Thirty-fourth Legislative Day

Wednesday, March 6, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Shedrick.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Van C. Ledbetter, Northwest Church of Christ, Durant, the guest of Senator Boatner.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Christian, Leora, Oklahoma City, as a member to the Human Rights Commission, to serve a term of three years ending July 1, 1987. Ms. Christian will succeed herself. (Human Resources) Motion to confirm made by Senator Porter.

Lindley, Larry Joe, Shawnee, as a member to the Tourism and Recreation Commission, to serve a term of six years ending July 1, 1990. Mr. Lindley will succeed W.R. Stubbs. (Tourism and Recreation) Motion to confirm made by Senator Sadler.

Percival, Richard L., Vinita, as a member to the Board of Licensed Social Workers, to serve a term of five years ending June 30, 1989. Mr. Percival will succeed Joyce Moore. (Human Resources) Motion to confirm made by Senator Pierce.

Phillips, Merle, Enid, as a member to the Board of Examiners for Speech Pathology and Audiology, to serve a term of three years ending August 17, 1987. Merle Phillips will succeed Karen Carlberg. (Human Resources) Motion to confirm made by Senator Lamb.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIn-

tyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Cate, Giles, Randle, Shedrick, Stipe and Winn.—6.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 51, 70, 111, 129, 164, 175, 249, 254, 301 and **309** and **SCRs 2** and **11** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 90 by Terrill of the Senate and Williamson of the House was called up for consideration.

Senator Terrill moved that **SB 90** be advanced, which motion was declared adopted.

THIRD READING

SB 90 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Randle, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—27.

Nay: Choate, Cole, Dawson, Ford, Giles, Green, Johnson, Keller, Landis, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Watson and Young.—18.

Excused: Cate, Shedrick and Winn.—3.

The bill passed.

Senators Dawson, Porter, Sadler, Rozell and Schuelein desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 13; Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Terrill moved that the vote be reconsidered whereby **SB 90** and the emergency passed.

GENERAL ORDER

SB 103 by Johnson, et al, of the Senate and Sanders of the House was called up for consideration.

Senator Johnson moved that **SB 103** be advanced, which motion was declared adopted.

THIRD READING

SB 103 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Shedrick.—1.

The bill and emergency passed.

SB 103 was referred for engrossment.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent to withdraw **SB 326** from the Judiciary and Retirement Committee and refer same to the Appropriations Committee, which was the order.

GENERAL ORDER

SB 176 by York of the Senate and Sanders of the House was called up for consideration.

Senator York moved that **SB 176** be advanced, which motion was declared adopted.

THIRD READING

SB 176 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—40.

Nay: Capps, Ford, Green, Keller, Rhodes, Smith and Wright.—7.

Excused: Shedrick.—1.

The bill passed.

SB 176 was referred for engrossment.

GENERAL ORDER

SB 243 by Luton of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Luton moved that **SB 243** be advanced, which motion was declared adopted.

THIRD READING

SB 243 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Miller, O'Connor, Pierce and Smith.—4.

Excused: Choate and Shedrick.—2.

The bill and emergency passed.

SB 243 was referred for engrossment.

GENERAL ORDER

SB 339 by Cain of the Senate and Mentzer of the House was called up for consideration.

Senator Cain 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Nay: Branch, Ford, Stipe and Winn.—4.

Excused: Shedrick and Smith.—2.

The bill and emergency passed.

SB 339 was referred for engrossment.

GENERAL ORDER

SB 350 by McCune of the Senate and Heaton and Hunter of the House was called up for consideration.

Senator Landis moved to amend **SB 350,** Page 6, Line 2, by striking after the word "subsection" all new language on Lines 2, 3, 4 and 5.

Senator McCune moved to table, which tabling motion was adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Smith, Stipe, Terrill, Watson, Wright and York .—31.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Floyd, Giles, Keller, Landis, Pierce, Sadler, Schuelein, Taliaferro, Taylor, Winn and Young.—16.

Excused: Shedrick.—1.

Senator McCune moved to amend **SB 350,** Page 6, Line 5, by deleting the word "of" and substituting the word "or", which amendment was adopted.

Senator McCune moved that **SB 350** be advanced, which motion was declared adopted.

THIRD READING

SB 350 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Cole, Combs, Dawson, Floyd, Ford, Green, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Smith, Stipe, Taylor, Terrill, Watson, Wright and York.—30.

Nay: Boatner, Branch, Capps, Choate, Cullison, Dahl, Dennis, Giles, Hopkins, Landis, Pierce, Rozell, Sadler, Schuelein, Taliaferro, Winn and Young.—17.

Excused: Shedrick.—1.

The bill passed.

SB 350 was referred for engrossment.

GENERAL ORDER

SJR 4 by Smith of the Senate and Williamson of the House was called up for consideration.

Senator Smith moved to amend **SJR 4,** Page 7, Line 5, by striking after the word "primary" and before the word "or" the word "special".

Senator Young moved to rerefer **SJR 4** to the Committee on Judiciary and Retirement.

Senator Smith raised a point of order on the priority of a motion to amend to a motion to recommit without instructions.

The Chair ruled the Young motion to recommit a prior motion.

Senator Smith moved as a prior motion to advance **SJR 4,** which motion failed of adoption upon a division of the question.

Senator Young pressed his motion to recommit **SJR 4** to the Judiciary and Retirement Committee, which motion was declared adopted upon a division of the question.

THIRD READING

SB 21 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, Brown, Cain, Capps, Choate, Cole, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Randle, Rhodes, Sadler, Smith, Taliaferro, Taylor, Watson and Wright.—25.

Nay: Boatner, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Howell, Luton, Miller, Pierce, Roberts, Rozell, Schuelein, Stipe, Terrill, York and Young.—19.

Excused: McIntyre, Porter, Shedrick and Winn.—4.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Ford moved that the vote be reconsidered whereby **SB 21** passed.

COMMITTEE REPORTS

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

DO PASS:

SB 120 — Judiciary and Retirement, remove Winn and substitute Branch as principal Senate author and add Hale as principal House author.

SB 212 — General Government, coauthored by Brown (principal House author).

SB 213 — Finance, coauthored by Stacy (principal House author).

SB 239 — Higher Education.

SB 288 — Finance, coauthored by McIntyre of the Senate.

SB 304 — Higher Education, coauthored by Abbott (principal House author).

SJR 25 — Agriculture, coauauthored by Brewster (principal House author).

DO PASS, as amended:

CS for **SB 114** — General Government, coauthored by Dennis of the Senate and Sherrer (principal House author) and Davis (Guy) of the House.

SB 255 — General Government, coauthored by Winn of the Senate and Ross (principal House author).

SB 256 — General Government, coauthored by Winn of the Senate and Vaughn (principal House author).

SB 269 — Judiciary and Retirement, coauthored by Taylor of the Senate.

SB 279 — General Government, coauthored by Lewis (principal House author).

CS for **330** — Finance.

SJR 19 — General Government, coauthored by Davis (Guy) (principal House author).

SECOND READING

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

HB 1028 — Appropriations
HB 1029 — Appropriations
HB 1034 — Appropriations
HB 1043 — Appropriations
HB 1049 — Appropriations
HB 1057 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1007, 1033, 1052, 1053, 1054, 1112, 1221** and **1265.**

HB 1007 — By Cox and Gordon of the House and Roberts of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 865, 866 and 867; defining terms; making the offering or payment of certain compensation for a child an element of the crime of trafficking in children; increasing the penalty; providing an operative date; and declaring an emergency.

HB 1033 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Workers' Compensation Court — appropriation — operative date — emergency]

HB 1052 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[J.D. McCarty Center for Handicapped Children — appropriation — operative date — emergency]

HB 1053 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[The Oklahoma Commission on Children and Youth — appropriation — operative date — emergency]

HB 1054 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[The Office of Handicapped Concerns — appropriation — operative date — emergency]

HB 1112 — By Anderson of the House and McCune of the Senate.

An act relating to children; amending 10 O.S. 1981, Section 404; providing for development of requirements and standards for child care facilities; modifying required content of such requirements and standards; providing rulemaking authority for the Department of Human Services; providing procedure for rules and regulations; imposing duties to advise child care facilities; allowing participation in certain federal programs; and declaring an emergency.

HB 1221 — By Holden of the House and Taliaferro of the Senate.

[Commercial Code — amending three sections in Title 12A — providing for filing, continuation statements — emergency]

HB 1265 — By Holden of the House and Taliaferro of the Senate.

[Fees — amending 28 O.S., Section 32 — increasing certain fees — operative date]

The above numbered measures were read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 7, 1985, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:55 p.m. to meet Thursday, March 7, 1985, at 11:00 a.m.

Thirty-fifth Legislative Day

Thursday, March 7, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Landis, Shedrick, Smith and Stipe—4.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Van C. Ledbetter, Northwest Church of Christ, Durant, the guest of Senator Boatner.

Senator Cullison presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 103, 176, 243, 339 and **350** were each correctly engrossed, properly signed and order transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 120 by Branch of the Senate and Hale of the House was called up for consideration.

Senator Branch moved that **SB 120** be advanced, which motion was declared adopted.

THIRD READING

SB 120 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Capps, Dawson, Giles, Landis, Shedrick, Smith and Stipe.—7.

The bill passed.

SB 120 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

SB 5 — Public Education, coauthored by Boatner, Howell, Taylor and Terrill of the Senate (amended by Committee on Judiciary and Retirement).

SB 20 — Finance, coauthored by Brewster (principal House author).

SB 88 — Finance, coauthored by Wright of the Senate and Williamson (principal House author).

SB 147 — Wildlife, coauthored by Shurden (principal House author).

SB 202 — Judiciary and Retirement, coauthored by Harris (Ken) (principal House author).

SB 327 — Finance, coauthored by Davis (Frank) (principal House author).

SJR 24 — General Government, coauthored by Barker (principal House author).

SJR 26 — General Government, coauthored by Converse (principal House author).

SCR 10 — General Government, substitute Shedrick as principal Senate author and show Stipe of the Senate as coauthor and Gish as principal House author.

SCR 12 — General Government, coauthored by Holt (principal House author).

DO PASS, as amended:

CS for SB 25 — Appropriations.

CS for SB 26 — Appropriations.

CS for SB 27 — Appropriations.

CS for SB 28 — Appropriations.

CS for SB 30 — Appropriations.

CS for SB 31 — Appropriations.

CS for SB 34 — Appropriations.

CS for SB 93 — Economic Development, coauthored by Brewster (principal House author).

SB 150 — Judiciary and Retirement, coauthored by Harris (Robert) (principal House author).

SB 153 — Judiciary and Retirement, coauthored by Davis (Frank) (principal House author).

SB 168 — Finance, coauthored by Harbin (principal House author).

SB 193 — General Government, coauthored by Glover (principal House author).

SB 195 — Public Education, coauthored by Adair (principal House author).

SB 222 — Public Education, coauthored by Henry (principal House author).

CS for SB 287 — Finance, coauthored by Kincheloe (principal House author).

SB 292 — Public Education, coauthored by Milton (principal House author).

SB 303 — Human Resources.

SB 315 — Finance, coauthored by Hale (principal House author).

CS for SB 340 — Public Education, coauthored by Howell of the Senate and Virtue (principal House author).

GENERAL ORDER

SB 93 by Combs of the Senate and Brewster of the House was called up for consideration.

Senator Taliaferro asked to coauthor **SB 93**, which was the order.

Senator Combs moved that **SB 93** be advanced, which motion was declared adopted.

THIRD READING

Senator York moved that consideration of **SB 93** be delayed until Monday, March 11, 1985.

The Presiding Officer ruled the York motion out of order and in conflict with Senate Rule 12-8, which states in part that upon third reading the Senate shall debate and then vote upon passage of a bill or resolution.

Senator Terrill moved to suspend the Rules to consider the York motion, which motion failed of adoption upon roll call as follows:

Aye: Boatner, Brown, Cain, Dennis, Hopkins, McIntyre, Porter, Schuelein, Taylor, Terrill, York and Young.—12.

Nay: Branch, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Ford, Green, Howell, Johnson, Keller, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Taliaferro, Watson, Winn and Wright.—27.

Excused: Capps, Floyd, Giles, Lamb, Landis, Roberts, Shedrick, Smith and Stipe.—9.

Senator Pierce moved to reconsider the vote whereby **SB 93** was advanced and all amendments on the clerk's desk be heard.

Senator Combs moved to table the Pierce motion, which tabling motion was declared adopted.

SB 93 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, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—34.

Nay: Brown, Cain, Dennis, Hopkins, Luton, McIntyre, Porter, Schuelein and York.—9.

Excused: Landis, Roberts, Shedrick, Smith and Stipe.—5.

The bill and emergency passed.

SB 93 was referred for engrossment.

INTRODUCTION

Senator Dahl introduced a group representing the Boy Scouts of America to the Senate and asked unanimous consent that they be granted privileges of the floor, which was the order. President Pro Tempore Randle presented each member of the group with a Citation on behalf of the Senate.

MOTION TO RECONSIDER VOTE

Senator Rhodes pressed his motion to reconsider the vote whereby **SB 135** passed.

Senator Watson moved to table the Rhodes motion, which tabling motion was declared adopted.

SB 135 was referred for engrossment.

SECOND READING

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

HB 1007—Judiciary and Retirement
HB 1033—Appropriations
HB 1052—Appropriations
HB 1053—Appropriations
HB 1054—Appropriations
HB 1112—Criminal Jurisprudence
HB 1221—Finance
HB 1265—Finance

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1003.**

HCR 1003—By Riggs, Barker, Ross, Davis (Frank), Abbott, Conaghan, Cox, Davis (Guy), Gish, Glover, Hale, Haney, Harris (Ken), Harris (Robert), Henry, Hobson, Holt, Hooper, Lewis, McCorkell, Mentzer, Morgan, Vanatta, Widener, Williams (Freddye), Williams (Penny), Larason and Clark

of the House and Brown, Randle, Leonard, Cain, Choate, Cullison, Dahl, Hopkins, McIntyre, Porter, Shedrick, Terrill, Watson, York and Young of the Senate.

A concurrent resolution relating to social justice in the Oklahoma State System of Higher Education; providing for the assumption by the State of Oklahoma of a greater responsibility for ensuring the realization of social justice; describing the realization of social justice; and directing distribution.

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1025, 1026, 1055, 1058, 1059, 1060, 1180** and **HJR 1028.**

HB 1025—By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Oklahoma House of Representatives — Appropriation — Operative Date — Emergency]

HB 1026—By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Legislative Fiscal Office — Appropriation — Operative Date — Emergency]

HB 1055—By Lewis and Haney of the House and Cate and Dennis of the Senate.

[The Oklahoma Department of Veterans Affairs — Appropriation — Operative Date — Emergency]

HB 1058—By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Pardon and Parole Board — Appropriation — Amending 57 O.S., Section 357 — Operative Date — Emergency]

HB 1059—By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Military Department — Appropriations — Reappropriations — Nonfiscal — Operative Date — Emergency]

HB 1060—By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Civil Defense — Appropriations — Operative Date — Emergency]

HB 1180—By Conaghan and Duckett of the House and Wright of the Senate.

An act relating to schools; providing information to schools concerning child murderers, abusers, and molesters; requiring the State Board of Education to make certain requests; requiring the Oklahoma State Bureau of Investigation to provide certain information and to contact the Federal Bureau of Investigation; requiring said information be provided certain boards of education; requiring the filing of said offender information reports; authorizing certain input; defining term; providing for codification; providing an effective date; and declaring an emergency.

HJR 1028—By Hale, Henshaw, Kincheloe, Pitezel, Cozort, Heaton, Stacy, Gordon and Little of the House and Rozell and Pierce 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 7 and 9 of Article XXVIII of the Constitution of the State of Oklahoma; providing for taxation and licensing concerning sales of alcoholic beverages; providing distribution of certain taxes; modifying the distribution of certain taxes on sales of alcoholic beverages by the individual drink; authorizing cities to levy an occupation tax; authorizing counties to levy an occupation tax; creating certain limitations; providing ballot titles; directing filing; and ordering a special election.

The above numbered measures were read the first time.

FIRST READING

The following was introduced and read the first time:

SCR 13—By Lamb.

A concurrent resolution directing the Oklahoma Tax Commission to refrain from assessing sales taxes on certain sales of property to agents appointed or contracted with by agencies or instrumentalities of the United States government until sine die adjournment of the 1st Session of the 40th Oklahoma Legislature; and directing distribution.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 11, 1985, at 1:30 p.m.

Upon motion of Senator Luton, the Senate adjourned at 1:30 p.m. to meet Monday, March 11, 1985, at 1:30 p.m.

Thirty-sixth Legislative Day

Monday, March 11, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Capps, Shedrick and Smith.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Major Robert J. Tritton, Salvation Army, Oklahoma City, the guest of Senator Brown.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 93, 120 and **135** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 288 by Cullison, et al, of the Senate and Williams (Penny) of the House was called up for consideration.

Senator Cullison moved that **SB 288** be advanced, which motion was declared adopted.

THIRD READING

SB 288 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Nay: Ford, Leonard and McCune.—3.

Excused: Capps, Lamb, McIntyre, Pierce, Porter, Shedrick, Smith and Stipe.—8.

The bill passed.

SB 288 was referred for engrossment.

GENERAL ORDER

SB 220 by Winn of the Senate and Grieser of the House was called up for consideration.

Senator Winn moved that **SB 220** be advanced, which motion was declared adopted.

THIRD READING

SB 220 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Landis and Porter.—2.

Excused: Capps, Lamb, Pierce, Shedrick, Smith and Stipe.—6.

The bill passed.

SB 220 was referred for engrossment.

GENERAL ORDER

SB 322 by Sadler and Floyd of the Senate and Virtue of the House was called up for consideration.

Senator Sadler moved that **SB 322** be advanced, which motion was declared adopted.

THIRD READING

SB 322 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Capps, Dawson, Ford, Pierce, Shedrick, Smith and Stipe.—7.

The bill passed.

SB 322 was referred for engrossment.

GENERAL ORDER

SB 269 by Roberts and Taylor of the Senate and Duke and Brewster of the House was called up for consideration.

Senator Taylor moved to amend **SB 269,** Page 2, Lines 13 through 18, by deleting after the word "title" all new language on Lines 13 through 18, which amendment was declared adopted.

Senator Roberts moved that **SB 269** be advanced, which motion was declared adopted.

THIRD READING

SB 269 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, Brown, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—37.

Nay: Cain, Johnson, McCune, O'Connor, Schuelein and Terrill.—6.

Excused: Capps, Pierce, Shedrick, Smith and Stipe.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Schuelein moved that the vote be reconsidered whereby **SB 269** passed.

GENERAL ORDER

SB 304 by Floyd of the Senate and Abbott of the House was called up for consideration.

Senator Floyd moved to amend **SB 304,** Page 2, Line 4½, by adding a new Section 2 to read as follows: "Section 2. AMENDATORY 70 O.S. 1981, Section 3513, is amended to read as follows: Section 3513. Northeastern State College, located at Tahlequah, Oklahoma, is hereby officially named and shall be designated in all future references as "Northeastern **[Oklahoma]** State University." ANY REFERENCE IN THE STATUTES TO NORTHEASTERN OKLAHOMA STATE UNIVERSITY SHALL BE DEEMED A REFERENCE TO NORTHEASTERN STATE UNIVERSITY." and renumber subsequent section, which amendment was declared adopted.

Senator Floyd moved that **SB 304** be advanced, which motion was declared adopted.

THIRD READING

SB 304 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Cullison, Dahl, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Taliaferro, Taylor, Terrill, Winn, York and Young.—32.

Nay: Combs, Ford, Green, Keller, McCune, O'Connor, Rhodes, Schuelein, Watson and Wright.—10.

Excused: Capps, Dawson, Pierce, Shedrick, Smith and Stipe.—6.

The bill passed.

SB 304 was referred for engrossment.

GENERAL ORDER

SB 279 by Cullison of the Senate and Lewis of the House was called up for consideration.

Senator Cullison moved that **SB 279** be advanced, which motion was declared adopted.

THIRD READING

SB 279 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller,

Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, Pierce, Shedrick, Smith and Stipe.—5.

The bill passed.

SB 279 was referred for engrossment.

GENERAL ORDER

SB 330 by Roberts and Watson of the Senate and Lewis and Harris (Ken) of the House was called up for consideration.

Senator Roberts moved to amend **SB 330,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Roberts moved that **SB 330** be advanced, which motion was declared adopted.

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: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Capps, Choate, Pierce, Shedrick, Smith and Stipe.—6.

The bill passed.

SB 330 was referred for engrossment.

GENERAL ORDER

SB 336 by Sadler of the Senate and Cotner of the House was called up for consideration.

Senator Sadler asked unanimous consent that **SB 336** be laid over for this legislative day, which was the order.

SB 336 remains on General Order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 9,** the Special Election Section having received the constitutional two-thirds majority of votes of Members elected to and constituting the House of Representatives, and substituting Benson as principal House author and showing Brewster as coauthor and further coauthors as follows: Leftwich, Morris, Fair, Clark, Conaghan, Cotner, Duckett, Henshaw, Holt, Hooper, Koppel, Osborne, Rieger and Sanders.

The above numbered resolution was referred for enrollment.

GENERAL ORDER

SJR 19 by Boatner of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Boatner moved that **SJR 19** be advanced, which motion was declared adopted.

THIRD READING

SJR 19 was read for the third time at length, as follows:

SJR 19 — By Boatner of the Senate and Davis (Guy) of the House.

A joint resolution directing the Secretary of State to refer to the people for their ap-

proval or rejection the repeal of Section 18 of Article X of the Constitution of the State of Oklahoma, which relates to the poll tax; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH 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 repeal of Section 18 of Article X of the Constitution of the State of Oklahoma which allows the Legislature to authorize the levy and collection of a poll tax to electors.

SECTION 2. The Ballot Title for the proposed Constitutional repealer 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:

This measure would remove Section 18 of Article 10 from the Oklahoma Constitution. This section relates to the poll tax. It allows the Legislature to require all voters in the state who are less than sixty years old to buy a poll tax which costs no more than Two Dollars ($2.00) for each person. It also lets the Legislature provide a penalty if persons do not pay the poll tax. This section is to be removed because it is unconstitutional and is no longer used.

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 passage of the resolution, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Capps, Choate, Howell, Pierce, Porter, Shedrick and Smith.—7.

The resolution was declared passed.

SJR 19 was ordered referred for engrossment.

GENERAL ORDER

SJR 25 by Boatner of the Senate and Brewster of the House was called up for consideration.

Senator Boatner moved that **SJR 25** be advanced, which motion was declared adopted.

THIRD READING

SJR 25 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Daw-

son, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Capps, Howell, Shedrick and Smith.—4.

The resolution and emergency passed.

SJR 25 was referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SR 13 — By Boatner.

A resolution memorializing the Congress of the United States to reject proposed plans to dismantle or reduce funding available to the Small Business Administration; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Boatner asked unanimous consent to suspend Rule 5-4 and refer **SR 13** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 13 by Boatner was called up for consideration.

SR 13 was adopted upon motion of Senator Boatner and referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 145 — Banks and Banking, coauthored by Williamson (principal House author).

SB 149 — Banks and Banking, coauthored by Johnson (Glen) (principal House author).

SB 162 — Judiciary and Retirement, coauthored by Johnson (Glen) (principal House author).

SB 185 — Banks and Banking, coauthored by Sherrer (principal House author).

SB 188 — Business and Labor, coauthored by Lawter (principal House author).

SB 191 — Business and Labor, coauthored by Green of the Senate.

SB 203 — Judiciary and Retirement, coauthored by Hobson (principal House author).

SB 207 — Business and Labor, coauthored by Harris (Ken) (principal House author).

SB 215 — Business and Labor, coauthored by Holden (principal House author).

SB 259 — Judiciary and Retirement, coauthored by Henry (principal House author).

SB 271 — Judiciary and Retirement, coauthored by Benson (principal House author).

SB 298 — Business and Labor.

SB 324 — Busines and Labor, coauthored by Vanatta (principal House author).

SJR 16 — Business and Labor, coauthored by Davis (Guy) (principal House author).

DO PASS, as amended:

SB 100 — Criminal Jurisprudence, coauthored by Mentzer (principal House author).

SB 208 — Natural Resources, coauthored by Converse (principal House author).

SB 219 — Business and Labor.

SB 234 — Judiciary and Retirement.

CS for SB 252 — Transportation, coau-

thored by Littlefield (principal House author).

SB 268 — Natural Resources.

SECOND READING

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

SCR 13 — Finance
HB 1025 — Appropriations
HB 1026 — Appropriations
HB 1055 — Appropriations
HB 1058 — Appropriations
HB 1059 — Appropriations
HB 1060 — Appropriations
HB 1180 — Criminal Jurisprudence
HJR 1028 — Finance
HCR 1003 — Higher Education

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1031, 1032** and **1204.**

HB 1031 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Oklahoma Capitol Improvement Authority and the Office of Public Affairs — appropriations — amendatory — operative date — emergency]

HB 1032 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Office of the Attorney General and the Crime Victims Compensation Board — appropriations — operative date — emergency]

HB 1204 — By Riggs, Williamson, Leftwich and Stacy of the House and York of the Senate.

An act relating to public finance; amending 62 O.S. 1981, Sections 71, as amended by Section 1, Chapter 182, O.S.L. 1983, 72, 73, 76, 77, 84, 85, 87, 89.1, 89.2, 89.3 and 89.5, as amended by Section 1, Chapter 215, O.S.L. 1983 (62 O.S. Supp. 1984, Sections 71 and 89.5) and 74 O.S. 1981, Section 369; defining term; providing for State Depository Board; providing procedures governing selection of depositories, deposit of funds and procedures related thereto; modifying procedure for investment of certain funds; providing for security of funds and procedures related thereto; modifying terms; directing investment of funds; modifying procedures; defining term; providing for codification; and providing an effective date.

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

(Addendum since March 4, 1985, page 259)

Matthews, Thomas O., Meridian Securities, Inc.; The Bridge Club.

Nance, Ken, Girl Scouts of America; The Wine Institute; Oklahoma Electric Utilities Association. (addendum)

Wheatley, Richard L., Jr., OTASCO. (addendum)

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 12, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:30 p.m. to meet Tuesday, March 12, 1985, at 1:30 p.m.

Thirty-seventh Legislative Day

Tuesday, March 12, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—43.

Excused: Capps, Howell, Leonard, Taylor and Winn.—5.

Senator Rozell declared a quorum present.

The prayer was offered by Major Robert J. Tritton, Salvation Army, Oklahoma City, the guest of Senator Brown.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 220, 279, 288, 304, 322, 330 and **SJRs 19** and **25** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SJR 9 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 13 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 255 by McIntyre and Winn of the Senate and Ross of the House was called up for consideration.

Senator McIntyre moved to amend **SB 255,** Page 5, Lines 14 and 15 by striking after the words "Section 3." all language and substituting therefor the Emergency Clause, which amendment was declared adopted.

Senator McIntyre moved that **SB 255** be advanced, which motion was declared adopted.

THIRD READING

SB 255 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—43.

Excused: Capps, Howell, Leonard, Taylor and Winn.—5.

The bill and emergency passed.

SB 255 was referred for engrossment.

GENERAL ORDER

SB 25 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Combs moved that **SB 25** be advanced, which motion was declared adopted.

THIRD READING

SB 25 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—42.

Excused: Capps, Howell, Leonard, Porter, Taylor and Winn.—6.

The bill and emergency passed.

SB 25 was referred for engrossment.

GENERAL ORDER

SB 26 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Combs moved that **SB 26** be advanced, which motion was declared adopted.

THIRD READING

SB 26 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, Brown, Cain, Cate, Choate, Cole, Combs, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—39.

Nay: Porter.—1.

Excused: Capps, Cullison, Dawson, Howell, Leonard, Randle, Taylor and Winn.—8.

The bill and emergency passed.

SB 26 was referred for engrossment.

GENERAL ORDER

SB 27 By Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Combs moved that **SB 27** be advanced, which motion was declared adopted.

THIRD READING

SB 27 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, Brown, Cate, Choate, Cole, Combs, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—38.

Excused: Cain, Capps, Cullison, Dawson, Ford, Howell, Leonard, Randle, Taylor and Winn.—10.

The bill and emergency passed.

SB 27 was referred for engrossment.

GENERAL ORDER

SB 28 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Combs moved that **SB 28** be advanced, which motion was declared adopted.

THIRD READING

SB 28 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, Brown, Cain, Cate, Choate, Cole, Combs, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—40.

Excused: Capps, Cullison, Dawson, Ford, Howell, Leonard, Taylor and Winn.—8.

The bill and emergency passed.

SB 28 was referred for engrossment.

GENERAL ORDER

SB 30 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Combs moved that **SB 30** be advanced, which motion was declared adopted.

THIRD READING

SB 30 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, York and Young.—42.

Nay: Wright.—1.

Excused: Capps, Howell, Leonard, Taylor and Winn.—5.

The bill and emergency passed.

SB 30 was referred for engrossment.

GENERAL ORDER

SB 31 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Smith moved that **SB 31** be advanced, which motion was declared adopted.

THIRD READING

SB 31 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—42.

Nay: Pierce.—1.

Excused: Capps, Howell, Leonard, Taylor and Winn.—5.

The bill and emergency passed.

SB 31 was referred for engrossment.

GENERAL ORDER

SB 34 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Smith moved that **SB 34** be advanced, which motion was declared adopted.

THIRD READING

SB 34 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—41.

Excused: Capps, Howell, Leonard, Porter, Smith, Taylor and Winn.—7.

The bill and emergency passed.

SB 34 was referred for engrossment.

GENERAL ORDER

SB 141 by Smith of the Senate and Vanatta of the House was called up for consideration.

Senator Smith moved that **SB 141** be advanced, which motion was declared adopted.

THIRD READING

SB 141 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—40.

Nay: Johnson and Schuelein.—2.

Excused: Capps, Howell, Leonard, Porter, Taylor and Winn.—6.

The bill and emergency passed.

SB 141 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 278 by Smith and Taylor of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Smith moved that **SB 278** be advanced, which motion was declared adopted.

THIRD READING

SB 278 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—40.

Nay: Keller.—1.

Excused: Capps, Howell, Leonard, McIntyre, Porter, Taylor and Winn.—7.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Keller moved that the vote be reconsidered whereby **SB 278** passed.

COMMITTEE REPORTS

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

DO PASS:

SB 77 — Finance, coauthored by Harris (Ken) (principal House author).

SB 95 — Transportation, coauthored by Logan (principal House author).

SB 146 — Finance, coauthored by Littlefield (principal House author).

SB 155 — Judiciary and Retirement, coauthored by Lewis (principal House author).

SB 198 — Finance, coauthored by Hale (principal House author).

SB 241 — Judiciary and Retirement, coauthored by Lewis (principal House author).

SB 250 — Judiciary and Retirement, coauthored by Johnson (Glen) (principal House author).

SJR 18 — Transportation, coauthored by Brewster (principal House author).

SJR 21 — Human Resources, coauthored by Cain and Cole of the Senate and Anderson (principal House author) and Riggs and Lewis of the House.

DO PASS, as amended:

CS for SB 63 — Transportation, coauthored by Floyd and Watson of the Senate and Easley (principal House author).

CS for SB 98 — Transportation, coauthored by Taliaferro of the Senate and Riggs (principal House author).

CS for SB 186 — Public Education, coauthored by Anderson (principal House author).

SB 187 — Judiciary and Retirement, coauthored by Henry (principal House author).

CS for SB 199 — Public Education.

CS for SB 217 — Public Education, coauthored by Taylor of the Senate and Virtue of the House.

SB 229 — Human Resources, coauthored by Cole of the Senate.

SB 237 — Judiciary and Retirement.

CS for SB 290 — Transportation, coauthored by Davis (Guy) (principal House author).

SB 302 — Transportation, coauthored by Newby (principal House author) and Kincheloe of the House.

HB 1163 — Public Education, coauthored by Boatner of the Senate.

SECOND READING

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

HB 1031 — Appropriations
HB 1032 — Appropriations
HB 1204 — Banks and Banking

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1013.**

HB 1013 — By Morgan, Combs, Cox, Holden, Kamas and Schroeder of the House and Winn of the Senate.

[Motor vehicles — amending Sections 22.22-1 and 22.30 1 of Title 47 — motor license agents — codification — emergency]

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1006.**

HCR 1006 — By Rieger and McMillen of the House and Lamb of the Senate.

A concurrent resolution directing the Oklahoma Tax Commission to refrain from assessing sales taxes on certain sales of property to agents appointed or contracted with by agencies or instrumentalities of the United States government until sine die adjournment of the 1st session of the 40th Oklahoma Legislature; and directing distribution.

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 9.**

The above numbered enrolled measure was transmitted to the Secretary of State.

BILLS RELEASED

SBs 21 and **90** were referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 13, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:15 p.m. to meet Wednesday, March 13, 1985, at 1:30 p.m.

Thirty-eighth Legislative Day

Wednesday, March 13, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Capps, Howell, Stipe and Taylor.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Major Robert J. Tritton, Salvation Army, Oklahoma City, the guest of Senator Brown.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 21, 25, 26, 27, 28, 30, 31, 34, 90, 141 and **255** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 5 by Dennis, et al, of the Senate and Abbott, et al, of the House was called up for consideration.

Senators Shedrick, Brown and Johnson asked to coauthor **SB 5**, which was the order.

Senator Dennis moved to amend **SB 5**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Dennis moved that **SB 5** be advanced, which motion was declared adopted.

THIRD READING

SB 5 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein,

Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, Howell, Pierce, Stipe and Taylor.—5.

The bill and emergency passed.

SB 5 was referred for engrossment.

GENERAL ORDER

SB 114 by Boatner and Dennis of the Senate and Sherrer and Davis (Guy) of the House was called up for consideration.

Senator Johnson asked to coauthor **SB 114,** which was the order.

Senator Boatner moved to amend **SB 114,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Boatner moved that **SB 114** be advanced, which motion was declared adopted.

THIRD READING

SB 114 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Wright, York and Young.—38.

Nay: Cain, Dawson, Giles, Keller and Pierce.—5.

Excused: Capps, Howell, Stipe, Taylor and Winn.—5.

The bill passed.

SB 114 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 243.**

The above numbered measure was referred for enrollment.

GENERAL ORDER

SB 146 by Roberts and Wright of the Senate and Littlefield of the House was called up for consideration.

Senator Dawson asked to be named coauthor of **SB 146,** which was the order.

Senator York moved to amend **SB 146,** Page 2, Lines 13 and 14, by striking after the figures "(150,000)" and before the word "or" the words and figures "One Hundred Thirty Thousand (130,000)" and substituting in lieu thereof the following: "Fifty Thousand (50,000)".

Senator Roberts moved to table the York amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cate, Cullison, Dennis, Floyd, Giles, Johnson, Lamb, Landis, Luton, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn and Wright.—24.

Nay: Brown, Cain, Choate, Cole, Combs, Dahl, Dawson, Ford, Green, Hopkins, Keller, Leonard, McCune, McIntyre, O'Connor, Pierce, Porter, Smith, York and Young.—20.

Excused: Capps, Howell, Stipe and Taylor.—4.

Senator York moved to amend **SB 146,** as follows: On Page 2, Lines 5 through 14,

Page 3, Lines 1 through 18, Page 4, Line 1 through the word "agent" on Line 13, by deleting all language and substituting in lieu thereof the following: "A. The Oklahoma Tax Commission shall appoint not more than one (1) motor license agent for each Twenty Thousand (20,000) persons in each county of this state having a population of One Hundred Fifty Thousand (150,000) or more persons according to the latest federal decennial census, to carry out the provisions of the Motor Vehicle License and Registration Act.

B. In all other counties of this state, the Commission shall appoint as many motor license agents as it deems necessary to carry out the provisions of the Motor Vehicle License and Registration Act."

Senator Roberts moved to table the York amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill, Watson and Wright.—28.

Nay: Branch, Brown, Cate, Dahl, Green, Johnson, Keller, Lamb, McIntyre, Porter, Rhodes, Smith, York and Young.—14.

Excused: Capps, Hopkins, Howell, Stipe, Taylor and Winn.—6.

Senator Green moved to amend **SB 146,** Page 1, by crippling the title, which amendment failed upon a division of the question.

Senator Pierce moved to amend **SB 146,** Page 2, Lines 5 and 6, by deleting after the word "the" and before the word "shall" all language and inserting in its place thereof the words "Department of Public Safety".

Senator Roberts moved to table the Pierce amendment, which tabling motion was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cate, Cullison, Dahl, Dennis, Floyd, Giles, Hopkins, Johnson, Lamb, Landis, Luton, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill and York.—24.

Nay: Cain, Choate, Cole, Combs, Dawson, Ford, Green, Keller, Leonard, McCune, McIntyre, O'Connor, Pierce, Porter, Rhodes, Smith, Watson, Wright and Young.—19.

Excused: Capps, Howell, Stipe, Taylor and Winn.—5.

Senator Roberts moved that **SB 146** be advanced, which motion was declared adopted.

Senator Combs presiding.

THIRD READING

SB 146 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson and Wright.—38.

Nay: McIntyre, Pierce, Porter, York and Young.—5.

Excused: Capps, Howell, Stipe, Taylor and Winn.—5.

The bill and emergency passed.

SB 146 was referred for engrossment.

GENERAL ORDER

SB 147 by Taliaferro of the Senate and Shurden of the House was called up for consideration.

Senator Taliaferro moved to amend **SB 147,** Page 4, Line 10½, by adding the following new Section 4 and renumber the remaining Section: "Section 4. The Oklahoma Department of Wildlife Conservation shall print a listing of those endangered or threatened species or subspecies protected by this Act as part of the published general hunting regulations booklet printed each year.", which amendment was declared adopted.

Senator Taliaferro moved that **SB 147** be advanced, which motion was declared adopted.

THIRD READING

SB 147 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Wright, York and Young.—42.

Excused: Capps, Howell, McIntyre, Stipe, Taylor and Winn.—6.

The bill and emergency passed.

SB 147 was referred for engrossment.

GENERAL ORDER

SB 191 by Shedrick and Green of the Senate and Gish of the House was called up for consideration.

Senator Shedrick moved to amend **SB 191,** Page 2, Line 13, by adding after the word "examination" and before the word "made" the following language: "exceeding four (4) hours in duration", which amendment was declared adopted.

Senator Shedrick moved that **SB 191** be advanced, which motion was declared adopted.

THIRD READING

SB 191 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Wright, York and Young.—42.

Nay: Pierce.—1.

Excused: Capps, Howell, Stipe, Taylor and Winn.—5.

The bill and emergency passed.

SB 191 was referred for engrossment.

GENERAL ORDER

SB 256 by Cain and Winn of the Senate and Vaughn of the House was called up for consideration.

Senator Cain moved to amend **SB 256,** Page 14, Line 3½, by inserting a new Section 6 to read as follows:

"Section 6. AMENDATORY 70 O.S. 1981, Section 7-101, is amended to read as follows:

§ 7-101. **[Boundaries — Petition or resolution to change — Election]**

A. The territory comprising all or part of a school district may be annexed to an adjacent school district, or to a school district in the same transportation area authorized to furnish transportation, or to two or more such districts, when approved at an annexation election called by the county superintendent of schools, but an annexation election may not be held unless the boards of education of the affected districts concur therein. Provided, that such concurrence of the boards of education affected shall not be required in cases of mandatory annexation by the State Board of Education:

1. In pursuance of a petition for annexation signed by a majority of the school district electors in the territory proposed to be annexed, hereinafter referred to as the area affected, as provided in this section, or

2. In pursuance of a resolution adopted by the board of education of the district in which the area affected is situated.

Such election shall be held within **[fifteen (15)]** SIXTY (60) days after the county superintendent of schools receives such petition, at some public place in the school district in which the area affected is situated, between the hours of 7 a.m. and 7 p.m., and notice thereof shall be given by the county superintendent of schools in the same manner as notice of special elections of the school district electors of school districts is given, provided, that the county superintendent of schools shall not be required to call an election for the purpose of annexing a part of a school district more than once during any twelve-month period. Such elections shall be conducted by the county election board.

B. The annexation shall be approved by a majority of the school district electors voting at such election:

1. Of an entire school district, or

2. If a majority of the members of a board of education of a school district losing the territory concur with the petitioners, or resolution, only the legal voters of the area so affected shall be eligible to vote at such election.

Provided that, if the area proposed to be annexed constitutes less than two percent (2%) of the total area of the school district in which such area is located, and there are no qualified electors residing in such area, no election shall be held. In such instance the board of education of the school district wherein the area proposed to be annexed is located and the board of education of the school district to which such area is proposed to be annexed shall each adopt a resolution approving such annexation and shall transmit certified copies of both resolutions to the county superintendent of schools who shall, within five (5) days after receiving copies of such resolutions, make an order declaring the annexation as approved in the resolutions. Copies of the annexation order shall be transmitted to the State Board of Education, Oklahoma Tax Commission, county clerk, county treasurer, county assessor and to the boards of education of the school districts involved.

C. The annexation shall be approved by a majority of the school district electors of the area affected, voting at such election, if the area affected is an area within a school district in which, as a result of condemnation proceedings by the federal government, a majority of the pupils of said area have attended school, for at least one school term, in

the adjoining district to which the petition requests annexation.

D. If the annexation of an entire district is approved, as hereinbefore provided, the county superintendent of schools shall, within five (5) days after such election, make an order declaring the annexation as requested in the petition or resolution for annexation to the State Board of Education, Oklahoma Tax Commission, county clerk, county treasurer and county assessor in each county in which any of the territory of the disorganized district lies, but the annexation shall not become effective until the time for filing an appeal, as hereinafter provided, has expired. In the event a majority of the electors voting at such election do not vote for the annexation, the county superintendent of schools shall, within five (5) days after such election, make an order denying the annexation to the State Board of Education, Oklahoma Tax Commission, county clerk, county treasurer and county assessor in each county in which any of the territory of the disorganized district lies. Within ten (10) days after the order of the county superintendent of schools is made, twenty-five percent (25%) of the school district electors who were eligible to vote at the annexation election may appeal to the district court of the county in which the territory proposed to be annexed, or the largest part thereof if such territory lies in more than one county, is situated, and thereafter all proceedings shall be stayed until the district court has rendered judgment. The proceedings shall be given precedence over all other civil matters. In the event the court issues a final order upholding a partial annexation, the effective date of said partial annexation shall be July 1 following the final order. All pending annexation proceedings are hereby exempted from this act. The State Board of Education shall be required to change the boundary lines as described in the declaration after all litigation has expired. If an independent district annexes to a dependent district not maintaining a high school, both boards of education are abolished. The Governor shall appoint three members of the newly formed district to the board of education and these members shall appoint the remaining two members.

E. If the territory proposed to be annexed is situated in more than one county, the petition or resolution shall be filed with the county superintendent of schools of the county in which the largest part of such territory lies, and he shall call the annexation election and perform the other duties required herein of the county superintendent of schools.

and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Cain moved that **SB 256** be advanced, which motion was declared adopted.

THIRD READING

SB 256 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Wright and Young.—40.

Excused: Capps, Cullison, Ford, Howell, Stipe, Taylor, Winn and York.—8.

The bill passed.

SB 256 was referred for engrossment.

GENERAL ORDER

SB 266 by Giles of the Senate and Hobson of the House was called up for consideration.

Senator Leonard asked unanimous consent to amend **SB 266** by crippling the title, to which request objection was heard.

Senator Leonard moved to amend **SB 266,** Page 1, by crippling the title.

Senator Giles moved to table the Leonard motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Johnson, Keller, Landis, Randle, Schuelein, Taliaferro, Terrill and York.—20.

Nay: Cole, Green, Hopkins, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Watson, Wright and Young.—19.

Excused: Capps, Choate, Dennis, Howell, McIntyre, Porter, Stipe, Taylor and Winn.—9.

Senator Giles moved that **SB 266** be advanced, which motion was declared adopted.

THIRD READING

SB 266 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Randle, Rozell, Sadler, Schuelein, Taliaferro and Terrill.—23.

Nay: Choate, Cole, Floyd, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Shedrick, Smith, Watson, Wright, York and Young.—20.

Excused: Capps, Howell, Stipe, Taylor and Winn.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Giles moved that the vote be reconsidered whereby **SB 266** failed.

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 1118

PENDING CONSIDERATION OF CCR

The CCR on **HB 1118** was adopted upon motion of Senator Cullison.

HB 1118, 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, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Johnson, Luton, McCune, McIntyre, Miller, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Wright and York.—28.

Nay: Branch, Brown, Cole, Giles, Keller, Lamb, Landis, Leonard, O'Connor, Porter,

Rhodes, Smith, Terrill, Watson and Young.—15.

Excused: Capps, Howell, Stipe, Taylor and Winn.—5.

The bill passed.

Senators Terrill, O'Connor, Smith and Keller desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 11; Excused: 5.

The emergency passed.

HB 1118, together with the conference committee report thereon, was ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS:

SB 206 — Finance, coauthored by Lewis (principal House author).

SB 216 — General Government, coauthored by Larason (principal House author).

SCR 8 — Higher Education, coauthored by Taliaferro and Lamb of the Senate and Harris (Ken) (principal House author).

DO PASS, as amended:

CS for SB 83 — Judiciary and Retirement, coauthored by Hobson (principal House author).

CS for SB 112 — Judiciary and Retirement, coauthored by Cate of the Senate and Hobson (principal House author).

CS for SB 158 — Business and Labor, coauthored by Henry (principal House author).

CS for SB 272 — Criminal Jurisprudence, coauthored by Hobson (principal House author).

SB 313 — Business and Labor, coauthored by Stottlemyre (principal House author).

CS for SB 321 — General Government, coauthored by Lewis (principal House author).

SB 334 — Human Resources, coauthored by Benson (principal House author).

SJR 2 — Business and Labor, coauthored by Converse (principal House author).

CS for SJR 17 — Public Education, coauthored by Harris (Ken) (principal House author).

HB 1114 — General Government, coauthored by Johnson (principal Senate author) and Landis and Branch of the Senate.

SECOND READING

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

HB 1013 — Finance
HCR 1006 — Finance

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1036, 1037, 1042, 1044, 1045, 1437** and **1555.**

HB 1036 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[State Board of Vocational and Technical Education — appropriations — amending 70 O.S. 1981, Section 14-105 — lapse date — operative date — emergency]

HB 1037 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Oklahoma Department of Libraries — appropriation — operative date — emergency]

HB 1042 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Office of the Insurance Commissioner — appropriation — operative date — emergency]

HB 1044 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Oklahoma Securities Commission — appropriation — amendatory — operative date]

HB 1045 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Chief Mine Inspector and the State Mining Board — appropriations — operative date — emergency]

HB 1437 — By Lewis of the House and Cate of the Senate.

An Act relating to public finance; amending 10 O.S. 1981, Sections 175.8 and 452, 56 O.S. 1981, Sections 171, 175, 176, 189a, 202, 204, 235, 304, as renumbered by Section 48, Chapter 312, O.S.L. 1982, 330, 332, as renumbered by Section 48, Chapter 312, O.S.L. 1982, and 339 (10 O.S. Supp 1984, Sections 1410 and 1422), 62 O.S. 1981, Sections 161, 165 and 275.7 and 63 O.S. 1981; Sections 2406 and 2508; abolishing certain funds; deleting reference to certain funds; repealing 7 O.S. 1981, Sections 21, 74, 75 and 77, 26 O.S. 1981, Sections 18-101, 18-102, 18-103, 18-104, 18-105, 18-106, 18-107, 18-108, 18-109, 18-110, 18-111, 18-112, and 18-113, Section 8, Chapter 345, O.S.L. 1982 (53 O.S. Supp. 1984, Section 19.3), 56 O.S. 1981, Sections 178, 179, 181a and 403, 62 O.S. 1981, Sections 177, 178, as amended by Section 61, Chapter 304, O.S.L. 1983, 179, 180, 181, 182, 183, 186, 187 and 189 (62 O.S. Supp 1984, Section 178), 63 O.S. 1981, Section 1-934 and 70 O.S. 1981, Section 697.9; providing an operative date; and declaring an emergency.

HB 1555 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[State Treasurer's Office — expenditures — operative date — emergency]

The above numbered measures were read the first time.

FIRST READING

The following was introduced and read the first time:

SR 14 — By McIntyre.

A resolution congratulating the Tulsa Office of the U.S. Department of Housing and Urban Development on its fiftieth anniversary; recognizing and expressing appreciation for exceptional service; and directing distribution.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 14, 1985, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:40 p.m. to meet Thursday, March 14, 1985, at 11:00 a.m.

Thirty-ninth Legislative Day

Thursday, March 14, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Branch, Cate, Dahl, Dennis, Howell, Stipe and Taylor.—7.

Senator Rozell declared a quorum present.

The prayer was offered by Major Robert J. Tritton, Salvation Army, Oklahoma City, the guest of Senator Brown.

GENERAL ORDER

SB 150 by Rhodes of the Senate and Harris (Robert) of the House was called up for consideration.

Senator Rhodes moved to amend **SB 150,** Page 1, by striking all of Section 1 and renumbering subsequent sections, which amendment was declared adopted.

Senator Rhodes moved that **SB 150** be advanced, which motion was declared adopted.

THIRD READING

SB 150 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Choate, Cole, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—38.

Excused: Branch, Cate, Combs, Dahl, Dennis, Howell, Keller, Stipe, Taylor and York.—10.

The bill passed.

SB 150 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1118.**

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

GENERAL ORDER

SB 215 by Terrill of the Senate and Holden of the House was called up for consideration.

Senator Terrill moved that **SB 215** be advanced, which motion was declared adopted.

THIRD READING

SB 215 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Choate, Cole, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Branch, Cate, Combs, Dahl, Dennis, Howell, Keller, Stipe and Taylor.—9.

The bill passed.

SB 215 was referred for engrossment.

GENERAL ORDER

SB 153 by Lamb of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Lamb moved that **SB 153** be advanced, which motion was declared adopted.

THIRD READING

SB 153 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Choate, Cole, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Branch, Cate, Combs, Dahl, Dennis, Howell, Keller, Stipe and Taylor.—9.

The bill passed.

SB 153 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 5, 114, 146, 147, 191 and **256** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 243 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

BILLS WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent to withdraw **SB 252** from the Calendar and rerefer same to the Transportation Commit-

tee and also asked that **SB 259** be withdrawn from the Calendar and rereferred to the Committee on Judiciary and Retirement, which was the order.

GENERAL ORDER

SB 178 by Winn and Landis of the Senate and Widener of the House was called up for consideration.

Senator Winn moved that **SB 178** be advanced, which motion was declared adopted.

THIRD READING

SB 178 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, Brown, Cain, Capps, Choate, Cole, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Branch, Cate, Combs, Dahl, Dennis, Howell, Stipe and Taylor.—8.

The bill and emergency passed.

SB 178 was referred for engrossment.

GENERAL ORDER

SB 250 by York of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator York moved to amend **SB 250**, Page 1, by crippling the title, which amendment was declared adopted.

Senator York moved that **SB 250** be advanced, which motion was declared adopted.

THIRD READING

SB 250 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Choate, Cole, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Branch, Cate, Combs, Dahl, Dennis, Howell, Smith, Stipe and Taylor.—9.

The bill passed.

SB 250 was referred for engrossment.

Senator Roberts presiding.

SECOND READING

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

SR 14 — Direct to Calendar
HB 1036 — Appropriations
HB 1037 — Appropriations
HB 1042 — Appropriations
HB 1044 — Appropriations
HB 1045 — Appropriations
HB 1437 — Appropriations
HB 1555 — Appropriations

GENERAL ORDER

SR 14 by McIntyre was called up for consideration.

SR 14 was adopted upon motion of Senator McIntyre and referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 180 — Public Education, coauthored by Hobson (principal House author).

SB 253 — Judiciary and Retirement, coauthored by Benson (principal House author).

SB 262 — Business and Labor.

SB 264 — Judiciary and Retirement, coauthored by Davis (Frank) (principal House author).

SB 280 — Finance, coauthored by Shurden (principal House author).

SB 281 — Judiciary and Retirement, coauthored by Boeckman (principal House author).

SB 295 — Judiciary and Retirement, coauthored by Lewis (principal House author).

SB 297 — Business and Labor.

DO PASS, as amended:

CS for SB 17 — Judiciary and Retirement, coauthored by Glover (principal House author).

SB 76 — Finance, coauthored by Harris (Ken) (principal House author).

CS for SB 97 — Judiciary and Retirement, coauthored by Harris (Ken) (principal House author).

CS for SB 118 — Judiciary and Retirement, coauthored by Lewis (principal House author).

CS for SB 148 — Business and Labor.

SB 205 — Finance, coauthored by Ford of the Senate and Davis (Guy) (principal House author).

CS for SB 265 — Finance, coauthored by Hooper (principal House author).

SB 273 — General Government, coauthored by Gish (principal House author).

SB 284 — Business and Labor.

SB 305 — Business and Labor.

SB 306 — Judiciary and Retirement, coauthored by Littlefield (principal House author).

SB 317 — Finance, coauthored by Cain of the Senate and Williams (Penny) (principal House author) and Hill of the House.

CS for SB 323 — Finance, coauthored by Johnson (Glen) (principal House author).

SB 325 — Business and Labor, coauthored by Hale (principal House author).

CS for SB 332 — Natural Resources, coauthored by Taylor and Ford of the Senate and Vaughn (principal House author).

CS for SB 341 — Business and Labor, coauthored by Cain, Cate, Randle, Taylor and York of the Senate and Lewis (principal House author) and Hobson and McCorkell of the House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1419**.

HB 1419 — By Holden of the House and Luton of the Senate.

[Insurance — Amending sections in Title 36 — annual tax on insurance premiums — emergency]

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 243**.

The above numbered enrolled measure was referred to the Governor.

LOBBYIST REGISTRATIONS

(Addendum since March 11, 1985, page 287)

Derryberry, Larry, Carlon Electrical Services, Inc.; Oklahoma Association of Electric Cooperatives (addendum).

Nance, Ken, Pearle Health Services, Inc. (addendum).

BILL RELEASED

SB 269 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 18, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 11:45 a.m. to meet Monday, March 18, 1985, at 1:30 p.m.

Fortieth Legislative Day

Monday, March 18, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Branch, Choate, Rhodes and Taylor.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Roger Woodrome, Cherokee Hills Christian Church, Oklahoma City, the guest of Senator Keller.

GENERAL ORDER

SB 95 by Green of the Senate and Logan of the House was called up for consideration.

Senator Boatner asked to coauthor **SB 95**, which was the order.

Senator Green moved that **SB 95** be advanced, which motion was declared adopted.

THIRD READING

SB 95 was read for the third time at length.

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

Aye: Boatner, Brown, Capps, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Porter, Randle, Roberts, Smith, Stipe, Watson, Winn, Wright and York.—31.

Nay: Cain, Dawson, Johnson, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill and Young.—10.

Excused: Branch, Cate, Choate, McIntyre, Miller, Rhodes and Taylor.—7.

The bill passed.

SB 95 was referred for engrossment.

GENERAL ORDER

SB 145 by Smith of the Senate and Williamson of the House was called up for consideration.

Senator Smith moved that **SB 145** be advanced, which motion was declared adopted.

THIRD READING

SB 145 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, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Branch, Cate, Choate, McIntyre, Miller, Rhodes and Taylor.—7.

The bill and emergency passed.

SB 145 was referred for engrossment.

GENERAL ORDER

SB 100 by Winn of the Senate and Mentzer of the House was called up for consideration.

Senator Landis moved to amend **SB 100**, Page 3, Line 8½, by adding after the word "markers" and before the period a comma and the following language: "which shall include written permission to keep old and nonuseable signs", which amendment was declared adopted.

Senator Winn moved that **SB 100** be advanced, which motion was declared adopted.

THIRD READING

SB 100 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn and Young.—41.

Nay: Howell and Wright.—2.

Excused: Branch, Choate, Rhodes, Taylor and York.—5.

The bill and emergency passed.

SB 100 was referred for engrossment.

GENERAL ORDER

SB 185 by Smith of the Senate and Sherrer of the House was called up for consideration.

Senator Smith moved that **SB 185** be advanced, which motion was declared adopted.

THIRD READING

SB 185 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson,

Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Branch, Choate, Rhodes, Taylor and York.—5.

The bill and emergency passed.

SB 185 was referred for engrossment.

GENERAL ORDER

SB 234 by Hopkins of the Senate and Monks of the House was called up for consideration.

Senator Hopkins moved that **SB 234** be advanced, which motion was declared adopted.

THIRD READING

SB 234 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Combs, Cullison, Dahl, Hopkins, Luton, McIntyre, Miller, Porter, Randle, Smith, Stipe, Terrill, Winn and York.—17.

Nay: Capps, Cate, Cole, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Landis, McCune, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Shedrick, Watson, Wright and Young.—24.

Excused: Branch, Choate, Lamb, Leonard, Rhodes, Taliaferro and Taylor.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Hopkins moved that the vote be reconsidered whereby **SB 234** failed.

GENERAL ORDER

SB 268 by Giles of the Senate and Hobson of the House was called up for consideration.

Senator Giles moved that **SB 268** be advanced, which motion was declared adopted.

THIRD READING

SB 268 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Choate, Rhodes, Taliaferro and Taylor.—5.

The Chair advised that Senator Taliaferro, having been present in the Chamber during the vote on **SB 268** 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.

Senator Taliaferro desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44; Excused: 4.

The emergency passed.

SB 268 was referred for engrossment.

GENERAL ORDER

SB 270 by Capps of the Senate and Benson of the House was called up for consideration.

Senator Capps moved to amend **SB 270,** Page 4, Line 4½, by adding a new Section 2 and renumbering subsequent section:

"Section 2. AMENDATORY 12A O.S. 1981, Section 9-312, as amended by Section 54, Chapter 76, O.S.L. 1984 (12A O.S. Supp. 1984, Section 9-312), is amended to read as follows:

(1) The rules of priority stated in other sections of this Part and in the following sections shall govern when applicable: Section 4-208 with respect to the security interests of collecting banks in items being collected, accompanying documents and proceeds; Section 9-103.1 of this title on security interests related to other jurisdictions; and Section 9-114 of this title on consignments.

(2) A perfected security interest in crops for new value given to enable the debtor to produce the crops during the production season and given not more than three (3) months before the crops become growing crops by planting or otherwise takes priority over an earlier perfected security interest to the extent that such earlier interest secures obligations due more than six (6) months before the crops become growing crops by planting or otherwise, even though the person giving new value had knowledge of the earlier security interest.

(3) A perfected purchase money security interest in inventory has priority over a conflicting security interest in the same inventory and also has priority in identifiable cash proceeds received on or before the delivery of the inventory to a buyer if:

(a) the purchase money security interest is perfected at the time the debtor receives possession of the inventory; and

(b) the purchase money secured party gives notification in writing to the holder of the conflicting security interest, if the holder had filed a financing statement covering the same types of inventory (i) before the date of the filing made by the purchase money secured party, or (ii) before the beginning of the twenty-one-day period where the purchase money security interest is temporarily perfected without filing or possession (subsection (5) of Section 9-304 of this title); and

(c) the holder of the conflicting security interest receives the notification within five (5) years before the debtor receives possession of the inventory; and

(d) the notification states that the person giving the security interest in inventory of the debtor, describing such inventory by item or type.

(4) A purchase money security interest in collateral other than inventory has priority over a conflicting security interest in the same collateral or its proceeds if the purchase money security interest is perfected at the time the debtor receives possession of the collateral or within **[ten (10)]** TWENTY (20) days thereafter.

(5) In all cases not governed by other rules stated in this section, including cases of purchase money security interests which do not qualify for the special priorities set forth in subsections (3) and (4) of this section, priority between conflicting security interests in the same collateral shall be determined according to the following rules:

(a) conflicting security interest rank according to priority in time of filing or perfection. Priority dates from the time a filing is first made covering the collateral or the time the security interest is first perfected, whichever is earlier, provided that there is no period thereafter when there is neither filing nor perfection; and

(b) so long as conflicting security interests are unperfected, the first to attach has priority.

(6) For the purpose of subsection (5) of this section, a date of filing or perfection as to collateral is also a date of filing or perfection as to proceeds.

(7) If future advances are made while a security interest is perfected by filing, the taking of possession, or pursuant to the provisions of Section 38 of this act on securities, the security interest has the same priority for the purposes of subsection (5) of this section with respect to the future advances as it does with respect to the first advance. If a commitment is made before or while the security interest is so perfected, the security interest has the same priority with respect to advances made pursuant thereto. In other cases a perfected security interest has priority from the date the advance is made.'', which amendment was declared adopted.

Senator Capps moved that **SB 270** be advanced, which motion was declared adopted.

THIRD READING

SB 270 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and York.—36.

Nay: Cole, Dawson, Howell, McIntyre, Porter, Schuelein, Shedrick and Young.—8.

Excused: Branch, Choate, Rhodes and Taylor.—4.

The bill passed.

SB 270 was referred for engrossment.

INTRODUCTIONS

Senator Roberts introduced his daughters, Jill and Allison, to the Senate.

Senator Boatner introduced his daughter, Rhonda, to the Senate and asked unanimous consent that she be named Honorary Chief Clerk for this legislative day, which was the order.

GENERAL ORDER

SB 193 by Winn of the Senate and Glover of the House was called up for consideration.

Senator Winn moved that **SB 193** be advanced, which motion was declared adopted.

THIRD READING

SB 193 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts,

Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, York and Young.—41.

Nay: Cole, Shedrick and Wright.—3.

Excused: Branch, Choate, Rhodes and Taylor.—4.

The bill passed.

SB 193 was referred for engrossment.

GENERAL ORDER

SB 271 by York of the Senate and Benson of the House was called up for consideration.

Senator York moved to amend **SB 271,** Page 3, Line 7½, by inserting the following language after the figure "$2,500.00": "No application for compensation shall be heard by the trial court prior to final trial disposition, unless the appointed attorney has been allowed for good cause to permanently withdraw from the case by order of the court. An application for compensation shall be accompanied by an affidavit of the appointed attorney which shall state that any amount which may be awarded by the trial court will be the sole source of compensation for the services provided, or if not, the affidavit shall state the other sources of compensation and the amounts thereof.", which amendment was declared adopted.

Senator York moved that **SB 271** be advanced, which motion was declared adopted.

THIRD READING

SB 271 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Johnson and Taliaferro.—2.

Excused: Branch, Choate, Randle, Rhodes and Taylor.—5.

The bill passed.

SB 271 was referred for engrossment.

GENERAL ORDER

SB 324 by Combs of the Senate and Vanatta of the House was called up for consideration.

Senator Combs moved that **SB 324** be advanced, which motion was declared adopted.

THIRD READING

SB 324 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Howell, Johnson, Lamb, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Winn, Wright, York and Young.—29.

Nay: Capps, Cole, Dawson, Ford, Giles, Green, Hopkins, Keller, Landis, McCune, Pierce, Schuelein, Terrill and Watson.—14.

Excused: Branch, Choate, Randle, Rhodes and Taylor.—5.

The bill passed.

Senators Capps, Landis, Terrill and Schuelein desired to vote Aye on the emergency and Senator Porter desired to vote Nay.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 11; Excused: 5.

The emergency passed.

SB 324 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 150, 153, 178, 215, 250 and **269** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 14 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SJR 26 by Boatner of the Senate and Converse of the House was called up for consideration.

Senator Boatner moved that **SJR 26** be advanced, which motion was declared adopted.

THIRD READING

SJR 26 was read for the third time at length.

On the question of passage of the resolution the vote resulted as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Choate, Porter, Rhodes and Taylor.—5.

The resolution passed.

SJR 26 was referred for engrossment.

GENERAL ORDER

SJR 16 by Boatner of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Boatner moved to amend **SJR 16,** Page 3, Line 15, by striking all of Section 4, which amendment was declared adopted.

Senator Smith moved to amend **SJR 16,** Page 2, Line 3, by changing the word "sixteen" to the word "eighteen", and amending the ballot title to conform, which amendment was declared adopted.

Senator Boatner moved that **SJR 16** be advanced, which motion was declared adopted.

THIRD READING

SJR 16 was read for the third time at length, as follows:

SJR 16 — By Boatner of the Senate and Davis (Guy) 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 4 of Article XXIII of the Constitution of the State of Oklahoma, which relates

to the employment of certain persons in underground mines; allowing the employment of boys and girls eighteen years of age and older in underground mines; removing the prohibition on the employment of women in underground mines; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH 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 4 of Article XXIII of the Constitution of the State of Oklahoma to read as follows:

Section 4. Boys AND GIRLS under the age of **[sixteen] EIGHTEEN** years**[, and women and girls,]** shall not be employed, underground, in the operation of mines; and, except in cases of emergency, eight hours shall constitute a day's work underground in all mines in the State.

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:

This measure would amend Section 4 of Article 23 of the Oklahoma Constitution. As it reads now, this section does not allow boys who are less than sixteen years of age, girls or women to work in underground mines. It also limits work in underground mines to eight hours a day unless there is an emergency. This measure would allow boys and girls eighteen years of age and older and women to work in underground mines.

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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Choate, Porter, Rhodes and Taylor.—5.

The resolution passed.

SJR 16 was referred for engrossment.

Senator Roberts presiding.

MOTION TO RECONSIDER VOTE

Senator Keller pressed his motion to reconsider the vote whereby **SB 278** passed.

Senator Smith moved to table the Keller motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Brown, Cate, Combs, Cullison, Giles, Johnson, Landis, Leonard, McIntyre, Miller, Rozell, Schuelein, Smith, Terrill, Winn, Wright, York and Young.—19.

Nay: Cain, Capps, Cole, Dawson, Floyd, Ford, Green, Hopkins, Howell, Keller, Lamb, Luton, McCune, O'Connor, Pierce, Randle, Roberts, Sadler, Shedrick, Stipe and Watson.—21.

Excused: Branch, Choate, Dahl, Dennis, Porter, Rhodes, Taliaferro and Taylor.—8.

Senator Keller pressed his motion to reconsider the vote whereby **SB 278** passed, which motion failed upon roll call as follows:

Aye: Capps, Cole, Dawson, Ford, Green, Keller, Lamb, Luton, McCune, Sadler, Stipe and Watson.—12.

Nay: Boatner, Brown, Cain, Cate, Combs, Cullison, Floyd, Giles, Hopkins, Howell, Johnson, Landis, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Terrill, Winn, Wright, York and Young.—27.

Excused: Branch, Choate, Dahl, Dennis, Leonard, Porter, Rhodes, Taliaferro and Taylor.—9.

SB 278 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 111,** coauthored by Holt, Kincheloe, Pitezel, Duckett, Schroeder and Leftwich of the House.

The above numbered measure was referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 126 — Finance, coauthored by Vanatta (principal House author).
SB 181 — Transportation, coauthored by Morgan (principal House author).
SB 211 — Finance, coauthored by Davis (Frank) (principal House author).
SB 226 — Appropriations.
SB 227 — Human Resources.
SB 232 — Appropriations, coauthored by Lewis (principal House author).
SB 257 — General Government, coauthored by Hobson (principal House author).
SB 282 — Natural Resources, coauthored by Morgan (principal House author).
SB 299 — Judiciary and Retirement, remove York and substitute Ford as principal Senate author and coauthored by Taylor of the Senate and Heaton (principal House author).
SB 308 — Criminal Jurisprudence, coauthored by Benson (principal House author).
SCR 7 — Rules, coauthored by Dawson, Randle and Leonard of the Senate.

DO PASS, as amended:

CS for SB 6 — Natural Resources.
CS for SB 24 — Appropriations.
CS for SB 29 — Appropriations.
CS for SB 32 — Appropriations.
CS for SB 33 — Appropriations.
CS for SB 35 — Appropriations.
CS for SB 36 — Appropriations.
CS for SB 37 — Appropriations.
CS for SB 39 — Appropriations.
CS for SB 40 — Appropriations.
CS for SB 42 — Appropriations.
CS for SB 44 — Appropriations.
CS for SB 45 — Appropriations.
CS for SB 47 — Appropriations.

CS for SB 48 — Appropriations.
CS for SB 49 — Appropriations.
CS for SB 50 — Appropriations.
CS for SB 55 — Appropriations.
CS for SB 56 — Appropriations.
CS for SB 57 — Appropriations.
CS for SB 58 — Appropriations.
CS for SB 59 — Appropriations.
CS for SB 60 — Appropriations.
CS for SB 61 — Appropriations.
SB 62 — Appropriations.
CS for SB 74 — Appropriations.
CS for SB 136 — Natural Resources.
SB 144 — Transportation, coauthored by Riggs (principal House author).
CS for SB 170 — Appropriations, coauthored by Riggs (principal House author).
CS for SB 183 — Transportation, coauthored by Murphy (principal House author) and Hale of the House.
SB 192 — Criminal Jurisprudence, coauthored by Anderson (principal House author).
SB 209 — Business and Labor, coauthored by Stottlemyre (principal House author).
SB 214 — General Government, coauthored by Easley (principal House author).
SB 225 — Criminal Jurisprudence, coauthored by Harbin (principal House author).
SB 230 — Business and Labor, coauthored by Mitchell (principal House author).
SB 231 — Human Resources, coauthored by Duckett (principal House author).
CS for SB 260 — Economic Development, coauthored by Brewster (principal House author).
SB 277 — Judiciary and Retirement, coauthored by Davis (Frank) (principal House author).
CS for SB 296 — Appropriations, coauthored by Riggs (principal House author).
SB 314 — Finance, coauthored by Heaton (principal House author).
SB 316 — Business and Labor, remove York and substitute Watson as principal Senate author and add Holden as principal House author.
CS for SB 319 — Criminal Jurisprudence, coauthored by Anderson (principal House author).
CS for SB 320 — General Government, coauthored by Cozort (principal House author).
CS for SB 326 — Appropriations, coauthored by Lewis (principal House author).
CS for SB 343 — Criminal Jurisprudence, coauthored by Hobson (principal House author).
CS for SB 346 — Criminal Jurisprudence, coauthored by Duckett (principal House author).
CS for SJR 12 — Economic Development, coauthored by Brewster (principal House author).
CS for SJR 27 — Criminal Jurisprudence, coauthored by Taliaferro of the Senate and Clark (principal House author).
HB 1065 — Economic Development.

SECOND READING

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

HB 1419 — Finance

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1199, 1216, 1296, 1485** and **HJR 1039.**

HB 1199 — By Haney, Adair, Benson, Conaghan, Abbott, Anderson, Glover, Hamilton (Rebecca), Little, Monks, Morgan, Ross, Stottlemyre and Vaughn of the House and Smith of the Senate.

An act relating to state government; expressing legislative intent regarding the relationship between the state and certain Indian Tribal Governments; mandating certain relationships between entities of the state and Indian Tribal Governments; requiring cooperation and recognition between certain governments; authorizing certain agreements; providing for codification; and declaring an emergency.

HB 1216 — By Leftwich and Milton of the House and Johnson of the Senate.

An act relating to crimes and punishments; creating civil liability for certain criminal acts involving false or bogus orders as payment for labor; authorizing amount of damages recoverable; providing for codification; and providing an effective date.

HB 1296 — By Davis (Guy), Stottlemyre and Ross of the House and Stipe of the Senate.

[Labor — Amending 6 Sections in Title 40 — limitation to applicability of prevailing wage — codification — effective date]

HB 1485 — By Brewster, Graves, Benson, Boeckman, Brown, Cozort, Cunningham, George, Glover, Gordon, Hill, Kincheloe, Kamas, McKenna, Milton, Pitezel, Schroeder, Sherrer, Whorton, Adair, Converse, Davis (Frank), Harbin, Little, Newby and Reimer of the House and Winn 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; requiring certain petition; modifying the uses of certain monies; providing an operative date; and declaring an emergency.

HJR 1039 — By Whorton, Vaughn, Adair, Littlefield, Brewster and Willis of the House and Taylor, Ford and Stipe of the Senate.

A joint resolution declaring that the Oklahoma Ordnance Works Authority is not a state or public agency and its trustees are not state or public officers for certain purposes; providing for certain interpretation of provisions; requiring certain bonds to be purchased by the Office of Public Affairs; making purchasing policies and procedures to the Oklahoma Ordnance Authority and its trustees subject to approval and audits by the Director of the Office of Public Affairs; and directing distribution.

The above numbered measures were read the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 14, 1985, of Enrolled **SB 243.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 19, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:20 p.m. to meet Tuesday, March 19, 1985, at 1:30 p.m.

Forty-first Legislative Day

Tuesday, March 19, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: McIntyre, Porter and Rhodes.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Roger Woodrome, Cherokee Hills Christian Church, Oklahoma City, the guest of Senator Keller.

GENERAL ORDER

SB 55 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 55** be advanced, which motion was declared adopted.

THIRD READING

SB 55 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—41.

Excused: Ford, McIntyre, Porter, Rhodes, Stipe, York and Young.—7.

The bill and emergency passed.

SB 55 was referred for engrossment.

GENERAL ORDER

SB 59 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 59** be advanced, which motion was declared adopted.

THIRD READING

SB 59 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, Brown, Cain, Capps, Cate, Choate, Cole, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—39.

Nay: Combs, Cullison and Pierce.—3.

Excused: Ford, McIntyre, Porter, Rhodes, Stipe and York.—6.

The bill and emergency passed.

SB 59 was referred for engrossment.

GENERAL ORDER

SB 36 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 36** be advanced, which motion was declared adopted.

THIRD READING

SB 36 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—39.

Nay: Keller.—1.

Excused: Ford, McIntyre, Porter, Randle, Rhodes, Stipe, York and Young.—8.

The bill and emergency passed.

SB 36 was referred for engrossment.

GENERAL ORDER

SB 39 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 39** be advanced, which motion was declared adopted.

THIRD READING

SB 39 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—35.

Nay: Choate, Keller, McCune, O'Connor, Pierce and Smith.—6.

Excused: Ford, McIntyre, Porter, Rhodes, Stipe, York and Young.—7.

The bill and emergency passed.

SB 39 was referred for engrossment.

GENERAL ORDER

SB 40 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 40** be advanced, which motion was declared adopted.

THIRD READING

SB 40 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Ford, McIntyre, Porter, Rhodes and Stipe.—5.

The bill and emergency passed.

SB 40 was referred for engrossment.

GENERAL ORDER

SB 76 by Terrill of the Senate and Harris (Ken) of the House was called up for consideration.

Senator Terrill moved to amend **SB 76,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved that **SB 76** be advanced, which motion was declared adopted.

THIRD READING

SB 76 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, Choate, Dennis, Giles, Green, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn and Wright.—27.

Nay: Boatner, Brown, Cain, Combs, Cullison, Dahl, Dawson, Floyd, Hopkins, Howell, Johnson, Schuelein, Taylor and York.—14.

Excused: Ford, McIntyre, Porter, Rhodes, Stipe and Young.—6.

*Not Voting: Cole.—1.

*Senator Cole asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

SB 76 was referred for engrossment.

GENERAL ORDER

SB 77 by Terrill of the Senate and Harris (Ken) of the House was called up for consideration.

Senator Terrill moved to amend **SB 77,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved that **SB 77** be advanced, which motion was declared adopted.

THIRD READING

SB 77 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—34.

Nay: Cain, Cole, Combs, Johnson, Schuelein, Smith, and York.—7.

Excused: Ford, McIntyre, Porter, Rhodes, Shedrick, Stipe and Young.—7.

The bill passed.

SB 77 was referred for engrossment.

GENERAL ORDER

SB 98 by Winn and Taliaferro of the Senate and Riggs of the House was called up for consideration.

Senators Landis, Capps and Sadler asked to coauthor **SB 98,** which was the order.

Senator Winn moved that **SB 98** be advanced, which motion was declared adopted.

THIRD READING

SB 98 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Ford, McIntyre, Porter, Rhodes and Stipe.—5.

The bill passed.

SB 98 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 149 by Smith of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Smith moved that **SB 149** be advanced, which motion was declared adopted.

THIRD READING

SB 149 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, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Nay: Cain, Dawson, Giles, Landis and Pierce.—5.

Excused: Ford, McIntyre, Porter, Rhodes and Stipe.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **SB 149** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 95, 100, 145, 185, 193, 268, 270, 271, 278, 324 and **SJRs 16** and **26** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 111 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 151 by Miller of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator O'Connor moved to amend **SB 151,** Page 4, Line 14, by deleting after the period all language through Page 6, Line 3, which amendment was withdrawn.

Senator Lamb moved to amend **SB 151,** Page 6, Line 4, by striking all of Section 4 and renumber subsequent sections, which amendment was declared adopted.

Senator Miller moved that **SB 151** be advanced, which motion was declared adopted.

THIRD READING

SB 151 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, McCune, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taylor, Watson, Winn, Wright and York.—30.

Nay: Boatner, Branch, Capps, Dennis, Floyd, Keller, Luton, O'Connor, Pierce, Smith, Taliaferro, Terrill and Young.—13.

Excused: Ford, McIntyre, Porter, Rhodes and Stipe.—5.

The bill passed.

Senators Capps and Taliaferro desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 11; Excused: 5.

The emergency passed.

SB 151 was referred for engrossment.

GENERAL ORDER

SB 155 by Smith of the Senate and Lewis of the House was called up for consideration.

Senator Smith moved that **SB 155** be advanced, which motion was declared adopted.

THIRD READING

SB 155 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Con-

nor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—39.

Nay: Shedrick.—1.

Excused: Choate, Dennis, Ford, McIntyre, Porter, Rhodes, Stipe and Winn.—8.

The bill and emergency passed.

SB 155 was referred for engrossment.

GENERAL ORDER

SB 162 by Howell of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Howell moved that **SB 162** be advanced, which motion was declared adopted.

THIRD READING

SB 162 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Ford, McIntyre, Porter, Rhodes and Stipe.—5.

The bill and emergency passed.

SB 162 was referred for engrossment.

GENERAL ORDER

SB 195 by Terrill of the Senate and Adair of the House was called up for consideration.

Senator Terrill moved to amend **SB 195**, Page 3, Line 11½, by adding after the word "final" and the period on Line 11 a new paragraph as follows: "Dismissal as provided herein shall apply to administrators only insofar as they have been employed as administrators. Administrators who were tenured teachers in the same school district when employed as administrators shall, upon dismissal as administrators, reacquire tenure as teachers and be employed as teachers unless also dismissed as teachers according to law.", which amendment failed upon a division of the question.

Senator Wright moved to amend **SB 195**, Pages 2 and 3, by removing the words "or nonrenewal" each place it appears in the bill and amending the title to conform, which amendment was declared adopted.

Senator Pierce moved to amend **SB 195**, Page 3, Line 11½, by adding a new Section 2 to read as follows: "Section 2. The notification of renewal shall be given prior to August 1, 1985, notwithstanding any other provision of law which require an earlier date." and renumber subsequent section, which amendment failed of adoption upon roll call as follows:

Aye: Green, McCune, Pierce and Winn.—4.

Nay: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—38.

Excused: Dahl, Ford, McIntyre, Porter, Rhodes and Stipe.—6.

Senator Terrill moved that **SB 195** be advanced, which motion was declared adopted.

THIRD READING

SB 195 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Ford, McIntyre, Porter, Rhodes and Stipe.—5.

The bill passed.

SB 195 was referred for engrossment.

GENERAL ORDER

SB 216 by Howell of the Senate and Larason of the House was called up for consideration.

Senator Howell moved that **SB 216** be advanced, which motion was declared adopted.

THIRD READING

SB 216 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Ford, McIntyre, Porter, Rhodes and Stipe.—5.

The bill and emergency passed.

SB 216 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 111.**

The above numbered enrolled measure was referred to the Governor.

GENERAL ORDER

SB 239 by Leonard of the Senate and Reimer of the House was called up for consideration.

Senator Leonard moved that **SB 239** be advanced, which motion was declared adopted.

THIRD READING

SB 239 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Dahl, Dennis, Ford, McIntyre, Porter, Rhodes and Stipe.—7.

The bill passed.

SB 239 was referred for engrossment.

GENERAL ORDER

SB 335 by Green of the Senate and Harris (Robert) of the House was called up for consideration.

Senator Green moved to amend **SB 335,** Page 2, Line 8, by inserting after the word "Affairs" and before the word "and" the words "or his or her designee", which amendment was declared adopted.

Senator Combs moved to amend **SB 335,** Page 4, Line 8, by striking all of subsection F and renumbering, which amendment was declared adopted.

Senator Green asked unanimous consent that **SB 335** be laid over for this legislative day, which was the order.

SB 335 remains on General Order.

Senator Smith presiding.

GENERAL ORDER

SCR 8 by Terrill, et al, of the Senate and Harris (Ken) of the House was called up for consideration.

SCR 8 was adopted upon motion of Senator Terrill and referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Giles pressed his motion to reconsider the vote whereby **SB 266** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullinson, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—40.

Excused: Dennis, Ford, McIntyre, Porter, Rhodes, Stipe, York and Young.—8.

THIRD READING

Senator Giles asked unanimous consent to consider amendments to **SB 266** on Third Reading, which was the order.

Senators Leonard and Giles moved to amend **SB 266,** Page 3, Lines 8-16 by striking all new language and restoring all stricken language, which amendment was declared adopted.

Senators Leonard and Giles moved to amend **SB 266,** Page 3, Line 17, by adding after the period and before the word "subject" the following language: "For temporary permit revalidation purposes, water use report forms shall be mailed by the Board to each temporary permit holder. Timely return of the completed, signed, and dated water use report form to the Board shall automatically revalidate a temporary groundwater permit if the revalidation is not protested and if the water use report form does not show or reflect any permit-water use violations. If the revalidation of a permit is protested, the Board shall immediately set a date for hearing and notify the applicant and each protestant of the time and place of the hearing. At the hearing, any interested person may appear and present evidence and argument in support of or in opposition to the protest and revalidation. At the hearing on the revalidation protest, matters previously presented or considered and adjudicated shall not be subject to reconsideration or readjudication. The protest issues which may be entertained shall be limited to matters not previously deter-

mined, including but not limited to: a material or substantial change in conditions since issuance of the permit; evidence of the applicant's noncompliance with any of the terms, provisions, or conditions of the permit; or subsequent violations of the Oklahoma Groundwater Law, Section 1020.1 et seq. of this title, or Board rules and regulations.", which amendment was declared adopted.

Senators Leonard and Giles moved to amend **SB 266,** Page 4, Line 3, by striking after the word "permits" and before the word "revalidation" the words "granted and", which amendment was declared adopted.

Senators Leonard and Giles moved to amend **SB 266,** Page 4, Line 5-7, by striking after the word "hereby" on Line 5 all language through the end of the sentence and substituting therefor the word "validated", which amendment was declared adopted.

SB 266 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Dennis, Ford, McIntyre, Porter, Randle, Rhodes, Stipe and York.—8.

The bill and emergency passed.

SB 266 was referred for engrossment.

INTRODUCTION

Senator Boatner introduced his son, Alton Ray, to the Senate and asked unanimous consent that he be named Honorary Finance Chairman for this legislative day, which was the order.

Senator Rozell presiding.

MOTION TO SUSPEND JOINT RULE

Senator Keller asked unanimous consent to suspend Joint Rule 17(a) to report **SBs 177** and **285** from committee one day late, to which request objection was heard.

Senator Keller moved to suspend Joint Rule 17(a) to report **SBs 177** and **285** from committee, which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Capps, Choate, Cole, Combs, Cullison, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, O'Connor, Pierce, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—24.

Nay: Brown, Cain, Cate, Dawson, Floyd, Luton, McCune, Miller, Randle, Roberts, Rozell, Sadler, Schuelein and York.—14.

Excused: Branch, Dahl, Dennis, Ford, Leonard, McIntyre, Porter, Rhodes, Stipe and Terrill.—10.

COMMITTEE REPORTS

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

DO PASS:

HB 1002 — Judiciary and Retirement.

DO PASS, as amended:

CS for **HB 1110** — Judiciary and Retirement.

SECOND READING

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

HB 1199 — General Government.
HB 1216 — Judiciary and Retirement
HB 1296 — Rules
HB 1485 — Public Education
HJR 1039 — Judiciary and Retirement

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1041, 1046, 1051, 1056, 1069, 1134, 1149, 1207, 1312, 1327** and **1332** and **HJR 1018** (Special election passed).

HB 1041 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Commission on Consumer Credit — Appropriation — Operative Date — Emergency]

HB 1046 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Department of Agriculture — Appropriation — Operative Date — Emergency]

HB 1051 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[The Oklahoma Human Rights Commission — Appropriation — Operative Date — Emergency]

HB 1056 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Department of Corrections — Appropriation — Reappropriations — Operative Date — Emergency]

HB 1069 — By Sanders of the House and Boatner and Johnson of the Senate.

An act relating to waters and water rights; amending 82 O.S. 1981, Section 1461, as last amended by Section 1, Chapter 73, O.S.L. 1984 (82 O.S. Supp. 1984, Section 1461); re-creating the Scenic River Commission; providing for Scenic River Commissions; specifying powers of Commissions; providing for appointments and memberships of Commissions; limiting collection of certain fees; providing for codification; providing an operative date; and declaring an emergency.

HB 1134 — By Kamas and Sanders of the House and Boatner and Johnson of the Senate.

An act relating to professions and occupations; amending 59 O.S. 1981, Sections 199.2, 199.3, 199.7 and 199.14; re-creating the State Board of Cosmetology; increasing the membership by the addition of one lay member; exempting said member from certain requirements; providing for appointment to said Board; changing the qualifications of certain members; eliminating the per diem; eliminating the advanced operators license and powers, duties, curriculum requirements and fees related thereto; increasing certain fees; allowing the renewal of certain advanced operators licenses; providing an effective date; and declaring an emergency.

HB 1149 — By Whorton and Sanders of the House and Johnson and Boatner of the Senate.

An act relating to professions and occupations; authorizing the State Board of Health to promulgate rules and regulations concerning the examining, licensing, registering, and sanitation of barbers, apprentices, and barber colleges; providing for certain fees; creating the Oklahoma Barber Licensing Revolving Fund; transferring certain funds, property, records, obligations, and encumbrances from the State Board of Barber Examiners to the State Department of Health; recreating a State Board of Barber Examiners; providing for the membership, appointment, tenure, powers and duties of said Board; 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 for codification; providing an effective date; and declaring an emergency.

HB 1207 — By Harris (Ken), Monks, Hunter, Duckett, Glover and Hooper of the House and Terrill of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2358, as last amended by Section 10, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1984, Section 2358); providing method for determining Oklahoma taxable income and Oklahoma adjusted gross income; modifying determination of adjusted gross income for certain persons; and providing an effective date.

HB 1312 — By Hobson, Hamilton (James), Conaghan and Duckett of the House and McCune of the Senate.

An act relating to crimes and punishments; providing for aggravated assault and battery against certain employees of the Oklahoma Department of Corrections; providing penalty; providing for codification; and providing an effective date.

HB 1327 — By Hobson and Hamilton (James) of the House and McCune of the Senate.

An act relating to crimes and punishments; prohibiting unauthorized entries into certain correctional facilities, places, or grounds; providing penalties; providing for codification; and providing an effective date.

HB 1332 — By Davis (Frank), Duckett, Shurden and Stacy of the House and Choate of the Senate.

An act relating to criminal procedure; authorizing judicial determination actions relating to justifiable homicide; limiting such actions; requiring certain notice; providing for termination of such actions; barring certain actions after such determination; providing exceptions; providing for prospective and retroactive applicability of act; providing for codification; providing severability; and declaring an emergency.

HJR 1018 — By Glover and Benson of the House and Giles of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of the Constitution of the State of Oklahoma, repealing Sections 25 and 26 of Article VI and amending Section 1 of Article VI; removing all reference of the Chief Mine Inspector from the Constitution; deleting from the Constitution the requirement that the Legislature create mining districts and provide for assistant inspectors; providing ballot title; directing filing; and ordering a special election.

The above numbered measures were read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 20, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:20 p.m. to meet Wednesday, March 20, 1985, at 1:30 p.m.

Forty-second Legislative Day

Wednesday, March 20, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Ford, Porter and Rhodes.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Roger Woodrome, Cherokee Hills Christian Church, Oklahoma City, the guest of Senator Keller.

Senator Roberts presiding.

FIRST READING

The following was introduced and read the first time:

SR 15 — by Ford and Rozell.

A resolution commemorating the life of Willard Stone; extending sympathy and condolences; and directing distribution.

INTRODUCTION

Senator Rozell introduced Mrs. Willard Stone and members of her family to the Senate and asked unanimous consent that they be granted privileges of the floor during the consideration of **SR 15,** which was the order. Senator Rozell presented Mrs. Stone with a copy of the resolution honoring her late husband.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Rozell asked unanimous consent to suspend Rule 5-4 and refer **SR 15** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 15 by Ford and Rozell was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 15,** which was the order.

SR 15 was adopted upon motion of Senator Rozell and referred for enrollment.

INTRODUCTIONS

Senator Luton introduced Mrs. Claudeen Young, wife of Senator Young, and the five Young grandchildren to the Senate and asked unanimous consent that they be granted privileges of the floor, which was the order. Mrs. Young and her grandchildren performed a musical number for the Senate.

Senator Lamb introduced Miss Connie States, Oklahoma's Wheat Harvest Festival Queen for 1985 to the Senate and asked unanimous consent that she be granted privileges of the floor, which was the order.

GENERAL ORDER

SB 35 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 35** be advanced, which motion was declared adopted.

THIRD READING

SB 35 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Ford, Giles, Leonard, Porter, Rhodes and York.—6.

The bill and emergency passed.

SB 35 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

SB 37 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Shedrick moved that **SB 37** be advanced which motion was declared adopted.

THIRD READING

SB 37 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Ford, Giles, Leonard, Porter and Rhodes.—5.

The bill and emergency passed.

SB 37 was referred for engrossment.

GENERAL ORDER

SB 42 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Boatner moved that **SB 42** be advanced, which motion was declared adopted.

THIRD READING

SB 42 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Ford, Giles, Leonard, Porter, Rhodes and Taliaferro.—6.

The bill and emergency passed.

SB 42 was referred for engrossment.

GENERAL ORDER

SB 45 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

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

THIRD READING

SB 45 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Smith.—1.

Excused: Ford, Giles, Leonard, Porter, Rhodes and Taliaferro.—6.

The bill and emergency passed.

SB 45 was referred for engrossment.

GENERAL ORDER

SB 47 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Boatner moved that **SB 47** be advanced, which motion was declared adopted.

THIRD READING

SB 47 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, Brown, Cate, Cole, Cullison, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Landis, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taylor, Terrill, Winn and York.—27.

Nay: Cain, Capps, Choate, Combs, Dahl, Johnson, Keller, Lamb, McCune, O'Connor, Pierce, Smith, Watson, Wright and Young.—15.

Excused: Ford, Giles, Leonard, Porter, Rhodes and Taliaferro.—6.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Dahl moved that the vote be reconsidered whereby **SB 47** passed.

GENERAL ORDER

SB 58 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 58** be advanced, which motion was declared adopted.

THIRD READING

SB 58 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Ford, Giles, Leonard, Porter, Rhodes and Taliaferro.—6.

The bill and emergency passed.

SB 58 was referred for engrossment.

GENERAL ORDER

SB 60 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Pierce moved to amend **SB 60,** Page 4, Line 9½, by adding a new Section 3 as follows: "Section 3. The provisions of Title 37 O.S. 1981, Section 528E, last amended by House Bill 1118 of the 1st Session of the 40th Legislature (1985), notwithstanding, the Alcoholic Beverage Laws Enforcement Commission shall not be authorized to establish or assess fines." and renumber subsequent sections.

Senator Combs moved to table the Pierce amendment, which tabling motion was declared adopted.

Senator Terrill moved that **SB 60** be advanced, which motion was declared adopted.

THIRD READING

SB 60 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Ford, Giles, Howell, Leonard, Porter, Rhodes, Taliaferro and York.—8.

The bill and emergency passed.

SB 60 was referred for engrossment.

Senator Rozell presiding.

GENERAL ORDER

SB 61 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cate moved that **SB 61** be advanced, which motion was declared adopted.

THIRD READING

SB 61 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Ford, Giles, Howell, Leonard, Porter, Rhodes and York.—7.

The bill and emergency passed.

SB 61 was referred for engrossment.

GENERAL ORDER

SB 262 by Winn of the Senate and Virtue of the House was called up for consideration.

Senator Winn moved that **SB 262** be advanced, which motion was declared adopted.

THIRD READING

SB 262 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Ford, Giles, Leonard, Porter, Rhodes and York.—6.

The bill passed.

SB 262 was referred for engrossment.

GENERAL ORDER

SB 97 by Terrill of the Senate and Harris (Ken) of the House was called up for consideration.

Senator Boatner asked to coauthor **SB 97**, which was the order.

Senator Terrill moved to amend **SB 97**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved that **SB 97** be advanced, which motion was declared adopted.

THIRD READING

SB 97 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Ford, Giles, Lamb, Leonard, McIntyre, Porter, Rhodes and York.—8.

The bill and emergency passed.

SB 97 was referred for engrossment.

GENERAL ORDER

SB 186 by Howell of the Senate and Anderson of the House was called up for consideration.

Senator Howell moved to amend **SB 186**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Howell moved to amend **SB 186,** Page 2, Lines 6 through 8, by striking after the word "services" on Line 6 the period and substituting therefor the word ", including:" and by deleting in Lines 7 and 8 all language, which amendment was declared adopted.

Senator Howell moved to amend **SB 186,** Pages 3 through 7, by deleting all language beginning with Page 3, Line 14 and ending with Page 7, Line 4, which amendment was declared adopted.

Senator Howell moved that **SB 186** be advanced, which motion was declared adopted.

THIRD READING

SB 186 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Keller, Lamb, Luton, McCune, Miller, O'Connor, Randle, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Wright.—32.

Nay: Branch, Cole, Dennis, Johnson, Landis, Pierce, Rozell, Watson and Young.—9.

Excused: Ford, Giles, Leonard, McIntyre, Porter, Rhodes and York.—7.

The bill passed.

SB 186 was referred for engrossment.

GENERAL ORDER

SB 198 by Choate of the Senate and Hale of the House was called up for consideration.

Senator Choate moved that **SB 198** be advanced, which motion was declared adopted.

Senator Cullison presiding.

THIRD READING

SB 198 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Green, Howell, Keller, Lamb, Landis, McCune, McIntyre, O'Connor, Pierce, Randle, Shedrick, Smith, Taliaferro, Taylor, Watson, Wright and York.—25.

Nay: Boatner, Branch, Dahl, Dawson, Dennis, Floyd, Hopkins, Johnson, Luton, Miller, Roberts, Rozell, Sadler, Schuelein, Stipe, Terrill and Young.—17.

Excused: Ford, Giles, Leonard, Porter, Rhodes and Winn.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Choate moved that the vote be reconsidered whereby **SB 198** passed.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill, as amended:

SB 269

GENERAL ORDER

SB 207 by Smith of the Senate and Harris (Ken) of the House was called up for consideration.

Senator Smith moved that **SB 207** be advanced, which motion was declared adopted.

THIRD READING

SB 207 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—35.

Nay: Branch, Dahl, Howell, Miller, Pierce and Stipe.—6.

Excused: Dennis, Ford, Giles, Leonard, Porter, Rhodes and Winn.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Stipe moved that the vote be reconsidered whereby **SB 207** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 36, 39, 40, 55, 59, 76, 77, 98, 151, 155, 162, 195, 216, 239 and **266** and **SCR 8** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 212 by Taylor of the Senate and Brown of the House was called up for consideration.

Senator Taylor moved to amend **SB 212,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Taylor moved that **SB 212** be advanced, which motion was declared adopted.

THIRD READING

SB 212 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Rhodes and Winn.—8.

The bill and emergency passed.

SB 212 was referred for engrossment.

Senator Lamb presiding.

GENERAL ORDER

SB 217 by Shedrick and Taylor of the Senate and Henry and Virtue of the House was called up for consideration.

Senator Shedrick moved that **SB 217** be advanced, which motion was declared adopted.

THIRD READING

Senator Shedrick asked unanimous consent to amend **SB 217** on Third Reading by crippling the title, which was the order.

SB 217 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—39.

Nay: Smith and Wright.—2.

Excused: Dennis, Ford, Giles, Leonard, Porter, Rhodes and Winn.—7.

The bill and emergency passed.

SB 217 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 138,** as coauthored by Brown, Cotner, Combs, Cozort, Heaton, Henshaw, Kelly, Koppel, Little, McKenna, Mitchell, Morgan, Murphy, Patrick, Shurden, Vaughn, Abbott, Adair, Bastin, Brewster, Davis (Guy), Duckett, George, Glover, Hale, Harbin, Holden, Johnson (Glen), Smith, Whorton and Willis of the House.

The above numbered bill was referred for enrollment.

GENERAL ORDER

SB 261 by Miller of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Miller moved to amend **SB 261,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Stipe moved to amend **SB 261,** Page 2, Line 29, by adding after "1979" and before the period the words "with the advice and consent of the Senate"; On Page 10, Line 2, by adding after the word "Governor" and before the period the words "with the advice and consent of the Senate"; On Page 20, Line 12, by adding after the word "Governor" and before the word "to" the words "with the advice and consent of the Senate," and on Page 20, Line 22, by adding after the word "Governor" and before the word "for" the words "with the advice and consent of the Senate"; On Page 21, Line 10, by adding after the 2nd word "appointed" and before the word "and" on Line 11 the words "with the advice and consent of the Senate"; On Page 21, Line 35, by adding after the word "large" and before the period the words "with the advice and consent of the Senate" and on Page 22, Line 31, by adding after the word "appointment" and before the 2nd word "by" the words ", with the advice and consent of the Senate,"; On Page 25, Line 4, by adding after the word "Governor" and before the period the words "with the advice and consent of the Senate" and on Page 25, Line 15, after the word "appoint" and before the word "the" the words ", with the advice and consent of the Senate,"; On Page 27, Line 27, by adding after the word "Governor" and before the word "as" the words "with the advice and consent of the Senate and"; on Page 28, Line 26, by adding after the word "Governor" and before the word "who" the words "with the advice and consent of the Senate," and on Page 29, Line 21, by adding after the word "Association" and before the word "fill" on Line 22, the words ", with the advice and consent of the Senate,"; On Page 32, Line 10, by adding after the word "Governor" and before the period the words "with the advice and consent of the Senate"; On Page 35, Line 5, by adding after the word "Governor" and before the period the words "with the advice and consent of the Senate"; and on Page 38, Line 12, by adding after the word "Governor" and before the word "for" the words ", with the advice and consent of the Sen-

ate,'', which amendment was declared adopted.

Senator Miller moved to amend **SB 261,** Page 10, Line 22, by inserting after the word ''Act'' and before the word ''as'' a period and on Page 10, Line 22, by deleting after the word ''Act'' all language through the end of the line, and on Page 10, Line 23, by inserting after the stricken word ''members'' and before the word ''for'' the words ''Appointments shall be'', which amendment was declared adopted.

Senator Miller moved to amend **SB 261,** Page 20, Line 14, by inserting after the word ''the'' and before the word ''State'' the word ''Oklahoma'', which amendment was declared adopted.

Senator Boatner moved to amend **SB 261,** Page 35, Line 30, by changing the word and figure ''nine (9)'' to read ''seven (7)'', which amendment was declared adopted.

Senator Miller moved to amend **SB 261,** Page 40, Line 16, by deleting after the word ''State'' and before the word ''Commission'' the word ''Highway'' and substituting in lieu thereof the word ''Transportation'' and by amending the title to conform, which amendment was declared adopted.

Senator Boatner moved to amend **SB 261,** Page 40, Line 17, by changing the word and figure ''seven (7)'' to read ''six (6)'', which amendment was declared adopted.

Senator Miller moved that **SB 261** be advanced, which motion was declared adopted.

THIRD READING

SB 261 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cullison, Dahl, Dawson, Green, Hopkins, Howell, Johnson, Keller, Lamb, McCune, Miller, Pierce, Randle, Rozell, Sadler, Schuelein, Shedrick, Taylor, Wright and York.—26.

Nay: Boatner, Cole, Combs, Floyd, Landis, Luton, O'Connor, Roberts, Smith, Stipe, Taliaferro, Terrill, Watson and Young.—14.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Rhodes and Winn.—8.

The bill passed.

Senators Boatner, Luton, Landis, Floyd, Roberts and Combs desired to vote Aye on the emergency.

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

Aye: 32; Nay: 8; Excused: 8.

The emergency passed.

SB 261 was referred for engrossment.

GENERAL ORDER

SB 267 by Capps of the Senate and George of the House was called up for consideration.

Senator O'Connor moved to amend **SB 267,** Page 4, Line 5½, by adding a new Section 2 to read as follows and amending the title to conform and renumbering subsequent sections:

''Section 2. AMENDATORY 63 O.S. 1981, Section 1-2006, is amended to read as follows:

Section 1-2006. A. For the purposes of this section:

1. ''Affected property owners'' means all real property owners within **[one (1) mile]**

TWO (2) MILES of the outer perimeter of the proposed site; and

2. "Qualified interest group" means any organization with twenty-five or more members who must be legal residents of the State of Oklahoma, that expresses an interest in the outcome of the construction permit application.

B. The Department shall issue permits for the construction and for the operation of controlled industrial waste facilities. A construction permit shall be issued only upon proper application, hearing, if requested, and determination by the Department that the proposed site and facility are physically and technically suitable. Upon submission of an application for a construction permit, which shall be a public record, the applicant shall notify affected property owners.

C. In addition to the notice required by subsection B of this section, and prior to issuing any construction or operation permit, the Department shall require the applicant to give notice, by newspapers and radio stations local to the controlled industrial waste facility proposed for a permit, of opportunity to oppose the granting of such permit by requesting an informal public meeting. If within forty-five (45) days of such notice, the Department receives from any person residing or doing business in Oklahoma, written notice of opposition and request for informal public meeting, it shall hold the same and allow opportunity for presentation of written and oral views. Whenever possible, the Department shall hold such informal public meetings at a location convenient to the population center nearest the proposed site, and prior to any related hearing pursuant to subsection B of this section.

D. If any of the affected property owners or qualified interest groups request a public hearing, such hearing shall be held before a construction permit is issued. All affected property owners and qualified interest groups who request a hearing shall be joined at the hearing. At any requested hearing, the Department shall hear testimony and accept evidence pertaining only to the physical and technical suitability of the proposed controlled industrial waste facility. AN AFFECTED PROPERTY OWNER MAY BRING AN ACTION IN DISTRICT COURT AGAINST THE OWNER OF A DISPOSAL SITE TO RECOVER ANY LOSS IN PROPERTY VALUE WHICH MAY HAVE BEEN CAUSED BY THE DISPOSAL SITE.

E. Upon a finding that a proposed controlled industrial waste facility is not physically or technically suitable, the Department shall deny the construction permit. UPON A FINDING OF SUBSTANTIAL DETRIMENTAL ENVIRONMENTAL EFFECT TO THE PROPERTY OF AFFECTED PROPERTY OWNERS, THE DEPARTMENT SHALL DENY THE CONSTRUCTION PERMIT. THE STATE BOARD OF HEALTH SHALL ADOPT STANDARDS FOR THE DETERMINATION OF DETRIMENTAL EFFECTS TO PROPERTY.

F. The Department may, upon determining that public health or safety requires emergency action, issue a temporary permit for treatment or storage of controlled industrial waste or recyclable material for a period not to exceed ninety (90) days without the prior notices and opportunity for public meeting and without the hearing required by this section. Any person aggrieved by such permit may seek judicial review pursuant to the Administrative Procedures Act."

Senator Smith moved to table the O'Connor amendment, which tabling motion failed on a division of the question.

Senator O'Connor pressed his motion to adopt his amendment, which amendment was adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, McCune, McIntyre, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson and Wright.—32.

Nay: Brown, Combs, Dawson, Luton, Miller, Schuelein, Smith, York and Young.—9.

Excused: Dennis, Ford, Giles, Leonard, Porter, Rhodes and Winn.—7.

Senators Cullison and Dahl moved to amend **SB 267,** Page 4, Line 5½, by adding a new Section to read as follows: "Section 2. New Law. A new Section of law to be codified in the Oklahoma Statutes as Section 1-2005.2a of Title 63, unless there is created a duplication in numbering, reads as follows:

"After the effective date of this act, all applicants for permits, including those applicants whose permit applications are under review by the Department of Health on the effective date of this act, shall demonstrate to the Department compliance with best available technology standards. Such standards shall be adopted by the Board of Health and shall be in accordance with similar standards established by the United States Environmental Protection Agency. Failure of the applicant to demonstrate compliance with such standards shall result in denial of the permit by the Department." and renumbering subsequent sections, which amendment was adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Combs, Cullison, Dahl, Floyd, Hopkins, Howell, Johnson, Keller, Lamb, McIntyre, O'Connor, Pierce, Randle, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, York and Young.—27.

Nay: Branch, Brown, Choate, Cole, Dawson, Green, Landis, Luton, McCune, Miller, Roberts, Smith, Watson and Wright.—14.

Excused: Dennis, Ford, Giles, Leonard, Porter, Rhodes and Winn.—7.

Senator O'Connor moved to amend **SB 267,** Page 8, Line 8½, by adding a new Section to read as follows and by renumbering subsequent sections and revising the title to conform:

"Section 5. AMENDATORY Section 5, Chapter 277, O.S.L. 1981 (63 O.S. 1981, Section 1-2014), is amended to read as follows:

Section 1-2014. A. The practice of plowing controlled industrial waste into the soil surface for the purpose of disposal is hereby prohibited except pursuant to a plan approved by the Department for biodegradable or inert material. In addition, the site used for such disposal shall not be subject to flooding or extensive erosion. The HEARING provisions of Section **[2757]** 1-2006 of this title shall not apply to soil farming operations conducted on the **[producer's]** GENERATOR'S plant site OR NEARBY PROPERTY UNDER THE CONTROL OF THE GENERATOR.

B. No underground injection well or surface disposal site shall be allowed or permitted under this act if the site of such well is located over, OR WITHIN TWO (2) MILES OF, a **[major]** PRINCIPAL fresh groundwater basin**[, except pursuant to a plan approved by the Department. The plan shall contain such design criteria and groundwater monitoring provisions as deemed necessary by the Department to protect the quality of the basin water]** AS DESIGNATED BY THE OKLAHOMA GEOLOGICAL SURVEY."

Senator Capps moved to amend the O'Connor amendment to **SB 267** by amending Subsection B. to read as follows:

"B. No underground injection well or surface disposal site shall be allowed or permitted under this act if the site of such well is

located over, OR WITHIN TWO (2) MILES OF, a [major] PRINCIPAL fresh groundwater basin, except pursuant to a plan approved by the Department. The plan shall contain such design criteria and groundwater monitoring provisions as deemed necessary by the Department to protect the quality of the GROUNDWATER basin AS DESIGNATED BY THE OKLAHOMA GEOLOGICAL SURVEY.'', which amendment was declared adopted.

Senator O'Connor moved the adoption of his amendment, as amended by the Capps amendment, which amendment was declared adopted upon a division of the question.

Senator Stipe moved to amend **SB 267,** Page 1, by crippling the title, which amendment was adopted upon roll call as follows:

Aye: Branch, Brown, Cate, Choate, Cole, Dawson, Green, Lamb, Landis, Luton, McIntyre, Miller, Pierce, Roberts, Rozell, Schuelein, Smith, Stipe, Taylor, Watson, Wright, York and Young.—23.

Nay: Boatner, Cain, Capps, Combs, Cullison, Dahl, Floyd, Hopkins, Howell, Johnson, Keller, McCune, O'Connor, Randle, Sadler, Shedrick, Taliaferro and Terrill.—18.

Excused: Dennis, Ford, Giles, Leonard, Porter, Rhodes and Winn.—7.

Senator Pierce moved to amend **SB 267,** Pages 6 and 7, by deleting after the word ''both'' on Line 8 and before the word ''a'' on Line 11, all language and by deleting all language in paragraph b. on Pages 6 and 7, which amendment failed of adoption.

Senator Capps moved that **SB 267** be advanced, which motion was declared adopted.

THIRD READING

SB 267 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—37.

Nay: Branch, Cole, Landis and Smith.—4.

Excused: Dennis, Ford, Giles, Porter, Rhodes, Stipe and Winn.—7.

The bill passed.

SB 267 was referred for engrossment.

GENERAL ORDER

SB 326 by Cate of the Senate and Lewis of the House was called up for consideration.

Senator Boatner moved to amend **SB 326,** Page 4, Line 8½, by adding a new Section 8 to read as follows:

''Section 8. There is hereby appropriated to the Office of the Insurance Commissioner from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1985, the sum of Fifty Thousand Dollars ($50,000.00), or so much thereof as may be necessary to perform the duties imposed upon the Office of the Insurance Commissioner by law. In addition to the limits on full-time-equivalent employees and certain expenditure limits authorized by Section 2, Chapter 215, O.S.L. 1984, the Insurance Commissioner is hereby authorized, for the fiscal year ending June 30, 1985, the following:

Total Expenditures for Operations, Excluding Prior Year Encumbrances and Obligations and Capital Projects	$50,000.00''

and add new Section 8 to lapse date in Section 9 (now Section 10) and renumbering subsequent sections, which amendment was declared adopted.

Senator Cate moved that **SB 326** be advanced, which motion was declared adopted.

THIRD READING

SB 326 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—41.

Excused: Dennis, Ford, Giles, Porter, Rhodes, Winn and York.—7.

The bill and emergency passed.

SB 326 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Howell asked unanimous consent to suspend Joint Rule 17(a) to report **SB 218** from committee.

Senator Keller asked unanimous consent to amend the Howell request by adding **SBs 177** and **285** to report from committee.

Senator Howell moved to table, which tabling motion was adopted upon a division of the question.

Senator Howell pressed his unanimous consent request to suspend Joint Rule 17(a) to report **SB 218** from committee, to which request objection was heard.

Senator Howell asked unanimous consent to lay over the request.

COMMITTEE ASSIGNMENT ADDED

Senator Luton asked unanimous consent that a second committee assignment for **HB 1199** to the Committee on Finance be added, which was the order.

COMMITTEE REPORTS

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

DO PASS:

HB 1158 — General Government.

DO PASS, as amended:

HB 1221 — Finance.

SECOND READING

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

HB 1041 — Appropriations
HB 1046 — Appropriations
HB 1051 — Appropriations
HB 1056 — Appropriations
HB 1069 — Natural Resources
HB 1134 — Business and Labor
HB 1149 — Business and Labor
HB 1207 — Finance
HB 1312 — Criminal Jurisprudence
HB 1327 — Criminal Jurisprudence
HB 1332 — Judiciary and Retirement
HJR 1018 — Natural Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1009, 1010, 1061, 1117, 1136, 1138, 1151, 1153, 1154, 1155, 1164, 1170, 1259, 1266, 1283, 1311, 1405, 1436, 1478, 1559** and **HJRs 1026** and **1027.**

HB 1009 — By Hooper, Glover, Holt and Harris (Ken) of the House and Taliaferro of the Senate.

[Revenue and taxation — amending 68 O.S. 1981, Section 2358 — income tax deductions — emergency]

HB 1010 — By Henshaw, Schroeder and Stacy of the House and Wright of the Senate.

An act relating to crimes and punishments; creating civil liability for certain criminal acts involving false or bogus checks; authorizing amount of damages recoverable; providing for codification; and providing for an effective date.

HB 1061 — By Lewis, Haney and Duckett of the House and Cate and Dennis of the Senate.

[Teachers' Retirement System — appropriation — operative date — emergency]

HB 1117 — By Mentzer of the House and Cain of the Senate.

An act relating to poor persons; amending 56 O.S. 1981, Section 168; providing for appeals from adverse decisions of the Department of Human Services; providing procedures; providing for review; and providing an effective date.

HB 1136 — By Abbott, Lewis, Duckett, Leftwich and Stacy.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 11-902, as last amended by Section 5, Chapter 254, O.S.L. 1984 (47 O.S. Supp. 1984, Section 11-902); modifying penalties for offenses involving driving under the influence of intoxicants; prohibiting driving under the influence of intoxicants; defining terms; providing for certain treatment programs; and providing an effective date.

HB 1138 — By Abbott, Murphy, Duckett and Sherrer of the House and Dennis of the Senate.

[State government — amending 74 O.S. 1981 — Oklahoma Public Employees Retirement System — operative date — emergency]

HB 1151 — By Lewis of the House and Dahl of the Senate.

An act relating to agriculture; amending 2 O.S. 1981, Sections 5-21, 5-25, 5-28 and 5-30; modifying the provisions regulating the sale of eggs; modifying definitions; providing for pack-date and expiration date; providing for regrading and repackaging of certain eggs; modifying and increasing the acts which constitute certain violations concerning the sale of eggs; providing for certain licenses; requiring fees; providing exceptions; requiring certain inspections and inspection fees; providing for certain reports and records; providing for inspection fee stamps; providing for penalty; providing that certain violations are grounds to deny issue of, suspend, cancel, revoke or refuse reissue of certain licenses; providing for codification; and declaring an emergency.

HB 1153 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Police Pension and Retirement Board — appropriations — operative date — emergency]

HB 1154 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Firefighters Pension and Retirement Board — appropriation — operative date — emergency]

HB 1155 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Law Enforcement Retirement Board — appropriation — operative date — emergency]

HB 1164 — By Mentzer of the House and Rozell of the Senate.

[Various state entities — amendatory — removing required per diem payments — exceptions — repealer — codification — emergency]

HB 1170 — By Cotner and Grieser of the House and Capps of the Senate.

An act relating to counties; providing for the Transient Merchant Licensing Act; providing for short title; defining terms; providing for exceptions from the act; requiring licensure; providing for procedures; requiring certain information on applications for licensure; providing for the design and printing of application forms and certificates; providing for registered agents; requiring certain fees; requiring certain bonds; providing for payment on bond; providing for release of bonds; making certain activities a misdemeanor; providing for the enforcement of the act; providing for codification; and providing an effective date.

HB 1259 — By Murphy of the House and Cullison of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 166.1; modifying terms; increasing the weight of certain parcels, packages or articles which may be carried by a restricted parcel carrier; providing for issuance of revised certificates; requiring publication and filing; providing for cancellation of certain certificates; prohibiting certain fees, notices and hearings; providing for codification; and declaring an emergency.

HB 1266 — By Lewis, Morgan and Davis (Guy) of the House and Sadler of the Senate.

An act relating to revenue and taxation; amending Section 2, Chapter 8, O.S.L. 1983, as amended by Section 9, Chapter 275, O.S.L. 1983 (68 O.S. Supp. 1984, Section 1370) as last amended by Section 1 of Enrolled Senate Bill No. 2 of the 1st Session of the 40th Oklahoma Legislature; providing for a county sales tax with certain limitations; requiring such sales tax to be designated for certain purposes; providing procedures for such designation; requiring such sales tax proceeds to be used for designated purpose; and providing an effective date.

HB 1283 — By Adair of the House and Rozell of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 6-104.5; modifying salary payment of teachers upon exhausting sick leave; authorizing payment for unused sick leave upon termination; providing an operative date; and declaring an emergency.

HB 1311 — By Hobson of the House and Cate of the Senate.

An act relating to mental health; providing for the admittance of informal patients; providing for procedures; providing for release; requiring certain information be provided to said patient; excepting the state and its agents from duty to admit person as an informal patient; limiting liability; providing for codification; and providing an effective date.

HB 1405 — By Harbin and Duckett of the House and Johnson of the Senate.

An act relating to intoxicating liquors; amending 37 O.S. 1981, Sections 163.11, 241, 243 and 246, as amended by Sections 1, 2 and 4, Chapter 98, O.S.L. 1983 (37 O.S. Supp. 1984, Sections 241, 243 and 246); prohibiting persons under twenty-one years of age in certain areas of premises of holders of licenses to sell nonintoxicating beverages for on-premises consumption; providing for nonintoxicating beverage permits issued by the district court; expanding reasons for revoking permits; modifying prohibited acts of persons licensed to sell nonintoxicating beverages for on-premises consumption to in-

clude prohibition against permitting any person under twenty-one years of age, whether as a customer or as an employee, in the separate or enclosed bar area of the licensed premises; providing exceptions; prohibiting persons under twenty-one years of age from consuming or possessing nonintoxicating beverages in public places and from being in bar area where such beverages are sold; providing penalties; and providing an effective date.

HB 1436 — By Lewis, Virtue, Morgan, Henry, Whorton and Davis (Frank).

[Counties and county officers — rural road improvement — districts — effective date]

HB 1478 — By Davis (Frank), Morgan and Whorton of the House and McCune of the Senate.

[Counties and county officers — rural road improvement — districts — effective date]

HB 1559 — By Abbott, Davis (Guy), Barker, Blodgett, Brewster, Combs, Converse, Cox, Duckett, Duke, Formby, Haney, Hobson, Johnson (Glen), Kelly, Lewis, Logan, Mentzer, Monks, Morgan, Murphy, Reimer, Ross, Sanders, Sherrer, Shurden, Smith, Thompson, Vaughn, Virtue, Adair, Schroeder and Anderson of the House and Dennis of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 17-107, as last amended by Section 3, Chapter 6, O.S.L. 1983 (70 O.S. Supp. 1984, Section 17-107); enacting the Education Employees Group Health, Dental, and Life Insurance Act; providing short title; defining terms; specifying powers and duties of the Board of Trustees of the Teachers' Retirement System of Oklahoma; providing for determination of rates and benefits; providing for certain specifications; providing for participation in the insurance plans; providing for dependent coverage; providing for the payment of premiums by participating entities and employees; providing for continued coverage of health and life insurance benefits for certain persons; limiting coverage of certain persons; creating the Education Employees Group Health, Dental, and Life Insurance Reserve Fund; providing procedures for the fund; creating the Education Employees Group Health, Dental, and Life Insurance Revolving Fund; providing procedures for the fund; making certain information confidential; specifying duty of the Teachers' Retirement System of Oklahoma; providing for certain office facilities; providing for certain employees and services; providing for investment of certain funds; modifying use of certain interest income; providing for codification; and providing an effective date.

HJR 1026 — By Stottlemyre of the House and York of the Senate.

A joint resolution designating White Cane Safety Day in Oklahoma; and encouraging citizens to aid in the provision of a safe environment for the blind.

HJR 1027 — By Harbin of the House and Stipe of the Senate.

A joint resolution providing for a study of judicial salaries and a review of judicial compensation schemes and salary funding techniques of other jurisdictions; creating the Joint Special Committee on Judicial Salaries; providing for composition and appointment of members of the Special Committee; granting the Special Committee certain power; prohibiting compensation or reimbursement of members of the Special Committee; providing that the number of meetings of said Committee during the 1985 legislative interim shall not be limited; requiring a written report of findings and recommendations by a certain date; directing distribution; and declaring an emergency.

The above numbered measures were read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand ad-

journered to convene Thursday, March 21, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton the Senate adjourned at 5:25 p.m. to meet Thursday, March 21, 1985, at 10:00 a.m.

Forty-third Legislative Day

Thursday, March 21, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—10.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Roger Woodrome, Cherokee Hills Christian Church, Oklahoma City, the guest of Senator Keller.

GENERAL ORDER

SB 16 by Combs and Landis of the Senate and Littlefield of the House was called up for consideration.

Senators Boatner and Terrill asked to coauthor **SB 16,** which was the order.

Senator Combs moved that **SB 16** be advanced, which motion was declared adopted.

THIRD READING

SB 16 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Taylor, Terrill, Watson, Winn, York and Young.—33.

Nay: Smith and Wright.—2.

Excused: Choate, Dennis, Ford, Giles, Keller, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick, Stipe and Taliaferro.—13.

The bill and emergency passed.

SB 16 was referred for engrossment.

GENERAL ORDER

SB 48 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Boatner moved that **SB 48** be advanced, which motion was declared adopted.

THIRD READING

SB 48 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, Miller, Pierce, Roberts, Rozell, Sadler, Schuelein, Stipe, Taylor, Terrill, Winn, Wright and York.—33.

Nay: McCune, O'Connor, Smith, Watson and Young.—5.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—10.

The bill and emergency passed.

SB 48 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Howell asked unanimous consent to suspend Joint Rule 17(a) to report **SB 218** out of committee past the deadline, which was the order.

GENERAL ORDER

SB 57 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 57** be advanced, which motion was declared adopted.

THIRD READING

SB 57 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and Young.—36.

Excused: Choate, Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick, Taliaferro and York.—12.

The bill and emergency passed.

SB 57 was referred for engrossment.

GENERAL ORDER

SB 49 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Schuelein moved that **SB 49** be advanced, which motion was declared adopted.

THIRD READING

SB 49 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, Mc-

Cune, Miller, O'Connor, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—36.

Nay: Pierce.—1.

Excused: Choate, Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—11.

The bill and emergency passed.

SB 49 was referred for engrossment.

GENERAL ORDER

SB 50 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Schuelein moved that **SB 50** be advanced, which motion was declared adopted.

THIRD READING

SB 50 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—10.

The bill and emergency passed.

SB 50 was referred for engrossment.

GENERAL ORDER

SB 131 by Taylor of the Senate and Lewis, et al, of the House was called up for consideration.

Senator Taylor moved that **SB 131** be advanced, which motion was declared adopted.

THIRD READING

SB 131 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Dahl, Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—11.

The bill and emergency passed.

SB 131 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 35, 37, 42, 45, 58, 60, 61, 97, 186, 212, 217, 261, 262, 267 and **326** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 138 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 15 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 163 by Taylor of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Taylor moved that **SB 163** be advanced, which motion was declared adopted.

THIRD READING

SB 163 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Dahl, Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—11.

The bill and emergency passed.

SB 163 was referred for engrossment.

GENERAL ORDER

SB 180 by Terrill of the Senate and Hobson of the House was called up for consideration.

Senator Cate moved to amend **SB 180,** Page 2, Line 4, by adding after the word "semester" the following: "Subject to the academic and attendance regulations and policies of each school district, any student who accumulates ten (10) or less absences during a single semester shall receive credit for the course for that semester.", which amendment was adopted upon a division of the question.

Senator Terrill moved to amend **SB 180,** Page 2, Line 4½, by adding a new Section 2 to read as follows: "Section 2. Any local board rule or State Board of Education regulations, authority, or published procedures concerning variances now applicable shall not be negated by Section 1 of this act." and renumber subsequent section, which amendment was adopted upon a division of the question.

Senator Terrill moved to amend **SB 180,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved that **SB 180** be advanced, which motion was declared adopted.

THIRD READING

Senator Terrill asked unanimous consent to amend **SB 180** on Third Reading by deleting the emergency section on Page 2, Lines 5 through 9, which amendment was declared adopted.

SB 180 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, Cole, Combs, Cullison, Dahl, Green, Hopkins, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Taylor, Terrill, Watson, Winn and York.—25.

Nay: Brown, Cain, Choate, Dawson, Floyd, Howell, Johnson, Keller, Schuelein, Smith, Stipe, Wright and Young.—13.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—10.

The bill passed.

SB 180 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Hopkins pressed his motion to reconsider the vote whereby **SB 234** failed, which motion failed of adoption upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Floyd, Hopkins, Howell, Lamb, Luton, Schuelein, Stipe, Taylor, Terrill and York.—18.

Nay: Branch, Choate, Cole, Green, Johnson, Keller, Landis, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Watson, Winn, Wright and Young.—18.

Excused: Boatner, Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick, Smith and Taliaferro.—12.

GENERAL ORDER

SB 206 by Terrill of the Senate and Lewis of the House was called up for consideration.

Senator Terrill moved to amend **SB 206,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved that **SB 206** be advanced, which motion was declared adopted.

Senator Combs presiding.

THIRD READING

SB 206 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—10.

The bill and emergency passed.

SB 206 was referred for engrossment.

GENERAL ORDER

SB 272 by Brown of the Senate and Hobson of the House was called up for consideration.

Senator Brown moved to amend **SB 272,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Landis moved to amend **SB 272,** Page 5, Line 1, by restoring all stricken language through Line 11.

Senator Brown asked unanimous consent to lay over **SB 272** with the Landis amendment, which was the order.

GENERAL ORDER

SB 297 by Taylor of the Senate and Riggs of the House was called up for consideration.

Senator Pierce moved to amend **SB 297,** Page 3, Line 4½, by adding a new Section 2 as follows: "Section 2. Title 40, 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, 196.12 (1981 Statutes) are hereby repealed."

Senator Taylor moved to table the Pierce amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dawson, Floyd, Hopkins, Howell, Johnson, Luton, Miller, Porter, Rozell, Schuelein, Stipe, Taylor, Terrill, Winn, York and Young.—23.

Nay: Boatner, Choate, Cole, Green, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Sadler, Smith, Watson and Wright.—14.

Excused: Dahl, Dennis, Ford, Giles, Leonard, McIntyre, Randle, Rhodes, Roberts, Shedrick and Taliaferro.—11.

Senator Taylor moved that **SB 297** be advanced, which motion was declared adopted.

THIRD READING

SB 297 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Porter, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Nay: Pierce.—1.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Randle, Rhodes, Roberts, Shedrick and Taliaferro.—10.

The bill passed.

SB 297 was referred for engrossment.

GENERAL ORDER

SJR 17 by Terrill of the Senate and Harris (Ken) of the House was called up for consideration.

Senator Terrill moved that **SJR 17** be advanced, which motion was declared adopted.

THIRD READING

SJR 17 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cullison, Dahl, Floyd, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, Miller, O'Connor, Rozell, Schuelein, Stipe, Taylor, Terrill, Watson, Winn, York and Young.—26.

Nay: Branch, Choate, Cole, Combs, Dawson, Green, McCune, Pierce, Porter, Sadler, Smith and Wright.—12.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Randle, Rhodes, Roberts, Shedrick and Taliaferro.—10.

The resolution passed.

Senators Wright, Smith, Green, Branch, Dawson and Sadler 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.

SJR 17 was referred for engrossment.

GENERAL ORDER

SJR 21 by Randle, et al, of the Senate and Anderson, et al, of the House was called up for consideration.

Senator Stipe and Representative Barker asked to coauthor **SJR 21,** which was the order.

Senator Terrill moved to amend **SJR 21**, Page 4, Line 18, by adding after Section 6 an emergency clause, which amendment was declared adopted.

Senator Terrill moved that **SJR 21** be advanced, which motion was declared adopted.

THIRD READING

SJR 21 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Porter, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Randle, Rhodes, Roberts, Shedrick and Taliaferro.—10.

The resolution and emergency passed.

SJR 21 was referred for engrossment.

GENERAL ORDER

SB 272 was considered further.

Senator Landis asked unanimous consent to withdraw his amendment to **SB 272**, which was the order.

Senator Brown moved that **SB 272** be advanced, which motion was declared adopted.

THIRD READING

SB 272 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Dennis, Ford, Giles, Leonard, McIntyre, Porter, Randle, Rhodes, Shedrick and Taliaferro.—10.

The bill and emergency passed.

SB 272 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 138.**

The above numbered enrolled measure was referred to the Governor.

COMMITTEE REPORTS

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

DO PASS:

SB 218 — Business and Labor, coauthored by Henry (principal House author).

SECOND READING

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

HB 1009 — Finance
HB 1010 — Criminal Jurisprudence
HB 1061 — Appropriations
HB 1117 — Human Resources
HB 1136 — Criminal Jurisprudence

HB 1138 — Judiciary and Retirement
HB 1151 — Agriculture
HB 1153 — Appropriations
HB 1154 — Appropriations
HB 1155 — Appropriations
HB 1164 — Appropriations
HB 1170 — Business and Labor
HB 1259 — Business and Labor
HB 1266 — General Government
HB 1283 — Public Education
HB 1311 — Human Resources
HB 1405 — Judiciary and Retirement
HB 1436 — Transportation
HB 1478 — Transportation
HB 1559 — Judiciary and Retirement
HJR 1026 — Human Resources
HJR 1027 — Judiciary and Retirement

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1022, 1050, 1062, 1179, 1185, 1209, 1264, 1270, 1276, 1293, 1299, 1300, 1301, 1329, 1352, 1358, 1431, 1432, 1433, 1455, 1487, 1505, 1510, 1521** and **1562.**

HB 1022 — By Craighead and Schroeder of the House and Howell of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 846; adding teachers to those persons required to report child abuse; providing for reports; providing for certain investigations; requiring confidentiality; providing certain exceptions; providing for court appointed attorneys; and providing an effective date.

HB 1050 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[State Department of Health — Appropriation — Operative Date — Emergency]

HB 1062 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Various State Agencies — Appropriations — Operative Date — Emergency]

HB 1179 — By Davis (Frank) of the House and McCune of the Senate.

An act relating to elections; amending 26 O.S. 1981, Section 14-105, as last amended by Section 4, Chapter 204, O.S.L. 1984, and Section 6, Chapter 204, O.S.L. 1984 (26 O.S. Supp. 1984, Sections 14-105 and 14-110.1); authorizing absentee ballots to be applied for by telegraph; providing for certain information on said applications; requiring the prescription of certain forms; allowing certain other forms; providing an effective date; and declaring an emergency.

HB 1185 — By Hooper.

An act relating to insurance; amending 36 O.S. 1981, Section 1510, as last amended by Section 5, Chapter 149, O.S.L. 1984 (36 O.S. Supp. 1984, Section 1510); providing for valuation for life insurance policies; adding restrictions on future guaranteed benefits for certain annuity and endowment contracts; and providing an effective date.

HB 1209 — By Mentzer, Reimer, Williams (Penny), Williams (Freddye), Larason, Kincheloe, Williamson and Gordon of the House and Cain of the Senate.

[Children and poor persons — amending sections in Titles 10 and 12 — paternity — repealing 10 O.S. 1981, Section 81 — Emergency]

HB 1264 — By Holden of the House and Dawson of the Senate.

An act relating to the Governmental Tort Claims Act; amending Section 13, Chapter 226, O.S.L. 1984, 51 O.S. 1981, Sections 156, as amended by Section 8, Chapter 226, O.S.L. 1984 and 163, as amended by Section 14, Chapter 226, O.S.L. 1984 (51 O.S. Supp. 1984, Sections 161.1, 156 and 163) and 74 O.S. 1981, Section 18c, as amended by Section 2, Chapter 35, O.S.L. 1982 (74 O.S. Supp. 1984, Section 18c); providing that in actions brought pursuant to the Governmental Tort Claims Act the Attorney General shall defend agencies, officers, boards or commissions authorized to employ or appoint attorneys, upon request; modifying provisions for defense of tort claim actions which the state has a duty to defend;

vesting certain legal duties in the Attorney General; providing procedure for bringing a claim against the state or a political subdivision; modifying mailing requirement of copies of the claim; providing venue and service requirements for actions against the state or a political subdivision; modifying mailing requirement of copies of the summons and petition; authorizing certain boards and commissions to hire or appoint legal counsel; authorizing the Governor to employ special counsel; providing for defense of actions by the Attorney General; providing for defense of actions arising pursuant to the Governmental Tort Claims Act; providing an operative date; and declaring an emergency.

HB 1270 — by Larason, Stacy, Williamson, Williams (Penny), Graves, Talley and Gordon of the House and Cole of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 16-121; requiring the return of certain textbooks or payment therefor; providing for free textbooks; providing for ownership of certain textbooks; providing for issue of certain textbooks; providing for rules and regulations; providing exceptions; authorizing certain purchases; providing for responsibility for certain library books; authorizing withholding of certain records of certain children; providing for statutory construction; and declaring an emergency.

HB 1276 — By Stottlemyre and Hamilton (James) of the House and Schuelein of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 3-104, as last amended by Section 42, Chapter 296, O.S.L. 1984 (70 O.S. Supp. 1984, Section 3-104); requiring the Director of the State Department of Corrections be administrative authority over certain schools; providing for certain powers and duties of the State Board of Education; and providing an effective date.

HB 1293 — By Cozort, McKenna and Stacy of the House and Ford of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2427; providing for listing and assessment of certain property; providing for certain procedures; modifying method of assessment for certain property; and providing an effective date.

HB 1299 — By Kincheloe and Milton of the House and Watson of the Senate.

[Schools — Amending 70 O.S., Sections 6-156 and 6-162 — Examinations for teachers — Emergency]

HB 1300 — By Kincheloe of the House and Cole of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 6-101, as amended by Section 17, Chapter 286, O.S.L. 1983 (47 O.S. Supp. 1984, Section 6-101); exempting persons sixty-five years of age or older from renewal fees for identification licenses; providing for and requiring certain motor vehicle licenses; prohibiting the operation of a motor vehicle without a proper, valid license; exempting certain persons from procuring an operator's license; providing for the collection, deposit, distribution, or utilization of certain fees; providing for duration of certain licenses; exempting certain persons from being charged certain fees; authorizing reimbursement of certain fees; authorizing the promulgation of certain rules and regulations; designating assumption of certain duties; requiring certain reports; authorizing the employment of additional personnel; and providing an effective date.

HB 1301 — By Stottlemyre of the House and York of the Senate.

An act relating to blind persons; prohibiting certain acts relating to blind persons; providing penalties; providing for codification; and providing an effective date.

HB 1329 — By Monks and Kelly of the House and Landis and Luton of the Senate.

An act relating to state government; prescribing the minimum salaries of certified teachers employed in the classified service of the state; providing for codification; provid-

ing an operative date; and declaring an emergency.

HB 1352 — By Harbin of the House and Stipe of the Senate.

An act relating to state government; amending 74 O.S. 1981, Sections 1126, 1811.6, 1825, as amended by Section 55, Chapter 338, O.S.L. 1982, and 1834 (74 O.S. Supp. 1984, Section 1825); providing for petty cash funds for certain parks and lodges; creating Petty Cash Fund for the Division of Administrative Services; authorizing payment of certain entertainment and promotion operating expenses from certain funds; removing certain prohibition; exempting certain employees from the Oklahoma Personnel Act; requiring consent of certain employees for certain transfer; authorizing promotion of state-leased and Department-owned facilities; authorizing collection of certain registration fees; authorizing contracting and payment for certain exhibit and booth spaces; providing for codification; and providing an effective date.

HB 1358 — By Leftwich, Schroeder, McKenna, McDonald, Patrick and Duckett.

[Professions and occupations — Alarm Industry Act — Codification]

HB 1431 — By Abbott of the House and Dennis of the Senate.

[Cities and towns — Police Pension and Retirement system — Operative Date — Emergency]

HB 1432 — By Abbott of the House and Dennis of the Senate.

[Motor vehicles — Law Enforcement Retirement System — Operative Date — Emergency]

HB 1433 — By Abbott of the House and Dennis of the Senate.

[Cities and towns — amending 11 O.S. 1981, Section 49-101 — Firefighters Pension and Retirement System — Operative Date — Emergency]

HB 1455 — By Kamas of the House and Ford of the Senate.

An act relating to aircraft and airports; amending 3 O.S. 1981, Sections 102, 103, 104, 105, 107, 108, 109, 110, 111, 112 and 113; providing for the Airport Zoning Act; providing purpose; authorizing the Commission and other political subdivisions to raise and expend certain funds; requiring certain permits for structures exceeding federal obstruction standards; providing certain limits; providing exceptions; providing procedures and considerations relating to said permits; permitting certain variance; providing for certain powers of the Joint Airport Zoning Boards; modifying certain population requirements; removing exception to filing requirement of clerk; authorizing certain ordinances to be incorporated into certain other zoning regulations; providing for certain conflicts, and resolve of such; providing for certain procedures for adoption of zoning regulations; providing for permits and variance and procedures and requirements related thereto; requiring copies of such to be forwarded to the Commission; requiring certain notification prior to such permit or variance being placed of record; providing for certain appeals and procedures relating thereto; providing for the administration of airport zoning regulations; providing for the Board of Adjustment and powers and duties related thereto; requiring such Board to be subject to the Open Meeting Act; providing for judicial review and procedures related thereto; eliminating certain writs; providing for certain enforcement; expanding violations; providing penalties; providing for the acquisition of certain rights; providing for certain powers and duties of the Commission; providing for recodification; providing for codification; and providing an effective date.

HB 1487 — By Benson of the House and Capps of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2484; providing for estimates of probable income by

governing boards of governmental subdivisions of the state; prohibiting the consideration of revenue from nonrecurrent sources in making certain estimate; stating and expanding exceptions; prohibiting certain acts relating to the distribution or allotment of state revenues or appropriations; providing for determination of minimum program income; prohibiting certain acts of school districts; providing penalty; providing for deposit of certain funds; designating fund; providing for certain appropriations; limiting amount of certain estimates; providing procedure for disbursement of certain funds; providing for certain forms and procedure; terminating statutory provision on certain date; and providing an effective date.

HB 1505 — By Vaughn of the House and Rozell of the Senate.

[Professions and occupations — amending 59 O.S., Sections 583 and 588 — Code of Ethics for Optometrists — Emergency]

HB 1510 — By Lewis, Leftwich, Williams (Penny), Virtue, Barker, Harris (Ken), Thompson, Duckett, Kincheloe, Cotner, and Larason of the House and Roberts and Cole of the Senate.

An act relating to state government; providing short title; providing for the Disclosure of Economic Interest Act; requiring certain persons to file statements of economic interest; providing for contents of said statements; providing certain times for filing; providing for notice; providing for receipts; providing for availability of said statement for public inspection; providing penalties; providing for codification; providing an operative date; and declaring an emergency.

HB 1521 — By Holden.

An act relating to the Corporation Commission; amending Section 11, Chapter 284, O.S.L. 1984 (17 O.S. Supp. 1984, Section 180.7), and 52 O.S. 1981, Section 310, as amended by Section 1, Chapter 59, O.S.L. 1983 (52 O.S. Supp. 1984, Section 310); providing for a revolving fund; authorizing additional expenditures from the fund; providing for plugging of wells under certain conditions; authorizing immediate response of Commission without notice and hearing under certain conditions; providing for expenditure from fund under certain conditions; and providing for reimbursement and deposit.

HB 1562 — By McDonald and Vaughn of the House and Taylor and Landis of the Senate.

An act relating to state government; amending 74 O.S. 1981, Section 85.12, as amended by Section 9, Chapter 334, O.S.L. 1983 (74 O.S. Supp. 1984, Section 85.12); adding to exemptions from Central Purchasing Act; providing exemptions from said act; and providing an effective date.

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

(Addendum since March 14, 1985, page 309)

Dulle, Hal James, The Gas Service Company.

Everhart, Marcella Sue, RDP Associates; National Federation of Independent Business.

Matheson, Mandell, Pearle Health Services, Inc. (addendum).

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 25, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 11:45 a.m. to meet Monday, March 25, 1985, at 1:30 p.m.

Forty-fourth Legislative Day

Monday, March 25, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Choate and Randle.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Robert E. Hays, Beal Heights Presbyterian Church, Lawton, the guest of Senator Terrill.

INTRODUCTIONS

Senator Giles introduced the members of the Championship Girls' Basketball Team from Amber-Pocasset and asked unanimous consent that they be granted privileges of the floor to receive a Citation from the Senate, which was the order.

Senator Shedrick introduced Mr. Henry P. Iba to the Senate and asked unanimous consent that he be granted privileges of the floor during the consideration of **SCR 10,** which was the order. Mr. Iba responded to the honor with a brief address.

GENERAL ORDER

SCR 10 by Shedrick and Stipe of the Senate and Gish of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 10** which was the order.

SCR 10 was adopted upon motion of Senator Shedrick and referred for engrossment.

Senator Luton moved that the Senate stand recessed for fifteen minutes to attend a reception honoring Mr. Iba, which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Rozell presiding. The Presiding Officer ordered the roll called, following which a quorum was declared present.

GENERAL ORDER

SB 24 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Smith moved that **SB 24** be advanced, which motion was declared adopted.

THIRD READING

SB 24 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, Porter, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—38.

Nay: Cole, McCune, O'Connor, Pierce, Rhodes and Wright.—6.

Excused: Choate, Lamb, Randle and Winn.—4.

The bill passed.

Senator Lamb desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39; Nay: 6; Excused: 3.

The emergency passed.

SB 24 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 16, 48, 49, 50, 57, 131, 163, 180, 206, 272 and **297** and **SJRs 17** and **21** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 29 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Smith moved that **SB 29** be advanced, which motion was declared adopted.

THIRD READING

SB 29 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Choate, Floyd, McIntyre and Randle.—4.

The bill and emergency passed.

SB 29 was referred for engrossment.

GENERAL ORDER

SB 32 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Combs moved that **SB 32** be advanced, which motion was declared adopted.

THIRD READING

SB 32 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Choate and Randle.—2.

The bill and emergency passed.

SB 32 was referred for engrossment.

FIRST READING

The following were introduced and read the first time:

SR 16 — By Porter.
A resolution memorializing the President of the United States and the U.S. Congress to sever relations with the Republic of South Africa; and directing distribution.

SR 17 — By Boatner.
A resolution directing the Wildlife Conservation Commission to add another supervisor in district three; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Porter asked unanimous consent to suspend Rule 5-4 and refer **SR 16** direct to the Calendar for consideration, to which request objection was heard.

Senator Porter moved to suspend the rule and refer **SR 16** direct to the Calendar, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Lamb, Landis, Leonard, Luton, McIntyre, Miller, Porter, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—32.

Nay: Ford, Green, Howell, Johnson, Keller, McCune, O'Connor, Pierce, Rhodes, Sadler, Schuelein, Smith, Watson and Wright.—14.

Excused: Choate and Randle.—2.

GENERAL ORDER

SR 16 by Porter was called up for consideration.

Senators Stipe, McIntyre, York and Cain asked to coauthor **SR 16,** which was the order.

Senator Howell moved to amend **SR 16,** Page 1, Line 32, by striking after the word "by" and before the word "the" the words "severing relations with" and inserting in lieu thereof the words "condemning such acts by".

Senator McIntyre moved to table the Howell amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Landis, Luton, McIntyre, Porter, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—28.

Nay: Capps, Ford, Green, Howell, Johnson, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Sadler, Schuelein, Smith, Watson and Wright.—17.

Excused: Choate, Miller and Randle.—3.

Senator Porter moved the adoption of **SR 16,** which resolution was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Roberts, Rozell, Sadler, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—36.

Nay: Ford, Green, Keller, McCune, Pierce, Rhodes, Schuelein, Smith, Watson and Wright.—10.

Excused: Choate and Randle.—2.

SR 16 was referred for enrollment.

GENERAL ORDER

SB 6 by Giles of the Senate and Fair of the House was called up for consideration.

Senator Giles asked unanimous consent to lay over **SB 6** for this legislative day, which was the order.

SB 6 remains on General Order.

GENERAL ORDER

SB 56 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Terrill moved that **SB 56** be advanced, which motion was declared adopted.

THIRD READING

SB 56 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, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Cate, Choate, Giles, Porter and Randle.—5.

The bill and emergency passed.

SB 56 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Boatner asked unanimous consent to suspend Rule 5-4 and refer **SR 17** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 17 by Boatner was called up for consideration.

Senators Roberts, Dennis, Stipe and Dahl asked to coauthor **SR 17,** which was the order.

SR 17 was adopted upon motion of Senator Boatner and referred for enrollment.

Senator Cullison presiding.

GENERAL ORDER

SB 112 by Taylor and Cate of the Senate and Hobson of the House was called up for consideration.

Senator Taylor moved to amend **SB 112,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Taylor moved that **SB 112** be advanced, which motion was declared adopted.

THIRD READING

SB 112 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, Brown, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Keller, Lamb, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Nay: Cain, Giles, Johnson, Landis, McCune, Schuelein, Taliaferro and Young.—8.

Excused: Choate and Randle.—2.

The bill and emergency passed.

SB 112 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Cate asked unanimous consent to suspend Joint Rule 17(a) to report **SJR 15** from committee past the deadline, which was the order.

GENERAL ORDER

SB 117 by Smith of the Senate and Morgan of the House was called up for consideration.

Senator Smith moved to amend **SB 117,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Smith moved that **SB 117** be advanced, which motion was declared adopted.

THIRD READING

SB 117 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Nay: Dahl, Dennis, Giles, Roberts, Rozell, Sadler and Schuelein.—7.

Excused: Choate, Randle and Taliaferro.—3.

The bill and emergency passed.

SB 117 was referred for engrossment.

GENERAL ORDER

SB 118 by Smith of the Senate and Lewis of the House was called up for consideration.

Senator Smith moved to amend **SB 118,** by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to criminal procedure; amending 22 O.S. 1981, Section 464, which relates to compensation of attorneys; providing for payment of expert witnesses from the State Judicial Fund; providing authorization for and compensation of expert witnesses; requiring defendant to file certain application; providing psychiatric examination when sanity is a factor; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 22 O.S. 1981, Section 464, is amended to read as follows:

Section 464. A. If the defendant appears for arraignment, without counsel, he must be informed by the court that it is his right to have counsel before being arraigned, and must be asked if he desires the aid of counsel. If he desires and is financially unable to employ counsel, the court must assign counsel to defend him. The attorney so appointed shall represent said person in the examining magistrate court until he is discharged or bound over by said court and shall receive such compensation as is ordered by the court, not to exceed One Hundred Dollars ($100.00) as approved by a judge of the district court. Provided, that in all counties of the state having a city therein of over one hundred thousand (100,000) and less than two hundred twenty-five thousand (225,000) population, according to the last preceding regular Federal Decennial Census, a majority of the district judges, sitting regularly in said county, shall appoint not to exceed two duly qualified and practicing attorneys to act as counsel in all such cases, who shall serve in such capacity during the tenure of the judges making such appointment, or until sooner termination thereof by a majority vote of said district judges. Each of the attorneys so appointed shall receive for such services the sum of Two Hundred Dollars ($200.00) per month, One Hundred Dollars ($100.00) thereof to be paid by the county in which said appointment is made, and One Hundred Dollars ($100.00) thereof to be paid out of the court fund of said county, together with an amount not to exceed Fifty Dollars ($50.00) each per month, out of the court fund, in payment of expenses incurred for transportation, communications, investigations, transcripts and secretarial hire, and shall be precluded from appearing as counsel in any and all other criminal actions.

B. WHEN A PERSON IS CHARGED WITH A CRIMINAL OFFENSE WHERE SUCH PERSON FACES THE POSSIBILITY OF A DEATH SENTENCE, THE COURT MAY, ON ITS OWN INITIATIVE OR UPON APPLICATION OF THE DEFENDANT AND A SHOWING THAT THE DEFENDANT IS FINANCIALLY UNABLE TO PAY FOR SUCH SERVICES, APPOINT SUCH EXPERT WITNESSES AND OTHER SERVICES AS ARE REASONABLY NECESSARY TO PERMIT THE DEFENDANT TO ADEQUATELY PREPARE AND PRESENT HIS DEFENSE AT TRIAL AND AT ANY SUBSEQUENT PROCEEDING. THE COURT WILL RULE ON THE REASONABLENESS OF THE REQUEST FOR EXPERT WITNESSES AND OTHER SERVICES BY THE DEFENDANT. COMPENSATION FOR SUCH EXPERT WITNESSES AND OTHER SERVICES SHALL BE PAID FROM THE STATE JUDICIAL FUND IN A SUM NOT TO EXCEED SEVEN HUNDRED FIFTY DOLLARS ($750.00) PER DEFENDANT, THE SPECIFIC AMOUNT TO BE DETERMINED BY THE TRIAL JUDGE, SUBJECT TO THE APPROVAL OF THE CHIEF JUSTICE. NO APPLICATION FOR COMPENSATION OF SUCH EXPERT WITNESSES AND OTHER SERVICES SHALL BE HEARD BY THE TRIAL COURT PRIOR TO FINAL TRIAL DISPOSITION. AN APPLICATION FOR COMPENSATION MUST INCLUDE AN ITEMIZED STATEMENT OF THE SERVICES PROVIDED AND SHALL BE ACCOMPANIED BY AN AFFIDAVIT OF THE PERSON WHO PROVIDED THE SERVICES WHICH SHALL STATE THAT ANY AMOUNT WHICH MAY BE AWARDED BY THE TRIAL COURT WILL BE THE SOLE SOURCE OF COMPENSATION FOR THE SERVICES PROVIDED, OR IF NOT, THE AFFIDAVIT SHALL STATE THE OTHER SOURCES OF COMPENSATION AND THE AMOUNTS THEREOF.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma

Statutes as Section 1176 of Title 22, unless there is created a duplication in numbering, reads as follows:

A. If the defendant intends to raise the question of mental illness or insanity at the time of the offense, the defendant shall file an application with the court at least twenty (20) days before trial. The procedure to be followed for review of such an application will be the same as provided in Section 1175.3 of Title 22 of the Oklahoma Statutes.

B. If the court finds that the defendant's sanity at the time of the offense is to be a significant factor at trial and that the defendant is financially unable to obtain the services of a psychiatrist, the court shall provide the defendant with access to a psychiatrist by authorizing counsel to obtain the services of a psychiatrist to conduct an appropriate examination and assist in evaluation, preparation and presentation of the defense. Compensation for such services shall be paid from the State Judicial Fund as provided in Section 464 of Title 22 of the Oklahoma Statutes.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.'', which amendment was declared adopted.

Senator Smith moved that **SB 118** be advanced, which motion was declared adopted.

THIRD READING

SB 118 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Choate, Dahl and Randle.—3.

The bill and emergency passed.

SB 118 was referred for engrossment.

GENERAL ORDER

SB 264 by Winn of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Winn moved that **SB 264** be advanced, which motion was declared adopted.

THIRD READING

SB 264 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—43.

Nay: Keller, Pierce and Wright.—3.

Excused: Choate and Randle.—2.

The bill passed.

SB 264 was referred for engrossment.

GENERAL ORDER

SB 277 by Winn of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Winn moved that **SB 277** be advanced, which motion was declared adopted.

THIRD READING

SB 277 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Choate and Randle.—2.

The bill passed.

SB 277 was referred for engrossment.

GENERAL ORDER

SB 302 by McCune of the Senate and Newby and Kincheloe of the House was called up for consideration.

Senator McCune moved that **SB 302** be advanced, which motion was declared adopted.

THIRD READING

SB 302 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Dennis and Shedrick.—2.

Excused: Choate and Randle.—2.

The bill and emergency passed.

SB 302 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 269** were concurred in upon motion of Senator Roberts.

SB 269, 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, Dennis, Keller, Roberts, Taylor, Winn and Wright.—9.

Nay: Branch, Brown, Cain, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, York and Young.—36.

Excused: Choate, Lamb and Randle.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Roberts moved that the vote be reconsidered whereby **SB 269** failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 10 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 335, considered and amended on Page 330, was considered further.

Senator Green moved to amend **SB 335,** Page 2, Line 7, by deleting after the first word "the" and before the word ", which" all language and substituting in lieu thereof the words "State Employees Group Health, Dental and Life Insurance Board"; On Page 2, Line 8, by deleting before the word "and" all language and substituting in lieu thereof the words "Chairman of the State Employees Group Health, Dental and Life Insurance Board or his or her designee"; On Page 2, Line 9, by deleting before the word "appointed" all language and substituting in lieu thereof the words "State Employees Group Health, Dental and Life Insurance Board"; On Page 2, Line 9, by deleting after the word "the" and before the period all language and substituting in lieu thereof the word "Chairman;

On Page 2, Line 2, by changing the codification from "Section 77f of Title 74" to read "Section 1306.1 of Title 74"; and by amending the title to conform, which amendment was declared adopted.

Senator Green moved that **SB 335** be advanced, which motion was declared adopted.

THIRD READING

SB 335 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Winn and Young.—34.

Nay: Dawson, Giles, Johnson, Miller, Rhodes, Rozell, Terrill, Watson and Wright.—9.

Excused: Choate, Lamb, Porter, Randle and York.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rhodes moved that the vote be reconsidered whereby **SB 335** passed.

Senator Rozell presiding.

GENERAL ORDER

SB 336, considered on Page 284, was considered further.

Senator Johnson asked to coauthor **SB 336,** which was the order.

Senator Sadler moved to amend **SB 336,** as follows: Page 4, Line 10, by deleting all language after the word "exceed" and substituting the words and figure "eighty-five dollars ($85.00)"; Page 5, Line 4: by deleting before the word "by" the word "licensed" and substituting in lieu thereof the word "certified"; Page 5, Line 12, by deleting after the word "for" the word "licensure" and substituting in lieu thereof

the word "certification"; and Page 5, Line 16, by deleting after the word "instructor's" and before the semicolon the word "license" and substituting in lieu thereof the word "certification", which amendment was adopted upon a division of the question.

Senator Sadler moved that **SB 336** be advanced, which motion was declared adopted.

THIRD READING

SB 336 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Cole, Combs, Cullison, Dahl, Floyd, Giles, Howell, Johnson, Keller, Landis, McCune, O'Connor, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—30.

Nay: Cain, Dawson, Dennis, Ford, Green, Hopkins, Leonard, Luton, McIntyre, Miller, Pierce, Schuelein and Stipe.—13.

Excused: Choate, Lamb, Porter, Randle and York.—5.

The bill passed.

SB 336 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 10.**

The above numbered measure was referred for enrollment.

MESSAGES FROM THE HOUSE HAs TO SENATE BILLS

Advising passage of and returning the following engrossed bill as amended:

SB 5, coauthored by Davis (Guy), Duckett, Logan, McDonald, Newby, Adair, Harbin, Kelly, Lewis, Monks, Schroeder, Shurden, Whorton and Widener of the House.

House amendments were read on the above numbered bill and consideration deferred.

COMMITTEE REPORTS

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

DO PASS:

HB 1150 — Human Resources, coauthored by Brown (principal Senate author) and Watson of the Senate.
HB 1187 — Human Resources.

DO PASS, as amended:

SJR 15 — Appropriations.
HB 1140 — Human Resources.

SECOND READING

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

HB 1022 — Public Education
HB 1050 — Appropriations
HB 1062 — Appropriations
HB 1179 — General Government
HB 1185 — Business and Labor
HB 1209 — Human Resources
HB 1264 — Judiciary and Retirement
HB 1270 — Public Education
HB 1276 — Public Education
HB 1293 — Finance

HB 1299 — Public Education
HB 1300 — Transportation
HB 1301 — Criminal Jurisprudence
HB 1329 — Public Education
HB 1352 — Tourism and Recreation
HB 1358 — Business and Labor
HB 1431 — Judiciary and Retirement
HB 1432 — Judiciary and Retirement
HB 1433 — Judiciary and Retirement
HB 1455 — Transportation
HB 1487 — Finance
HB 1505 — Business and Labor
HB 1510 — Rules
HB 1521 — Natural Resources
HB 1562 — Natural Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1048, 1073, 1085, 1094, 1107, 1161, 1181, 1198, 1202, 1257, 1331, 1349, 1365, 1383, 1394, 1422** and **1467.**

HB 1048 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Corporation Commission — appropriation — operative date — emergency]

HB 1073 — By Shurden, Patrick and McDonald of the House and Terrill of the Senate.

An act relating to crimes and punishments; authorizing the seizure and forfeiture of vehicles, airplanes, vessels, or equipment used in the attempt or commission of the act of grand larceny; providing for notice; providing for hearings; providing for certain claims against said property; authorizing the district attorney to release such property to certain persons; limiting liability; prohibiting the assessment of certain attorney fees; providing for the disposition of said property; providing for certain funds and limits thereof; authorizing certain releases; excepting certain property; providing for codification; and providing an effective date.

HB 1085 — By Abbott of the House and Floyd of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 917 and 918; authorizing the sale of certain automobiles on Sunday, with limitations; defining terms; adding definition; prohibiting the sale, barter, exchange, or offer of sale, barter, or exchange of motor vehicles on Sunday with exceptions; adding an exception; and providing an effective date.

HB 1094 — By Harris (Ken).

An act relating to counties and county officers; authorizing district attorneys to issue subpoenas; providing for sworn statements; limiting certain examinations; providing for contempt; providing for codification; and providing an effective date.

HB 1107 — By Holt.

[Marriage — amending 43 O.S. 1981, Section 8 — procedures relating to the marriage license — emergency]

HB 1161 — By Schroeder, Morris, Harris (Ken), Cunningham, Holt and Conaghan of the House and Combs of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2105, as amended by Section 1, Chapter 180, O.S.L. 1982, and Section 2, Chapter 180, O.S.L. 1982 (68 O.S. Supp. 1984, Sections 2105 and 2110); providing for exemptions from the motor vehicle excise tax; removing a certain exemption for certain rental vehicles; creating an exemption for certain vehicles; providing for a rental tax on certain rental vehicles; making said rental tax mandatory; and providing an effective date.

HB 1181 — By Schroeder of the House and Smith of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 1-103, as last amended by Section 1, Chapter 29, O.S.L. 1984, 12-218 and 12-227 (47 O.S. Supp. 1984, Section 1-103); requiring red or red and blue lights on certain emergency vehicles; authorizing certain emergency vehicles to have sirens and lights; describing

such signal equipment; restricting the use of such equipment; and declaring an emergency.

HB 1198 — By Talley of the House and Watson of the Senate.

[Public health and safety — amending 63 O.S. 1981, Section 1-910 — sewage disposal systems — codification — effective date]

HB 1202 — By Patrick of the House and Dahl of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Section 5-205; modifying certain clothing required for hunting; and providing an effective date.

HB 1257 — By Grieser of the House and Cullison of the Senate.

An act relating to counties and county officers; amending 19 O.S. 1981, Section 166; providing for forfeiture of certain travel allowance; authorizing membership in certain associations; and declaring an emergency.

HB 1331 — By Kincheloe, Pitezel, Morgan, Duckett and Milton of the House and Cole of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 205.1, as amended by Section 2, Chapter 102, O.S.L. 1984 (68 O.S. Supp. 1984, Section 205.1); requiring the Oklahoma Tax Commission to send annual lists of certain information to municipalities for certain purposes; allowing exchange of information between municipalities and the Oklahoma Tax Commission; requiring municipality and its employees to preserve confidentiality of such information; providing for exceptions; providing for penalties; and providing an effective date.

HB 1349 — By Monks, Barker, Holden, Morgan, Combs, Gish and Duckett of the House and Rozell of the Senate.

An act relating to motor vehicles; requiring certain persons to demonstrate payment of or exemption from personal property taxes; providing for forms and procedures; providing for codification; and providing an effective date.

HB 1365 — By Kincheloe of the House and Watson of the Senate.

[Civil procedure — amending 12 O.S., Section 1289 — providing for alimony payments — effective date]

HB 1383 — By Brewster of the House and Taliaferro of the Senate.

An act relating to property; making certain mineral interests subject to escheat and presumed to be abandoned; providing certain condition; providing for codification; and providing an effective date.

HB 1394 — By Grieser and Converse.

An act relating to counties and county officers; amending Section 3, Chapter 249, O.S.L. 1982 (19 O.S. Supp. 1984, Section 1502) and 69 O.S. 1981, Section 658, as amended by Section 16, Chapter 249, O.S.L. 1982 (69 O.S. Supp. 1984, Section 658); designating State Auditor and Inspector as county road and bridge inventory officer; providing for an inventory and identification system for county supplies, materials and equipment; providing for a county road branch within the Department of Transportation; modifying duties of the county road branch; providing an operative date; and declaring an emergency.

HB 1422 — By Riggs, Kelly and Harbin.

An act relating to roads, bridges and ferries; amending Section 2, Chapter 286, O.S.L. 1982 (69 O.S. Supp. 1984, Section 636.1), which relates to the County Road Machinery and Equipment Revolving Fund; requiring equipment delivery within specified time period; providing sanction; and providing an effective date.

HB 1467 — By Shurden and Whorton of the House and Taliaferro of the Senate.

[Cities and towns — amending 11 O.S.

1981, Section 36-113, as amended by Section 1, Chapter 123, O.S.L. 1982 (11 O.S. Supp. 1984, Section 36-113) — maintenance of streets — effective date]

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1009.**

HCR 1009 — By Johnson (Glen), Leftwich and Smith of the House and Miller of the Senate.

A concurrent resolution providing for the use of the joint committee process when the Legislature is not in session.

The above numbered measure was read the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 22, 1985, of Enrolled **SBs 111** and **138.**

BILL RELEASED

SB 149 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 26, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:50 p.m. to meet Tuesday, March 26, 1985, at 1:30 p.m.

Forty-fifth Legislative Day

Tuesday, March 26, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Robert E. Hays, Beal Heights Presbyterian Church, Lawton, the guest of Senator Terrill.

GENERAL ORDER

SB 63 by Brown, et al, of the Senate and Easley of the House was called up for consideration.

Senator Brown moved to amend **SB 63,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Landis moved to amend **SB 63,** Page 3, Line 5½, by adding a new Section 3 and renumbering: "Section 3. Failure of the operator or passenger of a passenger vehicle to wear seat belts shall not be used as grounds for or in defense of any civil liability action.", which amendment was declared adopted.

Senator Pierce moved to amend **SB 63,** Page 3, Line 19, by adding a new Section 4 and renumbering: "Section 4. This act shall not be used in any manner to determine negligence or contributory negligence in any civil or criminal suit.", which amendment was withdrawn upon request of Senator Pierce.

Senator Boatner moved to amend **SB 63,** Page 3, Line 5½, by adding a new subsection D as follows: "D. This section shall not apply to an operator of a motor vehicle who is a route carrier of the U.S. Postal Service.", which amendment was adopted upon a division of the question.

Senator Pierce moved to amend **SB 63,** Page 4, Line ½, by adding a new Section as follows: "This act shall not be subject to any penalty clause." and renumber, which amendment was declared adopted.

Senator Brown moved to amend **SB 63,** Page 4, Lines 1 through 5 by deleting the

emergency section, which amendment was declared adopted.

Senator Brown moved to advance **SB 63,** which motion was declared adopted.

THIRD READING

SB 63 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dennis, Floyd, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—31.

Nay: Capps, Choate, Dahl, Dawson, Ford, Giles, Green, Keller, Landis, McIntyre, Pierce, Porter, Rhodes, Schuelein, Stipe, Wright and Young.—17.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **SB 63** passed.

Senator Cullison presiding.

GENERAL ORDER

SB 17 by Schuelein of the Senate and Glover of the House was called up for consideration.

Senators Taylor and Shedrick asked to coauthor **SB 17,** which was the order.

Senator Schuelein moved to amend **SB 17,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Schuelein moved that **SB 17** be advanced, which motion was declared adopted.

THIRD READING

SB 17 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Porter.—1.

The bill and emergency passed.

SB 17 was referred for engrossment.

Senator Combs presiding.

MOTION TO RECONSIDER VOTE

Senator Roberts pressed his motion to reconsider the vote whereby **SB 269** failed of passage, which motion was declared adopted upon roll call as follows:

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

Excused: Porter.—1.

FOURTH READING

Senator Roberts moved to reconsider the vote whereby the **HAs** to **SB 296** were

adopted, which motion was declared adopted.

PENDING CONSIDERATION OF HAs

HAs to **SB 269** were rejected upon motion of Senator Roberts, conference requested, and Senate conferees appointed as follows: Senators Roberts, Taylor and Dennis.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 24, 29, 32, 56, 112, 117, 118, 149, 264, 277, 302 and **336** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 10 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 16 and **17** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

Senator Dahl pressed his motion to reconsider the vote whereby **SB 47** passed.

Senator Stipe moved to table, which tabling motion was declared adopted upon a division of the question.

SB 47 was referred for engrossment.

GENERAL ORDER

SB 71 by McCune of the Senate and Harris (Ken) of the House was called up for consideration.

Senator McCune moved to amend **SB 71**, Page 2, Line 8, by deleting after the words "less than" and before the word "shall" on Line 9, the words and figure "Five Hundred Dollars ($500.00)" and inserting in lieu thereof, the words "Two Hundred Dollars ($200.00)" and by repeating the change on the following pages in the bill: Page 2, Lines 16 and 17; Page 4, Lines 15 and 16; Page 5, Line 5; Page 6, Line 2; Page 7, Lines 2 and 3; Page 7, Lines 16 and 17; Page 8, Line 1; Page 8, Lines 15 and 16; Page 8, Lines 18 and continuing on Page 9, Line 1; Page 10, Lines 3 and 4; Page 10, Lines 5 and 6; Page 10, Lines 10 and 11; Page 10, Lines 14 and 15; Page 11, Lines 12 and 13; Page 12, Line 9; Page 13, Line 1 and Page 13, Line 11, which amendment was declared adopted.

Senator McCune moved that **SB 71** be advanced, which motion was declared adopted.

THIRD READING

SB 71 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Dawson, Floyd, Ford, Green, Johnson, Keller, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Sadler, Schuelein, Smith, Watson, Wright and York.—25.

Nay: Boatner, Branch, Capps, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Lamb, Landis, Miller, Rhodes, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and Young.—23.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Lamb moved that the vote be reconsidered whereby **SB 71** passed.

GENERAL ORDER

SB 168 by Roberts of the Senate and Harbin of the House was called up for consideration.

Senator Roberts moved that **SB 168** be advanced, which motion was declared adopted.

THIRD READING

SB 168 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Pierce.—1.

The bill and emergency passed.

SB 168 was referred for engrossment.

GENERAL ORDER

SB 83 by Smith of the Senate and Hobson of the House was called up for consideration.

Senator Smith moved that **SB 83** be advanced, which motion was declared adopted.

THIRD READING

SB 83 was read for the third time at length.

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

Aye: Cain, Cate, Floyd, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—27.

Nay: Boatner, Branch, Brown, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Johnson, Lamb, Landis, Miller, Porter, Rhodes, Roberts, Schuelein and Young.—21.

The bill passed.

Senators Capps, Landis, Schuelein, Dawson, Brown and Roberts desired to vote Aye on the emergency, and Senator Watson desired to vote Nay.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 16.

The emergency passed.

SB 83 was referred for engrossment.

GENERAL ORDER

SB 188 by Stipe of the Senate and Lawter of the House was called up for consideration.

Senator Wright moved to amend **SB 188**, Page 1, Line 1, by deleting Section 1 and renumbering subsequent sections.

Senator Stipe moved to table the Wright amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill and York.—25.

Nay: Branch, Choate, Cole, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, Rhoees, Sadler, Schuelein, Smith, Watson, Winn, Wright and Young.—20.

Excused: Capps, O'Connor and Pierce.—3.

Senator Cole moved to amend **SB 188,** by striking the title, enacting clause and all language and substituting the following:

"An act relating to cities and towns; amending 11 O.S. 1981, Section 51-108, which relates to arbitration; modifying procedures relating to opinion of arbitrators; requiring adoption or rejection of report of arbitrators by municipal authorities; providing for election upon rejection of report; requiring summary, ballot title, publication of certain materials and reimbursement for election expenses; requiring posting of certain information; specifying eligible voters and effect of election results; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

Section 1. Amendatory 11 O.S. 1981, Section 51-108, is amended to read as follows:

Section 51-108. The arbitration board acting through its chairman shall call a hearing to be held within ten (10) days after the date of the appointment of the chairman and shall, acting through its chairman, give at least seven (7) days' notice in writing to each of the other two arbitrators, the bargaining agent and the corporate authorities of the time and place of such hearing. The hearing shall be informal and the rules of evidence prevailing in judicial proceedings shall not be binding. Any and all documentary evidence and other data deemed relevant by the arbitrators may be received in evidence. The arbitrators shall have the power to administer oaths and to require by subpoena the attendance and testimony of witnesses, the production of books, records, and other evidence relative or pertinent to the issues presented to them for determination. A hearing shall be concluded within twenty (20) days from the time of commencement. Within ten (10) days after the conclusion of the hearing, the arbitrators shall issue a written opinion containing findings and recommendations with respect to the issues presented. A copy of said opinion shall be mailed BY CERTIFIED OR REGISTERED MAIL or otherwise delivered WITH RETURN RECEIPT REQUESTED to the bargaining agent and the corporate authorities, AND SHALL BE PLACED ON FILE IN THE OFFICE OF THE CITY CLERK AND COUNTY CLERK AND MADE AVAILABLE FOR PUBLIC INSPECTION. **[The corporate authorities are authorized, but not required, to adopt the majority opinion of the arbitrators and if adopted the agreement shall be binding upon the bargaining agent and the corporate authorities.]**

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 51-114 of Title 11, unless there is created a duplication in numbering, reads as follows:

Within thirty (30) days after the receipt of the findings and recommendations of the arbitrators, the municipal authorities shall either:

1. Adopt the majority report of the arbitrators, and if adopted, the agreement shall be binding upon the bargaining agent and the corporate authorities; or

2. Reject the majority report of the arbitrators, and submit a resolution to the secretary of the county election board requesting a special election to be held no sooner than thirty (30) days after the rejection and no later than ninety (90) days. Provided, the municipal authorities shall include the question of acceptance or rejection of the majority report of the arbitrators in any resolution to the secretary of the county election board which includes municipal officers or other municipal questions, if the date of the election set in the resolution is no fewer than

thirty (30) days after the rejection and no later than ninety (90) days after the rejection.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 51-115 of Title 11, unless there is created a duplication in numbering, reads as follows:

A. If the majority report of the arbitrators is rejected and an election is called, the arbitrators shall by majority action prepare a concise summary of their recommendations, a comparison of their recommendations with the current status of the policemen or firemen, and an estimate of the annual revenues required to implement the recommendations, and to the extent deemed feasible a statement of the sources of revenue which could be utilized to implement the arbitrators' recommendations.

B. The arbitrators by majority action shall prepare a ballot title not exceeding two hundred words, which shall contain the gist of the proposition couched in readily understandable language. To the degree reasonably practicable, the ballot title shall not reflect partiality in its composition or contain any argument for or against such measure. Each ballot shall contain language which clearly states that a "yes" vote is a vote in favor of the proposition, and a "no" vote is a vote against the proposition. No ballot title should contain language whereby a "yes" vote is, in fact, a vote against the proposition and a "no" vote is, in fact, a vote in favor of the proposition. Said ballot title shall be included in the resolution requesting a special election sent to the secretary of the affected county election board.

C. The summary by the arbitrators, including the comparisons and the fiscal impact statement, and the ballot title shall be published once a week for three consecutive weeks next prior to the election. The publication shall also state where copies of the majority report of the arbitrators may be examined by the public.

D. The municipality shall reimburse the county election board for the expenses of the election. The bargaining agent shall reimburse the municipality for ten percent (10%) of the expenses of the publication and the election.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 51-116 of Title 11, unless there is created a duplication in numbering, reads as follows:

A. On the day of the election, a copy of the majority report of the arbitrators shall be posted at every polling place in the same manner as sample ballots and other voter information are posted.

B. Only registered voters of the city shall be allowed to vote.

C. If the majority of votes cast on the question is in favor of the majority report of the arbitrators, then that report shall bind the municipal authorities and the bargaining agents.

D. If the majority of votes cast is against the majority report of the arbitrators, then the bargaining agent shall be bound by the corporate authority's last offer, which will be incorporated into any existing agreement.

SECTION 5. This act shall become effective November 1, 1985."

Senator Stipe moved to table, which tabling motion was declared adopted.

Senator Stipe moved that **SB 188** be advanced, which motion was declared adopted.

THIRD READING

SB 188 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Shedrick, Stipe, Taliaferro, Taylor, Terrill and York.—24.

Nay: Boatner, Branch, Choate, Cole, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Schuelein, Smith, Watson, Winn, Wright and Young.—22.

Excused: Capps and Pierce.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Stipe moved that the vote be reconsidered whereby **SB 188** failed.

GENERAL ORDER

SB 332 by Stipe, et al, of the Senate and Vaughn of the House was called up for consideration.

Senators Johnson and Schuelein asked to coauthor **SB 332**, which was the order.

Senator Stipe moved to amend **SB 332**, by deleting the title, enacting clause and entire bill and substituting the following:

An act relating to mines and mining; directing the Department of Mines to conduct a study and survey; organizing an Oklahoma Coal Study Commission; providing for membership; setting deadline for report; providing for codification; providing an effective date; 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 1001 of Title 45, unless there is created a duplication in numbering, reads as follows:

The Department of Mines is hereby directed to study ways to expand existing markets and create new markets for Oklahoma coal.

The Department shall organize an Oklahoma Coal Study Commission composed of twelve (12) members.

Five of the members will be selected on the following basis: One representative of the utility industry; one representative of the coal industry; one representative of organized labor; one representative of the public with energy, environmental and consumer expertise; and one representative of the marketing segment.

For the remaining seven members, seven districts are hereby created to consist of the following counties:

DISTRICT NO.
1.....Craig, Nowata;
2.....Rogers, Wagoner, Mayes, Delaware, Ottawa;
3.....Muskogee, Cherokee, Adair, Okmulgee;
4.....McIntosh, Haskell;
5.....Pittsburg, Latimer, LeFlore;
6.....Coal, Atoka;
7.....at large from the remaining counties of this state.

Members from these designated districts shall represent other areas of interest to the coal industry including, but not limited to finance, insurance, laws and training, transportation by water and rail, and local government.

The Deputy Chief Mine Inspector shall be an ex officio member of the Oklahoma Coal Study Commission.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1002 of Title 45, unless there is created a duplication in numbering, reads as follows:

A. The Study Commission shall conduct a survey of the following:

1. Existing Oklahoma and federal statutes and regulations that either encourage or discourage the consumption of Oklahoma coal;

2. Oklahoma's coal transportation network and the challenges confronting this important component of the overall coal delivery system;

3. Sulfur-removal and alternative combustion technologies and their potential impact on the Oklahoma coal market; and

4. Existing coal-related activities currently being undertaken in Oklahoma by agencies of the federal or state governments, as well as private and public colleges, universities and research institutions.

B. The Study Commission shall conduct an appropriate study and present a final report to the Governor and Legislature no later than December 15, 1985, that addresses the following issues:

1. Ways in which the utilization of Oklahoma coal by Oklahoma utilities and industry can be expanded;

2. Ways in which the export market for Oklahoma coal can be expanded;

3. Ways in which industrial and residential energy consumers can be encouraged to convert from oil and natural gas to Oklahoma coal;

4. The potential market for Oklahoma coal as a feedstock for alternative fuels; and

5. Recommended modifications of existing state statutes or rules, if any.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1003 of Title 45, unless there is created a duplication in numbering, reads as follows:

Each private sector member of the Oklahoma Coal Study Commission shall make available to the Study Commission the technical expertise of his or her organization to assist the Study Commission in fulfilling its mandate. Funding for the Study Commission's activities shall be derived from funds appropriated to the Department of Mines for operating expenses. Funds required for any third party studies called for by a majority vote of the Study Commission members shall come from contributions by the utility and coal industries as well as those funds made available to the Department of Mines. However, it is anticipated that the combined existing technical resources of the various participating institutions shall satisfy the Commission's technical support requirements.

SECTION 4. This act shall become effective July 1, 1985.

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.'', which amendment was declared adopted.

Senator Stipe moved to amend **SB 332,** Page 3, Line 20, by deleting Section 4 and renumber, which amendment was declared adopted.

Senator Stipe moved that **SB 332** be advanced, which motion was declared adopted.

THIRD READING

SB 332 was read for the third time at length.

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

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

Excused: Choate and Porter.—2.

The bill passed.

Senator Choate desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 47; Excused: 1.

The emergency passed.

SB 332 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 10.**

The above numbered enrolled resolution was referred to the Secretary of State.

Senator Roberts presiding.

GENERAL ORDER

SB 148 by Stipe of the Senate and Lawter of the House was called up for consideration.

Senator Stipe moved that **SB 148** be advanced, which motion was declared adopted.

THIRD READING

SB 148 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cullison, Dennis, Luton, McIntyre, Miller, Roberts, Rozell and Stipe.—11.

Nay: Cain, Capps, Cate, Choate, Cole, Combs, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—35.

Excused: Porter and Shedrick.—2.

The bill failed.

GENERAL ORDER

SB 170 by Howell of the Senate and Riggs of the House was called up for consideration.

Senator Dennis asked to coauthor **SB 170,** which was the order.

Senator Howell moved to amend **SB 170,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Howell moved that **SB 170** be advanced, which motion was declared adopted.

THIRD READING

SB 170 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: Landis.—1.

Excused: Porter and Shedrick.—2.

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: 46; Nay: 1; Excused: 1.

The emergency passed.

SB 170 was referred for engrossment.

GENERAL ORDER

SB 203 by Taylor of the Senate and Hobson of the House was called up for consideration.

Senator Taylor moved to amend **SB 203,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Taylor moved that **SB 203** be advanced, which motion was declared adopted.

THIRD READING

SB 203 was read for the third time at length.

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

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

Nay: Landis.—1.

The bill passed.

SB 203 was referred for engrossment.

GENERAL ORDER

SB 218 by Howell of the Senate and Henry of the House was called up for consideration.

Senator Howell moved that **SB 218** be advanced, which motion was declared adopted.

THIRD READING

SB 218 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, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Combs.—1.

The bill and emergency passed.

SB 218 was referred for engrossment.

GENERAL ORDER

SB 222 by Howell of the Senate and Henry of the House was called up for consideration.

Senator Howell moved that **SB 222** be advanced, which motion was declared adopted.

THIRD READING

SB 222 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Watson, Wright, and Young.—39.

Nay: Branch, Cole, Ford, Landis, Smith and Terrill.—6.

Excused: Pierce, Winn and York.—3.

The bill and emergency passed.

SB 222 was referred for engrossment.

GENERAL ORDER

SB 323 by Dawson of the Senate and Johnson (Glen) of the House was called up for consideration.

Senator Dawson moved to amend **SB 323,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Wright moved to amend **SB 323,** by changing the penalty provisions on Page 4, Lines 1 through 4 to read "Five Hundred Dollars ($500.00)" and "One Thousand Dollars ($1,000.00)" respectively and making the same change on Page 5, Lines 1 through 5, which amendment was declared adopted.

Senator Dawson moved that **SB 323** be advanced, which motion was declared adopted.

THIRD READING

SB 323 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Dahl, Keller and Landis.—3.

The bill passed.

SB 323 was referred for engrossment.

GENERAL ORDER

SB 296 by York of the Senate and Riggs of the House was called up for consideration.

Senator Howell asked to coauthor **SB 296,** which was the order.

Senator York moved to amend **SB 296,** Page 1, by crippling the title, which amendment was declared adopted.

Senator York moved that **SB 296** be advanced, which motion was declared adopted.

THIRD READING

SB 296 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: Randle.—1.

Excused: Keller and Landis.—2.

The bill passed.

SB 296 was referred for engrossment.

GENERAL ORDER

SB 306 by York of the Senate and Littlefield of the House was called up for consideration.

Senator York moved to amend **SB 306,** Page 3, Lines 2 and 3 by striking all of Section 2 and substituting a new Section 2, the emergency clause, which amendment was declared adopted.

Senator York moved that **SB 306** be advanced, which motion was declared adopted.

THIRD READING

SB 306 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Keller, Landis and O'Connor.—3.

The bill passed.

Senator O'Connor desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 46; Excused: 2.

The emergency passed.

SB 306 was referred for engrossment.

GENERAL ORDER

SB 237 by Leonard of the Senate and Heaton of the House was called up for consideration.

Senator Leonard moved that **SB 237** be advanced, which motion was declared adopted.

THIRD READING

SB 237 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Culli-

son, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Keller, Landis and York.—3.

The bill and emergency passed.

SB 237 was referred for engrossment.

COMMITTEE APPOINTMENT

President Pro Tempore Randle announced the following committee appointment:

ADVISORY BOARD TO ASSIST THE INSURANCE COMMISSIONER

Pursuant to 36 O.S. § 6221, Senator Robert Cullison was appointed March 25, 1985, to serve a term of two years.

COMMITTEE REPORTS

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

DO PASS, as amended:

HB 1265 — Finance

SECOND READING

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

HB 1048 — Appropriations
HB 1073 — Criminal Jurisprudence
HB 1085 — Criminal Jurisprudence
HB 1094 — Judiciary and Retirement
HB 1107 — Judiciary and Retirement
HB 1161 — Finance
HB 1181 — Transportation
HB 1198 — Natural Resources
HB 1202 — Wildlife
HB 1257 — General Government
HB 1331 — Finance
HB 1349 — Finance
HB 1365 — Judiciary and Retirement
HB 1383 — Judiciary and Retirement
HB 1394 — General Government
HB 1422 — General Government
HB 1467 — General Government
HCR 1009 — Rules

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1047, 1137, 1157, 1191, 1213, 1218, 1244, 1262, 1302, 1309, 1326, 1434, 1454, 1459, 1486** and **1508.**

HB 1047 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[Department of Economic and Community Affairs — appropriations — operative date — emergency]

HB 1137 — By Abbott.

An act relating to motor vehicles; prohibiting certain insurance carriers from canceling, terminating, increasing or requiring payment of higher premiums for certain peace officers, firefighters, or operators of emergency vehicles in this state; providing for codification; and providing an effective date.

HB 1157 — By Hamilton (James), Fair, Little, Hooper, Murphy, Morgan, Leftwich and Duckett of the House and Johnson of the Senate.

[Elections — Presidential Preferential Primary — codification — effective date]

HB 1191 — By Lawter and Duckett.

[Insurance — amending 36 O.S. 1981, Section 2025 — own risk health and accident insurance act — codification — effective date]

HB 1213 — By Duke, Williams (Penny), Adair and Ross of the House and Howell of the Senate.

[Schools — amending three sections in Title 70 — gifted and talented program — operative date — emergency]

HB 1218 — By Hooper and Harris (Ken) of the House and Taliaferro and Cate of the Senate.

[State government — State Personnel Interchange Program — codification — effective date]

HB 1244 — By Riggs and Anderson.

An act relating to children; providing for certain affidavits and accountings for certain monies, property and other things of value involved in an adoption; excepting certain adoptions; providing for codification; and declaring an emergency.

HB 1262 — By Harbin and Hamilton (James) of the House and Wright of the Senate.

[Prisons and reformatories — amending 57 O.S. 1981, Section 516 — violation of parole — emergency]

HB 1302 — By Stottlemyre and Hamilton (James) of the House and Johnson of the Senate.

An act relating to children; amending 10 O.S. 1981, Section 1506; providing for the destruction of certain juvenile records; exempting certain records; providing procedure relating to said destruction; providing for confidentiality; providing for the availability of certain records; and declaring an emergency.

HB 1309 — By Graves of the House and Pierce of the Senate.

An act relating to probate procedure; amending 58 O.S. 1981, Section 281; clarifying language; providing for inventory and appraisement of estates in certain situations; and providing an effective date.

HB 1326 — By Smith, Harbin and Koppel.

An act relating to prisons and reformatories; amending 57 O.S. 1981, Sections 542, as amended by Section 1, Chapter 100, O.S.L. 1982, and 549 (57 O.S. Supp. 1984, Section 542); authorizing the use of money from certain inmate accounts to be used for certain fees and court costs; requiring inmates to exhaust certain administrative remedies prior to initiating certain actions; requiring the court to consider the amount of funds an inmate has on deposit with the Department of Corrections prior to allowing an inmate to file an affidavit in forma pauperis; authorizing the courts to dismiss certain actions; providing for codification; and providing an effective date.

HB 1434 — By McCorkell of the House and Roberts of the Senate.

An act relating to children; amending 10 O.S. 1981, Section 1104.2; requiring a motion for certification as a child to be filed within certain time limit; providing for the finality of certain orders; providing procedure for certification as a child for certain specified persons; providing certain guidelines; providing for certain ruling and orders; and providing an effective date.

HB 1454 — By Talley of the House and Giles of the Senate.

[Motor vehicles — amending 47 O.S. 1981, Section 15-106 — traffic-control devices — effective date]

HB 1459 — By Gish.

An act relating to aircraft and airports; amending 3 O.S. 1981, Sections 254 and 255, and Section 4, Chapter 138, O.S.L. 1984 (68 O.S. Supp. 1984, Section 6003); increasing certain costs and fees; requiring the filing for certain application for registration; specifying contents of said application; exempting certain aircraft; providing for certain exemption licenses; providing for exceptions; providing penalties; providing for the registering of certain aircraft; specifying

required information; providing certain procedures concerning certificates of registration; providing for renewal; providing for the sale of certain registration certificates; providing for certain exemptions from excise tax levied upon aircrafts; adding certain exemptions; providing an operative date; and declaring an emergency.

HB 1486 — By McCorkell of the House and Taylor of the Senate.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 1175.4; allowing certain statements, admissions, and confessions made in competency hearings to be used for impeachment purposes; providing for certain post-examination competency hearings; providing for certain evidence and presumptions; providing for a jury trial and certain rights and procedures related thereto; providing for certain instructions; and providing an effective date.

HB 1508 — By Mentzer of the House and Miller of the Senate.

[Amusements and sports — amending sections in Titles 3A and 75 — Oklahoma Horse Racing Act — codification — emergency]

The above numbered measures were read the first time.

BILLS RELEASED

SBs 198 and **207** were referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 27, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:40 p.m. to meet Wednesday, March 27, 1985, at 1:30 p.m.

Forty-sixth Legislative Day

Wednesday, March 27, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—45.

Excused: Hopkins, Leonard and Winn.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Robert E. Hays, Beal Heights Presbyterian Church, Lawton, the guest of Senator Terrill.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 269,** and naming House conferees as follows: Duke, Abbott and Brewster.

GENERAL ORDER

SB 64 by Capps, et al, of the Senate and George of the House was called up for consideration.

Senator Capps moved to amend **SB 64,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Capps moved that **SB 64** be advanced, which motion was declared adopted.

THIRD READING

SB 64 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, Cullison, Dahl, Dennis, Floyd, Giles, Howell, Johnson, Lamb, Landis, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Taliaferro, Taylor, Terrill and Young.—26.

Nay: Branch, Brown, Choate, Cole, Combs, Dawson, Ford, Green, Keller, Luton, McCune, Pierce, Schuelein, Smith and Watson.—15.

Excused: Hopkins, Leonard, Porter, Stipe, Winn, Wright and York.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Smith moved that the vote be reconsidered whereby **SB 64** passed.

GENERAL ORDER

SB 209 by Brown of the Senate and Stottlemyre of the House was called up for consideration.

Senator Brown moved to amend **SB 209**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Giles moved to amend **SB 209**, Page 9, Line 10, by restoring after the word "receive" and before the word "one" on Line 11 the language "Twenty-five Dollars ($25.00)" and by striking the new language on Line 11, "One Hundred Dollars ($100.00)", which amendment was declared adopted.

Senator Brown moved that **SB 209** be advanced, which motion was declared adopted.

THIRD READING

SB 209 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Combs, Cullison, Dennis, Green, Howell, Johnson, Keller, Luton, McIntyre, Randle, Taylor, Terrill, Wright and York.—17.

Nay: Boatner, Branch, Capps, Choate, Cole, Dahl, Dawson, Floyd, Ford, Giles, Lamb, Landis, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Watson and Young.—27.

Excused: Hopkins, Leonard, Porter and Winn.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Brown moved that the vote be reconsidered whereby **SB 209** failed.

GENERAL ORDER

SB 211 by Lamb of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Lamb moved to amend **SB 211**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Lamb moved that **SB 211** be advanced, which motion was declared adopted.

THIRD READING

SB 211 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Hopkins, Leonard, Porter and Winn.—4.

The bill and emergency passed.

SB 211 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 269

PENDING CONSIDERATION OF CCR

The CCR on **SB 269** was adopted upon motion of Senator Roberts.

SB 269, 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, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Keller, Lamb, Luton, McCune, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—35.

Nay: Branch, Cain, Giles, Johnson, Landis, O'Connor, Schuelein, Smith and Terrill.—9.

Excused: Hopkins, Leonard, Porter and Winn.—4.

The bill and emergency passed.

SB 269, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 17, 47, 83, 168, 170, 198, 203, 207, 218, 222, 237, 296, 306, 323 and **332** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 205 by York and Ford of the Senate and Davis (Guy) of the House was called up for consideration.

Senator York moved to amend **SB 205,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Smith moved to amend **SB 205,** Page 7, Line 27, by striking all of Section 3 and renumbering subsequent sections.

Senator York moved to table the Smith amendment, which tabling motion was declared adopted.

Senators Miller, Capps and Dahl moved to amend **SB 205,** Page 10, Line 12, by deleting the words and figure "Twenty-seven and forty-seven one-hundredths percent (27.47%)" and substituting in lieu thereof the words and figure "Twenty-five and ninety one-hundredths percent (25.90%)", and on Line 18 by deleting the words and figure "Ten percent (10%)" and substituting in lieu thereof the words and figure "Fifteen and seven one-hundredths percent (15.07%)" and on Page 10, Lines 34 and 35 and Page 11, Lines 1 through 26, by deleting all of paragraph 5 and renumbering subsequent paragraphs, which amendment was declared adopted.

Senators Sadler and Stipe moved to amend **SB 205,** Page 10, by striking after the word "the" on Line 13 the remainder of the language through the end of Line 14 and inserting the following language: "Department of Transportation for use on the county road system. The procedures for utilization of funds appropriated shall be similar in concept to those presently in effect for the county bridge program."

Senator York moved to table the Sadler-Stipe amendment, which tabling motion failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cate, Cole, Combs, Cullison, Ford, Howell, Lamb, Luton, McIntyre, Randle, Rhodes, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Wright and York.—21.

Nay: Boatner, Branch, Capps, Choate, Dahl, Dawson, Dennis, Floyd, Giles, Johnson, Landis, McCune, Miller, O'Connor, Pierce, Porter, Roberts, Rozell, Sadler, Stipe, Taliaferro and Young.—22.

Excused: Green, Hopkins, Keller, Leonard and Winn.—5.

Senator York asked unanimous consent to lay over **SB 205,** which was the order.

SB 205 remains on General Order.

Senator Roberts presiding.

GENERAL ORDER

SB 231 by Terrill, et al, of the Senate and Duckett of the House was called up for consideration.

Senator Boatner asked to coauthor **SB 231,** which was the order.

Senator Terrill moved to amend **SB 231,** Page 25, Line 5, by adding a new Section 4 and renumbering:

"SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 54.13 of Title 43A, unless there is created a duplication in numbering, reads as follows:

Hearings required by Sections 52.1 and 54.4 et. seq. of Title 43A and Section 2126.1 of Title 63 of the Oklahoma Statutes may be held within the mental hospital in which the person is being detained or committed. Western State Hospital, Hayden H. Donahue Mental Health Institute and Eastern State Hospital shall be the only facilities affected by the provisions of this Section, except, that nothing in this Section shall be construed to prevent the district courts from conducting such hearings in other mental health facilities when it deems such venue would be in the best interests of the patient.

Hearings shall be conducted by a special judge designated by the presiding judge of the judicial district in which the hospital is located. Hearings shall be held in an area of the hospital designated by the Commissioner of Mental Health and agreed upon by the presiding judge of that judicial district.

The special judge shall be paid from the Court Fund and his salary shall be shared by the judicial districts which are included in any part within the hospital service regions set by the Department of Mental Health. If the person designated to conduct the hearings is not a special judge on the effective date of this act then the person designated shall not be eligible for judicial retirement or other benefits.

The Chief Justice of the Oklahoma Supreme Court shall have the discretion to apportion the shares of these judicial districts in bearing the cost of the special judge's salary and related expenses.

The provisions for criminal venue as provided otherwise by law shall not be applicable to proceedings encompassed by commitment statutes referred to in this act which are deemed civil in nature.", which amendment was declared adopted.

Senator Howell moved to amend **SB 231,** Page 23, Line 1, by striking all of Lines 1 through 6, which amendment was declared adopted.

Senator Terrill moved that **SB 231** be advanced, which motion was declared adopted.

THIRD READING

SB 231 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—43.

Excused: Hopkins, Keller, Leonard, Winn and York.—5.

The bill and emergency passed.

SB 231 was referred for engrossment.

GENERAL ORDER

SB 253 by Terrill of the Senate and Benson of the House was called up for consideration.

Senators Johnson and Taliaferro asked to coauthor **SB 253,** which was the order.

Senator Terrill moved to amend **SB 253,** Page 1, by crippling the title, which amendment was declared adopted.

Senators Smith and Johnson moved to amend **SB 253,** Page 1, Line 3, by striking after the period all language through the word "court" on Page 2, Line 7, and substituting the following language: "The Court of Criminal Appeals shall consist of five (5) judges, any three of whom shall constitute a quorum, and the concurrence of two (2) judges shall be necessary to render a decision of the court. Appeal to the full court in banc shall be by writ of certiorari.", which amendment was adopted upon a division of the question.

Senator Terrill 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: Brown, Capps, Choate, Cole, Combs, Cullison, Dennis, Floyd, Ford, Giles, Green, Johnson, Landis, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and Wright.—29.

Nay: Boatner, Branch, Cain, Cate, Dahl, Dawson, Howell, Lamb, McIntyre, Pierce, Porter, Schuelein and Young.—13.

Excused: Hopkins, Keller, Leonard, Stipe, Winn and York.—6.

The bill passed.

SB 253 was referred for engrossment.

GENERAL ORDER

SB 219 by Terrill of the Senate and Anderson of the House was called up for consideration.

Senator Terrill moved to amend **SB 219,** Page 7, Line 18, by adding after the word "benefits" and before the word "shall" the following language: ", except for contracts which only provide coverage for specified

diseases or other limited benefit coverage'', which amendment was declared adopted.

Senator Terrill moved to amend **SB 219,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved to amend **SB 219,** Page 9, Line 15, by adding a new subsection B. to read as follows and renumbering subsequent sections:

''B. Total benefit coverage available pursuant to the provisions of this Act shall be no less than the following:

1. Thirty (30) days inpatient care in a licensed hospital, a detoxification facility, or a residential treatment facility as defined in this Section; and
2. Thirty (30) visits per year to an outpatient alcoholism or drug dependency treatment program, including family counseling as defined in this Section; and
3. Each benefit period shall be no longer that (1) year and shall not exceed a lifetime maximum of two (2) benefit periods; and
4. In any event, total benefits shall not exceed Fifty Thousand Dollars ($50,000) per calendar year.'',

which amendment was declared adopted.

Senator Terrill moved to amend **SB 219,** Page 11, Line 2, by adding after the word ''services'' and before the word ''each'' the following language: '', except for contracts which only provide coverage for specified diseases or other limited benefit coverage,'', which amendment was declared adopted.

Senator Terrill moved that **SB 219** be advanced, which motion was declared adopted.

THIRD READING

SB 219 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Cole, Combs, Cullison, Floyd, Giles, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, Porter, Randle, Roberts, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, and York.—25.

Nay: Boatner, Branch, Choate, Dahl, Dawson, Ford, Green, Lamb, O'Connor, Pierce, Rhodes, Rozell, Sadler, Smith, Watson, Wright and Young.—17.

Excused: Capps, Dennis, Hopkins, Keller, Leonard and Winn.—6.

The bill passed.

SB 219 was referred for engrossment.

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 269.**

The above numbered bill, as amended in conference, was referred for enrollment.

Senator Cullison presiding.

GENERAL ORDER

SB 205 was considered further.

Senator Luton moved that **SB 205** be advanced, which motion was declared adopted.

THIRD READING

Senator Roberts moved that the vote be reconsidered whereby **SB 205** was advanced.

Senator Wright moved to table the Roberts motion, which tabling motion was declared adopted.

SB 205 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Ford, Green, Howell, Johnson, Lamb, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright and York.—32.

Nay: Boatner, Branch, Capps, Dennis, Floyd, Giles, Landis, Pierce, Roberts, Sadler and Taliaferro.—11.

Excused: Hopkins, Keller, Leonard, Winn and Young.—5.

The bill passed.

SB 205 was referred for engrossment.

Senator Rozell presiding.

GENERAL ORDER

SB 340 by Taylor and Howell of the Senate and Virtue of the House was called up for consideration.

Senator Taylor moved to amend **SB 340,** by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to property; prohibiting the issuance of certain bonds by public trusts under certain circumstances; creating the Oklahoma Commission on School Funds Management; setting forth powers and duties; requiring certain procedures by which school districts may apply for participation in certain bond issues; 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 177.2 of Title 60, unless there is created a duplication in numbering, reads as follows:

A. From and after the effective date of this act, no public trust shall issue any bonds, notes, or any other evidence of indebtedness the proceeds of which are to be used to purchase the nonpayable warrants of any school district unless such school district shall have been approved for participation by the Oklahoma Commission on School Funds Management as provided in this section.

B. There is hereby created the Oklahoma Commission on School Funds Management. The members of the Commission shall be the State Superintendent of Public Instruction, the Director of the State Department of Vocational and Technical Education, and the Director of the Office of Public Affairs. The Commission shall:

1. Receive requests of school districts for authorization to participate in a bond issue where the bond proceeds will be used to purchase non-payable warrants; provided, such requests shall be received on or before December 1 in order to be considered, unless such date is extended by the Commission;

2. Forward requests of school districts for authorization to the certifying authority deemed appropriate, which shall be the State Superintendent of Public Instruction or the Director of the State Department of Vocational and Technical Education; provided, that the certifying authority shall recommend approval or disapproval by the Commission on each request for authorization by December 31 following the date the request is received by the Commission;

3. Receive recommendations of approval or disapproval of school district requests to participate from the certifying authorities and review such recommendations, hear appeals by school districts whose requests have been recommended for disapproval by the certifying authority, approve or reject each request, and forward notice of its decisions to the requesting school districts and to the Office of the Governor; provided, that the Commission shall approve or reject a request by January 15 following the date it receives a recommendation from a certifying authority; and

4. On or before September 1, 1985, prescribe methods and procedures by which school districts may request authorization as herein provided.

C. School districts desiring to participate in a bond issue as herein defined shall file a request with the Commission on such forms as the Commission shall prescribe. Such request shall be accompanied by a letter of intent signed by a majority of the members of the school district's board of education and by the school district's superintendent. Such letter of intent shall state that the school district intends to and has need to participate in the bond issue and that the board of education has authorized the submission of such request, any required application and other materials including any necessary financial information, as may be required by the Commission and by the public trust proposing to issue bonds for such purpose. Such letter of intent may designate an agent to assist the school district in preparing and submitting such applications and other materials, provided that any such agent so designated shall not be paid out of school funds for such assistance.

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 Taylor moved to amend **SB 340,** by crippling the title on the floor substitute, which amendment was declared adopted.

Senator Cate moved to amend the floor substitute for **SB 340,** on Page 2, Line 15, by adding after the word "authority" and before the word "approves" the following: "and appeals by patrons of said districts where approval has been recommended.", which amendment was declared adopted.

Senator Howell moved to amend the floor substitute for **SB 340,** on Page 2, Line 26, by deleting after the second word "by" and before the second word "of" the words "a majority" and inserting in lieu thereof the word "all", which amendment was adopted upon roll call as follows:

Aye: Capps, Cate, Choate, Cole, Combs, Dahl, Dawson, Dennis, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Smith, Watson, Wright and Young.—28.

Nay: Boatner, Branch, Brown, Cain, Cullison, Floyd, Porter, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor and Terrill.—14.

Excused: Giles, Hopkins, Keller, Leonard, Winn and York.—6.

Senator Taylor 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—42.

Excused: Giles, Hopkins, Keller, Leonard, Winn and York.—6.

The bill and emergency passed.

SB 340 was referred for engrossment.

GENERAL ORDER

SB 276 by Taylor of the Senate and Riggs of the House was called up for consideration.

Senators Miller, Cullison and Johnson asked to coauthor **SB 276,** which was the order.

Senator Taylor moved to amend **SB 276,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Dawson moved to amend **SB 276,** Page 3, Line 13, by striking all of Section 3 and renumbering subsequent sections, which amendment was declared adopted.

Senator Taylor moved that **SB 276** be advanced, which motion was declared adopted.

THIRD READING

SB 276 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Nay: Lamb and Pierce.—2.

Excused: Giles, Hopkins, Keller, Leonard and Winn.—5.

The bill and emergency passed.

SB 276 was referred for engrossment.

GENERAL ORDER

SB 214 by Brown of the Senate and Easley of the House was called up for consideration.

Senator Brown moved that **SB 214** be advanced, which motion was declared adopted.

THIRD READING

SB 214 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright, York and Young.—38.

Nay: Branch, Capps, Landis, Pierce and Taliaferro.—5.

Excused: Giles, Hopkins, Keller, Leonard and Winn.—5.

The bill passed.

SB 214 was referred for engrossment.

GENERAL ORDER

SB 290 by Stipe of the Senate and Davis (Guy) of the House was called up for consideration.

Senator Stipe moved that **SB 290** be advanced, which motion was declared adopted.

THIRD READING

SB 290 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cullison, Dawson, Dennis, Floyd, McIntyre, Miller, Porter, Roberts, Rozell, Schuelein and Stipe.—15.

Nay: Cain, Cate, Choate, Cole, Combs, Dahl, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Shedrick, Smith, Taylor, Terrill, Watson, Wright and Young.—26.

Excused: Giles, Hopkins, Keller, Leonard, Taliaferro, Winn and York.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Stipe moved that the vote be reconsidered whereby **SB 290** failed.

GENERAL ORDER

SB 334 by Johnson of the Senate and Benson of the House was called up for consideration.

Senator Cain asked to coauthor **SB 334**, which was the order.

Senator Johnson asked unanimous consent to lay over **SB 334**, which was the order.

SB 334 remains on General Order.

GENERAL ORDER

SB 316 by Watson of the Senate and Holden of the House was called up for consideration.

Senator Watson 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: Brown, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Ford, Green, Howell, Johnson, Lamb, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taylor, Terrill, Watson, Wright, York and Young.—33.

Nay: Boatner, Branch, Cain, Capps, Dawson, Floyd, Landis, Shedrick and Stipe.—9.

Excused: Giles, Hopkins, Keller, Leonard, Taliaferro and Winn.—6.

The bill passed.

SB 316 was referred for engrossment.

GENERAL ORDER

SB 320 by Green of the Senate and Cozort of the House was called up for consideration.

Senator Green moved to amend **SB 320**, Page 2, Line 5, by inserting after the word

"agency" and before the word "for" the words "or shall contract with a private travel agency" and by amending the title to conform, which amendment was declared adopted.

Senator Shedrick moved to amend **SB 320,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved to amend **SB 320,** Page 2, Line 6, by striking after the word "state" all language on Lines 6, 7, 8 and 9, which amendment was declared adopted.

Senator Green moved that **SB 320** be advanced, which motion was declared adopted.

THIRD READING

SB 320 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, Cole, Combs, Cullison, Dawson, Green, Landis, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Roberts, Sadler, Schuelein, Smith, Taliaferro, Watson, Wright and Young.—23.

Nay: Boatner, Brown, Cain, Cate, Dennis, Floyd, Howell, Johnson, Lamb, Miller, Porter, Rhodes, Rozell, Shedrick, Taylor, Terrill and York.—17.

Excused: Dahl, Giles, Hopkins, Keller, Leonard, Stipe and Winn.—7.

*Not Voting: Ford.—1.

*Senator Ford asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Green moved that the vote be reconsidered whereby **SB 320** failed.

GENERAL ORDER

SB 317 by Hopkins and Cain of the Senate and Williams (Penny) and Hill of the House was called up for consideration.

Senator Taliaferro asked to coauthor **SB 317,** which was the order.

Senators York and Cullison moved to amend **SB 317,** Page 6, Lines 9 through 13 by restoring after the period on Line 9 all stricken language through Line 13 and by deleting all new language on Page 6, Lines 13 through 18 through the word "The", which amendment was declared adopted.

Senator Cain moved that **SB 317** be advanced, which motion was declared adopted.

THIRD READING

SB 317 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Excused: Giles, Hopkins, Keller, Leonard, Porter, Stipe and Winn.—7.

The bill passed.

SB 317 was referred for engrossment.

GENERAL ORDER

SB 287 by Taylor of the Senate and Kincheloe of the House was called up for consideration.

Senator Taylor moved to amend **SB 287,** by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to manufactured homes; amending Section 4, Chapter 253, O.S.L. 1984, 47 O.S. 1981, Section 14-116, as last amended by Section 1, Chapter 160, O.S.L. 1984, Section 8, Chapter 253, O.S.L. 1984, and Section 22.15a (47 O.S. Supp. 1984, Sections 14-103D, 14-116 and 22.4-3c), which relate to manufactured homes; amending Section 1, Chapter 65, O.S.L. 1984, as amended by Section 19, Chapter 253, O.S.L. 1984 (68 O.S. Supp. 1984, Section 2427.1), which relates to manufactured homes; providing exception to certain permit requirements for certain persons; increasing certain fees; requiring Oklahoma Tax Commission to furnish certain information; requiring certain certificate for certain persons engaged in transportation of certain manufactured homes; requiring certain notification; authorizing certain special decals; stating requirements, conditions and fee; providing penalties for certain act; requiring certain permit be available for inspection; prohibiting transport of manufactured home without valid permit; providing manufactured homes not registered as required by the Motor Vehicle License and Registration Act shall be listed for purposes of ad valorem taxation; providing certain exception from ad valorem taxation; requiring certain registration and titling; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 4, Chapter 253, O.S.L. 1984 (47 O.S. Supp. 1984, Section 14-103D), is amended to read as follows:

Section 14-103D. A. No person shall transport or move a manufactured home on any public road or highway in this state EXCEPT AS PROVIDED BY THIS ACT without a permit issued pursuant to the provisions of Sections 14-103A and 14-103C of **[Title 47 of the Oklahoma Statutes]** THIS TITLE and subsection B of this section, and without evidence that the required registration fees, excise taxes, or ad valorem taxes have been paid on such manufactured home.

B. In addition to the permit information required by the provisions of Sections 14-103A and 14-103C of **[Title 47 of the Oklahoma Statutes]** THIS TITLE, the permit shall also include the following:

1. The name of the owner of the manufactured home;

2. The serial number or identification number of the manufactured home;

3. A legal description or the address of the location from which the manufactured home is to be moved; and

4. A legal description **[or]**, the address **[of]**, OR the location to which the manufactured home is to be moved.

C. **[The]** EXCEPT AS AUTHORIZED BY THIS ACT, THE Department of Public Safety shall not issue a permit to any person to transport or move a manufactured home without evidence of payment of the required registration fees, ad valorem or excise taxes on such manufactured home. **[A subsequent move in the same year shall require a release from the county in which the manufactured home is located as provided in Section 21 of this act.]**

D. PROVIDED, THAT UPON PROOF OF POSSESSION OF A DEALER OR IN-TRANSIT LICENSE PLATE, ISSUED BY THE OKLAHOMA TAX COMMISSION ACCORDING TO THE PROVISIONS OF SUBSECTION D OF SECTION 22.15a OF THIS TITLE, THE DEPARTMENT OF PUBLIC SAFETY SHALL ISSUE A PERMIT TO THE HOLDER OF SUCH LICENSE.

[D.] E. For the purposes of subsections A and C of this section, an excise tax receipt, and manufactured home registration receipt and Manufactured Home Registration Decal attached to a certificate of title for a manufactured home or receipts and decal as authorized by subsection C of Section **[6 of this act]** 22.4-3a OF THIS TITLE shall be evidence of payment of the excise tax and registration fees required pursuant to the provisions of Section 22.5m of **[Title 47 of the Oklahoma Statutes]** THIS TITLE and Section **[18 of this act]** 2104.3 OF TITLE 68 OF THE OKLAHOMA STATUTES. A receipt for taxes paid from the county treasurer of the county in which the manufactured home is located shall be evidence of payment of the ad valorem taxes required by the provisions of Article 24 of Title 68 of the Oklahoma Statutes and the provisions of Section **[20 of this act]** 24410 OF TITLE 68 OF THE OKLAHOMA STATUTES.

SECTION 2. AMENDATORY 47 O.S. 1981, Section 14-116, as last amended by Section 1, Chapter 160, O.S.L. 1984 (47 O.S. Supp. 1984, Section 14-116), is amended to read as follows:

Section 14-116. The Commissioner of Public Safety shall charge a minimum permit fee of **[Five Dollars ($5.00)]** SIX DOLLARS ($6.00) for any permit issued pursuant to the provisions of **[Chapter 14]** SECTIONS 14-101 ET SEQ. of this title, and in addition thereto shall charge a fee of Five Dollars ($5.00) for each thousand pounds in excess of the legal load limit. The Commissioner of Public Safety shall establish necessary regulations for collecting said fees. Authorized motor carriers meeting established credit requirements shall be placed on a monthly billing system for permits purchased from all size and weight offices in the state. The Department of Public Safety is hereby authorized to establish an annual accounting fee and to charge such annual fee to motor carriers having established monthly billing accounts with the Department. The accounting fee shall be Two Hundred Dollars ($200.00). All monies received from such accounting fees shall be deposited in the State Treasury to the credit of the Department of Public Safety Revolving Fund. Application for permits shall be made a reasonable time in advance of the expected time of movement of such vehicles. For emergencies affecting the health or safety of persons or a community, permits may be issued for immediate movement. Size and weight offices in all districts where applicable shall issue permits to authorize carriers by telephone during weekdays. The Commissioner of Public Safety shall develop a system for provisional permits for authorized carriers which may be used in lieu of a regular permit for the movement of oversize and overweight loads when issued an authorization number by the Department of Public Safety. Such provisional permits shall include date of movement, general load description, estimated weight, oversize notation, route of travel, truck or truck-tractor license number, and permit authorization number. No overweight permit shall be valid until all license taxes due the State of Oklahoma have been paid. No permit violation shall be deemed to have occurred when an oversize or overweight movement is made pursuant to a permit whose stated weight or size exceeds the actual load. The first deliverer of motor vehicles designated truck carriers or well service carriers manufactured in Oklahoma shall not be required to purchase an overweight permit when being delivered to the first purchaser. The proceeds from oversize permit fees shall be deposited in the General Revenue Fund in

the State Treasury, and the proceeds from the overweight permit fees shall be deposited in the State Highway Construction and Maintenance Fund.

The first Eight Hundred Seventy-three Thousand Four Hundred Forty-seven Dollars ($873,447.00) collected for the overweight permit fees, as levied by this section, in each fiscal year shall be allocated and placed to the credit of the Department of Public Safety Revolving Fund for the purpose of implementing the provisions of this title regarding size, weight, and load enforcement, and for other operating expenses of the Department.

SECTION 3. AMENDATORY Section 8, Chapter 253, O.S.L. 1984 (47 O.S. Supp. 1984, Section 22.4-3c), is amended to read as follows:

Section 22.4-3c Upon proper registration and receipt of a certificate of title pursuant to the provisions of Section **[6]** 22.4-3a of this **[act]** TITLE by the person owning a new or used manufactured home, the Commission shall furnish by June 1 and by December 31 of each year to the county assessor in the county in which the manufactured home is or is to be located the following information:

1. The name of the owner of the manufactured home;

2. The serial number or identification number of the manufactured home;

3. The legal description **[or]**, THE address **[of]**, OR the location where the manufactured home is to be located;

4. The actual retail selling price of the manufactured home, excluding Oklahoma state taxes;

5. The registration number issued for the manufactured home; and

6. Any other information necessary to enable the county assessor to list and assess the proper ad valorem tax required by Section **[20]** 24410 of **[this act]** TITLE 68 OF THE OKLAHOMA STATUTES and Article 24 of Title 68 of the Oklahoma Statutes. IF OWNERSHIP OF THE MANUFACTURED HOME HAS PASSED BY OPERATION OF LAW AND A NEW CERTIFICATE OF TITLE HAS BEEN ISSUED FOR SUCH HOME, THE COMMISSION SHALL ALSO FURNISH SUCH INFORMATION TO THE APPROPRIATE COUNTY ASSESSORS.

SECTION 4. AMENDATORY 47 O.S. 1981, Section 22.15a, is amended to read as follows:

Section 22.15a A. Every person manufacturing or having a contract to sell new vehicles in this state shall file a verified application for a general distinctive number for all new vehicles owned or controlled by the manufacturer or dealer; provided, the Commission shall issue a license to sell such new motor vehicles only for those types of new vehicles for which the applicant has a sales contract or franchise; provided, further, that no license shall be issued to any applicant that has not complied with the provisions of Sections 561 through 568 of this title and does not hold a current license issued by the Oklahoma Motor Vehicle Commission pursuant thereto. A separate manufacturer's or dealer's license shall be required for each separate county within which such manufacturer or dealer has an established place of business and upon payment of a license fee of Twenty-five Dollars ($25.00) there shall be assigned and issued to such manufacturer or dealer a Certificate of Registration and one license plate which shall be displayed upon each vehicle of such manufacturer or dealer when same is operated, driven, or displayed on any street, road, or highway, in the same manner as hereinbefore provided for vehicles owned by other persons. Such a manufacturer or dealer in new vehicles may obtain as many additional license plates as may be desired, upon the payment of the sum of Twenty-five Dollars ($25.00) for each

additional plate; provided that no such license plate issued to any manufacturer or dealer shall be used or displayed upon any secondhand or used vehicle, or upon any new vehicle which is used for a service car, or private use, or for hire. Any person, with consent of the dealer, may operate a motor vehicle, with the dealer's tag affixed, while contemplating purchase, so long as this intent is limited to a consecutive seventy-two-hour period, or a weekend. An individual holding a valid salesman's license issued by the Oklahoma Motor Vehicle Commission shall not be subject to this limitation. If such person also buys and sells used vehicles, he shall, after obtaining his new motor vehicle dealer's license from the Oklahoma Motor Vehicle Commission, also obtain a used motor vehicle dealer's license, from the Used Motor Vehicle and Parts Commission, the cost of which shall be as prescribed in this act.

B. Each dealer and used motor vehicle dealer shall keep a record of the purchase and sale of each motor vehicle he buys or sells, which shall show the name of the seller or buyer as the case may be, and a complete description of the vehicle purchased or sold, and such other information as the Commission may prescribe.

C. Application for manufacturer's or dealer's license must show that such dealer or manufacturer has not violated any of the provisions of this section; and such license shall be nonassignable; and any such license may be suspended temporarily or revoked by the Commission for violation or failure to comply with this section, provided, the holder of such license shall be given ten (10) days' notice of hearing to suspend or cancel such license. If any such person subject to any of the licenses required in this section fails to obtain it when due, a penalty of twenty-five cents ($0.25) per day on each such license shall be charged in the same manner as is now provided on delinquent motor vehicle registrations, and after a period of thirty (30) days such penalty shall be equal to the license fee. It shall be the duty of every person licensed to sell new or used motor vehicles to advise each purchaser in writing about his title requirements and payment of any taxes due. Each used motor vehicle must display a proper Oklahoma license plate. Dealers failing to comply with provisions of this section shall be responsible for all taxes due on such sales or on such vehicles.

D. Every person engaged in the business of transporting and delivering FOR HIRE, new or used vehicles by driving, either singly or by towbar, saddle mount or full mount method, or any combination thereof, from the manufacturer to the dealer and using the public highways of this state shall file with the Commission a verified application for in-transit license plates to identify such vehicles. The application shall provide for a general distinctive number for all vehicles so transported. Upon payment of a license fee of Twenty-five Dollars ($25.00) there shall be assigned and issued to such person one in-transit plate. Such in-transit plate shall be used by such person only on vehicles when so transported. Such person may obtain as many additional in-transit plates as desired upon payment of a fee of Twenty-five Dollars ($25.00) for each additional plate. Provided**[, that any]** ONLY A person **[engaged]** WHO POSSESSES A CERTIFICATE ISSUED BY THE INTERSTATE COMMERCE COMMISSION OR THE OKLAHOMA CORPORATION COMMISSION TO ENGAGE in the business of transporting and delivering manufactured homes FOR HIRE may use the in-transit license plates obtained by them as herein authorized for transporting new or used manufactured homes from one location to another location within Oklahoma or from a point in another state to a point in this state. Nothing contained in this section shall relieve any person from the payment of license fees otherwise provided by law. When the Commission deems it advisable and in the public interest, it may require the holder of any in-transit

license, or any person making application therefor, to file a proper surety bond in any amount it deems proper, not to exceed Ten Thousand Dollars ($10,000.00).

E. All licenses provided for in this section shall expire on December 31 of each year.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 14-103E of Title 47, unless there is created a duplication in numbering, reads as follows:

A. Upon issuance of a permit pursuant to the provisions of Section 14-103D of Title 47 of the Oklahoma Statutes, the Department of Public Safety shall notify the Oklahoma Tax Commission of the issuance of such permit. The notification shall include the permit information required by subsection B of Section 14-103D of the Oklahoma Statutes.

B. Upon notification of issuance of the permit pursuant to subsection A of this section, the Tax Commission shall notify the county assessor of the county in which the manufactured home is to be located, of the issuance of the permit. Such notification shall include the permit information required by subsection B of Section 14-103D of Title 47 of the Oklahoma Statutes.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 14-103F of Title 47, unless there is created a duplication in numbering, reads as follows:

Any person, firm or corporation owning a manufactured home used in the course of his construction, oil field or seasonal farming activities, may apply for a special decal allowing such person to transport said manufactured home on the highways of this state without first obtaining the permit required by Sections 14-103A and 14-103C of Title 47 of the Oklahoma Statutes.

Such special decal shall be issued by any motor license agent upon proof that said person, firm or corporation has paid all ad valorem taxes due on such manufactured home for the current tax year. The fee for such special decal shall be Four Dollars ($4.00). Such special decal shall be valid for the taxable year.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 14-116a of Title 47, unless there is created a duplication in numbering, reads as follows:

Any person, firm or corporation who moves or transports any manufactured home without a valid permit issued by the Department of Public Safety according to the provisions of Chapter 14 of Title 47 of the Oklahoma Statutes shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as follows:

1. For the first such violation, by a fine of Five Hundred Dollars ($500.00);

2. For the second such violation, by a fine of One Thousand Dollars ($1,000.00); and

3. For the third and subsequent violations, by a fine of not less than One Thousand Dollars ($1,000.00) nor more than Five Thousand Dollars ($5,000.00).

The permit shall be carried by the mover or transporter and be available for inspection by any law enforcement officer. If said mover or transporter is found not to possess a permit, the manufactured home shall not continue to be moved or transported. Thereafter, said manufactured home shall not be moved or transported further except by a mover or transporter possessing a permit.

SECTION 8. AMENDATORY Section 1, Chapter 65, O.S.L. 1984, as amended by Section 19, Chapter 253, O.S.L. 1984 (68 O.S. Supp. 1984, Section 2427.1), is amended to read as follows:

Section 2427.1 A. Upon locating a manufactured home which is not registered as required pursuant to the provisions of Section [6] 22.4-3a of **[this act]** TITLE 47 OF THE OKLAHOMA STATUTES 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]** THIS TITLE WHETHER OR NOT SUCH MANUFACTURED HOME HAD SITUS IN SUCH COUNTY ON JANUARY 1 OF THE YEAR IN WHICH THE MANUFACTURED HOME WAS LOCATED.

B. The county assessor of the county in which a manufactured home is located **[has the authority to]** SHALL require satisfactory proof of registration, payment of ad valorem taxes and excise taxes on a manufactured home.

C. Any person owning a manufactured home and refusing to show satisfactory proof of registration of such manufactured home pursuant to the provisions of this **[act]** SECTION 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.

D. A MANUFACTURED HOME HELD FOR RESALE, ON A SALES LOT, BY A LICENSED MANUFACTURED HOUSING DEALER ON JANUARY 1, SHALL BE EXEMPT FROM AD VALOREM TAXATION AND SAID DEALER SHALL BE REQUIRED TO OBTAIN A CURRENT CERTIFICATE OF TITLE AND REGISTRATION DECAL FOR SAID MANUFACTURED HOME.

SECTION 9. 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 Taylor moved to amend the floor substitute for **SB 287,** Page 3, Lines 6 through 35 and Lines 1 through 20 on Page 4 by deleting Section 2 and renumbering subsequent sections, which amendment was declared adopted.

Senator Taylor moved to amend the floor substitute for **SB 287,** Page 8, Line 17, by deleting the words "without first obtaining the permit" and by substituting the following: ", provided this section shall not be construed to waive the permit otherwise" and amending title to conform, which amendment was declared adopted.

Senator Taylor asked unanimous consent that **SB 287** be laid over for this legislative day, which was the order.

SB 287 remains on General Order.

GENERAL ORDER

SJR 22 by McCune of the Senate and Hobson of the House was called up for consideration.

Senator McCune moved that **SJR 22** be advanced, which motion was declared adopted.

THIRD READING

SJR 22 was read for the third time at length, as follows:

SJR 22 — by McCune of the Senate and Hobson of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article VI of the Constitution of the State of Oklahoma; providing for reprieves, commutations, paroles and pardons; expanding powers of the Pardon and Parole Board by imposing therein final authority over grants of paroles; reducing powers of the Governor thereby; requiring reports to the Legislature; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 10 of Article VI of the Constitution of the State of Oklahoma to read as follows:

Section 10. There is hereby created a Pardon and Parole Board to be composed of five (5) members[;], three to be appointed by the Governor[;], one by the Chief Justice of the Supreme Court[;] AND one by the Presiding Judge of the **[Criminal]** Court of CRIMINAL Appeals or its successor. An attorney member of the Board shall be prohibited from representing in the courts of this state persons charged with felony offenses. The appointed members shall hold their offices coterminous with that of the Governor and shall be removable for cause only in the manner provided by law for elective officers not liable to impeachment. It shall be the duty of the Board to make an impartial investigation and study of applicants for commutations, pardons or paroles, and by a majority vote make its recommendations to the Governor of all APPLICANTS FOR COMMUTATIONS AND PARDONS deemed worthy of clemency.

The Governor shall have the power to grant, after conviction and after favorable recommendation by a majority vote of the said Board, commutations[,] AND pardons **[and paroles]** for all offenses, except cases of impeachment, upon such conditions and with such restrictions and limitations as he may deem proper, subject to such regulations as may be prescribed by law. The Legislature shall have the authority to prescribe for those persons convicted of three felonies arising out of separate and distinct transactions a minimum mandatory period of confinement which must be served prior to being eligible to be considered for parole. The Governor shall have power to grant after conviction, reprieves, or leaves of absence not to exceed sixty (60) days, without the action of said Board.

THE PARDON AND PAROLE BOARD, BY A MAJORITY VOTE OF THE MEMBERS THEREOF, SHALL HAVE THE POWER TO GRANT, AFTER CONVICTION, PAROLES FOR ALL OFFENSES, EXCEPT CASES OF IMPEACHMENT, UPON SUCH CONDITIONS, RESTRICTIONS AND LIMITATIONS AS THE BOARD DEEMS PROPER, SUBJECT TO SUCH REGULATIONS AS MAY BE PRESCRIBED BY LAW.

[He] THE GOVERNOR WITH RESPECT TO REPRIEVES, COMMUTATIONS AND PAROLES, OR THE PARDON AND PAROLE BOARD WITH RESPECT TO PAROLES, shall communicate to the Legislature, at each regular session, each case of reprieve, commutation, parole or pardon[,] THE GOVERNOR OR BOARD HAS granted UNDER THE AUTHORITY OF THIS SECTION, stating the name of the convict, the crime of which he was convicted, the date and place of conviction, and the date of commutation, pardon, parole and reprieve.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth

in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure would change Section 10 of Article VI of the State Constitution. It would expand the powers of the Pardon and Parole Board to give the Board final authority over paroles. It would remove the power of the Governor to grant paroles. It would allow the Governor to continue to grant pardons, reprieves and commutations. It would require the Board and the Governor to submit a report to the Legislature. This report would contain information about the paroles, pardons, reprieves and commutations which have been granted.

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: Brown, Cate, Choate, Cole, Cullison, Dawson, Floyd, Green, Howell, Johnson, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Wright and York—25.

Nay: Boatner, Branch, Cain, Capps, Combs, Dahl, Dennis, Ford, Lamb, Landis, Miller, Roberts, Shedrick, Smith and Young.—15.

Excused: Giles, Hopkins, Keller, Leonard, McIntyre, Porter, Stipe and Winn.—8.

The resolution passed.

SJR 22 was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has voted to suspend Joint Rule 17(a) by the required two-thirds vote insofar as it pertains to **HBs 1219, 1253, 1409, 1416, 1428, 1460** and **1514.**

COMMITTEE REPORTS

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

DO PASS:

HB 1169 — Banks and Banking.

DO PASS, as amended:

HB 1007 — Judiciary and Retirement.

SECOND READING

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

HB 1047 — Appropriations.
HB 1137 — Business and Labor.
HB 1157 — General Government.
HB 1191 — Business and Labor.
HB 1213 — Public Education.
HB 1218 — Appropriations.
HB 1244 — Judiciary and Retirement.
HB 1262 — Criminal Jurisprudence.
HB 1302 — Criminal Jurisprudence.

HB 1309 — Judiciary and Retirement.
HB 1326 — Judiciary and Retirement.
HB 1434 — Judiciary and Retirement.
HB 1454 — Transportation.
HB 1459 — Finance.
HB 1486 — Judiciary and Retirement.
HB 1508 — Economic Development.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1072, 1081, 1098, 1104, 1139, 1193, 1195, 1197, 1203, 1224, 1252, 1267, 1273, 1323, 1334, 1373, 1408, 1446, 1466, 1501, 1548, 1552** and **1561.**

HB 1072 — By Sanders of the House and Boatner and Johnson of the Senate.

An act relating to professions and occupations; sunsetting the State Dry Cleaners' Board; prohibiting certain activities; authorizing the Board to collect certain monies; transferring certain monies and equipment, files, furniture and supplies; providing for certain powers and duties of the Office of Public Affairs; repealing 59 O.S. 1981, Sections 741, 742, as amended by Section 1, Chapter 272, O.S.L. 1983, 743, 744, 745, as amended by Section 2, Chapter 272, O.S.L. 1983, 745.1, as amended by Section 3, Chapter 272, O.S.L. 1983, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759 and 760 (59 O.S. Supp. 1984, Sections 742, 745 and 745.1); providing an operative date; and declaring an emergency.

HB 1081 — By McCorkell, Larason and Virtue of the House and Cain of the Senate.

An act relating to definitions and general provisions; amending 25 O.S. 1981, Sections 1101, 1301, 1302, 1303, 1304, 1305, 1306, 1308, 1309, 1310, 1402, 1501, 1503, 1506, 1702, 1703, 1704 and 1705, and 74 O.S. 1981, Sections 953 and 954, as amended by Sections 51 and 52, Chapter 338, O.S.L. 1982 (74 O.S. Supp. 1984, Sections 953 and 954); prohibiting age discrimination; stating purposes; defining terms; prohibiting certain discriminatory practices relating to employers, employment agencies, labor organizations, training programs, notice, advertisements, and other enjoyments; excluding certain practices from being considered discriminatory; allowing certain imbalances; modifying the powers of the Human Rights Commission; modifying certain hearing procedures and requirements; providing for costs; authorizing review on the record; providing the certain de novo proceedings; authorizing local ordinances prohibiting discriminatory practices; authorizing certain local commissions; providing for powers of local commissions; authorizing referrals; providing reports; adding sex and handicap to certain discriminatory practices; providing for certain purposes and duties of the Oklahoma Human Rights Commission; prohibiting discriminatory practices in state employment; providing for certain duties of the Ethics and Merit Commission; and providing an effective date.

HB 1098 — By Little of the House and Pierce of the Senate.

An act relating to state government; amending 74 O.S. 1981, Section 500.6; providing for travel by public, privately owned, or chartered airplane by state officers and employees; requiring the pilot of certain airplanes to keep records; authorizing inspection of said records; directing expense of the trip to certain agencies and departments; defining term; and declaring an emergency.

HB 1104 — By Virtue, Fair, Harris (Robert) and Kincheloe of the House and Floyd, Smith and Cole of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 1241 and 1242; prohibiting the furnishing of certain tobacco products to minors; providing penalties; requiring minors to disclose certain information concerning the acquisition of tobacco products; and providing an effective date.

HB 1139 — By Abbott of the House and Terrill of the Senate.

[Professions and occupations — amending 59 O.S., Section 1685 — licensing mechanical contractors — procedures — codification — effective date]

HB 1193 — By Lewis and Harris (Robert) of the House and Cate of the Senate.

[Public health and safety — amending 63 O.S. 1981, Section 2258 — disposal of solid waste — emergency]

HB 1195 — By Cotner of the House and Winn of the Senate.

An act relating to damages; defining term; allowing defense of contributory negligence in products liability actions; providing for codification; and providing an effective date.

HB 1197 — By Henshaw and Milton of the House and Green of the Senate.

An act relating to property; amending 60 O.S. 1981, Section 852; providing for owners associations; providing for powers of the owners association; authorizing recovery of attorney's fees; authorizing certain levies and assessments; providing for enforcement; authorizing certain legal actions for certain purposes; providing for codification; and providing an effective date.

HB 1203 — By Riggs of the House and Howell of the Senate.

An act relating to torts; amending 76 O.S. 1981, Section 19; providing for access to medical records; increasing the allowable cost of certain copies; disallowing certain communications to be privileged in certain situations; modifying certain procedures; requiring certain persons to apply to court to prevent release of certain records; requiring certain copies be made available to certain parties; and providing an effective date.

HB 1224 — By Mentzer of the House and Cain of the Senate.

An act relating to poor persons; amending 56 O.S. 1981, Section 162.2; granting Department of Human Services authority to appoint campus police and juvenile officers; modifying areas for which campus police are authorized; requiring certain persons to obtain certification for police duty; providing for codification; and declaring an emergency.

HB 1252 — By Gish of the House and Capps of the Senate.

An act relating to cities and towns; amending 11 O.S. 1981, Section 17-102 and 62 O.S. 1981, Section 471; providing for payment by municipalities of invoices or accounts; authorizing the issuance of warrants on warrant register; authorizing certain disbursement methods; providing for disbursement of funds of counties and subdivisions thereof; and providing an effective date.

HB 1267 — By Lewis and Murphy of the House and Johnson of the Senate.

An act relating to professions and occupations; amending Sections 2 and 3, Chapter 337, O.S.L. 1982 (59 O.S. Supp. 1984, Sections 1681 and 1682); modifying the Electrical License Act; providing for rules and regulations; adding to definitions; and providing an effective date.

HB 1273 — By Stottlemyre and Hamilton (James) of the House and Schuelein of the Senate.

An act relating to prisons and reformatories; amending 57 O.S. 1981, Section 525, as amended by Section 1, Chapter 132, O.S.L. 1982 (57 O.S. Supp. 1984, Section 525); eliminating subsistence allowance for certain wardens; providing for offices and residences for wardens; and providing an effective date.

HB 1323 — By Benson of the House and Cate and Rozell of the Senate.

An act relating to officers; amending 51 O.S. 1981, Section 152, as amended by Section 2, Chapter 226, O.S.L. 1984 (51 O.S. Supp. 1984, Section 152); modifying definition of a public trust for purposes of the

Governmental Tort Claims Act to include hospitals operating under a trust authority; defining terms; repealing Section 1, Chapter 228, O.S.L. 1984; providing an operative date; and declaring an emergency.

HB 1334 — By Davis (Frank) of the House and Lamb of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 10-104, 10-105 and 10-106; requiring information from certain insurance verification forms to be provided after a motor vehicle accident; requiring certain other information to be provided after a motor vehicle accident; requiring aid to be rendered under certain circumstances; requiring certain written notice; requiring certain report; specifying and adding to information to be provided in said report; and providing an effective date.

HB 1373 — By Riggs.

An act relating to counties and county officers; amending 19 O.S. 1981, Sections 866.2, as amended by Section 1, Chapter 183, O.S.L. 1982, and 866.7 (19 O.S. Supp. 1984, Section 866.2); authorizing the creation of municipal planning commissions within a Metropolitan Area Planning Commission; providing for and expanding the composition of the Metropolitan Area Planning Commission; granting certain powers; defining jurisdiction; providing for appointment, term of office, and removal of certain members of Metropolitan Area Planning Commission; requiring service without compensation; establishing residency requirement; prohibiting multiple office holding; providing procedure for filling certain vacancies; and providing an effective date.

HB 1408 — By Davis (Frank) of the House and Smith of the Senate.

[Civil procedure — amending 12 O.S., Section 2004 — service of summons — effective date]

HB 1446 — By Reimer of the House and York of the Senate.

An act relating to state government; amending Section 1, Chapter 141, O.S.L. 1984 (74 O.S. Supp. 1984, Section 85.34); providing for indemnity insurance for judgments based on licensing authority; providing and expanding duties of risk management program; authorizing the purchase of indemnity insurance for certain liability based on federal law; requiring approval of said purchase by risk management administrator; and declaring an emergency.

HB 1466 — By Barker, Haney, Lewis, Henry, Williamson, Virtue, Williams (Penny), Kincheloe, Thompson, Adair, Formby, Abbott, Davis (Guy), Johnson (Glen), Hobson, Brewster, Littlefield, Anderson, McDonald, McCorkell, Leftwich, Clark, Gordon, Holt, Stacy, Roberts and Henshaw.

[Schools — amending certain sections of Title 70 — Education Improvement Act of 1985 — codification — operative date — emergency]

HB 1501 — By Lewis.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 1053; expanding authorization for certain appeals; and declaring an emergency.

HB 1548 — By Harbin, Barker, Davis (Guy), Abbott, Leftwich, Larason and Thompson of the House and Cate of the Senate.

An act relating to state government; amending Sections 38 and 44, Chapter 338, O.S.L. 1982 (74 O.S. Supp. 1984, Sections 841.17 and 841.23); prohibiting certain activities by certain employees; modifying list of said activities; specifying certain employee rights; and modifying penalties.

HB 1552 — By Riggs of the House and McCune of the Senate.

An act relating to dispute resolution; defining terms; providing for dispute resolution centers and the administration of dispute resolution programs; providing for certain contracts; requiring statutory compliance; pro-

viding for the assessment, collection, and disbursement of certain costs and fees; creating the Dispute Resolution System Revolving Fund; providing for the administration of said fund; stating purposes for which said fund is utilized; requiring certain application for funding; designating contents of certain application; providing for certain statutory construction; providing criteria for dispute resolution funding; requiring certain report and designating contents; granting certain powers; requiring the promulgation of certain rules and regulations; authorizing additional personnel; requiring certain annual audits; providing for codification; and providing effective date.

HB 1561 — By Lewis, Mentzer, Leftwich, Gordon, Larason, Barker, Roberts, Morgan, Pitezel and Duckett of the House and Dawson of the Senate.

An act relating to state government; amending 47 O.S. 1981, Section 156, as last amended by Section 6, Chapter 240, O.S.L. 1984 (47 O.S. Supp. 1984, Section 156), and 74 O.S. 1981, Section 110.2, as amended by Section 130, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1984, Section 110.2); creating the Division of Fleet Management within the Office of Public Affairs; defining purpose of the Division; designating powers and duties of the Division; prohibiting certain vehicle purchases with public funds; providing exceptions; restricting use of certain vehicles; providing for certain statutory construction; providing for certain written request; designating station wagons as passenger automobiles for certain purposes; authorizing use of station wagons in certain situations; requiring notification of certain vehicle purchases or disposals; providing restrictions for disposal of certain vehicles; requiring certain inventory records; excepting vehicles from certain inventory records; designating contents of certain records; providing for codification; repealing 74 O.S. 1981, Section 85.21, as amended by Section 111, Chapter 304, O.S.L. 1983 (74 O.S. Supp. 1984, Section 85.21); 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 1002.**

HCR 1002 — By Kelly of the House and Roberts 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, to add additional diseases to the debilitating disease list, and to increase certain attorney fees; and directing distribution.

The above numbered measure was read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 28, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 6:20 p.m. to meet Thursday, March 28, 1985, at 10:00 a.m.

Forty-seventh Legislative Day

Thursday, March 28, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Giles, Hopkins, Keller and Leonard.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Robert E. Hays, Beal Heights Presbyterian Church, Lawton, the guest of Senator Terrill.

INTRODUCTION

Senator Lamb introduced Mark Price, Enid basketball star now All-American at Georgia Tech, along with his father, Denny Price, to the Senate and asked unanimous consent they be allowed privileges of the floor to receive a Citation from the Senate, which was the order.

GENERAL ORDER

SB 126 by Cullison of the Senate and Vanatta of the House was called up for consideration.

Senator Cullison moved to amend **SB 126**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Cullison moved that **SB 126** be advanced, which motion was declared adopted.

THIRD READING

SB 126 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cullison, Dennis, Floyd, Ford, Green, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Rozell, Sadler, Smith, Stipe, Taylor, Watson, Winn and York.—25.

Nay: Branch, Cate, Choate, Cole, Combs, Dahl, Dawson, Howell, Johnson, Landis, Randle, Roberts, Schuelein, Shedrick, Taliaferro, Terrill, Wright and Young.—18.

Excused: Giles, Hopkins, Keller, Lamb and Leonard.—5.

The bill passed.

Senators Randle and Landis 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.

SB 126 was referred for engrossment.

GENERAL ORDER

SB 287, considered and amended on page 406, was considered further.

Senator Taylor moved that **SB 287** be advanced, which motion was declared adopted.

THIRD READING

SB 287 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Giles, Hopkins, Keller, Lamb and Leonard.—5.

The bill and emergency passed.

SB 287 was referred for engrossment.

GENERAL ORDER

SB 334, considered on page 404, was called up for further consideration.

Senator Johnson moved that **SB 334** be advanced, which motion was declared adopted.

THIRD READING

SB 334 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dawson, Giles, Hopkins, Keller, Lamb and Leonard.—6.

The bill passed.

SB 334 was referred for engrossment.

GENERAL ORDER

SB 321 by Rhodes of the Senate and Lewis of the House was called up for consideration.

Senator Rhodes moved to amend **SB 321,** Page 2, Line 12½, by inserting new Sections 2 through 8, renumbering subsequent section and amending title to conform, as follows:

"Section 2. AMENDATORY 47 O.S. 1981, Section 22.2A, as amended by Section 2, Chapter 220, O.S.L. 1983 (47 O.S. Supp. 1984, Section 22.2A), is amended to read as follows:

Section 22.2A A. Unless provided otherwise within this act, all license fees, taxes and penalties collected or received, as provided herein, shall be apportioned as follows:

1. Five percent (5%) of all such monies, funds, license fees and penalties shall be paid each month to the State Treasurer of the state and credited by the State Treasurer to the Oklahoma Tax Commission Fund, to be paid out of said fund in payment of expenses necessarily incurred by the Commission in the performance of its lawful duties and upon direct appropriation by the Oklahoma Legislature.

2. The remaining ninety-five percent (95%) of all license fees and penalties collected or received from the registration of trucks used primarily for "farm use" and for which farm truck license plates are issued, and automobiles, pursuant to this act, shall be apportioned monthly to the county in which the money was collected, for the use and support of the common schools of the county. Provided, that when such license fees and penalties are received by the Oklahoma Tax Commission by persons utilizing the Commission's mail order vehicle registration system, such fees and penalties shall be apportioned monthly to the county in which the purchaser resides. Such money shall be remitted to the county treasurer and by him apportioned on average daily attendance per capita distribution basis, as certified to him by the county superintendent of schools to the school districts of the county where such pupils attend school; provided that the school district makes an ad valorem tax levy of fifteen (15) mills and is maintaining twelve (12) years of instruction.

3. It is hereby provided that for fiscal year 1979-1980 the Commission shall modify the apportionment of monies received from the sale of farm truck and automobile license plates, as outlined in the preceding paragraph, to ensure that each county receives one hundred percent (100%) of the amount of revenue as approved by the county excise boards for the school districts of each county for the fiscal year 1979-1980.

B. It is hereby provided that the various school districts of the counties of the state, in estimating the income of the respective districts for the succeeding fiscal year, may use as a basis for arriving at the amount to be estimated the actual income received from the same source the previous fiscal year plus ninety percent (90%) of any increase estimated by the Commission.

C. Any other revenue collected under the provisions of this act shall be distributed as follows:

1. Fifty-five percent (55%) shall be allocated to the various counties of the state in the following manner: 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%) 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 POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. Such sums as may be due the various counties of the state shall be remitted to the respective county treasurers monthly and shall be used for the construction, improvement or repair of highways, except that the county treasurer may deposit so much of said money in the sinking fund as may be necessary for the retirement of interest and annual accrual of indebtedness created by the issuance of county or township bonds for road purposes, but not to exceed forty (40%) of such monies. Monies allocated to counties hereunder may be set up and estimated by the

county excise board in the budget for the county as anticipated revenue to the extent of ninety percent (90%) of the previous year's income from such source, provided, not more than fifteen percent (15%) can be encumbered during any one (1) month.

2. Twenty percent (20%) shall be allocated to a County Road Fund, which fund is hereby created in the State Treasury, for the purpose of matching federal funds for the construction of federal aid projects on county roads, or purchasing right-of-way for primary, secondary or urban roads or improving the surface of county roads by use of road oil and crushed rock, commonly referred to as the "chips and oil" method, or any other method, incorporating materials for either subbase or surface course, with specifications promulgated by the Department of Transportation, or the construction of permanent bridges.

During the fiscal year for which said funds are collected, allocated or received, any county may use its proportionate part of said twenty percent (20%) for the purpose of matching federal funds for the construction of projects on county roads or city streets, or for the purpose of purchasing right-of-way for primary, secondary or urban roads or improving the surface of county roads by use of road oil and crushed rock, or any other method, incorporating materials for either subbase or surface course, with specifications promulgated by the Department of Transportation, or making major repairs to or the construction of permanent bridges, but if the amount or any part thereof allocable to any county shall not be so used or obligated by the county commissioners of any county within any fiscal year or twelve (12) months thereafter, such amount shall be used by the Transportation Commission for the purpose of matching Federal Aid Secondary Funds for the construction or improvement of any roads or highways on the Federal Aid Secondary Highway System.

3. Twenty-five percent (25%) shall be distributed to the various county treasurers of the state for allocation to the cities and incorporated towns; said twenty-five percent (25%) to be apportioned to the county treasurers in the proportion which each county's population bears to the population of the state and shall be allocated to the cities and incorporated towns of each such county in that proportion which the population of the cities and incorporated towns bears to the total city and incorporated town population of the county. THE POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS.

All monies allocated to the cities and incorporated towns shall be used for the construction, maintenance, repair, improvement and lighting of streets and alleys. Provided, however, that the governing board of any city or town in the respective counties of the state may, with the approval of the county excise board, transfer any surplus in the street and alley fund created by this act to the general revenue fund of said city or town whenever any emergency exists in the general revenue fund of any city or town.

D. Whenever the term "chips and oil" or the term "road oil and crushed rock" is used with respect to materials authorized for use in the surfacing of roads or highways in this title or in any equivalent statute pertaining to road or highway surfacing in the State of Oklahoma, such terms shall be construed to include any asphaltic materials, and wherever the material "chips and oil" or "road oil and crushed rock" is authorized for use in the surfacing of roads or highways in this state, whether by the Department of Transportation, or by the county commissioners, or other road building authority subject to this act, asphaltic materials are also authorized for use in such surfacing and construction.

SECTION 3. AMENDATORY 68 O.S. 1981, Section 504, is amended to read as follows:

Section 504. The excise tax of four cents ($0.04) per gallon on gasoline that is levied by Section 502 of this **[Code]** TITLE 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 OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE 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]** TRANSPORTATION Commission, and

(2) 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 POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS.

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 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, 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 percent (50%) 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 4. AMENDATORY 68 O.S. 1981, Section 504.1, is amended to read as follows:

Section 504.1 **[This act]** THE PURPOSE OF SECTION 501 ET SEQ. OF THIS TITLE 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]** 502.1 of this **[act]** TITLE, 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]** 502.1 of this **[act]** TITLE, 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. THE POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. 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]** BONDS 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]** 502.1 of this **[act]** TITLE, 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]** 502.1 of this **[act]** TITLE, shall be apportioned monthly and distributed 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 Transportation 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 POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. 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 5. AMENDATORY 68 O.S. 1981, Section 519, is amended to read as follows:

Section 519. (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]** TITLE have been deducted, of the one and one-half cents ($0.015) per gallon gasoline excise tax levied by Section 516 of this **[Code]** TITLE shall be apportioned monthly and distributed 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 Transportation 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 POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. 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 6. AMENDATORY 68 O.S. 1981, Section 602, is amended to read as follows:

Section 602. It is hereby declared to be the purpose of SECTION 601 ET SEQ. OF this **[article]** TITLE 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 SECTION 603 OF this **[article]** TITLE, 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 OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE 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:

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]** TRANSPORTATION 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 POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. 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 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 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 ($0.0558) cents per gallon collected of the tax levied by SECTION 603 OF this **[article]** TITLE shall be apportioned monthly and shall be deposited in the State Treasury by the State **[Highway]** Department OF TRANSPORTATION 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 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 interest and penalties thereof accruing from one-half cent ($0.005) per gallon of the five and fifty-eight one-hundredths cents ($0.0558) per gallon collected of the tax levied by SECTION 603 OF this **[article]** TITLE shall be apportioned monthly and distributed as follows: 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]** TRANSPORTATION 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 POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. 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 of the tax levied by SECTION 603 OF this **[article]** TITLE 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 SECTION 603 OF this **[article]** TITLE 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 7. AMENDATORY 68 O.S. 1981, Section 704, is amended to read as follows:

Section 704. **[This act]** THE PURPOSE OF SECTION 701 ET SEQ. OF THIS TITLE 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]** 703 of this **[act]** TITLE, 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]** 703 of this **[act]** TITLE, 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. THE POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. 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]** 703 of this **[act]** TITLE, 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 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 **[Highway]** 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 ($0.05) per gallon of the Five and one-half cent ($0.055) per gallon collected of the tax levied by Section **[3]** 703 of this **[act]** TITLE, shall be apportioned monthly and distributed 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]** TRANSPORTATION 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 POPULATION SHALL BE AS SHOWN BY THE LAST FEDERAL CENSUS OR THE MOST RECENT ANNUAL ESTIMATE PROVIDED BY THE U.S. BUREAU OF THE CENSUS. 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 re-

spective 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 8. REPEALER 68 O.S. 1981, Section 602.1, is hereby repealed."

Senator Stipe moved to table the Rhodes amendment to **SB 321,** which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Dahl, Dawson, Dennis, Floyd, Johnson, Miller, Porter, Roberts, Schuelein, Shedrick, Stipe and Taliaferro.—13.

Nay: Boatner, Branch, Cain, Capps, Cate, Choate, Cole, Cullison, Ford, Green, Howell, Lamb, Landis, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Smith, Taylor, Terrill, Watson, Winn, Wright and Young.—29.

Excused: Combs, Giles, Hopkins, Keller, Leonard and York.—6.

Senator Rhodes pressed his motion to adopt the floor substitute to **SB 321,** which amendment was adopted upon roll call as follows:

Aye: Branch, Cain, Cate, Choate, Cole, Combs, Cullison, Ford, Howell, Lamb, McCune, O'Connor, Pierce, Rhodes, Sadler, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—23.

Nay: Boatner, Brown, Capps, Dahl, Dawson, Dennis, Floyd, Green, Johnson, Landis, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Stipe and Taliaferro.—20.

Excused: Giles, Hopkins, Keller, Leonard and Shedrick.—5.

Senator Rhodes moved that **SB 321** be advanced, which motion was declared adopted.

THIRD READING

SB 321 was read for the third time at length.

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

Aye: Branch, Cain, Cate, Choate, Cole, Combs, Cullison, Ford, Green, Howell, Lamb, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Smith, Taylor, Terrill, Watson, Wright, York and Young.—24.

Nay: Boatner, Brown, Capps, Dahl, Dawson, Dennis, Floyd, Johnson, Landis, Luton, McIntyre, Miller, Porter, Roberts, Rozell, Schuelein, Stipe, Taliaferro and Winn.—19.

Excused: Giles, Hopkins, Keller, Leonard and Shedrick.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rhodes moved that the vote be reconsidered whereby **SB 321** failed.

GENERAL ORDER

SB 319 by Luton of the Senate and Anderson of the House was called up for consideration.

Senator Luton moved that **SB 319** be advanced, which motion was declared adopted.

THIRD READING

SB 319 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Giles, Hopkins, Keller, Leonard, Shedrick and Taliaferro.—6.

The bill and emergency passed.

SB 319 was referred for engrossment.

GENERAL ORDER

SB 325 by O'Connor and Choate of the Senate and Hale of the House was called up for consideration.

Senator O'Connor moved that **SB 325** be advanced, which motion was declared adopted.

THIRD READING

SB 325 was read for the third time at length.

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

Aye: Branch, Cain, Choate, Cole, Ford, Landis, McCune, O'Connor, Rhodes, Winn and York.—11.

Nay: Boatner, Brown, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Howell, Johnson, Lamb, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson and Wright.—29.

Excused: Giles, Hopkins, Keller, Leonard, Pierce, Porter, Shedrick and Young.—8.

The bill failed.

GENERAL ORDER

SB 315 by Luton of the Senate and Hale of the House was called up for consideration.

Senator Luton moved that **SB 315** be advanced, which motion was declared adopted.

THIRD READING

SB 315 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dahl, Giles, Hopkins, Keller, Leonard and Shedrick.—6.

The bill and emergency passed.

SB 315 was referred for engrossment.

MOTION TO SUSPEND JOINT RULE

Senator Randle asked unanimous consent to suspend Joint Rule 17(a) to extend all deadlines for **HBs 1219, 1253, 1409, 1416, 1428, 1460** and **1514,** to which request objection was heard.

Senator Randle moved to suspend the rule to extend all deadlines for the above-named House Bills, which motion was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Pierce.—1.

Excused: Dahl, Giles, Hopkins, Keller, Lamb, Leonard and Shedrick.—7.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 205, 211, 214, 219, 231, 253, 276, 316, 317 and **340** and **SJR 22** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 269 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Roberts presiding.

GENERAL ORDER

SB 303 by Schuelein of the Senate and Duckett and Vaughn of the House was called up for consideration.

Senator Schuelein moved to amend **SB 303,** Page 1, by crippling the title, enacting clause and the entire bill and substituting the following:

"An act relating to mental health; providing for qualifications of superintendents of mental institutions; providing for duties and responsibilities; repealing 43A O.S. 1981, Section 18, which relates to superintendents of mental institutions; 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 18.1 of Title 43A, unless there is created a duplication in numbering, reads as follows:

A. A superintendent of a state mental institution shall have completed at least three (3) years' previous administrative experience in a health care setting and possess the qualifications listed in paragraph 1 of this subsection.

1. Be a graduate of any of the following programs, licensed to practice medicine or osteopathy by the State of Oklahoma:

a. A legally chartered college of medicine or university accredited by the Association of American Medical Colleges or the Council on Medical Education and Hospitals of the American Medical Association. The person should be a diplomate of the American Board of Neurology and Psychiatry or be similarly qualified, or

b. A school or college of ostepathic medicine which is accredited by the Bureau of Professional Education of the American Osteopathic Association and should be eligible for certification by the American Osteopathic Board of Neurology and Psychiatry or be similarly qualified.

B. The superintendent of each institution shall be its chief executive officer, subject to the regulations of the Department of Mental Health, and shall be directly responsible and accountable to the Commissioner of Mental Health for the overall operation of the institution. The superintendent shall:

1. Maintain an effective supervision and inspection of all parts of the institution. The superintendent or his or her designee shall have examined the condition of each patient after that person's admission to the institution and shall visit all the wards and patient units, at such times as the rules and regulations of the Department shall prescribe and at such other times as the superintendent shall deem necessary.

2. Appoint, with the approval of the Commissioner, heads of departments and as many other assistants and attendants as the superintendent may think necessary and proper for the economical and efficient performance of the business of the hospital, and prescribe their duties and places, and fix, with the approval of the Commissioner, their compensation and discharge any of them at his sole discretion; but in every case of discharge the superintendent shall forthwith record the same, with the reasons under an appropriate head, in the files of the institution.

3. Prescribe rules and give such orders for the management and operation of the institution in order to ensure efficient, economical and humane management and see that they are enforced.

4. Pay special attention to the physical well-being of the patients.

5. Maintain salutary discipline among all who are employed in the institution and enforce strict compliance with his instructions and uniform obedience to all rules and regulations of the institution and the Mental Health Department.

6. Establish and supervise adequate courses of instruction for the training of attendants and nurses under the rules and regulations of the Department.

7. Cause full and fair accounts and records of all the superintendent's activities and of the entire business and operations of the institution to be kept regularly from day to day, in books provided for that purpose, in the manner and to the extend prescribed by law and regulation of the Department.

8. See that all such accounts and records are fully made up to the last day of June of each year, and that the principal facts and results with his report thereon be at that time presented to the Commissioner.

9. Admit any member of the Board or the Commissioner, or any person authorized by the Commissioner, into any part of the institution and exhibit to that person, or them, on demand, all the books, papers, accounts and writings belonging to the institution or per-

taining to its business, management, discipline or government and furnish copies, abstracts and reports whenever required by the Board or the Commissioner.

10. Maintain records in which the superintendent or his or her designee shall cause to be entered at the time of reception of any patient, the patient's name, residence, and occupation, and the date of such reception, by whom brought and by what authority, and on whose petition the admission was directed, and have all the orders, warrants, requests, certificates and other papers accompanying the patient forthwith filed within three (3) days after the reception of a patient, make, or cause to be made, a descriptive record of the case, and shall make, or cause to be made, entries from time to time, of the mental state, bodily condition and medical treatment of such patient during the time such patient remains under the institution's care, and in the event of the release or death of such person, the superintendent shall state in such case record the circumstances thereof, and make such other entries at such intervals of time and in such form as may be required by the Commissioner. If a patient is permitted to leave the institution, the record shall show whether or not the patient has been discharged or has been released to relatives or friends or is on a convalescent leave or a visit. Such record shall be accessible only to the superintendent and such officers and subordinates of the institution as the superintendent may designate, to the Commissioner and his representatives, except on the consent of the Commissioner or an order of a judge or a court of record.

11. Report to the district attorney of the county in which the institution is located, any attendant, employee, or physician who shall willfully or maliciously assault, beat, batter, abuse or use mechanical restraint upon patients without authority or who shall aid, abet, advise or permit any patient confined in his institution to be subjected to such conduct.

12. Hold staff meetings with the heads of the several departments of the institution at least once a week.

13. Superintendents of State Mental Institutions may make available pertinent extracts of a case record of former patients to community health services, community social agencies and private physicians, provided such services, agencies or physicians are engaged in a therapeutic endeavor with such former patient. The recipient shall keep such information confidential as to individual patients. Further, such information can only be furnished by the superintendent within rules and regulations established by the Department of Mental Health.

SECTION 2. REPEALER 43A O.S. 1981, Section 18, is hereby repealed.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.'', which amendment was declared adopted.

Senator Brown moved to amend the floor substitute for **SB 303,** Page 1, Line 26, by adding after the number ''1'' and before the word ''of'' the words: ''or 2'' and by adding on Page 2, Line 3½ the language: ''2. A graduate of an accredited master of health administration or master of business administration program or equivalent program of instruction.'', which amendment was adopted.

Senator Cate moved to amend the floor substitute for **SB 303,** Page 2, Line 33, by adding after the word ''Department'' the following language: ''within the statutory guidelines established by law for the State System of Personnel Administration and the State Ethics and Merit Commission.'', which amendment was declared adopted.

Senator Schuelein moved that **SB 303** be advanced, which motion was declared adopted.

THIRD READING

SB 303 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Dahl, Giles, Hopkins, Keller, Leonard and Shedrick.—6.

The bill and emergency passed.

SB 303 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 269.**

The above numbered enrolled measure was referred to the Governor.

GENERAL ORDER

SJR 2 by Boatner of the Senate and Converse of the House was called up for consideration.

Senator Boatner moved that **SJR 2** be advanced, which motion was declared adopted.

THIRD READING

SJR 2 was read for the third time at length, as follows:

SJR 2 — By Boatner of the Senate and Converse of the House.

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 XXVIII of the Constitution of the State of Oklahoma, which relate to marketing and sales of alcoholic beverages; allowing winemakers to sell wine produced at the winery from grapes and other fruits or berries grown in this state to consumers on the premises of the winery; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH 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 amendments to Sections 3 and 4 of Article XXVIII of the Constitution of the State of Oklahoma to read as follows:

Section 3. The Legislature shall enact laws providing for the strict regulation, control, licensing, and taxation of the manufacture, sale, distribution, possession, and transportation of alcoholic beverages, consistent with the provisions of this Amendment. Provided, that any manufacturer, or subsidiary of any manufacturer who markets his product solely through a subsidiary or subsidiaries, a distiller, rectifier, bottler, winemaker, brewer, or importer of alcoholic beverages,bottled or made in a foreign country, either within or without this state, shall be required to sell such brands or kinds of alcoholic beverages to every licensed wholesale distributor who desires to purchase the same, on the same price basis and without discrimination, and shall further be required to sell such beverages only to those distributors licensed as wholesale distributors**[, and all]**. WINEMAKERS EITHER WITHIN OR WITHOUT THIS STATE SHALL BE REQUIRED TO SELL WINE

THEY PRODUCE TO EVERY LICENSED WHOLESALE DISTRIBUTOR WHO DESIRES TO PURCHASE THE WINE, BUT WINEMAKERS SHALL NOT BE REQUIRED TO SELL THE WINE THEY PRODUCE ONLY TO LICENSED WHOLESALE DISTRIBUTORS. WINEMAKERS MAY SELL WINE, PRODUCED AT THE WINERY FROM GRAPES AND OTHER FRUITS OR BERRIES GROWN IN THIS STATE, TO CONSUMERS ON THE PREMISES OF THE WINERY. ALL laws passed by the Legislature under the authority of the Article shall be consistent with this provision.

Section 4. Except as hereinafter provided, retail sales of alcoholic beverages shall be limited to the original sealed package, by privately owned and operated package stores, in cities and towns having a population in excess of two hundred (200) PERSONS OR BY WINERIES; PROVIDED THAT WINERIES SHALL BE ABLE TO SELL ONLY WINE WHICH HAS BEEN PRODUCED ON THE WINERY PREMISES. No goods, wares, or merchandise shall be sold and no services shall be rendered on the same premises on which retail package alcoholic beverages are sold. Said premises are herein defined to be the entire space in which retail package alcoholic beverages are sold or displayed and said premises must be separated from any premises on which any other goods, wares, or merchandise are sold or services rendered by walls which may only be broken by a passageway to which the public is not admitted. Not more than one retail package license shall be issued to any person or general or limited partnership.

Retail sale of alcoholic beverages by the individual drink for on-premises consumption is hereby authorized within a county if the voters of such county have previously approved such retail sale at an election.

SECTION 2. The Ballot Title for the proposed Constitutional amendments 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:

This measure would amend Sections 3 and 4 of Article XXVIII of the Oklahoma Constitution. These sections relate to sales of alcoholic beverages. The changes would allow winemakers to sell wine in sealed packages. The wine would be made at the winery. It would be made from grapes or fruits or berries grown in this state. Sales would be made only at the winery.
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, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Brown.—1.

Excused: Choate, Dahl, Giles, Hopkins, Keller, Leonard and Shedrick.—7.

The resolution passed.

SJR 2 was referred for engrossment.

GENERAL ORDER

SJR 24 by Luton of the Senate and Barker of the House was called up for consideration.

Senator Luton moved that **SJR 24** be advanced, which motion was declared adopted.

THIRD READING

SJR 24 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Dahl, Giles, Hopkins, Keller, Leonard, Porter and Shedrick.—7.

The resolution passed.

SJR 24 was referred for engrossment.

GENERAL ORDER

SB 346 by Cole of the Senate and Duckett of the House was called up for consideration.

Senator Terrill asked to coauthor **SB 346,** which was the order.

Senator Cole moved to amend **SB 346,** Page 2, Line 17½, by inserting a new subsection B. to read as follows:

"B. Any test for determining alcohol concentration or the presence of other intoxicating substance or combination thereof as provided for in subsection A of this section shall be authorized and performed in accordance with procedures established by subsections 1 through 7 of Section 752 of Title 47 of the Oklahoma Statutes. A written report of such test result or refusal to submit to testing shall be forwarded by the law enforcement officer to the nearest office of the Federal Aviation Administration." and by relettering subsequent subsections, which amendment was declared adopted.

Senator Cole moved that **SB 346** be advanced, which motion was declared adopted.

THIRD READING

SB 346 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Dahl, Dennis, Giles, Hopkins, Keller, Leonard, McIntyre, Porter and Shedrick.—9.

The bill and emergency passed.

SB 346 was referred for engrossment.

GENERAL ORDER

SJR 18 by Boatner of the Senate and Brewster of the House was called up for consideration.

Senator Boatner moved to amend **SJR 18**, Page 3, Line 12, by striking all of Section 4 and amending title to conform, which amendment was declared adopted.

Senator Boatner moved that **SJR 18** be advanced, which motion was declared adopted.

THIRD READING

SJR 18 was read for the third time at length, as follows:

SJR 18 — By Boatner of the Senate and Brewster of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection the repeal of Section 37 of Article IX of the Constitution of the State of Oklahoma, which relates to limiting the fare charged to passengers for certain first-class railroad transportation with an exception; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH 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 repeal of Section 37 of Article IX of the Constitution of the State of Oklahoma which relates to the maximum fare to be charged for certain first class railroad transportation.

SECTION 2. The Ballot Title for the proposed Constitutional repealer 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:

This measure would remove Section 37 of Article 9 from the Oklahoma Constitution. This section deals with the fare to be paid by those riding first class on a train. It does not let any railroad charge more than two cents per mile for each person who rides the train within the state. The Corporation Commission may exempt any railroad from this fee limit which fails to earn enough for services to the public.

SHALL THE PROPOSED REPEAL BE APPROVED?

☐ YES, FOR THE REPEAL

☐ NO, AGAINST THE REPEAL

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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Dahl, Dennis, Giles, Hopkins, Keller, Leonard, McIntyre, Porter and Shedrick.—9.

The resolution passed.

SJR 18 was ordered referred for engrossment.

SECOND READING

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

HB 1072 — Business and Labor
HB 1081 — Human Resources
HB 1098 — General Government
HB 1104 — Criminal Jurisprudence
HB 1139 — Business and Labor
HB 1193 — Economic Development
HB 1195 — Judiciary and Retirement
HB 1197 — Judiciary and Retirement
HB 1203 — Judiciary and Retirement
HB 1224 — Human Resources
HB 1252 — General Government
HB 1267 — Business and Labor
HB 1273 — Criminal Jurisprudence
HB 1323 — Judiciary and Retirement
HB 1334 — Judiciary and Retirement
HB 1373 — General Government
HB 1408 — Judiciary and Retirement
HB 1446 — Business and Labor
HB 1466 — Public Education
HB 1501 — Judiciary and Retirement
HB 1548 — Business and Labor
HB 1552 — Judiciary and Retirement
HB 1561 — General Government
HCR 1002 — Judiciary and Retirement

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1023 1024, 1148, 1183, 1189, 1227, 1243, 1245, 1258, 1261, 1281, 1285, 1305, 1368, 1382, 1393, 1480, 1524** and **1565.**

HB 1023 — By Holden, Harris (Robert), Patrick and Sanders of the House and Taliaferro and Dahl of the Senate.

An act relating to game and fish; amending 29 O.S. 1981, Sections 4-102, 4-103, 4-107, 4-108, 4-110, as last amended by Section 1, Chapter 136, O.S.L. 1984, 4-111, 4-112, as last amended by Section 2, Chapter 136, O.S.L. 1984, 4-113, as amended by Section 3, Chapter 154, O.S.L. 1982, 4-118, 4-119, 4-120, as amended by Section 8, Chapter 154, O.S.L. 1982, 4-122 and 4-128 (29 O.S. Supp. 1984, SECTIONS 4-110, 4-112, 4-113, and 4-120); providing for certain licenses issued by the Oklahoma Wildlife Conservation Commission; providing for and modifying certain fees; providing for an additional license; providing penalties; and providing an effective date.

HB 1024 — By Henry of the House and Howell of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1356; exempting certain sales from taxation; adding certain exemptions; and providing an effective date.

HB 1148 — By Whorton and Glover of the House and Taylor of the Senate.

An act relating to the Commercial Code; amending 12A O.S. 1981, Sections 9-301 and 9-312, as amended by Section 54, Chapter 76, O.S.L. 1984 (12A O.S. Supp. 1984, Section 9-312); designating persons taking priority over unperfected security interests; modifying time allowed for secured party to perfect purchase money security interests; designating priorities of conflicting security interests; modifying time allowed for perfection of purchase money security interests in collateral other than inventory; and providing an effective date.

HB 1183 — By Little of the House and Choate of the Senate.

An act relating to state government; amending 74 O.S. 1981, Section 150.5, as amended by Section 1, Chapter 96, O.S.L. 1983 (74 O. S. Supp. 1984, Section 150.5); requiring certain investigative reports be provided to the Office of the United States Attorney for the Western District of Oklahoma; authorizing certain distribution of said reports; providing for investigations by the Oklahoma State Bureau of Investigation, and procedures and records related thereto; providing for codification; and providing an effective date.

HB 1189 — By Conaghan and Duckett of the House and O'Connor of the Senate.

An act relating to public health and safety; authorizing the removal of pituitary glands during autopsies; providing for donation of said glands; limiting liability; providing exemption from certain requirements; prohibiting said donation under certain circumstances; providing for codification; and declaring an emergency

HB 1227 — By Henry.

An act relating to transfers of property; establishing the Oklahoma Uniform Transfers to Minors Act; defining certain terms; designating the scope of the Oklahoma Uniform Transfers to Minors Act; providing for personal jurisdiction of custodians; providing procedure for nomination of certain custodians; authorizing transfers by irrevocable gift to, or exercise of power of appointment in favor of, a custodian; authorizing a personal representative, trustee, or guardian to make irrevocable transfers upon certain conditions; permitting a custodian to be used as a substitute for a guardian to receive certain payments due a minor; requiring the transfer of property to a future custodian who has been nominated; authorizing an obligor to transfer property to a custodian unless it exceeds a certain stated value; providing for receipt and discharge for transferred custodial property; designating manner of creating custodial property and effecting a transfer; providing forms; requiring transfer of custodial property as soon as practicable; providing for single custodianship; providing for validity and effect of transfer; stating duties and responsibilities of custodian in care of custodial property; providing powers of custodian; authorizing certain uses of custodial property; providing for a custodian's expenses, compensation, and bond; exempting innocent third parties from certain liabilities; authorizing the assertion of certain claims against custodial property; limiting the personal liability of a custodian and minor; providing procedure for renunciation, resignation, and removal of custodian; providing for designation of successor custodian; providing for an accounting; requiring transfer of custodial property upon termination of custodianship; providing for the applicability of the Oklahoma Uniform Transfers to Minors Act to certain transfers; stating effect of the Oklahoma Uniform Transfers to Minors Act upon existing custodianships; requiring uniformity of application and construction; excepting certain transfers, powers, duties, and immunities from the Oklahoma Uniform Transfers to Minors Act; providing for codification; repealing 60 O.S. 1981, Sections 401, 402, as amended by Section 2, Chapter 299, O.S.L. 1967 and Section 1, Chapter 50, O.S.L. 1967, 403, 404, 405, 406, 407, 408, 409, 410, 415, 416, 417, 418 and 419; providing severability; and providing an effective date.

HB 1243 — By Riggs, Anderson, McCorkell, Ross, Williams (Freddye) and Cox of the House and Randle of the Senate.

[Definitions and general provisions — amending 25 O.S. 1981, Section 1501 — housing discrimination — codification — emergency]

HB 1245 — By Lawter, Williams (Penny) and Brewster.

[Revenue and taxation — amending 68 O.S., Section 5101 — effective date]

HB 1258 — By Widener.

An act relating to agriculture; amending 2 O.S. 1981, Sections 8-29, Section 9, Chapter 15, O.S.L. 1984, 8-74 and 1459 (2 O.S. Supp. 1984, Section 8-41.9); providing for certain violations; providing penalties; providing for prosecutions and warnings; setting maximum for penalty; making certain acts unlawful; providing for evidence; providing for inspection fees; providing for powers and duties of the Attorney General; repealing 2 O.S. 1981, Section 8-68; and providing an effective date.

HB 1261 — By Craighead of the House and Watson of the Senate.

An act relating to crimes and punishments; making certain actions against children illegal; providing penalties; prohibiting restraining certain persons in certain places and practices; making it illegal to allow certain actions on certain premises; providing penalties; providing for codification; and providing an effective date.

HB 1281 — By Hooper of the House and Taliaferro of the Senate.

An act relating to public health and safety; amending 63 O.S. 1981, Sections 2-101, as amended by Section 1, Chapter 12, O.S.L. 1982 and 2-401, as last amended by Section 1, Chapter 196, O.S.L. 1984 (63 O.S. Supp. 1984, Sections 2-101 and 2-401); modifying the term "imitation controlled substance" to include other substances; defining terms; prohibiting the distribution of imitation controlled substances; prohibiting certain acts; modifying penalties; and providing an effective date.

HB 1285 — By Davis (Frank) and Roberts of the House and Lamb of the Senate.

An act relating to fees; amending 68 O.S. 1981, Section 1904, as amended by Section 2, Chapter 195, O.S.L. 1984 (68 O.S. Supp. 1984, Section 1904); excepting instruments and mortgages exempt from real estate mortgage taxation from assessment of fee; providing for taxes on real estate mortgages; stating amounts; providing for fee; requiring payment of certain tax by mortgagee; prohibiting payment of certain tax by mortgagor; providing penalty; and providing an effective date.

HB 1305 — By Abbott of the House and Floyd of the Senate.

[Public finance — amending 62 O.S., Section 7.10 — payroll deductions — limiting liability]

HB 1368 — By Benson, Johnson (Glen), Harris (Ken) and Hooper of the House and Roberts of the Senate.

An act relating to the criminal justice system; amending 19 O.S. 1981, Section 215.39, as amended by Section 1, Chapter 318, O.S.L. 1983, 20 O.S. 1981, Section 106.4a, 21 O.S. 1981, Sections 51 and 1123, as amended by Section 1, Chapter 42, O.S.L. 1983, 22 O.S. 1981, Sections 152, as amended by Section 1, Chapter 74, O.S.L. 1983, 712, as amended by Section 30, Chapter 164, O.S.L. 1984, 718, as amended by Section 1, Chapter 126, O.S.L. 1983, and 991c, as last amended by Section 1, Chapter 10, O.S.L. 1984, 47 O.S. 1981, Sections 10-102, 11-903 and Section 1, Chapter 43, O.S.L. 1983, as amended by Section 1, Chapter 30, O.S.L. 1984, and 70 O.S. 1981, Section 6-104, as amended by Section 1, Chapter 52, O.S.L. 1982 (19 O.S. Supp. 1984, Section 215.39, 21 O.S. Supp. 1984, Section 1123, 22 O.S. Supp. 1984, Sections 152, 712, 718 and 991c, 47 O.S. Supp. 1984, Section 11-904, and 70 O.S. Supp. 1984, Section 6-104); modifying provisions relating to the criminal justice system; providing for certain narrative reports; limiting the liability of agencies submitting said report; authorizing certain notice; allowing the cost of certain transcripts be paid out of the court fund upon the request of certain persons; providing penalties for conviction of second and subsequent offenses; removing the attempt to commit an offense from said provisions; providing for lewd or indecent proposals or acts upon certain children; removing age limit on who may commit such proposals or acts; providing for a statute of limitations for certain criminal acts; extending limitation for the prosecution of embezzlement cases; modifying subpoena provisions; providing for service of said subpoenas and procedures related thereto; providing that all witnesses subpoenaed may be paid from certain funds; providing for payment of certain witnesses; providing for deferred judgment procedures; extending time period for probation supervision; increasing penalty for leaving the scene of a motor vehicle accident; stating an age limit for those persons committing negligent homicide; providing for personal injury accidents involving certain persons; provid-

ing penalties; requiring certain notification on the discharge of certain persons; providing exceptions; specifying information in notice; defining term; providing for the dissemination of certain information; providing for the commencement of said notice; authorizing certain leave for certain teachers; authorizing leave for service as a witness for said teachers; providing for codification; and providing an effective date.

HB 1382 — By Brewster of the House and Boatner of the Senate.

An act relating to state government; amending 74 O.S. 1981, Section 917, as amended by Section 6, Chapter 319, O.S.L. 1982 (74 O.S. Supp. 1984, Section 917); modifying vesting date for certain members of the Oklahoma Public Employees Retirement System; providing procedures; providing an operative date; and declaring an emergency.

HB 1393 — By McCorkell and Duckett of the House and Johnson of the Senate.

[Motor vehicles — amending four Sections in Title 47 — motor vehicle law — licenses — effective date]

HB 1480 — By Harbin and Schroeder of the House and Johnson 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. 1984, Section 753); providing for refusal to submit to certain chemical tests; providing an exception; providing for revocation of license for certain period; and providing an effective date.

HB 1524 — By Morgan and Blodgett of the House and Dawson, Floyd and Landis of the Senate.

An act relating to liens; amending 42 O.S. 1981, Section 146, as amended by Section 1, Chapter 57, O.S.L. 1983 (42 O.S. Supp. 1984, Section 146); authorizing insurance agents to have a lien upon certain proceeds, refunds or funds for payment of certain premiums; providing for the filing and enforcement of certain liens on certain property; limiting extent of certain liens; extending time within which certain statements are to be filed; providing for codification; and providing an effective date.

HB 1565 — By Henry.

[Corporation Commission — amending Article IX, Section 18, Oklahoma Constitution — changing publication requirements — effective date]

FIRST READING

The following was introduced and read the first time:

SCR 14 — By Taliaferro.

A concurrent resolution requesting the Oklahoma Tax Commission to study the feasibility of a statewide system of land records and mineral interests; specifying scope of study; and directing distribution.

The above numbered measure was read the first time.

LOBBYIST REGISTRATIONS

(Addendum since March 21, 1985, page 363)

Cumber, Sherry G., National Rifle Association.

Elliott, Lewis, National Rifle Association.

Marshall, Jim, Oklahoma Freedom to Work Committee.

O'Donnell, Cathlyn Jean, RDP Associates; National Federation of Independent Business.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 28, 1985, of Enrolled **SB 269.**

BILL RELEASED

SB 335 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 1, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 12:10 p.m. to meet Monday, April 1, 1985, at 1:30 p.m.

Forty-eighth Legislative Day
Monday, April 1, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Pierce and York.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Monty C. Clendenin, Hillcrest Presbyterian Church, Oklahoma City, the guest of Senator York.

UNANIMOUS CONSENT REQUEST — MOTIONS TO RECONSIDER VOTES

Senator Luton asked unanimous consent to suspend the provisions of Rule 12-23B and that all motions to reconsider a vote on Senate bills or joint resolutions made on Tuesday, April 2, Wednesday, April 3 and Thursday, April 4 be disposed of before the close of business on Thursday, April 4, which was the order.

BILL WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent to withdraw **SB 280** from the Calendar and rerefer said bill to the Finance Committee, which was the order.

MOTION TO RECONSIDER VOTE

Senator McCune pressed the motion to reconsider the vote whereby **SB 71** passed.

Senator O'Connor moved to table the McCune motion, which tabling motion was declared adopted.

SB 71 was referred for engrossment.

GENERAL ORDER

SB 20 by Boatner of the Senate and Brewster of the House was called up for consideration.

Senator Stipe asked to coauthor **SB 20**, which was the order.

Senator Boatner moved to amend **SB 20,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Boatner moved that **SB 20** be advanced, which motion was declared adopted.

THIRD READING

SB 20 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—38.

Nay: Cole, Dawson, Johnson and Watson.—4.

Excused: Keller, Leonard, Miller, Pierce, Porter and York.—6.

The bill passed.

SB 20 was referred for engrossment.

GENERAL ORDER

SB 33 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Combs moved that **SB 33** be advanced, which motion was declared adopted.

THIRD READING

SB 33 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Nay: Landis.—1.

Excused: Leonard, Miller, Pierce, Porter and York.—5.

The bill and emergency passed.

SB 33 was referred for engrossment.

GENERAL ORDER

SB 44 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

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

THIRD READING

SB 44 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Nay: McCune and Smith.—2.

Excused: Leonard, Miller, Pierce, Porter and York.—5.

The bill and emergency passed.

SB 44 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 126, 287, 303, 315, 319, 334, 335, 346 and **SJRs 2, 18** and **24** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 136 by Giles of the Senate and Reimer of the House was called up for consideration.

Senator Giles moved that **SB 136** be advanced, which motion was declared adopted.

THIRD READING

SB 136 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, Dahl, Dennis, Floyd, Giles, Johnson, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Roberts, Rozell, Sadler, Shedrick, Stipe, Taliaferro, Terrill and Winn.—23.

Nay: Branch, Brown, Choate, Cole, Combs, Cullison, Dawson, Ford, Green, Hopkins, Howell, Keller, Luton, McIntyre, Miller, Randle, Schuelein, Smith, Taylor, Watson, Wright and Young.—22.

Excused: Pierce, Porter and York.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Giles moved that the vote be reconsidered whereby **SB 136** failed.

Senator Combs presiding.

GENERAL ORDER

SB 144 by Hopkins of the Senate and Riggs of the House was called up for consideration.

Senator Stipe moved to amend **SB 144,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Hopkins asked unanimous consent to lay over **SB 144,** which was the order.

SB 144 remains on General Order.

GENERAL ORDER

SB 199 by Capps, et al, of the Senate and Sherrer and Abbott of the House was called up for consideration.

Senator Capps moved to amend **SB 199,** Page 4, Line 3½, by inserting a new subsection "B" and relettering subsequent subsections and amending title to conform, as follows:

"B. The provisions of Section 18-114 of Title 70 of the Oklahoma Statutes shall apply to certified teachers employed as administrators, counselors, librarians, or to teach in schools operated by the State of Oklahoma or any of its agencies, boards, commissions, departments or institutions. Provided, the minimum salary schedule set forth in that section shall be regarded as the minimum salary schedule for teachers employed no more than thirty-nine (39) weeks in a single year. The minimum salary of certified teachers employed as described herein by the state on a year-round basis shall be one and

one-third (1⅓) times the schedule set forth in that section. The minimum salary of certified teachers employed as described herein by the state for periods less than the full year but more than thirty-nine (39) weeks shall be proportional as the number of weeks employed during the year relates to thirty-nine (39) weeks. Provided further, the salary of a full-time administrator employed as described herein by the state in any school which employs ten (10) or more certified teachers shall be not less than one hundred twenty percent (120%) of the salary to which otherwise entitled as a certified teacher employed by the state; and the salary of a full-time administrator employed as described herein by the state in any school which employs fewer than ten (10) certified teachers shall be not less than one hundred fifteen percent (115%) of the salary to which otherwise entitled as a certified teacher employed by the state.", which amendment was declared adopted.

Senator Capps moved that **SB 199** be advanced, which motion was declared adopted.

THIRD READING

SB 199 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and Winn.—38.

Nay: Keller, O'Connor, Rhodes, Rozell, Watson, Wright and Young.—7.

Excused: Pierce, Porter and York.—3.

The bill and emergency passed.

SB 199 was referred for engrossment.

GENERAL ORDER

SB 202 by Taylor of the Senate and Harris (Ken) of the House was called up for consideration.

Senator Taylor moved to amend **SB 202**, Page 1, by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to probate procedure; amending 58 O.S. 1981, Section 882, which relates to investment of monies belonging to estates; authorizing investment of monies in credit union accounts; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 58 O.S. 1981, Section 882, is amended to read as follows:

Section 882. Except as may be provided by law otherwise, the money belonging to estates of minors and incompetent persons, subject to the jurisdiction of the district court, can only be invested in real estate and first mortgages upon real property which do not exceed fifty percent (50%) of the actual value of the property, United States bonds, state bonds, bonds of municipal corporations, in accounts in savings and loan associations AND CREDIT UNIONS located in the State of Oklahoma, and all types of interest-bearing time deposits and certificates of banks [**AND**], savings and loan associations AND CREDIT UNIONS located in the State of Oklahoma, not to exceed the amount insured. Provided, however, that, upon application to the district court by the guardian of the estate of the incompetent adult, showing to the satisfaction of the court:

(a) that such incompetent adult is vitally in need of a home; and

(b) that he owns no suitable homestead; and

(c) that he has sufficient monthly, semi-annual, or annual fixed income to retire an incurred indebtedness for the remaining unpaid cost of such homestead; and

(d) that it would be to the best interest of the incompetent adult that a suitable homestead be purchased for him on that basis, such court may, in the discretion of the judge thereof, enter an order authorizing the guardian to execute and deliver a note and mortgage, under such tenor and terms as the court will approve, for the purpose of securing payment of any remaining cost of such a homestead. Any such note and mortgage given by a guardian under the provisions of this section shall, if authorized by the district court as provided for herein, be endorsed "approved" by the district judge, with his signature, and, when so authorized and endorsed, shall be a binding obligation against the ward and his estate until fully paid, and the ward, if subsequently restored to competency to transact his own business, shall be held firmly bound by such note and mortgage in the same manner and to the same extent as though he himself had given the homestead purchase-money note and mortgage.

Provided, however, that when the guardian of a minor or incompetent be a bank or trust company qualified and acting under the supervision of the State Banking Board of the State of Oklahoma, or of the Comptroller of the Currency of the United States of America, such guardian may, upon application to the district court, invest funds coming into its hands as guardian in any property, real, personal or mixed, in which an individual may invest his own funds. In making investments, the corporate guardian shall exercise the judgment and care in the circumstances then prevailing, which men of prudence, discretion and intelligence exercise in the management of their own affairs, not in regard to speculation but in regard to the permanent disposition of their funds, considering the probable safety of their capital.

SECTION 2. This act shall become effective November 1, 1985.", which amendment was declared adopted.

Senator Taylor moved that **SB 202** be advanced, which motion was declared adopted.

THIRD READING

SB 202 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, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—44.

Excused: Cate, Pierce, Porter and York.—4.

The bill passed.

SB 202 was referred for engrossment.

GENERAL ORDER

SB 228 by Randle, et al, of the Senate and Barker of the House was called up for consideration.

Senator Terrill and Representative Williams (Penny) asked to coauthor **SB 228,** which was the order.

Senator Shedrick moved to amend **SB 228,** Pages 5 and 6, by striking all of Section 4 and substituting therefor a new Section 4 to read as follows and conforming title thereto:

"Section 4. It is the intent of the Legislature that school districts attempt to place in the regular classroom for grades one, two, and three teachers that hold standard reading specialist certificates. It is the further intent of the Legislature that teachers so assigned that do not hold such certificates be encouraged to seek standard reading specialist certification.", which amendment was declared adopted.

Senator Howell moved to amend **SB 228,** Page 13, Lines 10 through 15 by striking after the word "requirements." in Line 10 all language through Line 15, which amendment was declared adopted.

Senator Taylor moved to amend **SB 228,** Page 44, Lines 9 through 15 by striking all of Section 23 and renumbering all subsequent sections, which amendment was declared adopted.

Senator Rozell moved to amend **SB 228,** Page 45, Lines 14 through 15 by striking all of Section 26 and renumbering subsequent sections.

Senator Taylor moved to table the Rozell amendment, which tabling motion was declared adopted on a division of the question.

Senator Smith moved to amend **SB 228,** Page 3, Line 3, by striking all of Section 2 and renumbering, which amendment was withdrawn upon request of Senator Smith.

Senator Howell moved to amend **SB 228,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Howell moved that **SB 228** be advanced, which motion was declared adopted.

THIRD READING

SB 228 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—34.

Nay: Boatner, Branch, Capps, Dennis, Giles, Landis, McCune, Rhodes, Sadler, Stipe and Winn.—11.

Excused: Pierce, Porter and York.—3.

The bill and emergency passed.

SB 228 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 282 by Giles of the Senate and Morgan of the House was called up for consideration.

Senator Giles moved to amend **SB 282,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Leonard moved to amend **SB 282,** Page 1, Line 1, by striking all of Section 1 and renumber.

Senator Giles moved to table the Leonard amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cate, Choate, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Johnson, Landis,

McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Terrill, Watson, Winn and Wright.—31.

Nay: Cain, Capps, Cole, Combs, Hopkins, Howell, Keller, Lamb, Leonard, Luton, Shedrick, Smith, Taylor and Young.—14.

Excused: McIntyre, Pierce and York.—3.

Senator Leonard moved to amend **SB 282**, Page 5, Line 9, by striking all of Section 3 and renumber, which amendment was declared adopted.

Senator Giles moved that **SB 282** be advanced, which motion was declared adopted.

THIRD READING

SB 282 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, Brown, Cain, Cate, Choate, Cole, Combs, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Nay: Capps, Cullison, Hopkins, Lamb, Leonard and Smith.—6.

Excused: Pierce and York.—2.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Giles moved that the vote be reconsidered whereby **SB 282** passed.

MOTION TO RECONSIDER VOTE

Senator Brown moved that the vote be reconsidered whereby **SB 209** failed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Giles, Pierce and York.—3.

THIRD READING

Senator Brown moved that the vote be reconsidered whereby **SB 209** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 209 was considered further.

Senator Brown moved to amend **SB 209**, Page 4, Lines 13 through 15, by deleting after the word "structures" and before the word "and" all language, which amendment was declared adopted.

Senator Brown moved that **SB 209** be advanced, which motion was declared adopted.

THIRD READING

SB 209 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McIntyre, O'Connor, Porter, Randle, Rhodes, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Wright.—37.

Nay: Boatner, Branch, McCune, Miller, Roberts, Rozell, Shedrick, Watson and Young.—9.

Excused: Pierce and York.—2.

The bill passed.

SB 209 was referred for engrossment.

MOTION TO RECONSIDER VOTE — TIME EXTENDED

Senator Stipe asked unanimous consent to extend the time to two legislative days for consideration of the motion to reconsider the vote whereby **SB 188** failed, to which request objection was heard.

Senator Stipe moved to suspend the rule to extend the motion to reconsider the failure of **SB 188** to Wednesday, April 3, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Giles, Pierce and York.—3.

MOTION TO RECONSIDER VOTE

Senator Stipe asked unanimous consent to extend to Wednesday, April 3, the motion to reconsider the vote whereby **SB 290** failed of passage, which was the order.

Senator Rhodes presiding.

GENERAL ORDER

SB 284 by Floyd of the Senate and Abbott of the House was called up for consideration.

Senator Floyd moved to amend **SB 284,** Page 2, Line 16, by striking after the word "education" and before the period the word "qualifications"; and on Page 4, Line 1, by striking after the word "The" and before the word "shall" the word "treasurer" and inserting in lieu thereof the word "secretary-treasurer"; Page 4, Line 17, by striking after the word "the" and before the word "of" the word "secretary" and inserting in lieu thereof the word "secretary-treasurer"; Page 8, Line 18, by striking after the word "the" and before the word "of" the word "secretary" and inserting in lieu thereof the word "secretary-treasurer"; Page 9, Line 3, by striking after the word "the" and before the word "shall" the word "treasurer" and inserting in lieu thereof the word "secretary-treasurer"; and Page 9, Line 8, by striking before the word "of" the word "secretary" and inserting in lieu thereof the word "secretary-treasurer" and amending the title to conform, which amendment was declared adopted.

Senator Floyd moved to amend **SB 284,** Page 5, Line 8, by inserting after the word "fine" and before the word "revoke" the word "censure" and on Page 8, Line 5, by deleting after the word "manner;" the word "and" and substituting in lieu thereof the word "or", which amendment was declared adopted.

Senator Floyd moved to amend **SB 284,** Pages 6, Lines 6 and 7, by striking after the word "are" and before the word "the" all language and substituting in lieu thereof the following language: "fraudulent, deceitful or misleading to", which amendment was declared adopted.

Senator Combs moved to amend **SB 284,** Page 5, Line 8, by striking the new language "fine" and "an amount or" and on Line 9, strike the word "determined" and restore the word "fixed", which amendment was declared adopted.

Senator Cain moved to amend **SB 284,** Page 8, Lines 5, 6 and 7, by striking after the word "manner" on Line 5 and before the word "The" on Line 8 all the new language.

Senator Floyd moved to table the Cain amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, Porter, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn and Wright.—33.

Nay: Cain, Cole, Combs, Howell, Lamb, McCune, O'Connor, Schuelein, Watson and Young.—10.

Excused: Dawson, Pierce, Randle, Stipe and York.—5.

Senator O'Connor moved to amend **SB 284,** Page 6, Line 14, by striking after the word "cauterization" all language through Line 17, which amendment was declared adopted.

Senator Floyd moved to amend **SB 284,** Page 9, Line 13, through Page 19, Line 4, by deleting all language in Section 3 and renumbering the subsequent section and amending title to conform, which amendment was withdrawn upon request of Senator Floyd.

Senator Floyd moved to amend **SB 284,** Page 19, Line 12½, by adding a severability clause and amending title to conform, which amendment was declared adopted.

Senator Floyd moved that **SB 284** be advanced, which motion was declared adopted.

THIRD READING

SB 284 was read for the third time at length.

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

Aye: Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—36.

Nay: Boatner, Cain, Ford, Howell, Lamb, O'Connor and Smith.—7.

Excused: Dawson, Pierce, Randle, Stipe and York.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Floyd moved that the vote be reconsidered whereby **SB 284** passed.

GENERAL ORDER

SB 295 by Smith of the Senate and Lewis of the House was called up for consideration.

Senator Smith moved to amend **SB 295**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Smith moved that **SB 295** be advanced, which motion was declared adopted.

THIRD READING

SB 295 was read for the third time at length.

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

Aye: Cate, Choate, Ford, Hopkins, Landis, Leonard, Luton, O'Connor, Randle, Rhodes, Rozell, Smith, Taylor, Terrill and Wright.—15.

Nay: Boatner, Branch, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Howell, Johnson, Keller, Lamb, McCune, McIntyre, Miller, Porter, Roberts, Sadler, Schuelein, Shedrick, Taliaferro, Watson and Young.—28.

Excused: Dawson, Pierce, Stipe, Winn and York.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Smith moved that the vote be reconsidered whereby **SB 295** failed.

GENERAL ORDER

SB 299 by Ford and Taylor of the Senate and Heaton of the House was called up for consideration.

Senator Ford moved that **SB 299** be advanced, which motion was declared adopted.

THIRD READING

SB 299 was read for the third time at length.

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

Aye: Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Miller, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson and Wright.—29.

Nay: Boatner, Branch, Cain, Dennis, Floyd, Giles, Luton, McCune, McIntyre, O'Connor, Porter, Roberts, Taliaferro and Young.—14.

Excused: Dawson, Pierce, Stipe, Winn and York.—5.

The bill passed.

Senators O'Connor, Luton and Taliaferro desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 11; Excused: 5.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Roberts moved that the vote be reconsidered whereby **SB 299** passed.

GENERAL ORDER

SB 305 by Floyd of the Senate and Abbott of the House was called up for consideration.

Senator Floyd moved to amend **SB 305**, Page 3, Lines 2 through 5 by striking after the word "individual" and before the semicolon all language and substituting in lieu

thereof the following language: "licensed to practice psychology by the State Board of Examiners of Psychologists and educated and trained in the areas of clinical and/or counseling psychology", which amendment was declared adopted.

Senator Taliaferro moved to amend **SB 305,** Page 6, Line 4, by adding after the word "organization" and before the word "or" the following language: ", non-profit hospital service and medical indemnity corporation,", which amendment was declared adopted.

Senator Floyd moved that **SB 305** be advanced, which motion was declared adopted.

THIRD READING

Senator Floyd asked unanimous consent that **SB 305** be laid over for this legislative day, which was the order.

SB 305 remains on Third Reading.

GENERAL ORDER

SJR 27 by Wright and Taliaferro of the Senate and Clark of the House was called up for consideration.

Senator Wright moved to amend **SJR 27,** Page 6, Line 9, by adding after the second word "election" and before the word "whichever" on Line 10 the language "after July 1, 1985,", which amendment was declared adopted.

Senator Wright moved that **SJR 27** be advanced, which motion was declared adopted.

THIRD READING

SJR 27 was read for the third time at length, as follows:

SJR 27 — By Wright and Taliaferro of the Senate and Clark of the House.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article VI of the Constitution of the State of Oklahoma, which relates to reprieves, commutations, paroles and pardons; prohibiting the Pardon and Parole Board and the Governor from recommending or granting paroles to convicts sentenced to death or to life imprisonment without parole; providing ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 10 of Article VI of the Constitution of the State of Oklahoma to read as follows:

Section 10. There is hereby created a Pardon and parole Board to be composed of five members; three to be appointed by the Governor; one by the Chief Justice of the Supreme Court; one by the Presiding Judge of the Criminal Court of Appeals or its successor. An attorney member of the Board shall be prohibited from representing in the courts of this state persons charged with felony offenses. The appointed members shall hold their offices coterminous with that of the Governor and shall be removable for cause only in the manner provided by law for elective officers not liable to impeachment. It shall be the duty of the Board to make an impartial investigation and study of applicants for commutations, pardons or paroles, and by a majority vote make its recommendations to the Governor of all deemed worthy of clemency. PROVIDED, THE PARDON AND PAROLE BOARD SHALL HAVE NO AUTHORITY TO MAKE REC-

OMMENDATIONS REGARDING PAROLE FOR CONVICTS SENTENCED TO DEATH OR SENTENCED TO LIFE IMPRISONMENT WITHOUT PAROLE.

The Governor shall have the power to grant, after conviction and after favorable recommendation by a majority vote of the said Board, commutations, pardons and paroles for all offenses, except cases of impeachment, upon such conditions and with such restrictions and limitations as he may deem proper, subject to such regulations as may be prescribed by law. PROVIDED, THE GOVERNOR SHALL NOT HAVE THE POWER TO GRANT PAROLES IF A CONVICT HAS BEEN SENTENCED TO DEATH OR SENTENCED TO LIFE IMPRISONMENT WITHOUT PAROLE. The Legislature shall have the authority to prescribe for those persons convicted of three felonies arising out of separate and distinct transactions a minimum mandatory period of confinement which must be served prior to being eligible to be considered for parole. The Governor shall have power to grant after conviction, reprieves, or leaves of absence not to exceed sixty (60) days, without the action of said Board.

He shall communicate to the Legislature, at each regular session, each case of reprieve, commutation, parole or pardon, granted, stating the name of the convict, the crime of which he was convicted, the date and place of conviction, and the date of commutation, pardon, parole and reprieve.

SECTION 2. The Ballot Title for the proposed Constitutional Amendment as set forth in Section 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure would amend Section 10 of Article 6 of the State Constitution. This section deals with reprieves, commutations, pardons and paroles. It would take away the power of the Pardon and Parole Board and the Governor to grant paroles to convicts sentenced to death or to life in prison without parole. This means a person sentenced to life without parole or to death could not get out on parole. It would still give the Pardon and Parole Board the power to recommend parole for other convicts. The Governor could still grant pardons, commutations and reprieves in all cases. He could also grant parole to other convicts.

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, after July 1, 1985, 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, Brown, Capps, Cole, Combs, Cullison, Dahl, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—33.

Nay: Cain, McCune, McIntyre, Porter and Young.—5.

Excused: Cate, Choate, Dawson, Dennis, Howell, Keller, Pierce, Randle, Stipe and York.—10.

The resolution passed.

The question being, "Shall **SJR 27**, 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 after July 1, 1985, whichever occurs first?"

The vote resulted as follows:

Aye: Boatner, Branch, Brown, Capps, Cole, Combs, Cullison, Dahl, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Smith, Taliaferro, Taylor, Winn and Wright.—30.

Nay: Cain, McCune, McIntyre, Porter, Schuelein, Shedrick, Terrill, Watson and Young.—9.

Excused: Cate, Choate, Dawson, Dennis, Howell, Keller, Pierce, Stipe and York.—9.

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.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Smith moved that the vote be reconsidered whereby the special election to **SJR 27** failed.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent to withdraw **HB 1132** from the Judiciary and Retirement Committee and refer said bill to the Finance Committee, which was the order.

COMMITTEE APPOINTMENT

President Pro Tempore Randle announced the following committee appointments:

SOUTHERN STATES ENERGY BOARD

Pursuant to 74 O.S. § 1051, Senator Bill Dawson was appointed to serve on the Southern States Energy Board and Senator Ray Giles to serve as an alternate.

COMMITTEE REPORTS

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

DO PASS:

HB 1078 — General Government.
HB 1179 — General Government.
HB 1266 — General Government, coauthored by Boatner of the Senate.

DO PASS, as amended:

HB 1467 — General Government.

SECOND READING

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

SCR 14 — Finance
HB 1023 — Wildlife
HB 1024 — Finance
HB 1148 — Judiciary and Retirement
HB 1183 — Judiciary and Retirement
HB 1189 — Human Resources
HB 1227 — Judiciary and Retirement
HB 1243 — Judiciary and Retirement
HB 1245 — Finance
HB 1258 — Agriculture
HB 1261 — Criminal Jurisprudence
HB 1281 — Human Resources
HB 1285 — Finance
HB 1305 — General Government
HB 1368 — Judiciary and Retirement
HB 1382 — Judiciary and Retirement
HB 1393 — Judiciary and Retirement
HB 1480 — Judiciary and Retirement
HB 1524 — Judiciary and Retirement
HB 1565 — Natural Resources

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1099, 1182, 1192, 1223, 1229, 1230, 1255, 1282, 1308, 1339, 1345, 1370, 1372, 1425, 1465, 1468, 1474, 1476, 1481, 1504** and **1551** and **HJRs 1016** and **1032.**

HB 1099 — By Lawter.

An act relating to insurance; authorizing certain audits; providing for payment costs of the audits; providing for codification; and providing an effective date.

HB 1182 — By Widener.

An act relating to agriculture; amending 2 O.S. 1981, Section 11-1; making certain actions unlawful; providing for the assessment of penalties; specifying limitations; providing for notice and hearing; providing for civil liability; and providing for an effective date.

HB 1192 — By McCorkell of the House and Watson of the Senate.

An act relating to public finance; amending 62 O.S. 1981, Section 139.47, as amended by Section 136, Chapter 296, O.S.L. 1984 (62 O.S. Supp. 1984, Section 139.47); modifying list of emergencies for which expenditures from the State Emergency Fund may be made; and declaring an emergency.

HB 1223 — By Mentzer, Murphy and Duckett of the House and Rozell of the Senate.

[Professions and occupations — medical diagnostic tests — codification — effective date]

HB 1229 — By Henry.

An act relating to notaries public; providing for the Uniform Law on Notarial Acts; defining terms; specifying procedures relating to notarial acts; specifying who may perform notarial acts; providing for form and recognition of certification; providing for short forms of certificates of notarial acts; providing alternate methods of proving notarial acts; providing for uniformity of construction; repealing 49 O.S. 1981, Sections 101, 102, 103, 104, 105, 106, 107, 108, and 109; providing for codification; and providing an effective date.

HB 1230 — By Henry.

[Public health and safety — amending 63 O.S. 1981, Section 1-301 — Uniform Determination of Death Act — effective date]

HB 1255 — By Smith.

An Act relating to property; amending 60 O.S. 1981, Section 60; providing for the ownership of water; prohibiting the severing of ground waters from the real property; providing for certain lease and eminent domain rights; and providing an effective date.

HB 1282 — By Morgan, Schroeder and Littlefield of the House and Smith of the Senate.

[Professions and occupations — enacting the Oklahoma Security Agents and Private Investigators Act — codification — effective date]

HB 1308 — By Riggs and Anderson.

[Children — amending three sections in Title 10 — adoption — establishing the paternity registry — codification — effective date]

HB 1339 — By Benson of the House and Boatner of the Senate.

An act relating to banks and trust companies; amending 6 O.S. 1981, Sections 203, as amended by Section 1, Chapter 60, O.S.L. 1982, 204, 210, as amended by Section 4, Chapter 223, O.S.L. 1982, 306.1, as last amended by Section 4, Chapter 133, O.S.L. 1984, 806, as amended by Section 4, Chapter 60, O.S.L. 1982, 1006, and 1414 (6 O.S. Supp. 1984, Sections 203, 210, 306.1 and 806) and 25 O.S. 1981, Section 307; expanding the powers of the State Banking Board and the State Banking Commissioner; providing procedure for issuance of certain orders; providing for review of final orders; expanding causes for removal of certain bank or trust company personnel; providing procedure for the acceptance and notice of acceptance for filing of certain application; providing for certain emergency certificates; closing certain meeting from the public; defining terms; authorizing and expanding certain bank investments; providing for certain limitations; prohibiting underwriting in certain situations; requiring a trust department; prohibiting commingling; subjecting trust companies to certain prohibitions; providing penalties; authorizing the State Banking Commissioner to refer certain evidence; omitting certain defense to criminal prosecution; providing for certain prohibitions relating to bank control; prohibiting executive sessions and providing exceptions; providing for codification; and declaring an emergency.

HB 1345 — By Davis (Frank) of the House and Smith of the Senate.

[Civil procedure — amending 12 O.S., Section 727 — liens — effective date]

HB 1370 — By McCorkell, Barker, Riggs, Larason, Stacy, Williams (Penny) and Anderson of the House and Randle of the Senate.

[Public health and safety — amending sections in Title 63 — Child Abuse Prevention Fund — codification — effective date]

HB 1372 — By Riggs of the House and Cain of the Senate.

An act relating to children; amending 10 O.S. 1981, Section 1109, as amended by Section 20, Chapter 312, O.S.L. 1982 (10 O.S. Supp. 1984, Section 1109); providing for the questioning of children; providing for counsel; providing for prosecution by the District Attorney; prohibiting the District Attorney to be the guardian ad litem of a child; providing an operative date; and declaring an emergency.

HB 1425 — By Adair.

An act relating to schools; amending 70 O.S. 1981, Section 5-113.1, as last amended by Section 43, Chapter 296, O.S.L. 1984 (70 O.S. Supp. 1984, Section 5-113.1); prohibiting nepotism in school districts; modifying exceptions; providing an operative date; and declaring an emergency.

HB 1465 — By Riggs of the House and Cullison of the Senate.

An act relating to labor; repealing Section 14, Chapter 270, O.S.L. 1983 (40 O.S. Supp. 1984, Section 3-114), relating to estimates of the financial condition of certain fund and the charging of certain surcharges; and declaring an emergency.

HB 1468 — By Milton and Williams (Penny) of the House and Floyd of the Senate.

[Education — screening for developmental readiness — codification — emergency]

HB 1474 — By Henry of the House and Taylor of the Senate.

An act relating to intoxicating liquors; amending 37 O.S. 1981, Sections 163.8 and 163.19; modifying expiration dates for state

permits for nonintoxicating beverages; providing procedures for the granting of permits; requiring proof of a county permit; providing for certain payments; removing certain labeling requirements; providing for signs; providing penalties; placing restrictions on transfer of licenses; authorizing cities and counties to enact ordinances regulating nude dancing; providing for codification; and providing an effective date.

HB 1476 — By Riggs of the House and Cullison of the Senate.

An act relating to labor; amending 40 O.S. 1981, Section 1-210, as last amended by Section 1, Chapter 252, O.S.L. 1984 (40 O.S. Supp. 1984, Section 1-210); defining certain term; providing exclusions from definition; modifying provision dealing with exclusion from definition; and providing an effective date.

HB 1481 — By Harbin and Davis (Frank) of the House and Johnson of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Section 11-902, as last amended by Section 5, Chapter 254, O.S.L. 1984 (47 O.S. Supp. 1984, Section 11-902); making certain acts unlawful; limiting defenses; providing for penalties; providing for a treatment program for certain persons; providing for forfeiture of certain motor vehicles; and providing an effective date.

HB 1504 — By Pitezel, Collins, and Patrick of the House and Smith of the Senate.

[Schools — amending certain sections of Title 70 — school elections — repealing five sections in Title 70 — effective date]

HB 1551 — By Pitezel of the House and Smith of the Senate.

[Schools — amending certain sections in Title 70 — independent school districts — election procedure — emergency]

HJR 1016 — By Davis (Frank) and Graves of the House and Pierce of the Senate.

A joint resolution ratifying the amendment to the Constitution of the United States to restrict the effective date of any law changing the compensation of United States Senators and Representatives; and directing distribution.

HJR 1032 — By Henry, Thompson, Henshaw, Brewster, Koppel, Holt and Williams (Freddye).

A joint resolution relating to state policies and objectives with respect to economic development; expressing commitment to economic growth; pledging support to education; promising formulation of certain policies and fulfillment of certain obligations.

The above numbered measures were read the first time.

LOBBYIST RESIGNATION

(Addendum since March 28, 1985, page 443)

Donald F. Kiesling, representing Fort Howard Paper Company, resigned effective April 1, 1985.

BILL RELEASED

SB 63 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 2, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:35 p.m. to meet Tuesday, April 2, 1985, at 1:30 p.m.

Forty-ninth Legislative Day

Tuesday, April 2, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Taylor and York.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Monty C. Clendenin, Hillcrest Presbyterian Church, Oklahoma City, the guest of Senator York.

GENERAL ORDER

SB 6, considered on Page 368, was considered further.

Senator Giles moved to amend **SB 6,** Page 1, by striking the title, enacting clause and the body of the bill and substituting the following:

"An act relating to oil and gas, amending 12 O.S. 1981, Section 1501, as amended by Section 1, Chapter 205, O.S.L. 1984 (12 O.S. Supp. 1984, Section 1501), which relates to petitions for partition of property; limiting exception; providing for recodification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 12 O.S. 1981, Section 1501, as amended by Section 1, Chapter 205, O.S.L. 1984 (12 O.S. Supp. 1984, Section 1501), is amended to read as follows:

A. When the object of the action is to effect a partition of real property, the petition must describe the property and the respective interests of the owners thereof, if known.

B. 1. Except as provided for in this subsection, in any action involving the partition of a mineral estate, in addition to the requirements of subsection A of this section, the petition shall specify and the plaintiff shall establish at trial by a preponderance of the evidence that:

a. one or more of the co-owners of the mineral estate are frustrating the development objective of the plaintiff for the estate; and

b. an order of the Corporation Commission to pool and develop said minerals pursuant to Section 87.1 of Title 52 of the Oklahoma Statutes and a plan of unitization created pursuant to Sections 287.1 through 287.15 of Title 52 of the Oklahoma Statutes would not effectuate a realization of the development objective.

2. The provisions of this subsection shall not apply to any action involving the partition of a mineral estate, if the person requesting the partition owns the surface estate or any part thereof and also owns an interest in the mineral estate, AND IF THE VALUE OF THE PROPERTY SOUGHT TO BE PARTITIONED DOES NOT EXCEED THE SUM OF FIVE THOUSAND DOLLARS ($5,000.00).

SECTION 2. RECODIFICATION 12 O.S. 1981, Section 1501, as last amended by Section 1 of this act, is hereby recodified as Section 569 of Title 52 of the Oklahoma Statutes, unless there is created a duplication in numbering.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.", which amendment was declared adopted.

Senator Giles moved that **SB 6** be advanced, which motion was declared adopted.

THIRD READING

SB 6 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Wright and Young.—40.

Excused: Choate, Howell, Keller, Porter, Stipe, Taylor, Winn and York.—8.

The bill and emergency passed.

SB 6 was referred for engrossment.

GENERAL ORDER

SB 144, considered and amended on Page 447, was considered further.

Senator Taliaferro asked to coauthor **SB 144,** which was the order.

Senator Hopkins moved to amend **SB 144,** Page 1, by striking the title, enacting clause and the body of the bill and substituting the following:

"An act relating to motor vehicles; amending 47 O.S. 1981, Section 14-109, which relates to truck axle load limits; exempting certain city and county refuse vehicles from weight limits; providing severability; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 1981, Section 14-109, is amended to read as follows:

Section 14-109. (a) On any road or highway:

1. No single axle weight shall exceed twenty thousand (20,000) pounds; and

2. The total gross weight in pounds imposed thereon by a vehicle or combination of vehicles shall not exceed the value given in the following table corresponding to the distance in feet between the extreme axles of the group measured longitudinally to the nearest foot.

Distance in Feet Between the Extremes of Any Group of 2 or More Consecutive Axles	Maximum Load in Pounds Carried on Any Group of 2 or More Consecutive Axles				
	2 Axles	3 Axles	4 Axles	5 Axles	6 Axles
4	34,000	------	------	------	------
5	34,000	------	------	------	------
6	34,000	------	------	------	------
7	34,000	------	------	------	------
8	34,000	42,000	------	------	------
9	39,000	42,500	------	------	------
10	40,000	43,500	------	------	------
11	------	44,000	------	------	------
12	------	45,000	50,000	------	------
13	------	45,500	50,500	------	------
14	------	46,500	51,500	------	------
15	------	47,000	52,000	------	------
16	------	48,000	52,500	58,000	------
17	------	48,500	53,500	58,500	------
18	------	49,500	54,000	59,000	------
19	------	50,000	54,500	60,000	------
20	------	51,000	55,500	60,500	66,000
21	------	51,500	56,000	61,000	66,500
22	------	52,500	56,500	61,500	67,000
23	------	53,000	57,500	62,500	68,000
24	------	54,000	58,000	63,000	68,500
25	------	54,500	58,500	63,500	69,000
26	------	56,000	59,500	64,000	69,500
27	------	57,500	60,000	65,000	70,000
28	------	59,000	60,500	65,500	71,000
29	------	60,500	61,500	66,000	71,500
30	------	62,000	62,000	66,500	72,000
31	------	63,500	63,500	67,000	72,500
32	------	64,000	64,000	68,000	73,500
33	------	------	64,500	68,500	74,000
34	------	------	65,000	69,000	74,500
35	------	------	66,000	70,000	75,000
36	------	------	68,000	70,500	75,500
37	------	------	68,000	71,000	76,000
38	------	------	69,000	72,000	77,000
39	------	------	70,000	72,500	77,500
40	------	------	71,000	73,000	78,000
41	------	------	72,000	73,500	78,500
42	------	------	73,000	74,000	79,000
43	------	------	73,280	75,000	80,000
44	------	------	73,280	75,500	80,500
45	------	------	73,280	76,000	81,000
46	------	------	73,280	76,500	81,500
47	------	------	73,500	77,500	82,000
48	------	------	74,000	78,000	83,000
49	------	------	74,500	78,500	83,500
50	------	------	75,500	79,000	84,000
51	------	------	76,000	80,000	84,500
52	------	------	76,500	80,500	85,000
53	------	------	77,500	81,000	86,000
54	------	------	78,000	81,500	86,500
55	------	------	78,500	82,500	87,000
56	------	------	79,500	83,000	87,500
57	------	------	80,000	83,500	88,000
58	------	------	------	84,000	89,000
59	------	------	------	85,000	89,500
60	------	------	------	85,500	90,000

(b) An additional annual fee of Ten Dollars ($10.00) shall be assessed for each one thousand (1,000) pound increment or portion thereof for which any vehicle or combination of vehicles is licensed above seventy-three thousand two hundred eighty (73,280) pounds. This fee shall be in addition to the license fee assessed and apportioned as are other motor vehicle license fees in Section 22.2 of this title.

(c) Except as to gross limits, the table in subsection (a) of this section shall not apply to a truck tractor and dump semitrailer when such are used as a combination unit. In no event shall the maximum load in pounds carried by any set of tandem axles exceed thirty-four thousand (34,000) pounds for vehicles exempt from said table. However, any such vehicle operating with split tandem axles or tri-axles shall adhere to the table.

(D) EXCEPTIONS TO THIS SECTION WILL BE REFUSE COLLECTION VEHICLES USED BY COUNTIES, CITIES AND TOWNS OR BY PRIVATE COMPANIES CONTRACTED BY COUNTIES, CITIES AND TOWNS PROVIDED THE FOLLOWING CONDITIONS ARE MET:

1. COMPLIANCE WILL BE FULFILLED WHEN THE GROSS WEIGHT OF SINGLE AXLE OR TANDEM AXLE REFUSE COLLECTION VEHICLES, UP TO

TEN WHEELS, DO NOT EXCEED FIFTEEN PERCENT (15%) MORE THAN THE APPLICABLE GROSS VEHICLE WEIGHT; AND

2. REFUSE COLLECTION VEHICLES OPERATED UNDER THESE EXCEPTIONS WILL NOT BE ALLOWED TO OPERATE ON INTERSTATE HIGHWAYS.

(E) REFUSE COLLECTION VEHICLES OPERATING UNDER EXCEPTIONS SHALL PURCHASE AN ANNUAL SPECIAL OVERLOAD PERMIT FOR ONE HUNDRED DOLLARS ($100.00). THIS FEE SHALL BE APPORTIONED AS ARE OTHER MOTOR VEHICLE LICENSE FEES AS PROVIDED IN SECTION 22.2A OF THIS TITLE.

SECTION 2. 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 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.", which amendment was declared adopted.

Senator Hopkins moved to amend **SB 144** by crippling the title on the floor substitute, which amendment was declared adopted.

Senator Hopkins moved that **SB 144** be advanced, which motion was declared adopted.

THIRD READING

SB 144 was read for the third time at length.

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

Aye: Boatner, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Ford, Green, Hopkins, Howell, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Sadler, Schuelein, Smith, Taliaferro, Terrill, Watson and Wright.—27.

Nay: Branch, Cain, Dawson, Dennis, Floyd, Giles, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, Rozell, Shedrick and Young.—17.

Excused: Stipe, Taylor, Winn and York.—4.

The bill passed.

Senators Cain, Luton, Landis, 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: 12; Excused: 4.

The emergency passed.

SB 144 was referred for engrossment.

GENERAL ORDER

SB 213 by Leonard of the Senate and Stacy of the House was called up for consideration.

Senators Dawson and Terrill asked to coauthor **SB 213,** which was the order.

Senator Leonard moved to amend **SB 213** by crippling the title, which amendment was declared adopted.

Senator Leonard moved to amend **SB 213,** Page 3, Lines 5 and 6, by striking after the word "least" on Line 5 and before the period on Line 6, all language, and inserting in lieu thereof the words; "three (3) members having a telecommunications background and with at least three (3) members having a data

processing background", which amendment was declared adopted.

Senator Leonard moved to amend **SB 213**, Page 16, Lines 5 through 12, by striking all language, which amendment was declared adopted.

Senator Leonard moved that **SB 213** be advanced, which motion was declared adopted.

THIRD READING

SB 213 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, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Cate, Porter, Stipe, Taylor and York.—5.

The bill and emergency passed.

SB 213 was referred for engrossment.

GENERAL ORDER

SB 227 by Cain of the Senate and McCorkell of the House was called up for consideration.

Senator Cain 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, the vote resulted as follows:

Aye: Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Terrill, Watson, Wright and Young.—35.

Nay: Boatner, Capps, Dawson, Giles, Lamb, Landis, Sadler, Taliaferro and Winn.—9.

Excused: Porter, Stipe, Taylor and York.—4.

The bill passed.

SB 227 was referred for engrossment.

BILL WITHDRAWN — REFERRED

Senator Luton asked unanimous consent to withdraw **HB 1467** from the Calendar and refer said bill to the Appropriations Committee, which was the order.

PENDING CONSIDERATION OF HAs

HAs to **SB 5** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Cate, Roberts, Dennis, Howell, Rozell, Shedrick and Taylor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 20, 33, 44, 63, 71, 199, 202, 209 and **228** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 265 by Brown of the Senate and Hooper of the House was called up for consideration.

Senator Brown moved to amend **SB 265,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Brown moved that **SB 265** be advanced, which motion was declared adopted.

THIRD READING

SB 265 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cole, Cullison, Dahl, Floyd, Green, Howell, Johnson, Landis, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Taliaferro, Watson and Winn.—23.

Nay: Boatner, Branch, Cate, Choate, Combs, Dawson, Dennis, Ford, Giles, Hopkins, Keller, Lamb, Leonard, Luton, McIntyre, Roberts, Shedrick, Smith, Terrill, Wright and Young.—21.

Excused: Porter, Stipe, Taylor and York.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Brown moved that the vote be reconsidered whereby **SB 265** failed.

Senator Cullison presiding.

GENERAL ORDER

SB 229 by Roberts, et al, of the Senate and Duckett of the House was called up for consideration.

Senator Roberts moved to amend **SB 229,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Roberts moved that **SB 229** be advanced, which motion was declared adopted.

THIRD READING

SB 229 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—44.

Excused: Porter, Stipe, Taylor and York.—4.

The bill passed.

SB 229 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Rhodes pressed his motion to reconsider the vote whereby **SB 321** failed of passage.

Senator Schuelein moved to table the Rhodes motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Cullison, Dahl, Dennis, Floyd, Hopkins, Johnson, Luton, McIntyre, Miller, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill and Young.—19.

Nay: Branch, Brown, Capps, Cate, Choate, Cole, Combs, Dawson, Ford, Giles, Green, Howell, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Randle, Rhodes, Smith, Watson, Winn and Wright.—25.

Excused: Porter, Stipe, Taylor and York.—4.

Senator Rhodes pressed his motion to reconsider the vote whereby **SB 321** failed, which motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dawson, Ford, Giles, Green, Howell, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Smith, Watson, Winn, Wright and Young.—27.

Nay: Boatner, Cullison, Dahl, Dennis, Floyd, Hopkins, Johnson, Landis, Luton, McIntyre, Miller, Roberts, Rozell, Schuelein, Shedrick, Taliaferro and Terrill.—17.

Excused: Porter, Stipe, Taylor and York.—4.

THIRD READING

SB 321 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dawson, Ford, Giles, Green, Howell, Keller, Lamb, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Smith, Watson, Winn, Wright and Young.—26.

Nay: Boatner, Cullison, Dahl, Dennis, Floyd, Hopkins, Johnson, Landis, Leonard, Luton, McIntyre, Miller, Porter, Roberts, Rozell, Schuelein, Shedrick, Taliaferro and Terrill.—19.

Excused: Stipe, Taylor and York.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rhodes moved that the vote be reconsidered whereby **SB 321** passed.

MOTION TO RECONSIDER VOTE

Senator Green pressed his motion to reconsider the vote whereby **SB 320** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, O'Connor, Pierce, Rhodes, Roberts, Schuelein, Taliaferro and Young.—28.

Nay: Combs, Cullison, Dawson, Giles, Leonard, Miller, Porter, Rozell, Sadler, Shedrick, Smith, Terrill, Watson, Winn and Wright.—15.

Excused: Randle, Stipe, Taylor and York.—4.

* Not Voting: Ford.—1.

* Senator Ford asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SB 320 remains on Third Reading.

GENERAL ORDER

SB 62 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cate moved to amend **SB 62,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cate moved that **SB 62** be advanced, which motion was declared adopted.

THIRD READING

SB 62 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—44.

Excused: Randle, Stipe, Taylor and York.—4.

The bill and emergency passed.

SB 62 was referred for engrossment.

GENERAL ORDER

SB 74 by Cate and Dennis of the Senate and Lewis and Haney of the House was called up for consideration.

Senator Cate moved to amend **SB 74**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Cate moved that **SB 74** be advanced, which motion was declared adopted.

THIRD READING

SB 74 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Boatner, Choate, McIntyre, Randle, Stipe, Taylor and York.—7.

The bill and emergency passed.

SB 74 was referred for engrossment.

GENERAL ORDER

SJR 15 by Dahl of the Senate and Morris of the House was called up for consideration.

Senator Cate moved that **SJR 15** be advanced which motion was declared adopted.

THIRD READING

SJR 15 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Sadler.—1.

Excused: Choate, Stipe, Taylor and York.—4.

The resolution and emergency passed.

SJR 15 was referred for engrossment.

THIRD READING

Senator Floyd asked unanimous consent to consider an amendment to **SB 305** on Third Reading, which was the order.

Senator Keller moved to amend **SB 305**, Page 3, Lines 13 and 14, by inserting after the word "for" and before the word "patients" on Line 13 the following: "all", and on Line 14, by deleting the word "notwithstanding" and inserting in lieu thereof the following: "regardless of whether payment is made for such patient through", which amendment was declared adopted.

SB 305 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, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn, Wright and Young.—42.

Nay: Cain and Smith.—2.

Excused: Dennis, Stipe, Taylor and York.—4.

The bill and emergency passed.

SB 305 was referred for engrossment.

FIRST READING

The following were introduced and read the first time:

SR 18 — By Dahl, Cullison and Capps. A resolution stating the intent of the Oklahoma State Senate that the State Department of Health conduct a thorough study of the effect of a controlled industrial waste injection well on groundwater prior to approving a permit for the well; requiring certain conclusive data; and directing distribution.

MOTION TO SUSPEND RULE

Senator Dahl asked unanimous consent to suspend Rule 5-4 and refer **SR 18** direct to the Calendar for consideration, to which request objection was heard.

Senator Dahl moved to suspend the rule and refer **SR 18** direct to the Calendar.

Senator Giles moved to table the Dahl motion, which tabling motion failed of adoption upon roll call as follows:

Aye: Branch, Cole, Dawson, Ford, Giles, Green, Howell, Lamb, Landis, Leonard, McIntyre, Rhodes, Sadler, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, and Wright.—20.

Nay: Boatner, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Johnson, Keller, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell and Shedrick.—23.

Excused: Brown, Stipe, Taylor, York and Young.—5.

Senator Dahl pressed his motion to suspend the rule and refer **SR 18** direct to the Calendar for consideration, which motion failed of adoption upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Cullison, Dahl, Dennis, Hopkins, Johnson, Luton, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Shedrick and Stipe.—19.

Nay: Branch, Brown, Choate, Cole, Combs, Dawson, Floyd, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, Rhodes, Sadler, Schuelein, Smith, Taliaferro, Terrill, Watson, Wright and Young.—24.

Excused: Howell, McIntyre, Taylor, Winn and York.—5.

Senator Roberts presiding.

GENERAL ORDER

SB 247 by Landis of the Senate and Gish of the House was called up for consideration.

Senator Landis moved that **SB 247** be advanced, which motion was declared adopted.

THIRD READING

SB 247 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—46.

Excused: Taylor and York.—2.

The bill passed.

SB 247 was referred for engrossment.

GENERAL ORDER

SB 187 by Stipe of the Senate and Henry of the House was called up for consideration.

Senator Stipe moved that **SB 187** be advanced, which motion was declared adopted.

THIRD READING

SB 187 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Lamb, Taylor and York.—3.

The bill and emergency passed.

SB 187 was referred for engrossment.

GENERAL ORDER

SB 260 by Combs of the Senate and Brewster of the House was called up for consideration.

Senator Combs moved to amend **SB 260,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Leonard moved to amend **SB 260,** Page 2, Line 15, by deleting all language through Line 16 on Page 3, which amendment was declared adopted.

Senator Combs moved that **SB 260** be advanced, which motion was declared adopted.

THIRD READING

SB 260 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Culli-

son, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, and Young.—45.

Excused: Pierce, Taylor and York.—3.

The bill and emergency passed.

SB 260 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Smith pressed his motion to reconsider the vote whereby the special election feature on **SJR 27** failed of passage, which motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Choate, Cole, Cullison, Ford, Green, Johnson, Keller, Lamb, Landis, Leonard, O'Connor, Pierce, Rhodes, Sadler, Smith, Taliaferro, Watson, Winn and Wright.—20.

Nay: Boatner, Branch, Brown, Cain, Cate, Combs, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Luton, McCune, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Terrill and Young.—26.

Excused: Taylor and York.—2.

SJR 27 was referred for engrossment.

GENERAL ORDER

SB 281 by O'Connor of the Senate and Boeckman of the House was called up for consideration.

Senator Shedrick moved to amend **SB 281,** Page 3, Lines 3 through 11, by deleting after the comma on Line 3 all language through Line 11 and changing the comma to a period, which amendment was declared adopted.

Senator O'Connor moved to amend **SB 281,** Page 1, by crippling the title, which amendment was declared adopted.

Senator O'Connor moved that **SB 281** be advanced, which motion was declared adopted.

THIRD READING

SB 281 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—46.

Excused: Taylor and York.—2.

The bill and emergency passed.

SB 281 was referred for engrossment.

GENERAL ORDER

SB 139 by Stipe of the Senate and Duke of the House was called up for consideration.

Senator Stipe moved to amend **SB 139,** by striking the title, enacting clause and the entire bill and substituting the following:

"An act relating to motor vehicles and revenue and taxation; amending 68 O.S. 1981, Section 2102, which relates to motor vehicle registration license and fees and ap-

portionment and distribution of revenue; declaring legislative intent; establishing the Oklahoma Highway Trust Fund; designating apportionment of the vehicle excise tax into the Oklahoma Highway Trust Fund with exceptions; providing administration of the Oklahoma Highway Trust Fund; establishing a base for the Oklahoma Highway Trust Fund; providing for codification; and providing an 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 1514 of Title 69, unless there is created a duplication in numbering, reads as follows:

It is the intent of the Oklahoma State Legislature that in order to assure more appropriate and equitable funding for the state's surface transportation systems that the "Oklahoma Highway Trust Fund" be established. The trust fund will consist of the road user revenues specified in this act allowing road users to fund road construction, maintenance and improvements. The Oklahoma Highway Trust Fund will support the state's highway, road and street systems.

Nothing contained in this act, however, shall effect the apportionment or distribution of those road user revenues presently dedicated to the State Highway Construction and Maintenance Fund; to county roads, streets and alleys in cities and towns as prescribed in the Diesel Fuel Tax, the Gasoline Excise Tax, the Special Fuel Use Tax, the Oversize Truck Permits and Overweight Truck Permits; and the commercial vehicle registration as outlined in this act.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1515 of Title 69, unless there is created a duplication in numbering, reads as follows:

A. Starting in fiscal year 1988, all revenue derived under Section 2101 et seq. of Article 21 of Title 68 of the Oklahoma Statutes, shall be apportioned as follows:

1. Fifty-four percent (54%) to the State Treasurer and by the State Treasurer placed to the credit of the General Revenue Fund to be paid out pursuant to direct appropriation by the Legislature;

2. Thirty-two percent (32%) to be placed in the Oklahoma Highway Trust Fund as established by Section 1 of this act;

3. Ten percent (10%) to the Human Services Fund to be paid out pursuant to direct appropriation by the Legislature; and

4. Four percent (4%) to the motor license agents, by the Motor Vehicle License and Registration Act.

B. Begining in fiscal year 1989, all revenue derived under this act shall be apportioned as follows:

1. Twenty-two percent (22%) to the State Treasurer and by the State Treasurer placed to the credit of the General Revenue Fund to be paid out pursuant to direct appropriation by the Legislature;

2. Sixty-four percent (64%) to be placed in the Oklahoma Highway Trust Fund, as established by Section 1 of this act;

3. Ten percent (10%) to the Human Services Fund to be paid out pursuant to direct appropriation by the Legislature; and

4. Four percent (4%) to the motor license agents, by the Motor Vehicle License and Registration Act.

C. Beginning in fiscal year 1990 and thereafter, all revenue derived under this act shall be apportioned as follows:

1. Ninety-six percent (96%) to be placed in the Oklahoma Highway Trust Fund as established by Section 1 of this act;

2. Four percent (4%) to the motor license agents, by the Motor Vehicle License and Registration Act.

However, nothing herein contained shall be construed to authorize an increase in the personal compensation of a motor license agent as limited by the Motor Vehicle License and Registration Act.

SECTION 3. AMENDATORY 68 O.S. 1981, Section 2102, is amended to read as follows:

Section 2102. [**A. It is hereby declared to be the purpose of this article to provide funds for general governmental functions of state government.**

B.] All revenue derived under this article shall be apportioned [**and distributed by the Commission as follows:**

1. Eighty-six percent (86%) to the State Treasurer and by the State Treasurer placed to the credit of the General Revenue Fund to be paid out pursuant to direct appropriation by the Legislature;

2. Ten percent (10%) to the Human Services Fund to be paid out pursuant to direct appropriation by the Legislature;

3. Four percent (4%) to the motor license agents, by the Motor Vehicle License and Registration Act. Provided, however, nothing herein contained shall be construed to authorize an increase in the personal compensation of a motor license agent as limited by the Motor Vehicle License and Registration Act] IN ACCORDANCE WITH SECTION 2 OF THIS ACT.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1516 of Title 69, unless there is created a duplication in numbering, reads as follows:

There shall be an annual appropriation of funds from the General Fund to the Oklahoma Highway Trust Fund. This annual appropriation shall be an average annual amount based upon the total monies apportioned for motor vehicle license fees, taxes and penalties during each of the preceding three (3) fiscal years under the provisions of paragraphs 1 and 2 of subsection A of Section 22.2A of Title 47 of the Oklahoma Statutes.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1517 of Title 69, unless there is created a duplication in numbering, reads as follows:

The Oklahoma Highway Trust Fund as established by Section 1 of this act shall be subject to appropriation by the Legislature for the following purposes:

1. Funds accruing to the Oklahoma Highway Trust Fund shall be considered over and above those road user revenues presently dedicated for highway, road and street improvements and shall be subject to legislative appropriation for the following purposes:

(a) road and bridge construction on the state highway system and for other state highway system construction projects,

(b) road and bridge construction on the county highway system and for other county highway system construction projects,

(c) roadway and bridge construction, including traffic operational improvements, and for other roadway improvements on public thoroughfares within incorporated cities and towns, and

(d) the matching of funds made available by the United States Government for any of the purposes specified in subparagraphs (a), (b) or (c);

2. All funds appropriated by the Legislature from the Oklahoma Highway Trust Fund shall be administered by the Oklahoma Department of Transportation within the provisions of policies and procedures to be developed by the Department and approved by the Oklahoma Transportation Commission. The procedures for the utilization of trust funds appropriated to the county road system will be similar in concept to those presently in effect for the county bridge program, and will contain provisions for relating the use of these funds to the requirements of existing law calling for the designation of an essential road system and the development by each county of a multi-year program outlining the intended use of funds available for improvement of this system and other county road purposes. The utilization of professional engineering services for project design and construction supervision also will be required. The procedures for administering the trust funds appropriated for city street purposes will be similar in concept to those developed by the Department for administering the 1981 City Street Repair Program. Both of these local program procedures will place the responsibility for selecting project location, defining type of work to be done, and establishing priorities with the appropriate local officials. However, the guidelines developed by the Department will contain specific criteria relating to types of work to be considered and to systematic planning for the improvement of the essential road network in each county and for arterial street improvement in cities and towns where the size of the municipality makes such planning appropriate.

SECTION 6. This act shall become effective July 1, 1986.'', which amendment was declared adopted.

Senator Stipe moved to amend the floor substitute for **SB 139,** Page 3, Line 25, by inserting before the word ''There'' the following: ''It is the intent of the Legislature that'', which amendment was declared adopted.

Senator Stipe moved to amend the floor substitute for **SB 139,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Stipe asked unanimous consent that **SB 139** be laid over for this legislative day, which was the order.

SB 139 remains on General Order.

GENERAL ORDER

SB 313 by Brown of the Senate and Stottlemyre of the House was called up for consideration.

Senator Brown moved to amend **SB 313,** Page 4, Line 11, by deleting after the word ''be'' and before the word ''The'' the words and figure ''One Thousand Five Hundred Dollars ($1,500.00)'' and substituting the words and figure ''Three Hundred Dollars ($300.00)'', which amendment was declared adopted.

Senator Brown moved that **SB 313** be advanced, which motion was declared adopted.

THIRD READING

SB 313 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, Mc-

Cune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Porter, Randle, Smith, Taylor and York.—5.

The bill and emergency passed.

SB 313 was referred for engrossment.

GENERAL ORDER

SB 341 by Dawson, et al, of the Senate and Lewis, et al, of the House was called up for consideration.

Senator Dawson moved to amend **SB 341,** Page 5, Lines 9 through 14, by striking all present language and substituting the following:

"(6). Obtain from the Administrator, in accordance with procedures adopted and promulgated pursuant to the Oklahoma Administrative Procedures Act, subsection A of Section 303 of Title 75 of the Oklahoma Statutes, a written acknowledgement that the investment certificate issuer engages in the business of accepting investor funds or deposits in exchange for the issuance of investment certificates, certificates of deposit, savings obligations and other evidences of indebtedness. Any investment certificate issuer who obtains such an acknowledgement shall be subject to this section and shall possess all of the rights, powers and privileges and shall be subject to all of the duties, restrictions and limitations contained herein. No company or person who fails to obtain such acknowledgement within ninety (90) days of the effective date of this Act shall possess or exercise, unless expressly given and possessed or exercised under other laws, any of the benefits, rights, powers or privileges which are herein conferred on investment certificate issuers.", which amendment was declared adopted.

Senator Dawson moved to amend **SB 341,** Page 7, Lines 16 through 18, by striking all present language and substituting the following: "(2). Engage in, or acquire any interest in, any business except in furtherance of the purpose of this Section.", which amendment was declared adopted.

Senator Dawson moved to amend **SB 341,** Page 9, Line 15, by striking all present language through Line 11 on Page 10 and substituting the following:

"(2). Apply to the district court of any county where the assets of the investment certificate issuer are located for an order appointing a conservator of, and directing him to rehabilitate, the investment certificate issuer. If all reasonable efforts to rehabilitate the investment certificate issuer fail, the Administrator may apply to the court for an order directing a liquidator to dissolve any such issuer and liquidate its assets. All rights and interests of the stockholders in the stock, property and assets of such investment certificate issuer are thereby terminated except the right of stockholders to the balance of the proceeds of liquidation, if any, after all other valid claims, including interest, against the assets of the investment certificate issuer and the proceeds of liquidation have been satisfied. The conservator or liquidator appointed under this Subsection shall meet qualifications established by the Administrator by rule adopted and promulgated pursuant to the Oklahoma Administrative Procedures Act, subsection A of Section 303 of Title 75 of the Oklahoma Statutes.", which amendment was declared adopted.

Senator Dawson moved to amend **SB 341,** Page 3, Line 7, by inserting after the word "indebtedness" and before the period the following language: "; provided, 'investment certificate issuer' shall not include a financial institution or person which solely issues securities exempt from the provisions of this section by the terms of paragraph (1) of this subsection", which amendment was declared adopted.

Senator Dawson moved to amend **SB 341,** Page 2, Lines 14 and 15, by inserting after the semicolon and before the word "and" the following language:

"provided, however, the term 'investment certificate issuer' shall not include a financial institution or person which as of the effective date of this act issued only the following securities:

(i) any security exempt under the provisions of Section 401 of Title 71;

(ii) any securities which are registered by coordination under Section 303 of Title 71; and/or

(iii) any other security which the administrator, by rule or order, has determined should be exempt; the terms of subsection (b) (1).

Nothing contained in this act shall be construed as precluding an investment certificate issuer from qualifying for and relying upon any of the exemptions from the provisions of Sections 301 and 402 of Title 71 as contained in Section 401 of Title 71.", which amendment was declared adopted.

Senator Young moved to amend **SB 341,** Page 6, Line 15, by adding after the word "office." the following language: "It is hereby declared to be unlawful for any officer, director, or employee of an investment certificate issuer to issue any investment certificate while the issuer is insolvent, and any holder of the certificate who invests when the issuer is insolvent can recover all damages sustained against all directors, officers, or employees who participated in issuing certificates while the issuer is insolvent.", which amendment was declared adopted.

Senator Young moved to amend **SB 341,** Page 12, Line 9½, by adding a new Section 2 to read as follows and by renumbering: "Every investment certificate herein that is not insured by the Federal Deposit Insurance Corporation shall bear on the face of said certificate in 10 point type the following: This certificate is not insured by the Federal Deposit Insurance Corporation.", which amendment was declared adopted.

Senator Young moved to amend **SB 341,** Page 12, Line 9½, by adding a new Section 3 to read as follows and renumber: "In the event that any investment certificate issuer issue any investment certificates and is declared to be insolvent and cannot pay the amount due on the investment certificates, then the administrator or any interested certificate holder can assess double the amounts of the face value of the stocks against all stockholders of the issuer.", which amendment was declared adopted.

Senator Dawson 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—44.

Excused: McIntyre, Porter, Taylor and York.—4.

The bill passed.

SB 341 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 290** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Lamb, Leonard, Luton, Miller, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Winn and Young.—25.

Nay: Cain, Choate, Cole, Combs, Ford, Howell, Johnson, Keller, Landis, McCune, O'Connor, Pierce, Randle, Sadler, Shedrick, Smith, Terrill, Watson and Wright.—19.

Excused: McIntyre, Porter, Taylor and York.—4.

THIRD READING

Senator Stipe moved that the vote be reconsidered whereby **SB 290** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 290 was considered further.

Senator Stipe moved to amend **SB 290,** Page 2, Line 13, by inserting after the word "Transportation" and before the period the following language: "and only with Department of Transportation projects", which amendment was declared adopted.

Senator Terrill moved to amend **SB 290,** Page 2, Line 13, by adding after the word "projects" in the Stipe amendment the following language: "while they are employed by the Department of Transportation", which amendment was declared adopted.

Senator Stipe moved that **SB 290** be advanced, which motion was declared adopted.

THIRD READING

SB 290 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Leonard, Luton, Miller, Rhodes, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Watson, Winn and Young.—25.

Nay: Cain, Choate, Cole, Combs, Ford, Howell, Johnson, Keller, Lamb, Landis, McCune, O'Connor, Pierce, Sadler, Shedrick, Smith, Terrill and Wright.—18.

Excused: McIntyre, Porter, Randle, Taylor and York.—5.

The bill passed.

Senators Randle, Terrill and Lamb desired to vote Aye on the emergency and Senator Watson desired to vote Nay.

On the question of passage of the emergency, the vote resulted as follows: Aye: 27; Nay: 17; Excused: 4.

The emergency failed.

SB 290 was referred for engrossment.

GENERAL ORDER

SB 232 by Cate of the Senate and Lewis of the House was called up for consideration.

Senator Cate moved to amend **SB 232,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cate moved that **SB 232** be advanced, which motion was declared adopted.

THIRD READING

SB 232 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Luton, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro and Winn.—24.

Nay: Branch, Cole, Combs, Giles, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Rhodes, Shedrick, Smith, Terrill, Watson, Wright and Young.—19.

Excused: Choate, McIntyre, Porter, Taylor and York.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cate moved that the vote be reconsidered whereby **SB 232** failed.

Senator Rhodes presiding.

GENERAL ORDER

SB 241 by Cate of the Senate and Lewis of the House was called up for consideration.

Senator Boatner asked to coauthor **SB 241,** which was the order.

Senator Cate moved to amend **SB 241,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Boatner moved to amend **SB 241,** Page 4, Line 6, by adding after the number "6.13" and before the comma the words "and taken after December 7, 1983" and on Page 8, Line 13, by adding after the number "6.13" and before the comma the words "and taken after December 7, 1983", which amendment was declared adopted.

Senator Cate moved that **SB 241** be advanced, which motion was declared adopted.

THIRD READING

SB 241 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Keller, McIntyre, Porter, Taylor and York.—5.

The bill and emergency passed.

SB 241 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

HB 1085 — Criminal Jurisprudence.
HB 1117 — Human Resources.
HB 1276 — Public Education.
HB 1283 — Public Education.
HB 1329 — Public Education.
HJR 1026 — Human Resources.
HCR 1003 — Higher Education.

DO PASS, as amended:

HB 1299 — Public Education.
HB 1311 — Human Resources.

SECOND READING

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

HB 1099 — Business and Labor.
HB 1182 — Agriculture.
HB 1192 — Finance.
HB 1223 — Business and Labor.
HB 1229 — Judiciary and Retirement.
HB 1230 — Judiciary and Retirement.
HB 1255 — Natural Resources.
HB 1282 — Business and Labor.
HB 1308 — Judiciary and Retirement.
HB 1339 — Banks and Banking.
HB 1345 — Judiciary and Retirement.
HB 1370 — Finance.
HB 1372 — Judiciary and Retirement.
HB 1425 — Public Education.
HB 1465 — Business and Labor.
HB 1468 — Public Education.
HB 1474 — Judiciary and Retirement.
HB 1476 — Business and Labor.
HB 1481 — Criminal Jurisprudence.
HB 1504 — Public Education.
HB 1551 — Public Education.
HJR 1016 — General Government.
HJR 1032 — Economic Development.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1064, 1075, 1135, 1165, 1234, 1251, 1291, 1335, 1340, 1342, 1354, 1361, 1389, 1411, 1500** and **1506.**

HB 1064 — By Benson, Cotner, Littlefield, Boeckman, Grieser, Cunningham and Converse of the House and Roberts of the Senate.

An act relating to state government; amending 74 O.S. 1981, Sections 192, as amended by Section 1, Chapter 116, O.S.L. 1983, 194 and 324.7 (74 O.S. Supp. 1984, Section 192); modifying standards for correctional and detention facilities; specifying floor space requirement; providing for certain emergency exits; requiring the jail inspection division to provide certain training; requiring the promulgation of new rules and regulations; changing the authority to close certain facilities; authorizing the Commissioner of Health to file certain complaints; providing for certain compliance extensions; providing for exceptions to the standards promulgated by the State Fire Marshal Commission; repealing 57 O.S. 1981, Section 43; and providing an effective date.

HB 1075 — By Lawter, Vaughn and Larason.

An act relating to state government; requiring state entities to establish progressive discipline policies and procedures; providing for approval of said policies and procedures; providing for content of said policies and procedures; exempting certain offenses and violations; and providing an effective date.

HB 1135 — By Vaughn, Whorton and Adair of the House and Taylor of the Senate.

An act relating to state government; amending Section 4, Chapter 147, O.S.L. 1982, as last amended by Section 1, Chapter 180, O.S.L. 1983 (74 O.S. Supp. 1984, Section 805.2); modifying the state longevity pay plan to provide for certain employees laid off by reduction in force actions; authorizing a state longevity pay plan; providing certain requirements; determining years of service; exempting certain employees; and declaring an emergency.

HB 1165 — By Hobson, Anderson and Harbin of the House and Shedrick of the Senate.

An act relating to public health and safety; enacting the Oklahoma Natural Death Act; defining terms; providing a directive for the withholding or withdrawal of life-sustaining procedures in certain instances; stipulating methods for revocation of a directive; restricting liability for persons failing to act on a revocation; providing for the re-execution of a directive in certain instances; restricting liability for health care personnel who withhold or withdraw life-sustaining procedures

in compliance with a directive; defining a physician's responsibility in effectuating a directive; providing that the withholding or withdrawal of life-sustaining procedures does not constitute the aiding of a suicide; limiting the effect of a directive on insurance policies; providing penalties for tampering with a directive; providing for criminal homicide; providing for no presumptions for certain purposes; providing for codification; and declaring an emergency.

HB 1234 — By Graves of the House and Howell of the Senate.

[Schools — amending 70 O.S. 1981, Section 24-102 — searches — suspension and appeal]

HB 1251 — By Virtue and Adair of the House and Winn of the Senate.

An act relating to insurance; requiring certain provisions in automobile liability insurance rate schedules or rating plans; requiring certain insurance companies to allow premium reductions for eligible persons; specifying approved instructors; providing for certain certificates; limiting eligibility; providing for codification; and providing an effective date.

HB 1291 — By Anderson, Larason, Kincheloe and Rieger of the House and Cain of the Senate.

[Children — amending five sections in Title 10 — relinquishments — operative date — emergency]

HB 1335 — By Kelly.

An act relating to the militia; amending 44 O.S. 1981, Section 209; providing for leaves of absence from employment for members of the National Guard and uniformed services; modifying time limit concerning loss of pay; prohibiting the loss of status or efficiency ratings for such leave; and providing an effective date.

HB 1340 — By Grieser of the House and Winn of the Senate.

[Counties and county officers — County Financial Management Act — codification — effective date]

HB 1342 — By Glover, Willis, Benson, Hill, Grieser, Sherrer, Barker, Blodgett, Brewster, Davis (Guy), Easley, George, Hale, Harris (Robert), Henry, Hobson, Hooper, Johnson (Glen), Kamas, Lewis, Littlefield, Manar, McDonald, McMillen, Mentzer, Morris, Murphy, Newby, Patrick, Reimer, Smith, Vaughn and Widener of the House and Taliaferro of the Senate.

An act relating to property; amending 60 O.S. 1981, Section 655, as amended by Section 4, Chapter 278, O.S.L. 1982 (60 O.S. Supp. 1984, Section 655); providing for undistributed dividends and distribution of business associations; providing exceptions to the Uniform Disposition of Unclaimed Property Act; and declaring an emergency.

HB 1354 — By Williams (Penny), Davis (Frank) and Riggs of the House and Randle of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 1361; providing procedures for collection of state sales tax by vendors; increasing penalties for failure to collect said tax; providing an exception; requiring promulgation of certain rules and regulations; requiring distribution of such rules and regulations to certain vendors; providing for codification; and declaring an emergency.

HB 1361 — By Talley of the House and Watson of the Senate.

[State government — community action agencies — codification — effective date]

HB 1389 — By Hooper of the House and Randle of the Senate.

[Motor vehicles — amending sections in Title 47 — emission control — codification — emergency]

HB 1411 — By Morris, Conaghan, Cunningham and Kamas of the House and Cate of the Senate.

[Public finance — exemption — codification — emergency]

HB 1500 — By Hale, Littlefield, Hobson, Glover, Lewis and Vanatta of the House and Cate, Randle, Smith and Roberts of the Senate.

[Intoxicating liquors — amending 37 O.S., Sections 505 and 506 — wine — codification — emergency]

HB 1506 — By Johnson (Glen).

An act relating to criminal procedure; amending 22 O.S. 1981, Section 922; providing certain recording requirement for verdicts; authorizing the judge or clerk to read said verdict to the jury; providing for disagreement of jurors and procedures related thereto; and providing an effective date.

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 5**, and naming House conferees as follows: Abbott, Formby, Davis (Guy), Duke, Virtue, Patrick and Duckett.

BILL RELEASED

SB 64 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 3, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:00 p.m. to meet Wednesday, April 3, 1985, at 1:30 p.m.

Fiftieth Legislative Day

Wednesday, April 3, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: McIntyre and York.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Monty C. Clendenin, Hillcrest Presbyterian Church, Oklahoma City, the guest of Senator York.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has suspended, by unanimous consent, Joint Rule 17(a) insofar as it pertains to **HB 1357.**

GENERAL ORDER

SB 96 by Combs, et al, of the Senate and Vanatta of the House was called up for consideration.

Senator Combs moved to amend **SB 96,** Page 1, Line 1, by striking all of Section 1 and renumbering and amending title to conform, which amendment was declared adopted.

Senator Combs moved that **SB 96** be advanced, which motion was declared adopted.

THIRD READING

SB 96 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Porter.—1.

Excused: Choate, McIntyre, Stipe and York.—4.

The bill passed.

SB 96 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Luton asked unanimous consent to suspend Joint Rule 17(a) to extend all deadlines for **HB 1357**, which was the order.

GENERAL ORDER

SB 292 by Winn and Capps of the Senate and Milton of the House was called up for consideration.

Senator Winn moved to amend **SB 292**, Page 2, Line 14, by striking after the word "Committee" and before the word "or" the word "ten" and substituting therefor the word "twenty"; and to amend Line 17, Page 2, as follows: By inserting after the words "of a" and before the word "textbook" the word "mathematics"; and to amend Pages 2 and 3, Line 18 on Page 2 through Line 3 on Page 3, as follows: By striking after the word "book" on Line 18 and before the word "the" in Line 3 all language, which amendment was declared adopted.

Senator Terrill moved to amend **SB 292**, Page 2, Line 14, by striking after the word "Committee" and before the word "school" on Line 15 the language "ten or more" and substituting the language: "fifteen (15) percent of the school boards of the".

Senator Winn moved to table the Terrill amendment, which tabling motion was declared adopted.

Senator Winn moved that **SB 292** be advanced, which motion was declared adopted.

THIRD READING

SB 292 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, Cole, Combs, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Luton, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Sadler, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—32.

Nay: Brown, Cain, Cullison, Dahl, Dawson, Howell, Landis, Leonard, Randle, Roberts, Rozell, Schuelein and Terrill.—13.

Excused: McIntyre, Stipe and York.—3.

The bill passed.

Senator Landis desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 12; Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Winn moved that the vote be reconsidered whereby **SB 292** passed.

MOTION TO RECONSIDER VOTE

Senator Giles pressed his motion to reconsider the vote whereby **SB 282** passed.

Senator Landis moved to table the Giles motion, which tabling motion was declared adopted.

SB 282 was referred for engrossment.

BILLS WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent to withdraw **SB 183** from the Calendar and rerefer said bill to the Transportation Committee, which was the order.

Senator Smith asked unanimous consent to withdraw **SB 72** from the Calendar and rerefer same to the Judiciary and Retirement Committee, which was the order.

GENERAL ORDER

SB 158 by Keller of the Senate and Henry of the House was called up for consideration.

Senator Keller moved to amend **SB 158,** Page 3, Line 13, by adding after the word "exposure" the following: "The filing of any form or report by the employer or insurance carrier shall not toll the above limitations.", which amendment was declared adopted.

Senator Keller moved to amend **SB 158,** Page 5, Line 3, by adding after the second word "Section" the number and word "8 and" and amend title to conform.

Senator Young moved to table the Keller amendment, which tabling motion failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Dahl, Dennis, Johnson, Porter and Young.—7.

Nay: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—38.

Excused: McIntyre, Stipe and York.—3.

Senator Keller pressed his motion to adopt his amendment to **SB 158,** which amendment was declared adopted.

Senator Keller moved that **SB 158** be advanced, which motion was declared adopted.

THIRD READING

SB 158 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—41.

Nay: Boatner, Ford, Green and Young.—4.

Excused: McIntyre, Stipe and York.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Keller moved that the vote be reconsidered whereby **SB 158** passed.

GENERAL ORDER

SB 181 by Keller of the Senate and Morgan of the House was called up for consideration.

Senator Keller moved to amend **SB 181**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Keller moved that **SB 181** be advanced, which motion was declared adopted.

THIRD READING

SB 181 was read for the third time at length.

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

Aye: Branch, Brown, Capps, Cate, Choate, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Keller, Lamb, Luton, McCune, Pierce, Porter, Randle, Rhodes, Roberts, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—30.

Nay: Boatner, Cain, Cole, Cullison, Floyd, Giles, Howell, Johnson, Landis, Leonard, Miller, O'Connor, Rozell and Schuelein.—14.

Excused: Combs, McIntyre, Stipe and York.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Keller moved that the vote be reconsidered whereby **SB 181** passed.

GENERAL ORDER

SB 192 by Cullison of the Senate and Anderson of the House was called up for consideration.

Senator McCune asked to coauthor **SB 192,** which was the order.

Senator Cullison moved to amend **SB 192,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cullison moved to amend **SB 192,** Page 8, Line 18, by striking after the word "a" and before the word "licensee" the word "nonprofit" and by adding after the word "licensee", the following language: "who is exempt under the provisions of Section 501 (c) (3) of the Internal Revenue Code", which amendment was declared adopted.

Senator Keller moved to amend **SB 192,** Page 9, Line 5½, by adding a new Section 4, renumbering subsequent sections and by amending title to conform, as follows:

"SECTION 4. AMENDATORY 63 O.S. 1981, Section 2-401, as last amended by Section 1, Chapter 196, O.S.L. 1984 (63 O.S. Supp. 1984, Section 2-401), is amended to read as follows:

A. Except as authorized by the Uniform Controlled Dangerous Substances Act, it shall be unlawful for any person:

1. to distribute, dispense, or possess with intent to manufacture, distribute, or dispense, a controlled dangerous substance;

2. to create, distribute, or possess with intent to distribute, a counterfeit controlled dangerous substance; or

3. to distribute any imitation controlled substance as defined by Section 2-101 of this title.

B. Any person who violates the provisions of this section with respect to:

1. A substance classified in Schedule I or II which is a narcotic drug or lysergic acid diethylamide (LSD), upon conviction, shall be guilty of a felony and shall be sentenced to a term of imprisonment for not less than five

(5) years nor more than **[twenty (20) years]** LIFE and a fine of not more than Twenty Thousand Dollars ($20,000.00) OR SHALL BE SENTENCED TO DEATH. Said sentence shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation except when the conviction is for a first offense.

2. any other controlled dangerous substance classified in Schedule I, II, III or IV, upon conviction, shall be guilty of a felony and shall be sentenced to a term of imprisonment for not less than two (2) years nor more than ten (10) years and a fine of not more than Five Thousand Dollars ($5,000.00). Said sentence shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation except when the conviction is for a first offense.

3. a substance classified in Schedule V, upon conviction, shall be guilty of a felony and shall be sentenced to a term of imprisonment for not more than five (5) years and a fine of not more than One Thousand Dollars ($1,000.00).

4. an imitation controlled substance as defined by Section 2-101 of this title, upon conviction, shall be guilty of a misdemeanor and shall be sentenced to a term of imprisonment in the county jail for a period of not more than one (1) year and a fine of not more than One Thousand Dollars ($1,000.00). A person convicted of a second violation of the provisions of this paragraph shall be guilty of a felony and shall be sentenced to a term of imprisonment for not more than five (5) years and a fine of not more than Five Thousand Dollars ($5,000.00).

C. Any person convicted of a second or subsequent felony violation of the provisions of this section is punishable by a term of imprisonment twice that otherwise authorized and by twice the fine otherwise authorized. Convictions for second or subsequent violations of the provisions of this section shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation.

D. Any person who is at least eighteen (18) years of age and who violates the provisions of this section by distributing a controlled dangerous substance to a person under eighteen (18) years of age is punishable by twice the fine and by twice the imprisonment otherwise authorized.

E. Except as authorized by the Uniform Controlled Dangerous Substances Act, it shall be unlawful for any person to manufacture or attempt to manufacture any controlled dangerous substance. Any person violating the provisions of this section with respect to the unlawful manufacturing or attempting to unlawfully manufacture any controlled dangerous substance, upon conviction, is guilty of a felony and shall be punished by imprisonment in the State Penitentiary for not less than twenty (20) years nor more than life and a fine of not more than Fifty Thousand Dollars ($50,000.00) OR SHALL BE PUNISHED BY DEATH. Said sentence shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation."

Senator Cullison moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Leonard, Luton, McCune, Porter, Randle, Roberts, Rozell, Schuelein, Smith, Taylor and Terrill.—27.

Nay: Capps, Choate, Cole, Combs, Keller, Lamb, Landis, O'Connor, Pierce, Rhodes, Sadler, Shedrick, Taliaferro, Watson, Winn, Wright and Young.—17.

Excused: McIntyre, Miller, Stipe and York.—4.

Senator Cullison 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—39.

Nay: Cole, Dawson, Johnson, Lamb and Rhodes.—5.

Excused: Green, McIntyre, Stipe and York.—4.

The Chair advised that Senator Green, having been present in the Chamber during the vote on **SB 192,** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 39; Nay: 6; Excused: 3.

The bill passed.

Senator Green desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40; Nay: 5; Excused: 3.

The emergency passed.

SB 192 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6, 62, 64, 74, 144, 187, 213, 227, 229, 241, 247, 260, 281, 290, 305, 313 and **341** and **SJRs 15** and **27** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 88 by Ford and Wright of the Senate and Williamson of the House was called up for consideration.

Senators Cole and Watson asked to coauthor **SB 88,** which was the order.

Senator Ford moved to amend **SB 88,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Ford moved that **SB 88** be advanced, which motion was declared adopted.

THIRD READING

SB 88 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Ford, Giles, Green, Hopkins, Howell, Keller, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Schuelein, Shedrick, Smith, Taylor, Watson, Winn and Wright.—27.

Nay: Boatner, Branch, Capps, Dahl, Dawson, Dennis, Floyd, Johnson, Lamb, Landis, Miller, Roberts, Rozell, Sadler, Taliaferro, Terrill and Young.—17.

Excused: McIntyre, Porter, Stipe and York.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Stipe moved that the vote be reconsidered whereby **SB 88** passed.

BILL WITHDRAWN — REREFERRED

Senator Cullison asked unanimous consent to withdraw **SB 298** from the Calendar and rerefer said bill to the Business and Labor Committee, which was the order.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby **SB 232** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taylor, Terrill, Watson, Winn, Wright and Young.—41.

Excused: Dawson, McIntyre, Porter, Shedrick, Stipe, Taliaferro and York.—7.

THIRD READING

SB 232 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Ford, McIntyre, Porter, Stipe, and York.—5.

The bill and emergency passed.

SB 232 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Brown pressed his motion to reconsider the vote whereby **SB 265** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Cullison, Dahl, Floyd, Green, Howell, Johnson, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein and Watson.—25.

Nay: Cate, Combs, Dawson, Dennis, Ford, Keller, Landis, Luton, Roberts, Shedrick, Smith, Taylor, Terrill, Wright and Young.—15.

Excused: Giles, Hopkins, McIntyre, Porter, Stipe, Taliaferro, Winn and York.—8.

THIRD READING

SB 265 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, Brown, Capps, Cole, Cullison, Dahl, Dawson, Floyd, Giles, Green, Howell, Johnson, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Taliaferro, Watson and Winn.—27.

Nay: Cain, Cate, Dennis, Ford, Keller, Landis, Luton, Roberts, Shedrick, Smith, Taylor, Terrill, Wright and Young.—14.

Excused: Choate, Combs, Hopkins, McIntyre, Porter, Stipe and York.—7.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Roberts moved that the vote be reconsidered whereby **SB 265** passed.

GENERAL ORDER

SB 273 by Randle of the Senate and Gish of the House was called up for consideration.

Senator Boatner moved to amend **SB 273**, Page 3, Line 14, by striking the language "following members: _____" and inserting in lieu thereof the language: "elected county officers".

Senator Randle moved to table the Boatner amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Luton, McCune, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Taylor, Watson and Wright.—29.

Nay: Boatner, Branch, Capps, Dennis, Floyd, Howell, Landis, Miller, O'Connor, Roberts, Taliaferro, Terrill and Young.—13.

Excused: McIntyre, Porter, Stipe, Winn and York.—5.

* Not Voting: Smith.—1.

* Senator Smith asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

Senator Randle moved that **SB 273** be advanced, which motion was declared adopted.

THIRD READING

SB 273 was read for the third time at length.

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

Aye: Brown, Cain, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Lamb, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Schuelein, Shedrick, Taylor, Watson, Wright and Young.—28.

Nay: Boatner, Branch, Capps, Cate, Floyd, Howell, Johnson, Landis, Leonard, Miller, Roberts, Rozell, Taliaferro and Terrill.—14.

Excused: McIntyre, Porter, Stipe, Winn and York.—5.

* Not Voting: Smith.—1.

* Senator Smith asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

SB 273 was referred for engrossment.

BILLS WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent that the following bills be withdrawn from the Calendar and rereferred as indicated, which was the order:

SB 230 — Rereferred to Business and Labor Committee.

SB 308 — Rereferred to Criminal Jurisprudence Committee.

SB 314 — Rereferred to Finance Committee.

GENERAL ORDER

HB 1114 by Shurden, et al, of the House and Johnson, et al, of the Senate was called up for consideration.

Senators Terrill, Dahl, Taliaferro, Capps, Cate, Dennis and Sadler asked to coauthor **HB 1114,** which was the order.

Senator Johnson moved to amend **HB 1114,** Page 3, Line 13, by inserting after the word "ownership." and before the word "keeping" the word "use,", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1114,** Page 4, Line 1, by inserting after the word "conforms" and before the word "with" the words "exactly, except for penalty provisions,", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1114,** Page 4, Line 4, by deleting after the word "effective" and before the period all language and inserting in lieu thereof the words "November 1, 1985".

Senator Cain moved to table the Johnson amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Dawson, Ford, Green, Hopkins, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Schuelein and Wright.—14.

Nay: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Giles, Howell, Johnson, Keller, Lamb, Landis, Randle, Rhodes, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and Young.—28.

Excused: Dennis, McIntyre, Porter, Stipe, Winn and York.—6.

Senator Johnson pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Johnson moved that **HB 1114** be advanced, which motion was declared adopted.

THIRD READING

HB 1114 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—38.

Nay: Cain, Howell, Luton, McCune and Pierce.—5.

Excused: Ford, McIntyre, Porter, Winn and York.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Terrill moved that the vote be reconsidered whereby **HB 1114** passed.

MOTION TO RECONSIDER VOTE — TIME EXTENDED

Senator Stipe asked unanimous consent that the time be extended one legislative day on the motion to reconsider the vote whereby **SB 188** failed, which was the order.

GENERAL ORDER

SB 152 by Leonard of the Senate and Heaton of the House was called up for consideration.

Senator Leonard moved to amend **SB 152,** Page 2, Line 18, by adding after the word "trusts" the following language: "established and employed primarily for purposes other than the active conduct of a for-profit business", which amendment was declared adopted.

Senator Leonard moved that **SB 152** be advanced, which motion was declared adopted.

THIRD READING

SB 152 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—44.

Excused: McIntyre, Porter, Winn and York.—4.

The bill and emergency passed.

SB 152 was referred for engrossment.

GENERAL ORDER

SB 257 by Cate of the Senate and Hobson of the House was called up for consideration.

Senator Cate moved to amend **SB 257,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Cate moved to amend **SB 257,** Page 2, Lines 2 through 12 by restoring the bracketed language and by striking the new language beginning on Line 6.

Senator Brown moved to table the Cate amendment, which tabling motion was declared adopted.

Senator Wright moved to amend **SB 257,** Page 2, Line 9, by deleting the words "and implement" and on Page 2, Line 1, add after "department" and before "in" the words "and first level supervisors", which amendment was declared adopted.

Senator Cate moved that **SB 257** be advanced, which motion was declared adopted.

THIRD READING

SB 257 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cate, Choate, Cole, Cullison, Dennis, Floyd, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, McCune, O'Connor, Rhodes, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—30.

Nay: Cain, Capps, Combs, Dahl, Dawson, Giles, Johnson, Lamb, Landis, Miller, Pierce, Randle, Sadler and Schuelein.—14.

Excused: McIntyre, Porter, Winn and York.—4.

The bill passed.

SB 257 was referred for engrossment.

GENERAL ORDER

SB 208 by Roberts of the Senate and Converse of the House was called up for consideration.

Senator Roberts moved to amend **SB 208,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Roberts moved that **SB 208** be advanced, which motion was declared adopted.

THIRD READING

SB 208 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—44.

Excused: McIntyre, Porter, Winn and York.—4.

The bill and emergency passed.

SB 208 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

SB 225 by Cain of the Senate and Harbin of the House was called up for consideration.

Senator Johnson asked to coauthor **SB 225,** which was the order.

Senator Cain moved to amend **SB 225,** Page 7, Lines 13 and 14, by deleting the words and figure "One Hundred Twenty-Five Dollars ($125.00)" and substituting the words and figure "Seventy-Five Dollars ($75.00)", which amendment was declared adopted.

Senator Cain moved to amend **SB 225,** Page 8, Line 14, by deleting the words and figure "One Hundred Dollars ($100.00)" and substituting the words and figure "Fifty Dollars ($50.00)", which amendment was declared adopted.

Senator Cain moved to amend **SB 225,** Page 8, Line 16, by deleting the words and figure "Twenty-five Dollars ($25.00)" and substituting therefor the words and figure "Fifteen Dollars ($15.00)", which amendment was declared adopted.

Senator Pierce moved to amend **SB 225,** Pages 8 and 9, by deleting all new language on Line 18, Page 8 through Line 4 of page 9 and by restoring the stricken language on Page 8, Line 18.

Senator Cain moved to table the Pierce amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Cain, Capps, Cole, Dahl, Howell, Johnson, Luton, McCune, Miller, Rhodes, Roberts, Rozell, Sadler, Shedrick, Stipe, Taliaferro, Taylor, Terrill and Wright.—20.

Nay: Boatner, Branch, Cate, Choate, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Lamb, Landis, Leonard, O'Connor, Pierce, Randle, Schuelein, Smith, Watson and Young.—22.

Excused: Dennis, Keller, McIntyre, Porter, Winn and York.—6.

Senator Pierce pressed his motion to adopt his amendment, which amendment failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Cate, Choate, Combs, Cullison, Dawson, Ford, Green, Lamb, Landis, Leonard, O'Connor, Pierce, Randle, Roberts, Schuelein, Smith, Watson and Young.—20.

Nay: Brown, Cain, Capps, Cole, Dahl, Floyd, Giles, Hopkins, Howell, Johnson, Luton, McCune, Miller, Rhodes, Rozell, Sadler, Shedrick, Stipe, Taylor, Terrill and Wright.—21.

Excused: Dennis, Keller, McIntyre, Porter, Taliaferro, Winn and York.—7.

Senator Combs moved to amend **SB 225,** Page 8, Lines 10 and 11, by restoring the old language and striking all new language, which amendment was withdrawn upon request of Senator Combs.

Senator Cain moved to amend **SB 225,** Page 9, Line 9, by inserting after the word "to" and before the word "this" the words "the provisions of subsections A and B of"; and on Page 9, Line 14½, by inserting a new subsection D to read as follows:

"D. In addition to the imposition of any costs, penalties or fines imposed by municipal ordinance, any person convicted of or pleading guilty to a violation of a municipal ordinance, not including parking or zoning violations, shall be ordered to pay a victim compensation assessment of Two Dollars ($2.00) in cases where the municipal fine levied is less than One Hundred Dollars ($100.00) and Five Dollars ($5.00) in cases where the municipal fine levied is One Hundred Dollars ($100.00) or greater. All monies collected pursuant to this subsection shall be forwarded quarterly by the municipality to the Administrator of the Oklahoma Crime Victims Compensation Board for deposit in the Crime Victims Compensation Revolving Fund.

and by amending the title to conform.", which amendment failed upon roll call as follows:

Aye: Brown, Cain, Capps, Cole, Johnson, Luton, McCune, Rhodes, Rozell, Smith, Terrill and Wright.—12.

Nay: Boatner, Branch, Cate, Choate, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, Miller, O'Connor, Pierce, Randle, Roberts, Sadler, Schuelein, Shedrick, Stipe, Taylor, Watson and Young.—29.

Excused: Dennis, Keller, McIntyre, Porter, Taliaferro, Winn and York.—7.

Senator Cain moved to amend **SB 225,** Page 9, Line 14½, by inserting a new Section 3 to read as follows, renumbering the subsequent section and amending title to conform:

"SECTION 3. AMENDATORY 22 O.S. 1981, Section 1114.9, as last amended by Section 2, Chapter 243, O.S.L. 1984 (22 O.S. Supp. 1984, Section 1114.9), is amended to read as follows:

§ 1114.9. **[Bond schedule]**

The offenses for which bail may be accepted as provided for in Section 1114.1 of this title and the amount of bond for the offense, including court costs, shall be as follows:

Speeding, minimum bond	[$52.00]	$57.00
Eleven to fifteen miles per hour over limit	[$62.00]	$67.00
Sixteen to twenty miles per hour over limit	[$72.00]	$77.00
Twenty-one to twenty-five miles per hour over limit	[$92.00]	$97.00
Twenty-six miles per hour or more over the limit	[$122.00]	$127.00
Careless driving in violation of the conditions stated in Section 11-801 of Title 47 of the Oklahoma Statutes	[$92.00]	$97.00
Reckless driving according to the provisions of Section 11-901 of Title 47 of the Oklahoma Statutes	[$142.00]	$147.00
Failure to obey official traffic-control signal	[$52.00]	$57.00
Driving less than posted minimum speed or impeding the normal and reasonable flow of traffic	[$52.00]	$57.00
Driving left of center, in wrong lane, or in wrong direction on one-way	[$52.00]	$57.00
Improper passing	[$52.00]	$57.00
Failure to yield the right-of-way	[$52.00]	$57.00
Failure to stop at stop sign	[$52.00]	$57.00
Illegal turn, turn approach or failure to signal	[$52.00]	$57.00
Following too closely	[$52.00]	$57.00
Depositing or throwing away trash on highway	[$52.00]	$57.00
Depositing or throwing destructive or injurious material on highway	[$92.00]	$97.00
Failure to stop for school bus displaying stop signal	[$52.00]	$57.00
Brakes inadequate or defective	[$52.00]	$57.00
No operator's or chauffeur's license or violation of restrictions	[$62.00]	$67.00
Overload, any axle or gross weight:		
From 700 up to and including 2,000 pounds	[$80.00]	$85.00
From 2,000 up to and including 3,000 pounds	[$130.00]	$135.00
From 3,000 up to and including 4,000 pounds	[$180.00]	$185.00
From 4,000 up to and including 5,000 pounds	[$230.00]	$235.00
From 5,000 up to and including 6,000 pounds	[$280.00]	$285.00
From 6,000 up to and including 7,000 pounds	[$330.00]	$335.00
From 7,000 up to and including 8,000 pounds	[$380.00]	$385.00
From 8,000 up to and including 9,000 pounds	[$430.00]	$435.00
From 9,000 up to and including 10,000 pounds	[$480.00]	$485.00
Over 10,000 pounds	[$500.00]	$505.00
Violating special permit, exceeding authorized permit weight	in accordance with the schedule of fines provided in this section for overload, plus an additional One Hundred Dollars ($100.00)	
Violation of any terms of a special permit other than weight	[$100.00]	$105.00
Operating a motor carrier without authority	[$227.00]	$232.00
Operating a motor carrier without proper identification device	[$52.00]	$57.00
Transporting open container of alcoholic liquor accessible while vehicle in motion	[$92.00]	$97.00

All other bondable traffic violations shall be **[Fifty-two Dollars ($52.00)]** FIFTY-SEVEN DOLLARS ($57.00), except when the law requires a minimum fine greater than Twenty-seven Dollars ($27.00) for the offense. In that event, the bail shall be in the amount of the statutory minimum fine plus Forty Dollars ($40.00) for court costs AND FIVE DOLLARS ($5.00) FOR A VICTIM COMPENSATION ASSESSMENT.'', which amendment failed of adoption.

Senator Cain moved that **SB 225** be advanced, which motion was declared adopted.

THIRD READING

SB 225 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Choate, Cole, Dahl, Dawson, Floyd, Giles, Johnson, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Shedrick, Taliaferro, Taylor, Terrill, Watson and Wright.—22.

Nay: Boatner, Branch, Cate, Combs, Cullison, Dennis, Green, Hopkins, Howell, Lamb, Landis, Miller, Pierce, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe and Young.—20.

Excused: Ford, Keller, McIntyre, Porter, Winn and York.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cain moved that the vote be reconsidered whereby **SB 225** failed.

GENERAL ORDER

SCR 7 by Giles, et al, of the Senate and Talley and Hill of the House was called up for consideration.

Senator Giles moved to amend **SCR 7,** Page 1, by crippling the title, which amendment was declared adopted.

SCR 7 was adopted upon motion of Senator Giles and referred for engrossment upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor, Watson, and Young.—35.

Nay: Cain, Green, Howell, Schuelein, Taliaferro, Terrill and Wright.—7.

Excused: Ford, Keller, McIntyre, Porter, Winn and York.—6.

RESOLUTION WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent to withdraw **SJR 1** from the Calendar and rerefer said resolution to the General Government Committee, which was the order.

SECOND READING

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

SR 18 — Agriculture
HB 1064 — Criminal Jurisprudence
HB 1075 — General Government
HB 1135 — Appropriations
HB 1165 — Human Resources
HB 1234 — Judiciary and Retirement
HB 1251 — Business and Labor
HB 1291 — Judiciary and Retirement
HB 1335 — General Government
HB 1340 — General Government
HB 1342 — General Government
HB 1354 — Finance
HB 1361 — Appropriations
HB 1389 — Human Resources
HB 1411 — Finance
HB 1500 — Judiciary and Retirement
HB 1506 — Judiciary and Retirement

FIRST READING

The following was introduced and read the first time:

SR 19 — By Taliaferro.
A resolution requesting the Oklahoma Tax Commission to study the feasibility of a statewide system of land records and mineral interests; specifying scope of study; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1018, 1021, 1035, 1184, 1188, 1190, 1226, 1269, 1277, 1279, 1280, 1284, 1289, 1295, 1303, 1306, 1336, 1355, 1360, 1363, 1364, 1375, 1386, 1396, 1406, 1407, 1418, 1444, 1448, 1493, 1515, 1556, 1560** and **HJR 1011.**

HB 1018 — By Grieser.
An act relating to public lands; amending 64 O.S. 1981, Section 87a; abolishing the Soil Conservation Division in the Commis-

sioners of the Land Office; authorizing conservation districts to set priorities for certain measures and improvements; modifying the percentage of money classified and denominated; providing for the disposition of certain monies from surface leases; providing for apportionment of such monies; establishing the depletion management and sale fund; providing for payment for services for improving and protecting certain lands; authorizing certain recommendations; providing for the form of certain recommendations; providing for appraisal of certain lands; providing for powers and duties of the Commissioners of the Land Office; authorizing certain contracts; providing for the Lease and Sales Division; authorizing certain expenditures; providing an operative date; and declaring an emergency.

HB 1021 — By Craighead and Stacy of the House and Cain of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 731 and 845; modifying and adding to certain definitions relating to excusable homicide and child abuse and neglect; and providing an effective date.

HB 1035 — By Lewis and Haney of the House and Cate and Dennis of the Senate.

[The State Board of Education — appropriations — amending 70 O.S. 1981, — operative date — emergency]

HB 1184 — By Morgan and Henshaw.

An act relating to insurance; amending 36 O.S. 1981, Section 3629; providing for forms of proof of loss; providing for offer of settlement or rejection of claims; setting the interest rate per year for certain judgments; and providing an effective date.

HB 1188 — By Glover, Harris (Ken), Hooper and Vaughn of the House and Taliaferro of the Senate.

An act relating to criminal procedure; amending 22 O.S. 1981, Section 991a, as last amended by Section 1, Chapter 23, O.S.L. 1983 (22 O.S. Supp. 1984, Section 991a); redesignating the recipient of certain trust funds; providing for certain sentencing powers of the court; imposing sentencing priorities; defining term; providing for the monitoring and administration of certain programs; and providing an effective date.

HB 1190 — By Anderson, Bastin, Cunningham, Henry, Lewis and McCorkell of the House and Watson of the Senate.

An act relating to animals; providing short title; defining terms; prohibiting the release of certain nonsterilized animals; providing for sterilization and procedures related thereto; requiring certain contracts; providing for certain contractual provision; providing for breach of said contract; authorizing the release of certain nonsterilized animals in certain situations; providing for certain damages; providing penalties; providing for statutory construction; providing for city ordinances; providing for codification; providing an operative date; and declaring an emergency.

HB 1226 — By Hill of the House and Leonard of the Senate.

An act relating to revenue and taxation; amending 68 O.S. 1981, Section 2483; providing for financial statements of political subdivisions; requiring such statements to be published; modifying date of filing certain statements; and declaring an emergency.

HB 1269 — By Morgan.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 1-183 and 14-103, as last amended by Section 1, Chapter 64, O.S.L. 1984 (47 O.S. Supp. 1984, Section 14-103); modifying terms; providing for the width, height and length of certain vehicles and loads; making certain oil rig-up trucks to be considered as truck-tractors; and providing an effective date.

HB 1277 — By McKenna, Morris and Cunningham of the House and Taylor of the Senate.

An act relating to labor; amending 40 O.S. 1981, Section 1-210, as last amended by Section 1, Chapter 252, O.S.L. 1984 (40 O.S. Supp. 1984, Section 1-210); defining employment in context of certain act; providing certain exceptions; modifying exceptions; and providing an effective date.

HB 1279 — By Williams (Penny), Henry and Ross of the House and Shedrick of the Senate.

[Schools and revenue and taxation — Oklahoma Teacher Incentive Act — codification — severability — operative date — emergency]

HB 1280 — By Williams (Penny), Haney and Henry of the House and Shedrick of the Senate.

[Southern Regional Education Compact — repealing certain sections of Title 70 — codification]

HB 1284 — By Adair and Littlefield of the House and Brown of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 649; increasing and modifying the penalties for committing certain offenses against officers of the law; and providing an effective date.

HB 1289 — By McCorkell, Glover, Lewis and Hobson of the House and Taylor, Cain, Dawson, Cate, Randle and York of the Senate.

An act relating to securities; providing for short title; defining terms; providing certain exemptions and procedures related thereto; conferring authority on Administrator; providing certain procedures governing orders; providing for registration of business opportunity sales and procedures related thereto; providing for service of process; providing for disclosure documents and procedures related thereto; prohibiting certain conduct; mandating content of certain documents; allowing Administrator to make certain orders; providing for administration of act and prohibiting certain conduct; providing procedures for review of orders; providing defenses under certain circumstances; providing for applicability of act; providing certain filings not conclusive; prescribing penalties for certain conduct; providing for construction; providing civil liability for certain conduct; providing for codification; providing for severability; and providing an effective date.

HB 1295 — By Reimer and Widener of the House and Winn and Johnson of the Senate.

An act relating to state government and motor vehicles; amending 68 O.S. 1981, Section 1015; providing for certain oil reclaimer and the transportation of oil and gas; defining terms; providing powers and duties of the Oklahoma State Bureau of Investigation; authorizing certain inspections; providing powers and duties of the Corporation Commission; requiring certain permits; authorizing certain peace officers to stop certain vehicles for certain purposes; prohibiting the taking of certain samples; providing exceptions; providing for probable cause; providing penalties; providing for public nuisance; authorizing the forfeiture of certain property; prohibiting the replevin of certain property; providing for the attachment of certain liens and procedures related thereto; authorizing certain bonds and providing procedures related thereto; providing for notice, answers, judgments, and disposition of certain proceeds; requiring the sheriff to perform certain acts; providing for codification; and providing an effective date.

HB 1303 — By Harris (Ken) of the House and Roberts of the Senate.

An act relating to motor vehicles; enacting the Nonresident Violator Compact; providing short title; defining terms; setting out provisions of the compact whereby nonresident motorists may be released on personal recognizance for traffic violations; providing procedures for suspension of license for noncompliance with the terms of a traffic citation; providing procedures for Compact ad-

ministrators; 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.

HB 1306 — By Abbott of the House and Floyd of the Senate.

[Insurance — amending 36 O.S., Sections 1424 and 1426 — insurance licensing — effective date]

HB 1336 — By Kelly and Morgan of the House and Floyd of the Senate.

An act relating to roads, bridges and ferries; amending 69 O.S. 1981, Section 624, as amended by Section 1, Chapter 311, O.S.L. 1982 (69 O.S. Supp. 1984, Section 624); requiring certain county engineering services to be provided within a certain time limit; providing for the employment of county engineers; providing for compensation and qualifications of such engineers; providing for certain agreements; stating exception; authorizing the Department of Transportation to provide certain engineers to counties; and providing an effective date.

HB 1355 — By Williams (Penny), Duke, Lewis, Riggs, Monks, Shurden, Combs, Henshaw, Larason and Roberts of the House and Hopkins of the Senate.

[Revenue and taxation — amending 68 O.S., Section 2407.1 — homestead exemptions — effective date]

HB 1360 — By Haney.

An act relating to the militia; amending 44 O.S. 1981, Sections 41, 212, 241 and 243; providing for the Oklahoma State Guard; adding another class to the State Militia; authorizing the defense of certain officers, enlisted persons, and soldiers; providing for costs; authorizing the Governor to organize the National Guard; providing for certain rules and regulations, arms and equipment, drill and instruction, and compensation of the National Guard; and providing an effective date.

HB 1363 — By Benson, Barker, Leftwich and Graves of the House and Taliaferro of the Senate.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 701.13; modifying procedures for review of death penalty cases; requiring court reporter to prepare transcripts within a certain period of time; providing for failure to complete transcripts; placing time limitations on submitting briefs, hearings of oral arguments, and rendering of decisions; modifying Court of Criminal Appeals' authority to include power to remand a case to trial court for resentencing; removing limitation on remand to modification of the sentence to life imprisonment; and providing an effective date.

HB 1364 — By Holden of the House and Terrill of the Senate.

[Insurance — amending sections in Title 36 — Agents Licensing Act — effective date.]

HB 1375 — By Lewis and Morgan.

[Roads, bridges and ferries — county engineer — codification — repealing sections in Title 69 — effective date]

HB 1386 — By Hooper and Williamson of the House and Johnson, McCune and Taliaferro of the Senate.

[Professions and occupations — amending 59 O.S. 1981, various sections — Polygraph Examiners Board — emergency]

HB 1396 — By Vanatta of the House and Roberts of the Senate.

[Roads, bridges and ferries — abolishing Oklahoma Turnpike Authority — codification — repealing certain sections in Title 69 — effective date]

HB 1406 — By Johnson (Glen) of the House and Dawson of the Senate.

An act relating to cities and towns; amending 11 O.S. 1981, Section 14-110; modifying filing requirements relating to certain resolutions; decreasing the number of places

certain volumes need be deposited; authorizing the provision of certain volumes and supplements be made available for purchase by the public; providing for judicial notice; and providing an effective date.

HB 1407 — By Johnson (Glen) of the House and Dawson of the Senate.

An act relating to the office of the Secretary of State; amending 18 O.S. 1981, Sections 1.11, 1.11a, as amended by Section 1, Chapter 100, O.S.L. 1983, 1.16, 1.17, 1.181, 1.214, 1.215, 1.216, 1.217, 1.218, 1.219, 1.220, 1.221, 1.222, 1.223, 1.224, 1.225, 1.227, 1.228, as amended by Section 4, Chapter 100, O.S.L. 1983, 1.231, 1.246, (18 O.S. Supp. 1984, Sections 1.11a and 1.228), Section 4, Chapter 50, O.S.L. 1984, Section 50, Chapter 50, O.S.L. 1984, as amended by Section 20, Chapter 229, O.S.L. 1984 (54 O.S. Supp. 1984, Sections 304 and 350), and 78 O.S. 1981, Section 25, as amended by Section 86, Chapter 1, O.S.L. 1984 (78 O.S. Supp. 1984, Section 25); prohibiting the use of certain names; stating exceptions; requiring execution of certain reports and certificates under corporate seal by certain corporate officers; reducing number of certain instruments required for filing with the Secretary of State; eliminating certain alphabetical card files; authorizing change of certain registered offices and agents; providing for certain fees; requiring certain certificates; providing for corporate name; authorizing certain injunctions; providing for certain statutory construction; providing for trade name; requiring maintenance of certain registered offices; requiring certain records be kept at registered office; providing penalty; stating qualifications and duties of certain registered agents; designating Secretary of State as registered agent in certain circumstances; providing for registration of certain registered agents; imposing certain duties on the Secretary of State and the Oklahoma Tax Commission; providing for certain deposits; providing procedure for voluntary dissolution of certain corporations; providing for certain articles; designating contents of certain instruments; providing for certain filings; providing for certain statements; providing for revocation of voluntary dissolution; stating effect of certain filings; designating certain duty of county clerks; requiring certain registration; providing procedure for registration of foreign limited partnerships; requiring certain applications; providing for duration and renewal of trademark registrations; providing for codification; and providing an effective date.

HB 1418 — By Holden of the House and Dawson of the Senate.

[Officers— amending certain sections in Title 51 — liability of state — repealing certain sections in Title 51 — emergency]

HB 1444 — By Hooper of the House and Taliaferro of the Senate.

An act relating to water and water rights; amending 82 O.S. 1981, Section 1324.6; exempting the applicability of certain provisions to certain entities; providing for certain determinations of the boards of county commissioners; authorizing the creation of certain districts, and procedures related thereto; providing for certain rights of said districts; and providing an effective date.

HB 1448 — By Morgan.

An act relating to state government; amending 74 O.S. 1981, Section 500.3; providing for authority for travel; providing for claims or vouchers; providing certain limitations; requiring certain reimbursements be made within certain time limitation; providing penalty; and providing an effective date.

HB 1493 — By Williams (Penny) and Barker of the House and Shedrick and Randle of the Senate.

[Schools — amending 70 O.S., Sections 3218 and 3219 — fees — codification — emergency]

HB 1515 — By Duke and Blodgett of the House and Rhodes of the Senate.

An act relating to motor vehicles; amend-

ing 47 O.S. 1981, Section 228.1; providing for carriers of road building materials and unprocessed agricultural commodities; providing rates; requiring certificates; eliminating certain rates and rate procedures exempting operators of certain dump trucks from certain requirements; providing for certain restricted certificates; requiring compliance with certain requirements; and providing an effective date.

HB 1556 — By Morgan of the House and Smith of the Senate.

An act relating to property; amending 60 O.S. 1981, Sections 503, 505, 512, 514, 526, 527 and 528; defining terms; modifying definitions; providing for ratio of certain undivided interests; providing for the alteration of said ratio; providing for contributions by unit owners to pay certain expenses; providing for certain reservations; requiring recordation of declaration; enumerating and expanding the contents of said declaration; providing for insurance; providing for payment of insurance premiums; providing for repair or restoration of certain damaged or destroyed buildings; subjecting certain property to partition; providing for the division of certain proceeds; and providing an effective date.

HB 1560 — By Hamilton (Rebecca), George and Holden.

An act relating to public health and safety; amending 63 O.S. 1981, Section 1-2009; authorizing the State Board of Health to establish a system of fees; giving ranges of fees; providing basis for fees; directing deposit of fees; providing for monitoring of closed controlled industrial waste facility; requiring compliance with federal laws; providing for violations; authorizing assessment of fine; providing limit; providing for notice and hearing; providing for distribution of fines and use of the fund; providing for codification; and providing an effective date.

HJR 1011 — By Mentzer, Shurden, Davis (Frank), Kincheloe and Gordon of the House and Rozell of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 7 of Article V of the Constitution of the State of Oklahoma; providing for the effect of initiative and referendum on the Legislature; prohibiting changing law which has been changed by initiative or referendum within certain period; providing an exception; providing ballot title; and directing filing.

The above numbered measures were read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 4, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 6:05 p.m. to meet Thursday, April 4, 1985, at 10:00 a.m.

Fifty-first Legislative Day

Thursday, April 4, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: York.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Monty C. Clendenin, Hillcrest Presbyterian Church, Oklahoma City, the guest of Senator York.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 96, 152, 192, 208, 232, 257, 273, 282 and **SCR 7** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 327 by Leonard of the Senate and Davis (Frank) of the House was called up for consideration.

Senator Leonard moved to amend **SB 327,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Pierce moved to amend **SB 327,** Page 11, Lines 5 through 14, by deleting all language.

Senator Leonard moved to table the Pierce amendment, which tabling motion was adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Ford, Giles, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, Rhodes, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson and Wright.—24.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Floyd, Green, Keller, Landis, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Stipe, Terrill and Young.—19.

Excused: Dawson, Porter, Randle, Winn and York.—5.

Senator Leonard moved that **SB 327** be advanced, which motion was declared adopted.

Senator Cullison presiding.

THIRD READING

SB 327 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright,—37.

Nay: Boatner, Branch, Floyd, Hopkins, Keller, McIntyre, Pierce, Porter, Stipe and Young.—10.

Excused: York.—1.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Leonard moved that the vote be reconsidered whereby **SB 327** passed.

GENERAL ORDER

SB 139, considered and amended on page 471 was called up for consideration.

Senator Sadler asked to coauthor **SB 139,** which was the order.

Senator Shedrick moved to amend the adopted floor substitute for **SB 139,** Pages 2 and 3, by deleting Sections 2 and 3 and renumbering subsequent sections, which amendment was declared adopted.

Senator Stipe moved that **SB 139** be advanced, which motion was declared adopted.

THIRD READING

SB 139 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Nay: Landis and O'Connor.—2.

Excused: York.—1.

The bill passed.

SB 139 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Leonard pressed his motion to reconsider the vote whereby **SB 327** passed.

Senator Combs moved to table the Leonard motion, which tabling motion was declared adopted.

SB 327 was referred for engrossment.

Senator Rozell presiding.

GENERAL ORDER

SB 343 by McCune of the Senate and Hobson of the House was called up for consideration.

Senator McCune moved to amend **SB 343**, Page 4, Line 12, by adding after the word "sheriff" and before the word "one" the words "or his designee" and by adding the same words after the word "defender" on Line 12; after the word "attorney" on Line 13 and after the word "district" on Line 14, which amendment was declared adopted.

Senator McCune moved that **SB 343** be advanced, which motion was declared adopted.

THIRD READING

SB 343 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Nay: Branch.—1.

Excused: Choate and York.—2.

The bill passed.

SB 343 was referred for engrossment.

BILLS WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent to withdraw **SB 226** from the Calendar and rerefer said bill to Appropriations Committee; and asked that **SJR 12** be withdrawn from the Calendar and rereferred to the Committee on Economic Development, which was the order.

GENERAL ORDER

SCR 12 by O'Connor of the Senate and Holt of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 12** which was the order.

SCR 12 was adopted upon motion of Senator O'Connor and referred for engrossment.

THIRD READING

Senator Green asked unanimous consent to consider an amendment to **SB 320** on Third Reading, which was the order.

Senator Green moved to amend **SB 320**, Page 2, Line 6, by restoring after the word "state" on Line 6 and before the period on Line 9 all stricken language; and on Page 2, Line 9, by inserting after the period the words: "Other agencies and departments of the state may also utilize the services of the travel agency." and by amending title to conform, which amendment was declared adopted.

SB 320 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Winn, Wright and Young.—43.

Nay: Lamb, Miller and Terrill.—3.

Excused: York.—1.

* Not Voting: Ford.—1.

* Senator Ford asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

SB 320 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 188** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Luton, McIntyre, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Shedrick, Stipe, Taylor, Terrill and Winn.—25.

Nay: Branch, Capps, Choate, Cole, Ford, Giles, Green, Johnson, Keller, Landis, Leonard, McCune, O'Connor, Rhodes, Schuelein, Smith, Watson, Wright and Young.—19.

Excused: Lamb, Miller, Taliaferro and York.—4.

THIRD READING

SB 188 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, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Shedrick, Stipe, Taylor, Terrill and Young.—25.

Nay: Boatner, Capps, Choate, Cole, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Schuelein, Smith, Watson, Winn and Wright.—21.

Excused: Taliaferro and York.—2.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Keller moved that the vote be reconsidered whereby **SB 188** passed.

MOTION TO RECONSIDER VOTE

Senator Roberts pressed his motion to reconsider the vote whereby **SB 265** passed.

Senator Brown moved to table the Roberts motion, which tabling motion failed of adoption upon roll call as follows:

Aye: Boatner, Brown, Capps, Cole, Cullison, Floyd, Howell, Johnson, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Watson and Winn.—20.

Nay: Branch, Cain, Cate, Choate, Combs, Dawson, Dennis, Ford, Giles, Green, Hopkins, Keller, Landis, Luton, McIntyre, Porter, Roberts, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Wright and Young.—25.

Excused: Dahl, Taliaferro and York.—3.

Senator Roberts pressed his motion to reconsider the passage of **SB 265,** which motion was declared failed of adoption upon roll call as follows:

Aye: Branch, Cate, Choate, Combs, Dawson, Dennis, Ford, Green, Hopkins, Keller, Landis, Luton, McIntyre, Porter, Roberts, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Wright and Young.—23.

Nay: Boatner, Brown, Cain, Capps, Cole, Cullison, Floyd, Giles, Howell, Johnson, Lamb, Leonard, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Watson and Winn.—22.

Excused: Dahl, Taliaferro and York.—3.

SB 265 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Giles pressed his motion to reconsider the vote whereby **SB 136** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson and Winn.—40.

Nay: Branch, Dawson, Hopkins, McIntyre, Smith, Wright and Young.—7.

Excused: York.—1.

THIRD READING

Senator Giles asked unanimous consent to consider amendments to **SB 136** on Third Reading, which was the order.

Senator Giles moved to amend **SB 136,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Leonard moved to amend **SB 136,** Page 18, Line 13, by adding after the word "obligations" and before the word "contained" the words "for the payment of monies", which amendment was declared adopted.

Senator Leonard moved to amend **SB 136,** Pages 18 and 19, by deleting after the word "unit." on Line 15 of Page 18, all language through Line 10 on Page 19, which amendment was declared adopted.

SB 136 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dahl, Dawson, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson and Winn.—40.

Nay: Branch, Cullison, Hopkins, McIntyre, Wright and Young.—6.

Excused: Dennis and York.—2.

The bill and emergency passed.

SB 136 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Cain pressed his motion to reconsider the vote whereby **SB 225** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—46.

Excused: Dennis and York.—2.

THIRD READING — REREFERRED

Senator Cain asked unanimous consent to withdraw **SB 225** from the Calendar and rerefer said bill to the Criminal Jurisprudence Committee, which was the order.

MOTION TO RECONSIDER VOTE

Senator Smith pressed his motion to reconsider the vote whereby **SB 295** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and and Young.—46.

Excused: Dennis and York.—2.

THIRD READING

Senator Smith asked unanimous consent to consider an amendment to **SB 295** on Third Reading, which was the order.

Senator Smith moved to amend **SB 295**, Page 2, by striking all new figures on Pages 2, 3, 5, 6, 8, 9 and 10 and by restoring all old figures, which amendment was declared adopted.

SB 295 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—44.

Nay: Landis.—1.

Excused: Choate, Dennis and York.—3.

The bill and emergency passed.

SB 295 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Keller pressed his motion to reconsider the vote whereby **SB 188** passed.

Senator Stipe moved to table the Keller motion, which tabling motion was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Floyd, Hopkins, Howell, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Shedrick, Stipe, Taylor, Terrill and Winn.—25.

Nay: Capps, Cole, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Schuelein, Smith, Watson, Wright and Young.—18.

Excused: Choate, Dennis, Pierce, Taliaferro and York.—5.

SB 188 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 88** passed.

Senator Ford moved to table the Stipe motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Floyd, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Sadler, Schuelein, Shedrick, Smith, Taylor, Watson and Wright.—28.

Nay: Boatner, Branch, Capps, Dahl, Dawson, Johnson, Lamb, Landis, Miller, Porter, Roberts, Rozell, Stipe, Terrill, Winn and Young.—16.

Excused: Dennis, Giles, Taliaferro and York.—4.

SB 88 was referred for engrossment.

CHANGE IN COMMITTEE ASSIGNMENTS

Senator Luton asked unanimous consent that **HB 1411** be withdrawn from the Finance Committee and referred to the Higher Education Committee; and that **HB 1234** be withdrawn from the Judiciary and Retirement Committee and referred to the Public Education Committee, which was the order.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **HB 1159** — Appropriations, coauthored by Brown, York, Ford, Cullison, Taliaferro, Green, Roberts, Giles, Shedrick, Landis, Choate, Dennis, Capps, Luton, Winn, Taylor, Branch and Dahl of the Senate and removing Widener of the House as a coauthor.

SECOND READING

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

SR 19 — Finance
HB 1018 — Finance
HB 1021 — Criminal Jurisprudence
HB 1035 — Appropriations
HB 1184 — Judiciary and Retirement
HB 1188 — Judiciary and Retirement
HB 1190 — Human Resources
HB 1226 — Finance
HB 1269 — Transportation
HB 1277 — Business and Labor
HB 1279 — Higher Education
HB 1280 — Public Education
HB 1284 — Criminal Jurisprudence
HB 1289 — Business and Labor
HB 1295 — General Government
HB 1303 — Judiciary and Retirement
HB 1306 — Business and Labor
HB 1336 — Transportation
HB 1355 — Finance
HB 1360 — General Government
HB 1363 — Criminal Jurisprudence
HB 1364 — Business and Labor
HB 1375 — Transportation
HB 1386 — Business and Labor
HB 1396 — Transportation
HB 1406 — Judiciary and Retirement
HB 1407 — Judiciary and Retirement
HB 1418 — Judiciary and Retirement
HB 1444 — Judiciary and Retirement
HB 1448 — General Government
HB 1493 — Higher Education
HB 1515 — Transportation
HB 1556 — Judiciary and Retirement
HB 1560 — Economic Development
HJR 1011 — Judiciary and Retirement

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1152, 1171, 1222, 1240, 1246, 1247, 1353, 1369, 1387, 1398, 1399, 1424, 1426, 1442, 1463, 1472, 1496, 1536** and **1543** and **HJR 1015** (special election).

HB 1152 — By Anderson.

An act relating to mental health; amending 43A O.S. 1981, Sections 613 and 614, as amended by Section 1, Chapter 319, O.S.L. 1983 (43A O.S. Supp. 1984, Section 614); providing for domestic violence shelters;

providing for short title; modifying definitions; authorizing the Department of Mental Health to enter into contracts to provide shelter and services for certain victims; requiring confidentiality of certain records and reports; providing exceptions; providing for codification; and declaring an emergency.

HB 1171 — By Monks, Kincheloe, Little, Gordon, Williamson and Conaghan.

An act relating to the state Legislature; amending 74 O.S. 1981, Section 452.3; creating the State Legislative Council and the Executive Committee thereof; providing for procedures, duties, responsibilities, and staff; specifying certain functions to be performed; modifying procedures relating to the Joint Committee on Fiscal Operations; providing for codification; repealing 74 O.S. 1981, Sections 450, as amended by Section 12, Chapter 334, O.S.L. 1983, 452.4, 452.5, 456, 456.2 and 456.3 (74 O.S. Supp. 1984, Section 450); and declaring an emergency.

HB 1222 — By Ross and Williams (Penny) of the House and McIntyre of the Senate.

An act relating to poor persons; providing for an income tax check off for indigent health care; providing for contents; creating the Oklahoma Indigent Health Care Fund; providing for deposits to and expenditures from the fund; providing for codification; and providing an effective date.

HB 1240 — By Morgan.

An act relating to contracts; amending 15 O.S. 1981, Section 334; limiting the liability of a guarantor of a continuing guaranty; requiring notification by certified mail in certain situations; providing exception; restricting the obligation of guarantors; providing for reduction of guarantor's obligation; and providing an effective date.

HB 1246 — By Hooper, Williams (Penny) and Thompson of the House and Taliaferro of the Senate.

An act relating to public libraries; restricting the disclosure of certain records by certain libraries; providing exceptions; providing for codification; and providing an effective date.

HB 1247 — By Duckett of the House and Roberts of the Senate.

[Mental health — deaf and hearing impaired — codification — effective date]

HB 1353 — By Anderson and Larason of the House and Wright of the Senate.

An act relating to criminal procedure; amending Section 2, Chapter 255, O.S.L. 1982 (22 O.S. Supp. 1984, Section 60.1) and Section 4, Chapter 220, O.S.L. 1982 (22 O.S. Supp. 1984, Section 40.3); creating the Domestic Abuse Reporting Act; providing short title; modifying terms; providing for powers and duties of law enforcement agencies; providing for contents of certain records; requiring certain records; providing for powers and duties of the Oklahoma State Bureau of Investigation; requiring collection of certain information; requiring compilation of certain data; providing for distribution; providing for warrantless arrests under certain conditions; providing for immunity from civil liability under certain conditions; providing for codification; and providing an effective date.

HB 1369 — By Kelly, Hamilton (Rebecca), Sherrer, Hobson and Murphy of the House and McCune and Porter of the Senate.

An act relating to public health and safety; requiring physicians to provide reports concerning birth defects or cancer; specifying information to be provided; requiring the State Board of Health to promulgate certain rules and regulations; requiring the provision of certain forms; requiring the State Department of Health to make certain investigations, take certain actions, compile certain information and provide reports; providing for codification; and providing an effective date.

HB 1387 — By Hooper of the House and Taliaferro of the Senate.

An act relating to missing children; amending 63 O.S. 1981, Section 1-323, and Section 1, Chapter 144, O.S.L. 1983, as amended by Section 1, Chapter 87, O.S.L. 1984 (74 O.S. Supp. 1984, Section 150.12A); providing for confidentiality of certain records; providing exceptions; requiring State Commissioner of Health to establish notification system for identifying certain children; providing for forms; providing for reports on missing persons; requiring notification reports; providing certain guidelines; requiring Oklahoma Bureau of Investigation to notify the Commissioner of Health upon report of certain missing person; providing for codification; providing an operative date; and declaring an emergency.

HB 1398 — By Glover of the House and Giles of the Senate.

An act relating to mines and mining; amending 45 O.S. 1981, Sections 1, as last amended by Section 15, Chapter 333, O.S.L. 1983, Sections 2 and 5, Chapter 296, O.S.L. 1982, 3, as amended by Section 8, Chapter 296, O.S.L. 1982 and 6 (45 O.S. Supp. 1984, Sections 1, 1.1, 1.4 and 3); providing for the State Mining Board and the Chief Mine Inspector; providing for membership and meetings; providing for certain reports; providing powers and duties; requiring certain inspections; providing for assistant mine inspectors; providing for a secretary of the Board; providing for effect of certificates; providing for notice and examinations; changing the title of the Chief Mine Inspector to the Director of the Department of Mines; providing an operative date; and declaring an emergency.

HB 1399 — By Henry.

[Securities — amending 71 O.S., Sections 305 and 401 — registration statements for securities — effective date]

HB 1424 — By Holden of the House and Terrill of the Senate.

[Insurance — amending seventeen sections in Title 36 — maintenance of certain records — commissioner — effective date]

HB 1426 — By Adair and Littlefield of the House and Schuelein of the Senate.

[Public health and safety — amending eight sections in Title 63 — emergency]

HB 1442 — By Henry, Brewster, Holt, Thompson, Koppel, McKenna, Williams (Penny), Henshaw, Milton, Williamson, Osborne and Morgan.

[Revenue and taxation — repealing 68 O.S., Sections 2357.1 and 2357.2 — income tax credits — limitations — codification — effective date]

HB 1463 — By Brewster of the House and Taylor of the Senate.

[Revenue and taxation — repealing 68 O.S., Sections 2357.1 and 2357.2 — amending 68 O.S., Section 2357.4 — income tax investment credit — effective date]

HB 1472 — By Littlefield.

An act relating to waters and water rights; amending 82 O.S. 1981, Section 863; providing for the appointment of members of the Grand River Dam Authority Board of Directors; providing for said appointment and terms; modifying certain appointments; providing for the Grand River Dam Authority Board of Directors Nominating Committee; providing for membership, qualifications and appointment of said Committee; providing for a Board of Directors; modifying membership of said Board; providing for appointment, terms, removal and meetings of said Board; eliminating per diem and reimbursement for certain expenses of Director; providing for the number of directors necessary for a quorum or to transact certain business; and providing an effective date.

HB 1496 — By Hooper of the House and Smith of the Senate.

An act relating to public health and safety; repealing Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9, Chapter 1, O.S.L. 1982 (63 O.S. Supp. 1984, Sections 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187 and 2188), which

relate to the Immuno-Augmentative Therapy Act; and providing an effective date.

HB 1536 — By Brewster.

An act relating to revenue and taxation; amending 68 O.S. 1981, Sections 2352, as amended by Section 5, Chapter 183, O.S.L. 1983, 2373 and 2385.16 (68 O.S. Supp. 1984, Section 2352); modifying apportionment of income tax collections; eliminating the Income Tax Adjustment Fund; providing for payment of income tax refunds from the income tax withholding refund account; modifying basis of estimate for deposit into the income tax withholding refund account; modifying amount of time before certain warrants are void; creating the Ad Valorem Reimbursement Fund; providing procedures related to the fund; and declaring an emergency.

HB 1543 — By Johnson (Glen), Vanatta and Milton of the House and Howell of the Senate.

[Motor vehicles — amending nine sections in Title 47 — licenses to operate motor vehicles — effective date]

HJR 1015 — By Clark, Hooper, McCorkell, Riggs, Williams (Penny), Gordon, Little, Duckett, Davis (Frank), Conaghan, Holt and Whorton of the House and Taliaferro 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 1 of Article XXIV of the Constitution of the State of Oklahoma; providing for constitutional amendments proposed by the Legislature; modifying procedure for placing such amendments on ballots; limiting number of such amendments on a ballot; providing ballot title; directing filing; and ordering a special election.

The above numbered measures were read the first time.

LOBBYIST REGISTRATIONS

(Addendum since April 1, 1985, page 460)

Lattanzio, Theodore, National Rifle Association.

Mills, James E., United Community Bankers, P.A.C. (addendum; name of organization changed from Thunderbird Bankers for a Better Oklahoma, P.A.C.).

Nance, Ken, Citicorp Person to Person, Inc.; National Car Rental (addendum).

Rambo, G. Dan, Oklahoma Association of Marriage and Family Therapy (addendum).

BILLS RELEASED

SBs 158, 181, 284, 292, 299 and **321** were referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 8, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 12:45 p.m. to meet Monday, April 8, 1985, at 1:30 p.m.

Fifty-second Legislative Day

Monday, April 8, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Porter and Winn.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Gary Fenton, First Baptist Church, Stillwater, the guest of Senator Shedrick.

INTRODUCTION

Senator Luton asked unanimous consent that the National President of the Jaycees, Mr. Tommy Todd, and the Oklahoma President of the state Jaycees, Mr. Mike Starts, and their party be granted privileges of the floor, which was the order.

Senator Rozell introduced Governor Nigh to present Mr. Todd to the Senate for a brief address, followed by welcoming remarks from President Pro Tempore Randle.

GENERAL ORDER

HB 1070 by Sanders and Reimer of the House and Boatner and Johnson of the Senate was called up for consideration.

Senator Dahl asked to coauthor **HB 1070,** which was the order.

Senator Johnson moved that **HB 1070** be advanced, which motion was declared adopted.

THIRD READING

HB 1070 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein,

Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Nay: Dawson.—1.

Excused: Ford, Porter and Winn.—3.

The bill and emergency passed.

HB 1070 was referred for engrossment.

GENERAL ORDER

HB 1007 by Cox and Gordon of the House and Roberts of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1007,** which was the order.

Senator Keller moved to amend **HB 1007,** Page 2, Line 10½, by adding a new Section 2 and renumbering subsequent sections and by amending the title to conform as follows:

"Section 2 AMENDATORY 63 O.S. 1981, Section 2-401, as last amended by Section 1, Chapter 196, O.S.L. 1984 (63 O.S. Supp. 1984, Section 2-401), is amended to read as follows:

A. Except as authorized by the Uniform Controlled Dangerous Substances Act,[1] it shall be unlawful for any person:

1. to distribute, dispense, or possess with intent to manufacture, distribute, or dispense, a controlled dangerous substance;

2. to create, distribute, or possess with intent to distribute, a counterfeit controlled dangerous substance; or

3. to distribute any imitation controlled substance as defined by Section 2-101 of this title.

B. Any person who violates the provisions of this section with respect to:

1. a substance classified in Schedule I or II which is a narcotic drug or lysergic acid diethylamide (LSD), upon conviction, shall be guilty of a felony and shall be sentenced to a term of imprisonment for not less than five (5) years nor more than **[twenty (20) years]** LIFE and a fine of not more than Twenty Thousand Dollars ($20,000.00) OR SHALL BE SENTENCED TO DEATH. Said sentence shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation except when the conviction is for a first offense.

2. any other controlled dangerous substance classified in Schedule I, II, III, or IV, upon conviction, shall be guilty of a felony and shall be sentenced to a term of imprisonment for not less than two (2) years nor more than ten (10) years and a fine of not more than Five Thousand Dollars ($5,000.00). Said sentence shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation except when the conviction is for a first offense.

3. a substance classified in Schedule V, upon conviction, shall be guilty of a felony and shall be sentenced to a term of imprisonment for not more than five (5) years and a fine of not more than One Thousand Dollars ($1,000.00).

4. an imitation controlled substance as defined by Section 2-101 of this title, upon conviction, shall be guilty of a misdemeanor and shall be sentenced to a term of imprisonment in the county jail for a period of not more than one (1) year and a fine of not more than One Thousand Dollars ($1,000.00). A person convicted of a second violation of the provisions of this paragraph shall be guilty of a felony and shall be sentenced to a term of imprisonment for not more than five (5) years and a fine of not more than Five Thousand Dollars ($5,000.00).

C. Any person convicted of a second or subsequent felony violation of the provisions

of this section is punishable by a term of imprisonment twice that otherwise authorized and by twice the fine otherwise authorized. Convictions for second or subsequent violations of the provisions of this section shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation.

D. Any person who is at least eighteen (18) years of age and who violates the provisions of this section by distributing a controlled dangerous substance to a person under eighteen (18) years of age is punishable by twice the fine and by twice the imprisonment otherwise authorized.

E. Except as authorized by the Uniform Controlled Dangerous Substances Act, it shall be unlawful for any person to manufacture or attempt to manufacture any controlled dangerous substance. Any person violating the provisions of this section with respect to the unlawful manufacturing or attempting to unlawfully manufacture any controlled dangerous substance, upon conviction, is guilty of a felony and shall be punished by imprisonment in the State Penitentiary for not less than twenty (20) years nor more than life and a fine of not more than Fifty Thousand Dollars ($50,000.00) OR SHALL BE PUNISHED BY DEATH. Said sentence shall not be subject to statutory provisions for suspended sentences, deferred sentences, or probation.''

Senator Roberts moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick and Taylor.—23.

Nay: Branch, Capps, Choate, Cole, Combs, Green, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Sadler, Smith, Taliaferro, Terrill, Watson, Wright, York and Young.—21.

Excused: Ford, Porter, Stipe and Winn.—4.

Senator Roberts moved that **HB 1007** be advanced, which motion was declared adopted.

THIRD READING

HB 1007 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, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Cate, Ford, Porter and Winn.—4.

The bill and emergency passed.

HB 1007 was referred for engrossment.

GENERAL ORDER

HB 1085 by Abbott of the House and Floyd of the Senate was called up for consideration.

Senator Combs moved to amend **HB 1085,** Page 3, Line 15, by striking after the period on Line 15 and before the word ''antique'' on Line 17 all language and by striking the words ''may be'' on Line 18; and add on Line 2 on Page 4 after the word ''corporation'' the following language: ''are exempt

from the provisions of this section", which amendment was declared adopted.

Senator Floyd moved that **HB 1085** be advanced, which motion was declared adopted.

THIRD READING

HB 1085 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: Cole, Johnson, Lamb, Roberts and Shedrick.—5.

Excused: Ford, Porter and Winn.—3.

The bill passed.

HB 1085 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 88, 136, 139, 158, 181, 188, 265, 284, 292, 295, 299, 320, 321, 327, 343 and **SCR 12** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1159 by Lewis, et al, of the House and Cate, et al, of the Senate was called up for consideration.

Senator Cate asked unanimous consent to amend **HB 1159,** Page 1, by crippling the title, to which request objection was heard.

Senators Lamb and Leonard moved to amend **HB 1159,** Page 1, by crippling the title.

Senator Stipe moved to table the Lamb-Leonard amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cullison, Dahl, Dennis, Floyd, Giles, Landis, McIntyre, Miller, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor and Young.—21.

Nay: Cain, Cate, Choate, Cole, Combs, Dawson, Ford, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Terrill, Watson and Wright.—23.

Excused: Howell, Porter, Winn and York.—4.

Senator Leorard pressed the adoption of the Lamb-Leonard amendment, which amendment was declared adopted.

Senator Boatner moved to amend **HB 1159,** Page 7, Line 10, by deleting the "State Arts Council".

Senator Combs asked unanimous consent to amend the Boatner amendment to also delete the words "Historical Society" on Lines 13 and 14 of Page 7, which was the order.

Senator Boatner pressed the adoption of his amendment, as amended by the Combs request, which amendment was declared adopted.

Senator Keller moved to amend **HB 1159,** Page 7, Line 14, by deleting after the word

"Commission" all language on Lines 14 and 15 and by adding the words "and the" before the words "Tax Commission", which amendment was declared adopted.

Senator Hopkins moved to amend **HB 1159,** Page 7, Lines 6 through 15, by deleting all language in paragraph "B", which amendment was declared adopted.

Senator Taliaferro moved to amend **HB 1159,** Page 8, Line 9, by deleting after the word "Governor" and before the word "coordinate" the word "will" and inserting in lieu thereof the word "shall", which amendment was declared adopted.

Senator Cate moved that **HB 1159** be advanced, which motion was declared adopted.

THIRD READING

HB 1159 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Wright, York and Young.—39.

Nay: Cole, Combs, Dawson, Hopkins, Keller, Leonard and Terrill.—7.

Excused: Porter and Winn.—2.

The bill and emergency passed.

HB 1159 was referred for engrossment.

Senator Miller presiding.

GENERAL ORDER

HB 1299 by Kincheloe and Milton of the House and Watson of the Senate was called up for consideration.

Senator Watson moved that **HB 1299** be advanced, which motion was declared adopted.

THIRD READING

HB 1299 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, Randle, Rhodes, Shedrick, Smith, Taylor, Watson, Wright and York.—26.

Nay: Boatner, Branch, Capps, Cullison, Dahl, Dawson, Dennis, Luton, McIntyre, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Terrill and Young.—20.

Excused: Porter and Winn.—2.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rozell moved that the vote be reconsidered whereby **HB 1299** passed.

GENERAL ORDER

HB 1117 by Mentzer of the House and Cain of the Senate was called up for consideration.

Senator Cain moved that **HB 1117** be advanced, which motion was declared adopted.

THIRD READING

HB 1117 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Nay: Keller and Landis.—2.

Excused: Cate, Porter and Winn.—3.

The bill passed.

HB 1117 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1158 by Cotner of the House and Brown of the Senate was called up for consideration.

Senator Brown moved that **HB 1158** be advanced, which motion was declared adopted.

THIRD READING

HB 1158 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—46.

Excused: Porter and Winn.—2.

The bill and emergency passed.

HB 1158 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1283 by Adair of the House and Rozell of the Senate was called up for consideration.

Senator Rozell 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 and emergency, the vote resulted as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—43.

Nay: Boatner.—1.

Excused: Leonard, Porter, Winn and York.—4.

The bill and emergency passed.

HB 1283 was properly signed and ordered returned to the Honorable House.

Senator Rozell presiding.

GENERAL ORDER

HB 1140 by Mentzer of the House and Cain of the Senate was called up for consideration.

Senators Terrill and Taliaferro asked to coauthor **HB 1140,** which was the order.

Senator Cain moved to amend **HB 1140,** Page 1, by restoring the title and the enacting clause, which amendment was declared adopted.

Senator Cain moved that **HB 1140** be advanced, which motion was declared adopted.

THIRD READING

HB 1140 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Luton, McCune, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—37.

Nay: Capps, Giles, Keller, Landis, Pierce and Sadler.—6.

Excused: Leonard, Porter, Randle, Winn and York.—5.

The bill passed.

HB 1140 was referred for engrossment.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Dahlem, Michael J., Broken Bow, as a member to the State Board of Registration for Foresters, to serve a term of five years ending June 1, 1989. Mr. Dahlem will succeed Jerry Ragland. (Agriculture) Motion to confirm made by Senator Dennis.

Fruin, Carlotta M., Guthrie, as a member to the Department of Libraries Board, to serve a term of six years ending July 1, 1990. Ms. Fruin will succeed Myra McClellan. (General Government) Motion to confirm made by Senator Dawson.

Hawkins, E. Stanley, Tulsa, as a member to the Fire Marshal Commission, to serve a term of five years ending July 1, 1989. Mr. Hawkins will succeed himself. (General Government) Motion to confirm made by Senator Smith.

Hefton, Patricia, Oklahoma City, as a member to the Board of Regents of Rose State College, to serve a term of seven years ending July 1, 1990. Ms. Hefton will succeed Jo Helen Webber. (Higher Education) Motion to confirm made by Senator McCune.

Keffer, Blake, Pawhuska, as a member to the Board of Regents, Nothern Oklahoma College, to serve a term of five years ending June 30, 1989. Mrs. Keffer will succeed Erma Ailshie. (Higher Education) Motion to confirm made by Senator Dahl.

McMakin, Peggy, Norman, as a member to the Board of Nursing Homes, to serve a term of three years ending July 1, 1987. Ms. McMakin will succeed herself. (Human Resources) Motion to confirm made by Senator Cate.

Parrish, Thomas W., Ardmore, as a member to the Board of Regents of Murray State College, to serve a term of seven years ending June 1, 1991. Mr. Parrish will succeed himself. (Higher Education) Motion to confirm made by Senator Roberts.

Paulk, Saundra, Tulsa, as a member to the Oklahoma State Textbook Committee, to serve a term of three years ending May 1, 1987. Ms. Paulk will succeed Dorothy DeWitty. (Public Education) Motion to confirm made by Senator Smith.

Williams, John, Oklahoma City, as a member to the Board of Regents of Oklahoma City Community College, to serve an unexpired term of seven years ending April 22, 1986. Mr. Williams will succeed Jeanie Perkins. (Higher Education) Motion to confirm made by Senator Branch.

Confirmation of the above-named nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—43.

Excused: Leonard, Porter, Randle, Winn and York.—5.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 70.**

The above numbered measure was referred for enrollment.

SECOND READING

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

HB 1152 — Human Resources
HB 1171 — General Government
HB 1222 — Finance
HB 1240 — Judiciary and Retirement
HB 1246 — General Government
HB 1247 — Human Resources
HB 1353 — Judiciary and Retirement
HB 1369 — Human Resources
HB 1387 — Criminal Jurisprudence
HB 1398 — Natural Resources
HB 1399 — Business and Labor
HB 1424 — Business and Labor
HB 1426 — Human Resources
HB 1442 — Economic Development
HB 1463 — Finance
HB 1472 — Natural Resources
HB 1496 — Human Resources
HB 1536 — Finance
HB 1543 — Transportation
HJR 1015 — Judiciary and Retirement

COMMITTEE REPORTS

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

DO PASS:

HB 1176 — Human Resources, coauthored by Rhodes of the Senate.

DO PASS, as amended:

HB 1536 — Finance, coauthored by Combs (principal Senate author).

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1003, 1004, 1101, 1196, 1278, 1318, 1328, 1338, 1357, 1367, 1380, 1384, 1388, 1404, 1462, 1519, 1532** and **HJRs 1036** and **1038.**

HB 1003 — By Murphy and Schroeder.

An act relating to crimes and punishments; amending 21 O.S. 1981, Sections 1272.1 and 1283, as amended by Section 1, Chapter 160, O.S.L. 1983 (21 O.S. Supp. 1984, Section 1283); modifying provisions concerning firearms; broadening the category of prohibited firearms in certain establishments; providing exceptions; prohibiting certain convicted felons from carrying any firearm; defining term; and providing an effective date.

HB 1004 — By Murphy.

An act relating to the Council on Law Enforcement Education and Training; amending 70 O.S. 1981, Section 3311, as last amended by Section 1, Chapter 273, O.S.L. 1984 (74 O.S. Supp. 1984, Section 3311); modifying certification time requirement for elected peace officers; providing for the Council on Law Enforcement Education and Training; specifying duties, powers, and procedures of the Council; and providing an effective date.

HB 1101 — By Anderson of the House and McIntyre of the Senate.

An act relating to children; amending Section 1, Chapter 99, O.S.L. 1982 (10 O.S. Supp. 1984, Section 5.2); requiring certain information to be made available to both custodial and noncustodial parents; requiring certain court orders to specify certain information; and providing an effective date.

HB 1196 — By Cotner of the House and Winn of the Senate.

[Children and schools — amending two sections in Title 70 — residence of children for school purposes — effective date]

HB 1278 — By Roberts of the House and Schuelein of the Senate.

An act relating to fees; amending 28 O.S. 1981, Section 31; providing for fees of court clerks; increasing certain fee; providing for allocation of certain fee; and providing an effective date.

HB 1318 — By Hale and Williamson.

[Workers' Compensation — amending 85 O.S., Section 14 — medical fees and charges — effective date]

HB 1328 — By Easley, Harris (Robert), Brewster and Stacy of the House and Brown of the Senate.

An act relating to motor vehicles; providing a short title; requiring operators and front seat passengers of passenger cars to wear safety belts; defining terms; providing exceptions; providing penalty; providing establishment of an educational program; requiring evaluation and reports; providing for codification; and providing an effective date.

HB 1338 — By Glover.

An act relating to counties and county officers; amending Section 2, Chapter 249, O.S.L. 1982, as amended by Section 1, Chapter 205, O.S.L. 1983 (19 O.S. Supp. 1984, Section 1501); exempting certain purchases from bidding procedures; providing for powers and duties; and providing an effective date.

HB 1357 — By Leftwich.

An act relating to state government; providing for procedures when the Governor is unable to discharge the powers and duties of his office; requiring written declaration; providing for the Lieutenant Governor to assume office as acting Governor; providing for removal of disability; providing procedures for determining ability of Governor to discharge his duties; providing for codification; and providing an effective date.

HB 1367 — By Converse.

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. 1984 Section 52.1) and Section 20, Chapter 134, O.S.L. 1983 (63 O.S. Supp. 1984, Section 2126.1); modifying certain recommitment procedures; providing for detention and commitment of certain persons and procedures related there-

to; providing for certain forms; providing for temporary leaves; authorizing the court to make recommitment determinations from certain sworn statements; authorizing such statement to be prima facie evidence; providing for counsel and physicians; authorizing certain writs; providing for venue; and providing an effective date.

HB 1380 — By Morgan and Brewster of the House and Dawson and Rozell of the Senate.

An act relating to motor vehicles; amending 47 O.S. 1981, Sections 172, as amended by Section 13, Chapter 263, O.S.L. 1983, 177.3, as amended by Section 2, Chapter 151, O.S.L. 1983, and Section 3, Chapter 49, O.S.L. 1984 (47 O.S. Supp. 1984, Sections 170.2, 172 and 177.3); providing for the reporting of load capacity violations; providing penalty; providing procedures; providing for certain rules and regulations; making certain actions a misdemeanor; providing for civil or criminal proceedings; authorizing the Corporation Commission to prosecute certain violations; providing for certain powers and duties of the Attorney General and the district attorney; providing for maximum fines; making certain exceptions; providing for the appointment of certain personnel; providing for certain powers and duties; making certain officers peace officers of the state; prohibiting certain actions; increasing certain bonds; providing for certain violations; providing for penalties; providing for subsequent offenses; authorizing cancellation of certain operating authority; making the driver of certain trucks to be adjudicated a codefendant; providing for a fine; and providing an effective date.

HB 1384 — By Brewster and Duckett of the House and Combs of the Senate.

An act relating to the Oklahoma Open Meeting Act; amending 25 O.S. 1981, Section 307; prohibiting executive sessions; providing for and expanding exceptions; and providing an effective date.

HB 1388 — By Hooper of the House and Smith of the Senate.

[Professions and occupations — amendatory — bail bondsmen and runners and bond forfeiture — effective date]

HB 1404 — By Thompson, Cunningham, Duckett, Kincheloe and McMillen.

An act relating to mental health; amending 43A O.S. 1981, Sections 31 and 31.4, as amended by Section 11, Chapter 237, O.S.L. 1984 (43A O.S. Supp. 1984, Section 31.4); redesignating certain facilities under the jurisdiction of the Department of Mental Health; renaming certain facilities; providing for the Oklahoma Youth Center; providing for the transfer of certain property; designating Center facilities under such Center; creating a petty cash fund, and providing for amounts and administration related thereto; repealing 43A O.S. 1981, Section 31.5; providing an operative date; and declaring an emergency.

HB 1462 — By Lawter of the House and Lamb of the Senate.

[Children — amending 10 O.S. 1981, Section 403 — codification — effective date]

HB 1519 — By Littlefield.

An act relating to public health and safety; amending 63 O.S. 1981, Section 804.6; exempting certain itinerent dealers from certain dealer licensing requirements; requiring certain persons to have said licenses; providing for certain fees; and providing an effective date.

HB 1532 — By Morgan.

An act relating to crimes and punishments; amending 21 O.S. 1981, Section 908, as amended by Section 36, Chapter 11, O.S.L. 1983 (21 O.S. Supp. 1984, Section 908); making certain actions unlawful on the Sabbath; allowing horse racing on the Sabbath; and providing an effective date.

HJR 1036 — By Brewster, Clark, Hale, Henshaw, Holt, McKenna, Morris, Riggs, Stacy and Williams (Penny) of the House and Combs and Boatner of the Senate.

A joint resolution requiring the Department of Economic Development to conduct a study and submit a plan; specifying certain goals and objectives; pledging support; and declaring an emergency.

HJR 1038 — By Morris of the House and Dahl of the Senate.

[Jim Thorpe Living Memorial Complex — effective date — emergency]

The above numbered measures were read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 9, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:10 p.m. to meet Tuesday, April 9, 1985, at 1:30 p.m.

Fifty-third Legislative Day

Tuesday, April 9, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Gary Fenton, First Baptist Church, Stillwater, the guest of Senator Shedrick.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1117, 1158** and **1283.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HCR 1003 by Riggs, et al, of the House and Brown, et al, of the Senate was called up for consideration.

HCR 1003 was adopted upon motion of Senator Brown, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1007, 1070, 1085, 1140 and **1159** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 70 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1536 by Brewster of the House and Combs of the Senate was called up for consideration.

Senator O'Connor moved to amend **HB 1536,** Page 10, Line 1½, by adding a new Section 5 and renumbering subsequent section to read as follows: "Section 5. All lump

sum retirement funds shall be treated the same by the State of Oklahoma as they are treated by the Federal Government in regard to the payment of income tax. This shall apply to all of 1985 and future lump sum retirement funds."

Senator Combs moved to table the O'Connor amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Howell, Johnson, Landis, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taylor, Winn and Young.—29.

Nay: Choate, Cole, Ford, Green, Hopkins, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Taliaferro, Terrill, Watson, Wright and York.—18.

Excused: Giles.—1.

Senator Combs 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—46.

Excused: Giles and Wright.—2.

The bill and emergency passed.

HB 1536 was referred for engrossment.

GENERAL ORDER

HB 1110 by Haney of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1110** be advanced, which motion was declared adopted.

THIRD READING

HB 1110 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, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Brown and Giles.—2.

The bill passed.

HB 1110 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

HB 1266 by Lewis, et al of the House and Sadler and Boatner of the Senate was called up for consideration.

Senators Terrill, Taliaferro and Dawson asked to coauthor **HB 1266,** which was the order.

Senators Terrill and Taliaferro moved to amend **HB 1266**, Page 3, Line 11, by adding before the word "any" the following language: "After the effective date of this act,", which amendment was declared adopted.

Senator Sadler moved that **HB 1266** be advanced, which motion was declared adopted.

THIRD READING

HB 1266 was read for the third time at length.

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

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

Excused: Giles.—1.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Dawson moved that the vote be reconsidered whereby **HB 1266** passed.

GENERAL ORDER

HB 1276 by Stottlemyre and Hamilton (James) of the House and Schuelein of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1276** be advanced, which motion was declared adopted.

THIRD READING

HB 1276 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—46.

Excused: Giles and Wright.—2.

The bill passed.

HB 1276 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HJR 1026 by Stottlemyre of the House and York of the Senate was called up for consideration.

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.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune,

McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—45.

Excused: Giles, Porter and Wright.—3.

The resolution passed.

HJR 1026 was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Rozell pressed his motion to reconsider the vote whereby **HB 1299** passed.

Senator Watson moved to table the Rozell motion, which tabling motion was adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Shedrick, Smith, Taylor, Watson, Winn and York.—25.

Nay: Boatner, Branch, Capps, Cullison, Dahl, Dawson, Dennis, Luton, McIntyre, Miller, Pierce, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Terrill and Young.—19.

Excused: Giles, Porter, Randle and Wright.—4.

HB 1299 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 13, 99** and **130,** coauthored by Davis (Frank) of the House.

The above numbered measures were referred for enrollment.

SECOND READING

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

HB 1003 — Judiciary and Retirement
HB 1004 — Criminal Jurisprudence
HB 1101 — Judiciary and Retirement
HB 1196 — Public Education
HB 1278 — General Government
HB 1318 — Judiciary and Retirement
HB 1328 — Business and Labor
HB 1338 — General Government
HB 1357 — Rules
HB 1367 — Judiciary and Retirement
HB 1380 — Transportation
HB 1384 — Public Education
HB 1388 — Business and Labor
HB 1404 — Human Resources
HB 1462 — Human Resources
HB 1519 — Finance
HB 1532 — Economic Development
HJR 1036 — Economic Devolopment
HJR 1038 — Appropriations

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1536 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 70.**

The above numbered enrolled measure was referred to the Governor.

COMMITTEE REPORTS

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

DO PASS:

HB 1071 — Business and Labor, coauthored by Johnson (principal Senate author) and Boatner of the Senate.
HB 1145 — General Government.
HB 1257 — General Government.
HB 1373 — General Government, coauthored by Hopkins (principal Senate author).

DO PASS, as amended:

HB 1076 — Judiciary and Retirement.
HB 1111 — Judiciary and Retirement.
HB 1434 — Judiciary and Retirement.
HB 1500 — Judiciary and Retirement, removing Roberts of the Senate as a coauthor.

HB 1505 — Business and Labor.

BILLS RELEASED

HB 1114 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 10, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:30 p.m. to meet Wednesday, April 10, 1985, at 1:30 p.m.

Fifty-fourth Legislative Day

Wednesday, April 10, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—48.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Gary Fenton, First Baptist Church, Stillwater, the guest of Senator Shedrick.

Senator Cullison presiding

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1276** and **HJR 1026.**

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 1003.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1065 by Vanatta, et al, of the House and Rozell of the Senate was called up for consideration.

Senator Branch asked to coauthor **HB 1065,** which was the order.

Senator Choate moved to amend **HB 1065,** as follows: Page 5, Line 9, by removing after paragraph "b." the figure "five-ninths (5/9)" and replacing with the language "one-third (1/3)"; Page 5, Line 12, by removing after subsection "c." the figure "one-third (1/3)" and replacing with the language "five-ninths (5/9)"; Page 8, Line 4, by removing after subsection "b." the figure "four-ninths (4/9)" and replacing with the language "one-third (1/3)"; and on Page 8, Line 7, by removing after subsection "c."

the figure "one-third (1/3)" and replacing with the language "four-ninths (4/9)".

Senator Rozell moved to table the Choate amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Johnson, Lamb, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Terrill, Winn, and Young.—30.

Nay: Choate, Ford, Giles, Green, Keller, Landis, Leonard, McCune, O'Connor, Pierce, Smith, Taliaferro, Watson and Wright.—14.

Excused: Capps, Porter, Taylor and York.—4.

Senator Rozell moved to amend **HB 1065,** Page 5, Line 18, by adding after the word "racing" and before the word "shall" the following: "in excess of One Hundred Million Dollars ($100,000,000.00) but not to exceed One Hundred Fifty Million Dollars ($150,000,000.00)" and on Page 8, Line 13, by adding after the word "racing" and before the word "shall" the following: "in excess of One Hundred Fifty Million Dollars ($150,000,000.00)", which amendment was declared adopted.

Senator Rozell moved to amend **HB 1065,** Page 13, Line 3½, by adding a new subsection "F" to read as follows: "F. No revenue bonds issued by a public trust, as authorized by the provisions of Title 62 of the Oklahoma Statutes, shall be used to finance any racetrack or racing facility." and amending title to conform, which amendment was declared adopted.

Senators Shedrick and Roberts moved to amend **HB 1065,** Page 13, Line 3½, by adding a new Section 2 and renumbering subsequent sections and amending title to conform, as follows: "SECTION 2. AMENDATORY Section 29, Chapter 11, O.S.L. 1983 (3A O.S. Supp. 1984, Section 208.3), is amended to read as follows:

§ 208.3 A. There is hereby created in the State Treasury a revolving fund for the Oklahoma Horse Racing Commission, to be designated the "Oklahoma Breeding Development Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the Commission, from revenue received as breakage and from unclaimed pari-mutuel tickets. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Commission for the purposes specified in subsection B 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. No monies shall be expended by the Commission from the Oklahoma Breeding Development Revolving Fund except for any of the following purposes:

1. To provide purse supplements to owners of Oklahoma-bred horses; and

2. To provide stakes and rewards to be paid to the owners of the winning Oklahoma-bred horses in certain horse races; and

3. To provide stallion awards to the owner of the Oklahoma stallion which is the sire of an Oklahoma-bred horse if such a horse wins any race conducted at a race meeting. Such award shall not be paid to the owner of an Oklahoma stallion that served outside this state at any time during the calendar year in which the winning Oklahoma-bred horse was foaled.

4. To provide breeders awards to the owner of the Oklahoma-registered mare which is the dam of an Oklahoma-bred horse if such a horse wins any race conducted at a race meeting.

5. TO PROVIDE MONIES FOR EQUINE RESEARCH THROUGH STATE INSTITUTIONS ACCREDITED FOR THE SAME.",

which amendment was declared adopted.

Senator Rozell moved that **HB 1065** be advanced, which motion was declared adopted.

THIRD READING

HB 1065 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Johnson, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Wright and Young.—31.

Nay: Choate, Cole, Giles, Howell, Keller, Lamb, Landis, Leonard, O'Connor, Rhodes, Roberts, Taliaferro, Terrill, Watson and Winn.—15.

Excused: Capps and York.—2.

The bill passed.

Senator Leonard desired to vote Aye on the emergency.

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

Aye: 32; Nay: 14; Excused: 2.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator O'Connor moved that the vote be reconsidered whereby **HB 1065** passed.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1070,** requesting conference and naming conferees as follows: Sanders, Reimer and Kamas.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1070** was ordered granted, and Senate conferees appointed as follows: Senators Boatner, Cullison and Johnson.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1110, 1114 and **1299** were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 13, 99 and **130** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent to withdraw **HB 1361** from the Appropriations Committee and refer same to the Human Resources Committee, which was the order.

GENERAL ORDER

HB 1076 by Hale and Duckett of the House and Choate of the Senate was called up for consideration.

Senator Choate moved that **HB 1076** be advanced, which motion was declared adopted.

THIRD READING

HB 1076 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—46.

Excused: Capps and York.—2.

The bill passed.

HB 1076 was referred for engrossment.

GENERAL ORDER

HB 1500 by Hale, et al, of the House and Cate, et al, of the Senate was called up for consideration.

Senator O'Connor moved to amend **HB 1500,** Page 16, Line 10½, by adding a new Section 3 and renumbering: "Section 3. A retailer may install refrigeration equipment to chill and offer for retail sale 3.2% beer, and other products containing not more than 3.2% of alcohol by weight."

Senator Cate moved to table the O'Connor amendment, which tabling motion was declared adopted.

Senator Cole moved to amend **HB 1500,** Page 1, Line 1, by adding a new Section 1 to read as follows and renumbering subsequent sections and amending title to conform, as follows:

"Section 1. Amendatory 37 O.S. 1981, Section 163.7, is amended read as follows:

§ 163.7. In addition to the excise tax payable under this act, and in addition to the license required to be procured from the judge of the district court, the following permits shall be required and the following annual license taxes shall be payable to the Oklahoma Tax Commission with respect to nonintoxicating beverages.

(a) Manufacturers: Every manufacturer, located and doing business in this state, shall, before commencing the manufacture of nonintoxicating beverages, obtain from the Oklahoma Tax Commission a permit to engage in such manufacture. As a condition of the issuance of this permit such manufacturer shall pay to the Tax Commission a license tax of Five Hundred Dollars ($500.00), which shall cover a one-year period commencing with the effective date of such permit. This permit must be renewed and the license tax paid annually thereafter at the expiration of the preceding permit and license tax period. Each and every other manufacturer of such beverages, coming within the provisions of this act, shall before selling or offering for sale such beverages within the State of Oklahoma, qualify with the Secretary of State of the State of Oklahoma for a permit to do business within the State of Oklahoma and, after so qualifying shall obtain a permit or license from the Oklahoma Tax Commission and , in addition to any other license, taxes or fees, pay therefor a license tax of Five Hundred Dollars

($500.00), which shall cover a one-year period commencing with the effective date of such permit. The said permit or license shall be for the privilege of doing business in Oklahoma as a manufacturer of nonintoxicating beverages. The permit must be renewed and the license tax paid annually thereafter at the expiration of the preceding permit and license tax period. The receipt of payment of such permit or license shall be on file with the Oklahoma Tax Commission before such manufacturer shall sell, or offer for sale, such beverages to any person within the State of Oklahoma.

Every manufacturer, located and doing business outside the State of Oklahoma, desiring to pay the excise tax on sales to retail dealers, as provided for in this act, shall procure annually a permit and pay annually the license tax required to wholesalers, as provided for under this section. The payment of such fee shall be in addition to the payment of the license fee or tax in the sum of Five Hundred Dollars ($500.00) as provided herein.

(b) Wholesalers: Every wholesaler, located and doing business in this state, must annually obtain from the Oklahoma Tax Commission a permit to sell nonintoxicating beverages. As a condition of the issuance of this permit such wholesaler shall pay to the Tax Commission a license fee of Two Hundred Fifty Dollars ($250.00) which shall cover a one-year period commencing with the effective date of such permit. The permit must be renewed and the license tax paid annually thereafter at the expiration of the preceding permit and license tax period.

Every wholesaler, located and doing business outside the state desiring to pay the excise tax on sales to retail dealers, as provided for in this act, shall procure annually a permit and pay annually the license tax required of wholesalers located and doing business in this state.

Wholesalers within this state shall be required to secure an annual permit and must pay an annual license tax for each city or incorporated town from which deliveries of nonintoxicating beverages are made to retail dealers.

Permits issued to wholesalers shall not be transferable from one person to another person but shall be transferable from one location to another location.

(c) Retail Dealers: Every retail dealer shall, before offering nonintoxicating beverages for sale to the public, obtain from the Oklahoma Tax Commission a permit to engage in such sales, and shall pay to the Oklahoma Tax Commission, in advance of the issuance of said permit, the license tax, as follows:

(1) Each retail dealer who sells nonintoxicating beverages, on draught and in original packages, for consumption on or off the premises shall pay a license tax of **[One Hundred Dollars ($100.00)]** TWO HUNDRED DOLLARS ($200.00).

(2) Each retail dealer who sells such beverages in original packages only for consumption on or off the premises shall pay an annual license tax of **[fifty dollars ($50.00)]** TWO HUNDRED DOLLARS ($200.00).

(3) Special licenses, as provided, may be issued for the sum of Five Dollars ($5.00) per day for each license; provided, that in the event any state or county fair association shall meet for more than five (5) days in any year, a special license for the sale of such beverages shall be issued for the sum of Twenty-five Dollars ($25.00).

(4) Each retail dealer who sells such beverages in original packages and not for consumption on the premises, shall pay an annual license tax of **[ten dollars ($10.00)]** ONE HUNDRED DOLLARS ($100.00). It shall be unlawful for such off-premise dealer to allow any bottle, can, or original package to be broken or opened, or to allow any such

nonintoxicating beverage to be consumed, in or upon the premises described in such permit."

Senator Cate moved to table the Cole amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Cate, Cullison, Dahl, Dennis, Ford, Green, Hopkins, Luton, McCune, Miller, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe and Terrill.—21.

Nay: Branch, Cain, Cole, Combs, Dawson, Floyd, Giles, Howell, Johnson, Lamb, Landis, Leonard, Rhodes, Shedrick, Taliaferro, Taylor, Watson, Winn and Wright.—19.

Excused: Brown, Capps, Choate, Keller, McIntyre, O'Connor, York and Young.—8.

Senator Cole moved to amend **HB 1500,** Page 1, Line 1, by adding a new Section 1 and renumbering and amending title to conform as follows:

"Section 1. AMENDATORY 37 O.S. 1981, Section 163.10, as amended by Section 4, Chapter 153, O.S.L. 1984 (37 O.S. Supp. 1984, Section 163.10), is amended to read as follows:

§ 163.10. No tax, license fee, or charge upon the distribution, possession or handling of nonintoxicating beverages, as defined by Section 163.2 of this title, shall be levied or collected by any political subdivision of this state, except the sales tax, the general ad valorem tax, and the county nonintoxicating beverage permit fee. Municipal corporations may require the payment of an annual license fee of not more than **[twenty dollars ($20.00)]** TWO HUNDRED DOLLARS ($200.00) from retail dealers, as defined by Section 163.2 of this title, selling nonintoxicating beverages for consumption on or off the premises, and an annual license fee of not more than **[ten dollars ($10.00)]** ONE HUNDRED DOLLARS ($100.00) from retail dealers, as defined by Section 163.2 of this title, selling said beverages in original packages and not for consumption on the premises."

Senator Cate moved to table the Cole amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cate, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe and Terrill.—24.

Nay: Branch, Cain, Choate, Cole, Combs, Floyd, Giles, Howell, Johnson, Keller, Lamb, Landis, Leonard, O'Connor, Rhodes, Shedrick, Taliaferro, Taylor, Watson, Winn, Wright and Young.—22.

Excused: Capps and York.—2.

Senator Cole moved to amend **HB 1500,** Page 1, Line 1, by adding a new Section 1 and renumbering subsequent sections and amending title to conform, as follows:

"Section 1. NEW LAW A new section of law to be codified as Section 163.3a of Title 37, unless there is created a duplication in numbering, to read as follows:

There is hereby levied a tax on all beverages obtained by the fermentation of the natural contents of fruits, vegetables, honey, milk, or other products containing sugar, whether or not other ingredients are added and which contain not more than three and two-tenths percent (3.2%) alcohol by weight, in the original container, and which are not subject to the provisions of the Oklahoma Alcoholic Beverage Control Act and which are manufactured and sold or removed for consumption or sale within the State of Oklahoma, at the following rate:

A tax of Ten Dollars ($10.00) for every barrel containing not more than thirty-one (31) gallons and at a like rate for any other quantities or for fractional part of a barrel;

(a) That each wholesaler making reports and remittances to the Tax Commission be allowed to retain the sum of one percent (1%) of the tax return for maintaining and collecting such tax for the benefit of the State of Oklahoma.

Senator Cate moved to table the Cole amendment, which tabling motion was declared adopted.

Senator Cate 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: Boatner, Cain, Cate, Choate, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Luton, McIntyre, O'Connor, Pierce, Porter, Randle, Sadler, Smith, Stipe, Taliaferro, Taylor and Wright.—22.

Nay: Branch, Brown, Cole, Combs, Cullison, Dawson, Giles, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, Miller, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Terrill, Watson, Winn and Young.—24.

Excused: Capps and York.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cate moved that the vote be reconsidered whereby **HB 1500** failed.

Senator Miller presiding

GENERAL ORDER

HB 1434 by McCorkell of the House and Roberts of the Senate was called up for consideration.

Senator Roberts moved that **HB 1434** be advanced, which motion was declared adopted.

THIRD READING

HB 1434 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—45.

Nay: Young.—1.

Excused: Lamb and York.—2.

The bill passed.

HB 1434 was referred for engrossment.

GENERAL ORDER

HB 1111 by Brewster and Adair of the House and Roberts of the Senate was called up for consideration.

Senator Roberts moved to amend **HB 1111,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Roberts moved that **HB 1111** be advanced, which motion was declared adopted.

THIRD READING

HB 1111 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—46.

Excused: Lamb and York.—2.

The bill and emergency passed.

HB 1111 was referred for engrossment.

GENERAL ORDER

HB 1002 by Sanders of the House and Porter and McIntyre of the Senate was called up for consideration.

Senator Porter moved that **HB 1002** be advanced, which motion was declared adopted.

THIRD READING

HB 1002 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Lamb, Randle and York.—3.

The bill and emergency passed.

HB 1002 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1176 by Koppel and Henshaw of the House and Landis and Rhodes of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1176** and Senator Rhodes asked that his name be removed as a coauthor, which was the order.

Senator Landis moved that **HB 1176** be advanced, which motion was declared adopted.

THIRD READING

HB 1176 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Lamb, Randle and York.—3.

The bill passed.

HB 1176 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill as amended:

SB 326, coauthored by Haney and Stacy of the House and Dennis of the Senate.

House amendments were read on the above numbered bill and consideration deferred.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 13, 99** and **130.**

The above numbered enrolled measures were referred to the Governor.

COMMITTEE REPORTS

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

DO PASS:

HB 1098 — General Government.
HB 1259 — Business and Labor.

DO PASS, as amended:

HB 1289 — Business and Labor.
CS for **HB 1296** — Rules.

HB 1305 — General Government.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1010.**

HCR 1010 — By Harbin of the House and Rozell of the Senate.

A concurrent resolution declaring June 28, 1985, as Oklahoma Square Dancing Day; making commendations; and directing distribution.

The above numbered measure was read the first time.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 11, 1985, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:45 p.m. to meet Thursday, April 11, 1985, at 11:00 a.m.

Fifty-fifth Legislative Day

Thursday, April 11, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Pierce.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Gary Fenton, First Baptist Church, Stillwater, the guest of Senator Shedrick.

FIRST READING

The following were introduced and read the first time:

SR 20 — By Leonard and Terrill.

A resolution memorializing the President of the United States and the U.S. Congress to halt the transfer of the Black Kettle Grasslands and the Rita Blanca Grasslands from the U.S. Forest Service to the Bureau of Land Management; and directing distribution.

SR 21 — By McIntyre, Porter and Randle.

A resolution citing the accomplishments of the Boys Choir of Harlem, Inc.; welcoming them to Oklahoma; extending best wishes for continued success; and directing distribution.

INTRODUCTION

Senator Luton introduced Mr. Wilbert Roberts, Director of the Boys Choir of Harlem to the Senate and asked unanimous consent that he and his party be granted privileges of the floor, which was the order, where they were introduced to the Senate by Senator McIntyre. Mr. Roberts presented the Harlem Boys Choir, who performed a musical number for the Senate.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator McIntyre asked unanimous consent to suspend Rule 5-4 and refer **SR 21** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 21 by McIntyre, Porter and Randle was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 21,** which was the order.

SR 21 was adopted upon motion of Senator McIntyre and referred for enrollment.

GENERAL ORDER

HB 1071 by Sanders of the House and Johnson and Boatner of the Senate was called up for consideration.

Senator Johnson moved that **HB 1071** be advanced, which motion was declared adopted.

THIRD READING

HB 1071 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Keller, Landis, Pierce and Porter.—5.

The bill and emergency passed.

HB 1071 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1002, 1085** and **1176.**

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 1076, 1111 and **1434** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

DECLARATION OF VOTE

Senator Landis asked that the record reflect had he been present at the time of Third Reading of **HB 1071** he would have voted "Aye", which was the order.

GENERAL ORDER

HB 1150 by Lewis of the House and Brown and Watson of the Senate was called up for consideration.

Senator Brown moved to amend **HB 1150,** Page 4, Line 2, by adding after the word "facility" on Line 2 and before the word "Section 2" on Line 3, the following language and renumbering subsequent section:

"Section 2. AMENDATORY 10 O.S. 1981, Section 1108, as last amended by Section 2, Chapter 219, O.S.L. 1984 (10 O.S. Supp. 1984, Section 1108) is amended to read as follows:

SECTION 1108. A. Provision shall be made for the temporary detention of children in a juvenile detention center or facility operated by a public agency, or the court may arrange for the care and custody of such

children temporarily in private homes, subject to the supervision of the court, or the court may provide shelter or may enter into a contract with any institution or agency to receive, for temporary care and custody, children within the jurisdiction of the court. The Department of Human Services shall not be ordered to provide detention unless said Department has designated and is operating detention facilities.

1. After July 1, 1983, "juvenile detention facility" shall mean a secure facility, entirely separate from any prison, jail, adult lockup, or other adult facility, for the temporary care of children. All juvenile detention facilities shall be required to meet standards for certification by the Oklahoma Commission for Human Services.

2. The board of county commissioners of any county may provide a place for the temporary detention of a child who is or who may be subject to secure detention and may construct a building or rent space for such purpose. The place of detention may be operated subject to the supervision of the district court. The court may employ a manager for the place of detention, who may employ personnel and incur other expenses as may be necessary for its operation and maintenance. The board of county commissioners shall also have authority to enter into a contract with and to pay a public agency, private nonprofit agency, or the board of county commissioners of another county for detention services in a detention facility.

Expenses incurred in carrying out the provisions of this section shall be paid from the general fund of the county or from other public funds lawfully appropriated for such purposes. A county may also issue bonds for the construction of detention facilities.

B. The Oklahoma Public Welfare Commission from monies appropriated for that purpose, shall develop and implement a plan for juvenile detention services and provide for the establishment of juvenile detention centers either directly through construction and operation or by contract **[for each judicial administrative district]** WITH DUE REGARD FOR APPROPRIATE GEOGRAPHICAL DISTRIBUTION, excluding existing juvenile detention programs operated by statutorily constituted juvenile bureaus.

1. The Oklahoma Public Welfare Commission shall establish procedures for the letting of contracts or grants, including grants to existing juvenile detention programs operated by statutorily constituted juvenile bureaus, and the conditions and requirements for the receipt of said grants or contracts for juvenile detention services and centers. A copy of such procedures shall be made available to any member of the general public upon request. All such grants or contracts shall require the participation of local resources in the funding of juvenile detention services and centers. A contract for services shall be based upon a formula approved by the Commission which shall set the contract amount in accordance with the services offered and the degree of compliance with standards for certification.

2. The Oklahoma Commission for Human Services shall establish standards for the certification of detention services and juvenile detention centers. Such standards may include, but not be limited to: Screening for detention; education and recreation opportunities for juveniles in secure detention; and accreditation by the American Correctional Association. As a condition of continuing eligibility for grants or contracts, juvenile detention services and centers shall be certified by the Commission within two (2) years of the date of the initial grant or contract.

3. The State Department of Health, with the assistance of the Department of Human Services, shall establish standards for the certification of jails, adult lockups, and adult detention facilities used to detain juveniles.

Such standards shall include but not be limited to: Separation of juveniles from adults; supervision of juveniles; and health and safety measures for juveniles. The Department of Health is authorized to inspect any jail, adult lockup, or adult detention facility for the purpose of determining compliance with such standards. After July 1, 1985, no jail, adult lockup, or other adult detention facility shall be used to detain juveniles unless such jail, adult lockup, or other adult detention facility complies with the standards established by the Department of Health and is designated as a place for the detention of juveniles by the judge having juvenile docket responsibility in the county from a list of eligible facilities supplied by the Department of Health.

a. The State Department of Health shall forward copies of proposed standards developed pursuant to the provisions of this paragraph to county commissioners, district attorneys, members of the Oklahoma Judiciary and members of the Oklahoma Legislature for their review and comment.

b. After consideration of all comments received and not later than January 1, 1985, the State Board of Health shall approve standards pursuant to the provisions of this paragraph. In all other respects, the development and approval of the standards provided for in this paragraph shall comply with the provisions of the Administrative Procedures Act.'', which amendment was declared adopted.

Senator Brown moved that **HB 1150** be advanced, which motion was declared adopted.

THIRD READING

HB 1150 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—46.

Excused: Pierce and Winn.—2.

The bill and emergency passed.

HB 1150 was referred for engrossment.

GENERAL ORDER

HB 1296 by Davis (Guy), et al, of the House and Stipe of the Senate was called up for consideration.

Senator Stipe moved to amend **HB 1296**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Stipe moved that **HB 1296** be advanced, which motion was declared adopted.

THIRD READING

HB 1296 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Keller, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—37.

Nay: Giles, Hopkins, Johnson, Lamb, Landis, Leonard, O'Connor, Schuelein and Young.—9.

Excused: Pierce and Winn.—2.

The bill and emergency passed.

HB 1296 was referred for engrossment.

GENERAL ORDER

HB 1373 by Riggs of the House and Hopkins of the Senate was called up for consideration.

Senator Hopkins moved that **HB 1373** be advanced, which motion was declared adopted.

THIRD READING

HB 1373 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Nay: Dahl, Keller and Miller.—3.

Excused: Pierce and Winn.—2.

The bill passed.

HB 1373 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 326** were rejected upon motion Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Cate, Randle and Dennis.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby **HB 1500** failed of passage.

Senator Cole moved to table the Cate motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Floyd, Giles, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Watson and Young.—29.

Nay: Cate, Dahl, Dawson, Ford, Green, Hopkins, McIntyre, Porter, Randle, Sadler, Smith, Stipe, Taylor and Wright.—14.

Excused: Boatner, Dennis, Pierce, Winn and York.—5.

MOTION TO RECONSIDER VOTE

Senator O'Connor pressed his motion to reconsider the vote whereby **HB 1065** passed.

Senator Choate moved to table the O'Connor motion, which tabling motion was declared adopted.

HB 1065 was referred for engrossment.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill as amended:

SB 134, coauthored by Whorton of the House.

House amendments were read on the above numbered bill and consideration deferred.

Senator Floyd presiding

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1536.**

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

COMMITTEE REPORTS

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

DO PASS:

HB 1069 — Natural Resources, coauthored by Cullison of the Senate.
HB 1293 — Finance.
HB 1487 — Finance.

DO PASS, as amended:

CS for **HB 1357** — Rules, coauthored by Dawson (principal Senate author).
CS for **HB 1510** — Rules.
CS for **HCR 1009** — Rules.

SECOND READING

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

HCR 1010 — Direct to Calendar

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Blaik, William M. "Bill", Oklahoma City, as a member to the Bureau of Narcotics and Dangerous Drugs Control Commission. (Criminal Jurisprudence)

Brown, James, McAlester, as a member to the Solid Waste Management Advisory Committee. (Natural Resources)

Bussey, Joe, Tecumseh, as a member to the State Board of Nursing Homes. (Human Resources)

Cook, Kaye, Oklahoma City, as a member to the State Board for Property and Casualty Rates. (Business and Labor)

Darrell, Shirley, Oklahoma City, as a member to the Solid Waste Management Advisory Committee. (Natural Resources)

Doehring, K. Mark, Oklahoma City, as a member to the Consumer Credit Commission. (Banks and Banking)

Gibbs, John, Holdenville, as a member to the Oklahoma Wildlife Conservation Commission. (Wildlife)

Guse, Richard, Broken Arrow, as a member to the Crime Victims Compensation Board. (Criminal Jurisprudence)

Harvey, J. Bruce, Enid, as a member to the Board of Corrections. (Criminal Jurisprudence)

Hill, Ela Asher, Oklahoma City, as a member to the Crime Victims Compensation Board. (Criminal Jurisprudence)

Hoagland, Harry J., Claremore, as a member to the Will Rogers Memorial Commission. (General Government)

Irby, Robert, Jr., O.D., Holdenville, as a member to the Board of Nursing Homes. (Human Resources)

Jones, O.E. "Earl", Moore, as a member to the Industry Advisory Committee. (Economic Development)

Kliewer, Frank, Jr., Cordell, as a member to the Oklahoma Industrial Finance Authority. (Economic Development)

Martin, Lee, Norman, as a member to the Board of Mental Health. (Human Resources)

Martin, Pauline, Coalgate, as a member to the Board of Regents for Seminole Junior College. (Higher Education)

Neal, Jerry D., Jenks, as a member to the

Industry Advisory Committee. (Economic Development)

Nolen, H. Coleman, Okemah, as a member to the War Veterans Commission. (General Government)

Osborn, William, Miami, as a member to the Oklahoma Board of Pharmacy. (Human Resources)

Swineford, Merle, Laverne, as a member to the Transportation Commission. (Transportation)

Wilcox, Tim, Mustang, as a member to the Industry Advisory Committee. (Economic Development)

LOBBYIST REGISTRATIONS

(Addendum since April 4, 1985, page 512)

Feyereisen, Wayne T., Conoco, Inc./ Dupont.

Ingraham, Sandra Jo., Interfaith Committee on Adoptions.

Ruth, Kenneth, Committee for Better Legal and Banking Services.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 11, 1985, of Enrolled **SB 70.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 15, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 11:55 a.m. to meet Monday, April 15, at 1:30 p.m.

Fifty-sixth Legislative Day
Monday, April 15, 1985

The Senate was called to order by Senator Roberts.

Roll Call:

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

Excused: Miller and Porter.—2.

Senator Roberts declared a quorum present.

The prayer was offered by Walt Spradling, Northwest Assembly of God Church, Ardmore, the guest of Senator Roberts.

FIRST READING

The following were introduced and read the first time:

SR 22 — By McIntyre.

A resolution praising the accomplishments of the Booker T. Washington High School "Hornets" football, basketball and swim teams and coaching staff; and directing distribution.

SR 23 — By Dahl, Capps, Branch, Miller, Taliaferro, Winn, Floyd, Lamb, Pierce and O'Connor.

A Senate resolution memorializing the President of the United States and the U.S. Congress to recognize the importance of agriculture to the State of Oklahoma and the nation; declaring April 27, 1985, as Agricultural Crisis Awareness Day; focusing attention and encouraging participation in the southwest farm crisis rally at the fairgrounds arena in Oklahoma City; and directing distribution.

INTRODUCTION

Senator McIntyre introduced members of the football, basketball and swimming teams from Washington High School, Tulsa, all Class-A Champions, along with their coaches, to the Senate and asked unanimous consent that they be granted privileges of the floor to receive copies of **SR 22,** which was the order.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator McIntyre asked unanimous consent to suspend Rule 5-4 and refer **SR 22**

direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 22 by McIntyre was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 22,** which was the order.

SR 22 was adopted upon motion of Senator McIntyre and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1071, 1140** and **1373.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1145 by Cotner of the House and Cate of the Senate was called up for consideration.

Senator Cate moved that **HB 1145** be advanced, which motion was declared adopted.

THIRD READING

HB 1145 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Miller, Porter, Smith and Stipe.—4.

The bill passed.

HB 1145 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 326,** and naming House conferees as follows: Lewis, Barker and Haney.

GENERAL ORDER

HB 1487 by Benson of the House and Capps of the Senate was called up for consideration.

Senator Pierce asked to coauthor **HB 1487,** which was the order.

Senator Capps 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, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Miller, Porter and Stipe.—3.

The bill passed.

HB 1487 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 as amended:

SB 256
SB 284

House amendments were read on the above numbered bills and consideration deferred.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1065, 1150 and**1296** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 21 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1078 by Hooper of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1078** be advanced, which motion was declared adopted.

THIRD READING

HB 1078 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Keller.—1.

Excused: Miller, Porter and Stipe.—3.

The bill passed.

HB 1078 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1257 by Grieser of the House and Cullison of the Senate was called up for consideration.

Senator Cullison moved that **HB 1257** be advanced, which motion was declared adopted.

THIRD READING

HB 1257 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Miller, Porter, Stipe.—3.

The bill and emergency passed.

HB 1257 was properly signed and ordered returned to the Honorable House.

Senator Rozell presiding.

COMMITTEE REPORTS

The following was reported by the committee named and placed on the Calendar:

DO PASS:

HB 1561 — General Government.

GENERAL ORDER

HB 1561 by Lewis, et al, of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1561** be advanced, which motion was declared adopted.

THIRD READING

HB 1561 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller, Porter.—2.

The bill and emergency passed.

HB 1561 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1187 by Mentzer, et al, of the House and Cain of the Senate was called up for consideration.

Senator Cain moved to amend **HB 1187**, Page 2, Lines 12 and 13, by striking the numbers "Three Hundred Dollars ($300.00)" and replacing them with "Five Hundred Dollars ($500.00)" throughout the bill in the following places: Page 3, Lines 1 and 2, Page 4, Line 17 and Page 5, Line 6.

Senator Cain asked unanimous consent that **HB 1187** and the amendment be laid over for this legislative day, which was the order.

HB 1187 remains on General Order.

GENERAL ORDER

HB 1305 by Abbott of the House and Floyd of the Senate was called up for consideration.

Senator Floyd moved that **HB 1305** be advanced, which motion was declared adopted.

THIRD READING

HB 1305 was read for the third time at length.

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

Aye: Boatner, Brown, Cate, Cole, Dahl, Dennis, Floyd, Howell, Luton, McIntyre, Pierce, Randle, Roberts, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and Winn.—21.

Nay: Branch, Cain, Capps, Choate, Combs, Cullison, Dawson, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Rozell, Schuelein, Watson, Wright, York and Young.—25.

Excused: Miller and Porter.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Floyd moved that the vote be reconsidered whereby **HB 1305** failed.

GENERAL ORDER

HB 1510 by Lewis, et al, of the House and Roberts and Cole of the Senate was called up for consideration.

Senator Roberts moved to amend **HB 1510,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Roberts 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, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: Stipe.—1.

Excused: Miller and Porter.—2.

The bill passed.

HB 1510 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1114,** as amended.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Mayfield, Jess, Ardmore, as a member to the Consumer Credit Commission, to serve a term of five years ending February 5, 1990. Mr. Mayfield will fill a new position per **HB 1771.** (Banks and Banking) Motion to confirm made by Senator Roberts.

Mosley, John, Chickasha, as a member to the Consumer Credit Commission, to serve a term of four years ending February 5, 1989. Mr. Mosley will fill a new position per **HB 1771.** (Banks and Banking) Motion to confirm made by Senator Giles.

Old, Ed, Oklahoma City, as a member to the Credit Union Board, to serve a term of four years ending October 11, 1988. Mr. Old will succeed himself. (Banks and Banking) Motion to confirm made by Senator Keller.

Parks, Bob, Oklahoma City, as a member to the Board of Mental Health, to serve a term of seven years ending December 31, 1990. Mr. Parks will succeed himself. (Human Resources) Motion to confirm made by Senator McCune.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor,

Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller and Porter.—2.

SECOND READING

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

SR 20 — Direct to Calendar.

COMMITTEE REPORTS

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

DO PASS:

HB 1010 — Criminal Jurisprudence.
HB 1068 — Criminal Jurisprudence.
HB 1104 — Criminal Jurisprudence.
HB 1180 — Criminal Jurisprudence.
HB 1192 — Finance.
HB 1197 — Judiciary and Retirement, coauthored by Smith of the Senate.
HB 1224 — Human Resources.
HB 1273 — Criminal Jurisprudence.
HB 1301 — Criminal Jurisprudence.
HB 1326 — Judiciary and Retirement, coauthored by Landis (principal Senate author) and Taliaferro of the Senate.

DO PASS, as amended:

CS for **HB 1035** — Appropriations.
HB 1036 — Appropriations.
HB 1037 — Appropriations.
HB 1039 — Appropriations.
HB 1040 — Appropriations.
HB 1041 — Appropriations.
CS for **HB 1042** — Appropriations.
HB 1043 — Appropriations.
HB 1044 — Appropriations.
HB 1045 — Appropriations.
CS for **HB 1046** — Appropriations.
HB 1048 — Appropriations.
HB 1051 — Appropriations.
HB 1052 — Appropriations.
HB 1053 — Appropriations.
HB 1054 — Appropriations.
HB 1055 — Appropriations.
CS for **HB 1056** — Appropriations.
CS for **HB 1057** — Appropriations.
HB 1058 — Appropriations.
HB 1059 — Appropriations.
HB 1060 — Appropriations.
HB 1073 — Criminal Jurisprudence.
HB 1081 — Human Resources.
HB 1112 — Criminal Jurisprudence.
CS for **HB 1164** — Appropriations.
HB 1209 — Human Resources.
HB 1216 — Judiciary and Retirement.
HB 1365 — Judiciary and Retirement.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 104, 105, 162** and **220.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1007,** requesting conference and naming conferees as follows: Cox, Larason and Anderson.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 15, 1985, of Enrolled **SBs 13, 99** and **130.**

BILLS RELEASED

HB 1266 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 16, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:45 p.m. to meet Tuesday, April 16, 1985, at 1:30 p.m.

Fifty-seventh Legislative Day

Tuesday, April 16, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Miller and Porter.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Wayne Griffin, Treasurer, United Methodist Oklahoma Conference, Ardmore, the guest of Senator Roberts.

GENERAL ORDER

HB 1035 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Howell asked to coauthor **HB 1035,** which was the order.

Senator Ford moved to amend **HB 1035,** Page 3, Lines 8 and 11½ as follows: On Line 8, by changing the figure "$572,926,148.00" to read "$557,926,148.00" and on Line 11½ by adding the following language: "c. Minimum Allocation Revenue Guarantee.....$15,000,000.00", which amendment was declared adopted.

Senator Shedrick moved that **HB 1035** be advanced, which motion was declared adopted.

THIRD READING

HB 1035 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Choate, McIntyre, Miller, Porter and Winn.—5.

The bill and emergency passed.

HB 1035 was referred for engrossment.

GENERAL ORDER

HB 1037 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1037** be advanced, which motion was declared adopted.

THIRD READING

HB 1037 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—45.

Excused: Miller, Porter and Winn.—3.

The bill and emergency passed.

HB 1037 was referred for engrossment.

GENERAL ORDER

HB 1036 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1036** be advanced, which motion was declared adopted.

THIRD READING

HB 1036 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1036 was referred for engrossment.

GENERAL ORDER

HB 1039 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1039** be advanced, which motion was declared adopted.

THIRD READING

HB 1039 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle,

Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1039 was referred for engrossment.

GENERAL ORDER

HB 1040 by Lewis, et al, of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1040** be advanced, which motion was declared adopted.

THIRD READING

HB 1040 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: McCune.—1.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1040 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to SB 256 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Cain, York and Cullison.

PENDING CONSIDERATION OF HAs

HAs to SB 134 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Rhodes, Rozell and Wright.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1007** was ordered granted, and Senate conferees appointed as follows: Senators Roberts, Landis and Dennis.

GENERAL ORDER

HB 1187, considered on Page 552, was considered further.

Senator Cain moved the adoption of his amendment shown on Page 552, which amendment was declared adopted.

Senators Stipe and Cain moved to amend **HB 1187,** Page 2, Line 2, by inserting after the word "a" and before the word "failure" the following: "knowing and willful" and on Page 3, Line 13, by inserting after the word "a" and before the word "failure" the words "knowing and willful", which amendment was declared adopted.

Senator Cain moved that **HB 1187** be advanced, which motion was declared adopted.

THIRD READING

HB 1187 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: Stipe.—1.

Excused: Miller and Porter.—2.

The bill passed.

HB 1187 was referred for engrossment.

GENERAL ORDER

HB 1221 by Holden of the House and Taliaferro of the Senate was called up for consideration.

Senators Terrill, Capps and Sadler asked to coauthor **HB 1221,** which was the order.

Senator Taliaferro moved to amend **HB 1221,** Page 1, by restoring the title, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1221** be advanced, which motion was declared adopted.

THIRD READING

HB 1221 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, Brown, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—42.

Nay: Cain, Combs, Schuelein and Wright.—4.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1221 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1078, 1114, 1145, 1257, 1487** and **1561.**

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 1266 and **1510** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 104, 105, 162 and **220** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 22 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1265 by Holden of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved to amend **HB 1265**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1265** be advanced, which motion was declared adopted.

THIRD READING

HB 1265 was read for the third time at length.

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

Aye: Branch, Brown, Capps, Cate, Choate, Cole, Dahl, Dawson, Giles, Hopkins, Howell, Johnson, Landis, Leonard, Luton, O'Connor, Randle, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and Winn.—27.

Nay: Boatner, Cain, Combs, Cullison, Dennis, Floyd, Ford, Green, Keller, Lamb, McCune, McIntyre, Pierce, Rhodes, Schuelein, Watson, Wright, York and Young.—19.

Excused: Miller and Porter.—2.

The bill passed.

HB 1265 was referred for engrossment.

GENERAL ORDER

HB 1041 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Boatner moved that **HB 1041** be advanced, which motion was declared adopted.

THIRD READING

HB 1041 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1041 was referred for engrossment.

Senator Roberts presiding.

GENERAL ORDER

HB 1043 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Boatner moved that **HB 1043** be advanced, which motion was declared adopted.

THIRD READING

HB 1043 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1043 was referred for engrossment.

GENERAL ORDER

HB 1045 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Boatner moved that **HB 1045** be advanced, which motion was declared adopted.

THIRD READING

HB 1045 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1045 was referred for engrossment.

GENERAL ORDER

HB 1048 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Boatner moved that **HB 1048** be advanced, which motion was declared adopted.

THIRD READING

HB 1048 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1048 was referred for engrossment.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 24
SB 25
SB 26
SB 27
SB 29
SB 47
SB 55, coauthored by Shurden of the House
SB 103
SB 106

House amendments were read on the above numbered bills and consideration deferred.

GENERAL ORDER

HB 1046 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senators Rozell and Johnson moved to amend **HB 1046,** Page 2, Line 16, by striking after the word "Research" the figure "$0.00" and inserting in lieu thereof the figure "$24,583.00" and by changing the totals on Page 3, Line 7 and Page 4, Line 12 to reflect that change, which amendment was declared adopted.

Senator Boatner moved that **HB 1046** be advanced, which motion was declared adopted.

THIRD READING

HB 1046 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—42.

Nay: McCune, Smith, Watson and Wright.—4.

Excused: Miller and Porter.—2.

The bill and emergency passed.

HB 1046 was referred for engrossment.

GENERAL ORDER

HCR 1009 by Johnson (Glen), et al, of the House and Miller of the Senate was called up for consideration.

Senator Dawson asked to coauthor **HCR 1009** which was the order.

HCR 1009 was adopted upon motion of Senator Dawson, read at length as follows and referred for engrossment.

HCR 1009 — By Johnson (Glen), Leftwich and Smith of the House and Miller and Dawson of the Senate.

A concurrent resolution providing for the use of the joint committee process when the Legislature is not in session; amending Joint Rule 17 of the 39th Oklahoma Legislature; and adopting the Joint Rules of the 39th Oklahoma Legislature, as amended, for the 40th Legislature of the State of Oklahoma.

WHEREAS, the Legislature of the State of Oklahoma makes use of joint efforts and rules to ensure more efficient operations and procedures; and

WHEREAS, Section 456.2 of Title 74 of the Oklahoma Statutes authorizes the establishment of joint committees of the Legislature, comprised of members from the House of Representatives and from the Senate; and

WHEREAS, a more frequent use of the joint committee process would result in more efficient and economical administration of matters of mutual concern to the House of Representatives and Senate; and

WHEREAS, the Senate and House of Representatives operate under Joint Rules; and

WHEREAS, a final date for requesting the drafting of bills and joint resolutions for consideration on the floor in the house of origin during the First Regular Session will contribute to the preparation of legislation in a timely fashion; and

WHEREAS, Joint Rules have not been adopted for the Fortieth Legislature of the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRE-

SENTATIVES OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. When the Legislature is not in session, the Legislature shall use the joint committee process authorized by Section 456.2 of Title 74 of the Oklahoma Statutes for resolving issues of mutual concern to the House of Representatives and Senate.

SECTION 2. Joint Rule 17 of the Joint Rules of the 39th Oklahoma Legislature is amended to read as follows:

RULE 17

LEGISLATIVE

PROCEDURE SCHEDULE

(a) The First Regular Session of each Legislature shall adhere to the following rules:

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

2. No deadlines shall be established for requesting the drafting of bills or joint resolutions, nor for their introduction during the First Regular Session, nor for reporting bills or joint resolutions from committee, except as provided in subsections 3, 4, 5 and **[6]** 7 below.

3. THE 11TH LEGISLATIVE DAY SHALL BE THE FINAL DATE FOR REQUESTING THE DRAFTING OF BILLS AND JOINT RESOLUTIONS FOR CONSIDERATION ON THE FLOOR IN THE HOUSE OF ORIGIN DURING THE FIRST REGULAR SESSION. BILLS AND JOINT RESOLUTIONS SUBSEQUENTLY REQUESTED, IF INTRODUCED AND REPORTED FROM COMMITTEE, SHALL NOT BE PLACED ON THE CALENDAR FOR CONSIDERATION IN SAID HOUSE UNTIL THE FIRST DAY OF THE SECOND REGULAR SESSION.

[3.] 4. The **[27th]** 15TH legislative day shall be the final date for introduction of bills and joint resolutions for consideration on the floor in the house of origin during the First Regular Session. Bills and joint resolutions subsequently introduced, if reported from committee, shall not be placed on the Calendar for consideration in said house until the first day of the Second Regular Session.

[4.] 5. The 35th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from committee shall not be placed on the Calendar for consideration in said house until the first day of the Second Regular Session.

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

[6.] 7. The 59th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from committee shall not be placed on the Calendar for consideration in said house until the first day of the Second Regular Session.

[7.] 8. The 71st legislative day shall be the final date for third reading and final pas-

sage of a bill or joint resolution in the house opposite the house of origin.

[8.] 9. Upon a two-thirds (⅔) vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

[9.] 10. Upon a two-thirds (⅔) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(b) The Second Regular Session of each Legislature shall adhere to the following rules:

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

2. The 11th legislative day shall be the final date for requesting the drafting of bills and joint resolutions for introduction.

3. The [19th] 15TH legislative day shall be the final date for the introduction of bills and joint resolutions.

4. The 27th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house.

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

6. The 43rd legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house.

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

8. Upon a two-thirds (⅔) vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

9. Upon a two-thirds (⅔) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(c) This Rule shall be inapplicable to any House or Senate bill dealing with reapportionment of legislative or congressional districts.

SECTION 3. The Joint Rules of the 39th Oklahoma Legislature, as amended by Section 2 of this resolution, are hereby adopted and shall constitute the rules for the joint operation of both houses of the Fortieth Legislature of the State of Oklahoma.

Senator Rozell presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 113** and **124.**

The above numbered measures were referred for enrollment.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 326, conference committee substitute.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 326** was adopted upon motion of Senator Cate.

SB 326, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Miller, Pierce, Porter and Roberts.—4.

The bill and emergency passed.

SB 326, 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 104, 105, 162** and **220.**

The above numbered enrolled measures were referred to the Governor.

SECOND READING

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

SR 23 — Direct to Calendar.

FIRST READING

The following were introduced and read the first time:

SCR 15 — By Randle of the Senate and Barker of the House.

A concurrent resolution creating the Special Committee on the Corporation Commission to study the structure, organization and duties of the Corporation Commission, including but not limited to those which relate to oil and gas; granting authority to administer oaths, subpoena witnesses and hear evidence; authorizing necessary employees; allowing requests for assistance or information; stating intent that state agencies comply with request for assistance or information; allowing meetings; providing reimbursement; and requiring a written report.

SR 24 — By Dahl.

A resolution commending the President of the United States and members of the U.S. Congressional Delegation who visited Moscow for their steps toward peaceful relations between the United States and the Soviet Union; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Giles asked unanimous consent to suspend Rule 5-4 and refer **SCR 15** direct to the Calendar, which was the order.

MESSAGE FROM THE HOUSE

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

HB 1296 — Davis (Guy), Glover, Lewis, Hale and Lawter

HB 1299 — Conferees to be named later

HB 1510 — Lewis, Kincheloe and Haney

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1296 — Luton, Stipe, Combs, Taliaferro and O'Connor
HB 1510 — Roberts, Cole and Dennis

COMMITTEE REPORTS

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

DO PASS:

HB 1360 — General Government, coauthored by Dawson (principal Senate author).

DO PASS, as amended:

HB 1165 — Human Resources, coauthored by Cain, Cate and Schuelein of the Senate.
HB 1295 — General Government.
HB 1342 — General Government, coauthored by Winn, Giles and Miller of the Senate.
HB 1543 — Transportation, substituting Ford as principal Senate author and Howell as coauthor.
HJR 1016 — General Government.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1076** and **1110**, as amended.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 17, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:15 p.m. to meet Wednesday, April 17, 1985, at 1:30 p.m.

Fifty-eighth Legislative Day

Wednesday, April 17, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Branch, Miller and Pierce.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend T.L. "Bo" Midkiff, First Christian Church, Marietta, the guest of Senator Roberts.

Senator Cullison presiding.

PENDING CONSIDERATION OF HAs

HAs to SB 284 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Sadler, Boatner and Floyd.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1299** was ordered granted, and Senate conferees appointed as follows: Senators Watson, Shedrick and Howell.

GENERAL ORDER

SCR 15 by Randle of the Senate and Barker of the House was called up for consideration.

Senators Giles and Green asked to coauthor **SCR 15** which was the order.

SCR 15 was adopted upon motion of Senator Giles and referred for engrossment.

GENERAL ORDER

HB 1052 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1052** be advanced, which motion was declared adopted.

THIRD READING

HB 1052 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Branch, Giles, Miller, Pierce, Porter and Winn.—6.

The bill and emergency passed.

HB 1052 was referred for engrossment.

GENERAL ORDER

HB 1053 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1053** be advanced, which motion was declared adopted.

THIRD READING

HB 1053 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Nay: Smith.—1.

Excused: Branch, Giles, Miller, Pierce, Porter and Winn.—6.

The bill and emergency passed.

HB 1053 was referred for engrossment.

GENERAL ORDER

HB 1054 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1054** be advanced, which motion was declared adopted.

THIRD READING

HB 1054 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Excused: Branch, Ford, Giles, Miller, Pierce, Porter and Winn.—7.

The bill and emergency passed.

HB 1054 was referred for engrossment.

GENERAL ORDER

HB 1055 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1055** be advanced, which motion was declared adopted.

THIRD READING

HB 1055 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Branch, Giles, Miller, Pierce, Porter and Winn.—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: 43; Excused: 5.

The emergency passed.

HB 1055 was referred for engrossment.

GENERAL ORDER

HB 1051 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1051** be advanced, which motion was declared adopted.

THIRD READING

HB 1051 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Giles, Miller, Pierce and Porter.—5.

The bill and emergency passed.

HB 1051 was referred for engrossment.

GENERAL ORDER

SR 23 by Dahl, et al, of the Senate was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 23**, which was the order.

SR 23 was adopted upon motion of Senator Dahl and referred for enrollment.

GENERAL ORDER

HB 1057 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill moved that **HB 1057** be advanced, which motion was declared adopted.

THIRD READING

HB 1057 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Branch, Giles, McIntyre, Miller, Pierce and Porter.—6.

The bill and emergency passed.

HB 1057 was referred for engrossment.

GENERAL ORDER

HB 1058 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill moved that **HB 1058** be advanced, which motion was declared adopted.

THIRD READING

HB 1058 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Branch, Giles, McIntyre, Miller, Pierce and Porter.—6.

The bill and emergency passed.

HB 1058 was referred for engrossment.

GENERAL ORDER

HB 1059 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill moved that **HB 1059** be advanced, which motion was declared adopted.

THIRD READING

HB 1059 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, McIntyre, Miller, Pierce and Porter.—5.

The bill and emergency passed.

HB 1059 was referred for engrossment.

Senator Rozell presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 15 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1035, 1036, 1037, 1039, 1040, 1041, 1043, 1045, 1046, 1048, 1187, 1221 and **1265** and **HCR 1009** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 113 and **124** 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 1069 by Sanders of the House and Boatner, et al, of the Senate was called up for consideration.

Senator Boatner moved that **HB 1069** be advanced, which motion was declared adopted.

THIRD READING

HB 1069 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Branch, Miller, Pierce and Porter.—4.

The bill and emergency passed.

HB 1069 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1076** and **1110.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 326.**

The above numbered bill, as amended in conference, was referred for enrollment.

GENERAL ORDER

HB 1112 by Anderson of the House and McCune of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1112,** which was the order.

Senator McCune asked unanimous consent that **HB 1112** be laid over, which was the order.

HB 1112 remains on General Order.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 30
SB 32
SB 36
SB 37
SB 38
SB 41
SB 42
SB 51
SB 56
SB 57
SB 146, coauthored by Benson, Kincheloe and Gordon of the House and Taylor of the Senate.
SB 163
SB 255, coauthored by Fair of the House.

House amendments were read on the above numbered bills and consideration deferred.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HCR 1009,** requesting conference and naming conferees as follows: Johnson, Haney, Adair and Henshaw.

GENERAL ORDER

HB 1165 by Hobson, et al, of the House and Shedrick, et al, of the Senate was called up for consideration.

Senators York and Stipe asked to coauthor **HB 1165,** which was the order.

Senator Shedrick moved to amend **HB 1165,** Page 23, Line 12½, by adding a new Section 12, the Severability Clause, and renumber subsequent section, which amendment was declared adopted.

Senator Dawson moved to amend **HB 1165,** Page 2, Line 12, by striking all language through Page 23, Line 3 and substituting the following:

"Section 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3102 of Title 63, unless there is created a duplication in numbering, reads as follows:

As used in the Oklahoma Natural Death Act:

1. "Life-sustaining procedure" means an extraordinary medical procedure or intervention which utilizes mechanical or other artificial means to sustain, restore, or supplant a vital bodily function. "Life-sustaining procedure" shall not include the administration of medication or the performance of any medical procedure deemed necessary to alleviate pain;

2. "Person" means any individual twenty-one (21) years of age or older;

3. "Physician" means a physician or surgeon licensed by the state Board of Medical Examiners or State Board of Osteopathy;

"Terminal condition" means an incurable irreversible condition caused by injury, disease, or illness, which within reasonable medical judgment would produce death regardless of the application of life-sustaining procedures, and when the application of life-sustaining procedures serves only to postpone the moment of the death of the patient.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3103 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. Any person may execute a directive for the withholding or withdrawal of life-sustaining procedures in the event of a terminal condition.

B. No physician or health care facility which, in reasonable reliance upon a directive causes the withholding or withdrawal of life-sustaining procedures from a qualified patient shall be subject to civil liability unless negligent. No health care professional who participates under the direction of a physician in the withholding or withdrawal of life-sustaining procedures in reasonable reliance upon a directive shall be subject to any civil liability unless negligent. No physician or health care professional acting under the direction of a physician who participates in the withholding or withdrawal of life-sustaining procedures in reasonable reliance upon a directive shall be guilty of any criminal act or unprofessional conduct unless negligent. No physician shall be civilly or criminally liable for failure to act pursuant to the directive of the declarant when such physician, health care facility, or health care professional had no knowledge of such directive.

C. The withholding or withdrawal of life-sustaining procedures from a qualified patient in accordance with the provisions of the Oklahoma Natural Death Act shall not constitute an offense pursuant to Sections 813 through 818 of Title 21 of the Oklahoma Statutes."

Senator Cain moved to table the Dawson amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Giles, Hopkins, Howell, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—35.

Nay: Choate, Dawson, Green, Johnson, Landis, O'Connor, Smith, Winn and Wright.—9.

Excused: Branch, Dennis, Miller and Pierce.—4.

Senator Rhodes moved to amend **HB 1165,** page 7, Line 6, by striking after the word "be" and before the word "in" the word "substantially".

Senator York moved to table the Rhodes amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Floyd, Giles, Howell, Leonard, Luton, McIntyre, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and York.—29.

Nay: Ford, Green, Johnson, Keller, Lamb, Landis, McCune, Porter, Rhodes, Watson, Winn, Wright and Young.—13.

Excused: Branch, Combs, Dennis, Hopkins, Miller and Pierce.—6.

Senator Rhodes moved to amend **HB 1165,** Page 7, Line 6, by striking Lines 6 and 7 and inserting in place thereof the following: "Any directive executed after the effective date of this act shall be in the following form:"

Senator Stipe moved to table the Rhodes amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Floyd, Giles, Hopkins, Howell, Luton, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and York.—27.

Nay: Choate, Ford, Green, Johnson, Keller, Landis, Leonard, McCune, Rhodes, Watson, Winn, Wright and Young.—13.

Excused: Branch, Combs, Dennis, Lamb, McIntyre, Miller, Pierce and Porter.—8.

Senator Rhodes moved to amend **HB 1165,** Page 6, Line 1, by striking the period after the word "condition" and before the

word "The" and inserting in place thereof the following: "so certified by two physicians if the application of life-sustaining procedures would serve only to artificially prolong the moment of death and the attending physician has determined that death is imminent whether or not life-sustaining procedures are utilized. If the person who has executed the directive has been diagnosed as pregnant and that diagnosis is known to the physician, this directive shall have no force or effect during the course of the pregnancy.".

Senator Shedrick moved to table the Rhodes amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Dahl, Dawson, Floyd, Howell, Luton, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill and York.—22.

Nay: Choate, Combs, Cullison, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Smith, Watson, Winn, Wright and Young.—20.

Excused: Branch, Dennis, McIntyre, Miller, Pierce and Porter.—6.

Senator Shedrick moved to amend **HB 1165,** Page 10, Line 6, by adding after the word "patient" and before the word "or" the following language: "nor am I financially responsible for the medical care of the declarant;", which amendment was declared adopted.

Senator Young moved to amend **HB 1165,** Page 16, Line 12, by adding after the word "negligent." and before the word "No" a new sentence to read as follows:

"No health care professional can use this act as a reason to withhold food, nourishment or water to effectuate death under this act.", which amendment was declared adopted.

Senator Shedrick moved that **HB 1165** be advanced, which motion was declared adopted.

THIRD READING

HB 1165 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, Brown, Cain, Capps, Cate, Cole, Dahl, Dawson, Floyd, Giles, Hopkins, Howell, Luton, McIntyre, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—27.

Nay: Choate, Combs, Cullison, Ford, Green, Johnson, Keller, Lamb, Leonard, McCune, O'Connor, Rhodes, Smith, Watson, Wright and Young.—16.

Excused: Branch, Dennis, Landis, Miller and Pierce.—5.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Shedrick moved that the vote be reconsidered whereby **HB 1165** passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning for signature Enrolled **SBs 113** and **124.**

The above numbered measures were referred to the Governor.

Senator Roberts presiding.

GENERAL ORDER

HB 1169 by Lewis and Roberts of the House and Taylor of the Senate was called up for consideration.

Senator Taylor moved that **HB 1169** be advanced, which motion was declared adopted.

THIRD READING

HB 1169 was read for the third time at length.

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

Aye: Brown, Capps, Cate, Choate, Cullison, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and Winn.—29.

Nay: Boatner, Cain, Cole, Combs, Dahl, Dawson, McCune, McIntyre, Stipe, Wright, York and Young.—12.

Excused: Branch, Dennis, Keller, Landis, Miller, Pierce and Porter.—7.

The bill passed.

Senators Boatner, Wright, Stipe and McIntyre desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 8; Excused: 7.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Taylor moved that the vote be reconsidered whereby **HB 1169** and the emergency passed.

UNANIMOUS CONSENT REQUEST — SUSPEND RULE

Senator Randle asked unanimous consent to suspend the rule and withdraw **HB 1466** from the Public Education Committee and refer same direct to the Calendar, which was the order.

PENDING CONSIDERATION OF HAs

HAs to **SB 146** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Roberts, Wright, Cate, Dawson, Combs and Sadler.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives has added a conferee to those named April 16, as follows:

HB 1296 — add Cozort.

Senator Rozell presiding.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HCR 1009** was ordered granted, and Senate conferees appointed as follows: Senators Dawson, Miller, Cate and Cain.

Upon motion of Senator Luton an additional conferee was added to those named on page 565 as follows:

HB 1296 — add Wright.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1510** was adopted upon motion of Senator Roberts.

Senators Shedrick, Dawson, Taylor, Cain, Combs and Cate asked to coauthor **HB 1510,** which was the order.

HB 1510, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Branch, Dennis, Keller, Landis, Miller, Pierce, Porter and York.—8.

The bill passed.

HB 1510, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Floyd presiding.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 128, coauthored by Harbin of the House.

SB 213, coauthored by Williamson of the House.

House amendments were read on the above numbered bills and consideration deferred.

PENDING CONSIDERATION OF HAs

HAs to **SB 213** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Leonard, Randle and Shedrick.

SECOND READING

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

SR 24 — Direct to Calendar.

COMMITTEE REPORTS

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

DO PASS:

HB 1023 — Wildlife.
HB 1199 — General Government, and to be referred to Finance Committee by previous order.
HB 1202 — Wildlife.
HB 1226 — Finance.
HB 1246 — General Government.
HB 1519 — Finance, coauthored by Boatner (principal Senate author) and Ford of the Senate.
HB 1548 — Business and Labor, coauthored by York of the Senate.

DO PASS, as amended:

HB 1022 — Public Education, coauthored by Terrill of the Senate.
HB 1139 — Business and Labor.
HB 1141 — Business and Labor, coauthored by Choate (principal Senate author).
HB 1170 — Business and Labor.
HB 1223 — Business and Labor.
CS for **HB 1234** — Public Education.
HB 1252 — General Government.
HB 1267 — Business and Labor.
HB 1280 — Public Education.
HB 1291 — Judiciary and Retirement.
HB 1306 — Business and Labor.
CS for **HB 1331** — Finance.
HB 1364 — Business and Labor.
HB 1384 — Public Education, substitute Floyd as principal Senate author and remove Combs.
HB 1386 — Business and Labor.
HB 1504 — Public Education, coauthored by Hopkins of the Senate.
HB 1551 — Public Education, coauthored by Hopkins of the Senate.
CS for **HJR 1039** — Judiciary and Retirement.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 134 — Harris (Robert), Easley and Whorton.
SB 146 — Littlefield, Davis (Frank), Morgan, Willis, Hale and Benson.
SB 213 — Stacy, Williamson and Vanatta.
SB 284 — Abbott, Murphy and McKenna.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 18, 1985, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:40 p.m. to meet Thursday, April 18, 1985, at 11:00 a.m.

Fifty-ninth Legislative Day

Thursday, April 18, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Boatner, Branch, Dennis, Miller and Pierce.—5.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Craig Denslow, First United Methodist Church, Ardmore, the guest of Senator Roberts.

FIRST READING

The following was introduced and read the first time:

SR 25 — By Taylor.
A resolution commending Will Rogers, Jr. for his 47 years of service to the Will Rogers Memorial Commission on the occasion of his resignation; naming Will Rogers, Jr. Oklahoma's Favorite Goodwill Ambassador; proclaiming Will Rogers, Jr. Appreciation Day; and directing distribution.

INTRODUCTION

Senator Taylor introduced Will Rogers, Jr. to the Senate and asked unanimous consent that Mr. Rogers and his party be granted privileges of the floor to receive a copy of **SR 25,** which was the order. President Bernard also presented Mr. Rogers with a Proclamation declaring this date as "Will Rogers Jr. Appreciation Day" in Oklahoma.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Taylor asked unanimous consent to suspend Rule 5-4 and refer **SR 25** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 25 by Taylor was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 25,** which was the order.

SR 25 was adopted upon motion of Senator Taylor and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1069** and **1510.**

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 31
SB 33
SB 43
SB 50
SB 133, coauthored by Harbin and Cox
SB 305 (emergency failed)

House amendments were read on the above numbered bills and consideration deferred.

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:

HCR 1009

MOTION TO RECONSIDER VOTE

Senator Shedrick pressed her motion to reconsider the vote whereby **HB 1165** passed.

Senator Cate moved to table the Shedrick motion, which tabling motion was declared adopted.

HB 1165 was referred for engrossment.

GENERAL ORDER

SR 24 by Dahl was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 24,** which was the order.

SR 24 was adopted upon motion of Senator Dahl and referred for enrollment.

GENERAL ORDER

SR 20 by Leonard and Terrill was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 20,** which was the order.

SR 20 was adopted upon motion of Senator Leonard and referred for enrollment.

GENERAL ORDER

HB 1042 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senators Boatner and Cate moved to amend **HB 1042,** Page 2, Lines 5 through 13, by striking all of Section 2 and renumbering, which amendment was declared adopted.

Senator Cate moved that **HB 1042** be advanced, which motion was declared adopted.

THIRD READING

HB 1042 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Branch, Dennis, Miller, Pierce and Porter.—6.

The bill and emergency passed.

HB 1042 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 128** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Cain, Dawson and Leonard.

GENERAL ORDER

HB 1044 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Cate moved that **HB 1044** be advanced, which motion was declared adopted.

THIRD READING

HB 1044 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: Landis.—1.

Excused: Boatner, Branch, Dennis, Miller, Pierce, Porter and Winn.—7.

The bill and emergency passed.

HB 1044 was referred for engrossment.

GENERAL ORDER

HB 1060 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill moved that **HB 1060** be advanced, which motion was declared adopted.

THIRD READING

HB 1060 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Boatner, Branch, Dennis, Miller and Pierce.—5.

The bill and emergency passed.

HB 1060 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 133** were concurred in upon motion of Senator McIntyre.

SB 133, as amended by the Honorable House, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Floyd, Hopkins, Howell, Johnson, Leonard, Luton, McIntyre, Porter, Randle, Roberts, Rozell, Sadler, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—29.

Nay: Combs, Ford, Giles, Green, Keller, Lamb, Landis, McCune, O'Connor, Rhodes, Schuelein, Watson and Wright.—13.

Excused: Boatner, Branch, Dennis, Miller, Pierce and Smith.—6.

The bill passed.

House amendments were properly signed and the above numbered bill was referred for enrollment.

GENERAL ORDER

HB 1112, considered and coauthored on page 571, was considered further.

Senator McCune moved that **HB 1112** be advanced, which motion was declared adopted.

THIRD READING

HB 1112 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Boatner, Branch, Dawson, Dennis, Miller, Pierce and Smith.—7.

The bill and emergency passed.

HB 1112 was referred for engrossment.

GENERAL ORDER

HB 1295 by Reimer and Widener of the House and Winn and Johnson of the Senate was called up for consideration.

Senator Winn moved that **HB 1295** be advanced, which motion was declared adopted.

THIRD READING

HB 1295 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Boatner, Branch, Dawson, Dennis, McIntyre, Miller and Pierce.—7.

The bill passed.

HB 1295 was referred for engrossment.

GENERAL ORDER

HB 1291 by Anderson, et al, of the House and Cain of the Senate was called up for consideration.

Senator Cain moved that **HB 1291** be advanced, which motion was declared adopted.

THIRD READING

HB 1291 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Branch, Dennis, Miller, Pierce and Randle.—6.

The bill and emergency passed.

HB 1291 was referred for engrossment.

Senator Luton 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 Rozell presiding. A quorum was questioned and the roll ordered called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 164.**

The above numbered measure was referred for enrollment.

Advising that the House of Representatives has added a conferee to those named April 17, as follows:

SB 213 — Add Abbott.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 213

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 213** was adopted upon motion of Senator Leonard.

Representative Barker asked to coauthor **SB 213,** which was the order.

SB 213, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Excused: Boatner, Branch, Dennis, Keller, Miller, Pierce, Porter and Winn.—8.

The bill and emergency passed.

SB 213, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising adoption of and returning the following engrossed resolution as amended:

SCR 15, coauthored by Manar of the House.

House amendments were read on the above numbered resolution and consideration deferred.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1051, 1052, 1053, 1054, 1055, 1057, 1058 and **1059** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 326 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 23 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1299 — Kincheloe, Virtue and Haney.

GENERAL ORDER

HB 1357 by Leftwich of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved to amend **HB 1357,** Page 1, by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to state government; providing procedures when the Governor is unable to exercise or perform powers and duties of his office; allowing Governor or committee to declare inability of Governor; providing for devolution of office under certain circumstances; requiring Legislature to convene; requiring Supreme Court to determine issue of ability or inability of Governor; providing for application of act when other person is acting as Governor; 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 8 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Office of Governor, with its compensation, shall devolve upon the Lieutenant Governor or the person who is next in succession to the Office pursuant to the provisions of Section 15 of Article VI of the Oklahoma Constitution if the Governor transmits to the President Pro Tempore of the Senate and the Speaker of the House of Representatives his written declaration that he is unable to discharge the powers and duties of his Office. The Lieutenant Governor or other successor shall hold the Office until the Governor transmits to the President Pro Tempore of the Senate and the Speaker of the House of Representatives a written declaration that he is able to perform the powers and duties of his Office.

B. If a majority of a committee, comprised of the State Auditor and Inspector, State Treasurer, Superintendent of Public Instruction, Chairman of the Corporation Commission and Insurance Commissioner, transmits to the President Pro Tempore of the Senate, the Speaker of the House of Representatives and the Governor its written declaration that the Governor is unable to discharge the pow-

ers and duties of his Office, then the Office, with its compensation, shall devolve upon the Lieutenant Governor or other successor in forty-eight (48) hours unless the Governor transmits to the President Pro Tempore of the Senate, the Speaker of the House of Representatives and the members of the committee a written declaration to the contrary within the same forty-eight-hour time period.

C. If, within forty-eight (48) hours after the Governor transmits such a declaration, a majority of the committee provided in subsection B of this section transmits to the President Pro Tempore of the Senate and the Speaker of the House of Representatives a written declaration that the Governor is unable to perform the powers and duties of his Office, then the Legislature shall convene within seventy-two (72) hours. If a resolution declaring probable justification for a determination that inability exists is not adopted by two-thirds (2/3) of the members of each house of the Legislature within seventy-two (72) hours after the Legislature convenes, then the Governor shall continue to hold the Office.

If such a resolution is adopted by two-thirds (2/3) of the members of each house of the Legislature within seventy-two (72) hours after the Legislature convenes, then a copy of the resolution shall be transmitted immediately to the Supreme Court.

D. The Supreme Court shall determine the issue of the inability of the Governor, by preference and with priority over all other matters, under such rules as it shall adopt. If the Supreme Court determines that the Governor is unable to perform the powers and duties of his Office, then the Office, with its compensation, shall devolve upon the Lieutenant Governor or other successor. If the Supreme Court determines that the Governor is able, then he shall continue to hold the Office.

E. If the Office has devolved upon the Lieutenant Governor or other successor pursuant to the provisions of this act, and a majority of the committee provided in subsection B of this section transmits to the President Pro Tempore of the Senate and the Speaker of the House of Representatives a written declaration that the Governor is able to perform the powers and duties of his Office, then the Supreme Court shall determine the issue pursuant to the provisions of subsection D of this section.

F. When the Office has devolved upon the Lieutenant Governor or other successor, the provisions of this act shall also apply to the person holding the Office.

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 Dawson moved that **HB 1357** be advanced, which motion was declared adopted.

THIRD READING

HB 1357 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Luton, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taylor, York and Young.—31.

Nay: Lamb, Leonard, McCune, Smith, Taliaferro, Terrill, Watson and Wright.—8.

Excused: Boatner, Branch, Dennis, Keller, McIntyre, Miller, Pierce, Porter and Winn.—9.

The bill passed.

Senators Terrill and Taliaferro desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 6; Excused: 9.

The emergency passed.

HB 1357 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HCR 1009** was adopted upon motion of Senator Dawson.

HCR 1009, as amended in conference, was read at length as follows, adopted upon motion of Senator Dawson, properly signed and ordered returned to the Honorable House:

HCR 1009 — By Johnson (Glen), Leftwich and Smith of the House and Miller of the Senate.

A concurrent resolution providing for the use of the joint committee process when the Legislature is not in session.

WHEREAS, Section 456.2 of Title 74 of the Oklahoma Statutes authorizes the establishment of joint committees of the Legislature, comprised of members from the House of Representatives and from the Senate; and

WHEREAS, joint committees established pursuant to the provisions of this section of law are authorized to meet when the Legislature is not in session; and

WHEREAS, the use of joint committees during legislative interims helps eliminate the duplication of activities and procedure which occurs when each house of the Legislature takes independent action on the same subject matter; and

WHEREAS, a more frequent use of the joint committee process would result in more efficient and economical administration of matters of mutual concern to the House of Representatives and Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH LEGISLATURE, THE SENATE CONCURRING THEREIN:

THAT when the Legislature is not in session, the Legislature shall use the joint committee process authorized by Section 456.2 of Title 74 of the Oklahoma Statutes for resolving issues of mutual concern to the House of Representatives and Senate.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 326.**

The above numbered enrolled measure was referred to the Governor.

GENERAL ORDER

HB 1466 by Barker, et al, of the House was called up for consideration.

Senator Howell asked to be made Senate author of **HB 1466,** and Senator Randle asked to coauthor, which was the order.

Senator Howell moved to amend **HB 1466,** Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Howell 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: Brown, Capps, Cate, Cole, Cullison, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, O'Connor, Randle, Sadler, Shedrick, Smith, Stipe, Taylor, Wright, York and Young.—26.

Nay: Cain, Choate, Combs, Dawson, Landis, Rhodes, Roberts, Rozell, Schuelein, Taliaferro, Terrill and Watson.—12.

Excused: Boatner, Branch, Dahl, Dennis, Keller, McIntyre, Miller, Pierce, Porter and Winn.—10.

The bill passed.

Senators Cain, Landis, Roberts, Dawson, Terrill and Taliaferro desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 6; Excused: 10.

The emergency passed.

HB 1466 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Taylor pressed his motion to reconsider the vote whereby **HB 1169** and the emergency passed.

Senator Shedrick moved to table the Taylor motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Capps, Cate, Cullison, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill and Watson.—26.

Nay: Cain, Choate, Cole, Combs, Dawson, Leonard, McIntyre, O'Connor, Smith, Stipe, Wright, York and Young.—13.

Excused: Boatner, Branch, Dahl, Dennis, Keller, Miller, Pierce, Porter and Winn.—9.

HB 1169 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 19** and **315.**

The above numbered measures were referred for enrollment.

MOTION TO RECONSIDER VOTE — TIME EXTENDED

Senator Floyd asked unanimous consent that the time be extended one legislative day on the motion to reconsider the vote whereby **HB 1305** failed, which was the order.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 128 — Lewis, Harbin and Williamson.

SB 256 — Vaughn, Glover and Shurden.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 213,** requesting further conference and naming same conferees as follows: Stacy, Abbott, Vanatta and Williamson.

Senator Floyd presiding.

Senator Luton moved that the Senate stand at ease, which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Cullison presiding. A quorum was questioned and the roll ordered called, following which a quorum was declared present.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SB 213** was ordered granted, and Senate conferees appointed as follows: Senators Leonard, Randle, Shedrick and Dawson.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 28
SB 35
SB 58
SB 59
SB 65, substitute Harbin as principal House author and coauthored by Hamilton (James) and Clark of the House.
SB 228, coauthored by Haney, Virtue and Thompson of the House.
SB 232, coauthored by Haney of the House and Dennis of the Senate.
SB 336

House amendments were read on the above numbered bills and consideration deferred.

GENERAL ORDER

HB 1543 by Johnson (Glen), et al, of the House and Ford and Howell of the Senate was called up for consideration.

Senator Ford moved to amend **HB 1543** by striking the title, enacting clause and the body of the bill and substituting the floor substitute and by restoring the title on the floor substitute. (Copies of the floor substitute for **HB 1543** were provided to all Senators).

Senator Combs moved to return **HB 1543** to the Committee on Transportation.

Senator Ford moved to table the Combs motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Capps, Cate, Cole, Floyd, Ford, Green, Hopkins, Johnson, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Smith, Taliaferro, Taylor, Watson and Wright.—21.

Nay: Cain, Combs, Cullison, Dawson, Giles, Howell, Landis, Sadler, Schuelein, Shedrick, Stipe, Terrill, York and Young.—14.

Excused: Boatner, Branch, Choate, Dahl, Dennis, Keller, Lamb, McIntyre, Miller, Pierce, Porter, Rozell and Winn.—13.

Senator Ford pressed his motion to adopt his amendment to **HB 1543.**

Senator Stipe moved to table the Ford amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Combs, Cullison, Floyd, Giles, Hopkins, Howell, Landis, Luton, Roberts, Schuelein, Shedrick, Stipe, Taylor, Terrill, York and Young.—19.

Nay: Capps, Choate, Cole, Ford, Green, Johnson, Leonard, McCune, O'Connor, Randle, Rhodes, Sadler, Smith, Taliaferro, Watson and Wright.—16.

Excused: Boatner, Branch, Dahl, Dawson, Dennis, Keller, Lamb, McIntyre, Miller, Pierce, Porter, Rozell and Winn.—13.

Senator Ford moved to amend **HB 1543,** Page 1, by restoring the title and the enacting clause, which amendment was declared adopted.

Senator Ford moved that **HB 1543** be advanced, which motion was declared adopted.

THIRD READING

HB 1543 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—36.

Excused: Boatner, Branch, Dahl, Dennis, Keller, Lamb, McIntyre, Miller, Pierce, Porter, Rozell and Winn.—12.

The bill passed.

HB 1543 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1112 and **1357** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 133, 164 and **315** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 20, 24 and **25** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Floyd presiding.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 34
SB 39
SB 40
SB 44
SB 45
SB 48
SB 52
SB 53
SB 54
SB 60
SB 61
SB 191
SB 249

House amendments were read on the above numbered bills and consideration deferred.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **SBs 133, 164** and **315.**

The above numbered enrolled measures were referred to the Governor.

Senator Smith presiding.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills.

SB 146, conference committee substitute.

2nd CCR for **SB 213,** conference committee substitute.

PENDING CONSIDERATION OF CCR

The CCR on **SB 146** was adopted upon motion of Senator Roberts.

SB 146, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—35.

Nay: Schuelein and York.—2.

Excused: Boatner, Branch, Dahl, Dennis, Keller, Lamb, Miller, Pierce, Porter, Rozell and Winn.—11.

The bill and emergency passed.

SB 146, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 213** was adopted upon motion of Senator Leonard.

SB 213, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—37.

Excused: Boatner, Branch, Dahl, Dennis, Keller, Lamb, Miller, Pierce, Porter, Rozell and Winn.—11.

The bill and emergency passed.

SB 213, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Cullison presiding.

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 1296

PENDING CONSIDERATION OF CCR

The CCR on **HB 1296** was adopted upon motion of Senator Stipe.

Senator Boatner asked to coauthor **HB 1296,** which was the order.

HB 1296, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Cullison, Dawson, Floyd, Giles, Green, Hopkins, Howell, Landis, Luton, McIntyre, Randle, Roberts, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, York and Young.—25.

Nay: Choate, Cole, Combs, Johnson, Leonard, McCune, O'Connor, Rhodes, Smith, Watson and Wright.—11.

Excused: Boatner, Branch, Dahl, Dennis, Ford, Keller, Lamb, Miller, Pierce, Porter, Rozell and Winn.—12.

The Chair advised that Senator Ford, having been present in the Chamber during the vote on **HB 1296** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 25; Nay: 12; Excused: 11.

The bill passed.

HB 1296, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1169.**

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

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1009.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill: **SB 128,** conference committee substitute.

PENDING CONSIDERATION OF CCR

The CCR on **SB 128** was adopted upon motion of Senator Cain.

SB 128, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—37.

Excused: Boatner, Branch, Dahl, Dennis, Keller, Lamb, Miller, Pierce, Porter, Rozell and Winn.—11.

The bill and emergency passed.

SB 128, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **SB 146,** requesting further conference and naming same House conferees.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 128** and **213** (2nd CCR).

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SB 146** was ordered granted, and same Senate conferees appointed as follows: Senators Roberts, Wright, Cate, Dawson, Combs and Sadler.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1042, 1044, 1060, 1165, 1291, 1295, 1466 and **1543** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 19 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1159,** requesting conference and naming conferees as follows: Lewis, Henshaw and Haney.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 128 and **213** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 19, 128** and **213.**

The above numbered enrolled measures were referred to the Governor.

Senator Terrill presiding.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

2nd **CCR** for **SB 146,** conference committee substitute.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 146** was adopted upon motion of Senator Roberts.

SB 146, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—33.

Excused: Boatner, Branch, Dahl, Dennis, Howell, Keller, Lamb, McIntyre, Miller, Pierce, Porter, Rozell, Smith, Stipe and Winn.—15.

The bill and emergency passed.

SB 146, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1296** and **1543.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS:

HB 1064 — Criminal Jurisprudence, coauthored by Wright of the Senate.
HB 1188 — Judiciary and Retirement, coauthored by Terrill of the Senate.
HB 1261 — Criminal Jurisprudence.
HB 1303 — Judiciary and Retirement.
HB 1368 — Judiciary and Retirement, coauthored by Keller of the Senate.
HB 1369 — Human Resources, coauthored by Cain of the Senate.
HB 1387 — Criminal Jurisprudence.
HB 1406 — Judiciary and Retirement.
HB 1444 — Judiciary and Retirement.
HB 1496 — Human Resources.
HB 1556 — Judiciary and Retirement, coauthored by Littlefield of the House.

DO PASS, as amended:

HB 1018 — Finance, coauthored by Taliaferro (principal Senate author).
HB 1025 — Appropriations.
HB 1026 — Appropriations.
HB 1027 — Appropriations.
HB 1028 — Appropriations.
HB 1029 — Appropriations.
HB 1030 — Appropriations.
HB 1032 — Appropriations.
HB 1033 — Appropriations.
CS for **HB 1034** — Appropriations.
HB 1038 — Appropriations.
HB 1047 — Appropriations.
HB 1049 — Appropriations.
CS for **HB 1050** — Appropriations.
CS for **HB 1063** — Judiciary and Retirement.
HB 1190 — Human Resources, coauthored by Clark, Fair, Gordon, Kincheloe, Little, Osborne and Williamson of the House.
HB 1198 — Natural Resources.
CS for **HB 1222** — Finance, coauthored by Brewster of the House.
CS for **HB 1243** — Judiciary and Retirement, substitute McIntyre as principal Senate author and Randle as coauthor.
HB 1262 — Criminal Jurisprudence.
HB 1284 — Criminal Jurisprudence.
HB 1312 — Criminal Jurisprudence.
HB 1345 — Judiciary and Retirement.
HB 1353 — Judiciary and Retirement.
CS for **HB 1361** — Human Resources.
HB 1372 — Judiciary and Retirement.
HB 1404 — Human Resources coauthored by Cate (principal Senate author).
HB 1463 — Finance, coauthored by Combs of the Senate.
HB 1480 — Judiciary and Retirement.
HB 1486 — Judiciary and Retirement.
CS for **HB 1552** — Judiciary and Retirement.
CS for **HJR 1018** — Natural Resources.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1012.**

HCR 1012 — By Barker and Davis (Guy) of the House and Randle and Luton of the Senate.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

The above numbered measure was read the first time.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **HCR 1012** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1012 by Barker and Davis (Guy) of the House and Randle and Luton of the Senate was called up for consideration.

HCR 1012 was read at length as follows:

HCR 1012 — By Barker and Davis (Guy) of the House and Randle and Luton of the Senate.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

WHEREAS, due to the budgetary considerations, it has become apparent that the best interests of the State of Oklahoma would be served if the Oklahoma Legislature took an extended recess; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each house to the adjournment of the other for more than three days.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The House of Representatives and the Senate of the State of Oklahoma hereby recess for a period of seventeen (17) days, beginning the 19th day of April, 1985, and ending the 5th day of May, 1985. The House of Representatives and the Senate will reconvene on the 6th day of May, 1985. The House of Representatives hereby consents to the recess of the Senate for the above specified amount of time, and the Senate hereby consents to the recess of the House of Representatives for the above specified amount of time. The hour at which the houses shall reconvene shall be set by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective houses.

SECTION 2. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power to authorize certain members of the Legislature to continue committee work and other authorized legislative duties. The members shall be paid mileage and per diem pursuant to the provisions of Section 291.1a of Title 74 of the Oklahoma Statutes. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power and are authorized to employ temporary employees as deemed necessary for the performance of required duties.

SECTION 3. A copy of this resolution shall be spread upon the pages of the permanent journals of the House of Representatives and the Senate, Fortieth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

HCR 1012 was adopted upon motion of Senator Luton, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 146** (2nd **CCR**), coauthored by Davis (Frank) and Kamas of the House.

The above numbered bill, as amended in conference, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 146 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 146.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1012.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

Pursuant to the provisions of Enrolled **HCR 1012,** Senator Luton moved that when the clerk's desk is clear, the Senate stand recessed until Monday, May 6, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate stood recessed at 11:30 p.m. to meet Monday, May 6, 1985, at 1:30 p.m.

Sixtieth Legislative Day

Monday, May 6, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Branch and Stipe.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend John C. Adams, First United Methodist Church, Seminole, the guest of Senator Dawson.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1159** was ordered granted, and Senate conferees appointed as follows: Senators Cate, Dennis and Roberts.

GENERAL ORDER

HB 1038 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1038** be advanced, which motion was declared adopted.

THIRD READING

HB 1038 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—38.

Nay: Smith.—1.

Excused: Branch, Ford, Howell, Keller, Leonard, Pierce, Randle, Stipe and Wright.—9.

The bill and emergency passed.

HB 1038 was referred for engrossment.

MESSAGES FROM THE GOVERNOR

Advising approval by him, April 19, 1985, of Enrolled **SBs 19, 105, 113, 124, 162, 164, 220,** and **315** and on April 23, 1985 of Enrolled **SBs 128, 133, 146** and **213.**

Advising veto on April 22, 1985 of **SB 104.** The veto message reads as follows:

To the President Pro Tempore
and Members of the Honorable
Senate First Regular Session
of the Fortieth Legislature

This is to advise you that on this date, I have vetoed: Enrolled Senate Bill Number 104 — By Johnson and Boatner of the Senate and Sanders of the House.

An act relating to militia; amending 44 O.S. 1981, Section 195.4, which relates to the Awards and Decorations Board; re-creating the Awards and Decorations Board; modifying the membership; providing an effective date; and declaring an emergency.

I vetoed Enrolled Senate Bill Number 104 for the following reason:

I have been a strong advocate for reducing the number of state boards and commissions. I believe the public is better served by streamlining government.

For the above-cited reason, I have vetoed this bill.

Governor of the
State of Oklahoma

/s/ George Nigh

Advising approval on April 24, 1985 of **SB 326** with veto of Section 43 of the bill. The line item veto message reads as follows:

To the President and Members
of the Honorable Senate
First Session of the
Fortieth Legislature

Enrolled Senate Bill Number 326 is a supplemental appropriation bill and as such provides necessary funds for many state agencies. I fully support the funding provisions and have approved those sections of this legislation.

I have vetoed Section 43 ONLY of Enrolled Senate Bill Number 326 for the following reasons:

I have long supported a modernization of our state central accounting system. Essential to this concept, in my opinion, is a unified approach, encompassing all agencies of state government that expend treasury funds.

Section 43 of the bill would allow of institutions of higher education to opt whether or not to fully participate in the central systems of the Oklahoma Financial Information System which is presently being developed. This would pose a retreat from a uniform approach to state accounting and management.

The language in this section is ambiguous and might support an interpretation that the legislation would remove institutions of higher education from the current administrative procedures of the Oklahoma Budget Law. This I cannot support.

For these reasons I have vetoed Section 43 of Enrolled Senate Bill Number 326.

By the Governor of the
State of Oklahoma

/s/ George Nigh

GENERAL ORDER

HB 1056 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill moved that **HB 1056** be advanced, which motion was declared adopted.

THIRD READING

HB 1056 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Dahl, Ford, Giles, Green, Hopkins, Johnson, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rozell, Sadler, Schuelein, Smith, Taliaferro, Terrill, Winn, York and Young.—30.

Nay: Combs, Cullison, Dawson, Dennis, Floyd, Keller, Lamb, Leonard, Rhodes, Roberts, Shedrick, Taylor and Watson.—13.

Excused: Branch, Howell, Pierce, Stipe and Wright.—5.

The bill passed.

Senators Shedrick and Taylor 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 1056 was referred for engrossment.

GENERAL ORDER

HB 1068 by Littlefield, et al, of the House and Schuelein of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1068** be advanced, which motion was declared adopted.

THIRD READING

HB 1068 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Dawson, Howell, Pierce and Stipe.—5.

The bill passed.

HB 1068 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1104 by Virtue, et al, of the House and Floyd, et al, of the Senate was called up for consideration.

Senator Floyd moved that **HB 1104** be advanced, which motion was declared adopted.

THIRD READING

HB 1104 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Con-

nor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Landis, Schuelein and Taliaferro.—3.

Excused: Branch, Howell, Pierce and Stipe.—4.

The bill passed.

HB 1104 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1192 by McCorkell of the House and Watson of the Senate was called up for consideration.

Senator Watson moved that **HB 1192** be advanced, which motion was declared adopted.

THIRD READING

HB 1192 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Branch, Howell, Pierce and Stipe.—4.

The bill and emergency passed.

HB 1192 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1252 by Gish of the House and Capps of the Senate was called up for consideration.

Senator Shedrick moved to amend **HB 1252,** Page 5, Lines 13 through 15, by restoring all stricken language after the word "amount" on Line 13 and before the word "All" on Line 15, which amendment was declared adopted.

Senator Capps moved to amend **HB 1252,** Page 18, Lines 9 through 11, by striking after the word "district" on Line 9, and before the word "may" on Line 11, all language, which amendment was declared adopted.

Senator Capps moved that **HB 1252** be advanced, which motion was declared adopted.

THIRD READING

HB 1252 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Dawson, Howell, Pierce and Stipe.—5.

The bill passed.

HB 1252 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 305** were rejected upon motion of Senator Floyd, conference requested, and Senate conferees appointed as follows: Senators Floyd, Sadler and Boatner.

GENERAL ORDER

HB 1273 by Stottlemyre and Hamilton (James) of the House and Schuelein of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1273** be advanced, which motion was declared adopted.

THIRD READING

HB 1273 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Howell, Pierce, Randle and Stipe.—5.

The bill passed.

HB 1273 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1065** (emergency failed).

GENERAL ORDER

HB 1280 by Williams (Penny), et al, of the House and Shedrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1280** be advanced, which motion was declared adopted.

THIRD READING

HB 1280 was read for the third time at length.

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

Aye: Boatner, Brown, Capps, Cate, Cullison, Dahl, Dennis, Floyd, Hopkins, Luton, McIntyre, Porter, Randle, Roberts, Rozell, Sadler, Shedrick, Taylor, Winn and York.—20.

Nay: Cain, Choate, Cole, Combs, Dawson, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Rhodes, Schuelein, Smith, Taliaferro, Terrill, Watson, Wright and Young.—24.

Excused: Branch, Howell, Pierce and Stipe.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Shedrick moved that the vote be reconsidered whereby **HB 1280** failed.

GENERAL ORDER

HB 1010 by Henshaw, et al, of the House and Wright of the Senate was called up for consideration.

Senator Wright moved that **HB 1010** be advanced, which motion was declared adopted.

THIRD READING

HB 1010 was read for the third time at length.

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

Aye: Brown, Capps, Choate, Ford, Green, Howell, Johnson, Lamb, Leonard, McCune, O'Connor, Randle, Rhodes, Shedrick, Smith, Taylor, Watson, Wright and York.—19.

Nay: Boatner, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Keller, Landis, Luton, McIntyre, Miller, Pierce, Porter, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Terrill, Winn and Young.—27.

Excused: Branch and Stipe.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Wright moved that the vote be reconsidered whereby **HB 1010** failed.

GENERAL ORDER

HB 1331 by Kincheloe, et al, of the House and Cole of the Senate was called up for consideration.

Senator Cole moved that **HB 1331** be advanced, which motion was declared adopted.

THIRD READING

HB 1331 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: Branch and Stipe.—2.

The bill passed.

HB 1331 was referred for engrossment.

CHANGE IN COMMITTEE ASSIGNMENT

Senator Luton asked unanimous consent to withdraw **HB 1281** from the Committee on Human Resources and refer same to the Committee on Judiciary and Retirement, which was the order."

COMMITTEE REPORT

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

DO PASS:

HB 1334 — Judiciary and Retirement

FIRST READING

The following was introduced and read the first time:

SR 26 — By Miller.
A resolution praising the life and accomplishments of Joseph M. Whitaker; expressing condolences; making a permanent record; and directing distribution.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 7, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:00 p.m. to meet Tuesday, May 7, 1985, at 1:30 p.m.

Sixty-first Legislative Day

Tuesday, May 7, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Porter and Stipe.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend John C. Adams, First United Methodist Church, Seminole, the guest of Senator Dawson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1065, 1068, 1104, 1192** and **1273.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1028 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1028** be advanced, which motion was declared adopted.

THIRD READING

HB 1028 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—45.

Excused: Porter, Stipe and Winn.—3.

The bill and emergency passed.

HB 1028 was referred for engrossment.

GENERAL ORDER

HB 1029 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1029** be advanced, which motion was declared adopted.

THIRD READING

HB 1029 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—43.

Excused: Ford, Porter, Stipe, Winn and York.—5.

The bill passed.

Senator Ford desired to vote Aye on the emergency.

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

Aye: 44; Excused: 4.

The emergency passed.

HB 1029 was referred for engrossment.

GENERAL ORDER

HB 1030 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1030** be advanced, which motion was declared adopted.

THIRD READING

HB 1030 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—44.

Excused: Porter, Stipe, Winn and York.—4.

The bill and emergency passed

HB 1030 was referred for engrossment.

GENERAL ORDER

HB 1027 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1027** be advanced, which motion was declared adopted.

THIRD READING

HB 1027 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—44.

Excused: Porter, Stipe, Winn and York.—4.

The bill and emergency passed.

HB 1027 was referred for engrossment.

GENERAL ORDER

HB 1025 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1025** be advanced, which motion was declared adopted.

THIRD READING

HB 1025 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—44.

Excused: Porter, Stipe, Winn and York.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Combs moved that the vote be reconsidered whereby **HB 1025** passed.

GENERAL ORDER

HB 1026 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1026** be advanced, which motion was declared adopted.

THIRD READING

HB 1026 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—44.

Excused: Porter, Stipe, Winn and York.—4.

The bill and emergency passed.

HB 1026 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1038, 1056, 1252 and **1331** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

Senator Cullison presiding.

GENERAL ORDER

HB 1032 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1032** be advanced, which motion was declared adopted.

THIRD READING

HB 1032 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—44.

Excused: Porter, Stipe, Winn and York.—4.

The bill and emergency passed.

HB 1032 was referred for engrossment.

GENERAL ORDER

HB 1034 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Smith moved that **HB 1034** be advanced, which motion was declared adopted.

THIRD READING

HB 1034 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—38.

Nay: Choate, Giles, Landis, McCune, O'Connor and Pierce.—6.

Excused: Porter, Stipe, Winn and York.—4.

The bill and emergency passed.

HB 1034 was referred for engrossment.

GENERAL ORDER

HB 1505 by Vaughn of the House and Rozell of the Senate was called up for consideration.

Senator York moved to amend **HB 1505,** Page 2, Line 15, by deleting after the word "establish" and before the word "in" on Line 16 all language and substituting therefor the following language: "a practice in not more than two (2) office locations" and on Page 2, Line 18, by adding after the word "Optometry" and before the word "Each" the following sentence: "Practice in a Governmental institution shall not be counted as one of these locations." and by deleting after the word "Each" on Page 2, Line 18, and

before the word "office" the word "Branch".

Senator Taylor moved to table the York amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Choate, Dennis, Floyd, Ford, Green, Lamb, Leonard, McCune, McIntyre, O'Connor, Rhodes, Roberts, Schuelein, Smith, Taylor, Watson, Wright and Young.—19.

Nay: Boatner, Branch, Brown, Capps, Cate, Cole, Combs, Dahl, Dawson, Hopkins, Howell, Johnson, Keller, Landis, Luton, Miller, Randle, Rozell, Sadler, Shedrick, Taliaferro, Terrill, Winn and York.—24.

Excused: Cullison, Giles, Pierce, Porter and Stipe.—5.

The Chair advised that Senator Cullison, having been present in the Chamber during the vote on the Taylor tabling motion, would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 19; Nay: 25; Excused: 4.

Senator York pressed the adoption of his amendment to **HB 1505,** which amendment was declared adopted.

Senator Taylor moved to amend **HB 1505,** Page 1, by crippling the title.

Senator Rozell moved to table the Taylor amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McIntyre, Miller, Randle, Rozell, Sadler, Shedrick, Taliaferro, Terrill, Watson, Winn and York.—28.

Nay: Boatner, Branch, Cain, Choate, Dawson, Floyd, Ford, Green, McCune, O'Connor, Rhodes, Roberts, Schuelein, Smith, Taylor, Wright and Young.—17.

Excused: Pierce, Porter and Stipe.—3.

Senator Rozell moved to amend **HB 1505,** Page 5, Line 14½, by adding a new Section 3, the Severability Clause, and renumber subsequent section, which amendment was declared adopted.

Senator Rozell moved that **HB 1505** be advanced, which motion was declared adopted.

THIRD READING

HB 1505 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill, Watson, Winn and York.—39.

Nay: Cain, Smith, Taylor, Wright and Young.—5.

Excused: Johnson, Pierce, Porter and Stipe.—4.

The bill passed.

Senator Wright desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40; Nay: 4; Excused: 4.

The emergency passed.

HB 1505 was referred for engrossment.

SECOND READING — DIRECT TO CALENDAR

Senator Miller asked unanimous consent to suspend Rules 5-4 and 5-5 and refer **SR 26** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 26 by Miller was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 26,** which was the order.

SR 26 was adopted upon motion of Senator Miller, referred for enrollment and read at length as follows:

SR 26 — By Miller, et al.

A resolution praising the life and accomplishments of Joseph M. Whitaker; expressing 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, Joseph M. Whitaker was born January, 1904, in Boone, Iowa, moved with his parents to Eufaula, Oklahoma, and studied law with his father; and

WHEREAS, Joseph M. Whitaker was a member of the Oklahoma State Senate from 1932 to 1940; and

WHEREAS, Joseph M. Whitaker was a member of the Oklahoma House of Representatives from 1928 to 1932; and

WHEREAS, Joseph M. Whitaker, while a member of the Oklahoma House of Representatives, authored legislation creating Oklahoma's first soil conservation district; and

WHEREAS, Joseph M. Whitaker served his country during World War II as a member of the Inspector General Corps; and

WHEREAS, Joseph M. Whitaker served after the war as vice-chairman of the Oklahoma Tax Commission; and

WHEREAS, throughout his life, Joseph M. Whitaker was sustained by his faith and bolstered by his family; 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 1st SESSION OF THE 40th OKLAHOMA LEGISLATURE:

THAT the Oklahoma State Senate hereby recognizes the contributions and accomplishments of Joseph M. Whitaker to the State of Oklahoma and the nation. The Oklahoma Legislature expresses its condolences to the family of Joseph M. Whitaker.

THAT a copy of this resolution shall be spread upon the pages of the permanent journals of the Oklahoma State Senate as a permanent record of the commendations and condolences expressed herein.

THAT copies of this resolution be dispatched to the family of Joseph M. Whitaker.

Senator Roberts presiding.

GENERAL ORDER

HB 1139 by Abbott of the House and Terrill of the Senate was called up for consideration.

Senator Keller moved to amend **HB 1139,** Page 1, Line 6, by deleting the words "Mechanical Licensing Act" and inserting in lieu thereof the following:

"Household Appliances and Machinery Act" and conforming the remainder of the bill accordingly.

Senator Terrill moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Landis, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and York.—31.

Nay: Choate, Dawson, Ford, Green, Johnson, Keller, Leonard, McCune, O'Connor, Pierce, Smith, Wright and Young.—13.

Excused: Giles, Lamb, Porter and Stipe.—4.

Senator Keller moved to amend **HB 1139,** Page 2, Line 5, by deleting Lines 5 through 8 and inserting in lieu thereof the following: "1. Appliance and Machinery System" means all mechanical systems used in maintaining temperature, light or humidity in a house and all electrical powered appliances;".

Senator Terrill moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Dahl, Floyd, Hopkins, Howell, Lamb, Landis, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson and Winn.—29.

Nay: Choate, Combs, Dawson, Ford, Giles, Green, Johnson, Keller, Leonard, O'Connor, Pierce, Smith, Wright and Young.—14.

Excused: Cullison, Dennis, Porter, Stipe and York.—5.

Senator Terrill moved to amend **HB 1139,** Page 16, Line 18½, by adding a new subsection 6 to read as follows: "6. Any regular employee of any firm or corporation doing any mechanical work on the property of the firm or corporation whether or not the property is owned, leased, or rented except as may be required by local ordinance.", which amendment was declared adopted.

Senator Terrill moved that **HB 1139** be advanced, which motion was declared adopted.

THIRD READING

HB 1139 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cole, Dennis, Floyd, Lamb, Miller, Randle, Roberts, Taliaferro and Terrill.—12.

Nay: Boatner, Branch, Cate, Choate, Combs, Cullison, Dawson, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, Wright and Young.—32.

Excused: Dahl, Porter, Stipe and York.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Terrill moved that the vote be reconsidered whereby **HB 1139** failed.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1165.**

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 305,** and naming House conferees as follows: Abbott, Murphy and McKenna.

GENERAL ORDER

HB 1164 by Mentzer of the House and Rozell of the Senate was called up for consideration.

Senator Rozell asked unanimous consent that **HB 1164** be laid over for this legislative day, which was the order.

HB 1164 remains on General Order.

Senator Combs presiding.

GENERAL ORDER

HB 1261 by Craighead of the House and Watson of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1261,** which was the order.

Senator Watson moved that **HB 1261** be advanced, which motion was declared adopted.

THIRD READING

HB 1261 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Porter, Stipe and York.—3.

The bill passed.

HB 1261 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1284 by Adair and Littlefield of the House and Brown of the Senate was called up for consideration.

Senator Brown moved to amend **HB 1284,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Brown moved that **HB 1284** be advanced, which motion was declared adopted.

THIRD READING

HB 1284 was read for the third time at length.

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

Aye: Boatner, Brown, Capps, Choate, Cole, Combs, Cullison, Floyd, Hopkins, Johnson, Lamb, Landis, McCune, Randle, Rhodes, Rozell, Sadler, Taylor, Terrill, Winn, Wright and Young.—22.

Nay: Branch, Cain, Cate, Dawson, Dennis, Ford, Giles, Green, Howell, Keller, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Roberts, Schuelein, Shedrick, Smith, Taliaferro and Watson.—22.

Excused: Dahl, Porter, Stipe and York.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Brown moved that the vote be reconsidered whereby **HB 1284** failed.

GENERAL ORDER

HB 1312 by Hobson, et al, of the House and McCune of the Senate was called up for consideration.

Senator McCune moved that **HB 1312** be advanced, which motion was declared adopted.

THIRD READING

HB 1312 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright and Young.—37.

Nay: Branch, Dawson, Dennis, Giles, Landis and McIntyre.—6.

Excused: Dahl, Porter, Stipe, Taliaferro and York.—5.

The bill passed.

HB 1312 was referred for engrossment.

GENERAL ORDER

HB 1326 by Smith, et al, of the House and Landis and Taliaferro of the Senate was called up for consideration.

Senator Johnson asked to coauthor **HB 1326,** which was the order.

Senator Landis moved that **HB 1326** be advanced, which motion was declared adopted.

THIRD READING

HB 1326 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—44.

Excused: Dahl, Porter, Stipe and York.—4.

The bill passed.

HB 1326 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1365 by Kincheloe of the House and Watson of the Senate was called up for consideration.

Senator Johnson asked to coauthor **HB 1365,** which was the order.

Senator Watson moved that **HB 1365** be advanced, which motion was declared adopted.

THIRD READING

HB 1365 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Young.—43.

Nay: Wright.—1.

Excused: Dahl, Porter, Stipe and York.—4.

The bill passed.

HB 1365 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to SB 255 were rejected upon motion of Senator McIntyre, conference requested, and Senate conferees appointed as follows: Senators McIntyre, McCune and Roberts.

FIRST READING

The following was introduced and read the first time:

SR 27 — By McCune.
A Resolution memorializing the U.S. Congress to create a Federal Commission on Youth Suicide Prevention and stating the purpose; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator McCune asked unanimous consent to suspend Rule 5-4 and refer **SR 27** direct to the Calendar, which was the order.

COMMITTEE REPORTS

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

DO PASS, as amended:

HB 1137 — Business and Labor, coauthored by Dennis (principal Senate author).
HB 1149 — Business and Labor.
CS for **HB 1196** — Public Education.
HB 1270 — Public Education.
HB 1339 — Banks and Banking.
CS for **HB 1358** — Business and Labor, coauthored by Combs (principal Senate author).
HB 1468 — Public Education.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 8, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:30 p.m. to meet Wednesday, May 8, 1985, at 1:30 p.m.

Sixty-second Legislative Day

Wednesday, May 8, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Choate, McIntyre, Porter and Stipe.—5.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend John C. Adams, First United Methodist Church, Seminole, the guest of Senator Dawson.

Senator Roberts presiding.

GENERAL ORDER

HB 1018 by Grieser of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1018** be advanced, which motion was declared adopted.

THIRD READING

HB 1018 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, Brown, Cain, Capps, Cate, Cole, Combs, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Nay: Dawson, Lamb, O'Connor and Young.—4.

Excused: Branch, Choate, Cullison, McIntyre, Porter and Stipe.—6.

The bill and emergency passed.

HB 1018 was referred for engrossment.

INTRODUCTION

Senator Rozell introduced Miss Cheryl Tackett, 1985 Strawberry Festival Queen, to the Senate, and asked unanimous consent that Miss Tackett and her party be granted privileges of the floor, which was the order. Senator Rozell presented Miss Tackett with a Citation from the Senate.

GENERAL ORDER

HB 1022 by Craighead and Schroeder of the House and Howell and Terrill of the Senate was called up for consideration.

Senator Howell moved that **HB 1022** be advanced, which motion was declared adopted.

THIRD READING

HB 1022 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Pierce.—1.

Excused: Branch, Choate, McIntyre, Porter and Stipe.—5.

The bill passed.

HB 1022 was referred for engrossment.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect had he been present at the time the votes were taken, he would have voted "Aye" on the following measures: **SR 24, HBs 1042, 1044, 1060, 1112, 1291, 1295, 1357, 1466** and **1543;** and an "Aye" vote on the Emergency on **HB 1165;** and a "Nay" vote on **HB 1163,** which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 279.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1165, 1261** and **1326.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1047 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Boatner moved that **HB 1047** be advanced, which motion was declared adopted.

THIRD READING

HB 1047 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Pierce and Smith.—2.

Excused: Branch, Choate, McIntyre, Porter and Stipe.—5.

The bill and emergency passed.

HB 1047 was referred for engrossment.

Senator Rozell presiding.

GENERAL ORDER

HB 1049 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Boatner moved that **HB 1049** be advanced, which motion was declared adopted.

THIRD READING

HB 1049 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill and York.—31.

Nay: Cole, Giles, Landis, McCune, O'Connor, Pierce, Rhodes, Smith, Watson, Winn, Wright and Young.—12.

Excused: Branch, Choate, McIntyre, Porter and Stipe.—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: 32; Nay: 11; Excused: 5.

The emergency passed.

HB 1049 was referred for engrossment.

GENERAL ORDER

HB 1050 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1050** be advanced, which motion was declared adopted.

THIRD READING

HB 1050 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Branch, Choate, Howell, Lamb, McIntyre, Porter, Stipe and York.—8.

The bill passed.

Senator Howell desired to vote Aye on the emergency.

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

Aye: 41; Excused: 7.

The emergency passed.

HB 1050 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1026, 1027, 1028, 1029, 1030, 1032, 1034, 1312, 1365 and **1505** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 26 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

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 1299

The conference committee report was read on the above numbered bill and consideration deferred.

MOTION TO RECONSIDER VOTE

Senator Wright pressed his motion to reconsider the vote whereby **HB 1010** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Capps, Cole, Dahl, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Sadler, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright, York and Young.—30.

Nay: Cain, Cate, Combs, Cullison, Dawson, Dennis, Keller, Miller, Randle, Roberts, Rozell, Schuelein and Terrill.—13.

Excused: Branch, Choate, McIntyre, Porter and Stipe.—5.

THIRD READING

Senator Wright moved that the vote be reconsidered whereby **HB 1010** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1010 was considered further.

Senator Wright moved to amend **HB 1010,** Page 2, Line 6, by deleting after the word "shall" on Line 5 and before the word "be" on Line 6, the word "also" and inserting in lieu thereof the words "pay the full amount due from such false or bogus check to the payee within sixty (60) days. If the amount is not paid within sixty (60) days, then the person shall" and by amending title to conform, which amendment was declared adopted.

Senator Wright moved that **HB 1010** be advanced, which motion was declared adopted.

THIRD READING

HB 1010 was read for the third time at length.

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

Aye: Brown, Capps, Cole, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, Randle, Rhodes, Sadler, Taliaferro, Taylor, Winn, Wright and York.—21.

Nay: Boatner, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Howell,

Keller, Miller, O'Connor, Pierce, Roberts, Rozell, Schuelein, Shedrick, Terrill, Watson and Young.—21.

Excused: Branch, Choate, McIntyre, Porter, Smith and Stipe.—6.

The bill failed.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1187.**

GENERAL ORDER

HB 1073 by Shurden, et al, of the House and Terrill of the Senate was called up for consideration.

Senator Shedrick moved to amend **HB 1073,** Page 6, Line 5, by deleting after the word "attorney" and before the word "release" the word "may" and substitute the word "shall", which amendment was declared adopted.

Senator Terrill moved that **HB 1073** be advanced, which moton was declared adopted.

THIRD READING

HB 1073 was read for the third time at length.

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

Aye: Brown, Capps, Combs, Cullison, Dahl, Ford, Hopkins, Johnson, Lamb, Leonard, Miller, Rozell, Sadler, Taliaferro, Taylor and Terrill.—16.

Nay: Boatner, Cain, Cate, Cole, Dawson, Dennis, Floyd, Giles, Green, Howell, Keller, Landis, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Schuelein, Shedrick, Smith, Watson, Winn, Wright and Young.—26.

Excused: Branch, Choate, McIntyre, Porter, Stipe and York.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Terrill moved that the vote be reconsidered whereby **HB 1073** failed.

GENERAL ORDER

HB 1188 by Glover, et al, of the House and Taliaferro and Terrill of the Senate was called up for consideration.

Senator Johnson asked to coauthor **HB 1188,** which was the order.

Senator Taliaferro moved that **HB 1188** be advanced, which motion was declared adopted.

THIRD READING

HB 1188 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, and Young.—40.

Nay: Schuelein.—1.

Excused: Branch, Choate, Combs, McIntyre, Porter, Stipe and York.—7.

The bill passed.

HB 1188 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1234 by Graves of the House and Howell of the Senate was called up for consideration.

Senator Howell moved to amend **HB 1234,** Page 2, Lines 15 and 16, by restoring all sticken language, which amendment was declared adopted.

Senator Howell moved to amend **HB 1234,** Page 1, in the crippled title, by adding before the word "searches" the words "prohibiting strip", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1234,** Page 1, Line 4, by inserting after the word "public" and before the word "school" the words "or private", which amendment was declared adopted upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Combs, Dennis, Floyd, Ford, Giles, Green, Hopkins, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and Winn.—30.

Nay: Boatner, Cole, Cullison, Dahl, Dawson, Howell, Johnson, Luton, Pierce, Wright and Young.—11.

Excused: Branch, Choate, McIntyre, Porter, Randle, Stipe and York.—7.

Senator Smith moved to amend **HB 1234,** Page 2, Line 5, by adding after the number "37" and before the word "of" the following: "or alcoholic beverage, as defined by Section 506 of Title 37", which amendment was declared adopted.

Senator Howell moved that **HB 1234** be advanced, which motion was declared adopted.

THIRD READING

HB 1234 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—39.

Nay: Dahl and Rozell.—2.

Excused: Branch, Choate, Keller, McIntyre, Porter, Stipe and York.—7.

The bill passed.

HB 1234 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Shedrick pressed her motion to reconsider the vote whereby **HB 1280** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, Miller, Randle, Roberts, Rozell, Sadler, Shedrick, Taliaferro, Taylor and Winn.—27.

Nay: Cole, Ford, Giles, Johnson, McCune, O'Connor, Pierce, Rhodes, Schuelein, Smith, Terrill, Watson, Wright and Young.—14.

Excused: Branch, Choate, Keller, McIntyre, Porter, Stipe and York.—7.

THIRD READING

HB 1280 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, Randle, Roberts, Rozell, Sadler, Shedrick, Taliaferro, Taylor, Winn and Wright.—25.

Nay: Boatner, Cole, Dawson, Ford, Giles, Lamb, McCune, O'Connor, Pierce, Rhodes, Schuelein, Smith, Terrill, Watson and Young.—15.

Excused: Branch, Choate, Keller, McIntyre, Miller, Porter, Stipe and York.—8.

The bill passed.

HB 1280 was referred for engrossment.

GENERAL ORDER

HB 1064 by Benson, et al, of the House and Roberts and Wright of the Senate was called up for consideration.

Senator Capps asked to coauthor **HB 1064,** which was the order.

Senator Roberts moved that **HB 1064** be advanced, which motion was declared adopted.

THIRD READING

HB 1064 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—39.

Excused: Branch, Choate, Combs, Giles, Keller, McIntyre, Porter, Stipe and York.—9.

The bill passed.

HB 1064 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1081 by McCorkell, et al, of the House and Cain of the Senate was called up for consideration.

Senator Howell moved to amend **HB 1081,** Page 5, Line 7, by striking all language after the word "employment" through the word "age" on Line 9, and substituting the following language in lieu thereof: "on the basis of age", which amendment was declared adopted.

Senator Cain moved that **HB 1081** be advanced, which motion was declared adopted.

THIRD READING

HB 1081 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—38.

Excused: Branch, Choate, Dahl, Dawson, Giles, Keller, McIntyre, Porter, Stipe and York.—10.

The bill passed.

HB 1081 was referred for engrossment.

Senator Rhodes presiding.

GENERAL ORDER

HB 1293 by Cozort, et al, of the House and Ford of the Senate was called up for consideration.

Senator Green asked to coauthor **HB 1293,** which was the order.

Senator Ford moved that **HB 1293** be advanced, which motion was declared adopted.

THIRD READING

HB 1293 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—38.

Excused: Branch, Choate, Dawson, Giles, Johnson, Keller, McIntyre, Porter, Stipe and York.—10.

The bill passed.

HB 1293 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1369 by Kelly, et al, of the House and McCune, et al, of the Senate was called up for consideration.

Senator McCune moved that **HB 1369** be advanced, which motion was declared adopted.

THIRD READING

HB 1369 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—36.

Nay: Pierce.—1.

Excused: Branch, Choate, Dahl, Dawson, Giles, Keller, McIntyre, Miller, Porter, Stipe and York.—11.

The bill passed.

HB 1369 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1033 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved to amend **HB 1033,** as follows:

Page 2, Line 3, after the word "TOTAL" by omitting the figure "$2,208,998.00" and inserting the figure "$2,177,459.00".

Page 2, Line 12½ by inserting a new section to read as follows:

"Section 3. The amount of Eight Million Five Hundred Thousand Dollars ($8,500,000.00) originally appropriated to the Workers' Compensation Court, by Section 12, Chapter 326, O.S.L. 1983, from the unappropriated cash on hand in the Workers' Compensation Administration Fund of the State Treasury, for the fiscal year ending June 30, 1983, not otherwise appropriated, for the purpose of the construction of a new court building to be located in Oklahoma City, is hereby continued and reappropriated in the original amount and for the original purpose, less expenditures and encumbrances as adjusted by transfer on the effective date of this act." and by renumbering subsequent sections, which amendment was declared adopted.

Senator Combs moved that **HB 1033** be advanced, which motion was declared adopted.

THIRD READING

HB 1033 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Cole, Combs, Cullison, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—33.

Nay: Boatner, Capps and Sadler.—3.

Excused: Branch, Choate, Dahl, Dawson, Giles, Keller, Lamb, McIntyre, Miller, Porter, Stipe and York.—12.

The bill and emergency passed.

HB 1033 was referred for engrossment.

GENERAL ORDER

HB 1364 by Holden of the House and Terrill of the Senate was called up for consideration.

Senator Floyd moved to amend **HB 1364,** Page 4, Line 7½, by adding a new subsection "5" as follows: "5. Job Loss insurance, which means the sale of involuntary unemployment insurance in connection with a credit transaction by which satisfaction of a debt in whole or in part is a benefit provided." and by inserting on Page 16, Line 7½ a new Section 2 to read as follows, and renumbering:

"SECTION 2. AMENDATORY 36 O.S. 1981, Section 1426, as amended by Section 4, Chapter 90, O.S.L. 1983 (36 O.S. Supp. 1984, Section 1426), is amended to read as follows:

Section 1426. The following shall be exempt from the requirement for a written examination:

1. Any applicant for a license covering the same line or lines of insurance for which the applicant was licensed pursuant to a similar license in this state, other than a temporary license, within the twenty-four (24) months preceding the date of application, unless the previous license was revoked, suspended, or continuation thereof was refused by the Commissioner; and

2. Any ticket-selling agent of a common carrier selling only baggage insurance or limited travel accident insurance; and

3. Persons engaged in the solicitation of limited travel accident policies or baggage insurance by means of mechanical vending machines; and

4. Prepaid legal liability limited insurance representatives[.] ; AND

5. JOB LOSS LIMITED INSURANCE REPRESENTATIVES.", which amendment was declared adopted.

Senator Terrill moved that **HB 1364** be advanced, which motion was declared adopted.

THIRD READING

HB 1364 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—38.

Excused: Branch, Choate, Dahl, Dawson, Giles, Keller, McIntyre, Porter, Stipe and York.—10.

The bill passed.

HB 1364 was referred for engrossment.

GENERAL ORDER

HB 1519 by Littlefield of the House and Boatner and Ford of the Senate was called up for consideration.

Senator Boatner 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, the vote resulted as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—38.

Excused: Branch, Choate, Dahl, Dawson, Giles, Keller, McIntyre, Porter, Stipe and Wright.—10.

The bill passed.

HB 1519 was properly signed and ordered returned to the Honorable House.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Adams, Ira Trail, PH.D., Tulsa, as a member to the Board of Mental Health. (Human Resources)

Farmer, Lonnie L., Davidson, as a member to the Oklahoma Securities Commission. (Banks and Banking)

McDougal, M.M., Tulsa, as a member to the Board of Mental Health. (Human Resources)

McMillian, Joseph, Weatherford, as a member to the Oklahoma Securities Commission. (Banks and Banking)

Peery, Lloyd D., Edmond, as a member to the Alcoholic Beverage Laws Enforcement Commission. (Criminal Jurisprudence)

Stubbs, W.R. "Dick", Henryetta, as a member to the State Transportation Commission. (Transportation)

Watkins, Ronald E., Tulsa, as a member to the Board of Regents for Rogers State College. (Higher Education)

Executive nominations have been approved by committee as follows:

Cummings, Doug, Oklahoma City, as a member to the State Arts Council of Oklahoma, to serve a term of three years ending July 1, 1987. Mr. Cummings will succeed Laurence Lucas. (Public Education) Motion to confirm made by Senator McCune.

Gibbs, John, Holdenville, as a member to the Oklahoma Wildlife Conservation Commission, to serve a term of eight years ending July 1, 1992. Mr. Gibbs will succeed Doyle Burke. (Wildlife) Motion to confirm made by Senator Floyd.

Graumann, Leonard, Granite, as a member to the Conservation Commission, to serve a term of five years ending June 30, 1989. Mr. Graumann will succeed himself. (Wildlife) Motion to confirm made by Senator Capps.

Hendrick, Jean, Lawton, as a member to the State Arts Council of Oklahoma, to serve a term of three years ending July 1, 1987. Ms. Hendrick will succeed herself. (Public Education) Motion to confirm made by Senator Terrill.

Rochelle, Gene C., Lawton, as a member to the Oklahoma Educational Television Authority, to serve a term of seven years ending June 30, 1991. Mr. Rochelle will succeed himself. (Public Education) Motion to confirm made by Senator Taliaferro.

Swineford, Merle, Laverne, as a member to the Transportation Commission, to serve a term of eight years ending February 15, 1993. Mr. Swineford will succeed himself. (Transportation) Motion to confirm made by Senator Leonard.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Cullison, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Branch, Choate, Combs, Dahl, Dawson, Giles, Keller, McIntyre, Porter and Stipe.—10.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1365,** requesting conference and conferees to be named later.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill as amended:

SB 89, coauthored by Benson of the House.

House amendments were read on the above numbered bill and consideration deferred.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 134

COMMITTEE REPORTS

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

DO PASS, as amended

CS for **HB 1013** — Finance.
CS for **HB 1024** — Finance.
CS for **HB 1132** — Finance, coauthored by Cullison (principal Senate author).
HB 1160 — Finance.
HB 1277 — Business and Labor.
CS for **HB 1370** — Finance, coauthored by Cain of the Senate.
CS for **HB 1419** — Finance.
HB 1424 — Business and Labor.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 9, 1985, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:40 p.m. to meet Thursday, May 9, 1985, at 11:00 a.m.

Sixty-third Legislative Day

Thursday, May 9, 1985

The Senate was called to order by Senator Cullison.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Capps, Dawson, Porter, Randle, Stipe and York.—6.

Senator Rozell presiding.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend John C. Adams, First United Methodist Church, Seminole, the guest of Senator Dawson.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1365** was ordered granted, and Senate conferees appointed as follows: Senators Watson, Howell and Smith.

GENERAL ORDER

SR 27 by McCune was called up for consideration.

Senator Terrill and all other members of the Senate except Senator Dawson asked to coauthor **SR 27,** which was the order.

SR 27 was adopted upon motion of Senator McCune and referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 134** was rejected upon motion of Senator Rhodes; further conference requested, and same Senate conferees appointed as follows: Senators Rhodes, Rozell and Wright.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1013** and **1014.**

HCR 1013 — By Hamilton (James) and Converse of the House and Johnson of the Senate.

A concurrent resolution proclaiming the

Homer L. Johnston Game Management Area; providing for implementation of the resolution; providing for placement of markers; and directing distribution.

HCR 1014 — By McCorkell of the House and Watson of the Senate.

A concurrent resolution recalling from the Office of the Governor Enrolled House Bill No. 1192 passed by the First Session of the Fortieth Oklahoma Legislature.

The above numbered measures were read the first time.

FIRST READING

The following was introduced and read the first time:

SR 28 — By Randle.

A resolution commemorating the accomplishments of rural electric cooperatives on the occasion of the fiftieth anniversary of the establishment of the Rural Electrification Administration; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SR 28** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 28 by Randle was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 28,** which was the order.

SR 28 was adopted upon motion of Senator Luton and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1064, 1187, 1188, 1293, 1369** and **1519.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HJR 1039 by Whorton, et al, of the House and Taylor, et al, of the Senate was called up for consideration.

Senator Taylor moved that **HJR 1039** be advanced, which motion was declared adopted.

THIRD READING

HJR 1039 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and Young.—39.

Excused: Capps, Choate, Dawson, Porter, Randle, Stipe, Winn, Wright and York.—9.

The resolution passed.

HJR 1039 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1018, 1022, 1033, 1047, 1049, 1050, 1081, 1234, 1280 and **1364** were each

correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SB 279 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Johnson asked unanimous consent to suspend Rule 5-4 and refer **HCR 1013** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1013 by Hamilton (James) and Converse of the House and Johnson of the Senate was called up for consideration.

HCR 1013 was adopted upon motion of Senator Johnson, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1424 by Holden of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved that **HB 1424** be advanced, which motion was declared adopted.

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: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Excused: Capps, Dawson, Giles, Pierce, Porter, Randle, Stipe and York.—8.

The Chair advised that Senator Giles, having been present in the Chamber during the vote on **HB 1424** 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.

HB 1424 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Watson asked unanimous consent to suspend Rule 5-4 and refer **HCR 1014** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1014 by McCorkell of the House and Watson of the Senate was called up for consideration.

HCR 1014 was adopted upon motion of Senator Watson, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1277 by McKenna, et al, of the House and Taylor of the Senate was called up for consideration.

Senators Taylor and Leonard moved to amend **HB 1277,** Page 32, Line 7½, by inserting new Sections 2 and 3 and renumbering the subsequent section, as follows:

"Section 2. AMENDATORY 40 O.S. 1981, Section 196.2, as amended by Section 1 of Enrolled House Bill No. 1296 of the 1st Session of the 40th Oklahoma Legislature, is amended to read as follows:

Section 196.2 As used in this act, unless the context indicates otherwise:

1. "Construction" includes construction, reconstruction, improvement, enlargement, alteration, painting and decorating, or major repairs;

2. "Commissioner" means the Commissioner of Labor;

3. "Prevailing hourly rate of wages" means the wages and fringe benefits determined to be prevailing by the United States Department of Labor pursuant to the provisions of the Federal Davis-Bacon Act, Sections 276a through 276a-5 of Title 40 of the United States Code;

4. "Locality" means the county where the physical work upon public works is performed;

5. "Maintenance work" means the repair, but not the replacement, of existing facilities when the size, type, or extent of the existing facilities is not thereby changed or increased;

6. "Public body" means the State of Oklahoma or any officer, board, commission **[or authority of the state]**, or other political subdivision**[, county, municipality, school district, or industrial trust or other entity issuing or causing the issuing of bonds where such bonds are to be used in whole or in part for construction and such bonds are supported by the faith and credit of the State of Oklahoma or any political subdivision or such bonds could become the obligation]** of the State **[of Oklahoma or other political subdivision]**;

7. "Public works" means all fixed works constructed for public use except works constructed by or for any public utility company or any drainage or conservation district, whether or not done under public supervision or direction or paid for wholly or in part out of public funds;

8. "Workmen" means laborers, workmen, and mechanics;

9. "Apprentice" or "Trainee" means a workman in a craft or trade who is approved for participation in an apprenticeship or trainee program approved by the Bureau of Apprenticeship and Training of the United States Department of Labor;

10. "Board" means the Wage Appeals Board;

11. "Contractor" means all prime and general contractors, subcontractors, independent contractors and persons engaged in contract labor who through negotiations or competitive bidding enter into contracts to furnish labor, materials, or both and the required equipment to perform the contract for a fixed price and who in pursuit of independent business undertake a job in whole or in part retaining substantial control of the method and manner of accomplishing the desired result and who possesses current identification numbers issued to them by the Oklahoma Tax Commission, the Oklahoma Employment Security Commission, the Internal Revenue Service, and the Social Security Administration;

12. "Construction on a force account basis" means construction of public works performed by a public body, using permanent personnel on its own payroll without hiring any outside supervision or direction; and

13. "Kickback" means the payment of money or any other thing of value to any contractor, his representative or agent by any

workman, his representative or agent as a refund of any part of the compensation to which such workman is entitled to pursuant to the provisions of this act.

Section 3. AMENDATORY Section 11 of Enrolled House Bill No. 1296 of the 1st Session of the 40th Oklahoma Legislature, is amended to read as follows:

[**A. Notwithstanding the provisions of paragraph 4 of Section 196.2 of Title 40 of the Oklahoma Statutes, a public body may write into a contract provisions requiring a certain percentage of laborers and mechanics in each craft, or a total percent of all workmen employed on the public works project be residents of a school district, or municipality, or county commissioner district as the case may be, without a resolution or ordinance.**

B.] Notwithstanding Section 196.2a of Title 40 of the Oklahoma Statutes, a public body may stipulate in a contract that prevailing wages will be applicable on a public work project.'',

which amendment was declared adopted.

Senator Taylor moved that **HB 1277** be advanced, which motion was declared adopted.

THIRD READING

HB 1277 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—40.

Nay: Hopkins—1.

Excused: Capps, Dawson, Pierce, Porter, Randle, Stipe and York.—7.

The bill passed.

HB 1277 was referred for engrossment.

MESSAGE FROM THE HOUSE
HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill as amended:

SB 107

House amendments were read on the above numbered bill and consideration deferred.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 279**.

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1013** and **1014**.

The above numbered enrolled resolution(s) were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1221** and **1265**, requesting conference and conferees to be named later.

COMMITTEE REPORTS

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

DO PASS:

SR 18 — Agriculture.
HB 1151 — Agriculture.
HB 1182 — Agriculture, coauthored by Dahl (principal Senate author).
HB 1278 — General Government.
HB 1335 — General Government, coauthored by Roberts (principal Senate author).
HB 1394 — General Government, coauthored by Taliaferro (principal Senate author).

DO PASS, as amended:

HB 1031 — Appropriations.
HB 1061 — Appropriations.
HB 1062 — Appropriations.
HB 1135 — Appropriations.
HB 1153 — Appropriations.
HB 1154 — Appropriations.
HB 1155 — Appropriations.
HB 1218 — Appropriations.
CS for **HB 1279** — Higher Education.
CS for **HB 1318** — Judiciary and Retirement, coauthored by Dahl (principal Senate author) and Keller of the Senate.
HB 1338 — General Government, coauthored by Taliaferro (principal Senate author).
HB 1355 — Finance, coauthored by McIntyre of the Senate.
CS for **HB 1393** — Judiciary and Retirement.
HB 1422 — General Government, coauthored by Winn (principal Senate author).
CS for **HB 1437** — Appropriations.
CS for **HB 1493** — Higher Education.
CS for **HB 1524** — Judiciary and Retirement, coauthored by Terrill of the Senate.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives has suspended Joint Rule 17(a)6 for one legislative day — through Monday, May 13, 1985.

LOBBYIST REGISTRATIONS AND RESIGNATIONS

Addendum since April 11, 1985, page 547)

Carr, Otie Ann, Traffic Safety Now (addendum).
Dunn, Roy Lavern, Oklahoma Chiropractors for Legal Rights.
Grossman, Mark Stanley, representing Phillips Petroleum Company, resigned effective April 22, 1985.
Hogan, Ronald William, Waste Management, Inc.
Jennings, David Gregg, The Sierra Club, Oklahoma Chapter.
Merritt, Kenni B., representing Phillips Petroleum Company, resigned effective May 7, 1985.
Ottaway, Cynda C., representing Phillips Petroleum Company, resigned effective May 3, 1985.
Schomp, Joy Janett, Oklahoma Mineral Owners Association.
Shinn, Terry N., Oklahoma Mineral Owners Association.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 13, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 11:45 a.m. to meet Monday, May 13, 1985, at 1:30 p.m.

Sixty-fourth Legislative Day
Monday, May 13, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Stipe.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Jim Holston, First United Methodist Church, Moore, the guest of Senator Cole.

BILL WITHDRAWN — REREFERRED

Senator Dahl asked unanimous consent that **HB 1318** be withdrawn from the Calendar and rereferred to the Judiciary and Retirement Committee, which was the order.

GENERAL ORDER

HB 1259 by Murphy of the House and Cullison of the Senate was called up for consideration.

Senator Cullison moved that **HB 1259** be advanced, which motion was declared adopted.

THIRD READING

HB 1259 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Excused: Dawson, Howell, Johnson, Keller, Miller, Randle, Stipe and Winn.—8.

The bill and emergency passed.

HB 1259 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1505.**

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

GENERAL ORDER

HB 1141 by Hale of the House and Choate of the Senate was called up for consideration.

Senator Choate moved that **HB 1141** be advanced, which motion was declared adopted.

THIRD READING

HB 1141 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, York and Young.—37.

Nay: Boatner, Branch, Cole and Wright.—4.

Excused: Dawson, Howell, Johnson, Miller, Randle, Stipe and Winn.—7.

The bill and emergency passed.

HB 1141 was referred for engrossment.

GENERAL ORDER

HB 1202 by Patrick of the House and Dahl of the Senate was called up for consideration.

Senator Dahl moved that **HB 1202** be advanced, which motion was declared adopted.

THIRD READING

HB 1202 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—42.

Excused: Dawson, Howell, Miller, Randle, Stipe and Winn.—6.

The bill passed.

HB 1202 was properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1221 — Taliaferro, Sadler and Roberts.

HB 1265 — Taliaferro, Sadler and Roberts.

GENERAL ORDER

HB 1198 by Talley of the House and Watson of the Senate was called up for consideration.

Senator Waton moved that **HB 1198** be advanced, which motion was declared adopted.

THIRD READING

HB 1198 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dahl, Floyd, Giles, Green, Howell, Johnson, Keller, Lamb, Leonard, McCune, O'Connor, Rhodes, Sadler, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright and York.—30.

Nay: Cullison, Dennis, Ford, Hopkins, Landis, Luton, Pierce, Roberts, Rozell, Shedrick, Taylor and Young.—12.

Excused: Dawson, McIntyre, Miller, Porter, Randle and Stipe.—6.

The bill passed.

HB 1198 was referred for engrossment.

GENERAL ORDER

HB 1246 by Hooper, et al, of the House and Taliaferro of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1246,** which was the order.

Senators Winn and Taliaferro moved to amend **HB 1246,** Page 1, Line 5, by inserting after the word "library" and before the word "which" the following language: "in a county of 75,000 population or more", which amendment failed of adoption.

Senator Taliaferro moved that **HB 1246** be advanced, which motion was declared adopted.

THIRD READING

HB 1246 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Roberts, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—39.

Nay: Howell, Rozell, Schuelein and Wright.—4.

Excused: McIntyre, Miller, Porter, Randle and Stipe.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Winn moved that the vote be reconsidered whereby **HB 1246** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1277 and **1424** and **HJR 1039** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SRs 27 and **28** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

UNANIMOUS CONSENT REQUEST — SUSPEND JOINT RULE

Senator Luton asked unanimous consent to suspend Joint Rule 17(a)6 for one legislative day — through Monday, May 13, 1985, which was the order.

GENERAL ORDER

HB 1303 by Harris (Ken) of the House and Roberts of the Senate was called up for consideration.

Senator Roberts moved that **HB 1303** be advanced, which motion was declared adopted.

THIRD READING

HB 1303 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taylor, Watson, Winn and Young.—35.

Nay: Capps, Dahl, Ford, Keller, Leonard, O'Connor, Pierce, Smith, Taliaferro, Terrill and Wright.—11.

Excused: Stipe and York.—2.

The bill passed.

HB 1303 was properly signed and ordered returned to the Honorable House.

President Bernard presiding.

SPECIAL INTRODUCTION

President Pro Tempore Randle introduced the following delegates from the Kyoto Prefectural Assembly, Japan: Messrs. Yutaka Takayama, President; Yoshihiro Nishida, Hiroshi Nishimura, Kaoru Watanabe, Kakutaro Hori, Syoichi Hamaguchi, Akira Takemura and Hiroto Wakabayashi, Vice Director, General Affairs Section, Secretariat of Prefectural Assembly, along with their interpreter, Ms. Yuko Barron, to the Senate. Privileges of the floor were granted to the delegation, followed by an address to the Senate by President Takayama.

President Pro Tempore Randle asked unanimous consent that President Takayama's remarks be printed in the Journal for this legislative day, which was the order.

ADDRESS AT THE SENATE OF OKLAHOMA BY MR. TAKAYAMA PRESIDENT OF THE DIET OF KYOTO PREFECTURE

Mr. Spencer Bernard, President of the Senate of Oklahoma, Mr. Rodger Randle, President Pro Tempore of the Senate, honorable members of the State Senate and all those others present:

On behalf of the members of our delegation, representatives of the parties constituting the Diet of Kyoto Prefecture, I would like to express our hearty thanks for your kind invitation which has enabled us to visit Oklahoma. I also appreciate your kindness in allowing me to make an address here in your Senate today.

As you know, the treaty of sister affiliation between our Prefecture and your State will be signed in a ceremony this September. It is the result of the intensive efforts of Mr. George Nigh, Governor of the State of Oklahoma, Mr. Spencer Bernard, Lieutenant

Governor of the State, and Mr. Rodger Randle, President Pro Tempore of the Senate, since your visit with your colleagues in Kyoto the year before last. For your efforts and support, I would like to express our hearty thanks once again.

May I express our cordial thanks to the members of the Senate. You agreed to the sister affiliation treaty last May and you have passed a resolution to push it forward.

I trust that the visit of Mr. Aramaki, Vice Governor of our Prefecture last September as well as our present visit to Oklahoma State will make the relationship between Kyoto and Oklahoma much closer than before.

Kyoto was the capital of Japan from 794 to 1868, that is more than a thousand years, and flourished as the imperial center. It also functioned as the center of politics, economy, science and culture. Thus we have inherited in Kyoto numerous paintings, sculptures, craftworks as well as monumental architecture from those days. Many of them are designed as national treasures and important cultural properties and protected by the Japanese Government. Traditions are still alive in many handicrafts. This is why Kyoto is called the "face of Japan" or the "heart of Japan".

This historical background has given us not only an ability to appreciate things which are traditional, but also to develop a keen sense for telling what will become fashionable. This situation in Kyoto allows, for example, the coexistence for two kinds of industrial activities of quite different character in harmony and prosperity. There are the traditional ones such as textiles, pottery, lacquer ware, the others include more modern factories such as those for precision machinery, precision measurement instruments, and electronics.

In this September we hope to participate in the Oklahoma Fair and introduce our culture as well as industry to the people of Oklahoma. For this purpose a committee called the Oklahoma Kyoto Fair Committee has been established in Kyoto and preparations for the Fair are now in motion.

Although Kyoto and Oklahoma have different histories, we have yet many things in common. For example, both citizens of Kyoto and Oklahoma are quite diligent, are quick to show respect to neighboring peoples. I am sure that these common characteristics of ours will provide a sound and solid base for the mutual exchange of culture and industry between Kyoto and Oklahoma, and which in turn will make our friendship much deeper.

May I, at the close of this address and on behalf of the citizens of Kyoto Prefecture, wish further prosperity to the State of Oklahoma and to the Senate of this State!

Senator Rozell presiding.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill as amended:

SB 140, coauthored by Widener and Hooper of the House.

House amendments were read on the above numbered measure and consideration deferred.

GENERAL ORDER

HB 1024 by Henry of the House and Howell of the Senate was called up for consideration.

Senators Taliaferro, Leonard, Terrill and Schuelein moved to amend **HB 1024,** Page 8, Line 4, by adding a new Section 2 and renumber subsequent section and amend title to conform, as follows:

"SECTION 2. AMENDATORY 68 O.S. 1981, Section 1358, as amended by Section 1, Chapter 195, O.S.L. 1984 (68 O.S. Supp. 1984, Section 1358), is amended to read as follows:

Section 1358. Exemptions — Agriculture.

There are hereby specifically exempted from the tax levied by this article:

(A) Sales of agricultural products produced in this state by the producer thereof directly to the consumer or user when such articles are sold at or from a farm and not from some other place of business, as follows:

(1) Farm, orchard or garden products;

(2) Dairy products sold by a dairyman or farmer who owns all the cows from which the dairy products offered for sale are produced; and

(3) The provisions of this subsection shall not be construed as exempting sales by florists, nursery-men or chicken hatcheries, or sales of dairy products by any other business except as set out herein;

(B) Livestock, including cattle, horses, mules or other domestic or draft animals, sold by the producer by private treaty or at a special livestock sale;

(C) Sale of baby chicks, turkey poults and starter pullets used in the commercial production of chickens, turkeys and eggs, provided that the purchaser certifies in writing, on the copy of the invoice or sales ticket to be retained by the vendor that the pullets will be used primarily for egg production;

(D) Sale of salt, grains, tankage, oyster shells, mineral supplements, limestone and other generally recognized animal feeds for the following purposes and subject to the following limitations;

(1) Feed which is fed to poultry and livestock, including breeding stock and wool-bearing stock, for the purpose of producing eggs, poultry, milk or meat for human consumption;

(2) Feed purchased in Oklahoma for the purpose of being fed to and which is fed by the purchaser to horses, mules or other domestic or draft animals used directly in the producing and marketing of agricultural products;

(3) Any stock tonics, water purifying products, stock sprays, disinfectants or other such agricultural supplies;

(4) Poultry shall not be construed to include any fowl other than domestic fowl kept and raised for the market or production of eggs;

(5) Livestock shall not be construed to include any pet animals such as dogs, cats, birds or such other fur-bearing animals; and

(6) This exemption shall only be granted and extended where the purchaser of feed that is to be used and in fact is used for a purpose that would bring about an exemption hereunder executes and an invoice or sales ticket in duplicate on a form to be prescribed by the Tax Commission. The purchaser may demand and receive a copy of the invoice or sales ticket and the vendor shall retain a copy;

(E) Sales of items to be and in fact used in the production of agricultural products. Sale of the following items shall be subject to the following limitations:

(1) Sales of agricultural fertilizer to any person regularly engaged, for profit, in the business of farming **[and/]** or ranching. Each such purchaser shall certify, in writing, on the copy of the invoice or sales ticket to be retained by the vendor, that he is so engaged in farming **[and/]** or ranching and that the

material purchased will be used only in such business;

(2) Sales of agricultural fertilizer to any person engaged in the business of applying such materials on a contract or custom basis to land owned or leased and operated by persons regularly engaged, for profit, in the business of farming **[and/]** or ranching. Each such purchaser shall certify, in writing, on the copy of the invoice or sales ticket to be retained by the vendor that he is engaged in the business of applying such materials to lands owned or leased and operated by persons regularly engaged, for profit, in the business of farming **[and/]** or ranching, and shall show in said certificate the name or names of such owner or lessee and operator, the location of the lands on which said materials are to be applied to each such land, and he shall further certify that his contract price has been reduced so as to give the farmer or rancher the full benefit of this exemption.

(3) Sales of agricultural fertilizer, PHARMACEUTICALS AND BIOLOGICALS to persons engaged in the business of applying such materials on a contract or custom basis shall not be considered to be sales to contractors under this article, and said sales shall not be considered to be taxable sales within the meaning of the Oklahoma Sales Tax Code. As used in this section, "agricultural fertilizer", "PHARMACEUTICALS" AND "BIOLOGICALS" **[means]** MEAN any substance sold and used for soil enrichment or soil corrective purposes or for promoting the growth and productivity of plants**[.]** OR ANIMALS;

(4) Sales of agricultural seed or plants to any person regularly engaged, for profit, in the business of farming **[and/]** or ranching. This section shall not be construed as exempting from sales tax, seed which is packaged and sold for use in noncommercial flower and vegetable gardens;

(5) Sales of agricultural chemical pesticides to any person regularly engaged, for profit, in the business of farming **[and/]** or ranching. For the purposes of this act, agricultural chemical pesticides shall include any substance or mixture of substances intended for preventing, destroying, repelling or mitigating any insect, snail, slug, rodent, bird, nematode, fungus, weed or any other form of terrestrial or aquatic plant or animal life or virus, bacteria or other microorganism, except viruses, bacteria or other microorganisms on or in living man, or any substance or mixture of substances intended for use as a plant regulator, defoliant or desiccant;

(6) This exemption shall only be granted and extended to the purchaser where the items are to be used and in fact are used in the production of agricultural products. Each purchaser shall certify, in writing, on the copy of the invoice or sales ticket to be retained by the vendor, that the material purchased will only be used in his farming occupation. The vendor shall certify to the Oklahoma Tax Commission that the contract 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, and, upon violation and conviction for a second offense, the Oklahoma Tax Commission shall revoke the vendor's sales tax permit;

(F) Sale of farm machinery, repair parts thereto or fuel, oil, lubricants and other substances used for operation and maintenance of the farm machinery to be used directly on a farm or ranch in the production, cultivation, planting, sowing, harvesting, processing, spraying, preservation or irrigation of any livestock, poultry, agricultural or dairy products produced from such lands. Each purchaser of farm machinery, repair parts thereto or fuel must certify, in writing, on the copy of the invoice or sales ticket to be retained by the vendor, that he is engaged in farming or ranching and that the farm machinery, repair parts thereto or fuel will be used only in farming **[and/]** or ranching. The

exemption provided for herein shall not apply to motor vehicles. Each purchaser shall certify, in writing, on the copy of the invoice or sales ticket to be retained by the vendor, that the material purchased will only be used in his farming occupation. 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, and, upon violation and conviction for a second offense, the Oklahoma Tax Commission shall revoke the vendor's sales tax permit''

, which amendment was adopted upon roll call as follows

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Cain, Keller, Porter and Smith.—4.

Excused: Stipe.—1.

Senator Howell moved that **HB 1024** be advanced, which motion was declared adopted.

THIRD READING

HB 1024 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Nay: Smith.—1.

Excused: Stipe.—1.

The bill passed.

HB 1024 was referred for engrossment.

GENERAL ORDER

HB 1196 by Cotner of the House and Winn of the Senate was called up for consideration.

Senator Winn moved that **HB 1196** be advanced, which motion was declared adopted.

THIRD READING

Senator Winn asked unanimous consent to amend **HB 1196** on Third Reading by striking all of Section 5, the emergency clause, which was the order.

HB 1196 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Boatner.—1.

Excused: Combs, Dennis and Stipe.—3.

The bill passed.

HB 1196 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Brown pressed his motion to reconsider the vote whereby **HB 1284** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, York and Young.—44.

Excused: Combs, Stipe, Terrill and Wright.—4.

THIRD READING

HB 1284 remains on Third Reading

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1139** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dennis, Giles, Hopkins, Lamb, Landis, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Schuelein, Shedrick, Taylor, Terrill, Winn and Wright.—25.

Nay: Branch, Choate, Dawson, Floyd, Ford, Green, Howell, Johnson, Keller, Leonard, McCune, Pierce, Porter, Roberts, Rozell, Smith, Watson and Young.—18.

Excused: Combs, Sadler, Stipe, Taliaferro and York.—5.

THIRD READING

Senator Terrill asked unanimous consent that the vote be reconsidered whereby **HB 1139** was advanced, which was the order.

GENERAL ORDER

HB 1139 was considered further.

Senator Terrill moved to amend **HB 1139,** Page 21, Line 5, through Page 22, Line 18 by deleting all of Section 15 and renumber subsequent sections, which amendment was declared adopted.

Senator Terrill moved that **HB 1139** be advanced, which motion was declared adopted.

THIRD READING

HB 1139 remains on Third Reading.

GENERAL ORDER

HB 1267 by Lewis and Murphy of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1267** be advanced, which motion was declared adopted.

THIRD READING

HB 1267 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes,

Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Branch, Dawson, Giles, Hopkins, Howell, Landis, Porter and Roberts.—8.

Excused: Stipe.—1.

The bill passed.

HB 1267 was referred for engrossment.

GENERAL ORDER

HB 1270 by Larason, et al, of the House and Cole of the Senate was called up for consideration.

Senator Cole moved that **HB 1270** be advanced, which motion was declared adopted.

THIRD READING

HB 1270 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—38.

Nay: Boatner, Dawson, Hopkins, Howell, O'Connor, Pierce, Wright and Young.—8.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

HB 1270 was referred for engrossment.

GENERAL ORDER

HB 1339 by Benson of the House and Boatner of the Senate was called up for consideration.

Senator Boatner moved that **HB 1339** be advanced, which motion was declared adopted.

THIRD READING

HB 1339 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—47.

Excused: Stipe.—1.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cate moved that the vote be reconsidered whereby **HB 1339** passed.

GENERAL ORDER

HB 1334 by Davis (Frank) of the House and Lamb of the Senate was called up for consideration.

Senator Lamb moved that **HB 1334** be advanced, which motion was declared adopted.

THIRD READING

HB 1334 was read for the third time at length.

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

Aye: Brown, Capps, Cate, Choate, Cole, Ford, Green, Howell, Johnson, Keller, Lamb, Leonard, Luton, O'Connor, Porter, Randle, Rhodes, Sadler, Schuelein, Smith, Taylor, Watson, Winn and Wright.—24.

Nay: Boatner, Branch, Cain, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Landis, McCune, McIntyre, Miller, Pierce, Roberts, Rozell, Shedrick, Taliaferro, Terrill, York and Young.—23.

Excused: Stipe.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Lamb moved that the vote be reconsidered whereby **HB 1334** failed.

GENERAL ORDER

HB 1361 by Talley of the House and Watson of the Senate was called up for consideration.

Senator Smith moved to amend **HB 1361,** Page 1, Line 1, by striking all of Section 1 and renumbering subsequent sections.

Senator Watson moved to table the Smith amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and York.—35.

Nay: Howell, Keller, McCune, Pierce, Rhodes, Schuelein, Smith and Wright.—8.

Excused: Choate, Dennis, Porter, Stipe and Young.—5.

Senator Rhodes presiding.

Senator Boatner moved to amend **HB 1361,** Page 6, Line 17, by striking after the word "process" and before the word "of" the words "one-third" and substituting therefor the words "at least fifty-one percent (51%)".

Senator Watson moved to table the Boatner amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cole, Ford, Green, Howell, Keller, Lamb, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Shedrick, Smith, Terrill, Watson, Wright and York.—23.

Nay: Boatner, Branch, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Hopkins, Johnson, Landis, Leonard, Miller, Roberts, Sadler, Schuelein, Taliaferro, Taylor, Winn and Young.—23.

Excused: Dennis and Stipe.—2.

Senator Boatner pressed his motion to adopt his amendment to **HB 1361,** which amendment failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Dahl, Floyd, Giles, Hopkins, Howell, Johnson, Landis, Miller, Randle, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Winn and Young.—21.

Nay: Brown, Cain, Choate, Cole, Combs, Cullison, Ford, Green, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce,

Porter, Rhodes, Schuelein, Taylor, Terrill, Watson, Wright and York.—23.

Excused: Dawson, Dennis, Keller and Stipe.—4.

Senator Watson moved that **HB 1361** be advanced, which motion was declared adopted.

THIRD READING

HB 1361 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Nay: Johnson, Pierce and Winn.—3.

Excused: Dawson, Dennis, Keller and Stipe.—4.

The bill passed.

HB 1361 was referred for engrossment.

GENERAL ORDER

HB 1480 by Harbin and Schroeder of the House and Johnson of the Senate was called up for consideration.

Senator Howell moved to amend **HB 1480,** Page 2, Line 18, by deleting after the word "tests" the balance of the sentence.

Senator Johnson moved to table the Howell amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Choate, Cole, Combs, Cullison, Hopkins, Johnson, Lamb, McCune, O'Connor, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Winn and Young.—20.

Nay: Cain, Cate, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Landis, Leonard, Luton, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Shedrick, Smith, Terrill, Watson and Wright.—23.

Excused: Dahl, Keller, Porter, Stipe and York.—5.

Senator Howell moved to adopt his amendment, which amendment was declared adopted.

Senator Pierce moved to recommit **HB 1480** to the Judiciary and Retirement Committee for further study, which motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Cate, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Landis, Leonard, McIntyre, Miller, Pierce, Rhodes, Roberts, Schuelein, Smith, Terrill, Wright and Young.—21.

Nay: Boatner, Branch, Brown, Capps, Choate, Cole, Combs, Cullison, Giles, Hopkins, Johnson, Lamb, Luton, McCune, O'Connor, Randle, Rozell, Sadler, Shedrick, Taliaferro, Taylor, Watson and Winn.—23.

Excused: Keller, Porter, Stipe and York.—4.

Senator Terrill moved to amend **HB 1480,** Page 4, Line 6½, by adding a new Section 2, the Severability Clause, and renumber subsequent section, which amendment was declared adopted.

Senator Johnson moved that **HB 1480** be advanced, which motion was declared adopted.

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: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Hopkins, Johnson, Lamb, Landis, Luton, McCune, O'Connor, Porter, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Watson and Winn.—31.

Nay: Cate, Dennis, Ford, Green, Howell, Leonard, Miller, Pierce, Roberts, Smith, Terrill, Wright, York and Young.—14.

Excused: Keller, McIntyre and Stipe.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **HB 1480** passed.

GENERAL ORDER

HJR 1018 by Glover and Benson of the House and Giles of the Senate was called up for consideration.

Senator Giles moved that **HJR 1018** be advanced, which motion was declared adopted.

THIRD READING

HJR 1018 was read for the third time at length, as follows:

HJR 1018 — By Glover and Benson of the House and Giles of the Senate.

A joint resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of the Constitution of the State of Oklahoma, repealing Section 26 of Article VI and amending Sections 1 and 25 of Article VI, which relate to the Chief Mine Inspector; removing all reference to the Chief Mine Inspector from the Constitution; creating Department of Mines and defining duties; deleting from the Constitution the requirement that the Legislature create mining districts and provide for Assistant Inspectors; providing ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment of the Constitution of the State of Oklahoma, repealing Section 26 of Article VI of the Oklahoma Constitution and amending Sections 1 and 25 of Article VI of the Constitution of the State of Oklahoma to read as follows:

Section 1. A. The Executive authority of the state shall be vested in a Governor, Lieutenant Governor, Secretary of State, State Auditor and Inspector, Attorney General, State Treasurer, Superintendent of Public Instruction, **[Chief Mine Inspector,]** Commissioner of Labor, Commissioner of Insurance and other officers provided by law and this Constitution, each of whom shall keep his office and public records, books and papers at the seat of government, and shall perform such duties as may be designated in this Constitution or prescribed by law.

B. The Secretary of State **[, Chief Mine Inspector]** and the Commissioner of Labor shall be appointed by the Governor by and with the consent of the Senate for terms of

four (4) years to run concurrently with the term of the Governor.

Section 25. **[The office of Chief Inspector of Mines, Oil and Gas]** THERE is hereby created**[, and the incumbent]** A DEPARTMENT of **[said office]** MINES, WHICH shall be **[known as]** CHARGED WITH the **[Chief Mine Inspector. No person shall serve]** EXECUTION OF ALL LAWS NOW in **[said office unless he]** FORCE OR WHICH shall **[have had eight (8) years' actual experience as a practical miner, and such other qualifications as may]** HEREAFTER be **[prescribed by the Legislature. The Chief Mine Inspector shall perform the duties, take the oath]** PASSED IN RELATION TO MINING ACTIVITIES and **[execute]** CORPORATIONS ENGAGED IN MINING ACTIVITIES WITHIN the **[bond prescribed by the Legislature]** STATE.

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:

This would change the State Constitution. It would repeal Section 26 of Article VI and would change Sections 1 and 25 of Article VI. It would remove from the State Constitution all mention of the Chief Mine Inspector. It would give duties which deal with mines to the Department of Mines. It would remove the requirement that the Legislature create mining districts and provide for Assistant Inspectors.

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 special election after July 1, 1985, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Keller, McIntyre and Stipe.—3.

The resolution passed.

The question being, "Shall **HJR 1018,** 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 special election after July 1, 1985?"

The vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Ford, Keller, McIntyre, O'Connor and Stipe.—5.

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.

HJR 1018 was ordered referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SR 29 — By Dawson and Choate.

A resolution requesting that the Senate and the House of Representatives authorize an official meeting of the State Legislature at Convention Hall in Guthrie in 1989 as a part of the one-hundredth anniversary celebration of "89er day"; and directing distribution.

COMMITTEE REPORTS

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

DO PASS:

HB 1021 — Criminal Jurisprudence.

HB 1090 — Criminal Jurisprudence, coauthored by Johnson (principal Senate author).

HB 1092 — Criminal Jurisprudence, coauthored by Johnson (principal Senate author).

HB 1134 — Business and Labor.

HB 1136 — Criminal Jurisprudence, coauthored by Floyd (principal Senate author).

HB 1148 — Judiciary and Retirement.

HB 1184 — Judiciary and Retirement, coauthored by Ford (principal Senate author) and Miller of the Senate.

HB 1251 — Business and Labor.

HB 1258 — Agriculture, coauthored by Dahl (principal Senate author).

HB 1327 — Criminal Jurisprudence, coauthored by Johnson of the Senate.

HB 1382 — Judiciary and Retirement.

HB 1383 — Judiciary and Retirement.

HB 1405 — Judiciary and Retirement.

HB 1436 — Transportation, coauthored by Stipe (principal Senate author).

HB 1446 — Business and Labor.

HB 1481 — Criminal Jurisprudence.

HB 1506 — Judiciary and Retirement, coauthored by Dawson (principal Senate author).

HB 1559 — Judiciary and Retirement, coauthored by Taylor of the Senate.

HJR 1032 — Economic Development, coauthored by Taylor (principal Senate author) and Green of the Senate.

HJR 1036 — Economic Development.

DO PASS, as amended:

HB 1004 — Criminal Jurisprudence, coauthored by Johnson (principal Senate author).

CS for HB 1072 — Business and Labor.

HB 1138 — Judiciary and Retirement, coauthored by Taylor of the Senate.

HB 1191 — Business and Labor, coauthored by McIntyre (principal Senate author).

HB 1193 — Economic Development.

HB 1203 — Judiciary and Retirement.

HB 1227 — Judiciary and Retirement, coauthored by Taylor (principal Senate author).

HB 1229 — Judiciary and Retirement,

coauthored by Taylor (principal Senate author).

HB 1230 — Judiciary and Retirement, coauthored by Cain (principal Senate author) and Taylor of the Senate.

HB 1264 — Judiciary and Retirement.

CS for **HB 1269** — Transportation, coauthored by Dawson (principal Senate author).

HB 1281 — Judiciary and Retirement.

CS for **HB 1282** — Business and Labor.

CS for **HB 1300** — Transportation.

HB 1302 — Criminal Jurisprudence.

CS for **HB 1308** — Judiciary and Retirement, coauthored by Cain (principal Senate author).

CS for **HB 1328** — Business and Labor, coauthored by Watson, Floyd, Roberts, Sadler and Winn of the Senate.

HB 1336 — Transportation.

HB 1363 — Criminal Jurisprudence.

HB 1388 — Business and Labor.

CS for **HB 1398** — Natural Resources.

HB 1407 — Judiciary and Retirement.

HB 1408 — Judiciary and Retirement.

HB 1431 — Judiciary and Retirement.

HB 1432 — Judiciary and Retirement.

HB 1433 — Judiciary and Retirement.

HB 1442 — Economic Development, coauthored by Taylor (principal Senate author) and Green of the Senate.

CS for **HB 1465** — Business and Labor.

CS for **HB 1476** — Business and Labor.

CS for **HB 1508** — Economic Development, coauthored by Brown and Combs of the Senate.

HB 1515 — Transportation.

HB 1521 — Natural Resources, coauthored by Cullison (principal Senate author).

HB 1560 — Economic Development, coauthored by Smith (principal Senate author) and Capps of the Senate.

HB 1565 — Natural Resources, coauthored by Dawson (principal Senate author).

BILL RELEASED

HB 1025 was referred for engrossment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 14, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:30 p.m. to meet Tuesday, May 14, 1985, at 1:30 p.m.

Sixty-fifth Legislative Day

Tuesday, May 14, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Stipe.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Jim Holston, First United Methodist Church, Moore, the guest of Senator Cole.

GENERAL ORDER

HB 1182 by Widener of the House and Dahl of the Senate was called up for consideration.

Senator Dahl moved that **HB 1182** be advanced, which motion was declared adopted.

THIRD READING

HB 1182 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, McIntyre, Miller, O'Connor, Porter, Randle, Roberts, Sadler, Schuelein, Taliaferro, Taylor, Watson, Winn and York.—34.

Nay: Branch, Keller, Luton, McCune, Pierce, Rhodes, Rozell, Shedrick, Smith, Wright and Young.—11.

Excused: Choate, Stipe and Terrill.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Dennis moved that the vote be reconsidered whereby **HB 1182** passed.

GENERAL ORDER

HB 1061 by Lewis, et al, of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1061,** which was the order.

Senator Cate moved that **HB 1061** be advanced, which motion was declared adopted.

THIRD READING

HB 1061 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Winn, Wright and Young.—42.

Excused: Choate, Floyd, Porter, Stipe, Terrill and York.—6.

The bill and emergency passed.

HB 1061 was referred for engrossment.

GENERAL ORDER

HB 1155 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1155,** which was the order.

Senator Cate moved that **HB 1155** be advanced, which motion was declared adopted.

THIRD READING

HB 1155 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Wright, York and Young.—42.

Excused: Choate, Dennis, Porter, Stipe, Terrill and Winn.—6.

The bill and emergency passed.

HB 1155 was referred for engrossment.

GENERAL ORDER

HB 1154 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1154,** which was the order.

Senator Cate moved that **HB 1154** be advanced, which motion was declared adopted.

THIRD READING

HB 1154 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller,

Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Watson, Wright, York and Young.—43.

Excused: Choate, Porter, Stipe, Terrill and Winn.—5.

The bill and emergency passed.

HB 1154 was referred for engrossment.

GENERAL ORDER

HB 1153 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Cate moved that **HB 1153** be advanced, which motion was declared adopted.

THIRD READING

HB 1153 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Choate, Porter, Stipe and Winn.—4.

The bill and emergency passed.

HB 1153 was referred for engrossment.

GENERAL ORDER

HB 1062 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1062,** which was the order.

Senator Cate moved that **HB 1062** be advanced, which motion was declared adopted.

THIRD READING

HB 1062 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Nay: Boatner.—1.

Excused: Choate, Dahl, Stipe and Winn.—4.

The bill and emergency passed.

HB 1062 was referred for engrossment.

DECLARATION OF VOTE

Senator Terrill asked that the record reflect had he been present at the time the votes were taken he would have voted "Aye" on the following measures: **HBs 1061, 1154, 1155** and **1182,** which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 216.**

The above numbered measure was referred for enrollment.

GENERAL ORDER

HB 1031 by Lewis and Haney of the House and Cate and Dennis of the Senate was called up for consideration.

Senator Combs moved that **HB 1031** be advanced, which motion was declared adopted.

THIRD READING

HB 1031 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Nay: McCune.—1.

Excused: Choate and Stipe.—2.

The bill and emergency passed.

HB 1031 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1024, 1025, 1141, 1196, 1198, 1267, 1270 and **1361** and **HJR 1018** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1098 by Little of the House and Pierce of the Senate was called up for consideration.

Senator Pierce moved that **HB 1098** be advanced, which motion was declared adopted.

THIRD READING

HB 1098 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Sadler, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: Boatner, Luton, Roberts, Rozell and Winn.—5.

Excused: Dennis, Stipe and Taliaferro.—3.

The bill and emergency passed.

HB 1098 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1216 by Leftwich and Milton of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1216** be advanced, which motion was declared adopted.

THIRD READING

HB 1216 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Cullison, Dahl, Floyd, Giles, Hopkins, Johnson, Lamb, Landis, Luton, McCune, Randle, Rhodes, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Winn and Young.—27.

Nay: Cate, Combs, Dawson, Dennis, Ford, Green, Howell, Keller, Leonard, McIntyre, Miller, O'Connor, Pierce, Porter, Roberts, Shedrick, Smith, Watson, Wright and York.—20.

Excused: Stipe.—1.

The bill passed.

HB 1216 was referred for engrossment.

MESSAGE FROM THE HOUSE

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

HB 1081 — McCorkell, Larason and Thompson.
HB 1277 — McKenna, Hale, Lawter, Stottlemyre and Ross.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 134,** and naming same House conferees.

Senator Roberts presiding.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1221 — Holden, Morgan and Cotner.
HB 1265 — Holden, Morgan and Cotner.
HB 1365 — Kincheloe, Riggs and Benson.

GENERAL ORDER

HB 1278 by Roberts of the House and Schuelein of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1278** be advanced, which motion was declared adopted.

THIRD READING

HB 1278 was read for the third time at length.

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

Aye: Brown, Cate, Cole, Cullison, Howell, Johnson, Luton, McCune, Randle, Rozell, Sadler, Schuelein, Taliaferro, Taylor and Winn.—15.

Nay: Boatner, Branch, Cain, Capps, Choate, Combs, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Keller, Lamb, Landis, Leonard, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Shedrick, Smith, Terrill, Watson, Wright, York and Young.—32.

Excused: Stipe.—1.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Schuelein moved that the vote be reconsidered whereby **HB 1278** failed.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 255,** and naming House conferees as follows: Ross, Vaughn and Glover.

SECOND READING — DIRECT TO CALENDAR

Senator Dawson asked unanimous consent to suspend Rule 5-4 and refer **SR 29** direct to the Calendar, which was the order.

GENERAL ORDER

HB 1338 by Glover of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved to amend **HB 1338,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1338** be advanced, which motion was declared adopted.

THIRD READING

HB 1338 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—44.

Nay: Wright and Young.—2.

Excused: Porter and Stipe.—2.

The bill passed.

HB 1338 was referred for engrossment.

GENERAL ORDER

HB 1468 by Milton and Williams (Penny) of the House and Floyd of the Senate was called up for consideration.

Senator Floyd moved that **HB 1468** be advanced, which motion was declared adopted.

THIRD READING

HB 1468 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Dahl, Floyd, Hopkins, Howell, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Shedrick, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—21.

Nay: Branch, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Ford, Green, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rozell, Sadler, Schuelein, Smith and Watson.—25.

Excused: Giles and Stipe.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Floyd moved that the vote be reconsidered whereby **HB 1468** failed.

MOTION TO RECONSIDER VOTE — TIME EXTENDED

Senator Terrill asked unanimous consent that the time be extended one legislative day,

to May 15, 1985, on his motion to reconsider the vote whereby **HB 1073** failed of passage, which was the order.

GENERAL ORDER

HB 1355 by Williams, et al, of the House and Hopkins and McIntyre of the Senate was called up for consideration.

Senator Hopkins moved that **HB 1355** be advanced, which motion was declared adopted.

THIRD READING

HB 1355 was read for the third time at length.

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

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

Excused: Stipe.—1.

The bill passed.

HB 1355 was referred for engrossment.

GENERAL ORDER

HB 1496 by Hooper of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1496** be advanced, which motion was declared adopted.

THIRD READING

HB 1496 was read for the third time at length.

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

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

Excused: Stipe.—1.

The bill passed.

HB 1496 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1022.**

GENERAL ORDER

HB 1224 by Mentzer of the House and Cain of the Senate was called up for consideration.

Senator Cain moved that **HB 1224** be advanced, which motion was declared adopted.

THIRD READING

HB 1224 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, Brown, Cain, Cate, Choate, Cole, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—36.

Nay: Boatner, Capps, Combs, Dennis, Giles, Landis, Pierce, Porter, Randle and Sadler.—10.

Excused:, McIntyre and Stipe.—2.

The bill and emergency passed.

HB 1224 was properly signed and ordered returned to the Honorable House.

BILL WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent that **HB 1223** be withdrawn from the Calendar and rereferred to the Business and Labor Committee, which was the order.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill.

SB 134 (2nd CCR), conference committee substitute.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1219.**

HB 1219 — By Hobson and Gish of the House and Cate of the Senate.

An Act relating to revenue and taxation; amending 36 O.S. 1981, Sections 624, as amended by Section 1, Chapter 138, O.S.L. 1982, 625 and 626 (36 O.S. Supp. 1984, Section 624), 47 O.S. 1981, Sections 22.1, as amended by Section 1, Chapter 95, O.S.L. 1982, 22.2A, as amended by Section 2, Chapter 220, O.S.L. 1983, 22.5d-1, 22.5k, as last amended by Section 27, Chapter 286, O.S.L. 1983, 22.5q, 22.6, 22.12b and 23.6, as amended by Section 2, Chapter 114, O.S.L. 1983 (47 O.S. Supp. 1984, Sections 22.1, 22.2A, 22.5k and 23.6) 63 O.S. 1981, Section 831, as amended by Section 12, Chapter 95, O.S.L. 1982 (63 O.S. Supp. 1984, Section 831), 68 O.S. 1981, Sections 402, 402-1, 1203, 1204, 1205, 1353, as last amended by Section 1, Chapter 2, O.S.L. 1984, 1354, as amended by Section 2, Chapter 2, O.S.L. 1984, 1362, as amended by Section 3, Chapter 2, O.S.L. 1984, 1402, as amended by Section 4, Chapter 2, O.S.L. 1984, 2103, as amended by Section 14, Chapter 95, O.S.L. 1982, Section 2, Chapter 180, O.S.L. 1982, Section 3, Chapter 138, O.S.L. 1984 and 2355 (68 O.S. Supp. 1984, Sections 1353, 1354, 1362, 1402, 2103, 2110 and 6002); modifying provisions of the annual tax on insurance premiums; applying tax to both domestic and foreign companies; expanding classes of insurers subject to said tax; requiring Attorney General to institute proceedings to collect unpaid premium taxes; modifying provisions of the Motor Vehicle License and Registration Act; defining terms; modifying certain definitions; providing for apportionment of monies; modifying distribution of certain monies; providing for recreational vehicle license plates; modifying certain fees; providing for commercial license plates; modifying certain fees; specifying types of vehicles eligible for commercial license plates; providing procedure; providing for farm use license plates; modifying license plate fees; providing procedure; requiring certain affidavits; providing penalties; providing for short term commercial license plates; providing procedures for transfer of certain certificates of title; increasing certain fees; providing for levy of excise tax on certain boats and motors; increasing rate of such excise tax; providing for collection of such excise

tax; providing for certain penalties for delinquent tax; providing for an exception; providing for the levy and collection of taxes on certain tobacco products; adding snuff as such tobacco products subject to taxes; providing for franchise tax on certain corporations and business organizations; modifying rate of said tax; increasing maximum amount of tax to be levied; declaring purpose of Oklahoma Sales Tax Code; modifying apportionment of sales tax revenues; providing for levy of tax on certain sales; providing for rate of tax; eliminating an exception; modifying remittance of certain tax; providing for levy of tax on certain property; modifying rate of tax; providing for levy of excise tax on certain motor vehicles; increasing rate of such excise tax; providing for collection of such excise tax; providing for certain penalties for delinquent tax; providing for an exception; providing for levy of rental tax on certain motor vehicles; increasing rate of such rental tax; providing for collection of such rental tax; providing for levy of excise tax on certain aircraft; increasing rate of such excise tax; providing for collection of such excise tax; providing for certain penalties for delinquent tax; providing for an income tax; providing for certain classes of taxpayers; removing certain alternative methods of levying income tax; providing an exception for certain lump-sum distributions for a certain period of time; providing for codification; providing for an operative date; and declaring an emergency.

The above numbered measure was read the first time.

COMMITTEE REPORTS

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

DO PASS:

HB 1189 — Human Resources.
HB 1375 — Transportation, coauthored by Rhodes (principal Senate author).
HB 1474 — Judiciary and Retirement.

DO PASS, as amended:

HB 1152 — Human Resources, coauthored by Cate (principal Senate author).
HB 1247 — Human Resources.
HB 1309 — Judiciary and Retirement.
HB 1380 — Transportation, remove Dawson and substitute Rozell as principal Senate author.
HB 1389 — Human Resources.
HB 1426 — Human Resources.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 14, 1985, of Enrolled **SB 279.**

COMMITTEE OF THE WHOLE

President Pro Tempore Randle moved that the Senate resolve itself into a Committee of the Whole to consider **SR 29,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—46.

Excused: McIntyre and Stipe.—2.

Senator Luton moved that the Senate as a Committee of the Whole recess and reconvene in Guthrie, Oklahoma, on this legislative day at the hour of 5:00 p.m., which motion was declared adopted.

*

At the appointed hour, the Senate, as a Committee of the Whole, reassembled at

Convention Hall in Guthrie, Oklahoma, and was called to order by President Pro Tempore Randle.

Senator Dawson questioned a quorum. The roll was ordered called, following which a quorum was declared present.

President Pro Tempore Randle addressed the Senate with brief remarks and appointed Senators Dawson, Choate, Floyd, Shedrick and Cole as the Special Committee to escort The Honorable George Nigh, Governor of the State of Oklahoma, to the podium. Governor Nigh delivered an address to the Senate and welcomed all attending this ceremonial session noting this is the first meeting of the Oklahoma State Senate in the historic convention hall since 1909.

Senator Dawson was recognized for the explanation of **SR 29** and asked unanimous consent that the action of the Committee of the Whole be printed in the Journal for this legislative day, which was the order.

Senator Howell asked unanimous consent that all other members of the Senate be named coauthors of **SR 29,** which was the order.

SR 29 was read at length, as follows:

SR 29 — By Dawson and Choate.

A resolution requesting that the Senate and the House of Representatives authorize an official meeting of the State Legislature at Convention Hall in Guthrie in 1989 as a part of the one-hundredth anniversary celebration of "89er Day"; and directing distribution.

WHEREAS, the City of Guthrie was a major focus of the famous Land Run of 1889; and

WHEREAS, the City of Guthrie was the site of the state's first "89er Day" celebration; and

WHEREAS, the City of Guthrie was the historic first capitol of the State of Oklahoma; and

WHEREAS, the First Legislature of the State of Oklahoma met in the Guthrie City Hall; and

WHEREAS, the citizens of Guthrie by common consent set aside 10 acres of land, now known as Capitol Square, for the purpose of erecting a capitol building; and

WHEREAS, the citizens of Guthrie taxed themselves with a bond issue to provide the funds for erecting a capitol building; and

WHEREAS, the state's original capitol building, known as Convention Hall, was completed in 1908 through the diligent efforts of the citizens of Guthrie; and

WHEREAS, the 2nd Session of the Oklahoma Legislature convened in Convention Hall in January of 1909; and

WHEREAS, the 1st Extraordinary Session of the Oklahoma Legislature met in Convention Hall in the spring of 1910.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE:

THAT in order to honor the great historical significance of Convention Hall as the original capitol building of the State of Oklahoma and the sacrifice and efforts of the citizens of the City of Guthrie to provide a seat for the government of the state, the Senate and the House of Representatives of the State of Oklahoma are hereby requested to authorize an official meeting of the Oklahoma Legislature at Convention Hall in Guthrie in 1989 as a part of the state's official "89er Day" celebration on the one-hundredth anniversary of the historic Land Run of 1889.

THAT copies of this resolution be distributed to the Governor, the Lieutenant Governor, the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the Mayor of the City of Guthrie.

COMMITTEE OF THE WHOLE REPORT

The Committee of the Whole recommends adoption of **SR 29,** as coauthored by all other members of the Senate.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 15, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:40 p.m. to meet Wednesday, May 15, 1985, at 1:30 p.m.

Sixty-sixth Legislative Day
Wednesday, May 15, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: McIntyre and Stipe.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Jim Holston, First United Methodist Church, Moore, the guest of Senator Cole.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1022, 1098, 1202, 1224, 1259, 1303** and **1496.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1023 by Holden, et al, of the House and Taliaferro and Dahl of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1023** be advanced, which motion was declared adopted.

THIRD READING

HB 1023 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Johnson, Lamb, Leonard, Luton, McCune, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—33.

Nay: Cain, Dawson, Ford, Giles, Howell, Keller, Landis, Porter, Randle and Rhodes.—10.

Excused: Choate, McIntyre, Miller, Stipe and Winn.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Boatner moved that the vote be reconsidered whereby **HB 1023** passed.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 1, coauthored by Kincheloe, Holt, Larason and Duckett of the House.

SB 102

SB 323, coauthored by Blodgett, Hill, Kamas, Conaghan, Holt and Davis (Frank) of the House.

House amendments were read on the above numbered bills and consideration deferred.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1031, 1061, 1062, 1153, 1154, 1155, 1216, 1338 and **1355** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 216 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 1072 by Sanders of the House and Boatner and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1072** be advanced, which motion was declared adopted.

THIRD READING

HB 1072 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, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—44.

Nay: Brown and York.—2.

Excused: McIntyre and Stipe.—2.

The bill and emergency passed.

HB 1072 was referred for engrossment.

GENERAL ORDER

HB 1368 by Benson, et al, of the House and Roberts and Keller of the Senate was called up for consideration.

Senator Shedrick moved to amend **HB 1368,** Page 27, Lines 13 and 14, by deleting after the word "subpoenaed" on Line 13 and before the word "in" on Line 14, the following language: "by the State" and by further adding the word "civil" to Line 14 after the word "criminal" and before the word "or", which amendment was declared adopted.

Senator Cate moved to amend **HB 1368,** Page 9, Lines 1 and 2 by restoring after the word "person" on Line 1 and before the

word "who" on Line 2 the stricken language.

Senator Roberts moved to table the Cate amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Capps, Combs, Cullison, Dennis, Floyd, Giles, Hopkins, Johnson, Keller, Lamb, Landis, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Smith, Taliaferro, Terrill and Winn.—23.

Nay: Cain, Cate, Choate, Cole, Dawson, Ford, Green, Howell, Leonard, Luton, McCune, Pierce, Porter, Randle, Schuelein, Shedrick, Taylor, Watson, Wright and York.—20.

Excused: Brown, Dahl, McIntyre, Stipe and Young.—5.

Senator Cate moved to amend **HB 1368**, Page 9, Lines 1 and 2, by restoring the stricken language and substituting the word "sixteen (16)" for the word "eighteen (18)", which amendment failed upon roll call as follows:

Aye: Cain, Cate, Cole, Dahl, Dawson, Dennis, Ford, Howell, Landis, McCune, Rozell, Schuelein, Shedrick, Watson, Winn and York.—16.

Nay: Boatner, Branch, Brown, Capps, Choate, Combs, Cullison, Floyd, Giles, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Luton, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Sadler, Smith, Taliaferro, Taylor, Terrill, Wright and Young.—30.

Excused: McIntyre and Stipe.—2.

Senator Roberts moved that **HB 1368** be advanced, which motion was declared adopted.

THIRD READING

HB 1368 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Cain and Schuelein.—2.

Excused: Ford, McIntyre and Stipe.—3.

The bill passed.

HB 1368 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator York asked unanimous consent that **HB 1301** be withdrawn from the Calendar and rereferred to the Criminal Jurisprudence Committee, which was the order.

PENDING CONSIDERATION OF HAs

HAs to SB 140 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Giles, Dawson, Leonard, Green and Sadler.

GENERAL ORDER

HB 1149 by Whorton and Sanders of the House and Johnson and Boatner of the Senate was called up for consideration.

Senator Johnson moved that **HB 1149** be advanced, which motion was declared adopted.

THIRD READING

HB 1149 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Watson, Wright, York and Young.—42.

Nay: Ford, Taliaferro and Terrill.—3.

Excused: McIntyre, Stipe and Winn.—3.

The bill and emergency passed.

HB 1149 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1081 — Cain, Shedrick and Brown.
HB 1277 — Taylor, Leonard, Brown, Cain and Wright.

GENERAL ORDER

HB 1151 by Lewis of the House and Dahl of the Senate was called up for consideration.

Senator Dahl moved that **HB 1151** be advanced, which motion was declared adopted.

THIRD READING

HB 1151 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Floyd, Giles, Hopkins, Howell, Johnson, Lamb, Luton, Miller, O'Connor, Porter, Randle, Sadler, Shedrick, Taliaferro, Taylor, Terrill, Watson and York.—26.

Nay: Boatner, Choate, Dawson, Dennis, Ford, Green, Keller, Landis, Leonard, McCune, Pierce, Rhodes, Roberts, Rozell, Schuelein, Smith, Wright and Young.—18.

Excused: Cate, McIntyre, Stipe and Winn.—4.

The bill passed.

Senators Landis, Boatner, Smith, Green, Dawson 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: 12; Excused: 4.

The emergency passed.

HB 1151 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 216.**

The above numbered enrolled measure was referred to the Governor.

Senator Cullison presiding.

GENERAL ORDER

HB 1209 by Mentzer, et al, of the House and Cain of the Senate was called up for consideration.

Senator York presiding.

Senator Howell moved to amend **HB 1209,** Page 12, Line 11, by striking all of Subsection "D" and relettering subsequent subsections, which amendment was declared adopted.

Senator Howell moved to amend **HB 1209,** Page 14, Line 1, by adding after the word "court" and before the word "shall" the words "after trial de novo", which amendment was declared adopted.

Senator Howell moved to amend **HB 1209,** Page 15, Line 18, by striking after the word "of" and before the word "the" the word "all" and on Page 16, Line 1, by striking "experts" and inserting the word "evidence", which amendment was declared adopted.

Senator Pierce moved to amend **HB 1209,** Page 44, Lines 2 through 5, by deleting all new language on Lines 2 through 5.

Senator Cain moved to table the Pierce amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Floyd, Giles, Howell, Johnson, Landis, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Winn and York.—17.

Nay: Cate, Cole, Combs, Cullison, Dawson, Dennis, Ford, Green, Keller, Lamb, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Smith, Terrill, Watson, Wright and Young.—25.

Excused: Choate, Dahl, Hopkins, Leonard, McIntyre and Stipe.—6.

Senator Pierce pressed the adoption of his amendment to **HB 1209,** which amendment was declared adopted.

Sentor Lamb moved to amend **HB 1209,** Page 50, Line 18, by striking all of Section 23 and renumbering, which amendment failed of adoption upon roll call as follows:

Aye: Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Smith, Wright and Young.—16.

Nay: Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson and York.—27.

Excused: Boatner, Choate, McIntyre, Stipe and Winn.—5.

Senator Pierce moved to refer **HB 1209** to the Judiciary and Retirement Committee with instructions to consider the bill and take appropriate action thereon.

Senator Cain moved to table the Pierce motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Luton, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and York.—31.

Nay: Combs, Ford, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Porter, Smith, Wright and Young.—14.

Excused: Choate, McIntyre and Stipe.—3.

Senator Cain moved that **HB 1209** be advanced, which motion was declared adopted.

THIRD READING

HB 1209 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: Keller, Pierce, Porter, Smith and Young.—5.

Excused: Choate, McIntyre and Stipe.—3.

The bill and emergency passed.

HB 1209 was referred for engrossment.

MOTION TO RECONSIDER VOTE — TIME EXTENDED

Senator Terrill asked unanimous consent that the time be extended for one legislative day to Thursday, May 16, 1985, on his motion to reconsider the vote whereby **HB 1073** failed of passage, which was the order.

MESSAGE FROM THE HOUSE

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

HB 1196 — Cotner, Virtue and Grieser
HB 1295 — Reimer, Widener and Morgan

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 140**, and naming House conferees as follows: Manar, Glover, Logan, Hooper and Widener.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1196 — Winn, Capps and Boatner
HB 1295 — Winn, Boatner and Dennis

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1266,** requesting conference and naming conferees as follows: Lewis, Haney and Johnson.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1008.**

HCR 1008 — By Gish of the House and Shedrick of the Senate.

A Concurrent Resolution authorizing the Board of Regents of Oklahoma State University and the Agricultural and Mechanical Colleges to issue revenue bonds; and directing distribution.

The above numbered measure was read the first time.

SECOND READING

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

HB 1219 — Finance

COMMITTEE OF THE WHOLE — REPORT ADOPTED

Senator Dawson asked unanimous consent that the Committee of the Whole Report on May 14, 1985, be adopted, which was the order.

Upon motion of Senator Dawson, **SR 29,** as coauthored by all other members of the Senate, was adopted and referred for enrollment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 16, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:30 p.m. to meet Thursday, May 16, 1985, at 10:00 a.m.

Sixty-seventh Legislative Day

Thursday, May 16, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, McIntyre, Pierce, Porter and Stipe.—5.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Jim Holston, First United Methodist Church, Moore, the guest of Senator Cole.

GENERAL ORDER

HB 1179 by Davis (Frank) of the House and McCune of the Senate was called up for consideration.

Senator McCune moved that **HB 1179** be advanced, which motion was declared adopted.

THIRD READING

HB 1179 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Capps, Cate, Combs, McIntyre, Pierce, Porter, Randle and Stipe.—8.

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; Excused: 7.

The emergency passed.

HB 1179 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1135 by Vaughn, et al, of the House and Taylor of the Senate was called up for consideration.

Senator Boatner moved to amend **HB 1135,** Page 2, Line 12, by inserting after the word "eligible" and before the period the language: "provided that legislative session employees who have worked for two (2) years or more in part-time status and are eligible for state retirement benefits, but do not receive other longevity payments, shall be eligible and shall be considered to have been continuously employed for purposes of calculating longevity payments, notwithstanding the provisions of subsection D of this section.", which amendment was declared adopted.

Senator Taylor moved that **HB 1135** be advanced, which motion was declared adopted.

THIRD READING

HB 1135 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, McIntyre, Pierce, Porter and Stipe.—5.

The bill and emergency passed.

HB 1135 was referred for engrossment.

GENERAL ORDER

HB 1218 by Hooper and Harris (Ken) of the House and Taliaferro and Cate of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1218,** which was the order.

Senator Taliaferro moved that **HB 1218** be advanced, which motion was declared adopted.

THIRD READING

HB 1218 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Capps, McIntyre, Pierce, Porter and Stipe.—5.

The bill passed.

HB 1218 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1151** and **1312.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1269 by Morgan of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1269** be advanced, which motion was declared adopted.

THIRD READING

HB 1269 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Capps, McIntyre, Pierce, Porter, Stipe and York.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Dawson moved that the vote be reconsidered whereby **HB 1269** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1072, 1149, 1209 and **1368** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 29 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1266** was ordered granted, and Senate conferees appointed as follows: Senators Sadler, Boatner and Taliaferro.

GENERAL ORDER

HB 1189 by Conaghan and Duckett of the House and O'Connor of the Senate was called up for consideration.

Senator O'Connor moved that **HB 1189** be advanced, which motion was declared adopted.

THIRD READING

HB 1189 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Capps, McIntyre, Pierce, Porter, Stipe and York.—6.

The bill and emergency passed.

HB 1189 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1300 by Kincheloe of the House and Cole of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1300,** which was the order.

Senator Cole asked unanimous consent that **HB 1300** be laid over for this legislative day, which was the order.

HB 1300 remains on General Order.

MOTION TO RECONSIDER VOTE

Senator Lamb pressed his motion to reconsider the vote whereby **HB 1334** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Nay: Branch and Dennis.—2.

Excused: Capps, McIntyre, Pierce, Porter and Stipe.—5.

THIRD READING

Senator Lamb asked unanimous consent that the vote be reconsidered whereby **HB 1334** was advanced, which was the order.

GENERAL ORDER

HB 1334 remains on General Order.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 8.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 303.**

The above numbered measure was referred for enrollment.

Senator Rhodes presiding.

GENERAL ORDER

HB 1279 by Williams (Penny), et al, of the House and Shedrick of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1279** be advanced, which motion was declared adopted.

Senator Rozell presiding.

THIRD READING

HB 1279 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—40.

Nay: Branch, Rhodes and Wright.—3.

Excused: Capps, McIntyre, Pierce, Porter and Stipe.—5.

The bill and emergency passed.

HB 1279 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising that the House by unanimous consent has rescinded the Signing and Fourth Reading of Enrolled **HB 1192** and requests that the Honorable Senate rescind their Signing and Fourth Reading of Enrolled **HB 1192,** to reconsider the vote by which the Bill was passed on Third Reading, to reconsider the vote whereby the Bill was advanced and to consider the Bill further.

MOTION — RECALL OF HB 1192

Senator Luton asked unanimous consent that the Senate rescind its Signing and Fourth Reading of Enrolled **HB 1192,** which was the order.

Senator Luton moved that the vote be reconsidered whereby **HB 1192** passed on Third Reading, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Capps, Dahl, McIntyre, Pierce, Porter and Stipe.—6.

THIRD READING

Senator Luton asked unanimous consent that the vote be reconsidered whereby **HB 1192** was advanced, which was the order.

GENERAL ORDER

HB 1192 remains on General Order.

Senator Rhodes presiding.

GENERAL ORDER

HB 1327 by Hobson and Hamilton (James) of the House and McCune and Johnson of the Senate was called up for consideration.

Senator McCune moved that **HB 1327** be advanced, which motion was declared adopted.

THIRD READING

HB 1327 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—38.

Nay: Dawson, Howell, Wright and Young.—4.

Excused: Capps, McIntyre, Pierce, Porter, Shedrick and Stipe.—6.

The bill passed.

HB 1327 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1345 by Davis (Frank) of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1345** be advanced, which motion was declared adopted.

THIRD READING

HB 1345 was read for the third time at length.

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

Aye: Branch, Brown, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—34.

Nay: Boatner, Cain, Hopkins, Landis, Miller, O'Connor, Rozell, Taliaferro.—8.

Excused: Capps, Choate, McIntyre, Pierce, Porter, Stipe.—6.

The bill passed.

HB 1345 was referred for engrossment.

GENERAL ORDER

HB 1360 by Haney of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1360** be advanced, which motion was declared adopted.

THIRD READING

HB 1360 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Capps, Choate, McIntyre, Pierce, Porter and Stipe.—6.

The bill passed.

HB 1360 was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1073** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Cullison, Dahl, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Luton, Miller, Randle, Rozell, Sadler, Taliaferro, Taylor, Terrill, Watson, Winn and York.—25.

Nay: Combs, Dawson, Floyd, Ford, Howell, Landis, McCune, O'Connor, Rhodes, Roberts, Schuelein, Shedrick, Smith, Wright and Young.—15.

Excused: Capps, Choate, Dennis, Giles, McIntyre, Pierce, Porter and Stipe.—8.

THIRD READING

HB 1073 remains on Third Reading.

Senator Rozell presiding.

GENERAL ORDER

HB 1311 by Hobson of the House and Cate of the Senate was called up for consideration.

Senator Cate moved that **HB 1311** be advanced, which motion was declared adopted.

THIRD READING

HB 1311 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Capps, Choate, Dennis, McIntyre, Pierce, Porter and Stipe.—7.

The bill passed.

HB 1311 was referred for engrossment.

GENERAL ORDER

HB 1515 by Duke and Blodgett of the House and Rhodes of the Senate was called up for consideration.

Senator Rhodes asked unanimous consent that **HB 1515** be laid over for this legislative day, which was the order.

HB 1515 remains on General Order.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Barrow, Allen E., Jr., Tulsa, as a member to the Board of Corrections. (Criminal Jurisprudence).

Beale, Olga Jane, McAlester, as a member to the State Textbook Committee. (Public Education)

Burke, Nancy, Oklahoma City, as a member to the State Textbook Committee. (Public Education)

Cummings, Charlie, Bartlesville, as a member to the Board of Regents of Rogers State College. (Higher Education)

Howard, Mrs. Belva, Tulsa, as a member to the Board of Regents for Oklahoma Colleges. (Higher Education)

Hull, Stephen, Stillwater, as a member to the Board of Trustees, Teachers' Retirement System. (Judiciary and Retirement)

Longmire, Richard C. "Dick", Pauls Valley, as a member to the Pollution Control Coordinating Board. (Natural Resources)

Oringderff, Sharon, Enid, as a member to the State Textbook Committee. (Public Education)

Piatt, Lee R., Ardmore, as a member to the State Textbook Committee. (Public Education)

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 12
SB 49
SB 74
SB 135
SB 160, coauthored by Reimer of the House.
SB 332, coauthored by Whorton, Logan, Combs, Shurden, Kelly and Stottlemyre of the House.

House amendments were read on the above numbered measures and consideration deferred.

SECOND READING

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

HCR 1008 — Higher Education

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1569.**

HB 1569 — By Sherrer, Harbin, Hunter, Duckett, Easley, Boeckman, Graves, Adair, McKenna, Monks and Shurden of the House and Dennis of the Senate.

An act relating to schools; amending 70 O.S. 1981, Section 6-103.15; providing for homosexual conduct or activity; modifying definitions; making certain activities grounds for refusal to employ or reemploy or dismissal or suspension; providing an operative date; and declaring an emergency.

The above numbered measure was read the first time.

FIRST READING

The following was introduced and read the first time:

SCR 16 — By Floyd of the Senate and Abbott of the House.

A concurrent resolution praising career accomplishments and contributions of Bertha Frank Teague on the event of her induction into the Basketball Hall of Fame; and directing distribution.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1018, 1234** and **1361,** requesting conference and conferees to be named later.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 16, 1985, of Enrolled **SB 216.**

LOBBYIST REGISTRATIONS AND RESIGNATIONS

(Addendum since May 9, 1985, page 632)

Hunt, C.E. "Jim", Jr., C.E. "Jim" Hunt, Jr. and Citizens to Stabilize Corporate Taxes and Foreign Policy.

Jarrell, Jimmie Lowell, representing Oklahoma Farmers Union, resigned effective April 23, 1985.

Larson, David L., representing El Paso Natural Gas Company, resigned effective May 10, 1985.

BILLS RELEASED

HBs 1339 and **1480** were referred for engrossment.

HB 1246 was properly signed and ordered returned to the Honorable House.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 20, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 12:00 noon to meet Monday, May 20, 1985, at 1:30 p.m.

Sixty-eighth Legislative Day
Monday, May 20, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—45.

Excused: Choate, Stipe and Wright.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Quitman McCory, First United Methodist Church, Muskogee, the guest of Senator Luton.

GENERAL ORDER

HB 1004 by Murphy of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1004** be advanced, which motion was declared adopted.

THIRD READING

HB 1004 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, York and Young.—41.

Excused: Choate, Combs, Pierce, Randle, Stipe, Winn and Wright.—7.

The bill passed.

HB 1004 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB**s was ordered granted, and Senate

conferees appointed as follows:

HB 1018 — Taliaferro, Giles and Leonard.

HB 1234 — Howell, Dawson and Taylor.

HB 1361 — Watson, McIntyre and Leonard.

GENERAL ORDER

HB 1134 by Kamas and Sanders of the House and Boatner and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1134** be advanced, which motion was declared adopted.

THIRD READING

HB 1134 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, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, York and Young.—40.

Nay: Smith.—1.

Excused: Choate, Combs, Pierce, Randle, Stipe, Winn and Wright.—7.

The bill and emergency passed.

HB 1134 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1184 by Morgan and Henshaw of the House and Ford and Miller of the Senate was called up for consideration.

Senator Miller asked that his name be removed as a coauthor of **HB 1134,** which was the order.

Senator Ford moved that **HB 1184** be advanced, which motion was declared adopted.

THIRD READING

HB 1184 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, York and Young.—40.

Excused: Choate, Combs, Pierce, Randle, Stipe, Taliaferro, Winn and Wright.—8.

The bill passed.

HB 1184 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 270,** coauthored by Whorton of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1179, 1189, 1246, 1270, 1327, 1331** and **1360.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Roberts pressed the motion to reconsider the vote whereby **HB 1182** passed,

which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, York and Young.—37.

Nay: Cullison, Dahl, Lamb and Miller.—4.

Excused: Choate, Combs, Pierce, Randle, Stipe, Winn and Wright.—7.

THIRD READING

HB 1182 remains on Third Reading.

GENERAL ORDER

HB 1264 by Holden of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1264** be advanced, which motion was declared adopted.

THIRD READING

HB 1264 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, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, York and Young.—41.

Excused: Choate, Combs, Pierce, Randle, Stipe, Winn and Wright.—7.

The bill and emergency passed.

HB 1264 was referred for engrossment.

PENDING CONSIDERATIONS OF HAs

HAs to SB 336 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Sadler, Johnson and Cate.

HAs to SB 160 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Giles, Leonard, Landis, Winn, Taliaferro, Ford and Sadler.

GENERAL ORDER

HB 1382 by Brewster of the House and Boatner of the Senate was called up for consideration.

Senator Taylor moved to amend **HB 1382,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Boatner moved that **HB 1382** be advanced, which motion was declared adopted.

THIRD READING

HB 1382 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, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, York and Young.—41.

Excused: Choate, Combs, Pierce, Randle, Stipe, Winn and Wright.—7.

The bill and emergency passed.

HB 1382 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1135, 1218, 1279, 1311, 1339, 1345 and **1480** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 303 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 8 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1384 by Brewster and Duckett of the House and Floyd of the Senate was called up for consideration.

Senators Rhodes and Brown moved to amend **HB 1384**, Page 2, Line 11, by inserting before the word "purchase" the word "school" and by striking the word "school" before the word "property" and insert the word "real", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1384**, Page 2, Line 11, by adding after the word "property" and before the word "Provided" the following language: "Said agenda item concerning purchase of school property shall be limited to the board, its attorney and the immediate staff of the board. No land owner, real estate salesperson, broker, developer or those who stand to profit directly or indirectly by the acquisition may be present or participate in the discussion allowed under this provision.", which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Cate, Cole, Combs, Dawson, Ford, Giles, Green, Hopkins, Landis, Leonard, McCune, O'Connor, Pierce, Smith, Taliaferro, Taylor, Terrill, Watson, York and Young.—23.

Nay: Brown, Capps, Cullison, Dahl, Dennis, Floyd, Howell, Johnson, Keller, Lamb, Luton, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein and Shedrick.—19.

Excused: Choate, McIntyre, Porter, Stipe, Winn and Wright.—6.

Senator Floyd moved that **HB 1384** be advanced, which motion was declared adopted.

THIRD READING

HB 1384 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, and Young.—43.

Excused: Choate, Stipe, Winn, Wright and York.—5.

The bill passed.

HB 1384 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Dawson pressed his motion to reconsider the vote whereby **HB 1269** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and Young.—42.

Excused: Choate, Dennis, Stipe, Winn, Wright and York.—6.

THIRD READING

Senator Dawson asked unanimous consent to consider an amendment to **HB 1269** on Third Reading, which was the order.

Senator Taliaferro moved to amend **HB 1269**, Page 13, Line 13, by striking Section 4 and inserting new Sections 4, 5 and 6, to read as follows:

"SECTION 4. NEW LAW A new Section of law to be codified in the Oklahoma Statutes as Section 569.1 of Title 47, unless there is created a duplication in numbering, reads as follows:

All bids submitted by school bus manufacturers shall include a certification by an independent testing laboratory, approved by an organization such as the American Council of Independent Laboratories, that their school bus bodies meet or exceed the following bid standards:

1. Construction shall be of prime commercial quality steel or other metal or other material with strength at least equivalent to all-steel as certified by school bus body manufacturer. All such construction materials shall be fire-resistant; and

2. Construction shall provide reasonably dustproof and watertight unit; and

3. School bus body (including roof bows, body posts, strainer, stringers, floor, inner linings, outer panels, rub rails, and other reinforcements) shall be of sufficient strength to support entire weight of fully loaded vehicle on its top or side if overturned. School bus body, as a unit, shall be designed and built to provide impact penetration resistance; and

4. Deflections of fully loaded body structure must not exceed the following measurements:

a. Deflection at center of roof bow .....three (3) inches

b. Deflection of each side pillar at windowsill level .....one (1) inch,

c. Deflection at center of floor .....four-tenths (.40) inch; and

5. Floor shall be of prime commercial quality steel of at least 14-guage or other metal or other material at least equal in strength to 14-guage steel. If plywood is used, it shall be 5-ply, at least 5/8-inch thick and it shall be equal or exceed properties of exterior-type softwood plywood, B-B Grade, as specified in standards issued by the U.S. Department of Commerce. Floor shall be level from front to back and from side to side except in wheelhousing, toeboard, and driver's seat platform areas.

SECTION 5. Sections 1, 2 and 3 of this act shall become effective November 1, 1985.

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."

Senator Dawson asked unanimous consent that **HB 1269** with the Taliaferro amendment be laid over temporarily, which was the order.

HB 1269 remains on Third Reading.

GENERAL ORDER

HB 1383 by Brewster of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1383** be advanced, which motion was declared adopted.

THIRD READING

HB 1383 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, York and Young.—41.

Nay: Cain and Landis.—2.

Excused: Choate, Dahl, Stipe, Winn and Wright.—5.

The bill passed.

HB 1383 was properly signed and ordered returned to the Honorable House.

Senator Cullison presiding.

GENERAL ORDER

HB 1393 by McCorkell and Duckett of the House and Johnson of the Senate was called up for consideration.

Senators Johnson and Cole moved to amend **HB 1393,** Page 13, Line 14, by adding after the word "license" and before the word "The" a new sentence as follows: "Provided, however, that such identification licenses issued to persons sixty-five (65) years of age or older shall be valid indefinitely from the date of issuance without fee or charge.", which amendment was declared adopted.

Senator Pierce moved to amend **HB 1393,** Page 14, Line 14, by striking all language in subsection B and reletter, which amendment failed of adoption upon roll call as follows:

Aye: Branch, Combs, Dawson, Ford, Green, Leonard, O'Connor, Pierce, Rhodes, Roberts, Smith and Watson.—12.

Nay: Boatner, Brown, Cain, Capps, Cole, Cullison, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, Randle, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, York and Young.—27.

Excused: Cate, Choate, Dahl, Dennis, Porter, Shedrick, Stipe, Winn and Wright.—9.

Senator Johnson moved that **HB 1393** be advanced, which motion was declared adopted.

THIRD READING

HB 1393 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and York.—36.

Nay: Branch, Dawson, Hopkins, O'Connor, Pierce, Roberts and Young.—7.

Excused: Choate, Porter, Stipe, Winn and Wright.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **HB 1393** passed.

GENERAL ORDER

HB 1387 by Hooper of the House and Taliaferro of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1387,** which was the order.

Senator Taliaferro moved that **HB 1387** be advanced, which motion was declared adopted.

THIRD READING

HB 1387 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—43.

Excused: Choate, Dennis, Porter, Stipe and Wright.—5.

The bill and emergency passed.

HB 1387 was properly signed and ordered returned to the Honorable House.

THIRD READING

Senator Taliaferro pressed the adoption of his amendment to **HB 1269,** which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cate, Combs, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Shedrick, Smith, Taliaferro, Watson, Winn and York.—31.

Nay: Cain, Cole, Cullison, Howell, McIntyre, Miller, Pierce, Rozell, Sadler, Schuelein, Taylor, Terrill and Young.—13.

Excused: Choate, Porter, Stipe and Wright.—4.

HB 1269 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, Brown, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—40.

Nay: Cain, Howell, Pierce and Young.—4.

Excused: Choate, Porter, Stipe and Wright.—4.

The bill and emergency passed.

HB 1269 was referred for engrossment.

SECOND READING — DIRECT TO CALENDAR

Senator Floyd asked unanimous consent to suspend Rules 5-4 and 5-5 and refer **SCR 16** direct to the Calendar, which was the order.

THIRD READING

HB 1182 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cullison, Dahl, Floyd, Green, Hopkins, Johnson, Lamb, Miller, O'Connor, Randle, Schuelein, Shedrick, Taliaferro, Taylor and York.—18.

Nay: Boatner, Branch, Cate, Cole, Combs, Dawson, Dennis, Ford, Howell, Keller, Landis, Leonard, Luton, McCune, McIntyre, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Smith, Terrill, Watson, Winn and Young.—26.

Excused: Choate, Giles, Stipe and Wright.—4.

The bill failed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 303.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 8.**

The above numbered enrolled resolution was referred to the Secretary of State.

GENERAL ORDER

HB 1394 by Grieser and Converse of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro asked unanimous consent that **HB 1394** be laid over temporarily, which was the order.

HB 1394 remains on General Order.

GENERAL ORDER

HB 1398 by Glover of the House and Giles of the Senate was called up for consideration.

Senator Giles moved that **HB 1398** be advanced, which motion was declared adopted.

THIRD READING

HB 1398 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—43.

Excused: Choate, McIntyre, Porter, Stipe and Wright.—5.

The bill and emergency passed.

HB 1398 was referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SCR 17 — By Boatner, Roberts, Branch, Sadler, Brown, Dennis, Landis, Hopkins, Lamb, Miller, Taliaferro, Floyd, Cate, Rozell, Capps, Taylor, Johnson, Dahl, Ford, Shedrick, Luton and Winn of the Senate and Converse of the House.

A concurrent resolution stating the intent of the Oklahoma State Legislature to recognize the hazards and dangers faced daily by state game rangers; praising their efforts; requesting hazardous duty pay for state game rangers; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Boatner asked unanimous consent to suspend Rule 5-4 and refer **SCR 17** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 17 by Boatner, et al, of the Senate and Converse of the House was called up for consideration.

SCR 17 was adopted upon motion of Senator Boatner and referred for engrossment.

BILLS WITHDRAWN — REREFERRED

Senator Luton asked unanimous consent that the following **HBs** be withdrawn from the Calendar and rereferred to committees, as indicated, which was the order:

HB 1148 — Rereferred to Judiciary and Retirement.
HB 1226 — Rereferred to Finance.
HB 1258 — Rereferred to Agriculture.

GENERAL ORDER

HB 1406 by Johnson (Glen) of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1406** be advanced, which motion was declared adopted.

THIRD READING

HB 1406 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—45.

Excused: Choate, Stipe and Wright.—3.

The bill passed.

HB 1406 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1404 by Thompson, et al, of the House and Cate of the Senate was called up for consideration.

Senator Cate moved that **HB 1404** be advanced, which motion was declared adopted.

THIRD READING

HB 1404 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, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Young.—41.

Excused: Choate, Combs, McIntyre, Porter, Stipe, Wright and York.—7.

The bill and emergency passed.

HB 1404 was referred for engrossment.

GENERAL ORDER

HB 1394 was considered further.

Senator Taliaferro moved that **HB 1394** be advanced, which motion was declared adopted.

THIRD READING

HB 1394 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, Brown, Capps, Cate, Cole, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—37.

Nay: Cain, Dawson, Howell, Rozell and Young.—5.

Excused: Choate, Combs, McIntyre, Porter, Stipe and Wright.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rozell moved that the vote be reconsidered whereby **HB 1394** passed.

GENERAL ORDER

HB 1407 by Johnson (Glen) of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1407** be advanced, which motion was declared adopted.

THIRD READING

HB 1407 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—43.

Excused: Choate, Dahl, Ford, Stipe and Wright.—5.

The bill passed.

HB 1407 was referred for engrossment.

GENERAL ORDER

HB 1422 by Riggs, et al, of the House and Winn of the Senate was called up for consideration.

Senator Winn moved that **HB 1422** be advanced, which motion was declared adopted.

THIRD READING

HB 1422 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb,

Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Young.—43.

Excused: Choate, Dahl, Stipe, Wright and York.—5.

The bill passed.

HB 1422 was referred for engrossment.

Senator Rhodes presiding.

GENERAL ORDER

HB 1504 by Pitezel, et al, of the House and Smith and Hopkins of the Senate was called up for consideration.

Senator Smith moved that **HB 1504** be advanced, which motion was declared adopted.

THIRD READING

HB 1504 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Young.—39.

Excused: Choate, Dahl, Dawson, Ford, McIntyre, Porter, Stipe, Wright and York.—9.

The bill passed.

HB 1504 was referred for engrossment.

GENERAL ORDER

HB 1551 by Pitezel of the House and Smith and Hopkins of the Senate was called up for consideration.

Senator Smith 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: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Young.—37.

Excused: Choate, Combs, Dahl, Lamb, McIntyre, Miller, Porter, Randle, Stipe, Wright and York.—11.

The bill and emergency passed.

HB 1551 was referred for engrossment.

Senator Boatner presiding.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1361 — Talley, Harris (Ken) and Glover.

MESSAGE FROM THE HOUSE

Advising concurrence in **SA**s to and passage of Engrossed **HB 1252.**

MESSAGE FROM THE HOUSE

Advising rejection of **SA**s to Engrossed

HB 1149, requesting conference and conferees to be named later.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 160** and naming House conferees as follows: Widener, Manar, Glover, Reimer, Logan, Hamilton (James) and Morgan.

GENERAL ORDER

HJR 1016 by Davis (Frank) and Graves of the House and Pierce of the Senate was called up for consideration.

Senator Pierce moved that **HJR 1016** be advanced, which motion was declared adopted.

THIRD READING

HJR 1016 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—41.

Excused: Choate, Combs, McIntyre, Porter, Randle, Stipe and Wright.—7.

The resolution passed.

HJR 1016 was referred for engrossment.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 120
SB 237

House amendments were read on the above numbered bills and consideration deferred.

PENDING CONSIDERATION OF HAs

HAs to SB 102 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Johnson, Boatner and York.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Doehring, K. Mark, Oklahoma City, as a member to the Consumer Credit Commission, to serve a term of three years ending February 5, 1988. Mr. Doehring will fill a new position per **HB 1771.** (Banks and Banking) Motion to confirm made by Senator McCune.

Freeman, Larry, Chandler, as a member to the Liquefied Petroleum Gas Board, to serve a term of four years ending June 30, 1987. Mr. Freeman will succeed George Steciak. (Natural Resources) Motion to confirm made by Senator Dawson.

Gossard, Amzi, Oklahoma City, as a member to the State Mining Board, to serve a term of four years ending April 19, 1987. Mr. Gossard will succeed himself. (Natural Resources) Motion to confirm made by Senator McCune.

Gruver, Frank, Guymon, as a member to the Liquefied Petroleum Gas Board, to serve a term of four years ending June 30, 1988. Mr. Gruver will succeed himself. (Natural Resources) Motion to confirm made by Senator Leonard.

Seabourn, Bert, Oklahoma City, as a member to the State Arts Council of Oklahoma, to serve a term of three years ending July 1, 1986. Mr. Seabourn will succeed Maria Reyburn. (Public Education) Motion to confirm made by Senator Keller.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—41.

Excused: Choate, Combs, McIntyre, Porter, Randle, Stipe and Wright.—7.

SECOND READING

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

HB 1569 — Public Education.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Board of Tests for Alcohol and Drug Influence, May 16, 1985, Criminal Jurisprudence.

Oklahoma Alcoholic Beverages Laws Enforcement Commission, May 9, 1985, Finance.

Oklahoma Alcoholic Beverages Laws Enforcement Commission, May 10, 1985, Finance.

Oklahoma Horse Racing Commission, May 14, 1985, Economic Development.

State Department of Labor, May 15, 1985, Criminal Jurisprudence.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 21, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:40 p.m. to meet Tuesday, May 21, 1985, at 1:30 p.m.

Sixty-ninth Legislative Day
Tuesday, May 21, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Porter and Stipe.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Quitman McCory, First United Methodist Church, Muskogee, the guest of Senator Luton.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1149** was ordered granted, and Senate conferees appointed as follows: Senators Johnson, Cole and Sadler.

INTRODUCTION

Senator Floyd introduced Mrs. Bertha Frank Teague and members of her family to the Senate and asked unanimous consent that they be granted privileges of the floor during consideration of **SCR 16,** which was the order. Senator Floyd presented Mrs. Teague with a copy of **SCR 16.**

GENERAL ORDER

SCR 16 by Floyd of the Senate and Abbott of the House was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SCR 16** which was the order.

SCR 16 was adopted upon motion of Senator Floyd and referred for engrossment.

FIRST READING

The following was introduced and read the first time:

SCR 18 — By Randle of the Senate and Barker of the House.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; and making a permanent record.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SCR 18** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 18 by Randle of the Senate and Barker of the House was called up for consideration.

SCR 18 was adopted upon motion of Senator Luton, referred for engrossment, and read at length as follows:

SCR 18 — By Randle of the Senate and Barker of the House.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; and making a permanent record.

WHEREAS, Monday, the 27th day of May 1985, is Memorial Day; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each house to the adjournment of the other for more than three days.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Senate and House of Representatives of the State of Oklahoma hereby recess for a period of one day beginning Memorial Day, the 27th day of May 1985, and ending the 27th day of May 1985. The Senate and House of Representatives will reconvene on the 28th day of May 1985. The Senate hereby consents to the recess of the House of Representatives for the above specified amount of time, and the House of Representatives hereby consents to the recess of the Senate for the above specified amount of time. The hour at which the houses shall reconvene shall be set by the President Pro Tempore of the Senate and the Speaker of the House of Representatives for their respective houses.

SECTION 2. A copy of this resolution shall be spread upon the pages of the permanent journals of the Senate and the House of Representatives, Fortieth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 313.

SB 320, coauthored by Pitezel, Gordon and Larason of the House.

House amendments were read on the above numbered bills and consideration deferred.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1134, 1184, 1252, 1383, 1387** and **1406.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SR 18 by Dahl, Cullison and Capps was called up for consideration.

Senator Pierce asked to coauthor **SR 18**, which was the order.

SR 18 was adopted upon motion of Senator Dahl.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Dahl moved that the vote be reconsidered whereby **SR 18** was adopted.

GENERAL ORDER

HB 1090 by Harris (Ken) of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1090** be advanced, which motion was declared adopted.

THIRD READING

HB 1090 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cole, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Cate, Choate, Combs, Dawson, Lamb, Porter, Shedrick and Stipe.—8.

The bill passed.

HB 1090 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 17 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1004, 1264, 1269, 1382, 1384, 1398, 1404, 1407, 1422, 1504 and **1551** and **HJR 1016** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 270 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs**, and naming House conferees as follows:

SB 102 — Sanders, Littlefield and Davis (Guy)
SB 336 — Cotner, Anderson and Sanders

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1018 — Grieser, Hill and Glover
HB 1149 — Whorton, Sanders and Kamas
HB 1234 — Graves, McCorkell and Shurden

GENERAL ORDER

HB 1092 by Harris (Ken) and Leftwich of the House and Johnson of the Senate was called up for consideration.

Senator Johnson asked unanimous consent that **HB 1092** be laid over temporarily, which was the order.

HB 1092 remains on General Order.

GENERAL ORDER

HB 1152 by Anderson of the House and Cate of the Senate was called up for consideration.

Senator Cate moved that **HB 1152** be advanced, which motion was declared adopted.

THIRD READING

HB 1152 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—35.

Nay: Boatner, Branch, Ford, Giles, Keller, Landis, Pierce and Wright.—8.

Excused: Choate, Lamb, Porter, Shedrick and Stipe.—5.

The bill and emergency passed.

HB 1152 was referred for engrossment.

GENERAL ORDER

HB 1193 by Lewis and Harris (Robert) of the House and Cate of the Senate was called up for consideration.

Senator Cate asked unanimous consent that **HB 1193** be laid over temporarily, which was the order.

HB 1193 remains on General Order.

Senator Miller presiding.

GENERAL ORDER

HB 1190 by Anderson, et al, of the House and Watson of the Senate was called up for consideration.

Senator Watson moved to amend **HB 1190,** by striking the title, enacting clause and body of the bill and substituting the following:

"An act relating to animals; providing short title; defining terms; prohibiting the release of certain nonsterilized animals; providing for sterilization and procedures related thereto; requiring certain contracts; providing for certain contractual provision and form; providing for breach of said contract; authorizing the release of certain nonsterilized animals in certain situations; providing for certain damages; providing penalties; providing for statutory construction of certain application; providing for codification; providing an operative date; 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 499 of Title 4, unless there is created a duplication in numbering, reads as follows:

Sections 1 through 7 of this act shall be known and may be cited as the "Dog and Cat Sterilization Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 499.1 of Title 4, unless there is created a duplication in numbering, reads as follows:

As used in the Dog and Cat Sterilization Act:

1. "Neuter" means to remove the testicles of a male dog or cat in order to render said animal unable to reproduce;

2. "New owner" or "owner" means a person legally competent to enter into a contract acquiring a dog or cat from a releasing agency;

3. "Releasing agency" means any pound, shelter, or humane organization, whether public or private, or veterinarian or veterinary hospital;

4. "Spay" means to remove the ovaries of a female dog or cat in order to render said animal unable to reproduce; and

5. "Sterilization" means to spay or neuter a dog or cat.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 499.2 of Title 4, unless there is created a duplication in numbering, reads as follows:

A. Except as authorized by subsection B of this section, in any county or municipality having a population of ten thousand (10,000) or more, a releasing agency shall not release to a new owner any dog or cat which has not been sterilized, unless the new owner executes a contract guaranteeing sterilization to occur within thirty (30) days and bears all costs.

B. 1. A releasing agency may release a dog or cat which has not been sterilized if the dog or cat is less than six (6) months of age for a female or eight (8) months of age for a male and if the new owner has signed a contract with the releasing agency to sterilize such dog or cat pursuant to the Dog and Cat Sterilization Act. Said contract shall be executed in duplicate so that a part of the contract can be mailed back to the releasing agency by the new owner after sterilization by a veterinarian. A master copy shall be made available for each releasing agency to print their contracts. The contract shall provide for the release of the new owner from the contractual provisions in the event of the death or disappearance of the dog or cat prior to date of sterilization.

The contract shall read as follows:

STERILIZATION AGREEMENT

This Agreement is made and entered into this ____ day of _____, 19__, by and between:

_____	_____
Name	Name
_____	_____
Address	Address
_____	_____
City Telephone	City Telephone
RELEASING AGENCY	NEW OWNER

In consideration of the releasing of said animal, and in further consideration of the mutual obligations herein, Releasing Agency releases the following animal to the New Owner:

(Description of animal)

1. Releasing Agency agrees to release the above listed animal into the care of the New Owner provided that:

(1) The animal is sterilized by a licensed veterinarian by

_____.

(give date)

(2) Written evidence from the veterinarian performing the sterilization that the animal has been sterilized and by the above date is given to the Releasing Agency.

2. New Owner accepts the above listed animal and agrees:

(1) To have the animal sterilized by a licensed veterinarian by

_____.
(give date)

(2) To provide written evidence to the Releasing Agency from the veterinarian performing the sterilization that the animal has been sterilized and by the above date listed.

(3) The New Owner is released from the terms of this contract upon death or disappearance of animal prior to date of sterilization.

This Agreement shall be binding upon the assigns, heirs, executors, and administrators of the respective parties.

The parties hereto have hereunto set their hands the day and year first above written.

_____
Releasing Agency
(signature of agent)

_____
New Owner (signature of)

(New Owner to receive copy of contract and Releasing Agency to keep copy of contract on file)

2. The sterilization shall be performed by a veterinarian licensed pursuant to the laws of this state by the date stipulated in the contract, not to exceed six (6) months of age for females and eight (8) months of age for males. The releasing agency shall confirm compliance by receiving written evidence by the veterinarian performing the sterilization that the animal has been sterilized, and by the date stipulated in the contract. The releasing agency may grant an extension of time not to exceed fifteen (15) days upon the request of the new owner. Upon the request of a licensed veterinarian, and for a valid reason, the releasing agency may grant an extension of time not to exceed thirty (30) days from the date stipulated in the contract. The contract shall be binding upon the assigns, heirs, executors, and administrators of the owner.

3. The releasing agency, upon the failure of the owner to comply with the provisions of the contract entered into pursuant to the Dog and Cat Sterilization Act, shall initiate an action against the owner for breach of contract no later than thirty (30) days from the date stipulated in the contract or the extension of time stipulated in the contract. Upon a finding that the owner breached said contract, the animal described therein shall be returned to the releasing agency upon demand. The releasing agency within five (5) days of breach of contract shall demand the return of said animal. All new owners shall keep their current address on file with the releasing agency until after the dog or cat has been sterilized. Ownership of said animal shall revert to the releasing agency in such instance, and no claim may be made by the owner to recover expenses incurred for maintenance of the animal including the initial procurement cost. In addition to relinquishment of the animal, the owner shall be subject to damages upon a finding of breach of contract plus all attorney fees and court costs. For the purpose of this section, the damages shall be payable to the releasing agency.

4. Voluntary return of the animal by the owner after the date stipulated in the contract for sterilization has expired shall not prevent the new owner from being subject to an action for breach of contract for failure to comply with the provisions of the Dog and Cat Sterilization Act.

5. A releasing agency may release a dog or cat which has not been sterilized to institutions of higher education for laboratory and research purposes pursuant to Sections 391 et seq. of Title 4 of the Oklahoma Statutes.

6. All sterilization costs under this section shall be borne by the new owner.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma

Statutes as Section 499.3 of Title 4, unless there is created a duplication in numbering, reads as follows:

The Dog and Cat Sterilization Act shall not be construed to interfere with a dog or cat being reclaimed by the present owner, if the present owner can prove ownership to the satisfaction of the releasing agency.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 499.4 of Title 4, unless there is created a duplication in numbering, reads as follows:

The Dog and Cat Sterilization Act shall not be construed to interfere with any city ordinance on the sterilization of dogs and cats that meets or exceeds the provisions of the Dog and Cat Sterilization Act, or prevent a releasing agency from providing sterilization by a licensed veterinarian before relinquishing custody of an animal, or prevent a releasing agency from collecting a deposit against the sterilization and forfeiture of deposits and reclamation of nonsterilized animals upon failure to comply with the provisions of the Dog and Cat Sterilization Act.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 499.5 of Title 4, unless there is created a duplication in numbering, reads as follows:

Failure by any releasing agency to comply with the provisions of the Dog and Cat Sterilization Act relating to the sterilization of dogs and cats shall constitute a nuisance. Any person may maintain a civil action to enjoin the continuance of said nuisance. If the acts sought to be enjoined violate the provisions of the Dog and Cat Sterilization Act, a permanent injunction against said violations may be granted. The nuisance may also be abated by any public body or officer authorized to do so by law.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 499.6 of Title 4, unless there is created a duplication in numbering, reads as follows:

Any person who authorizes the release of an animal in violation of the provisions of the Dog and Cat Sterilization Act, upon conviction, shall be guilty of a misdemeanor and shall be punishable by a fine of not less than Two Hundred Dollars ($200.00) nor more than Five Hundred Dollars ($500.00), plus all legal fees and court costs.

SECTION 8. This act shall become operative August 1, 1985.

SECTION 9. 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 Floyd moved to amend the floor substitute for **HB 1190,** Page 2, Lines 13 and 14, by striking after the word "of" on Line 13 and before the word "or" on Line 14 the words and figure "ten thousand (10,000)" and inserting in lieu thereof the words and figure "one hundred fifty thousand (150,000)".

Senator Watson moved to table the Floyd amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Cullison, Dawson, Ford, Green, Hopkins, Howell, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Schuelein, Smith, Terrill, Watson, Wright and York.—24.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Floyd, Giles, Johnson, Landis, McIntyre, Randle, Roberts, Rozell, Sadler, Taylor, Winn and Young.—17.

Excused: Combs, Keller, Lamb, Porter, Shedrick, Stipe and Taliaferro.—7.

Senator Dahl moved to amend the floor substitute for **HB 1190,** Page 2, Lines 13 and 14, by deleting after the word "of" and before the word "or" on Line 14 the figure "ten thousand (10,000)" and substituting the figure "forty thousand (40,000)".

Senator Watson moved to table the Dahl amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Cullison, Dawson, Ford, Green, Hopkins, Howell, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Smith, Terrill, Watson, Wright and York.—24.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Floyd, Giles, Johnson, Keller, Landis, McIntyre, Roberts, Rozell, Sadler, Schuelein, Taylor, Winn and Young.—18.

Excused: Combs, Lamb, Porter, Shedrick, Stipe and Taliaferro.—6.

Senator Dawson moved to amend the floor substitute for **HB 1190,** Page 4, Line 14, by striking after the comma the word "shall" and substitute therefor the word "may".

Senator Watson moved to table the Dawson amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Choate, Cole, Green, Hopkins, Keller, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Smith, Terrill, Watson, York and Young.—20.

Nay: Boatner, Branch, Capps, Dahl, Dawson, Floyd, Giles, Howell, Johnson, Landis, Roberts, Rozell, Sadler, Schuelein, Taylor and Winn.—16.

Excused: Combs, Cullison, Dennis, Ford, Lamb, Leonard, McIntyre, Porter, Shedrick, Stipe, Taliaferro and Wright.—12.

Senator Watson moved that **HB 1190** be advanced, which motion was declared adopted.

THIRD READING

HB 1190 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dawson, Green, Hopkins, Keller, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Taliaferro, Taylor, Terrill, Watson, Winn and York.—27.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Floyd, Giles, Howell, Johnson, Landis, Roberts, Schuelein, Shedrick and Young.—14.

Excused: Ford, Lamb, Leonard, Porter, Smith, Stipe and Wright.—7.

The bill passed.

Senators Capps, Roberts, Young, Landis, Boatner 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: 8; Excused: 7.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Watson moved that the vote be reconsidered whereby **HB 1190** and the emergency passed.

GENERAL ORDER

HB 1013 by Morgan, et al, of the House and Winn of the Senate was called up for consideration.

Senator Winn moved to amend **HB 1013,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1013,** Page 16, Line 13, by adding a new Section 4 as follows and renumber subsequent section: "Section 4. There is hereby created in the State Treasury, a revolving fund for the Oklahoma Tax Commission to be known as the Data Processing Revolving Fund. Said revolving funds shall consist of any fees received by the Commission for data processing services or equipment rental. The revolving fund shall be a continuing fund not subject to fiscal year limitations. Expenditures from this fund shall be exempt from all agency expenditure ceilings.", which amendment was declared adopted.

Senator Winn moved that **HB 1013** be advanced, which motion was declared adopted.

THIRD READING

HB 1013 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn and York.—38.

Nay: O'Connor and Pierce.—2.

Excused: Ford, Lamb, Leonard, Porter, Smith, Stipe, Wright and Young.—8.

The bill and emergency passed.

HB 1013 was referred for engrossment.

GENERAL ORDER

HB 1164, considered on Page 612, was considered further.

Senators Wright, Ford and Hopkins moved to amend **HB 1164,** Page 98, Line 24½, by inserting a new Section 74 to read as follows:

"Section 74. New Law A new section of law, to be codified in the Oklahoma Statutes as Section 85.12b of Title 74, unless there is created a duplication in numbering, reads as follows:

No agency or department of this state shall lease, charter or contract for the use of any aircraft, except aircraft owned and operated by another agency or department of this state, except pursuant to the provisions of the Oklahoma Central Purchasing Act. The Office of Public Affairs shall develop and implement guidelines for the use of such aircraft."

and by renumbering the subsequent sections and amending the title to conform.

The amendment died for lack of an author of the amendment being present in the Chamber.

Senator Cullison presiding.

Senator Cate moved to amend **HB 1164,** Page 98, Line 24½, by adding a new Section 74, as follows and renumbering subsequent sections:

"Section 74. Amendatory 74 O.S. 1981, Section 500.9, as last amended by Section 5

of Enrolled Senate Bill No. 243 of the 1st Session of the 40th Oklahoma Legislature, is amended to read as follows:

Section 500.9 A. Reimbursement for overnight lodging, while in official travel status, may be made at not to exceed Twenty-eight Dollars ($28.00) or the actual cost, if lower, per night within the State of Oklahoma and not to exceed Twenty-eight Dollars ($28.00) or the actual cost, if lower, per night out of state except as provided in subsections B, C and D of this Section and Section 500.9A of this title. Receipts issued by the hotel, motel or other public lodging place shall accompany claims for reimbursement.

B. A per diem allowance, in lieu of subsistence, may be authorized by a travel claim issued in accordance with Section 500.3 of Title 74 of the Oklahoma Statutes, which shall include all charges for meals and lodging. Not to exceed Twenty-nine Dollars ($29.00) per diem may be authorized on the travel claim for the performance of travel within the State of Oklahoma, and not to exceed Thirty-five Dollars ($35.00) per diem may be authorized for the performance of travel outside the State of Oklahoma. In computing the per diem allowance, a day shall be a period of twenty-four (24) hours. Reimbursement for each one-fourth (¼) day consisting of six (6) hours or major fraction thereof, more than three (3) hours, may be made at the rate of Seven Dollars and twenty-five cents ($7.25) in state and Eight Dollars and seventy-five cents ($8.75) out of state. Provided, however, that no per diem shall be allowed pursuant to this section for periods of less than overnight in travel status. Reimbursement for expenses other than meals and lodging may also be made in accordance with the provisions of the State Travel Reimbursement Act.

C. State officers or employees attending meetings, workshops, conferences or other objectives of trips which are conducted at a designated hotel, motel or other public lodging place or where lodging has been arranged for by the blocking of rooms or by rate reductions for the participants by the sponsor as evidenced by the announcement or notice of the meeting, workshop, conference or other objective shall be reimbursed the actual lodging expense not to exceed the single occupancy room rate charged by the designated hotel, motel, or other public lodging place, provided that said officials or employees are in official travel status approved by the agency head or his designee. Provided further, those state officers or employees attending meetings, workshops, conferences or other objectives of trips, which are conducted at a designated hotel, motel or other public lodging place as provided by this subsection, who choose to acquire less expensive lodging at another hotel, motel or other public lodging place shall be reimbursed the actual lodging expense not to exceed the single occupancy room rate charged by the designated hotel, motel or other public lodging place. Provided further, those state officers or employees so choosing this option shall not be reimbursed for local transportation costs incurred traveling between such optional lodging and the designated hotel, motel or other public lodging place. Receipts issued by the hotel, motel or other public lodging place shall accompany claims for reimbursement.

D. The Legislature recognized the existence of areas where the reimbursement is not sufficient to pay lodging costs, and wherein a higher lodging reimbursement should be allowed. It is hereby provided that any state official or employees in official travel status out of the state in one of the designated high rate geographical areas shall be reimbursed their actual lodging expense up to a maximum of Forty-five Dollars ($45.00) per night, except as provided in Section 500.9A of this title. The high rate geographical areas are hereby designated as follows:

Anchorage, AK

Atlanta, GA

Baltimore, MD

Boston, MA including all locations within Middlesex, Norfolk and Suffolk Counties

Chicago, IL including all locations within Lake and Cook Counties

Dallas and Fort Worth, TX including all locations within Dallas and Tarrant Counties

Denver, CO including all locations within Denver, Adams, Arapahoe and Jefferson Counties

Detroit, MI

Honolulu, HI

Houston, TX including all locations within the corporate limits of Houston

Kansas City, MO and Kansas City, KS

Los Angeles, CA including all locations within Los Angeles, Orange and Ventura Counties

Miami, FL including all locations within Dade, Broward, Palm Beach and Monroe Counties

Minneapolis-St. Paul, MN including all locations within Anoka, Hennepin and Ramsey Counties

New Orleans, LA including all locations within Jefferson, Orleans, Plaquemines and St. Bernard Parishes

New York, NY including all locations within the boroughs of the Bronx, Brooklyn, Manhattan, Queens and Staten Island and the counties of Nassau and Suffolk

Newark, NJ including all locations within Bergen, Essex, Hudson, Passaic and Union Counties

Philadelphia, PA including all locations within Philadelphia and Bala Cynwyd, PA

Pittsburgh, PA

St. Louis, MO

San Diego, CA including all locations within San Diego County

San Francisco and Oakland, CA including all locations within San Francisco and Alameda Counties

San Jose, CA including all locations within Santa Clara County

Seattle, WA including all locations within King County

Washington, DC including all locations within the corporate limits of Washington, DC, the cities of Alexandria, Falls Church and Fairfax, and the counties of Arlington, Loudoun and Fairfax in Virginia, and the counties of Montgomery and Prince Georges in Maryland.

In addition, there are such areas within this state that demand a higher rate and it is therefore established that THE METROPOLITAN STATISTICAL AREAS, AS DEFINED BY THE UNITED STATES OFFICE OF MANAGEMENT AND BUDGET LYING PRINCIPALLY WITHIN Oklahoma and Tulsa Counties are designated as in-state high rate geographical areas. State officials and employees shall be reimbursed their actual lodging expense up to a maximum of Thirty-five Dollars ($35.00) per night or the actual cost, if lower, in state

except as provided in subsection A of this section, while on official in-state travel status within the designated in-state high geographical areas. Receipts issued by the hotel, motel or other public lodging place shall accompany claims for reimbursement.

E. Reimbursement for meals and lodging on out-of-state trips shall not begin more than twenty-four (24) hours before the meeting, workshop, conference or other objective of trip begins and shall not continue more than twenty-four (24) hours after said meeting, workshop, conference or other objective of trip ends.

F. Reimbursement for meals and lodging incurred in official travel in areas outside of the United States to implement the objectives of contracts, grants, agreements or gifts for which funds from these sources are furnished shall be reimbursed from said funds at actual cost not to exceed the amount authorized United States Government employees in its periodical publication entitled "Standard Regulations (Government Civilians, Foreign Areas), Department of State, Washington, DC".

Claims submitted to the Director of State Finance for payment under the provisions of this section shall be certified to by the principal fiscal officer or contract and grant administrator of each agency. Such officer shall certify that such claim complies with and is authorized under this section.",

which amendment was declared adopted.

Senator Rozell moved that **HB 1164** be advanced, which motion was declared adopted.

THIRD READING

HB 1164 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, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Keller, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Watson, Winn, York and Young.—33.

Nay: Boatner, Giles, Johnson, Landis, O'Connor, Pierce, Taliaferro, Terrill and Wright.—9.

Excused: Combs, Ford, Lamb, Leonard, Porter and Stipe.—6.

The bill and emergency passed.

HB 1164 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 16 and **18** were correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1092 was considered further.

Senator Johnson moved that **HB 1092** be advanced, which motion was declared adopted.

THIRD READING

HB 1092 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shed-

rick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—43.

Excused: Branch, Lamb, Porter, Stipe and Winn.—5.

The bill passed.

HB 1092 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1021 by Craighead and Stacy of the House and Cain of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1021,** which was the order.

Senator Cain moved that **HB 1021** be advanced, which motion was declared adopted.

THIRD READING

HB 1021 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Giles, Lamb, Porter and Stipe.—5.

The bill passed.

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

GENERAL ORDER

HB 1247 by Duckett of the House and Roberts of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1247,** which was the order.

Senator Roberts moved that **HB 1247** be advanced, which motion was declared adopted.

THIRD READING

HB 1247 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Branch, Dennis, Lamb, Porter and Stipe.—5.

The bill passed.

HB 1247 was referred for engrossment.

GENERAL ORDER

HB 1192 by McCorkell of the House and Watson of the Senate was called up for consideration.

Senator Watson moved to amend **HB 1192,** Page 1, Line 32½, by adding a new subsection 4 and renumbering subsequent subsections: "(4). Allocations or expenditures deemed necessary to remove asbestos

from public buildings or facilities; and'', which amendment was declared adopted.

Senator Watson moved that **HB 1192** be advanced, which motion was declared adopted.

THIRD READING

HB 1192 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Dennis, Lamb, Porter and Stipe.—4.

The bill and emergency passed.

HB 1192 was referred for engrossment.

GENERAL ORDER

HB 1251 by Virtue and Adair of the House and Winn of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1251,** which was the order.

Senator Winn moved to amend **HB 1251,** Page 2, Line 14, by adding after the period the following language: ''Provided further, there shall be no reduction in premiums for a course attended pursuant to a court order in connection with a motor vehicle violation or an alcohol or drug related offense.'', which amendment was declared adopted.

Senator Winn moved that **HB 1251** be advanced, which motion was declared adopted.

THIRD READING

HB 1251 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Choate, Dennis, Lamb, Porter, Stipe and York.—6.

The bill passed.

HB 1251 was referred for engrossment.

GENERAL ORDER

HB 1309 by Graves of the House and Pierce of the Senate was called up for consideration.

Senator Pierce 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, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl,

Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Cain.—1.

Excused: Lamb, Porter and Stipe.—3.

The bill passed.

HB 1309 was referred for engrossment.

GENERAL ORDER

HB 1446 by Reimer of the House and York of the Senate was called up for consideration.

Senator York moved that **HB 1446** be advanced, which motion was declared adopted.

THIRD READING

HB 1446 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Lamb, Leonard, Porter, Randle and Stipe.—5.

The bill and emergency passed.

HB 1446 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1515, considered on page 675, was considered further.

Senator Roberts moved to amend **HB 1515,** Page 4, Line 2, by deleting after the word "for" and before the word "owns" on Line 3 all language and substituting therefor "a business entity which" and on Page 4, Line 13, by deleting after the word "such" and before the word "shall" on Line 14 all language and substituting therefor "a business entity", which amendment was declared adopted.

Senator Rhodes 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Excused: Lamb, Porter, Randle, Stipe, Taliaferro and York.—6.

The bill and emergency passed.

HB 1515 was referred for engrossment.

GENERAL ORDER

HB 1524 by Morgan and Blodgett of the House and Dawson, et al, of the Senate was called up for consideration.

Senator Wright moved to amend **HB 1524,** Page 8, Line 13½, by adding a new Section 4 to read as follows and renumbering subsequent sections:

"Section 4. Amendatory 42 O.S. 1981, Section 143.2, is amended to read as follows:

Section 143.2. In order for a person to perfect a lien for leased or rented equipment under the provisions of this act, the owner of the leased or rented equipment must have given notice in writing to the owner of the real property of the fact that the equipment is in fact leased or rented. Such notice will be delivered to the owner or the owner's designated representative **[the day]** WITHIN FIVE (5) DAYS AFTER the leased or rented equipment is first used on the subject property, and such notice shall include that a lien may be filed on said property. Such notice must be given at least sixty (60) days before filing such lien. A copy of the notice and certificate of service must be filed with the lien and subject to proof as every other element of the lien.",

which amendment was declared adopted.

Senator Dawson 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, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: Schuelein.—1.

Excused: Lamb, Porter and Stipe.—3.

The bill passed.

HB 1524 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to SB 320 were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Green, Brown, Hopkins, Howell and Wright.

GENERAL ORDER

HB 1474 by Henry of the House and Taylor of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1474,** which was the order.

Senator Taylor moved to amend **HB 1474,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Taylor moved that **HB 1474** be advanced, which motion was declared adopted.

THIRD READING

HB 1474 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Boatner.—1.

Excused: Lamb, Porter, Stipe and York.—4.

The bill passed.

HB 1474 was referred for engrossment.

Senator Rhodes presiding.

GENERAL ORDER

HB 1193 was considered further.

Senator Cate moved to amend **HB 1193,** Page 1, by restoring the title and enacting clause, which amendment was declared adopted.

Senator Cate moved to amend **HB 1193,** Page 2, Line 9, by striking the words and figures "three hundred (300)" and inserting in lieu thereof the words and figure "five hundred (500)", which amendment was declared adopted.

Senator Sadler moved to amend **HB 1193,** Page 5, Line 13½, by adding a new Section 2 as follows and renumbering the subsequent section:

Section 2. Amendatory Section 2, Chapter 156, O.S.L. 1983, as amended by Section 1, Chapter 72, O.S.L. 1984 (63 O.S. Supp. 1984, Section 2258.3), is amended to read as follows:

Section 2258.3. Prior to the issuance of a permit for a new disposal site, upon an application not received before the effective date of this act, applicants other than municipalities, shall post a bond guaranteeing the performance of closure and postclosure care of such new solid waste disposal site. Provided however, that municipalities OR ANY OTHER OWNER OR OPERATOR, which own or operate an improperly closed landfill shall post such a bond, or cash, or certificates of deposit with the State Treasurer payable to the Public Health Special Fund for performance of closure costs only. Permits shall be renewed every three (3) years, and bonds shall be renewed annually. The amount of such bond shall not be less than the actual cost of closure of the existing site plus the portion of the site projected to be used in a one-year period.",

which amendment was declared adopted.

Senator Cate moved that **HB 1193** be advanced, which motion was declared adopted.

THIRD READING

HB 1193 was read for the third time at length.

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

Aye: Brown, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Luton, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Shedrick and Taylor.—21.

Nay: Boatner, Branch, Cain, Choate, Cole, Combs, Ford, Green, Johnson, Landis, Leonard, McCune, Rhodes, Schuelein, Smith, Taliaferro, Terrill, Watson, Winn, Wright and Young.—21.

Excused: Lamb, McIntyre, Porter, Stipe and York.—5.

*Not Voting: Keller.—1.

*Senator Keller asked to be shown not voting on **HB 1193** for reason of personal

interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cate moved that the vote be reconsidered whereby **HB 1193** failed.

PENDING CONSIDERATION OF HAs

HAs to **SB 65** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Ford, Johnson and McCune.

MOTION TO RECONSIDER VOTE — TIME EXTENDED

Senator Dahl asked unanimous consent that the time be extended on his motion to reconsider the vote whereby **SR 18** was adopted to one legislative day, which was the order.

GENERAL ORDER

HB 1463 by Brewster of the House and Taylor and Combs of the Senate was called up for consideration.

Senator Taylor 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Keller, Lamb, Porter, Stipe and York.—5.

The bill passed.

HB 1463 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 155, 215, 266** and **299.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 270.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1072.**

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1209** and **1339,** requesting conference and conferees to be named later.

COMMITTEE APPOINTMENT

Pursuant to Senate Rule 7-1, President Pro Tempore Randle announced the creation of the Oklahoma State Senate Select Committee on the Corporation Commission. It shall be the duty of said committee to conduct a thorough study and investigation of all the powers, duties, organization, operation, per-

sonnel and activities of the Oklahoma Corporation Commission with regard both to regulation of the oil and gas industry within our state and to any other aspects of the Corporation Commission deemed necessary and appropriate by the committee. It shall further be the duty of the committee to provide to the Senate a report of the findings of its study and investigation, as well as any legislation proposed as a result of the study and investigation.

Appointments to the committee by President Pro Tempore Randle are as follows:

SENATE SELECT
COMMITTEE ON THE
CORPORATION COMMISSION

Giles, Chairman

Cullison	Leonard
Dennis	Terrill
Lamb	Winn

BILL RELEASED

HB 1023 was properly signed and ordered returned to the Honorable House.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 22, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:20 p.m. to meet Wednesday, May 22, 1985, at 1:30 p.m.

Seventieth Legislative Day

Wednesday, May 22, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Choate and Keller.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Quitman McCory, First United Methodist Church, Muskogee, the guest of Senator Luton.

INTRODUCTION

Senator Green introduced his newest grandson, Master William Clayton Rogers to the Senate and asked unanimous consent that young William be named Honorary President Pro Tempore for this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 16,** coauthored by 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 **HBs 1021, 1023, 1072, 1090, 1092** and **1446.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST — MOTION TO RECONSIDER VOTE

Senator Dahl asked unanimous consent that the vote be reconsidered whereby **SR 18** was adopted, which was the order.

GENERAL ORDER

SR 18 by Dahl, Cullison, Capps and Pierce was called up for consideration.

Senator Dahl moved to amend **SR 18,** by striking the title, resolving clause, and body of the resolution and substituting therefor the following:

A resolution stating the intent of the Oklahoma State Senate that the State Department of Health conduct a thorough evaluation of the effect of a controlled industrial waste injection well on groundwater prior to approving a permit for the well; and directing distribution.

WHEREAS, the State Department of Health issues permits for Controlled Industrial Waste injection wells; and

WHEREAS, the Oklahoma State Senate is currently considering various changes to the law.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1st SESSION OF THE 40th OKLAHOMA LEGISLATURE:

THAT it is the intent of the Oklahoma State Senate that the State Department of Health conduct a thorough evaluation based on information supplied to the Department from proponents and opponents of proposed permits on the effect of Controlled Industrial Waste injection wells on the groundwater of the area prior to approving a permit for a well in accordance with the Controlled Industrial Waste Disposal Act as it exists or may be amended.

THAT such evaluation shall consider available data on the possibility of waste migration, including but not limited to pressure buildups distribution and location of injected waste, and evaluation of the rate and manner in which it may move, an assessment of potential changes in the characteristics of the waste, and of the impact of any possible displacement of saltwater and freshwater interfaces.

THAT copies of this resolution be distributed to the Commissioner of Health, the Deputy Commissioner of Health for Environmental Health Services, and the Chief of the Waste Management Service of the State Department of Health.'', which amendment was declared adopted.

SR 18 was adopted upon motion of Senator Dahl and referred for enrollment.

GENERAL ORDER

HB 1160 by Lewis of the House and Dennis of the Senate was called up for consideration.

Senator Dennis moved that **HB 1160** be advanced, which motion was declared adopted.

THIRD READING

HB 1160 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taliaferro, Taylor, Winn and Wright.—32.

Nay: Giles, Landis, O'Connor, Pierce, Sadler, Schuelein, Terrill, Watson and Young.—9.

Excused: Choate, Ford, Howell, Keller, Porter, Stipe and York.—7.

The bill passed.

HB 1160 was referred for engrossment.

GENERAL ORDER

HB 1170 by Cotner and Grieser of the

House and Capps of the Senate was called up for consideration.

Senator Roberts moved to amend **HB 1170,** Page 4, Line 14, by inserting after the word "trees" and before the word "except" the words "and firewood", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1170,** Page 5, Line 9½, by adding an item "16." as follows: "16. Bibles.", which amendment was declared adopted.

Senator Smith moved to amend **HB 1170,** Page 7, Line 2, by deleting after the word "the" and before the word "clerk" the word "county" and inserting the word "court" and by making the same change on Page 8, Line 14; Page 9, Line 14; Page 10, Line 2 and Page 12, Line 7, and on Page 10, Line 5, by deleting before the word "clerk" the word "county" and inserting the word "court", which amendment was declared adopted.

Senator Young moved to amend **HB 1170,** Page 4, Line 14, by striking the words "except nursery products and foliage plants", which amendment was declared adopted.

Senator Lamb moved to amend **HB 1170,** Page 5, Line 9½, by adding the item "17." to read as follows: "17. Worldbooks.", which amendment was withdrawn upon request of Senator Lamb.

Senator Capps moved to amend **HB 1170,** Page 1, by restoring the title, which amendment was declared adopted.

Senator Capps moved that **HB 1170** be advanced, which motion was declared adopted.

THIRD READING

HB 1170 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—41.

Nay: Dawson, Pierce, Wright and Young.—4.

Excused: Choate, Keller and Porter.—3.

The bill passed.

HB 1170 was referred for engrossment.

GENERAL ORDER

HB 1203 by Riggs of the House and Howell of the Senate was called up for consideration.

Senator Howell moved that **HB 1203** be advanced, which motion was declared adopted.

THIRD READING

HB 1203 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Nay: Luton, Roberts and Young.—3.

Excused: Choate, Keller and Porter.—3.

The bill passed.

HB 1203 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs,** and naming House conferees as follows:

SB 65 — Harbin, Hamilton (James) and Hobson
SB 320 — Cozort, Leftwich, Heaton, Littlefield and Henshaw

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills and resolution as amended:

SB 94.
SB 118, coauthored by Glover and Benson of the House.
SB 131, delete Lewis and substitute Johnson (Glen) as principal House author and show Lewis as coauthor.
SB 168, coauthored by Leftwich and Williams (Freddye) of the House.
SB 175.
SB 181, coauthored by Schroeder, Little, Holt and Conaghan of the House.
SB 292, coauthored by Brewster and Schroeder of the House.
SB 316.
SB 334, coauthored by Schroeder and Cotner of the House.
SJR 8.

House amendments were read on the above numbered measures and consideration deferred.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1209 — Mentzer, Davis (Frank) and Larason
HB 1339 — Benson, Manar and Vanatta

Senator Cullison presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1013, 1152, 1164, 1192, 1247, 1251, 1309, 1463, 1474, 1515 and **1524** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 155, 215, 266 and **299** 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 1328 by Easley, et al, of the House and Brown, et al, of the Senate was called up for consideration.

Senator Taliaferro moved to amend **HB 1328,** Page 2, Line 5, by inserting a new Section 2 to read as follows and by renumbering subsequent sections:

"Section 2. NEW LAW A new Section of law to be codified in the Oklahoma Statutes as Section 12-417 of Title 47, unless there is created a duplication in numbering, reads as follows:

It is the intent of the Oklahoma Legislature that the Oklahoma Mandatory Seat Belt Use Act shall co-exist with applicable federal safety standards requiring automatic crash protection devices and is not intended to preempt federal automatic crash protection system requirements for new cars."

Senator Brown moved to table the Taliaferro amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Howell, Johnson, Landis, Luton, McCune, McIntyre, O'Connor, Rhodes, Schuelein, Shedrick, Taylor, Watson, Winn, Wright and York.—23.

Nay: Boatner, Branch, Cain, Capps, Dennis, Ford, Giles, Green, Lamb, Leonard, Miller, Pierce, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Terrill and Young.—20.

Excused: Choate, Hopkins, Keller, Porter and Randle.—5.

Senator Wright moved to amend **HB 1328,** Page 2, Line 17, by deleting after the word "shall" and before the word "include" the word "not" and on Line 18 delete the words "motorcycles or motorized" and on Line 1, Page 3, delete the word "bicycles".

Senator Brown moved to table the Wright amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Floyd, Hopkins, Johnson, Lamb, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—25.

Nay: Boatner, Branch, Cole, Dawson, Dennis, Ford, Giles, Green, Howell, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Rhodes, Smith, Stipe and Wright.—20.

Excused: Choate, Keller and Porter.—3.

Senator Smith moved to amend **HB 1328,** Page 2, Lines 17 and 18, by striking the words "pickup trucks" and the word "vans".

Senator Brown moved to table the Smith amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Floyd, Giles, Hopkins, Johnson, Lamb, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—26.

Nay: Boatner, Cole, Dahl, Dawson, Ford, Green, Howell, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Rhodes, Smith, Stipe and Wright.—18.

Excused: Choate, Dennis, Keller and Porter.—4.

Senator Ford moved to amend **HB 1328,** Pages 2 and 3, by striking on Line 16 of Page 2 all language after the word "except" on Lines 17 and 18 through the language on Page 3, Line 1 and substituting the following: "all vehicles traveling under twenty-five (25) miles per hour."

Senator Brown moved to table the Ford amendment, which tabing motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Johnson, Lamb, Leonard, Miller, Randle, Roberts, Sadler, Schuelein, Shedrick, Taylor, Terrill, Watson, Winn, York and Young.—27.

Nay: Boatner, Capps, Cole, Ford, Giles, Green, Landis, Luton, McCune, McIntyre, O'Connor, Pierce, Rhodes, Rozell, Smith, Stipe, Taliaferro and Wright.—18.

Excused: Choate, Keller and Porter.—3.

Senator Dawson moved to amend **HB 1328,** Page 3, Line 2, by striking all of subsection "B" and relettering subsequent subsections, which amendment was withdrawn upon request of Senator Dawson.

Senator Pierce moved to amend **HB 1328,** Page 3, Line 9½, by adding a new subsection "D" as follows: "D. No law enforcement officer shall make routine stops of motorists for the purpose of enforcing this act.", which amendment was declared adopted.

Senators Young and Stipe moved to amend **HB 1328,** Page 3, Line 10, by striking all of Section 3 and renumbering subsequent sections.

Senator Brown moved to table the Young-Stipe amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Cole, Combs, Cullison, Dawson, Floyd, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Roberts, Shedrick, Taylor, Terrill, Watson, Winn and Wright.—22.

Nay: Boatner, Branch, Capps, Dahl, Dennis, Ford, Giles, Green, Hopkins, Howell, Landis, Miller, Pierce, Rhodes, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro and Young.—21.

Excused: Choate, Johnson, Keller, Porter and York.—5.

Senator Cate moved to amend **HB 1328,** Page 3, Line 6, by adding after the word "reasons" the following: "Provided, the issuance of such verification by a physician, in good faith, shall not give rise to, nor shall such physician thereby incur, any liability whatsoever in damages or otherwise, to any person injured by reason of such failure to wear a safety belt system.", which amendment was declared adopted.

Senator Taliaferro moved to amend **HB 1328,** Page 4, Line 3, by inserting after the word "act" on Line 2 the following language: "Persons sixty-five (65) years of age and older shall be exempt from all provisions of this section."

Senator Brown moved to table the Taliaferro amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Cullison, Dawson, Dennis, Floyd, Ford, Green, Howell, Johnson, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taylor, Terrill, Watson, Winn and Wright.—31.

Nay: Capps, Giles, Hopkins, Landis, McIntyre, Pierce, Sadler, Schuelein, Stipe, Taliaferro and Young.—11.

Excused: Choate, Combs, Dahl, Keller, Porter and York.—6.

Senator Ford moved to amend **HB 1328,** Page 4, Line 2½, by adding a new paragraph to read as follows: "The penalty provisions of this section shall become effective February 1, 1989."

Senator Brown moved to table the Ford amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Cole, Combs, Cullison, Dawson, Dennis, Johnson, Luton, McCune, Miller, Randle, Roberts, Rozell, Sadler, Taylor, Terrill, Watson and Winn.—20.

Nay: Boatner, Branch, Capps, Floyd, Ford, Green, Hopkins, Lamb, Leonard, McIntyre, O'Connor, Pierce, Rhodes, Schuelein, Smith, Stipe, Taliaferro, Wright and Young.—19.

Excused: Choate, Dahl, Giles, Howell, Keller, Landis, Porter, Shedrick and York.—9.

Senator Wright moved to amend **HB 1328,** Page 4, Line 2, by adding after the word "act" the following: "The penalty provision shall not apply to registered Republicans."

Senator Brown moved to table the Wright amendment, which tabling motion was declared adopted.

Senators Young and Stipe moved to amend **HB 1328,** Page 5, Line 3, by striking all of Lines 3, 4, 5 and 6 and inserting in lieu thereof the following: "Nothing in this act shall be used in any civil proceeding in this State and the use or nonuse of seat belts shall not be submitted into evidence in any civil suit in Oklahoma.", which amendment was declared adopted.

Senator Dawson moved to amend **HB 1328,** Page 5, Line 8, by striking the date "1987" and substituting therefor the date "1990", which amendment was withdrawn upon request of Senator Dawson.

Senator Stipe moved to amend **HB 1328,** Page 4, Line 1, by striking after the word "act" the balance of Line 1 and all of Line 2, which amendment was declared adopted.

Senator Brown moved that **HB 1328** be advanced, which motion was declared adopted.

THIRD READING

HB 1328 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Johnson, Lamb, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Taylor, Terrill, Watson, Winn and York.—29.

Nay: Boatner, Capps, Dawson, Ford, Giles, Howell, Landis, Leonard, McIntyre, Pierce, Schuelein, Smith, Stipe, Taliaferro, Wright and Young.—16.

Excused: Choate, Keller and Porter.—3.

The bill passed.

HB 1328 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 94** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Green, Miller and O'Connor.

Senator Miller presiding.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1209 — Cain, Smith and Roberts
HB 1339 — Boatner, Cullison and Watson

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 155, 215, 266** and **299.**

The above numbered enrolled measures were referred to the Governor.

GENERAL ORDER

HB 1370 by McCorkell, et al, of the House and Randle and Cain of the Senate was called up for consideration.

Senator Cain moved to amend **HB 1370,** Page 12, Line 15, by striking after the word "Fund" and before the period on Line 18, all language, which amendment was declared adopted.

Senator Roberts moved to amend **HB 1370,** Page 17, by striking all of Sections 5 through 9, which amendment was withdrawn upon request of Senator Roberts.

Senator Randle moved to amend **HB 1370,** Page 1, by crippling the title and striking the enacting clause, which amendment was declared adopted.

Senator Rozell moved to amend **HB 1370,** Page 17, Line 14, by deleting all of Section 5 and renumbering, which amendment was withdrawn upon request of Senator Rozell.

Senator Cain moved to amend **HB 1370,** Page 19, Line 2, by deleting the period and inserting after the word "cassette" the following: "and every video cassette rental club membership fee. For the purposes of this section, video cassette rental club membership fee shall mean any charge paid by an individual or group of persons for the privilege of belonging to an association or plan formed for the purpose of renting video cassettes.", which amendment was adopted upon a division of the question.

Senator Cain moved that **HB 1370** be advanced, which motion was declared adopted.

THIRD READING

HB 1370 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—35.

Nay: Boatner, Dahl, Dennis, Landis, Pierce, Porter, Stipe and Young.—8.

Excused: Choate, Dawson, Giles, Keller and York.—5.

The bill passed.

HB 1370 was referred for engrossment.

Senator Cullison presiding.

GENERAL ORDER

HB 1191 by Lawter and Duckett of the House and McIntyre of the Senate was called up for consideration.

Senator McIntyre moved that **HB 1191** be advanced, which motion was declared adopted.

THIRD READING

HB 1191 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Boatner.—1.

Excused: Choate, Giles, Keller and York.—4.

The bill passed.

HB 1191 was referred for engrossment.

GENERAL ORDER

HB 1380 by Morgan and Brewster of the House and Rozell of the Senate was called up for consideration.

Senator Rozell moved to amend **HB 1380,** Page 16, Line 16, by striking after the word

"effective" and before "1985" all language and inserting the following: "July 1" and by adding a new Section 5 adding the emergency clause, which amendment was declared adopted.

Senator Rozell moved that **HB 1380** be advanced, which motion was declared adopted.

THIRD READING

HB 1380 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—42.

Nay: Branch.—1.

Excused: Choate, Giles, Keller, Leonard and York.—5.

The bill and emergency passed.

HB 1380 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby **HB 1193** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—40.

Excused: Choate, Dahl, Dennis, Giles, Keller, Roberts, Winn and York.—8.

THIRD READING

Senator Cate asked unanimous consent to consider an amendment to **HB 1193** on Third Reading, which was the order.

Senator Cate asked unanimous consent to reconsider the vote whereby the Sadler amendment, shown on Page 707, was adopted, which was the order.

Senator Cate moved as a substitute amendment to the Sadler amendment to **HB 1193,** Page 5, Line 13½, by adding a new Section 2 to read as follows and renumber the subsequent section:

"Section 2. AMENDATORY Title 63 O.S. Supp. 1984, Section 2258.3 is amended to read as follows:

APPLICATIONS FOR LAND DISPOSAL PERMITS SHALL CONTAIN A PLAN FOR SITE CLOSURE WHICH INCLUDES COST ESTIMATES AND PLANS AND SPECIFICATIONS FOR FINAL GRADING, FINAL COVER, PROPER DRAINAGE, AND REVEGETATION, AND TO MAINTAIN SUCH WORKS FOR EIGHT YEARS AFTER SITE CLOSURE. **[Prior to the issuance of a permit for a new disposal site, upon an application not received before the effective date of the act, applicants]** APPLICANTS other than municipalities shall post a bond guaranteeing the performance of **[closure and post-closure care of such new solid waste disposal site]** SUCH CLOSURE PLAN. IN LIEU OF SUCH A BOND THE APPLICANT MAY DEPOSIT CASH OR CERTIFICATES OF DEPOSIT WITH THE STATE TREASUR-

ER PAYABLE TO THE PUBLIC HEALTH SPECIAL FUND FOR PERFORMANCE OF CLOSURE. AN APPLICANT MAY ELECT TO DEPOSIT ONE-HALF THE AMOUNT AT THE ISSUANCE OF A PERMIT, AND THE REMAINING ONE-HALF SIX MONTHS THEREAFTER. Provided, however, that municipalities which own or operate an improperly closed lanfill shall post such bond, or cash or certificates of deposit with the state treasurer payable to the public health special fund for performance of closure costs only. Permits shall be renewed every three (3) years and bonds shall be renewed annually. The amount of such bond shall not be less than the actual cost of **[closure]** FINAL GRADING, FINAL COVER, PROPER DRAINAGE, AND REVEGETATION for the existing site plus the portion of the site projected to be used in a one year period.'', which amendment was declared adopted.

HB 1193 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, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Watson, Wright and Young.—38.

Nay: Branch, Landis, Schuelein, Taliaferro and Winn.—5.

Excused: Choate, Combs, Giles, Keller and York.—5.

The bill and emergency passed.

HB 1193 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1299** was adopted upon motion of Senator Watson.

HB 1299, as amended in conference, was read at length.

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

Aye: Brown, Cain, Cole, Combs, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Leonard, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Shedrick, Smith, Stipe, Taylor, Watson, Winn and Wright.—25.

Nay: Boatner, Branch, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Landis, Luton, Miller, Pierce, Porter, Rozell, Sadler, Schuelein, Taliaferro, Terrill and Young.—19.

Excused: Choate, Giles, Keller and York.—4.

The bill passed.

HB 1299, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Rozell presiding.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1357** and **1368**.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1024, 1218, 1264** and **1364,** requesting conference and conferees to be named later.

GENERAL ORDER

HB 1560 by Hamilton (Rebecca), et al, of the House and Smith and Capps of the Senate was called up for consideration.

Senator Pierce asked to coauthor **HB 1560,** which was the order.

Senator Smith moved to amend **HB 1560,**

Pages 7 through 10, by deleting all of Sections 5 and 6 and inserting in lieu thereof the following language:

"Section 5. NEW LAW. A new section to be codified in the Oklahoma Statutes as Section 1-2005.2 of Title 63, unless there is created a duplication in numbering reads as follows:

A. Regarding a construction permit application for a controlled industrial waste facility, the board of county commissioners of the county in which the waste facility is located and the board of county commissioners of any county contiguous to the waste facility whose roads and bridges are to be used to provide access to the proposed waste facility shall review the county road classification plans as described in Section 654 of title 69 of the Oklahoma Statutes and substantiate whether the county roads and bridges to be used to and from such controlled industrial waste facility in their respective counties may be used without any substantial detriment to said roads and bridges as provided in Section 14-113 of Title 47 of the Oklahoma Statutes. If any of said board of county commissioners finds that substantial detriment to the roads and bridges in their respective counties would occur, said board shall determine reasonable measures necessary to upgrade the roads and bridges and allow the applicant for a controlled industrial waste facility to upgrade or pay for the upgrading of said roads and bridges if the applicant receives a construction permit.

B. The Department shall not issue a construction permit for any new controlled industrial waste facility unless:

(1) each board of county commissioners, as appropriate pursuant to subsection A of this section, has substantiated by resolution that the county roads and bridges as they exist can be used without any substantial detriment to said roads and bridges as provided by the restrictions imposed by Section 14-113 of Title 47 of the Oklahoma Statutes; or

(2) the applicant has agreed to upgrade or pay for the upgrading of the roads and bridges to the reasonable measures determined by the appropriate board of county commissioners or to the design standards established by the Oklahoma Department of Transportation for industrial access roads.

An operation permit shall not be granted by the Department to the applicant until the necessary upgrades to the roads and bridges have been made.

C. The Department shall notify the applicable boards of county commissioners by certified mail, return receipt requested, of the proposed waste disposal site. Said boards of county commissioners shall have forty-five (45) days from receipt of such notice to review the county road classification plan and respond to the Department. The finding of each of said board of county commissioners shall be sent to the Department by certified mail, return receipt requested. Failure to respond within the required time limitation established pursuant to this subsection shall constitute a finding that the roads and bridges can be used without substantial detriment and preclude the board of county commissioners failing to respond from raising the suitability of use of roads and bridges of the county as set out in subsections A and B in this section at a later date.

D. Any applicant for a construction permit or operation permit aggrieved by the action of the board of county commissioners pursuant to this section shall have the right of review by trial de novo to the district court of the county wherein the board of county commissioners took such action.

E. In addition to any construction permit

application submitted to the Department subsequent to the effective date of this act, the provisions of this section shall also apply to any construction permit application submitted to the Department prior to the effective date of this act for which a permit has not been issued.

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 Smith moved that **HB 1560** be advanced, which motion was declared adopted.

THIRD READING

HB 1560 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, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—39.

Nay: Branch.—1.

Excused: Choate, Combs, Ford, Giles, Keller, Porter and York.—7.

*Not Voting: Winn.—1.

*Senator Winn asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

HB 1560 was referred for engrossment.

MOTION — SPECIAL ORDER

Senator Young moved to place **HB 1219** on Special Order for Monday, May 27, 1985, at 1:30 p.m.

Senator Luton moved to table the Young motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson and Wright.—35.

Nay: Branch, Landis, Pierce, Sadler and Young.—5.

Excused: Boatner, Choate, Ford, Giles, Keller, Porter, Winn and York.—8.

The Chair advised that Senator Boatner, having been present in the Chamber during the vote on Luton tabling motion, would be shown voting ''Nay'' in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 35. Nay: 6. Excused: 7.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 2,** coauthored by Glover and Monks of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed bills as follows:

SB 187, coauthored by Benson of the House.
SB 222
SB 227, coauthored by Williams (Freddye) of the House.
SB 264
SB 271
SB 277
SB 339

The above numbered measures were referred for enrollment.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **HB 1219** — Finance

FIRST READING

The following were introduced and read the first time:

SCR 19 — By Lamb of the Senate and Sanders of the House.

A concurrent resolution recognizing and commending the career and accomplishments of Joseph F. Buzidragis; wishing him well in his retirement; and directing distribution.

SCR 20 — By Cole, Dennis, Leonard, Johnson and Randle of the Senate and Davis (Frank), Kincheloe and Heaton of the House.

A concurrent resolution creating a Special Committee of the Legislature for the purpose of studying the structure, organization and duties of the Oklahoma Tax Commission; providing for membership and organization of the Committee; granting Committee authority to administer oaths, subpoena witnesses and hear evidence; authorizing reimbursement; allowing Committee to request assistance or information from state agencies; requiring state agencies to comply with such requests; and requiring a written report.

SR 30 — By Ford, Choate, Cole, Green, Keller, Lamb, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.

A resolution directing that the State Superintendent of Public Instruction submit a report to the Oklahoma State Senate by a certain date concerning certain aspects of the status of education in Oklahoma as it relates to other states; specifying certain recipients of the report; and directing distribution.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 23, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:30 p.m. to meet Thursday, May 23, 1985, at 10:00 a.m.

Seventy-first Legislative Day

Thursday, May 23, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Ford and Keller.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Quitman McCory, First United Methodist Church, Muskogee, the guest of Senator Luton.

MOTION TO LIMIT DEBATE

Senator Luton moved to limit debate to fifteen minutes per side on consideration of all motions and amendments and to limit debate to thirty minutes per side on Third Reading and final passage of all measures considered on General Order on this legislative day, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1299, 1357** and **1368.**

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 adoption of and returning the following engrossed resolution as amended:

SCR 18

House amendments were read on the above numbered resolution.

PENDING CONSIDERATION OF HAs

HAs to **SCR 18** were concurred in upon motion of Senator Luton.

SCR 18, as amended by the Honorable House, was adopted and read at length as follows:

SCR 18 — By Randle of the Senate and Barker of the House.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; and making a permanent record.

WHEREAS, Monday, the 27th day of May 1985, is Memorial Day; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each house to the adjournment of the other for more than three days.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Senate and House of Representatives of the State of Oklahoma hereby recess for a period of four days beginning the 24th day of May 1985, and ending the 27th day of May 1985. The Senate and the House of Representatives will reconvene on the 28th day of May 1985. The Senate hereby consents to the recess of the House of Representatives for the above specified amount of time, and the House of Representatives hereby consents to the recess of the Senate for the above specified amount of time. The hour at which the houses shall reconvene shall be set by the President Pro Tempore of the Senate and the Speaker of the House of Representatives for their respective houses.

SECTION 2. A copy of this resolution shall be spread upon the pages of the permanent journals of the Senate and the House of Representatives, Fortieth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

SECOND READING — DIRECT TO CALENDAR

Senator Cole asked unanimous consent to suspend Rule 5-4 and refer **SCR 20** direct to the Calendar, which was the order.

Senator Lamb asked unanimous consent to suspend Rules 5-4 and 5-5 and refer **SCR 19** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 19 by Lamb of the Senate and Sanders of the House was called up for consideration.

Remove Lamb and substitute Stipe as principal Senate author and show Lamb and all other members of the Senate except Senator Dawson as coauthors of **SCR 19.**

SCR 19 was adopted upon motion of Senator Stipe and referred for engrossment.

GENERAL ORDER

HB 1302 by Stottlemyre and Hamilton (James) of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1302** be advanced, which motion was declared adopted.

THIRD READING

Senator Stipe asked unanimous consent to consider an amendment to **HB 1302** on Third Reading, which was the order.

Senator Stipe moved to amend **HB 1302,** Page 3, Line 16, by adding after the period the words "and for no other purpose.", which amendment was declared adopted.

HB 1302 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Ford, Keller and Shedrick.—3.

The bill and emergency passed.

HB 1302 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1024 — Howell, Cullison and Leonard
HB 1218 — Taliaferro, Wright and Johnson
HB 1264 — Dawson, Cate and Cain
HB 1364 — Terrill, Cullison and Watson

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 77, coauthored by Hooper and Glover of the House.
SB 81, coauthored by Hale of the House.
SB 149
SB 195, coauthored by Henry, Monks, Morgan and Lewis of the House.
SB 217, coauthored by Adair of the House.
SB 321, coauthored by Davis (Frank) and Whorton of the House.
SB 341, coauthored by Holden of the House.

House amendments were read on the above numbered bills and consideration deferred.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1160, 1170, 1191, 1193, 1203, 1328, 1370, 1380 and **1560** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 187, 222, 227, 264, 271, 277 and **339** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 2 and **16** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 18 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MOTION — CALL OF THE SENATE

Senator Roberts moved to enforce Senate Rule 10-6 and that the Senate operate under the Call of the Senate, which motion failed of adoption upon roll call as follows:

Aye: Boatner, Capps, Dawson, Dennis, Lamb, Landis, McIntyre, Roberts, Sadler, Stipe, Taliaferro, Taylor and Young.—13.

Nay: Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Floyd, Giles, Green, Hopkins, Howell, Johnson, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Terrill, Wat-

son, Wright and York.—31.

Excused: Dahl, Ford, Keller and Winn.—4.

GENERAL ORDER

HB 1219 by Hobson and Gish of the House and Cate of the Senate was called up for consideration.

Senator Howell moved to amend **HB 1219,** by striking the title, the enacting clause and the body of the bill and substituting therefor the following: (Copies of the Howell floor substitute for **HB 1219** were distributed to all Senators).

Senator Stipe moved to amend the Howell floor substitute for **HB 1219,** Page 8, Line 11, by striking the words "for commercial purposes or", which amendment was declared adopted.

Senator York moved to amend the floor substitute for **HB 1219,** Page 21, Line 10½, by adding a new Section 10 to read as follows and renumber:

"SECTION 10. 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 FOOD FOR HUMAN CONSUMPTION AS DEFINED BY THE FEDERAL FOOD STAMP PROGRAM.'', which amendment was declared adopted.

Senator Smith moved to amend the floor substitute for **HB 1219,** Page 8, Line 12, by adding after the word ''use'' the words ''with factory delivery price of less than $8,000.00''.

Senator Boatner moved to table the Smith amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—36.

Nay: Cole, Green, McCune, Pierce, Rhodes, Smith, Watson and Wright.—8.

Excused: Floyd, Ford, Giles and Keller.—4.

Senator Howell pressed the adoption of his floor substitute to **HB 1219.**

Senator Randle moved to table the Howell amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—32.

Nay: Boatner, Cain, Capps, Hopkins, Howell, Johnson, Landis, McIntyre, Porter, Sadler, Stipe, York and Young.—13.

Excused: Floyd, Ford and Keller.—3.

Senator Boatner moved to amend **HB 1219,** Page 61, Line 18, by striking after the word ''of'' and before the period the words and figure ''Twenty dollars ($20.00)'' and inserting in lieu thereof the words and figure ''Forty dollars ($40.00)'', which amendment was declared adopted.

Senator Boatner moved to amend **HB 1219,** as follows:

''Page 115, line 24: by deleting after the word ''from'' on line 24 and before the word ''of'' on line 25 all language and substituting in lieu thereof the words ''one percent (1%)'';

Page 116, lines 16-17: by deleting the words ''seven and one-half percent (7½%)'' and substituting in lieu thereof the words ''three percent (3%)'';

Page 121, line 35 — Page 122, line 1: by restoring the stricken language ''three percent (3%)'' and deleting the language ''seven and one-half percent (7½%)'';

Page 122, lines 12-13: by restoring the stricken language ''three percent (3%)'' and deleting the language ''seven and one-half percent (7½%)'';

Page 123, lines 6-7: by deleting all new language;

Page 123, line 13: by deleting all new language:

Page 123, lines 26-27: by restoring the stricken language "three percent (3%)" and deleting the language "seven and one-half percent (7½%)";

Page 124, lines 3-4: by restoring the stricken language "three percent (3%)" and deleting the language "seven and one-half percent (7½%)"."

Senator Luton moved to table the Boatner amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Giles, Green, Hopkins, Howell, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson and Wright.—33.

Nay: Boatner, Cain, Johnson, Landis, Roberts, Stipe, York and Young.—8.

Excused: Dennis, Floyd, Ford, Keller, Pierce, Porter and Winn.—7.

Senators Cate, Randle and Terrill moved to amend **HB 1219,** Page 119, Line 30, by striking all language and renumbering subsequent paragraphs and on Page 133, Line 19, by adding a new Section 88 to read as follows and renumbering subsequent sections and amending title to conform:

"SECTION 88. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 302-3 of Title 68, unless there is created a duplication in numbering, reads as follows:

(a) In addition to the tax levied in Sections 302, 302-1 and 302-2 of Title 68 of the Oklahoma Statutes, except as otherwise provided in this section, there is hereby levied upon the sale, use, gift, possession, or consumption of cigarettes, as defined in Sections 301 through 325 of Title 68 of the Oklahoma Statutes, within the State of Oklahoma a tax at the rate of four (4) mills per cigarette. Provided, that if the amount of the reduction of the federal cigarette tax levied pursuant to the provisions of subsection (b) of Section 5701 of the Internal Revenue Code, scheduled to be effective October 1, 1985, is modified, the additional tax levied pursuant to the provisions of this section shall be at a rate reflecting the amount of the reduction of said federal cigarette tax. Such tax shall be evidenced by tax stamps as now provided for by law for other cigarette taxes, except that as to cigarette packages of less than ten cigarettes for free distribution as samples, the tax therein levied shall be computed and paid as provided for other cigarette taxes without affixing stamps on 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 Institutional 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 Institutional Building Bonds of 1965 Sinking Fund pursuant to the provisions of 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 Title 68 of the Oklahoma Statutes.''

, which amendment was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Howell and Stipe.—2.

Excused: Dennis, Ford, Keller and Pierce.—4.

Senator Stipe moved to amend **HB 1219,** Page 119, Line 30½, by adding a new paragraph 23 to read as follows: ''23. Medical and dental services;'' and by renumbering subsequent paragraphs, which amendment was withdrawn upon request of Senator Stipe.

Senator Boatner moved to amend **HB 1219,** Page 120, Line 2, by deleting all language through Page 121, Line 23 and inserting in lieu thereof the following:

''SECTION 75. NEW LAW A new section of law, to be codified in the Oklahoma Statutes as Section 1354.1 of Title 68, unless there is created a duplication in numbering, reads as follows:

Effective July 1, 1985 through July 1, 1988, all exemptions contained in the Oklahoma Sales Tax Code shall not be in effect. Effective July 1, 1988, sales of food for human consumption as defined by the Federal Food Stamp Program shall be specifically exempted from the tax levied by the Oklahoma Sales Tax Code.''

, which amendment was withdrawn upon request of Senator Boatner.

Senators Stipe and Cole moved to amend **HB 1219,** Page 120, Lines 28 through 30, by striking all language in paragraph ''E.'' and relettering subsequent paragraphs, which amendment failed of adoption upon roll call as follows:

Aye: Cain, Cate, Cole, Dennis, Floyd, Giles, Howell, Landis, McIntyre, Porter, Roberts, Sadler, Shedrick, Stipe, Winn, York and Young.—17.

Nay: Boatner, Branch, Brown, Capps, Choate, Combs, Cullison, Dahl, Dawson, Green, Hopkins, Johnson, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson and Wright.—28.

Excused: Ford, Keller and Pierce.—3.

Senator Smith moved to amend **HB 1219,** Page 121, Line 9, by adding a new subsection ''G.'' to read as follows: ''G. The first Fifty dollars ($50.00) of wearing apparel.'' and renumber subsequent subsections, which amendment failed of adoption upon a division of the question.

Senator Taliaferro moved to amend **HB 1219,** Page 121, Line 23½, by adding a new subparagraph ''j'' to read as follows: ''(j.). sales of electrical and gas appliances.'', which amendment failed of adoption upon roll call as follows:

Aye: Branch, Cain, Dahl, Johnson, Landis, McIntyre, O'Connor, Roberts, Taliaferro, York and Young.—11.

Nay: Boatner, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Giles, Green, Hopkins,

Howell, Lamb, Leonard, Luton, McCune, Miller, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Watson, and Wright.—31.

Excused: Ford, Keller, Pierce, Porter, Terrill and Winn.—6.

The Chair advised that Senator Terrill, having been present in the Chamber during the vote on the Taliaferro amendment, would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 11; Nay: 32; Excused: 5.

Senator Taliaferro moved to amend **HB 1219,** Page 121, Line 23½, by adding a new subparagraph "(j)" as follows: "(j). sales of articles of clothing, including shoes, coats, hats, worn for personal use as well as business use;", which amendment failed of adoption upon roll call as follows:

Aye: Branch, Cain, Dahl, Green, Johnson, Landis, McIntyre, O'Connor, Roberts, Smith, Taliaferro, Terrill, Winn, York and Young.—15.

Nay: Boatner, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Lamb, Leonard, Luton, McCune, Miller, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taylor, Watson and Wright.—29.

Excused: Ford, Keller, Pierce and Porter.—4.

Senator Young moved to amend **HB 1219,** Page 121, Line 23½, by adding a new subparagraph "(j.)" as follows: "(j). sales of baby clothes, diapers, baby bottles and hand tools.", which amendment failed of adoption upon a division of the question.

Senators Floyd and Boatner moved to amend **HB 1219,** Page 121, Line 23½, by adding a new subparagraph (j) to read as follows: "(j). sales of all books deemed textbooks for use in education or instruction in any public or private facility;", which amendment failed of adoption.

Senators Boatner and Taliaferro moved to amend **HB 1219,** Page 121, Line 23½, by inserting a new paragraph (j) to read as follows:

"j. All sales in any county of Oklahoma which shares a common border with a state of the United States to a distance of thirty (30) miles from this common border; provided if the border county extends less than thirty (30) miles from this common border then such exempt sales shall extend into the next adjoining county to a distance of the original thirty (30) miles."

Senator Randle moved to table the Boatner-Taliaferro amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dawson, Giles, Green, Hopkins, Howell, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor, Terrill, Watson and Wright.—27.

Nay: Boatner, Capps, Choate, Dahl, Dennis, Floyd, Johnson, Lamb, Landis, Leonard, O'Connor, Porter, Roberts, Schuelein, Taliaferro, Winn and Young.—17.

Excused: Ford, Keller, Pierce and York.—4.

Senator Cate moved that **HB 1219** be advanced, which motion was declared adopted.

THIRD READING

HB 1219 was read for the third time at length.

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

Aye: Brown, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Lamb, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Shedrick, Smith, Taylor, Terrill, Watson, Winn and Wright.—27.

Nay: Boatner, Branch, Cain, Capps, Choate, Dawson, Howell, Johnson, Landis, Leonard, O'Connor, Porter, Sadler, Schuelein, Stipe, Taliaferro, York and Young.—18.

Excused: Ford, Keller and Pierce.—3.

The bill passed.

Senators Howell, York, Cain, Capps, Dawson, O'Connor, Stipe, Sadler, Landis, Leonard and Schuelein desired to vote Aye on the emergency.

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

Aye: 38; Nay: 7; Excused: 3.

The emergency passed.

HB 1219 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1024 — Henry, Hobson and Williams (Penny).
HB 1218 — Hooper, Lewis and Glover.
HB 1264 — Holden, Hooper and Harbin.
HB 1364 — Holden, Kelly and Hooper.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1111, 1382, 1404, 1463** and **1551,** requesting conference and House conferees to be named later.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 94,** and House conferees to be named later.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 19 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 19,** coauthored by all other members of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1141.**

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 18 and **19** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 187, 222, 227, 264, 271, 277** and **339.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 2** and **16.**

The above numbered enrolled resolutions were referred to the Secretary of State.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill.

SB 160, conference committee substitute, coauthored by Landis, Winn, Taliaferro, Ford and Sadler of the Senate and Adair, Bastin, Benson, Boeckman, Brewster, Brown, Collins, Conaghan, Converse, Cotner, Cunningham, Davis (Frank), Easley, Fair, George, Glover, Graves, Grieser, Hale, Hamilton (James), Haney, Harris (Ken), Harris (Robert), Henry, Hill, Hobson, Hooper, Kamas, Kincheloe, Larason, Lewis, Manar, McDonald, McMillen, Mentzer, Mitchell, Morris, Murphy, Newby, Patrick, Sherrer, Smith, Talley, Vanatta, Virtue, Whorton and Willis of the 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 1070.

Conference committee report was read on the above numbered bill and consideration deferred.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 18** and **19.**

The above numbered enrolled resolutions were referred to the Secretary of State.

MESSAGE FROM THE HOUSE

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

HB 1247 — Duckett, Kincheloe and McMillen.

HB 1309 — Graves, Benson and Davis (Frank).

HB 1504 — Pitezel, Leftwich and Brewster.

HB 1515 — Duke, Brewster and Littlefield.

SECOND READING

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

SR 30 — Public Education.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Oklahoma Department of Agriculture, May 17, 1985, Ariculture.

Oklahoma Department of Mines, May 17, 1985, Natural Resources.

Oklahoma Tax Commission, May 17, 1985, Finance.

State Department of Labor, May 22, 1985, Business and Labor.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Bauman, Margaret "Peggy", Shawnee, as a member to the State Board of Corrections (Criminal Jurisprudence).

Borelli, Gerald, Kingfisher, as a member to the Water Resources Board (Natural Resources).

Gover, John P., Altus, as a member to the Board of Regents, Western Oklahoma State College. (Higher Education).

Kirk, Leroy W., Oklahoma City, as a member to the State Board of Corrections. (Criminal Jurisprudence).

Muegee, Paul, Tonkawa, as a member to the Controlled Industrial Waste Management Council. (Natural Resources).

Mungle, Mason, Atoka, as a member to the Conservation Commission. (Wildlife).

Paulsen, Don, Oklahoma City, as a member to the State Board of Education. (Public Education).

Savage, Carolyn, Hominy, as a member to the Board of Regents, Oklahoma A & M Colleges. (Higher Education).

Stauss, Helen, Tahlequah, as a member to the Student Loan Authority. (Higher Education).

LOBBYIST REGISTRATIONS

(Addendum since May 16, 1985, page 676).

Baran, Paul, Bank of Oklahoma, Tulsa.

Crabb, Jean M., Metropolitan Life Insurance Co.

Kelsey, Jack B., Oklahoma Farmers Union.

Sing, Joe P., Jr., Bank of Oklahoma, Tulsa.

Sublett, Chere L., Bank of Oklahoma, Tulsa.

BILLS RELEASED

HB 1393 was referred for engrossment.

HB 1394 was properly signed and ordered returned to the Honorable House.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 28, 1985, at 1:30 p.m., which motion prevailed.

Pursuant to Enrolled **SCR 18,** the Senate recessed at 3:25 p.m. to meet Tuesday, May 28, 1985, at 1:30 p.m.

Seventy-second Legislative Day

Tuesday, May 28, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Porter and Watson.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. David Porter, Austin Theological Seminary, Austin, Texas, the guest of Senator Green.

MOTION TO RECONSIDER VOTE

Senator Luton, on behalf of Senator Watson, pressed the motion to reconsider the vote whereby **HB 1190** passed, which motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—40.

Excused: Boatner, Dennis, Giles, Miller, Pierce, Porter, Watson and Winn.—8.

THIRD READING — REREFERRED TO COMMITTEE

Senator Luton asked unanimous consent to withdraw **HB 1190** from the Calendar and rerefer same to the Human Resources Committee, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1141, 1311, 1394** and **1480.**

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 1219, 1302 and **1393** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

SB 94 — Holden, Hale and Harris (Robert)

GENERAL ORDER

HB 1222 by Ross, et al, of the House and McIntyre of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1222,** which was the order.

Senator McIntyre moved that **HB 1222** be advanced, which motion was declared adopted.

THIRD READING

HB 1222 was read for the third time at length.

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

Aye: Branch, Brown, Cate, Choate, Cole, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—31.

Nay: Cain, Capps, Combs, Dawson, Johnson, Keller, Lamb, Landis, Leonard, McCune and Sadler.—11.

Excused: Boatner, Giles, Pierce, Porter, Stipe and Watson.—6.

The bill passed.

HB 1222 was referred for engrossment.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 142
SB 144, coauthored by Murphy and Easley of the House
SB 158, coauthored by Hill, Conaghan, Stacy, Whorton and Benson of the House
SB 206
SB 231
SB 276, coauthored by Stacy, Morgan, Craighead and McCorkell of the House
SB 278
SB 287, coauthored by Duckett of the House

GENERAL ORDER

HB 1180 by Conaghan and Duckett of the House and Wright of the Senate was called up for consideration.

Senator Wright moved to amend **HB 1180,** Page 3, Line 2, by deleting after the word "Bureau" and before the word "contact" the word "will" and substitute the word "may", which amendment was declared adopted.

Senator Wright moved that **HB 1180** be advanced, which motion was declared adopted.

THIRD READING

HB 1180 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—39.

Nay: Dawson, Howell and Sadler.—3.

Excused: Boatner, Pierce, Porter, Stipe, Watson and York.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Howell moved that the vote be reconsidered whereby **HB 1180** passed.

PENDING CONSIDERATION OF HAs

HAs to **SB 332** were rejected upon motion of Senator Stipe, conference requested, and Senate conferees appointed as follows: Senators Stipe, Dennis and Miller.

PENDING CONSIDERATION OF HAs

HAs to **SB 206** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Terrill, Cullison and Leonard.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on HBs was ordered granted, and Senate conferees appointed as follows:

HB 1111 — Roberts, Pierce and Winn
HB 1247 — Roberts, Cain and Floyd
HB 1309 — Pierce, Smith and Howell
HB 1382 — Boatner, Winn and Taylor
HB 1404 — Cate, Randle and Luton
HB 1463 — Taylor, Cullison and Combs
HB 1504 — Smith, Randle and Howell
HB 1515 — Rhodes, Rozell and Wright
HB 1551 — Smith, Hopkins and McIntyre

GENERAL ORDER

HB 1137 by Abbott of the House and Dennis of the Senate was called up for consideration.

Senators Giles and Boatner moved to amend **HB 1137,** Page 2, Line 4, by inserting after the word "Statutes," and before the word "in" the words "or vehicles used directly in the construction or maintenance of roads or highways" and on Line 7, Page 2, by inserting after the word "vehicles" and before the word "to" the words ", or vehicles used directly in the construction or maintenance of roads or highways" and on Line 13, Page 2, by inserting after the word "Statutes," and before the word "involved" the words "or vehicles used directly in the construction or maintenance of roads or highways" and amend the title to conform, which amendment failed upon a division of the question.

Senator Dennis moved to amend **HB 1137,** Page 2, Line 8, by deleting the word "for" and inserting the words "because of" in its place, which amendment was declared adopted.

Senator Landis moved to amend **HB 1137,** Page 2, Line 10, by inserting after the word "person" and before the period the language ", provided the vehicle is equipped with emergency equipment", which amendment was withdrawn upon request of Senator Landis.

Senator Dennis moved that **HB 1137** be advanced, which motion was declared adopted.

Senator Roberts presiding.

THIRD READING

HB 1137 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Taliaferro, Taylor, Terrill, Wright and York.—27.

Nay: Cain, Choate, Dawson, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Schuelein, Smith and Young.—17.

Excused: Porter, Stipe, Watson and Winn.—4.

The bill passed.

HB 1137 was referred for engrossment.

GENERAL ORDER

HB 1486 by McCorkell of the House and Taylor of the Senate was called up for consideration.

Senator Taylor 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, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright, York and Young.—44.

Excused: Porter, Stipe, Watson and Winn.—4.

The bill passed.

HB 1486 was referred for engrossment.

GENERAL ORDER

HB 1262 by Harbin and Hamilton (James) of the House and Wright of the Senate was called up for consideration.

Senator Wright moved that **HB 1262** be advanced, which motion was declared adopted.

THIRD READING

HB 1262 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—45.

Excused: Porter, Stipe and Watson.—3.

The bill and emergency passed.

HB 1262 was referred for engrossment.

GENERAL ORDER

HB 1281 by Hooper of the House and Taliaferro of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1281,** which was the order.

Senator Terrill moved to amend **HB 1281,** Page 21, Lines 5 through 16, by restoring all stricken language, deleting all new language and adding a new paragraph "5." to read as follows: "5. a 'designer drug', shall be guilty of a felony and shall be sentenced to a term of imprisonment for not more than two (2) years and a fine of not more than Ten Thousand Dollars ($10,000.00). A person convicted of a second violation of the provisions of this paragraph shall be guilty of a felony and shall be sentenced to a term of imprisonment for not more than five (5) years and a fine of not more than Fifty Thousand Dollars ($50,000.00)" and by amending title to conform, which amendment was declared adopted.

Senator Taliaferro moved that **HB 1281** be advanced, which motion was declared adopted.

THIRD READING

HB 1281 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Giles, Porter, Stipe and Watson.—4.

The bill passed.

HB 1281 was referred for engrossment.

GENERAL ORDER

HB 1282 by Morgan, et al, of the House and Smith of the Senate was called up for consideration.

Senator Terrill asked to coauthor **HB 1282,** which was the order.

Senator Smith moved to amend **HB 1282,** Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Smith moved that **HB 1282** be advanced, which motion was declared adopted.

THIRD READING

HB 1282 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Hopkins, Johnson, Lamb, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Winn, York and Young.—34.

Nay: Cate, Dawson, Green, Howell, Keller, Landis, Leonard, Pierce, Shedrick and Wright.—10.

Excused: Giles, Porter, Stipe and Watson.—4.

The bill passed.

HB 1282 was referred for engrossment.

GENERAL ORDER

SCR 20 by Cole, et al, of the Senate and

Davis (Frank), et al, of the House was called up for consideration.

Senators Wright, Rhodes and Green asked to coauthor **SCR 20,** which was the order.

SCR 20 was adopted upon motion of Senator Cole and referred for engrossment.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect had he been present at the time the votes were taken he would have voted "Aye" on Third Reading of **HB 1180** and "Aye" on the motion to reconsider **HB 1190** and a "Nay" vote on Third Reading of **HB 1222,** which was the order.

GENERAL ORDER

HB 1342 by Glover, et al, of the House and Taliaferro, et al, of the Senate was called up for consideration.

Senators Capps, Roberts, Sadler, Lamb, Floyd, Branch, Brown, Cate, Dahl, Rozell, Hopkins and Landis asked to coauthor **HB 1342,** which was the order.

Senator Taliaferro moved that **HB 1342** be advanced, which motion was declared adopted.

THIRD READING

HB 1342 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Excused: Giles, McIntyre, Porter, Stipe and Watson.—5.

The bill and emergency passed.

HB 1342 was referred for engrossment.

GENERAL ORDER

HB 1426 by Adair and Littlefield of the House and Schuelein of the Senate was called up for consideration.

Senator Schuelein moved that **HB 1426** be advanced, which motion was declared adopted.

THIRD READING

HB 1426 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Winn, Wright, York and Young.—39.

Nay: Keller and Pierce.—2.

Excused: Choate, Floyd, Giles, Porter, Stipe, Taylor and Watson.—7.

The bill and emergency passed.

HB 1426 was referred for engrossment.

Senator Rhodes presiding.

GENERAL ORDER

HB 1388 by Hooper of the House and Smith of the Senate was called up for consideration.

Senator Smith moved to amend **HB 1388,** Page 35, Line 14, by striking all of Section 10 and renumbering subsequent sections, which amendment was declared adopted.

Senator Smith moved to amend **HB 1388,** Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Smith moved that **HB 1388** be advanced, which motion was declared adopted.

THIRD READING

HB 1388 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Winn, Wright, York and Young.—43.

Excused: Floyd, Porter, Stipe, Taylor and Watson.—5.

The bill passed.

HB 1388 was referred for engrossment.

GENERAL ORDER

HB 1408 by Davis (Frank) of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1408** be advanced, which motion was declared adopted.

THIRD READING

HB 1408 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn, Wright, York and Young.—42.

Nay: Boatner.—1.

Excused: Floyd, Giles, Porter, Taylor and Watson.—5.

The bill passed.

HB 1408 was referred for engrossment.

GENERAL ORDER

HB 1431 by Abbott of the House and Dennis of the Senate was called up for consideration.

Senator Dahl moved to amend **HB 1431,** Page 3, Line 4½, by inserting a new Section 3 as follows and by renumbering subsequent sections and amending title to conform:

"SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 21-105.1 of Title 11, unless there is created a duplication in numbering, reads as follows:

A majority of the registered voters in any territory adjacent or contiguous to a municipality may request not to be annexed by signing and filing a petition with the governing body of the municipality. The petitioners

must give notice of the presentation of the petition by publication at least once each week for two (2) successive weeks in a newspaper of general circulation in the municipality where the petition has been presented. If the governing body fails to grant the request contained in the petition for nonannexation within thirty (30) days after the last publication of the notice, or refuses to grant the request, a special election shall be held within twenty (20) days and the registered voters in the territory shall decide by a majority voting to be nonannexed. The results of this election shall be binding upon all parties for a period not to exceed five (5) years.

This section shall not be subject to the provisions of Section 4 of this act." which amendment was declared adopted.

Senator Dennis moved that **HB 1431** be advanced, which motion was declared adopted.

THIRD READING

HB 1431 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn, Wright, York and Young.—44.

Excused: Floyd, Porter, Taylor and Watson.—4.

The bill and emergency passed.

HB 1431 was referred for engrossment.

GENERAL ORDER

HB 1432 by Abbott of the House and Dennis of the Senate was called up for consideration.

Senator Dennis 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 and emergency, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn, Wright and York.—41.

Nay: Ford and Young.—2.

Excused: Floyd, Porter, Taylor and Watson.—4.

*Not Voting: Landis.—1.

* Senator Landis asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

HB 1432 was referred for engrossment.

GENERAL ORDER

HB 1433 by Abbott of the House and Dennis of the Senate was called up for consideration.

Senator Winn moved to amend **HB 1433,** Page 5, Line 8½, by inserting a new Section 4 to read as follows, by renumbering the subsequent sections and by amending the title to conform: "Section 4. NEW LAW A new Section of law to be codified in the Oklahoma Statutes as Section 14-112 of Title 11, reads as follows: "Any person, directly or indirectly, injured by conduct constituting a violation of the provisions of Section 14-101 et seq. of Title 11 of the Oklahoma Statutes shall have a cause of action for three times the actual damages he sustained. Such action may be brought against the municipality and the members of the municipal planning commission and the members of the municipal governing body. In a successful action pursuant to the provisions of this section, the plaintiff shall also recover reasonable attorney fees in the trial and appellate courts and costs of investigation and litigation reasonably incurred.".

Senator Howell moved to table the Winn amendment, which tabling motion was declared adopted.

Senator Winn moved to amend **HB 1433,** Page 5, Line 8½, by adding a new Section 4 to read as follows, by renumbering subsequent sections and by amending title to conform:

"SECTION 4. Amendatory 11 O.S. 1981, Section 14-107, as amended by Section 29, Chapter 126, O.S.L. 1984 (11 O.S. Supp. 1984, Section 14-107), is amended to read as follows:

§ 14-107. A. If a municipal governing body enacts or adopts by reference ordinances which are compilations or codes of law or regulations relating to traffic, building, plumbing, electrical installations, fire prevention, inflammable liquids, milk and milk products, protection of the public health, or any other matters which the municipality has the power to regulate, such ordinances are not required to be published in full. Legal publication of such ordinances may be by publishing the title and a summary of their contents in the manner provided by Section 14-106 of this title. At least one copy of such ordinances shall be kept in the office of the municipal clerk for public use, inspection, and examination. The municipal clerk shall keep copies of the ordinances, codes, or compilations for distribution or sale at a reasonable price.

B. A municipality which adopts building standards shall adopt and enforce one of the following codes:

1. The BOCA Basic Building Code of the Building Officials and Code Administrators International, Incorporated; or

2. The Uniform Building Code of the International Conference of Building Officials; or

3. The Southern Standard Building Code of the Southern Building Code Congress, International, Incorporated; or

4. The Code for Energy Conservation in New Building Construction prepared by the National Conference of States on Building Codes and Standards, Inc. (NCSBCS); or

5. Any other code which the governing body of the municipality deems desirable to promote safety, energy efficiency, health, and welfare within the municipality. PROVIDED, SUCH CODE SHALL NOT CONTAIN PROVISIONS OR BUILDING STANDARDS WHICH WOULD PROHIBIT ANY ACTION THAT IS CONSISTENT WITH THE STATUTES OF THE STATE OF OKLAHOMA.

C. Ordinances which are passed by the governing body with an emergency clause attached are not required to be published in full, but may be published by title only in the manner provided by Section 14-106 of this title.", which amendment was withdrawn upon request of Senator Winn.

Senator Winn moved to amend **HB 1433,** Page 5, Line 8½, by inserting a new Section 4 to read as follows and by renumbering subsequent sections and amending title to conform: "Section 4. AMENDATORY 11 O.S. 1981, Section 14-108, is amended to read as follows:

"§ 14-108. A. The governing body of a municipality may, from time to time, authorize a codification of its ordinances. Such a code may be kept up to date by use of a loose-leaf system and process of amendment. In a code of municipal ordinances, the title, enacting clauses and emergency sections may be omitted and temporary and special ordinances and parts of ordinances may also be omitted. Permanent and general ordinances and parts of ordinances which are to be repealed by the code shall be omitted from the code. The ordinances and parts of ordinances included in the code may be revised, rearranged, renumbered, and reorganized into some systematic arrangement. The governing body may publish in connection with the code new matter, provisions of state law relating to the municipality, a history of the municipality, the history of the municipal government, the names of officials and other informational matter as the governing body may decide. The book or pamphlet containing the code may also contain an index and forms and instructions as the governing body may decide.

B. At least three copies of the code shall be kept in the office of the municipal clerk for public use, inspection and examination. The municipal clerk shall keep copies of the code for distribution or sale at a reasonable price.

C. IF COPIES OF THE CODE ARE NOT AVAILABLE FOR PUBLIC USE, INSPECTION, EXAMINATION, DISTRIBUTION OR SALE PURSUANT TO THE PROVISIONS OF SUBSECTION B OF THIS SECTION, ALL ORDINANCES CODIFIED IN SUCH CODE SHALL BE NULL AND VOID UNTIL SUCH TIME AS COPIES ARE MADE AVAILABLE.

[C.] D. Notice of the publication of the code shall be in the manner provided for publication by title of certain codes and ordinances in subsection A of Section 14-107 of this title.", which amendment was withdrawn upon request of Senator Winn.

Senator Dennis moved that **HB 1433** be advanced, which motion was declared adopted.

THIRD READING

HB 1433 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn, Wright, York and Young.—42.

Excused: Dahl, Floyd, McIntyre, Porter, Taylor and Watson.—6.

The bill and emergency passed.

HB 1433 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 106** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Johnson, Capps and Roberts.

GENERAL ORDER

HB 1436 by Lewis, et al, of the House and Stipe of the Senate was called up for consideration.

Senator Stipe moved to amend **HB 1436**

Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Stipe moved that **HB 1436** be advanced, which motion was declared adopted.

THIRD READING

HB 1436 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Terrill, Winn and Young.—29.

Nay: Cain, Choate, Cole, Combs, Cullison, Keller, O'Connor, Pierce, Rhodes, Shedrick and Wright.—11.

Excused: Dahl, Floyd, Lamb, Porter, Smith, Taylor, Watson and York.—8.

The bill passed.

HB 1436 was referred for engrossment.

GENERAL ORDER

HB 1437 by Lewis of the House and Cate of the Senate was called up for consideration.

Senator Cate 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 and emergency, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn, Wright and Young.—41.

Excused: Dahl, Floyd, Giles, Porter, Taylor, Watson and York.—7.

The bill and emergency passed.

HB 1437 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 1219,** he would have voted "Nay", which was the order.

GENERAL ORDER

HB 1506 by Johnson (Glen) of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1506** be advanced, which motion was declared adopted.

THIRD READING

HB 1506 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Land-

is, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Winn, Wright and Young.—40.

Excused: Dahl, Floyd, Giles, Porter, Randle, Taylor, Watson and York.—8.

The bill passed.

HB 1506 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1552 by Riggs of the House and McCune of the Senate was called up for consideration.

Senator McCune moved to amend **HB 1552,** Page 2, Line 17½, by inserting the following: "C. Mediators participating in a program sponsored by a state agency are deemed an employee of that agency solely for the limited purpose of 74 O.S. 1981, Section 20f." and by renumbering the following subparagraph, which amendment was declared adopted.

Senator McCune moved to amend **HB 1552,** Page 1, by restoring the title, which amendment failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cate, Cole, Dawson, Ford, Green, Johnson, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Terrill and Wright.—20.

Nay: Boatner, Branch, Capps, Choate, Combs, Cullison, Dennis, Hopkins, Howell, Keller, Lamb, Landis, Miller, Roberts, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Winn and Young.—21.

Excused: Dahl, Floyd, Giles, Porter, Taylor, Watson and York.—7.

Senator Smith moved to amend **HB 1552,** Page 6, Line 15, by striking all language starting with the word "to" on Line 15 through the word "court" on Page 7, Line 1, which amendment was declared adopted.

Senator McCune moved that **HB 1552** be advanced, which motion was declared adopted.

THIRD READING

HB 1552 was read for the third time at length.

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

Aye: Branch, Brown, Cain, Cate, Choate, Cole, Combs, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Terrill, Winn, Wright and Young.—34.

Nay: Boatner, Capps, Cullison, Lamb, Miller, Schuelein, Stipe and Taliaferro.—8.

Excused: Dahl, Floyd, Porter, Taylor, Watson and York.—6.

The bill passed.

HB 1552 was referred for engrossment.

GENERAL ORDER

HB 1559 by Abbott, et al, of the House and Dennis and Taylor of the Senate was called up for consideration.

Senators Boatner, Landis and McIntyre asked to coauthor **HB 1559,** which was the order.

Senator Dennis moved to amend **HB 1559,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Dennis 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, Brown, Capps, Cate, Choate, Cullison, Dawson, Dennis, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill and Winn.—31.

Nay: Cain, Cole, Combs, Keller, Leonard, McCune, O'Connor, Pierce, Rhodes, Wright and Young.—11.

Excused: Dahl, Floyd, Porter, Taylor, Watson and York.—6.

The bill passed.

HB 1559 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 284.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1382 — Brewster, Abbott and Duke
HB 1404 — Thompson, Morgan and Duckett
HB 1463 — Brewster, Henry and Hobson
HB 1551 — Pitezel, Williamson and Ferguson

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1192** and **1560** and **HJR 1039.**

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1013, 1164, 1191, 1219, 1269, 1355** and **1370,** requesting conference and conferees to be named later.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 6, 317** and **322** and **SJRs 16** and **19.**

The above numbered measures were referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

HCR 1008 — Higher Education

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 23, 1985, of Enrolled **SBs 270** and **303** and on May 28, 1985 of Enrolled **SBs 155, 187, 215, 222, 227, 264, 266, 271, 277, 299** and **339.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 29, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:10 p.m. to meet Wednesday, May 29, 1985, at 1:30 p.m.

Seventy-third Legislative Day

Wednesday, May 29, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Watson.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend William A. Longman, Northwest Christian Church, Oklahoma City, the guest of Senator Green.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1192, 1193, 1506, 1560** and **HJR 1039**.

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 Luton, the request of the Honorable House for conference on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1013 — Winn, Cullison and Boatner
HB 1164 — Rozell, Miller and Cullison
HB 1191 — McIntyre, Winn and Dennis
HB 1219 — Cate, Terrill, Cullison, Randle, Leonard, Combs and Smith
HB 1269 — Dawson, Smith and Cate
HB 1355 — Hopkins, Ford and Cullison
HB 1370 — Randle, Cain and Shedrick

GENERAL ORDER

HB 1138 by Abbott, et al, of the House and Dennis and Taylor of the Senate was called up for consideration.

Senator Dennis moved that **HB 1138** be advanced, which motion was declared adopted.

THIRD READING

HB 1138 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Young.—42.

Excused: Keller, Pierce, Porter, Watson, Wright and York.—6.

The bill and emergency passed.

HB 1138 was referred for engrossment.

GENERAL ORDER

HB 1419 by Holden of the House and Luton of the Senate was called up for consideration.

Senator Winn moved to amend **HB 1419,** Page 2, Line 2, by inserting after the comma and before the word "doing" the following language: "Hospital service or indemnity corporation, prepaid dental plan, health maintenance organization, self-insured workers' compensation plan, motor service club, trust, or other entity, which provides coverage by direct payment, reimbursement, or other means," and on Page 5, Line 7, by inserting after the word "insurer" and before the word "applies" the following language: ", hospital service or indemnity corporation, prepaid dental plan, health maintenance organization, self-insured workers' compensation plan, motor club service, trust, or any entity providing any type of insurance or prepaid medical reimbursement coverage,", which amendment was withdrawn upon request of Senator Winn.

Senator Combs moved that **HB 1419** be advanced, which motion was declared adopted.

THIRD READING

HB 1419 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—43.

Nay: O'Connor.—1.

Excused: Giles, Porter, Watson and Wright.—4.

The bill passed.

Senator Wright desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44; Nay: 1; Excused: 3.

The emergency passed.

HB 1419 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising that the House has appointed additional conferees, as follows:

SB 102 — Duke and Blodgett

BILLS WITHDRAWN — REREFERRED

Senator Luton, on behalf of Senator Cullison, asked unanimous consent that **HBs 1465** and **1476** be withdrawn from the Calendar and rereferred to the Business and Labor Committee, which was the order.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1013 — Morgan, Shurden and Hale.
HB 1111 — Brewster, Adair and Henshaw.
HB 1164 — Mentzer, Manar and Glover.
HB 1191 — Lawter, Cox and Kelly.
HB 1269 — Morgan, Hale and Talley.
HB 1355 — Williams (Penny), Riggs and Lewis.

UNANIMOUS CONSENT REQUEST — MOTIONS TO RECONSIDER VOTES

Senator Luton asked unanimous consent to suspend the provisions of Senate Rule 12-23B and that all motions to reconsider a vote on House bills and joint resolutions made on Wednesday, May 29, Thursday, May 30 and Monday, June 3, be disposed of before the close of business on Monday, June 3, which was the order.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 90
SB 101
SB 141
SB 178
SB 211, coauthored by Hill, Conaghan and Holt of the House
SB 241
SB 295
SB 304, coauthored by Barker, Williams (Penny), Lewis, Clark, Anderson, Combs, Easley, Gordon, Harris (Robert), Henshaw, Logan, McCorkell, Riggs, Stottlemyre, Williamson and Pitezel of the House
SB 327

House amendments were read on the above numbered bills and consideration deferred.

GENERAL ORDER

HB 1243 by Riggs, et al, of the House and McIntyre and Randle of the Senate was called up for consideration.

Senator Stipe moved that **HB 1243** be advanced, which motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Stipe, Taylor, Terrill and York.—23.

Nay: Boatner, Branch, Capps, Choate, Cole, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Sadler, Smith, Taliaferro, Winn and Wright.—21.

Excused: Combs, Shedrick, Watson and Young.—4.

Senator York presiding.

THIRD READING

HB 1243 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—41.

Nay: Pierce.—1.

Excused: Giles, Smith, Watson, Winn and Young.—5.

*Not voting: Ford.—1.

*Senator Ford asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **HB 1243** passed.

PENDING CONSIDERATION OF HAs

HAs to **SB 142** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Dawson, Cate and Cain.

PENDING CONSIDERATION TO HAs

HAs to **SB 90** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Terrill, Cain and Smith.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 17,** coauthored by Adair, Shurden, Patrick and Monks of the House.

The above numbered measure was referred for enrollment.

GENERAL ORDER

HB 1163 by Davis (Guy) of the House and Cate and Boatner of the Senate was called up for consideration.

Senator Howell asked to coauthor **HB 1163,** which was the order.

Senator Cate moved to amend **HB 1163,** Pages 1 through 33, by striking the stricken title, the enacting clause, and the entire body of the bill and substituting therefor the floor substitute. (Copies of the floor substitute for **HB 1163** were distributed to all Senators.), which amendment was declared adopted.

Senator Cate moved to amend the floor substitute for **HB 1163,** Page 2, Line 35, by deleting the words "marriage and family counseling", which amendment was declared adopted.

Senator Cate moved to amend the floor substitute for **HB 1163,** Page 3, Line 11, by adding after the word "clergymen" and before the word "practitioners" the following: "lay pastoral counselors", which amendment was declared adopted.

Senator Cate moved to amend the floor substitute for **HB 1163,** Page 3, Line 13, by adding after the words "drug counselors" the words "marriage and family therapists", which amendment was declared adopted.

Senator Cate moved that **HB 1163** be advanced, which motion was declared adopted.

THIRD READING

HB 1163 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, York and Young.—40.

Nay: Dawson, Ford, Hopkins, Landis and Wright.—5.

Excused: Smith, Watson and Winn.—3.

The Chair advised that Senator Smith, having been present in the Chamber during

the vote on **HB 1163,** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 40; Nay: 6; Excused: 2.

The bill and emergency passed.

HB 1163 was referred for engrossment.

CONFEREES ADDED

Senator Luton announced the appointment of additional conferees on **SB 102,** as follows: Senators Capps and Taliaferro.

PENDING CONSIDERATION OF HAs

HAs to **SB 313** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Brown, Taylor and Combs.

GENERAL ORDER

HB 1197 by Henshaw and Milton of the House and Green and Smith of the Senate was called up for consideration.

Senator Green moved to amend **HB 1197,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Green moved that **HB 1197** be advanced, which motion was declared adopted.

THIRD READING

HB 1197 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Sadler, Schuelein, Smith, Taylor, Terrill, Wright and York.—34.

Nay: Boatner, Branch, Combs, Dawson, Dennis, Floyd, Landis, Roberts, Shedrick, Taliaferro, Winn and Young.—12.

Excused: Stipe and Watson.—2.

The bill passed.

HB 1197 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SJR 8** were concurred in upon motion of Senator Roberts.

SJR 8, as amended by the Honorable House, was read at length.

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

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

Excused: Watson.—1.

The resolution passed.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

GENERAL ORDER

HB 1329 by Monks and Kelly of the House and Landis and Luton of the Senate was called up for consideration.

Delete Landis and substitute Roberts as principal Senate author of **HB 1329.**

Senator Roberts moved that **HB 1329** be advanced, which motion was declared adopted.

THIRD READING

HB 1329 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Choate, McIntyre, Porter and Watson.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Roberts moved that the vote be reconsidered whereby **HB 1329** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 20 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1137, 1222, 1262, 1281, 1282, 1342, 1388, 1408, 1426, 1431, 1432, 1433, 1436, 1437, 1486, 1552 and **1559** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 6, 317 and **322** and **SJRs 16** and **19** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

DECLARATION OF VOTE

Senator Floyd asked that the record reflect had she been present at the time the votes were taken she would have voted "Aye" on **HBs 1388, 1408, 1426, 1431, 1432, 1433, 1436, 1437, 1506** and **1559** and a "Nay" vote on **HB 1552,** which was the order.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 106 — Sanders, Kamas and Whorton
SB 206 — Lewis, Davis (Guy) and Haney
SB 332 — Vaughn, Combs and Shurden

GENERAL ORDER

HB 1386 by Hooper and Williamson of the House and Johnson, McCune and Taliaferro of the Senate was called up for consideration.

Senator Johnson moved to amend **HB 1386,** Page 14, Line 17, by striking after the word "fee" and before the word "prior" the language "within ten (10) days", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1386,** Page 16, Line 2½, by adding a new Section 12 as follows and renumbering the subsequent sections and amending the title to conform:

"Section 12. Amendatory 59 O.S. 1981, Section 1468, is amended to read as follows:

Section 1468. The Board may refuse to issue or may suspend or revoke a license on any one or more of the following grounds:

1. For failing to inform a subject to be examined as to the nature of the examination;

2. For failing to inform a subject to be examined that his participation in the examination is voluntary, UNLESS THE SUBJECT IS AN EMPLOYEE OF A GOVERNMENTAL BODY WHICH HAS A POLICY OR RULES AND REGULATIONS REQUIRING MANDATORY POLYGRAPH EXAMINATIONS AS A PART OF INTERNAL INVESTIGATIONS;

3. Material misstatement in the application for original license or in the application for any renewal license under this act;

4. Willful disregard or violation of this act or any regulation or rule issued pursuant thereto, including, but not limited to, willfully making a false report concerning an examination for polygraph examination purposes;

5. If the holder of any license has been adjudged guilty of the commission of a felony or misdemeanor involving moral turpitude;

6. Making any willful misrepresentation or false promises or causing to be printed any false or misleading advertisement for the purpose of directly or indirectly obtaining business or trainees;

7. Having demonstated unworthiness or incompetency to act as a polygraph examiner as defined by this act;

8. Allowing one's license under this act to be used by any unlicensed person in violation of the provisions of this act;

9. Willfully aiding or abetting another in the violation of this act or any regulation or rule issued pursuant thereto;

10. If the license holder has been adjudged an habitual drunkard or mentally incompetent as provided in the Probate Code;

11. Failing, within a reasonable time, to provide information requested by the secretary as the result of a formal complaint to the Board which would indicate a violation of this act; or

12. Failing to inform the subject of the results of the examination if so requested.'', which amendment was declared adopted.

Senator Johnson moved that **HB 1386** be advanced, which motion was declared adopted.

THIRD READING

HB 1386 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Nay: Hopkins and Stipe.—2.

Excused: Ford and Watson.—2.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Pierce moved that the vote be reconsidered whereby **HB 1386** passed.

THIRD READING

Senator Terrill asked unanimous consent to consider an amendment to **HB 1073** on Third Reading, which was the order.

Senator Terrill moved to amend **HB 1073,**

Page 1, by crippling the title, which amendment was declared adopted.

Senator Terrill moved to commit **HB 1073** to the Committee on Judiciary and Retirement, which motion was declared adopted.

THIRD READING

HB 1139 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cole, Cullison, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McIntyre, Porter, Randle, Rhodes, Schuelein, Taliaferro, Taylor, Terrill, Wright and York.—21.

Nay: Boatner, Branch, Cate, Combs, Dawson, Floyd, Ford, Green, Johnson, Keller, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Shedrick, Smith and Young.—20.

Excused: Choate, Dahl, Dennis, Giles, Stipe, Watson and Winn.—7.

The bill failed.

CHANGE IN CONFEREES

Senator Luton announced the change in conferees appointed on **HB 1504** as Senators Smith, Hopkins and McIntyre.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1251** and **1380.**

Senator Rhodes presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 6, 317** and **322.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJRs 16** and **19.**

The above numbered enrolled resolutions were referred to the Secretary of State.

GENERAL ORDER

HB 1353 by Anderson and Larason of the House and Wright of the Senate was called up for consideration.

Senator Wright moved to amend **HB 1353,** Page 8, Line 3, by deleting all of paragraph "C", which amendment was declared adopted.

Senator Wright asked unanimous consent that **HB 1353** be laid over temporarily, which was the order.

HB 1353 remains on General Order.

GENERAL ORDER

HB 1444 by Hooper of the House and Taliaferro of the Senate was called up for consideration.

Senator Taliaferro moved that **HB 1444** be advanced, which motion was declared adopted.

THIRD READING

HB 1444 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler,

Schuelein, Shedrick, Taliaferro, Taylor, Winn, Wright, York and Young.—43.

Excused: Porter, Smith, Stipe, Terrill and Watson.—5.

The bill passed.

HB 1444 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 323** were concurred in upon motion of Senator Dawson.

SB 323, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and Young.—41.

Excused: Ford, Pierce, Porter, Stipe, Watson, Winn and York.—7.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1508 by Mentzer of the House and Miller, et al, of the Senate was called up for consideration.

Senator Miller moved that **HB 1508** be advanced, which motion was declared adopted.

THIRD READING

HB 1508 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Leonard, Luton, McIntyre, Miller, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Wright and York.—32.

Nay: Boatner, Branch, Giles, Lamb, Landis, McCune, O'Connor, Pierce, Roberts, Smith and Young.—11.

Excused: Dennis, Porter, Stipe, Watson and Winn.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Roberts moved that the vote be reconsidered whereby **HB 1508** passed.

GENERAL ORDER

HB 1565 by Henry of the House and Dawson of the Senate was called up for consideration.

Senator Dawson moved that **HB 1565** be advanced, which motion was declared adopted.

THIRD READING

Senator Dawson asked unanimous consent to consider an amendment to **HB 1565** on Third Reading, which was the order.

Senator Dawson moved to amend **HB 1565,** Page 5, Line 11, by restoring after the bracket and before the first comma on Line

14, all language, which amendment was declared adopted.

HB 1565 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Dennis, Porter, Stipe and Watson.—4.

The bill passed.

HB 1565 was referred for engrossment.

GENERAL ORDER

HB 1353 was considered further.

Senator Rhodes asked to coauthor **HB 1353,** which was the order.

Senators Howell and Wright moved to amend **HB 1353,** Page 7, as follows:

on Line 5, change the word "assault" to "violation"

on Line 6, strike the period after the word "officer," strike the words beginning with "The peace officer may" on Line 6 through the word "believe" on Line 8 and substitute in lieu thereof the words "and only in the event"

on Line 13, place a period after the word "verified" and strike the balance of the sentence, which amendment was declared adopted.

Senator Wright moved that **HB 1353** be advanced, which motion was declared adopted.

THIRD READING

HB 1353 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Taylor, Terrill, Winn and Wright.—33.

Nay: Boatner, Branch, Capps, Giles, Keller, Landis, Pierce, Porter, Roberts, Taliaferro and Young.—11.

Excused: Smith, Stipe, Watson and York.—4.

The bill passed.

HB 1353 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SA**s to Engrossed **HBs 1153, 1154, 1155** and **1393,** requesting conference and conferees to be named later.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Burke, Nancy, Oklahoma City, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1988. Ms. Burke will succeed Candis Ann Holloway. (Public Education) Motion to confirm made by Senator McCune.

Martin, Ernest, Ardmore, as a member to the State Board of Health, to serve an unex-

pired term of nine years ending June 30, 1993. Mr. Martin will succeed Harold Toaz. (Human Resources) Motion to confirm made by Senator Roberts.

Piatt, Lee R., Ardmore, a member to the State Textbook Committee to serve an unexpired term of three years ending May 1, 1986. Mr. Piatt will succeed Claireece Borin. (Public Education) Motion to confirm made by Senator Roberts.

Confirmation of the above named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Excused: Dahl, Dennis, McIntyre, Porter, Smith, Stipe and Watson.—7.

BILL WITHDRAWN — REREFERRED

Senator O'Connor, at the request of Senator Rhodes, asked unanimous consent that **HB 1375** be withdrawn from the Calendar and rereferred to the Transportation Committee, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 83, 185** and **SJR 24.**

The above numbered measures were referred for enrollment.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Cowan, Ted, Tulsa, as a member to the Controlled Industrial Waste Management Council. (Natural Resources)

Raulston, Betty, Lawton, as a member to the State Textbook Committee. (Public Education)

Smith, Kathy C., Tulsa, as a member to the State Textbook Committee. (Public Education)

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Oklahoma Council on Law Enforcement Education and Training, May 28, 1985, Criminal Jurisprudence.

Oklahoma Health Planning Commission, May 23, 1985, Human Resources.

Oklahoma Housing Finance Agency, May 23, 1985, Finance.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 30, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:55 p.m. to meet Thursday, May 30, 1985, at 10:00 a.m.

Seventy-fourth Legislative Day

Thursday, May 30, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Watson.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Dr. Bob Elliott, Christian Church in Oklahoma Regional Office, Oklahoma City, the guest of Senator Green.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1251, 1380** and **1444.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1363 by Benson, et al, of the House and Taliaferro of the Senate was called up for consideration.

Remove Taliaferro as principal Senate author and show Senator Johnson as principal author and Taliaferro and Wright as coauthors of **HB 1363.**

Senator Johnson moved to amend **HB 1363,** Page 1, by striking the title, the enacting clause and the body of the bill and substituting the following:

"An act relating to crimes and punishments; amending 21 O.S. 1981, Section 701.13; modifying procedures for review of death penalty cases; requiring court reporter to prepare transcripts within a certain period of time; eliminating requirement for review of certain cases and references thereto; placing time limitations on submitting briefs, hearings of oral arguments, and rendering of decisions; providing for failure to complete transcripts; modifying court of criminal appeals' authority to include power to remand a case to trial court for resentencing; removing limitation on remand to modification of the

sentence to life imprisonment; providing for severability; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 1981, Section 701.13, is amended to read as follows:

Section 701.13 A. Whenever the death penalty is imposed, and upon the judgment becoming final in the trial court, the sentence shall be reviewed on the record by the Oklahoma Court of Criminal Appeals. THE COURT REPORTER OF THE TRIAL COURT SHALL PREPARE ALL TRANSCRIPTS NECESSARY FOR APPEAL WITHIN SIX (6) MONTHS OF THE IMPOSITION OF THE SENTENCE. The clerk of the trial court, within ten (10) days after receiving the transcript, shall transmit the entire record and transcript to the Oklahoma Court of Criminal Appeals together with a notice prepared by the Clerk and a report prepared by the trial judge. The notice shall set forth the title and docket number of the case, the name of the defendant and the name and address of his attorney, a narrative statement of the judgment, the offense, and the punishment prescribed. The report shall be in the form of a standard questionnaire prepared and supplied by the Oklahoma Court of Criminal Appeals.

B. The Oklahoma Court of Criminal Appeals shall consider the punishment as well as any errors enumerated by way of appeal.

C. With regard to the sentence, the court shall determine:

1. Whether the sentence of death was imposed under the influence of passion, prejudice, or any other arbitrary factor; AND

2. Whether the evidence supports the jury's or judge's finding of a statutory aggravating circumstance as enumerated in **[this act, and]** SECTION 701.12 OF THIS TITLE.

[3. Whether the sentence of death is excessive or disproportionate to the penalty imposed in similar cases, considering both the crime and the defendant.]

D. Both the defendant and the state shall have the right to submit briefs within the time provided by the court, and to present oral argument to the court. THE DEFENDANT SHALL HAVE ONE HUNDRED TWENTY (120) DAYS FROM THE DATE OF RECEIPT BY THE COURT OF THE RECORD, TRANSCRIPT NOTICE, AND REPORT PROVIDED FOR IN SUBSECTION A OF THIS SECTION, IN WHICH TO SUBMIT A BRIEF. THE STATE SHALL HAVE SIXTY (60) DAYS FROM THE DATE OF FILING OF THE DEFENDANT'S BRIEF TO FILE AN ANSWER BRIEF. THE DEFENDANT MAY FILE A REPLY BRIEF WITHIN A TIME PERIOD ESTABLISHED BY THE COURT, HOWEVER THE RECEIPT OF THE REPLY BRIEF, THE HEARING OF ORAL ARGUMENTS, AND THE RENDERING OF A DECISION BY THE COURT ALL SHALL BE CONCLUDED WITHIN ONE (1) YEAR AFTER THE DATE OF THE FILING OF THE ANSWER BRIEF.

E. **[The court shall include in its decision a reference to those similar cases which it took into consideration.]** In addition to its authority regarding correction of errors, the court, with regard to review of death sentences, shall be authorized to:

1. Affirm the sentence of death; or

2. **[Set the sentence aside and remand the case for modification of the sentence to imprisonment for life]** SET THE SENTENCE ASIDE AND REMAND THE

CASE FOR RESENTENCING BY THE TRIAL COURT.

F. The sentence review shall be in addition to direct appeal, if taken, and the review and appeal shall be consolidated for consideration. The court shall render its decision on legal errors enumerated, the factual substantiation of the verdict, and the validity of the sentence.

G. IF THE COURT REPORTER OF THE TRIAL COURT FAILS TO COMPLETE PREPARATION OF THE TRANSCRIPTS NECESSARY FOR APPEAL WITHIN THE SIX-MONTH PERIOD REQUIRED BY THE PROVISIONS OF SUBSECTION A OF THIS SECTION, THE COURT REPORTER SHALL TRANSMIT A WRITTEN STATEMENT OF EXPLANATION OF SUCH FAILURE TO THE CHIEF JUSTICE OF THE OKLAHOMA SUPREME COURT, THE PRESIDING JUDGE OF THE COURT OF CRIMINAL APPEALS, AND THE ADMINISTRATIVE DIRECTOR OF THE COURTS. THE COURT OF CRIMINAL APPEALS, FOR GOOD CAUSE SHOWN, SHALL HAVE THE AUTHORITY TO GRANT AN EXTENSION OF TIME FOR FILING THE TRANSCRIPT. FAILURE TO COMPLETE THE TRANSCRIPTS IN THE REQUIRED TIME SHALL BE PUNISHABLE AS INDIRECT CONTEMPT OF COURT AND EXCEPT FOR JUST CAUSE SHOWN SHALL RESULT IN REVOCATION OF THE LICENSE OF THE COURT REPORTER.

H. IF THE DEFENDANT OR THE STATE FAILS TO SUBMIT THEIR RESPECTIVE BRIEFS WITHIN THE PERIOD PRESCRIBED BY LAW, THE DEFENDANT OR THE STATE SHALL TRANSMIT A WRITTEN STATEMENT OF EXPLANATION TO THE PRESIDING JUDGE OF THE COURT OF CRIMINAL APPEALS, WHO SHALL HAVE THE AUTHORITY TO GRANT AN EXTENSION OF THE TIME TO SUBMIT BRIEFS, NOT TO EXCEED THIRTY (30) DAYS. FAILURE TO SUBMIT BRIEFS IN THE REQUIRED TIME SHALL BE PUNISHABLE AS INDIRECT CONTEMPT OF COURT.

SECTION 2. 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 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Senator Luton asked unanimous consent that **HB 1363** and the Johnson floor substitute be laid over for this legislative day, which was the order.

HB 1363 remains on General Order.

GENERAL ORDER

HB 1308 by Riggs and Anderson of the House and Cain of the Senate was called up for consideration.

Senator Cain moved to amend **HB 1308,** Page 10, Line 1, by restoring after the word "modification" and before the word "to" on Line 12 all language and by striking on Line 12 the words "to such decree", which amendment was declared adopted.

Senator Cain moved that **HB 1308** be advanced, which motion was declared adopted.

THIRD READING

HB 1308 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Nay: Pierce.—1.

Excused: Cate, McIntyre and Watson.—3.

The bill passed.

HB 1308 was referred for engrossment.

GENERAL ORDER

HB 1493 by Williams (Penny) and Barker of the House and Shedrick and Randle of the Senate was called up for consideration.

Senator Shedrick moved that **HB 1493** be advanced, which motion was declared adopted.

THIRD READING

HB 1493 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, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Nay: Boatner and Dawson.—2.

Excused: Cate, McIntyre and Watson.—3.

The bill and emergency passed.

HB 1493 was referred for engrossment.

EXECUTIVE NOMINATION

Executive nomination has been approved by committee as follows:

Beale, Olga Jane, McAlester, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1988. Ms. Beale will succeed J.C. Curtis. (Public Education) Motion to confirm made by Senator Stipe.

Confirmation of the above-named executive nomination was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—44.

Excused: Cate, Lamb, Watson and Young.—4.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 7
SB 129
SB 147
SB 153, coauthored by Schroeder of the House.
SB 176

SB 199
SB 239
SB 250
SB 281

House amendments on the above-numbered bills were read and consideration deferred.

GENERAL ORDER

HB 1556 by Morgan and Littlefield of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1556** be advanced, which motion was declared adopted.

THIRD READING

HB 1556 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—45.

Nay: Landis.—1.

Excused: Randle and Watson.—2.

The bill passed.

HB 1556 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1138, 1163, 1197, 1353, 1419 and **1565** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 83, 185, 323 and **SJRs 8** and **24** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 17 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1132 by Vaughn and Holt of the House and Cullison of the Senate was called up for consideration.

Senator Ford moved to amend **HB 1132**, Page 29, Line 2, by adding a new Section 7 as follows and by renumbering subsequent section and amending title to conform:

"SECTION 7. AMENDATORY Section 77 of Enrolled **HB 1118** of the 1st Session of the 40th Oklahoma Legislature, is amended to read as follows:

A. A tax at the rate of ten percent (10%) is hereby levied and imposed on the total gross receipts of a holder of a mixed beverage, caterer, or special event license, issued by the ABLE Commission, from:

1. The sale, preparation or service of mixed beverages;

2. The total retail value of complimentary or discounted mixed beverages;

3. Ice or nonalcoholic beverages that are sold, prepared or served for the purpose of being mixed with alcoholic beverages and consumed on the premises where the sale, preparation or service occurs; and

4. Any charges for the privilege of admission to a mixed beverage establishment.

B. For purposes of this section:

1. "Mixed beverages" means mixed beverages as defined by Section 506 of Title 37 of the Oklahoma Statutes;

2. "Total gross receipts" means the total amount of consideration received as charges for admission to a mixed beverage establishment and the total retail sale price received for the sale, preparation or service of mixed beverages, ice, and nonalcoholic beverages to be mixed with alcoholic beverages; and

3. "Total retail value" means the total amount of consideration that would be required for the sale, preparation or service of mixed beverages.

C. The gross receipts tax levied by this section shall be in addition to the excise tax levied in Section 553 of Title 37 of the Oklahoma Statutes, the sales tax levied in the Oklahoma Sales Tax Code and to any municipal or county sales taxes.

D. The gross receipts tax levied by this section is hereby declared to be a direct tax upon the receipt of consideration for any charges for admission to a mixed beverage establishment, for the sale, preparation or service of mixed beverages, ice, and nonalcoholic beverages to be mixed with alcoholic beverages, and the total retail value of complimentary or discounted mixed beverages. PROVIDED THAT THE GROSS RECEIPTS TAX SHALL BE INCLUDED IN THE ADVERTISED PRICE OF THE MIXED BEVERAGE.

E. The total of the retail sale price received for the sale, preparation or service of mixed beverages, ice, and nonalcoholic beverages to be mixed with alcoholic beverages shall be the total gross receipts for purposes of calculating the sales tax levied in the Oklahoma Sales Tax Code.", which amendment was declared adopted.

Senator Cullison moved that **HB 1132** be advanced, which motion was declared adopted.

THIRD READING

HB 1132 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—42.

Nay: Boatner and Rhodes.—2.

Excused: Dahl, Dennis, Watson and Winn.—4.

The bill and emergency passed.

HB 1132 was referred for engrossment.

GENERAL ORDER

HB 1334, considered on pages 642 and 672 was called up for consideration.

Senator Lamb moved that **HB 1334** be advanced, which motion was declared adopted.

THIRD READING

HB 1334 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, Cole, Combs, Cullison, Dahl, Floyd, Ford, Giles, Green,

Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—38.

Nay: Boatner, Branch, Dawson, Dennis, Landis, Miller and Rozell.—7.

Excused: Brown, Choate and Watson.—3.

The bill passed.

HB 1334 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HJR 1036 by Brewster, et al, of the House and Combs and Boatner of the Senate was called up for consideration.

Senator Combs moved that **HJR 1036** be advanced, which motion was declared adopted.

THIRD READING

HJR 1036 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Excused: McIntyre, Porter, Randle, Shedrick and Watson.—5.

The resolution and emergency passed.

HJR 1036 was properly signed and ordered returned to the Honorable House.

RESOLUTION WITHDRAWN — DIRECT TO CALENDAR

Senator Ford asked unanimous consent that **SR 30** be withdrawn from the Public Education Committee and referred direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 30 by Ford, et al, of the Senate was called up for consideration.

SR 30 was adopted upon motion of Senator Ford and referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 83, 185, 323** and **SJRs 8** and **24.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 17.**

The above numbered enrolled resolution was referred to the Secretary of State.

GENERAL ORDER

HB 1358 by Leftwich, et al of the House and Combs of the Senate was called up for consideration.

Senator Combs moved that **HB 1358** be advanced, which motion was declared adopted.

THIRD READING

HB 1358 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—40.

Nay: Capps, Howell, Leonard, Pierce, Porter and Sadler.—6.

Excused: Landis and Watson.—2.

The bill passed.

HB 1358 was referred for engrossment.

UNANIMOUS CONSENT REQUEST—JOINT RULES SUSPENDED

President Pro Tempore Randle asked unanimous consent to suspend Joint Rule 17(a) to exempt **HB 1459** from all cutoff dates this legislative session and to withdraw same from the Finance Committee and refer **HB 1459** direct to the Calendar, which was the order.

Senator Roberts presiding.

GENERAL ORDER

HB 1481 by Harbin and Davis (Frank) of the House and Johnson of the Senate was called up for consideration.

Senator Johnson moved that **HB 1481** be advanced, which motion was declared adopted.

THIRD READING

HB 1481 was read for the third time at length.

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

Aye: Boatner, Brown, Capps, Cole, Combs, Cullison, Floyd, Hopkins, Johnson, Keller, Lamb, Luton, McCune, Randle, Rhodes, Sadler, Taliaferro, Taylor and Winn.—19.

Nay: Branch, Cain, Cate, Dahl, Dawson, Dennis, Ford, Giles, Green, Howell, Landis, Leonard, McIntyre, Miller, O'Connor, Porter, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Terrill, Wright, York and Young.—26.

Excused: Choate, Pierce and Watson.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Johnson moved that the vote be reconsidered whereby **HB 1481** failed.

Senator Rozell presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 160** was adopted upon motion of Senator Giles.

SB 160, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes,

Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Terrill, Winn and Young.—36.

Nay: Branch, Cullison, Hopkins, McIntyre, Smith, Taylor and Wright.—7.

Excused: Howell, Keller, Pierce, Watson and York.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Giles moved that the vote be reconsidered whereby **SB 160** passed.

PENDING CONSIDERATION OF HAs

HAs to **SBs** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows:

SB 81 — York, Cullison and Smith
SB 341 — Dawson, Cate and Cain
SB 199 — Capps, Boatner and Roberts
SB 327 — Leonard, Dawson and Cullison
SB 304 — Floyd, Howell, Shedrick, Rozell and Cate

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1393** was ordered granted, and Senate conferees appointed as follows: Senators Johnson, Taliaferro and Wright.

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs 1153, 1154** and **1155** was ordered granted, and measures referred to GCCA.

CHANGE IN CONFEREES

Senator Luton announced the appointment of Senators Terrill and Shedrick as conferees on **SB 102,** replacing Capps and Taliaferro.

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 1361

Conference committee report was read on the above numbered bill and consideration deferred.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 132** and **SJR 2.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1216, 1302, 1328** and **1524.**

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1007.**

HCR 1007—By Barker of the House and Randle of the Senate.
A concurrent resolution adopting the Joint Rules for the Fortieth Legislature.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1281, 1338, 1388, 1431, 1432, 1433**

and **1559,** requesting conference and conferees to be named later.

LOBBYIST RESIGNATION

(Addendum since May 23, 1985, page 735)

Smith, Patsey Annette, representing Norrell Services, Inc., resigned effective May 28, 1985.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, June 3, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:40 p.m. to meet Monday, June 3, 1985, at 1:30 p.m.

Seventy-fifth Legislative Day

Monday, June 3, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Lamb, Pierce, Stipe and Watson.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Rita Lindsay, Disciples of Christ Church, Oklahoma City, the guest of Senator McCune.

MOTION TO RECONSIDER VOTE

Senator Giles pressed his motion to reconsider the vote whereby **SB 160** passed on Fourth Reading.

Senator Capps moved to table the Giles motion, which tabling motion was declared adopted.

SB 160, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MOTION TO LIMIT DEBATE

Senator Luton moved to limit debate on all motions and consideration of amendments to ten minutes per side and that debate be limited to fifteen minutes per side on Third Reading and final passage on all measures considered on this legislative day, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1216, 1302, 1328, 1334, 1524, 1556** and **HJR 1036.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1521 by Holden of the House and Cullison of the Senate was called up for consideration.

Senator Cullison moved to amend **HB 1521,** Page 2, Line 14, by deleting after the word "to" and before the word "for" the word "law" and inserting the following: "the Oklahoma Central Purchasing Act.", which amendment was declared adopted.

Senator Cullison moved to amend **HB 1521,** Page 5, Line 8, by deleting after the word "Commission" and before the word "seek" on Line 9, the word "may" and inserting the word "shall", which amendment was declared adopted.

Senator Cullison moved to amend **HB 1521,** Page 5, Line 8, by inserting after the word "emergency" and before the word "Thereafter" the following: Such emergency expenditure shall be made pursuant to the provisions of the Oklahoma Central Purchasing Act upon such terms and conditions established by the State Board of Public Affairs to accomplish the purposes of this section.", which amendment was declared adopted.

Senator O'Connor moved to amend **HB 1521,** Page 5, Line 15½, by adding a new Section 3 to read as follows and amending the title to conform:

"SECTION 3. AMENDATORY 52 O.S. 1981, Section 140, is amended to read as follows:

Section 140. The Commission shall not, by a general rule, regulation, or order, prohibit the storage in earthen ponds of the deleterious substances described in Section [1] 139 of this [act] TITLE, but shall by general rule, regulation, or order prescribe standards, conditions, or limitations for the use of such ponds, and shall by rule, regulation, or order prohibit the storage of such substances in earthen ponds in areas, fields, or instances found to be required to prevent pollution. PROVIDED, THE CORPORATION COMMISSION SHALL ADOPT AND BE EMPOWERED TO ENFORCE RULES AND REGULATIONS WHICH WOULD PROHIBIT THE DEPOSIT OR STORAGE OF ANY OF SAID DELETERIOUS SUBSTANCES WITHIN ONE HUNDRED (100) VERTICAL FEET OF A GROUNDWATER SUPPLY EXCEPT IN TANKS LINED WITH STEEL AND SPECIFICALLY DESIGNED TO PREVENT ANY LEAKAGE OF SAID SUBSTANCES.", which amendment was declared adopted.

Senator Cullison moved to amend **HB 1521,** Page 1, by restoring the title, which amendment was declared adopted.

Senator Cullison 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Winn, Wright and Young.—40.

Excused: Dawson, Lamb, Miller, Pierce, Stipe, Terrill, Watson and York.—8.

The bill passed.

HB 1521 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator O'Connor pressed the motion to reconsider the vote whereby **HB 1243**

passed, to back the bill up to place a right to work amendment in it.

Senator Porter moved to table the O'Connor motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Porter, Randle, Roberts, Rozell, Schuelein, Taylor and Young.—20.

Nay: Boatner, Branch, Capps, Choate, Cole, Ford, Giles, Green, Keller, Landis, McCune, O'Connor, Rhodes, Sadler, Shedrick, Smith, Taliaferro, Winn and Wright.—19.

Excused: Dawson, Lamb, Leonard, Miller, Pierce, Stipe, Terrill, Watson and York.—9.

The Chair advised that Senator Leonard, having been present in the Chamber during the vote on the Porter tabling motion, would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 20; Nay: 20; Excused: 8.

Senator O'Connor pressed his motion to reconsider the vote whereby **HB 1243** passed, which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Capps, Choate, Cole, Ford, Green, Keller, Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Smith, Taliaferro, Winn and Wright.—18.

Nay: Brown, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Taylor and Young.—20.

Excused: Cain, Dawson, Giles, Lamb, Miller, Pierce, Stipe, Terrill, Watson and York.—10.

HB 1243 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1132, 1308, 1358 and **1493** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 132 and **SJR 2** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 30 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1442 by Henry, et al, of the House and Taylor and Green of the Senate was called up for consideration.

Senator Wright asked to coauthor **HB 1442,** which was the order.

Senator Taylor moved to amend **HB 1442,** Page 1, by striking the enacting clause, which amendment was declared adopted.

Senators Combs and Cate moved to amend **HB 1442,** Page 1, Line 1, by striking all of Section 1 and renumber subsequent sections, which amendment was declared adopted.

Senator Taylor moved that **HB 1442** be advanced, which motion was declared adopted.

THIRD READING

HB 1442 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Winn, Wright and Young.—38.

Excused: Dawson, Giles, Lamb, McIntyre, Miller, Pierce, Stipe, Terrill, Watson and York.—10.

The bill passed.

HB 1442 was referred for engrossment.

CHANGE IN CONFEREES

Senator Luton asked unanimous consent to withdraw **HB 1370** from special conference and refer same to GCCA, which was the order.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 16, coauthored by Blodgett, Cotner, Craighead and Boeckman of the House.
SB 73, coauthored by Monks of the House.
SB 91
SB 95, delete Logan and substitute Cozort as principal House author and show Logan as coauthor.
SB 100
SB 212
SB 268
SB 290, coauthored by Whorton of the House.
SB 306
SB 350

House amendments were read on the above numbered bills and consideration deferred.

GENERAL ORDER

HB 1229 by Henry of the House and Taylor of the Senate was called up for consideration.

Senator Taylor moved to amend **HB 1229,** Page 1, by restoring the title, which amendment was declared adopted.

Senator Taylor moved that **HB 1229** be advanced, which motion was declared adopted.

THIRD READING

HB 1229 was read for the third time at length.

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

Aye: Branch, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Winn, Wright and Young.—37.

Nay: Boatner.—1.

Excused: Cain, Dawson, Lamb, McIntyre, Pierce, Porter, Stipe, Terrill, Watson and York.—10.

The bill passed.

HB 1229 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1389 by Hooper of the House and Randle of the Senate was called up for consideration.

Senator Choate moved to amend **HB 1389,** Page 2, Line 12, by removing after the

word "pollutants" and before the word "shall" on Line 14 all language and on Page 3, Line 1, by removing all language after the word "Health" through the word "act" on Line 3.

Senator Cain moved to table the Choate amendment, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cullison, Dahl, Dawson, Floyd, Giles, Hopkins, Johnson, Randle, Rhodes, Rozell, Schuelein, Shedrick, Taylor, Wright and York.—17.

Nay: Boatner, Branch, Capps, Cate, Choate, Cole, Combs, Dennis, Ford, Green, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Roberts, Sadler, Smith, Taliaferro and Young.—22.

Excused: Howell, Lamb, McIntyre, Pierce, Porter, Stipe, Terrill, Watson and Winn.—9.

Senator Cain asked unanimous consent that **HB 1389** with the Choate amendment be laid over temporarily, which was the order.

HB 1389 remains on General Order.

Senator Shedrick presiding.

MESSAGE FROM THE HOUSE

Advising naming of House conferees on **HBs 1153, 1154, 1155** and **1370** and said bills referred to GCCA.

GENERAL ORDER

HB 1405 by Harbin and Duckett of the House and Johnson of the Senate was called up for consideration.

Senator Cate moved to amend **HB 1405,** Page 11, Line 5, by deleting after the word "under" and before the word "to" the language "twenty-one (21) years of age" and substitute the following: "the age of majority", which amendment was declared adopted upon roll call as follows:

Aye: Cain, Cate, Dahl, Dawson, Dennis, Floyd, Ford, Green, Keller, Luton, McCune, O'Connor, Randle, Roberts, Sadler, Shedrick, Smith, Taylor, Terrill and Wright.—20.

Nay: Boatner, Branch, Brown, Capps, Choate, Cole, Combs, Cullison, Giles, Hopkins, Johnson, Landis, Miller, Rhodes, Rozell, Schuelein, Taliaferro, Winn and Young.—19.

Excused: Howell, Lamb, Leonard, McIntyre, Pierce, Porter, Stipe, Watson and York.—9.

Senator Wright moved to amend **HB 1405,** Page 9, Line 11, and Page 5, Line 17, by adding after the word "premises" and before the comma the language: "unless said person's parent or legal guardian is present", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1405,** Page 12, Line 18, by deleting Section 4 and inserting in lieu thereof a new Section 4 as follows and renumbering subsequent section:

"SECTION 4. AMENDATORY 37 O.S. 1981, Section 246, as last amended by Section 1 of Enrolled Senate Bill No. 111 of the 1st Session of the 40th Oklahoma Legislature, is amended to read as follows:

Section 246. A. No person under twenty-one (21) years of age shall (1) consume or (2) possess with THE intent to consume nonintoxicating beverages, as defined in Section 163.2 of this title, in any public place. Any person violating any of the provisions of this section shall be guilty, upon conviction, of a misdemeanor and punished by a fine not to exceed One Hundred Dollars ($100.00) or by appropriate community service not to exceed twenty (20) hours. Provided, the provisions of this section shall not apply when

such persons are under the direct supervision of their parent or guardian, but in no instance shall this exception be interpreted to allow such persons to consume such beverages in any place licensed to dispense **[beer]** NONINTOXICATING BEVERAGES as provided in Section 163.11 of this title.

B. IF THE PREMISES OF A HOLDER OF A LICENSE TO SELL NONINTOXICATING BEVERAGES CONTAINS A SEPARATE OR ENCLOSED BAR AREA WHICH HAS AS ITS MAIN PURPOSE THE SALE OR SERVING OF NONINTOXICATING BEVERAGES FOR CONSUMPTION ON THE PREMISES, NO PERSON UNDER TWENTY-ONE (21) YEARS OF AGE SHALL ENTER, ATTEMPT TO ENTER, OR REMAIN IN SAID AREA. THE PROVISIONS OF THIS SUBSECTION SHALL NOT PROHIBIT PERSONS UNDER TWENTY-ONE (21) YEARS OF AGE FROM ENTERING OR REMAINING IN AN AREA WHICH HAS AS ITS MAIN PURPOSE SOME OBJECTIVE OTHER THAN THE SALE OR SERVING OF NONINTOXICATING BEVERAGES, IN WHICH SALES OR SERVING OF SAID BEVERAGES ARE INCIDENTAL TO THE MAIN PURPOSE, IF THE PERSONS UNDER TWENTY-ONE (21) YEARS OF AGE ARE NOT SOLD OR SERVED OR DO NOT CONSUME NONINTOXICATING BEVERAGES ANYWHERE ON THE PREMISES; HOWEVER, THE INCIDENTAL SERVICE OF FOOD IN THE BAR AREA SHALL NOT EXEMPT PERSONS UNDER TWENTY-ONE (21) YEARS OF AGE FROM THE PROVISIONS OF THIS SUBSECTION. ANY PERSON CONVICTED OF VIOLATING THE PROVISIONS OF THIS SUBSECTION SHALL BE GUILTY OF A MISDEMEANOR AND PUNISHED BY A FINE NOT TO EXCEED ONE HUNDRED DOLLARS ($100.00).

C. A violation of the provisions of this section shall not be a basis for instituting juvenile proceedings to determine if a person under eighteen (18) years of age is a delinquent child; however, if a person under eighteen (18) years of age habitually violates the provisions of this section, juvenile proceedings may be brought to determine if the person is a delinquent child. A person under eighteen (18) years of age who has been convicted of violating the provisions of this section shall be subject to the penalty provisions provided in **[subsection A of]** this section.", which amendment was declared adopted.

Senator Rhodes moved to amend **HB 1405,** Page 16, Line 3, by inserting a new Section 5 to read as follows and by renumbering the subsequent section and amending title to conform:

"SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 163.24 of Title 37, unless there is created a duplication in numbering, reads as follows:

From and after the effective date of this act, it shall be unlawful for any place licensed to sell nonintoxicating beverages as defined in paragraph (a) of Section 163.2 of Title 37 of the Oklahoma Statutes, for on-premise consumption to be located within three hundred (300) feet from any public school or church property primarily and regularly used for worship services and religious activities. Provided, if any public school or church shall be established within three hundred (300) feet of any place which sells nonintoxicating beverages for on-premise consumption after such place has been licensed, this shall not be a deterrent to the renewal of such license so long as **[it has been in continuous force and effect]** THERE HAS NOT BEEN A LAPSE OF MORE THAN SIXTY (60) DAYS.

The distance indicated in this section shall be measured from the nearest property line of such public school or church to the nearest

public entrance door of the premises of any place licensed to sell such nonintoxicating beverages for on-premise consumption along the street right-of-way line providing the nearest direct route usually traveled by pedestrians between such points. For purposes of determining measured distance, property situated on the opposite side of the street from such public school or church shall be considered as if it were located on the same side of the street with the school or church. Provided further, the above restrictions shall not affect premises already licensed to sell nonintoxicating beverages for on-premise consumption or premises which may presently or in the future be licensed to sell nonintoxicating beverages for on-premise consumption even though a school or church is subsequently established within three hundred (300) feet of such licensed premises.'', which amendment was declared adopted.

Senator Cate moved to amend **HB 1405**, Page 5, Line 12, by striking after the word ''under'' the words and figures ''twenty-one (21) years of age'' and inserting in lieu thereof the words ''the age of majority'', which amendment was declared adopted.

Senator Johnson moved that **HB 1405** be advanced, which motion was declared adopted.

THIRD READING

HB 1405 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Lamb, McIntyre, Pierce, Porter, Stipe and Watson.—6.

The bill passed.

HB 1405 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SA**s to Engrossed **HB 1407,** requesting conference and conferees to be named later.

UNANIMOUS CONSENT REQUEST — JOINT RULES SUSPENDED

Senator Dennis asked unanimous consent to suspend Joint Rule 17(a) to exempt **HB 1569** from all deadlines this legislative session, which was the order.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB**s was ordered granted, and Senate conferees appointed as follows:

HB 1281 — Taliaferro, Boatner and Winn

HB 1338 — Taliaferro, Boatner and Winn

HB 1388 — Smith, Hopkins and Ford

HB 1407 — Dawson, Cain and Cate

HB 1431 — Cate, Dennis, Roberts, Rozell, Howell, Shedrick and Taylor

HB 1432 — Cate, Dennis, Roberts, Rozell, Howell, Shedrick and Taylor

HB 1433 — Cate, Dennis, Roberts, Rozell, Howell, Shedrick and Taylor

HB 1559 — Dennis, Boatner and Roberts

DECLARATION OF VOTE

Senator Terrill asked that the record reflect had he been present at the time the votes were taken he would have voted ''Aye'' on **HB**s **1229, 1442** and **1521** and an ''Aye''

vote on the motion to table the reconsideration of **HB 1243** and a "Nay" vote on the motion to reconsider **HB 1243,** which was the order.

GENERAL ORDER

HB 1289 by McCorkell, et al, of the House and Taylor, et al, of the Senate was called up for consideration.

Senator Taylor moved to amend **HB 1289,** Page 14, Line 8, by inserting after the word "the" and before the word "cash" the word "required", which amendment was declared adopted.

Senator Taylor moved to amend **HB 1289,** Page 14, Lines 10 and 12, by inserting after the word "the" and before the word "payment" the word "required", which amendment was declared adopted.

Senator Taylor moved to amend **HB 1289,** Page 15, Line 15, by deleting after the word "in" and before the word "of" all language and inserting in lieu thereof the following: "paragraphs 2 and 7", which amendment was declared adopted.

Senator Taylor moved to amend **HB 1289,** Page 16, Line 7, by deleting after the word "in" and before the word "of" on Line 8, all language and inserting in lieu thereof the following: "paragraphs 2 and 7", which amendment was declared adopted.

Senator Taylor moved to amend **HB 1289,** by restoring the title, which amendment was declared adopted.

Senator Taylor moved that **HB 1289** be advanced, which motion was declared adopted.

THIRD READING

HB 1289 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, McCune, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, York and Young.—35.

Nay: O'Connor, Smith and Wright.—3.

Excused: Dennis, Giles, Lamb, Luton, McIntyre, Pierce, Porter, Stipe, Watson and Winn.—10.

The bill passed.

HB 1289 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 132** and **SJR 2.**

The above numbered enrolled bill was referred to the Governor and **SJR 2** was transmitted to the Secretary of State.

PENDING CONSIDERATION OF HAs

HAs to **SB 306** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators York, Luton and Cain.

GENERAL ORDER

HB 1372 by Riggs of the House and Cain of the Senate was called up for consideration.

Senator Cain moved to amend **HB 1372,** Page 3, Lines 14 and 15, by striking after the word "custodian" on Line 14 and before the word "the" on Line 15, all language.

Senator Roberts moved to amend the Cain amendment to **HB 1372** on Page 3, Line 16,

by striking the word "may" and inserting in lieu thereof the word "shall", which amendment was declared adopted.

Senator Cain asked unanimous consent to withdraw his amendment to **HB 1372,** as amended, which was the order.

Senator O'Connor moved to amend **HB 1372,** Page 4, Line 12½, by inserting a new Section 2 to read as follows and renumber subsequent sections: "The Department of Human Services shall not be exempt from the Administrative Procedures Act."

Senator Cain moved to table the O'Connor amendment, which tabling motion failed of adoption upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Cullison, Dahl, Dawson, Floyd, Howell, Johnson, Luton, Miller, Randle, Roberts, Schuelein, Shedrick, Taliaferro, Taylor and Young.—19.

Nay: Branch, Capps, Choate, Cole, Combs, Ford, Giles, Green, Hopkins, Keller, Landis, Leonard, McCune, O'Connor, Rhodes, Rozell, Sadler, Smith, Terrill, Winn and Wright.—21.

Excused: Dennis, Lamb, McIntyre, Pierce, Porter, Stipe, Watson and York.—8.

Senator O'Connor pressed his motion to adopt his amendment to **HB 1372,** which amendment was declared adopted.

Senator Cain moved that **HB 1372** be advanced, which motion was declared adopted.

THIRD READING

HB 1372 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—41.

Excused: Lamb, McIntyre, Pierce, Porter, Stipe, Watson and York.—7.

The bill and emergency passed.

HB 1372 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1137, 1163, 1342** and **1426.**

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1132, 1138, 1160, 1197, 1267, 1424, 1436** and **1466,** requesting conference and conferees to be named later.

Senator Rozell presiding.

SECOND READING — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **HCR 1007** direct to the Calendar, which was the order.

GENERAL ORDER

HB 1389 was considered further.

Senator Choate pressed the adoption of his amendment, read previously, which amendment failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Capps, Cate, Choate, Cole, Combs, Floyd, Giles, Keller,

Landis, Leonard, McIntyre, O'Connor, Porter, Roberts, Sadler, Taliaferro, Winn and Young.—20.

Nay: Brown, Cain, Cullison, Dahl, Dawson, Dennis, Ford, Green, Hopkins, Howell, Johnson, Luton, McCune, Miller, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taylor, Wright and York.—23.

Excused: Lamb, Pierce, Stipe, Terrill and Watson.—5.

Senator Young moved to amend **HB 1389,** Page 3, Line 4, by striking "1986" and inserting in lieu thereof "1987".

Senator Cain moved to table the Young amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Rozell, Schuelein, Smith, Taylor, Terrill, Wright and York.—26.

Nay: Boatner, Branch, Capps, Choate, Cole, Combs, Giles, Keller, Landis, Roberts, Sadler, Winn and Young.—13.

Excused: Ford, Lamb, McIntyre, Pierce, Porter, Shedrick, Stipe, Taliaferro and Watson.—9.

Senator Cain moved that **HB 1389** be advanced, which motion was declared adopted upon a division of the question.

THIRD READING

HB 1389 was read for the third time at length.

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

Aye: Brown, Cain, Cate, Cole, Cullison, Dahl, Dawson, Floyd, Ford, Green, Howell, Johnson, Keller, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Rozell, Schuelein, Smith, Taylor, Terrill, Wright and York.—26.

Nay: Boatner, Branch, Capps, Choate, Combs, Giles, Landis, Leonard, O'Connor, Roberts, Sadler, Shedrick, Taliaferro, Winn and Young.—15.

Excused: Dennis, Hopkins, Lamb, Pierce, Porter, Stipe and Watson.—7.

The bill passed.

Senators Capps, Sadler, Landis, Giles, O'Connor and Leonard desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 9; Excused: 7.

The emergency passed.

HB 1389 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Johnson pressed his motion to reconsider the vote whereby **HB 1481** failed of passage.

Senator Roberts moved to table the Johnson motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Cain, Cate, Choate, Dahl, Dawson, Ford, Green, Howell, Landis, Leonard, Miller, O'Connor, Roberts, Rozell, Schuelein, Shedrick, Smith, Terrill, Wright, York and Young.—22.

Nay: Boatner, Brown, Capps, Cole, Combs, Cullison, Floyd, Giles, Hopkins, Johnson, Keller, Luton, McCune, Rhodes, Sadler, Taliaferro, Taylor and Winn.—18.

Excused: Dennis, Lamb, McIntyre, Pierce, Porter, Randle, Stipe and Watson.—8.

MESSAGE FROM THE HOUSE

Advising naming of House conferees, as follows:

HB 1132 — Vaughn, Glover and Sanders.

HB 1138 — Abbott, Davis (Guy), Duckett, Duke, Formby, Patrick and Virtue.

HB 1197 — Henshaw, Cozort and George.

HB 1267 — Lewis, Haney and Johnson.

HB 1281 — Hooper, Hill and Harris (Ken).

HB 1338 — Glover, Benson and Grieser.

HB 1388 — Hooper, Patrick and Glover.

HB 1393 — GCCA.

HB 1407 — Johnson, Benson and Adair.

HB 1424 — Holden, Morgan and Hooper.

HB 1431 — Abbott, Davis (Guy), Duckett, Duke, Formby, Patrick and Virtue.

HB 1432 — Abbott, Davis (Guy), Duckett, Duke, Formby, Patrick and Virtue.

HB 1433 — Abbott, Davis (Guy), Duckett, Duke, Formby, Patrick and Virtue.

HB 1436 — Lewis, Brewster and Davis (Frank).

HB 1559 — Abbott, Davis (Guy), Sherrer, Duke and Patrick.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 81 — Hobson, Hale and Duke.

SB 90 — Williamson, Hamilton (James) and Heaton.

SB 199 — Sherrer, Abbott and McDonald.

SB 304 — Abbott, Williams (Penny), Gish, Virtue and Davis (Guy).

SB 313 — Stottlemyre, Ross and Lawter.

SB 327 — Davis (Frank), Williamson and Hamilton (James).

SB 341 — Lewis, Hobson and McCorkell.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill.

SB 206, conference committee substitute.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 188, SB 302,** coauthored by Williams (Penny) of the House, **SJR 18** and **SJR 27,** coauthored by Manar, Davis (Frank), Hamilton (Rebecca) and Williamson of the House.

The above numbered measures were referred for enrollment.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Office of the State Insurance Commissioner, May 30, 1985, Business and Labor.

Used Motor Vehicle and Parts Commission, May 29, 1985, Economic Development.

Office of Personnel Management, May 31, 1985, General Government.

Oklahoma Tax Commission, May 31, 1985, Finance.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 31, 1985, of Enrolled **SBs 6** and **322.**

BILLS RELEASED

HBs 1180, 1386 and **1508** were referred for engrossment.

HB 1329 was properly signed and ordered returned to the Honorable House.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, June 4, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:40 p.m. to meet Tuesday, June 4, 1985, at 1:30 p.m.

Seventy-sixth Legislative Day

Tuesday, June 4, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Lamb and Watson.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Rita Lindsay, Disciples of Christ Church, Oklahoma City, the guest of Senator McCune.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1137, 1163, 1229, 1329, 1342** and **1426.**

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 5, conference committee substitute, coauthored by Murphy of the House.

SB 341, conference committee substitute.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 5** was called up for consideration.

Senator Capps asked to coauthor **SB 5,** which was the order.

Senator Howell moved to reject the Conference Committee Report for **SB 5** and return it to conference with instructions to delete Sections 6 and 8.

Senator Dennis asked unanimous consent that **SB 5,** with the **CCR** thereon, be laid over temporarily, which was the order.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 3
SB 17
SB 62
SB 66
SB 112
SB 114
SB 202
SB 203
SB 208, (emergency failed), coauthored by Davis (Guy), Abbott, Duke and Brewster of the House
SB 229
SB 260 (emergency failed)

House amendments were read on the above-numbered bills and consideration deferred.

PENDING CONSIDERATION OF HAs

HAs to **SB 249** were concurred in upon motion of Senator Dahl.

SB 249, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Giles, Lamb, Randle and Watson.—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 103** were concurred in upon motion of Senator Johnson.

SB 103, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Giles, Lamb, McIntyre, Porter, Randle and Watson.—6.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 107** were concurred in upon motion of Senator Johnson.

SB 107, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—45.

Excused: Giles, Lamb and Watson.—3.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on **SB 5** was rejected upon motion of Senator Dennis; further conference requested, and same Senate conferees appointed as follows: Senators Cate, Roberts, Dennis, Howell, Rozell, Shedrick and Taylor.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1180, 1243, 1289, 1372, 1386, 1389, 1405, 1442, 1508 and **1521** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 188 and **302** and **SJRs 18** and **27** 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 141** were concurred in upon motion of Senator Smith.

SB 141, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—45.

Excused: Dawson, Lamb and Watson.—3.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 144** were concurred in upon motion of Senator Hopkins.

SB 144, 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, Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Green, Hopkins, Howell, Keller, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—33.

Nay: Boatner, Cain, Dawson, Johnson, Landis, McCune, Rozell, Shedrick and Young.—9.

Excused: Dennis, Giles, Lamb, McIntyre, Porter and Watson.—6.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 191** were concurred in upon motion of Senator Shedrick.

SB 191, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—41.

Nay: Pierce and Wright.—2.

Excused: Giles, Lamb, McIntyre, Porter and Watson.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Roberts presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 217** were concurred in upon motion of Senator Shedrick, upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—40.

Nay: Ford and Pierce.—2.

Excused: Dennis, Giles, Lamb, McIntyre, Porter and Watson.—6.

SB 217, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—38.

Nay: Ford, Pierce and Winn.—3.

Excused: Dawson, Dennis, Giles, Lamb, McIntyre, Porter and Watson.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

FIRST READING

The following were introduced and read the first time:

SCR 21 — By Stipe of the Senate and Vaughn of the House.

A concurrent resolution requesting Oklahoma utility companies using coal-fired generating plants to consider plans to blend ten percent Oklahoma coal with their present use of Wyoming coal; effecting a result of keeping a portion of ratepayer dollars in Oklahoma and promoting economic development; and directing distribution.

SCR 22 — By Cate and Boatner of the Senate and Lewis of the House.

A concurrent resolution stating legislative intent regarding seasonal employees; and directing distribution.

SR 31 — By Branch.

A resolution authorizing the Oklahoma Turnpike Authority to conduct a feasibility study for an exit and entrance aproach to the H.E. Bailey Turnpike at the junction of State Highway 76 and State Highway 130; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Stipe asked unanimous consent to suspend rule 5-4 and refer **SCR 21** direct to the Calendar, which was the order.

PENDING CONSIDERATION OF HAs

HAs to **SBs 91** and **231** were rejected upon motion of Senator Luton, conference requested, and Senate conferees to be named later.

PENDING CONSIDERATION OF HAs

HAs to **SB 268** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Giles, Landis and Sadler.

CHANGE IN CONFEREES

Senator Luton asked unanimous consent to withdraw **HB 1393** from special conference and refer same to GCCA, which was the order.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted and Senate conferees appointed as follows:

HB 1132 — Cullison, Combs and Schuelein
HB 1138 — Cate, Dennis, Roberts, Rozell, Howell, Shedrick and Taylor
HB 1160 — Dennis, Brown and Cullison
HB 1197 — Green, Dawson and Randle
HB 1267 — Johnson, Roberts and Capps
HB 1424 — Terrill, Cullison and Green
HB 1436 — Stipe, Boatner and Dennis
HB 1466 — Howell, Taylor and Shedrick

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Allison, Walter V., Bartlesville, as a member to the Oklahoma Economic Development Commission to serve a term of six years ending June 30, 1990. Mr. Allison will succeed himself. (Economic Development) Motion to confirm made by Senator Pierce.

Armstrong, J.W., Elk City, as a member to the Oklahoma Economic Development Commission to serve a term of six years ending July 1, 1990. Mr. Armstrong will succeed himself. (Economic Development) Motion to confirm made by Senator Capps.

Blevins, Barbara, Miami, as a member to the Board of Trustees, Teachers' Retirement System, to serve a term of four years ending July 1, 1987. Ms. Blevins will succeed Barbara Blake. (Judiciary and Retirement) Motion to confirm made by Senator Schuelein.

Bussey, Joe, Tecumseh, as a member to the State Board of Nursing Homes, to serve a term of three years ending July 1, 1987. Mr. Bussey will succeed Bob Latimer. (Human Resources) Motion to confirm made by Senator Sadler.

Casey, Jay C., Pryor, as a member to the Industrial Finance Authority to serve an unexpired six year term ending October 11, 1986. Mr. Casey will succeed Bob Roden. (Economic Development) Motion to confirm made by Senator Taylor.

Clay, Dr. Gregory B., Durant, as a member to the State Arts Council of Oklahoma to serve a term of three years ending July 1, 1987. Dr. Clay will succeed Woody Crumbo. (Economic Development) Motion to confirm made by Senator Boatner.

Coffelt, H. Harold, Lawton, as a member to the Used Motor Vehicle and Parts Commission to serve a term of six years ending June 30, 1990. Mr. Coffelt will succeed himself. (Economic Development) Motion to confirm made by Senator Terrill.

Hull, Stephen, Stillwater, as a member to the Board of Trustees, Teachers' Retirement System, to serve an unexpired term of three years ending June 30, 1985. Mr. Hull will succeed Clint Mason. (Judiciary and Retirement) Motion to confirm made by Senator Shedrick.

Irby, Robert, Jr., O.D., Holdenville, as a member to the Board of Nursing Homes to serve a term of three years ending July 1, 1987. Dr. Irby will succeed himself. (Human Resources) Motion to confirm made by Senator Floyd.

Jones, O.E. (Earl), Moore, as a member to the Industry Advisory Committee to serve a term of four years ending June 30, 1988. Mr. Jones will fill a new position per **SB 401.** (Economic Development) Motion to confirm made by Senator Branch.

Kliewer, Frank, Jr., Cordell, as a member to the Industrial Finance Authority to serve a term of six years ending October 11, 1990. Mr. Kliewer will succeed Huff Kelly. (Economic Development) Motion to confirm made by Senator Capps.

McGahey, Jack, Ardmore, as a member to the Used Motor Vehicle and Parts Commission to serve a term of six years ending June 30, 1990. Mr. McGahey will succeed himself. (Economic Development) Motion to confirm made by Senator Roberts.

Mungle, Mason, Atoka, as a member to the Conservation Commission, to serve a term of five years ending June 30, 1990. Mr. Mungle will succeed George Wagnon. (Wildlife) Motion to confirm made by Senator Boatner.

Neal, Jerry D., Jenks, as a member to the Industry Advisory Committee to serve a term of five years ending June 30, 1989. Mr. Neal will fill a new position per **SB 401.** (Economic Development) Motion to confirm made by Senator Green.

Osborn, William, Miami, as a member to the Oklahoma Board of Pharmacy, to serve an unexpired term of five years ending June 30, 1988. Mr. Osborn will succeed Ellis Lindsey. (Human Resources) Motion to confirm made by Senator Schuelein.

Savage, Carolyn, Hominy, as a member to the Board of Regents, Oklahoma A & M Colleges, to serve a term of eight years ending April 2, 1993. Ms. Savage will succeed herself. (Higher Education) Motion to confirm made by Senator Dahl.

Stubbs, W.R. "Dick", Henryetta, as a member to the State Transportation Commission, to serve an unexpired term of eight years ending February 15, 1991. Mr. Stubbs will succeed Bertha Parker. (Transportation) Motion to confirm made by Senator Miller.

Wilcox, Tim, Mustang, as a member to the Industry Advisory Committee to serve a term of three years ending June 30, 1987. Mr. Wilcox will fill a new position per **SB 401.** (Economic Development) Motion to confirm made by Senator Choate.

Zapanta, Al, Tulsa, as a member to the State Arts Council of Oklahoma, to serve a term of three years ending July 1, 1987. Mr. Zapanta will succeed Allen Mitchell. (Public Education) Motion to confirm made by Senator Green.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taylor, Terrill, Winn, Wright, York and Young.—40.

Nay: Ford and Smith.—2.

Excused: Giles, Lamb, McIntyre, Porter, Taliaferro and Watson.—6.

CONFEREES ADDED

Senator Luton announced the appointment of additional conferees on **HB 1559** as Senators Howell and Shedrick.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Cate asked unanimous consent to suspend Rule 5-4 and refer **SCR 22** 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 1339

Conference committee report was read on the above numbered bill and consideration deferred.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HBs 1170** and **1262.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 188** and **302.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the fourth reading of and returning Enrolled **SJRs 18** and **27.**

The above numbered enrolled resolutions were referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 5** and naming same House conferees as follows: Abbott, Formby, Davis (Guy), Duke, Virtue, Patrick and Duckett.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HBs 1222, 1308, 1437, 1474, 1552** and **1565,** requesting conference and conferees to be named later.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 4, 1985, of Enrolled **SBs 185, 317** and **323** and **SJRs 8** and **24.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, June 5, 1985 at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:30 p.m. to meet Wednesday, June 5, 1985, at 1:30 p.m.

Seventy-seventh Legislative Day

Wednesday, June 5, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Keller, Lamb, McIntyre and Watson.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Rita Lindsay, Disciples of Christ Church, Oklahoma City, the guest of Senator McCune.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1170** and **1262.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SCR 22 by Cate and Boatner of the Senate and Lewis of the House was called up for consideration.

SCR 22 was adopted upon motion of Senator Boatner and referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 206** was adopted upon motion of Senator Terrill.

SB 206, 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, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—41.

Excused: Cate, Choate, Keller, Lamb, McIntyre, Watson and Winn.—7.

The bill and emergency passed.

SB 206, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 103, 107, 141, 144, 191, 217 and **249** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 160,** coauthored by Harbin and Blodgett of the House.

The above numbered bill, as amended in conference, was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 284** was adopted upon motion of Senator Floyd.

SB 284, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Green, Johnson, Luton, Miller, O'Connor, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—26.

Nay: Choate, Cole, Dawson, Ford, Hopkins, Howell, Landis, McCune, Pierce, Porter, Rhodes, Roberts, Sadler, Smith and Young.—15.

Excused: Giles, Keller, Lamb, Leonard, McIntyre, Randle and Watson.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Boatner moved that the vote be reconsidered whereby **SB 284** passed.

BILL WITHDRAWN — RETURNED TO CALENDAR

Senator Terrill asked unanimous consent to withdraw **SB 91** from special conference and return said bill to the Senate Calendar on Pending Action on House Amendments, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1070** was adopted upon motion of Senator Johnson.

HB 1070, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Keller, Lamb, McIntyre and Watson.—4.

The bill and emergency passed.

HB 1070, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 134** was adopted upon motion of Senator Rhodes.

Senator Wright asked to coauthor **SB 134,** which was the order.

SB 134, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Keller, Lamb, McIntyre and Watson.—4.

The bill and emergency passed.

SB 134, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

CONFEREES NAMED

Senator Luton announced the appointment of Senators Terrill, Cain and Landis as conferees on **SB 231.**

Senator Rhodes presiding.

PENDING CONSIDERATION OF HAs

HAs to **SBs** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows:

SB 1 — Winn, Boatner and O'Connor
SB 3 — Dawson, Cate and Ford
SB 95 — Green, York and Choate
SB 100 — Winn, Dennis and Boatner
SB 114 — Boatner, Dennis and Roberts
SB 129 — Pierce, Smith and Capps
SB 175 — Rozell, Miller and Rhodes
SB 181 — Keller, Stipe and Taliaferro
SB 203 — Taylor, Howell and Brown
SB 237 — Leonard, Shedrick and Taylor
SB 260 — Combs, York and Howell
SB 276 — Taylor, Leonard and Cullison

PENDING CONSIDERATION OF HAs

HAs to **SB 195** were called up for consideration.

Senator Shedrick moved to reject the House amendments to **SB 195** and send the bill to conference with instructions to delete House amendment No. 1.

Senator Terrill moved to table the Shedrick motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Green, Howell, Miller, Roberts, Sadler, Stipe, Taliaferro, Terrill, Winn and York.—19.

Nay: Combs, Dahl, Dawson, Floyd, Ford, Giles, Hopkins, Johnson, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taylor, Wright and Young.—22.

Excused: Dennis, Keller, Lamb, McIntyre, Porter, Randle and Watson.—7.

Senator Shedrick pressed her motion to reject the House amendments to **SB 195** and to send the bill to conference with instructions, which motion was declared adopted upon roll call as follows:

Aye: Choate, Combs, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Schuelein, Shedrick, Smith, Taylor, Wright and York.—26.

Nay: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Howell, Porter, Roberts, Sadler, Stipe, Taliaferro, Terrill and Winn.—16.

Excused: Dahl, Keller, Lamb, McIntyre, Watson and Young.—6.

CONFEREES NAMED

Senator Luton announced the appointment of Senators Terrill, Howell and Shedrick as conferees on **SB 195.**

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1180.**

PENDING CONSIDERATION OF HAs

HAs to **SB 120** were adopted upon motion of Senator Branch.

SB 120, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Giles, Johnson, Luton, Rozell, Stipe, Taylor, Winn and Young.—19.

Nay: Capps, Dawson, Ford, Green, Hopkins, Howell, Landis, Leonard, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Wright and York.—23.

Excused: Dennis, Keller, Lamb, McIntyre, Roberts and Watson.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Branch moved that the vote be reconsidered whereby **SB 120** failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 160 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Rozell presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 290** were concurred in upon motion of Senator Stipe.

SB 290, 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, Brown, Capps, Cate, Cullison, Dahl, Floyd, Green, Hopkins, Miller, Porter, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Winn and York.—20

Nay: Boatner, Cain, Choate, Cole, Combs, Dawson, Ford, Giles, Howell, Johnson, Landis, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Sadler, Smith, Terrill, Wright and Young.—23.

Excused: Dennis, Keller, Lamb, McIntyre and Watson.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Stipe moved that the vote be reconsidered whereby **SB 290** failed.

PENDING CONSIDERATION OF HAs

HAs to **SB 101** were concurred in upon motion of Senator Dawson.

SB 101, 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Excused: Choate, Dennis, Keller, Lamb, McIntyre, Randle and Watson.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HCR 1007 by Barker of the House and Randle of the Senate was called up for consideration.

Senator Dawson asked to coauthor **HCR 1007,** which was the order.

Senator Dawson moved to amend **HCR 1007,** by striking the title, resolving clause and body of the resolution and substitute therefor the following:

"A concurrent resolution amending Joint Rule 17 of the 39th Oklahoma Legislature, which relates to legislative procedure schedule and adopting the Joint Rules of the 39th Oklahoma Legislature, as amended, as the joint rules for the 40th Legislature of the State of Oklahoma.

WHEREAS, Joint Rules have not been adopted for the 40th Legislature of the State of Oklahoma; and

WHEREAS, the Legislature of the State of Oklahoma traditionally makes use of Joint Rules to ensure more efficient operations and procedures; and

WHEREAS, a change in the Joint Rule concerning the final date for requesting the drafting of bills and joint resolutions for consideration on the floor in the house of origin during the First Regular Session will contribute to the preparation of legislation in a timely fashion.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. Joint Rule 17 of the Joint Rules of the 39th Oklahoma Legislature is amended to read as follows:

RULE 17
LEGISLATIVE PROCEDURE
SCHEDULE

(a) The First Regular Session of each Legislature shall adhere to the following rules:

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

2. No deadlines shall be established for requesting the drafting of bills or joint resolutions, nor for their introduction during the First Regular Session, nor for reporting bills or joint resolutions from committee, except as provided in subsections 3, 4, 5 and **[6]** 7 below.

3. THE 11TH LEGISLATIVE DAY SHALL BE THE FINAL DATE FOR REQUESTING THE DRAFTING OF BILLS AND JOINT RESOLUTIONS FOR CONSIDERATION ON THE FLOOR IN THE HOUSE OF ORIGIN DURING THE FIRST REGULAR SESSION. BILLS AND JOINT RESOLUTIONS SUBSEQUENTLY REQUESTED, IF INTRODUCED AND REPORTED FROM COMMITTEE, SHALL NOT BE PLACED ON THE CALENDAR FOR CONSIDERATION IN SAID HOUSE UNTIL THE FIRST DAY OF THE SECOND REGULAR SESSION.

[3.] 4. The **[27th]** 15TH legislative day shall be the final date for introduction of bills and joint resolutions for consideration on the floor in the house of origin during the First Regular Session. Bills and joint resolutions subsequently introduced, if reported from committee, shall not be placed on the Calendar for consideration in said house until the first day of the Second Regular Session.

[4.] 5. The 35th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from committee shall not be placed on the Calendar for consideration in said house until the first day of the Second Regular Session.

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

[6.] 7. The 59th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from committee shall not be placed on the Calendar for consideration in said house until the first day of the Second Regular Session.

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

[8.] 9. Upon a two-thirds (2/3) vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

[9.] 10. Upon a two-thirds (2/3) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(b) The Second Regular Session of each Legislature shall adhere to the following rules:

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

2. The 11th legislative day shall be the final date for requesting the drafting of bills and joint resolutions for introduction.

3. The **[19th]** 15TH legislative day shall be the final date for the introduction of bills and joint resolutions.

4. The 27th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house.

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

6. The 43rd legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, and the committee report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house.

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

8. Upon a two-thirds (2/3) vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

9. Upon a two-thirds (2/3) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(c) This Rule shall be inapplicable to any House or Senate bill dealing with reapportionment of legislative or congressional districts.

SECTION 2. The Joint Rules of the 39th Oklahoma Legislature, as amended by SECTION 1 of this resolution, are hereby adopted and shall constitute the rules for the joint operation of both houses of the 40th Legislature of the State of Oklahoma.'',

which amendment was declared adopted.

HCR 1007 was adopted upon motion of Senator Dawson, and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 103, 107, 141, 144, 160, 191, 217** and **249.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising that **HB 1393** has been withdrawn from GCCA and referred to special conference committee and House conferees to be named later.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1279, 1384** and **1442,** requesting conference and conferees to be named later.

GENERAL ORDER

HB 1459 by Gish was called up for consideration.

Senator Randle asked to be shown as principal Senate author of **HB 1459** and Senators Combs, York, Miller, Terrill, Dahl, Howell, Luton, Schuelein, Taliaferro, Dennis,

Floyd, Sadler, Brown, Stipe, Cullison, Rozell, Johnson, Taylor and Winn asked to be coauthors of **HB 1459,** which was the order.

Senator Randle moved to amend **HB 1459,** by striking the title, the enacting clause and the body of the bill and substituting the floor substitute for **HB 1459.** (Copies of the floor substitute for **HB 1459** were distributed to all Senators.), which amendment was declared adopted.

Senator Cate moved to amend **HB 1459,** Page 1, Line 1, by striking the title, enacting clause and the entire bill and inserting in lieu thereof the title and all provisions of engrossed **HB 1219** of the 1st Regular Session of the 40th Oklahoma Legislature.

Senator Luton moved to table the Cate amendment, which tabling motion was declared adopted.

Senator Boatner moved to amend the floor substitute for **HB 1459,** Page 58, Line 27, and Line 7 on Page 59 by changing the words and figures "Fifteen Dollars ($15.00)" to read "Ten Dollars ($10.00)", which amendment was withdrawn upon request of Senator Boatner.

Senator Boatner moved to amend the floor substitute for **HB 1459,** Page 60, Line 35, by changing after the word "of" and before the period the words and figures "Twenty Dollars ($20.00)" to read "Forty Dollars ($40.00)", which amendment was declared adopted.

Senator Pierce moved to amend the floor substitute for **HB 1459,** Page 83, Line 26, by adding after the period and before the word "If" the following: "The return envelope provided by the Oklahoma Tax Commission shall have the address of the Oklahoma Tax Commission preprinted on the face of the envelope.", which amendment failed of adoption upon roll call as follows:

Aye: Branch, Cain, Choate, Cole, Combs, Dennis, Ford, Giles, Green, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Roberts, Smith, Taylor, Winn, Wright and York—21.

Nay: Boatner, Brown, Capps, Cate, Cullison, Dahl, Dawson, Floyd, Hopkins, Howell, Johnson, Luton, Miller, Porter, Randle, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Terrill and Young.—23.

Excused: Keller, Lamb, McIntyre and Watson.—4.

Senator Shedrick moved to amend **HB 1459,** Page 119, Line 8, by deleting after the word "of" and before the word "percent" the word "three" and substituting the following: "three and one-half".

Senator Luton moved to table the Shedrick amendment, which tabling motion was declared adopted.

Senator Boatner moved to amend the floor substitute for **HB 1459,** Page 15, Line 30, by adding after the word "Statutes" and before "Section 6" the following: "All implements of husbandry shall be required to display the owner's driver's license number or social security number on the rear of the implement in numbers not less than two (2) inches in height.", which amendment was declared adopted.

Senator Randle moved that **HB 1459** be advanced, which motion was declared adopted.

THIRD READING

HB 1459 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, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Hopkins, Howell, Johnson, Leonard, Luton, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—32.

Nay: Branch, Capps, Choate, Cole, Green, Landis, McCune, Pierce, Porter, Rhodes, Smith, and Young.—12.

Excused: Keller, Lamb, McIntyre and Watson.—4.

The bill and emergency passed.

HB 1459 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 256, conference committee substitute

CHANGE IN CONFEREES

Senator Luton asked unanimous consent to withdraw **HB 1393** from GCCA and refer same to special conference and Senate conferees appointed as follows: Senators Johnson, Taliaferro and Wright, which was the order.

SECOND READING

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

SR 31 — Transportation.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Carmichael, Weldon, Oklahoma City, as a member to the Board of Corrections. (Criminal Jurisprudence)

Ewing, Thomas N., Tulsa, as a member to the Industry Advisory Committee (Economic Development)

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 5, 1985, of Enrolled **SB 83.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, June 6, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 6:50 p.m. to meet Thursday, June 6, 1985, at 10:00 a.m.

Seventy-eighth Legislative Day

Thursday, June 6, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—45.

Excused: Lamb, Miller and Watson.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Rita Lindsay, Disciples of Christ Church, Oklahoma City, the guest of Senator McCune.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1180.**

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

PENDING CONSIDERATION OF HAs

HAs to SB 91 were concurred in upon motion of Senator Terrill.

SB 91, 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, Brown, Cain, Capps, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—40.

Excused: Cate, Choate, Keller, Lamb, Leonard, Miller, Pierce and Watson.—8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Roberts presiding.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising adoption of and returning the following engrossed resolution as amended:

SCR 9, coauthored by Henshaw, Cozort, Duke, Holt, McCorkell, McKenna, Milton, Riggs, Thompson, Williams (Freddye), Williams (Penny) and Whorton of the House.

House amendments were read on the above numbered resolution and consideration deferred.

PENDING CONSIDERATION OF HAs

Senator Winn moved that the Senate concur in the **HAs** to **SB 292.**

Senator Howell moved to reject the House amendments to **SB 292** and send the bill to conference, which motion failed of adoption upon a division of the question.

Senator Winn pressed his motion that the Senate concur in the House amendments to **SB 292,** which motion was declared adopted.

Senator Cullison presiding.

SB 292, 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, Brown, Capps, Cate, Choate, Cole, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, McCune, Rhodes, Sadler, Smith, Taliaferro, Taylor, Winn and Wright.—23.

Nay: Cain, Combs, Cullison, Dahl, Dawson, Dennis, Howell, Leonard, Luton, O'Connor, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Terrill, York and Young.—20.

Excused: Lamb, McIntyre, Miller, Pierce and Watson.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Winn moved that the vote be reconsidered whereby **SB 292** failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 22 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1459 and **HCR 1007** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 101 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTE

Senator Boatner pressed his motion to reconsider the vote whereby **SB 284** passed on Fourth Reading.

Senator Floyd moved to table the Boatner motion, which tabling motion was declared adopted.

SB 284, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 321** were concurred in upon motion of Senator Rhodes.

SB 321, as amended by the Honorable House, was read at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Dawson, Ford, Green, Hopkins, Howell, Keller, Landis, McCune, Porter, Randle, Rhodes, Smith,Taylor, Winn, Wright, York and Young.—22.

Nay: Boatner, Branch, Capps, Combs, Cullison, Dahl, Dennis, Floyd, Johnson, Leonard, Luton, O'Connor, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro and Terrill.—20.

Excused: Giles, Lamb, McIntyre, Miller, Pierce and Watson.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rhodes moved that the vote be reconsidered whereby **SB 321** failed.

PENDING CONSIDERATION OF HAs

HAs to **SB 178** were concurred in upon motion of Senator Winn.

Senators Johnson, Terrill and Taliaferro asked to coauthor **SB 178,** which was the order.

SB 178, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Lamb, McIntyre, Miller, Pierce, Porter and Watson.—6.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 16** were concurred in upon motion of Senator Combs.

Senators Taliaferro and Schuelein asked to coauthor **SB 16,** which was the order.

SB 16, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Lamb, Miller, Pierce and Watson.—4.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Combs presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 7** were concurred in upon motion of Senator Boatner.

SB 7, 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—40.

Excused: Choate, Ford, Lamb, Miller, Pierce, Randle, Watson and York.—8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 101.**

The above numbered enrolled measure was referred to the Governor.

PENDING CONSIDERATION OF HAs

HAs to **SB 350** were concurred in upon motion of Senator McCune.

SB 350, 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, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McCune, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—35.

Nay: Boatner, Howell, Schuelein and Stipe.—4.

Excused: Cate, Ford, Lamb, McIntyre, Miller, Pierce, Randle, Watson and York.—9.

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 256** was adopted upon motion of Senator Cain.

SB 256, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Ford, Lamb, Miller, Pierce, Porter and Watson.—6.

The bill passed.

SB 256, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 341** was adopted upon motion of Senator Dawson.

SB 341, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Young.—39.

Nay: Ford and Wright.—2.

Excused: Lamb, McIntyre, Miller, Pierce, Porter, Watson and York.—7.

The bill passed.

SB 341, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 176** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators York, Cullison and Brown.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1016** and **1018.**

HCR 1016 — By Rieger of the House and Lamb of the Senate.

A concurrent resolution encouraging the Department of Human Services to develop day care opportunities for department employees and employment opportunities for certain persons; and directing distribution.

HCR 1018 — By Duke, Williamson, Smith, Roberts, Abbott, Bastin, Combs, Conaghan, Craighead, George, Hale, Hobson, Kelly, Logan, Morgan, Newby, Ross, Shurden and Stottlemyre of the House and Roberts of the Senate.

A concurrent resolution requesting the establishment and promotion of an academic contest for high school students; providing for the promulgation of certain rules and regulations; naming said contest the "Governor's Bowl"; creating a Governor's Bowl Committee and providing for membership, terms, and powers related thereto; providing for certain procedures; providing for certain funds; and directing distribution.

The above numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 260,** and naming House conferees as follows: Brewster, Glover and Grieser.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1428.**

HB 1428 — By Gish and Hobson of the House and Cate of the Senate.

An act relating to revenue and taxation; amending 36 O.S. 1981, Sections 624, as amended by Section 1, Chapter 138, O.S.L. 1982, 625, 626 and 1425, as last amended by Section 4, Chapter 215, O.S.L. 1984 (36 O.S. Supp. 1984, Sections 624 and 1425), 47 O.S. 1981, Sections 22.1, as amended by Section 1, Chapter 95, O.S.L. 1982, 22.2A, as amended by Section 2, Chapter 220, O.S.L. 1983, 22.5d-1, 22.5k, as last amended by Section 27, Chapter 286,

O.S.L. 1983, 22.5q, 22.6, 22.12b, 23.2a, as last amended by Section 1 of Enrolled Senate Bill No. 315 of the 1st session of the 40th Oklahoma Legislature, 23.5 and 23.6, as amended by Section 2, Chapter 114, O.S.L. 1983 (47 O.S. Supp. 1984, Sections 22.1, 22.2A, 22.5k and 23.6), 63 O.S. 1981, Section 831, as amended by Section 12, Chapter 95, O.S.L. 1982 (63 O.S. Supp. 1984, Section 831), 68 O.S. 1981, Sections 402, 402-1, 1205, 1353, as last amended by Section 1, Chapter 2, O.S.L. 1984, 1354, as amended by Section 2, Chapter 2, O.S.L. 1984, 1362, as amended by Section 3, Chapter 2, O.S.L. 1984, 1402, as amended by Section 4, Chapter 2, O.S.L. 1984, 2103, as amended by Section 14, Chapter 95, O.S.L. 1982, Section 2, Chapter 180, O.S.L. 1982, 2355 and Section 3, Chapter 138, O.S.L. 1984 (68 O.S. Supp. 1984, Sections 1353, 1354, 1362, 1402, 2103, 2110 and 6002); modifying provisions of the annual tax on insurance premiums; applying tax to both domestic and foreign companies; expanding classes of insurers subject to said tax; requiring Attorney General to institute proceedings to collect unpaid premium taxes; increasing certain fees; modifying provisions of the motor vehicle license and registration act; defining terms; modifying certain definitions; providing for apportionment of monies; modifying distribution of certain monies; providing for levy of annual road user fee, providing for certain exceptions; providing for recreational vehicle license plates; modifying certain fees; providing for commercial license plates; modifying certain fees; specifying types of vehicles eligible for commercial license plates; providing procedure; providing for farm use license plates; modifying license plate fees; providing procedure; requiring certain affidavits; providing penalties; providing for short-term commercial license plates; providing procedures for issuance of certificates of title; providing for procedures for issuance of duplicate certificate of title; providing for procedures for transfer of certain certificates of title; increasing certain fees; providing for levy of excise tax on certain boats and motors; increasing rate of such excise tax; providing for collection of such excise tax; providing for certain penalties for delinquent tax; providing for an exception; providing for the levy and collection of taxes on certain tobacco products; adding smokeless tobacco and snuff as such tobacco products subject to taxes; eliminating the maximum amount of franchise tax to be levied; declaring purpose of Oklahoma Sales Tax Code; modifying apportionment of sales tax revenues; providing for levy of tax on certain sales; providing for rate of tax; modifying rate of tax; eliminating an exception; modifying remittance of certain tax; providing for levy of tax on certain property; modifying rate of tax; providing for levy of excise tax on certain motor vehicles; increasing rate of such excise tax; providing for collection of such excise tax; providing for certain penalties for delinquent tax; providing for an exception; providing for levy of rental tax on certain motor vehicles; increasing rate of such rental tax; providing for collection of such rental tax; providing for an income tax; providing for certain classes of taxpayers; removing certain alternative methods of levying income tax; modifying certain tax rates; providing an exception for certain lump-sum distributions for a certain period of time; providing for levy of excise tax on certain aircraft; increasing rate of such excise tax; providing for collection of such excise tax; providing for certain penalties for delinquent tax; providing for codification; providing for an operative date; and declaring an emergency.

The above numbered measure was read the first time.

LOBBYIST REGISTRATIONS AND RESIGNATIONS

(Addendum since May 30, 1985, page 772)

Cochran, Robert M., Stifel, Nicolaus and Company, Inc.

Elliott, Mary G., representing Oklahoma State Association of Life Underwriters, Inc., resigned effective May 30, 1985.

Everhart, Marcella Sue, Oklahoma Small and Independent Business Association (addendum). Ms. Everhart resigned as a lobbyist representing RDP Associates and the National Federation of Independent Business effective June 5, 1985.

Fried, Jim, Stifel, Nicolaus and Company, Inc.

Housh, Jim B., representing Oklahoma Association of Realtors, resigned effective May 29, 1985.

Hunt, David D., representing Capitol Hill Funeral Home, Hahn, Cook, Street and Draper Funeral Home and Resthaven Cemetery resigned effective June 3, 1985.

Jaeger, R.B., representing himself, resigned effective January 1, 1985.

Lattanzio, Theodore, representing the National Rifle Association, resigned effective May 30, 1985.

Loosley, Edwin C., representing Conoco, Inc., resigned effective June 1, 1985.

Martin, John L., Jr., Stifel, Nicolaus and Company, Inc.

Morgan, Fred S., Allstate Insurance Company.

Patton, Paul L., representing American Medical International, resigned effective May 28, 1985.

Potter, Treva Louise, Northern Natural Gas Company.

Reese, Timothy S., Oklahoma Small and Independent Business Association. (addendum) Mr. Reese resigned as a lobbyist representing RDP Associates and the National Federation of Independent Business effective June 5, 1985.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, June 10, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 11:55 a.m. to meet Monday, June 10, 1985, at 1:30 p.m.

Seventy-ninth Legislative Day

Monday, June 10, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—45.

Excused: Pierce, Porter and Watson.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Dennis Treat, Associate Pastor, First Baptist Church, Oklahoma City, the guest of Senator Howell.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 22.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1070.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 7, 16, 91, 178 and **350** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1081
HB 1266

Conference committee reports were read on the above numbered bills and consideration deferred.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 7, 16, 91, 178** and **350.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1508** and **HCR 1007,** requesting conference: House conferees to be named later.

FIRST READING

The following was introduced and read the first time:

SJR 28 — By Cullison of the Senate and Sanders, Vaughn and Lawter of the House.

A joint resolution authorizing mixed beverage tax permit holders to purchase identification stamps from the Oklahoma Tax Commission for existing inventories of alcoholic beverages; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 7, 1985, of Enrolled **SBs 103, 132, 141, 160, 191, 217** and **249** and on June 8, 1985, Enrolled **SBs 107** and **302.**

Senator Luton moved that the Senate stand recessed until the hour of 2:30 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Rozell presiding.

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

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1289** and **1389.**

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 134.**

The above numbered bill, as amended in conference, was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 89** were called up for consideration.

Senator Johnson moved the adoption of the **HAs** to **SB 89,** which motion failed of adoption upon a division of the question.

Senator Luton moved that the vote be reconsidered whereby the **HAs** to **SB 89** failed of adoption.

Senator Roberts moved that the Senate adjourn under the Rule, which motion failed of adoption upon roll call as follows:

Aye: Cain, Dahl, Dennis, Green, McIntyre, Miller, Roberts, Stipe, Winn, York and Young.—11.

Nay: Boatner, Branch, Brown, Capps, Choate, Cole, Combs, Cullison, Floyd, Ford, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor and Wright.—29.

Excused: Cate, Dawson, Giles, Pierce, Porter, Randle, Terrill and Watson.—8.

Senator Luton pressed his motion to reconsider the vote on the failure of the adoption of the **HAs** to **SB 89**.

Senator Stipe moved to table the Luton motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Dahl, Dennis, Green, Hopkins, Howell, McIntyre, Miller, Roberts, Stipe, York and Young.—12.

Nay: Boatner, Branch, Brown, Capps, Choate, Cole, Combs, Cullison, Floyd, Ford, Johnson, Keller, Lamb, Landis, Luton, McCune, O'Connor, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn and Wright.—28.

Excused: Cate, Dawson, Giles, Leonard, Pierce, Porter, Randle and Watson.—8.

Senator Cullison presiding.

Senator Luton pressed his motion to reconsider the vote whereby **HAs** to **SB 89** failed of adoption.

Senator Stipe questioned a quorum.

The Presiding Officer order the roll called, following which a quorum was declared not present by the Chair.

The Chair announced that due to a lack of a quorum, the Senate was declared adjourned under the Rule at 4:00 p.m. to meet Tuesday, June 11, 1985, at 1:30 p.m.

Eightieth Legislative Day

Tuesday, June 11, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Dawson, McIntyre, Pierce and Watson.—4.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Dennis Treat, Associate Pastor, First Baptist Church, Oklahoma City, the guest of Senator Howell.

PENDING CONSIDERATION OF HAs

HAs to **SB 62** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Cate, Randle, Luton, Rozell and Dennis.

MESSAGE FROM THE HOUSE

Advising the naming of House conferees on **HB 1219** as follows: Hobson, Barker, Davis (Guy), Glover, Haney, Lewis and Willis.

GENERAL ORDER

SCR 21 by Stipe of the Senate and Vaughn of the House was called up for consideration.

SCR 21 was adopted upon motion of Senator Stipe and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1289** and **1389.**

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 5 (2nd CCR) conference committee substitute.
SB 81, conference committee substitute.
SB 313.

PENDING CONSIDERATION OF HAs

HAs to **SB 147** were concurred in upon motion of Senator Taliaferro.

SB 147, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill and Young.—39.

Nay: Ford and Smith.—2.

Excused: Dawson, McIntyre, Pierce, Watson, Winn, Wright and York.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1222 — Ross, Brewster and Adair
HB 1279 — Williams (Penny), Henry, Haney, Thompson and Milton
HB 1308 — Riggs, Anderson and Larason
HB 1384 — Brewster, Pitezel and Gish
HB 1393 — McCorkell, Anderson and Duckett
HB 1437 — Lewis, Haney and Johnson
HB 1442 — Henry, Hamilton (James) and Brewster
HB 1474 — Henry, Hobson and Glover
HB 1508 — Mentzer, Lewis and Vanatta
HB 1552 — Riggs, Hamilton (James) and Hobson
HB 1565 — Henry, Lewis and Hobson
HCR 1007 — Johnson, Barker and Davis (Guy)

UNANIMOUS CONSENT REQUEST — JOINT RULES SUSPENDED

Senator Cullison asked unanimous consent to suspend Joint Rule 17(a) to exempt **SJR 28** from all cutoff dates this legislative session and when same is read the second time it be referred direct to the Calendar, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 134 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 22 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 284.**

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 1191
HB 1515

Conference committee reports were read on the above numbered bills and consideration deferred.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 21 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

President Pro Tempore Randle presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 5** was adopted upon motion of Senator Dennis, upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—39.

Nay: Ford, Green, McCune, Smith and Wright.—5.

Excused: Dawson, McIntyre, Pierce and Watson.—4.

SB 5, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Wright.—41.

Nay: Ford.—1.

Excused: Dawson, McIntyre, Pierce, Watson, York and Young.—6.

The bill and emergency passed.

SB 5, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Rozell presiding.

MOTION TO RECONSIDER VOTE

Senator Rhodes pressed his motion to reconsider the vote whereby **SB 321** failed on Fourth Reading.

Senator Boatner moved to table the Rhodes motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cullison, Dahl, Dennis, Floyd, Johnson, Leonard, Luton, O'Connor, Roberts, Rozell, Schuelein, Stipe, Taliaferro and Terrill.—15.

Nay: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, McCune, Miller, Porter, Randle, Rhodes, Sadler, Shedrick, Smith, Taylor, Winn, Wright, York and Young.—29.

Excused: Dawson, McIntyre, Pierce and Watson.—4.

Senator Rhodes pressed his motion to reconsider the vote whereby **SB 321** failed,

which motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Cate, Choate, Cole, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, McCune, O'Connor, Randle, Rhodes, Sadler, Shedrick, Smith, Taylor, Winn, Wright, York and Young.—26.

Nay: Boatner, Capps, Combs, Cullison, Dahl, Dennis, Floyd, Johnson, Leonard, Luton, Miller, Roberts, Rozell, Schuelein, Stipe, Taliaferro and Terrill.—17.

Excused: Dawson, McIntyre, Pierce, Porter and Watson.—5.

FOURTH READING

SB 321, 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, Brown, Cain, Cate, Choate, Cole, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, McCune, O'Connor, Randle, Rhodes, Sadler, Shedrick, Smith, Taylor, Winn, Wright, York and Young.—26.

Nay: Boatner, Capps, Combs, Cullison, Dahl, Dennis, Floyd, Johnson, Leonard, Luton, Miller, Roberts, Rozell, Schuelein, Stipe, Taliaferro and Terrill.—17.

Excused: Dawson, McIntyre, Pierce, Porter and Watson.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Rhodes moved that the vote be reconsidered whereby **SB 321** passed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs** was ordered granted and Senate conferees appointed as follows:

HB 1222 — McIntyre, Cullison and Hopkins
HB 1279 — Shedrick, Taylor, Howell, Cate and Floyd
HB 1308 — Cain, Howell and Roberts
HB 1384 — Floyd, Taylor and Roberts
HB 1437 — Cate, Dennis and Luton
HB 1442 — Taylor, Combs, Cullison, Shedrick and Brown
HB 1474 — Taylor, Cate and Smith
HB 1508 — Miller, Combs and Rozell
HB 1552 — McCune, Smith and Cain
HB 1565 — Dawson, Cate and Howell
HCR 1007 — Randle, Luton and Dawson

Senator Terrill presiding.

MOTION TO RECONSIDER VOTE

Senator Branch pressed his motion to reconsider the vote whereby **SB 120** failed on Fourth Reading.

Sentor Ford moved to table the Branch motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Combs, Ford, Giles, Green, Howell, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rozell, Sadler, Schuelein, Smith, Taliaferro, Terrill, Wright and York.—21.

Nay: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Cullison, Dahl, Dennis, Floyd, Hopkins, Johnson, Keller, Lamb, Rhodes, Roberts, Shedrick, Taylor, Winn and Young.—21.

Excused: Dawson, McIntyre, Pierce, Porter, Stipe and Watson.—6.

Senator Branch pressed his motion to reconsider the vote whereby **SB 120** failed, which motion failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Cullison, Dahl, Dennis, Floyd, Hopkins, Johnson, Keller, Lamb, Luton, Roberts, Rozell, Shedrick, Taylor, Winn, Wright, York and Young.—23.

Nay: Capps, Choate, Combs, Ford, Giles, Green, Howell, Landis, Leonard, McCune, Miller, O'Connor, Randle, Rhodes, Sadler, Schuelein, Smith, Taliaferro and Terrill.—19.

Excused: Dawson, McIntyre, Pierce, Porter, Stipe and Watson.—6.

PENDING CONSIDERATION OF HAs

HAs to **SB 118** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Smith, Wright and Roberts.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1339** was adopted upon motion of Senator Boatner.

HB 1339, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Dawson, McIntyre, Pierce, Porter, Randle and Watson.—6.

The bill and emergency passed.

HB 1339, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 12** were concurred in upon motion of Senator Wright.

SB 12, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Winn, Wright and York.—40.

Nay: Stipe, Terrill and Young.—3.

Excused: Dawson, McIntyre, Pierce, Porter and Watson.—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 168** were concurred in upon motion of Senator Roberts.

SB 168, 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, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, Miller, Randle, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taylor, York and Young.—29.

Nay: Capps, Choate, Giles, Keller, Leonard, McCune, O'Connor, Rhodes, Schuelein, Taliaferro, Terrill, Winn and Wright.—13.

Excused: Branch, Dawson, McIntyre, Pierce, Porter and Watson.—6.

The bill passed.

Senators Giles, Winn, Terrill and Taliaferro desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 9; Excused: 6.

The emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 149** were concurred in upon motion of Senator Smith.

SB 149, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Branch, Dawson, McIntyre, Pierce, Porter and Watson.—6.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 290** failed on Fourth Reading, which motion failed of adoption upon roll call as follows:

Aye: Boatner, Capps, Dahl, Dennis, Floyd, Green, Hopkins, Luton, Miller, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Winn and Young.—16.

Nay: Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Ford, Giles, Howell, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Randle, Rhodes, Sadler, Shedrick, Smith, Taylor, Terrill, Wright and York.—26.

Excused: Branch, Dawson, McIntyre, Pierce, Porter and Watson.—6.

PENDING CONSIDERATION OF HAs

HAs to **SB 229** were concurred in upon motion of Sentor Roberts.

SB 229, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis,

Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Nay: Schuelein.—1.

Excused: Branch, Dawson, McIntyre, Pierce, Porter and Watson.—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 278** were concurred in upon motion of Senator Smith.

FOURTH READING

Senator Smith asked unanimous consent that **SB 278** be laid over on Fourth Reading for this legislative day, which was the order.

CONFEREES ADDED

Senator Luton announced the appointment of additional conferees on the following Senate bills:

SB 176 — add O'Connor.
SB 304 — add Cullison.

Senator Cullison presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 334** were concurred in upon motion of Senator Johnson, upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill, Wright and Young.—33.

Nay: Floyd, Howell, Roberts, Smith and Taylor.—5.

Excused: Branch, Dawson, Dennis, McIntyre, Pierce, Porter, Stipe, Watson, Winn and York.—10.

SB 334, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Wright, York and Young.—36.

Nay: Howell and Taylor.—2.

Excused: Branch, Dawson, Dennis, Giles, McIntyre, Pierce, Porter, Stipe, Watson and Winn.—10.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1266** was adopted upon motion of Senator Sadler.

HB 1266, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Floyd,

Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright, York and Young.—36.

Nay: Landis.—1.

Excused: Branch, Dahl, Dawson, Dennis, Giles, McIntyre, Pierce, Porter, Stipe, Watson and Winn.—11.

The bill and emergency passed.

HB 1266, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1081** was adopted upon motion of Senator Cain.

HB 1081, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright, York and Young.—36.

Excused: Branch, Dahl, Dawson, Dennis, Giles, Leonard, McIntyre, Pierce, Porter, Stipe, Watson and Winn.—12.

The bill passed.

HB 1081, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1361** was adopted upon motion of Senator Cain.

HB 1361, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright, York and Young.—37.

Excused: Branch, Dahl, Dawson, Dennis, McIntyre, Pierce, Porter, Randle, Stipe, Watson and Winn.—11.

The bill passed.

HB 1361, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 1 — Widener, Grieser and George
SB 3 — Morgan, Logan and Cotner
SB 95 — Cozort, Heaton and Duckett
SB 100 — Mentzer, Manar and Glover
SB 114 — Sherrer, Davis (Guy) and Abbott
SB 129 — Davis (Frank), Henry and Harbin
SB 142 — Barker, Vanatta and Lewis
SB 175 — Duke, Brewster and Adair
SB 176 — Sanders, Cox, Kelly and Lawter
SB 181 — Morgan, Shurden and Monks

SB 195 — Adair, Davis (Guy) and Brewster
SB 203 — Hobson, Lewis and Abbott
SB 231 — Duckett, McMillen and Benson
SB 237 — Heaton, Williamson and Henry
SB 268 — Hobson, Johnson and Benson
SB 276 — Riggs, Morgan and Henry
SB 306 — Littlefield, Duke and Davis (Guy)

SECOND READING

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

SJR 28 — Direct to Calendar
HB 1428 — Finance
HCR 1016 — Direct to Calendar
HCR 1018 — Direct to Calendar

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1017.**

HCR 1017 — By Vaughn of the House and Stipe of the Senate.
A concurrent resolution requesting the federal Office of Surface Mining to return full enforcement authority to the Department of Mines and Mining; and directing distribution.

The above numbered measure was read the first time.

FIRST READING

The following was introduced and read the first time:

SCR 23 — By Howell.
A concurrent resolution honoring those who served in Vietnam; and directing distribution.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Oklahoma State Board of Mental Health, June 10, 1985, Human Resources.
Office of Public Affairs (Risk Management Division), June 5, 1985, Judiciary and Retirement.
Oklahoma Wildlife Conservation Commission, June 4, 1985, Wildlife.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1466 — Haney, Virtue, Lewis, Abbott and Duke.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 134.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 22.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1282,** requesting conference and naming conferees as follows: Morgan, Schroeder and Littlefield.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 62,** and naming House conferees as follows: Lewis, Haney and Abbott.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Burch, Clarence, Mill Creek, as a member to the State Board of Agriculture. (Agriculture)

Clark, William "Bill", Tulsa, as a member to the Controlled Industrial Waste Management Council. (Natural Resources)

Gardner, Lanny A., Oklahoma City, as a member to the Board of Regents, Oklahoma City Community College. (Higher Education)

Harris, Truman, Norman, as a member to the Board of Regents, University of Science and Arts. (Higher Education)

Hoot, Dr. Delmar C., Perry, as a member to the Board of Regents, Northern Oklahoma College. (Higher Education)

Razook, Lorena, McAlester, as a member to the Board of Regents, Eastern Oklahoma State College. (Higher Education)

Taylor, Dr. Thad, Jr., Tulsa, as a member to the Board of Regents, Tulsa Junior College. (Higher Education)

Willard, Bob J., Tishomingo, as a member to the Board of Regents, Murray State College. (Higher Education)

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 10, 1985, of Enrolled **SB 188.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, June 12, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:50 p.m. to meet Wednesday, June 12, 1985, at 1:30 p.m.

Eighty-first Legislative Day

Wednesday, June 12, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Pierce and Watson.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Dennis Treat, Associate Pastor, First Baptist Church, Oklahoma City, the guest of Senator Howell.

DECLARATION OF VOTE

Senator Lamb asked that the record reflect had he been present at the time of Third Reading of **HB 1459** he would have voted "Aye", which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1081, 1266, 1339, 1361** and **1405.**

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 1515** was adopted upon motion of Senator Rhodes.

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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Wright, York and Young.—39.

Excused: Giles, Keller, Leonard, McIntyre, Pierce, Stipe, Taylor, Watson and Winn.—9.

The bill and emergency passed.

HB 1515, together with the conference committee report thereon, was ordered returned to the Honorable House.

SECOND READING — DIRECT TO CALENDAR

Senator Schuelein asked unanimous consent to suspend Rule 5-4 and refer **HCR 1017** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1017 by Vaughn of the House and Stipe of the Senate was called up for consideration.

Senator Schuelein asked to coauthor **HCR 1017,** which was the order.

HCR 1017 was adopted upon motion of Senator Schuelein, properly signed and ordered returned to the Honorable House.

SECOND READING — DIRECT TO CALENDAR

Senator Howell asked unanimous consent to suspend Rule 5-4 and refer **SCR 23** direct to the Calendar, which was the order.

GENERAL ORDER

SJR 28 by Cullison of the Senate and Sanders, et al, of the House was called up for consideration.

Senator Terrill asked to coauthor **SJR 28,** which was the order.

Senator Cullison moved that **SJR 28** be advanced, which motion was declared adopted.

THIRD READING

SJR 28 was read for the third time at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—39.

Nay: Choate, O'Connor and Smith.—3.

Excused: Giles, Keller, McIntyre, Pierce, Stipe and Watson.—6.

The resolution passed.

SJR 28 was referred for engrossment.

FOURTH READING

Senator Luton, on behalf of Senator Smith, moved that the vote be reconsidered whereby the **HAs** to **SB 278** were adopted, which motion was declared adopted.

PENDING CONSIDERATION OF HAs

HAs to **SB 278** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Smith, Roberts and Taliaferro.

CONFEREES ADDED

Senator Luton announced the appointment of additional conferees on **HB 1466** as follows: Senators Rozell and Terrill.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1282** was ordered granted, and Senate conferees appointed as follows: Senators Smith, Hopkins and Cullison.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 313** was adopted upon motion of Senator Brown.

SB 313, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Excused: Dennis, Ford, Giles, Keller, Pierce, Stipe and Watson.—7.

The bill and emergency passed.

SB 313, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 12, 147, 149, 168, 229, 284 and **334** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1191** was adopted upon motion of Senator McIntyre.

HB 1191, as amended in conference, was read at length.

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

Aye: Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Luton, McCune, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Taylor, Terrill, Winn and York.—29.

Nay: Boatner, Branch, Capps, Choate, Cole, Dawson, Landis, O'Connor, Rhodes, Sadler, Taliaferro, Wright and Young.—13.

Excused: Giles, Keller, Leonard, Pierce, Stipe and Watson.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Wright moved that the vote be reconsidered whereby **HB 1191** passed.

PENDING CONSIDERATION OF HAs

HAs to **SB 287** were concurred in upon motion of Senator Taylor.

SB 287, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Dennis, Giles, Leonard, Pierce, Stipe and Watson.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23, Senator Taylor moved that the vote be reconsidered whereby **SB 287** passed.

GENERAL ORDER

HCR 1018 by Duke, et al, of the House and Roberts of the Senate was called up for consideration.

Senators Taylor, Howell, Floyd, Rhodes, Wright, Cain, Shedrick and Boatner asked to coauthor **HCR 1018**, which was the order.

Senator Howell moved to amend **HCR 1018,** by deleting the title, the resolving clause and the entire body of the resolution and substituting therefor the following:

"A concurrent resolution requesting the establishment and promotion of an academic contest for high school students; providing for the promulgation of certain rules and regulations; naming said contest the "Governor's Bowl"; creating an Oklahoma Academic Contest Committee and providing for membership, terms, and powers related thereto; providing for certain funds; and directing distribution.

WHEREAS, Oklahoma is proud of the academic accomplishments of its high school students; and

WHEREAS, it is necessary to encourage exceptional students to further their academic pursuits; and

WHEREAS, currently several states are conducting academic contests to promote a higher standard of academic awareness; and

WHEREAS, Oklahoma is continually striving to further academic excellence of its high school students.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature requests that the State Board of Education establish and promote an academic contest for high school students and promulgate rules and regulations for the conduct of such contest. Such contest shall be named the "Governor's Bowl" and shall be held in the spring of each year.

SECTION 2. A. There is hereby created the Oklahoma Academic Contest Committee. Such Committee shall be composed of representatives from various regions or districts of the state as designated by the State Superintendent of Public Instruction, who shall appoint such representatives to serve two-year terms and may remove any member at his pleasure. Said Superintendent may fill any vacancy with a new member to serve the remainder of the vacating member's term.

B. The Oklahoma Academic Contest Committee shall:

1. determine the academic subjects which shall be included in the Governor's Bowl contest and the grade level participation;

2. determine the prizes to be awarded; and

3. resolve any dispute concerning the Governor's Bowl or any other academic contest established by the Committee. Resolution of a dispute by the Committee shall not be appealable.

SECTION 3. Contests established by the Oklahoma Academic Contest Committee shall be held only after adequate funding is made available through state appropriation or by private donation.

SECTION 4. Copies of this resolution shall be dispatched to the Governor, the State Superintendent of Public Instruction, and to the State Board of Education for dissemination to each school superintendent.", which amendment was declared adopted.

Senator Keller moved to amend the floor substitute for **HCR 1018,** Page 2, Line 2, by deleting after the word "the" and before the word "Bowl" the word "Governor's" and substituting in lieu thereof the word "Academic" and conforming the remainder of the resolution thereto.

Senator Howell moved to table the Keller amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Lamb, Landis, Luton, Miller, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, York and Young.—29.

Nay: Green, Johnson, Keller, McCune, O'Connor, Rhodes, Winn and Wright.—8.

Excused: Choate, Dawson, Ford, Giles, Leonard, McIntyre, Pierce, Porter, Randle, Stipe and Watson.—11.

Senators Howell and Cole moved to amend the floor substitute for **HCR 1018,** Page 2, Line 2, by adding after the word "Governor's" and before the word "Bowl" the word "Academic" and conforming the remainder of the resolution thereto, which amendment was declared adopted.

Senator Roberts moved the adoption of **HCR 1018,** which motion was declared adopted.

HCR 1018 was ordered referred for engrossment.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Darrell, Shirley A., Oklahoma City, as a member to the Solid Waste Management Advisory Committee, to serve a term at the pleasure of the Governor. Ms. Darrell will succeed Frank Hawthorne. (Natural Resources) Motion to confirm made by Senator Porter.

Flanagan, Ilene, Collinsville, as a member to the Board of Regents for Rogers State College, to serve a term of five years ending June 30, 1989. Ms. Flanagan will succeed herself. (Higher Education) Motion to confirm made by Senator Cullison.

Hatton, Carl N., Altus, as a member to the Liquefied Petroleum Gas Board, to serve a term of four years ending June 30, 1987. Mr. Hatton will succeed himself. (Natural Resources) Motion to confirm made by Senator Winn.

Langdon, Betty, Norman, as a member to the Pollution Control Coordinating Board, to serve a term at the pleasure of the Governor. Ms. Langdon will succeed Russell Dobson. (Natural Resources) Motion to confirm made by Senator Cate.

Martin, Lee, Norman, as a member to the Board of Mental Health, to serve a term of seven years ending December 31, 1991. Mr. Martin will succeed himself. (Human Resources) Motion to confirm made by Senator Cate.

Martin, Pauline, Coalgate, as a member to the Board of Regents for Seminole Junior College, to serve a term of seven years ending July 1, 1991. Ms. Martin will succeed herself. (Higher Education) Motion to confirm made by Senator Floyd.

Maxwell, Yyonne Davis, Edmond, as a member to the Student Loan Authority, to serve a term of five years ending April 6, 1989. Ms. Maxwell will succeed herself. (Higher Education) Motion to confirm made by Senator Leonard upon written request by Senator Watson.

McDougal, M. M., Tulsa, as a member to the Board of Mental Health, to serve an unexpired term of seven years ending December 31, 1989. Mr. McDougal will succeed Fred Cornish. (Human Resources) Motion to confirm made by Senator Smith.

Mitchell, Ervin, Balko, as a member to the Oklahoma Water Resources Board, to serve a term of seven years ending May 14, 1991. Mr. Mitchell will succeed L. L. Males. (Natural Resources) Motion to confirm made by Senator Leonard.

Robles, Robert R., Oklahoma City, as a member to the Human Rights Commission, to serve an unexpired term of three years ending July 15, 1986. Mr. Robles will succeed Richard Vallejo. (Human Resources) Motion to confirm made by Senator Cain.

Thomison, Billy Mac, Cleveland, as a member to the Grand River Dam Authority, to serve a term of seven years ending January 1, 1992. Mr. Thomison will succeed himself. (Natural Resources) Motion to confirm made by Senator Dahl.

Watkins, Ronald E., Tulsa, as a member to the Board of Regents for Rogers State College, to serve a term of five years ending June 30, 1989. Mr. Watkins will succeed himself. (Higher Education) Motion to confirm made by Senator Randle.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—40.

Excused: Choate, Dennis, Ford, Giles, McIntyre, Pierce, Stipe and Watson.—8.

Senator Luton presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 81** was adopted upon motion of Senator York.

Senator Roberts presiding.

SB 81, 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—39.

Nay: Boatner.—1.

Excused: Giles, Leonard, Pierce, Smith, Stipe and Watson.—6.

*Not Voting: Choate and Green.—2.

* Senators Choate and Green asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

SB 81, 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 12, 147, 149, 168, 229, 284** and **334.**

The above numbered enrolled measures were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 28 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising naming of additional House conferees as follows:

SB 62 — add Barker and Virtue
SB 304 — add Barker

MOTION TO RECONSIDER VOTE

Senator Winn pressed his motion to reconsider the vote whereby **SB 292** failed on Fourth Reading.

Senator Rozell moved to table the Winn motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cain, Combs, Cullison, Dawson, Hopkins, Howell, Leonard, Randle, Roberts, Rozell, Schuelein, Shedrick, Terrill and York.—14.

Nay: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Dennis, Floyd, Ford, Green, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Porter, Rhodes, Sadler, Taliaferro, Taylor, Winn, Wright and Young.—27.

Excused: Dahl, Giles, McIntyre, Pierce, Smith, Stipe and Watson.—7.

Senator Winn pressed his motion to reconsider the vote whereby **SB 292** failed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Choate, Cole, Floyd, Ford, Green, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Rhodes, Sadler, Smith, Taliaferro, Taylor, Winn, Wright and Young.—25.

Nay: Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Hopkins, Howell, Leonard, McIntyre, Porter, Roberts, Rozell, Schuelein, Shedrick, Terrill and York.—18.

Excused: Giles, Pierce, Randle, Stipe and Watson.—5.

FOURTH READING

SB 292, 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, Brown, Capps, Choate, Cole, Dennis, Floyd, Ford, Green, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Rhodes, Sadler, Smith, Taliaferro, Taylor, Winn, Wright and Young.—26.

Nay: Cain, Cate, Combs, Cullison, Dahl, Dawson, Hopkins, Howell, Leonard, McIntyre, Porter, Roberts, Rozell, Schuelein, Shedrick, Terrill and York.—17.

Excused: Giles, Pierce, Randle, Stipe and Watson.—5.

The bill passed.

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

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Cullison, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Sadler, Schuelein, Smith, Taliaferro, Taylor, Winn, Wright and Young.—32.

Nay: Cain, Combs, Dahl, Howell, Leonard, Roberts, Rozell, Shedrick, Terrill and York.—10.

Excused: Giles, McIntyre, Pierce, Porter, Stipe and Watson.—6.

The emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Winn moved that the vote be reconsidered whereby **SB 292** passed and Senator Rozell moved that the vote be reconsidered whereby the emergency passed.

Senator Luton moved that the Senate stand recessed until the hour of 4:30 p.m., which motion was declared adopted.

*

The Senate reassembled in its Chamber with Senator Roberts presiding.

Senator Luton 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 1164
HB 1219
HB 1265
HB 1508

Conference committee reports were read on the above numbered bills and consideration deferred.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 21.**

The above numbered measure was referred for enrollment.

MOTION TO LIMIT DEBATE

Senator Luton moved to limit debate to fifteen minutes per side on all motions and to limit debate to one hour per side on Fourth Reading and Final Passage on all measures considered on this legislative day, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1508** was adopted upon motion of Senator Miller.

HB 1508, 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, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Taliaferro, Terrill, Winn, Wright, York and Young.—33.

Nay: Capps, Choate, Cole, Ford, Green, McCune, Porter and Smith.—8.

Excused: Keller, Pierce, Randle, Sadler, Stipe, Taylor and Watson.—7.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Porter moved that the vote be reconsidered whereby **HB 1508** passed.

MOTION TO SUSPEND RULES

Senator Porter asked unanimous consent to suspend Rule 12-23 to allow his motion to reconsider the passage of **HB 1508** on this legislative day, to which request objection was heard.

Senator Porter moved to suspend Rule 12-23 to reconsider the passage of **HB 1508** on this legislative day.

Senator Miller moved to table the Porter motion, which tabling motion failed on a division of the question.

Senator Porter pressed his motion to suspend the rules, which motion failed of adoption upon roll call as follows:

Aye: Branch, Capps, Choate, Cole, Dawson, Dennis, Giles, Hopkins, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Porter, Rhodes, Sadler, Schuelein, Taliaferro, Terrill, Wright and Young.—22.

Nay: Boatner, Brown, Cain, Combs, Cullison, Dahl, Floyd, Ford, Green, Lamb, Miller, O'Connor, Roberts, Rozell, Shedrick, Smith, Winn and York.—18.

Excused: Cate, Howell, Keller, Pierce, Randle, Stipe, Taylor and Watson.—8.

HB 1508 remains on the Calendar on Motion to Reconsider, pursuant to Rule 12-23.

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 1018 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SCR 21 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1265** was adopted upon motion of Senator Taliaferro.

HB 1265, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Terrill, Winn, York and Young.—35.

Nay: Boatner, Ford, Green Hopkins, McCune and Wright.—6.

Excused: Howell, Keller, Pierce, Randle, Stipe, Taylor and Watson.—7.

The bill and emergency passed.

HB 1265, together with the conference committee report thereon, was ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **HB 1428** — Finance.
CS for **HB 1569** — Public Education.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill:

SB 175.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HBs 1358** and **1372,** requesting conference and conferees to be named later.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HBs 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061** and **1062,** requesting conference and referring same to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1219** was called up for consideration.

Senator Landis moved to reject the conference committee report on **HB 1219** and return the bill to conference committee with instructions to delete the increase in corporate income tax and all references to the ¼ cent increase in sales and excise tax.

Senator Cate moved to table the Landis motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Luton, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Terrill and York.—20.

Nay: Branch, Choate, Cole, Dawson, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Smith, Winn, Wright and Young.—19.

Excused: Capps, Johnson, McIntyre, Pierce, Porter, Stipe, Taliaferro, Taylor and Watson.—9.

The Chair advised that Senator Johnson, having been present in the Chamber during the vote on the Cate tabling motion, would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 20; Nay: 20; Excused: 8.

Senator Wright moved to reject the conference committee report and to commit **HB 1219** back to conference with the following instructions to the conferees:

1. to set the excise rate on boats and motors at 3%;

2. to delete Sections 76-80 which provide for an additional 1¢ motor fuel tax;

3. to set the sales and use tax rates at 3%;

4. to set the excise tax rate on motor vehicles and aircraft at 3%;

5. to set the vehicle rental tax at 3%; and

6. to delete Section 89 which deals with corporate income taxes.

Senator Cate moved to table the Wright motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Terrill, and York.—24.

Nay: Branch, Choate, Cole, Dawson, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Smith, Winn, Wright and Young.—18.

Excused: Capps, Pierce, Porter, Stipe, Taylor and Watson.—6.

Senators Young and Schuelein moved to reject the conference committee report on **HB 1219** and instruct the conference committee to delete the 3¼% sales tax to 3%, the vehicle excise tax to 3% and to limit the raise of corporate income tax to 6%. .

Senator Cate moved to table the Young-Schuelein motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Shedrick, Terrill and York.—20.

Nay: Branch, Capps, Choate, Cole, Dawson, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Schuelein, Smith, Taliaferro, Winn, Wright and Young.—23.

Excused: Pierce, Porter, Stipe, Taylor and Watson.—5.

Senator Young pressed his motion to reject the conference committee report on **HB 1219** and to return to conference with instructions, which motion failed of adoption upon roll call as follows:

Aye: Branch, Capps, Choate, Cole, Dawson, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Schuelein, Smith, Taliaferro, Wright and Young.—21.

Nay: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Shedrick, Taylor and Terrill.—21.

Excused: Pierce, Porter, Stipe, Watson, Winn and York.—6.

Senator Keller moved to lay **HB 1219** over for one legislative day.

Senator Cate moved to table the Keller motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill and York.—30.

Nay: Choate, Cole, Ford, Green, Keller, Lamb, Leonard, McCune, O'Connor, Rhodes, Smith, Wright and Young.—13.

Excused: Pierce, Porter, Stipe, Watson and Winn.—5.

Senator Luton moved that the Senate recess until the hour of 8:15 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Roberts presiding. The roll was ordered called, following which a quorum was declared present.

Senator Rozell presiding.

Senator Cate moved to adopt the conference committee report on **HB 1219,** which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—27.

Nay: Branch, Capps, Choate, Cole, Dawson, Ford, Giles, Green, Keller, Lamb,

Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Smith, Wright and Young.—19.

Excused: Pierce and Watson.—2.

Senator Terrill presiding.

FOURTH READING

HB 1219, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—27.

Nay: Branch, Capps, Choate, Cole, Dawson, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Sadler, Smith, Wright and Young.—19.

Excused: Pierce and Watson.—2.

The bill passed.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—30.

Nay: Branch, Choate, Cole, Ford, Giles, Green, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Rhodes, Smith, Wright and Young.—16.

Excused: Pierce and Watson.—2.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Luton moved that the vote be reconsidered whereby **HB 1219** passed and the emergency failed.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061** and **1062** was ordered granted, and measures referred to GCCA.

FIRST READING

The following was introduced and read the first time:

SB 352 — By Winn.

An act relating to insurance; expressing legislative intent; prohibiting certain acts related to price differentials based on third-party payers; limiting the offering of certain reduced rates; providing for certain determinations; prohibiting certain unfair trade practices; providing for certain remedies; providing for codification; and providing an effective date.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1020.**

HCR 1020 — By Barker and Davis (Guy) of the House and Randle and Luton of the Senate.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

The above numbered measure was read the first time:

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 21.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 11, 1985, of Enrolled **SBs 91, 101, 144** and **350.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, June 13, 1985, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:25 a.m. to meet Thursday, June 13, 1985, at 11:00 a.m.

Eighty-second Legislative Day

Thursday, June 13, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Excused: Branch, Capps, Giles, Pierce and Watson.—5.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Dennis Treat, Associate Pastor, First Baptist Church, Oklahoma City, the guest of Senator Howell.

Senator Roberts presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1265** and **1515.**

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 1017.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SCR 23 by Howell was called up for consideration.

Senators Dennis, Roberts, Choate, Johnson and all other members of the Senate except Senator Dawson asked to coauthor **SCR 23** which was the order.

SCR 23 was adopted upon motion of Senator Howell and referred for engrossment.

MESSAGE FROM THE HOUSE

Returning following bills together with conference committee reports thereon,

advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 5** and **206.**

The above numbered bills as amended in conference, were referred for enrollment.

Senator Luton moved that the Senate recess until the hour of 1:30 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Rozell presiding.

The roll was ordered called, following which a quorum was declared present.

MOTION TO LIMIT DEBATE

Senator Luton moved that the Senate limit debate to ten minutes per side on all motions and amendments and to 30 minutes per side on debate on Final Passage of all measures considered on this legislative day, which motion was declared adopted.

Senator Combs presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 175** was adopted upon motion of Senator Rozell.

SB 175, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Branch, Capps, Giles, Landis, Pierce and Watson.—6.

The bill and emergency passed.

SB 175, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising that the House has suspended Joint Rule 17a thereby exempting **SJR 28** from all cutoff dates.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1164** was adopted upon motion of Senator Rozell.

HB 1164, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Nay: Smith.—1.

Excused: Branch, Capps, Giles, Landis, Pierce and Watson.—6.

The bill and emergency passed.

HB 1164, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Roberts presiding.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Barrow, Allen E., Tulsa, as a member to the State Board of Corrections to serve an unexpired term of six years ending March 15, 1989. Mr. Barrow will succeed Margaret "Peggy" Fries. (Criminal Jurisprudence) Motion to confirm made by Senator Green.

Bauman, Margaret "Peggy", Shawnee, as a member to the State Board of Corrections to serve a term of six years ending March 15, 1991. Ms. Bauman will succeed William E. McLeod. (Criminal Jurisprudence) Motion to confirm made by Senator Sadler.

Blaik, William M. "Bill", Oklahoma City, as a member to the Bureau of Narcotics and Dangerous Drugs Control Commission to serve an unexpired term of two years ending December 31, 1986. Mr. Blaik will succeed Rollin Nash (resigned). (Criminal Jurisprudence) Motion to confirm made by Senator McCune.

Brewster, James, Edmond, as a member to the Oklahoma State Bureau of Investigation Commission to serve a term of seven years ending July 1, 1991. Mr. Brewster will succeed himself. (Criminal Jurisprudence) Motion to confirm made by Senator Leonard upon written request by Senator Watson.

Coppock, Delmar, Cherokee, as a member to the Bureau of Narcotics and Dangerous Drugs Control Commission to serve an unexpired term of seven years ending December 31, 1987. Mr. Coppock will succeed Ray Pickle, (Criminal Jurisprudence) Motion to confirm made by Senator O'Connor.

Freeman, Paul, Henryetta, as a member to the War Veterans Commission, to serve a term of three years ending July 1, 1987. Mr. Freeman will succeed himself. (General Government) Motion to confirm made by Senator Miller.

Guse, Richard, Broken Arrow, as a member to the Crime Victims Compensation Board to serve a term of four years ending September 30, 1988. Mr. Guse will succeed himself. (Criminal Jurisprudence) Motion to confirm made by Senator Ford.

Harvey, J. Bruce, Enid, as a member to the State Board of Corrections to serve an unexpired term of six years ending March 15, 1987. Mr. Harvey will succeed Denny Hopkins. (Criminal Jurisprudence) Motion to confirm made by Senator Lamb.

Hill, Ela Asher, Oklahoma City, as a member to the Crime Victims Compensation Board to serve a term of four years ending September 30, 1987. Mrs. Hill will succeed herself. (Criminal Jurisprudence) Motion to confirm made by Senator Porter.

Hoagland, Harry J., Claremore, as a member to the Will Rogers Memorial Commission to serve a term of six years ending March 1, 1991. Mr. Hoagland will succeed himself. (General Government) Motion to confirm made by Senator Taylor.

Jones, Jack, Tulsa, as a member to the Polygraph Examiners Board to serve a term of six years ending May 17, 1990. Mr. Jones will succeed himself. (Criminal Jurisprudence) Motion to confirm made by Senator Smith.

Kirk, Leroy W., Oklahoma City, as a member to the State Board of Corrections to serve a term of six years ending March 15, 1991. Mr. Kirk will succeed himself. (Criminal Jurisprudence) Motion to confirm made by Senator Porter.

Langston, Carlos, Port Carlos on Grand Lake, as a member to the Tourism and Recreation Commission, to serve an unexpired term of six years ending July 1, 1986. Mr.

Langston will succeed Jarrell Jennings, Sr. (Tourism and Recreation) Motion to confirm made by Senator Schuelein.

Nolen H. Coleman, Okemah, as a member to the War Veterans Commission, to serve a term of three years ending July 1, 1987. Mr. Nolen will succeed himself. (General Government) Motion to confirm made by Senator Floyd.

Oringderff, Sharon, Enid, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1988. Ms. Oringderff will succeed June Kendall. (Public Education) Motion to confirm made by Senator Lamb.

Paulsen, Don, Oklahoma City, as a member to the State Board of Education, to serve a term of six years ending April 1, 1991. Mr. Paulsen will succeed E.L. "Red" Collins. (Public Education) Motion to confirm made by Senator McCune.

Peery, Lloyd D., Edmond, as a member to the Alcoholic Beverage Laws Enforcement Commission to serve a term of five years ending September 18, 1989. Mr. Peery will fill a new position. (Criminal Jurisprudence) Motion to confirm made by Senator Leonard upon written request by Senator Watson.

Raulston, Betty, Lawton, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1988. Mrs. Raulston will succeed Gloria Satterlee. (Public Education) Motion to confirm made by Senator Terrill.

Smith, Kathy C., Tulsa, as a member to the State Textbook Committee, to serve a term of three years ending May 1, 1988. Ms. Smith will succeed Carolyn Holder. (Public Education) Motion to confirm made by Senator Hopkins.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Excused: Branch, Capps, Cate, Giles, Landis, Pierce and Watson.—7.

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 1024.

Conference committee report was read on the above numbered bill.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1024** was adopted upon motion of Senator Howell.

HB 1024, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—37.

Nay: Dawson, O'Connor and Smith.—3.

Excused: Branch, Capps, Dennis, Giles, Landis, Pierce, Porter and Watson.—8.

The bill passed.

HB 1024, together with the conference committee report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Rozell pressed his motion to reconsider the vote whereby the Emergency to **SB 292** passed.

Senator Taliaferro moved to table the Rozell motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Choate, Cole, Floyd, Ford, Green, Hopkins, Johnson, Keller, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Sadler, Smith, Stipe, Taliaferro, Taylor, Winn, Wright and Young.—25.

Nay: Cain, Cate, Combs, Cullison, Dahl, Dawson, Howell, Roberts, Rozell, Schuelein, Shedrick, Terrill and York.—13.

Excused: Branch, Capps, Dennis, Giles, Landis, McIntyre, Pierce, Porter, Randle and Watson.—10.

PENDING CONSIDERATION OF HAs

HAs to **SBs** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows:

SB 158 — Keller, Luton and Howell.
SB 212 — Taylor, Shedrick and Brown.

Senator Rozell presiding.

GENERAL ORDER

HB 1428 by Gish and Hobson of the House and Cate of the Senate was called up for consideration.

Senator Cate moved to amend **HB 1428,** Page 1, by striking the entire bill and substituting the floor substitute. (Copies of the floor substitute for **HB 1428** were distributed to all Senators.), which amendment was declared adopted.

Senator Cate moved that **HB 1428** be advanced, which motion was declared adopted.

THIRD READING

HB 1428 was read for the third time at length.

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

Aye: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—33.

Nay: Choate, Cole, Dawson, Green, Keller, McCune, Rhodes and Sadler.—8.

Excused: Branch, Capps, Giles, Landis, Pierce, Porter and Watson.—7.

The bill passed.

Senators Dawson and Sadler desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35; Nay: 6; Excused: 7.

The emergency passed.

HB 1428 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Luton pressed his motion to reconsider the vote whereby **HB 1219**

passed on Fourth Reading, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—39.

Excused: Branch, Capps, Giles, Landis, Pierce, Porter, Randle, Watson and Young.—9.

MOTION TO RECONSIDER VOTE

Senator Luton pressed his motion to reconsider the vote whereby the Emergency to **HB 1219** failed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Johnson, Lamb, Leonard, Luton, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—36.

Nay: Cole, Keller and McCune.—3.

Excused: Branch, Capps, Giles, Howell, Landis, Pierce, Porter, Randle and Watson.—9.

FOURTH READING

HB 1219 remains on Fourth Reading on the Senate Calendar.

Senator Luton moved that the Senate recess until the hour of 3:30 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Terrill presiding.

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

SECOND READING-DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **HCR 1020** direct to the Calendar for consideration, which the order.

GENERAL ORDER

HCR 1020 by Barker and Davis (Guy) of the House and Randle and Luton of the Senate was called up for consideration.

Senator Luton moved to amend **HCR 1020,** Page 1, Lines 25 and 26, by deleting after the words "period of" and before the word "through" on Line 26, delete the words and figures "five (5) days, beginning June 13, 1985" and inserting the words and figures "four (4) days, beginning June 14, 1985", which amendment was declared adopted.

HCR 1020 was adopted upon motion of Senator Luton and referred for engrossment.

SECOND READING

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

SB 352 — Business and Labor.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1019.**

HCR 1019 — by Vaughn and Sanders of the House and Cullison of the Senate.

A concurrent resolution expressing legislative intent that the effective date of imple-

mentation of certain provisions of rules and regulations promulgated by the Alcoholic Beverage Laws Enforcement Commission be delayed; and directing distribution.

The above numbered measure was read the first time.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Eaton, Keith, Yukon, as a member to the Industry Advisory Committee. (Economic Development)

Gunn, C. Morris, M.D., Oklahoma City, as a member to the Physician Manpower Training Commission. (Human Resources)

Kirch, Noel P., Oklahoma City, as a member to the State Board of Public Accountancy. (Business and Labor)

Looney, Ronald S., Tulsa, as a member to the Board of Regents, Tulsa Junior College. (Higher Education)

Lyons, Carl, Tulsa, as a member to the Board of Pharmacy. (Human Resources)

Ross, Nathaniel, Oklahoma City, as a member to the Industrial Finance Authority. (Economic Development)

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 1020 was correctly engrossed and, together with Engrossed **SA**s, properly signed and ordered returned to the Honorable House.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Oklahoma Development Authority, June 11, 1985, Economic Development.

LOBBYIST REGISTRATIONS

(Addendum since June 6, 1985, page 808)

Hopper, Charles C., Oklahoma Natural Gas Company.

Huddleston, Richard L., Oklahoma Horseman's Association and Oklahoma Farmers Union Mutual Insurance Company. (addendum)

McQuay, Mary Margaret, Oklahoma City Women's Therapeutic Clinic, Inc. (addendum)

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, June 17, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:45 p.m. to meet Monday, June 17, 1985, at 1:30 p.m.

Eighty-third Legislative Day

Monday, June 17, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Boatner, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, York and Young.—42.

Excused: Branch, Brown, Pierce, Watson, Winn and Wright.—6.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Brad Bowman, Fellowship of Christian Athletes, the guest of Senator Lamb.

PENDING CONSIDERATION OF HAs

HAs to **SB 131** were concurred in upon motion of Senator Taylor.

SB 131, 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: Cain, Capps, Cate, Cole, Combs, Cullison, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, York and Young.—33.

Excused: Boatner, Branch, Brown, Choate, Dahl, Dawson, Dennis, Lamb, Leonard, Pierce, Sadler, Stipe, Watson, Winn and Wright.—15.

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 **SBs** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows:

SB 89 — Johnson, Taliaferro and Roberts.

SB 112 — Taylor, Cate and Leonard.

PENDING CONSIDERATION OF HAs

HAs to **SB 163** were concurred in upon motion of Senator Taylor, upon roll call as follows:

Aye: Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, York and Young.—30.

Nay: Choate, Dawson, Ford, Green, O'Connor, Roberts and Smith.—7.

Excused: Boatner, Branch, Brown, Dennis, Lamb, Pierce, Sadler, Stipe, Watson, Winn and Wright.—11.

SB 163, 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: Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Rozell, Schuelein, Shedrick, Taliaferro, Taylor, Terrill and York.—29.

Nay: Choate, Dawson, Ford, Green, O'Connor, Roberts, Smith and Young.—8.

Excused: Boatner, Branch, Brown, Dennis, Lamb, Pierce, Sadler, Stipe, Watson, Winn and Wright.—11.

The bill passed.

The emergency failed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton, on behalf of Senator Cullison, asked unanimous consent to suspend Rule 5-4 and refer **HCR 1019** direct to the Calendar when read the second time, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 23 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1428 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 5 and **206** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1024** and **1164.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 256.**

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 1018
HB 1149

Conference committee reports were read on the above numbered bills and consideration deferred.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1521** requesting conference and naming conferees as follows: Holden, Roberts and Harbin.

Senator Luton moved that the Senate recess until the hour of 3:30 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Rozell presiding.

Senator Luton 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 81** requesting further conference and naming same conferees as follows: Hobson, Hale and Duke.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 118 — Lewis, Johnson and Benson.
SB 158 — Henry, Grieser and Benson.
SB 212 — Brown, Pitezel and Heaton.
SB 278 — Davis (Guy), Littlefield and Widener.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1358 — Leftwich, Craighead and McKenna.
HB 1372 — Riggs, Anderson and Larason.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 5** and **206.**

The above numbered enrolled measures were referred to the Governor.

MOTION TO RECONSIDER VOTE

Senator Luton moved that the vote be reconsidered whereby the **CCR** to **HB 1219** was adopted, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Luton, the **CCR** to **HB 1219** was rejected, further conference requested, and same Senate conferees appointed as follows: Senators Cate, Terrill, Cullison, Randle, Leonard, Combs and Smith.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SB 81** was ordered granted, and same Senate conferees appointed as follows: Senators York, Cullison and Smith.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference

on **HBs** was ordered granted, and Senate conferees appointed as follows:

HB 1358 — Combs, Brown and Shedrick.
HB 1372 — Cain, Shedrick and Taylor.
HB 1521 — Cullison, Miller and Rozell.

MOTION TO RECONSIDER VOTE

Senator Porter pressed his motion to reconsider the vote whereby **HB 1508** passed.

Senator Miller moved to table the Porter motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Cate, Combs, Cullison, Dahl, Green, Johnson, Lamb, Miller, Rhodes, Rozell, Sadler, Schuelein, Taliaferro, Taylor and Terrill.—15.

Nay: Boatner, Cain, Capps, Choate, Cole, Dawson, Floyd, Ford, Giles, Hopkins, Howell, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Roberts, Shedrick, Smith and Young.—22.

Excused: Branch, Brown, Dennis, Keller, Pierce, Randle, Stipe, Watson, Winn, Wright and York.—11.

Senator Porter pressed his motion to reconsider the vote whereby **HB 1508** passed, which motion failed of adoption upon roll call as follows:

Aye: Cain, Capps, Choate, Cole, Dawson, Floyd, Ford, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, McIntyre, O'Connor, Porter, Rhodes, Shedrick, Smith, Taylor, Terrill and Young.—23.

Nay: Boatner, Combs, Cullison, Dahl, Green, Johnson, Miller, Roberts, Rozell, Sadler, Schuelein, Taliaferro and York.—13.

Excused: Branch, Brown, Cate, Dennis, Giles, Keller, Pierce, Randle, Stipe, Watson, Winn and Wright.—12.

HB 1508, together with the conference committee report thereon, was ordered returned to the Honorable House.

SECOND READING

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

HCR 1019 — Direct to Calendar.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1345** and **1408,** requesting conference and conferees to be named later.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1219,** and naming same House conferees as follows: Hobson, Barker, Davis (Guy), Glover, Haney, Lewis and Willis.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills.

SB 94, conference committee substitute.
SB 336, conference committee substitute.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 13, 1985, of Enrolled **SBs 7, 12, 16, 134, 178** and **334.**

BILL RELEASED

HAs to **SB 321** were properly signed and **SB 321** was referred for enrollment.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, June 18, 1985, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 4:30 p.m. to meet Tuesday, June 18, 1985, at 1:30 p.m.

Eighty-fourth Legislative Day

Tuesday, June 18, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Watson.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Paul Wise, Fellowship of Christian Athletes, the guest of Senator Lamb.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1018** was adopted upon motion of Senator Taliaferro.

HB 1018, 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, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Excused: Brown, Ford, Howell, Porter and Watson.—5.

The bill and emergency passed.

HB 1018, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HCR 1008 by Gish of the House and Shedrick of the Senate was called up for consideration.

HCR 1008 was adopted upon motion of Senator Shedrick, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HCR 1019 by Vaughn and Sanders of the House and Cullison of the Senate was called up for consideration.

HCR 1019 was adopted upon motion of Senator Cullison, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1508.**

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 **HB 1149** was adopted upon motion of Senator Johnson.

HB 1149, 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, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taylor, Winn, Wright and York.—36.

Nay: Branch, Roberts, Stipe, Taliaferro and Terrill.—5.

Excused: Brown, Dawson, McIntyre, Porter, Randle, Watson and Young.—7.

The bill and emergency passed.

HB 1149, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 336** was adopted upon motion of Senator Sadler.

SB 336, 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, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Winn, Wright, York and Young.—39.

Nay: Cain, Pierce and Terrill.—3.

Excused: Brown, Ford, McIntyre, Porter, Randle and Watson.—6.

The bill passed.

SB 336, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 131, 163, 256 and **321** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

Advising passage of and returning the following engrossed resolution as amended:

SJR 28, coauthored by Anderson and Cox of the House.

House amendments were read on the above-named resolution.

Senator Luton moved that the Senate recess until the hour of 3:30 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Rozell presiding.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 131, 163, 256** and **321.**

The above numbered enrolled measures were referred to the Governor.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills.

SB 62 — Conference committee substitute.
SB 65 — Conference committee substitute, coauthored by Johnson of the Senate.
SB 118 — Conference committee substitute.
SB 195.

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 1218
HB 1281
HB 1295
HB 1365 — Coauthored by Howell of the Senate

Conference committee reports were read on the above numbered bills.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1203, 1386** and **1486.**

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs**, and naming House conferees as follows:

SB 89 — Graves, Benson and Barker
SB 112 — Hobson, Vanatta and Gish

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1219**, requesting further conference and naming same conferees as follows: Hobson, Barker, Davis (Guy), Glover, Haney, Lewis and Willis.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1219** was ordered granted, and same Senate conferees appointed as follows: Senators Cate, Terrill, Cullison, Randle, Leonard, Combs and Smith.

MOTION TO LIMIT DEBATE

Senator Luton moved to limit debate to fifteen minutes per side on all motions and 30 minutes per side on final passage on all measures considered on this legislative day, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 65** was adopted upon motion of Senator Ford.

SB 65, 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, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Excused: Brown, Dahl, McIntyre, Porter and Watson.—5.

The bill and emergency passed.

SB 65, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1218** was adopted upon motion of Senator Taliaferro.

HB 1218, 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, Cole, Combs, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—40.

Nay: Stipe.—1.

Excused: Brown, Cullison, Dahl, Leonard, McIntyre, Porter and Watson.—7.

The bill passed.

HB 1218, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1365** was adopted upon motion of Senator Howell.

Senator Shedrick asked to coauthor **HB 1365**, which was the order.

HB 1365, 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, Cole, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—36.

Nay: Combs, Cullison, Dahl, Hopkins, Miller, Pierce, Wright and Young.—8.

Excused: Brown, McIntyre, Porter and Watson.—4.

The bill passed.

HB 1365, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 118** was adopted upon motion of Senator Smith.

SB 118, 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, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—41.

Nay: Branch and Landis.—2.

Excused: Brown, McIntyre, Porter, Watson and York.—5.

The bill and emergency passed.

SB 118, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Roberts presiding.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1295** was adopted upon motion of Senator Winn.

HB 1295, 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, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Nay: Howell, Pierce and Stipe.—3.

Excused: Brown, McIntyre, Porter and Watson.—4.

The bill passed.

HB 1295, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1281** was adopted upon motion of Senator Taliaferro.

HB 1281, 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, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Excused: Brown, Cate, Dennis, McIntyre, Porter, Randle and Watson.—7.

The bill and emergency passed.

HB 1281, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to SJR 28 were concurred in upon motion of Senator Cullison.

SJR 28, as amended by the Honorable House, was read at length.

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

Aye: Branch, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, Mil-

ler, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—37.

Nay: Boatner, Capps, Johnson, Lamb, Rhodes and Young.—6.

Excused: Brown, Dennis, McIntyre, Porter and Watson.—5.

The resolution passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cullison moved that the vote be reconsidered whereby **SJR 28** passed.

GENERAL ORDER

HCR 1016 by Rieger of the House and Lamb of the Senate was called up for consideration.

Senator Lamb asked unanimous consent that **HCR 1016** be laid over for this legislative day, which was the order.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Frank, Mrs. C. Pat, Tahlequah, as a member to the Bureau of Narcotics and Dangerous Drugs Control Commission to serve a term of seven years ending December 31, 1991. Mrs. Frank will succeed herself. (Criminal Jurisprudence) Motion to confirm made by Senator Rozell.

Frymire, Cecil, Midwest City, as a member to the Board of Polygraph Examiners to serve an unexpired term of six years ending May 17, 1987. Mr. Frymire will succeed Eddie G. Thomason. (Criminal Jurisprudence) Motion to confirm made by Senator Howell.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Excused: Brown, Dahl, McIntyre, Porter and Watson.—5.

MOTION TO LIMIT DEBATE

Senator Luton moved to limit debate to ten minutes per side on all motions and to 30 minutes per side on final passage of **SB 62** and **HB 1219,** respectively, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The CCR on **SB 62** was adopted upon motion of Senator Cate.

SB 62, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Wright, and Young.—42.

Nay: Smith.—1.

Excused: McIntyre, Porter, Watson, Winn and York.—5.

The bill and emergency passed.

SB 62, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

FIRST READING

The following was introduced and read the first time:

SR 32 — By Dennis.

A Resolution memorializing the City of Broken Bow, Oklahoma, on its seventy-fifth, diamond celebration; noting the contributions of Broken Bow and its citizens to the State of Oklahoma; and directing distribution.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Dennis asked unanimous consent to suspend Rule 5-4 and refer **SR 32** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 32 by Dennis was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 32**, which was the order.

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

MOTION TO ADJOURN

Senator Pierce moved the Senate adjourn sine die at 5:00 p.m. on June 18, 1985.

Senator Luton moved to table the Pierce motion, which tabling motion was declared adopted.

Senator Luton moved that the Senate recess until the hour of 5:15 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Roberts presiding.

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

Senator Rozell presiding.

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 1219 (3rd **CCR**)

Conference committee report was read on the above numbered bill.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1219** was adopted upon motion of Senator Cate.

HB 1219, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Cate, Cullison, Dahl, Dennis, Floyd, Ford, Hopkins, Johnson, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—28.

Nay: Branch, Capps, Choate, Cole, Combs, Dawson, Giles, Green, Keller,

Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Sadler and Young.—18.

Excused: Howell and Watson.—2.

The bill passed.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Hopkins, Howell, Johnson, Lamb, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—34.

Nay: Branch, Choate, Cole, Green, Keller, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Sadler and Smith.—13.

Excused: Watson.—1.

The emergency passed.

HB 1219, together with the conference committee report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE — TIME EXTENDED

Senator Taylor asked unanimous consent that the time be extended one legislative day on his motion to reconsider the vote whereby **SB 287** passed on Fourth Reading, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1572.**

HB 1572 — By Riggs of the House and Wright of the Senate.

An act relating to cities and towns; amending Section 2 of Enrolled House Bill No. 1114 of the 1st Session of the 40th Oklahoma Legislature; preempting firearms legislation of municipalities and other political subdivisions; nullifying certain orders, ordinances, and regulations relating to firearms; exempting certain orders, ordinances, and regulations; and providing an effective date.

The above numbered measure was read the first time.

FIRST READING

The following was introduced and read the first time:

SCR 24 — By Randle and Luton of the Senate and Barker and Davis (Guy) 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 Luton asked unanimous consent to suspend Rule 5-4 and refer **SCR 24** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 24 by Randle and Luton of the Senate and Barker and Davis (Guy) of the House was called up for consideration.

SCR 24 was adopted upon motion of Senator Luton, read at length as follows and referred for engrossment:

SCR 24 — By Randle and Luton of the Senate and Barker and Davis (Guy) of the House.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

WHEREAS, in order to assure an orderly adjournment of the 1st Session of the 40th Oklahoma Legislature, it would be in the best interest of the State of Oklahoma if the Oklahoma Legislature took an extended recess; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each house to the adjournment of the other for more than three days.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The House of Representatives and the Senate of the State of Oklahoma hereby recess for a period of six (6) days, beginning June 19, 1985 through June 24, 1985. The House of Representatives and the Senate shall reconvene on June 25, 1985. The House of Representatives hereby consents to the recess of the Senate for the above specified amount of time, and the Senate hereby consents to the recess of the House of Representatives for the above specified amount of time. The hour at which the houses shall reconvene shall be set by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective houses.

SECTION 2. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power to authorize certain members of the Legislature to continue committee work and other authorized legislative duties. The members shall be paid mileage and per diem as provided for by law. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power and are authorized to employ temporary employees as deemed necessary for the performance of required duties.

SECTION 3. A copy of this resolution shall be spread upon the pages of the permanent journals of the House of Representatives and the Senate, Fortieth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 62.**

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following bill and resolution, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

HB 1159, add Anderson of the House as a coauthor and remove Graves.

Conference committee report was read on the above numbered bill and consideration deferred.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 24 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.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1150** requesting conference and naming conferees as follows: Lewis, Haney and Johnson.

MESSAGE FROM THE HOUSE

Advising naming of House conferees as follows:

HB 1160 — Lewis, Hobson and Haney
HB 1345 — Davis (Frank), Glover and Henry
HB 1408 — Davis (Frank), Glover and Henry

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 24.**

The above numbered measure was referred for enrollment.

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
Adair
Anderson
Brewster
Cox
Craighead
Davis (Guy)
Duke
Glover
Harbin
Henry
Hobson
Holden
Johnson
Manar
Mentzer
Morgan
Reimer
Riggs
Vanatta
Virtue
Williams (Penny)
Willis

Alternates

Cotner
Formby
Gish
Patrick
Schroeder

REPORT ON ENGROSSED AND ENROLLED BILLS

SB 62 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 24 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 62.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 24.**

The above numbered enrolled resolution was referred to the Secretary of State.

LOBBYIST REGISTRATIONS

(Addendum since June 13, 1985, page 845)

Huddleston, Richard, PruCare of Oklahoma. (addendum)
Wheatley, Richard L., Williams Companies. (addendum)

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 18, 1985, of Enrolled **SBs 147, 149, 168, 229** and **284.**

BILLS RELEASED

House amendments to **SB 292** were properly signed and **SB 292** was referred for enrollment.

HB 1191, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1018, 1149, 1191, 1203, 1218, 1219, 1281, 1295, 1365, 1386** and **1486.**

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 **HCRs 1008** and **1019.**

The above numbered enrolled resolutions were properly signed and ordered returned to the Honorable House.

Senator Luton moved that when the clerk's desk is clear, the Senate stand recessed until Tuesday, June 25, 1985, at 1:30 p.m., which motion prevailed.

Pursuant to Enrolled **SCR 24,** the Senate recessed at 6:10 p.m. to convene Tuesday, June 25, 1985, at 1:30 p.m.

Eighty-fifth Legislative Day

Tuesday, June 25, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Branch and Watson.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Hank Bockus, Fellowship of Christian Athletes, the guest of Senator Lamb.

PENDING CONSIDERATION OF HAs

HAs to SBs 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61 and **74** were rejected by Senator Luton and measures referred to GCCA.

INTRODUCTION

Senator Cullison, on behalf of himself and Senator Taylor introduced a group from Owasso, Oklahoma, all members of the "Olympics of the Mind", a contest to extend recognition to outstanding participants, and asked unanimous consent that they be granted privileges of the floor to receive Citations, which was the order.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Berry, Robert "Bob", Enid, as a member to the Alcoholic Beverage Laws Enforcement Commission. (Criminal Jurisprudence)

Collier, Ron, Del City, as a member to the Board of Regents, Rose State College. (Higher Education)

Drake, Josh M., Jr., Mangum, as a member to the War Veterans Commission. (General Government)

Evans, Everett J., Del City, as a member to the Teachers' Retirement System Board of Trustees. (Judiciary and Retirement)

Hollingsworth, Francis, M.D., El Reno, as a member to the Physician Manpower Training Commission. (Human Resources)

Rowley, Bill F., Mustang, as a member to the Board of Regents, El Reno Junior College. (Higher Education)

Sasseen, Elvus, Yukon, as a member to the Fire Marshal Commission. (General Government)

Wolf, Rudolph J., D.O., Skiatook, as a member to the Physician Manpower Training Commission. (Human Resources)

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 94** was adopted upon motion of Senator Green.

SB 94, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—44.

Excused: Branch, Dawson, Pierce and Watson.—4.

The bill and emergency passed.

SB 94, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61** and **74** and referring same to GCCA.

CONFERENCE COMMITTEE APPOINTMENT — GCCA

President Pro Tempore Randle announced the appointment of the following Senators as conferees on the General Conference Committee on Appropriations:

Cate, Chairman
Dennis, Vice Chairman

Boatner	Miller
Combs	Roberts
Cullison	Rozell
Dahl	Schuelein
Ford	Shedrick
Hopkins	Smith
Howell	Stipe
Johnson	Terrill
Leonard	York

Alternates

Lamb	Taylor
Luton	Wright
Taliaferro	

GCCA SUBCOMMITTEES

EDUCATION

Shedrick, Chairman

Cate	Leonard
Howell	

Alternate

Taylor

GENERAL GOVERNMENT

Combs, Chairman

Dennis Smith
Johnson

Alternate

Luton

PUBLIC SAFETY AND TRANSPORTATION

Terrill, Chairman

Cullison Stipe
Rozell

Alternate

Wright

REGULATORY AND NATURAL RESOURCES

Boatner, Chairman

Dahl Roberts
Hopkins

Alternate

Taliaferro

SOCIAL SERVICES

Schuelein, Chairman

Ford York
Miller

Alternate

Lamb

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 74, Conference committee substitute.

SB 81 (2nd CCR), Conference committee substitute.

SB 95, Conference committee substitute.

SB 102, Conference committee substitute.

SB 158, Conference committee substitute.

SB 255, Conference committee substitute.

SB 260, Conference committee substitute.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 195** was adopted upon motion of Senator Terrill.

SB 195, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Capps, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—42.

Nay: Young.—1.

Excused: Branch, Cate, Dawson, Pierce and Watson.—5.

The bill passed.

SB 195, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Cullison presiding.

GENERAL ORDER

HCR 1016, considered on page 858, was called up for consideration.

HCR 1016 was adopted upon motion of Senator Lamb, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 81** was adopted upon motion of Senator York.

SB 81, 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—45.

Excused: Branch, Choate and Watson.—3.

The bill and emergency passed.

SB 81, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 292 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **HB 1013,** requesting further conference and naming same conferees as follows: Morgan, Shurden and Hale.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1159** was adopted upon motion of Senator Roberts.

Remove Cate and substitute Roberts as principal Senate author and remove Roberts as a coauthor.

HB 1159, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Winn, Wright, York and Young.—36.

Nay: Boatner, Combs, Dawson, Hopkins, Keller, Lamb, Leonard and Terrill.—8.

Excused: Branch, Choate, Taliaferro and Watson.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Keller moved that the vote be reconsidered whereby **HB 1159** passed.

PENDING CONSIDERATION OF HAs

HAs to **SBs** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows:

SB 17 — Cate, Roberts, Dennis, Howell, Rozell, Shedrick and Taylor.
SB 241 — Cate, Roberts, Dennis, Howell, Rozell, Shedrick and Taylor.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1013** was ordered granted, and same Senate conferees appointed as follows: Senators Winn, Cullison and Boatner.

GENERAL ORDER

HCR 1010 by Harbin of the House and Rozell of the Senate was called up for consideration.

HCR 1010 was adopted upon motion of Senator Rozell, properly signed and ordered returned to the Honorable House.

Senator Roberts presiding.

Senator Schuelein moved that the Senate stand recessed until the Call of the Chair, which motion was seconded by Senator Cain, and declared adopted.

*

The Senate reassembled in its Chamber with Senator Rozell presiding. Senator Smith questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising naming of GCCA subcommittee members as follows:

EDUCATION
Haney, Chairman

Abbott	Virtue
Duke	Williams (Penny)

Alternate

Gish

GENERAL GOVERNMENT AND JUDICIARY
Johnson, Chairman

Cox	Henry
Glover	Morgan

Alternate

Cotner

HEALTH AND SOCIAL SERVICES
Vanatta, Chairman

Anderson	Riggs
Mentzer	Willis

Alternate

Formby

NATURAL RESOURCES AND REGULATORY SERVICES
Reimer, Chairman

Adair	Harbin
Craighead	Holden

Alternate

Schroeder

PUBLIC SAFETY AND TRANSPORTATION
Hobson, Chairman

Brewster	Lewis
Davis (Guy)	Manar

Alternate

Patrick

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and adoption of Engrossed **HCR 1018**.

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 1132
HB 1309
HB 1407
HB 1521

Conference committee reports were read on the above numbered bills and consideration deferred.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1280.**

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1135,** requesting conference and naming conferees as follows: Vaughn, Sanders and Whorton.

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 65, 175** and **336.**

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 292.**

The above numbered enrolled measure was referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 74** was called up for consideration.

Senator Cate moved the adoption of the **CCR** on **SB 74.**

Senator Young moved to reject the **CCR** on **SB 74** and instruct the conferees to delete the six percent over the $30,000.00.

Senator Cate moved to table the Young motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cate, Combs, Cullison, Dawson, Floyd, Ford, Giles, Hopkins, Howell, Lamb, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—29.

Nay: Cain, Capps, Choate, Cole, Dahl, Green, Johnson, Keller, Landis, McIntyre, Pierce, Porter, Roberts, Winn and Young.—15.

Excused: Branch, Dennis, Stipe and Watson.—4.

Senator Cate pressed his motion to adopt the **CCR** for **SB 74,** which motion was declared adopted.

SB 74, 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, Brown, Capps, Cate, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and York.—37.

Nay: Cain, Choate, Cole, Johnson, McCune, Porter and Young.—7.

Excused: Branch, Dennis, Stipe and Watson.—4.

The bill and emergency passed.

SB 74, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MOTION TO INVOKE RULE

Senator Luton moved that Rule 12-23A be invoked for the remainder of this legislative session, and all motions to reconsider votes on bills and joint resolutions lodged on Tuesday, June 25, 1985, and thereafter be disposed of the same day made, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The CCR on **SB 260** was adopted upon motion of Senator Combs.

SB 260, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Hopkins, Howell, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill and York.—28.

Nay: Boatner, Floyd, Ford, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, Miller, Rhodes, Roberts, Wright and Young.—15.

Excused: Branch, Dennis, Stipe, Watson and Winn.—5.

The bill passed.

Senators Boatner, Landis, Miller, Floyd and Keller desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 10; Excused: 5.

The emergency passed.

SB 260, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

Senator Johnson moved the adoption of the CCR on **SB 102.**

Senator Pierce moved to reject the conference committee report for **SB 102** and return to conference with instructions to delete the license fee increase.

Senator Johnson moved to table the Pierce motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Howell, Johnson, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill and York.—27.

Nay: Choate, Ford, Green, Hopkins, Keller, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Winn, Wright and Young.—16.

Excused: Branch, Dennis, Porter, Stipe and Watson.—5.

Senator Johnson pressed his motion to adopt the CCR for **SB 102,** which motion was declared adopted.

SB 102, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Howell, Johnson, Luton, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, York and Young.—29.

Nay: Choate, Giles, Green, Hopkins, Keller, Lamb, Landis, Leonard, McCune, Pierce, Rhodes and Wright.—12.

Excused: Branch, Dennis, Ford, Porter, Smith, Stipe and Watson.—7.

The bill passed.

Senators Landis, Giles and Keller desired to vote Aye on the emergency.

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

Aye: 32; Nay: 9; Excused: 7.

The emergency passed.

SB 102, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 158** was adopted upon motion of Senator Keller.

Senators Terrill and Howell asked to coauthor **SB 158,** which was the order.

SB 158, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright and York.—41.

Nay: Hopkins and Young.—2.

Excused: Branch, Dennis, Porter, Stipe and Watson.—5.

The bill and emergency passed.

SB 158, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1132** was adopted upon motion of Senator Cullison.

HB 1132, as amended in conference, was read at length.

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

Aye: Brown, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Ford, Green, Hopkins, Howell, Johnson, Lamb, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taylor, Terrill, Wright and York.—31.

Nay: Boatner, Cain, Capps, Floyd, Landis, Rhodes, Smith, Taliaferro, Winn and Young.—10.

Excused: Branch, Dennis, Giles, Keller, Porter, Stipe and Watson.—7.

The bill passed.

Senators Boatner and Taliaferro desired to vote Aye on the emergency.

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

Aye: 33; Nay: 8; Excused: 7.

The emergency passed.

HB 1132, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Roberts presiding.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on HBs was ordered granted, and Senate conferees appointed as follows:

HB 1135 — Taylor, Boatner and Miller
HB 1150 — Brown, Cain and Taylor
HB 1345 — Smith, Lamb and York
HB 1408 — Smith, Lamb and York

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1521** was adopted upon motion of Senator Cullison.

HB 1521, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—42.

Excused: Branch, Dennis, Keller, Porter, Stipe and Watson.—6.

The bill passed.

HB 1521, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1309** was adopted upon motion of Senator Pierce.

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, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Excused: Branch, Combs, Dennis, Keller, Porter, Stipe and Watson.—7.

The bill passed.

HB 1309, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1013,** requesting further conference and naming same conferees.

Senator Miller moved that the Senate stand at recess until the Call of the Chair, which motion was seconded by Senator Boatner and declared adopted.

*

The Senate reassembled in its Chamber with Senator Roberts presiding. The roll was

ordered called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 65, 175 and **336** 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 Luton, the request of the Honorable House for further conference on **HB 1013** was ordered granted, and same Senate conferees appointed as follows: Senators Winn, Cullison and Boatner.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 17 — Glover, Davis (Guy), Hooper, Lewis, Haney, Abbott and Johnson.
SB 241 — Lewis, Haney, Abbott, Davis (Guy), Virtue, Patrick and Duke.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 65, 175** and **336.**

The above numbered enrolled measures were referred to the Governor.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Clark, William "Bill", Tulsa, as a member to the Controlled Industrial Waste Management Council to serve an unexpired term of eight years ending December 31, 1989. Mr. Clark will succeed Thomas L. Hurst. (Natural Resources) Motion to confirm made by Senator Smith.

Cowan, Ted M., Tulsa, as a member to the Controlled Industrial Waste Management Council, to serve a term of nine years ending December 31, 1993. Mr. Cowan will succeed Harry Hansen. (Natural Resources) Motion to confirm made by Senator Green.

Gardner, Lanny A., Oklahoma City, as a member to the Board of Regents, Oklahoma City Community College, to serve a term of seven years ending April 22, 1992. Mr. Gardner will succeed himself. (Higher Education) Motion to confirm made by Senator York.

Gover, John P., Altus, as a member to the Board of Regents, Western Oklahoma State College to serve a term of seven years ending March 25, 1992. Mr. Gover will succeed himself. (Higher Education) Motion to confirm made by Senator Capps.

Hoot, Dr. Delmar C., Perry, as a member to the Board of Regents, Northern Oklahoma College, to serve a term of five years ending June 30, 1990. Dr. Hoot will succeed himself. (Higher Education) Motion to confirm made by Senator Dahl.

Howard, Mrs. Belva, Tulsa, as a member to the Board of Regents for Oklahoma Colleges, to serve a term of nine years, ending June 10, 1994. Mrs. Howard will succeed Ruth Holmes. (Higher Education) Motion to confirm made by Senator Green.

Muegge, Paul, Tonkawa, as a member to the Controlled Industrial Waste Management Council, to serve an unexpired term of five years ending December 31, 1986. Mr. Muegge will succeed Gayle Townley. (Natural Resources) Motion to confirm made by Senator O'Connor.

Stauss, Helen, Tahlequah, as a member to the Student Loan Authority, to serve a term of five years ending April 6, 1990. Ms. Stauss will succeed herself. (Higher Education) Motion to confirm made by Senator Rozell.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—35.

Excused: Branch, Combs, Dennis, Ford, Giles, Keller, Leonard, Pierce, Porter, Stipe, Watson, Winn and Young.—13.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Borelli, Gerald, Kingfisher, as a member to the Water Resources Board, to serve a term of seven years ending May 14, 1992. Mr. Borelli will succeed himself. (Natural Resources) Motion to confirm made by Senator Choate.

Looney, Ronald S., Tulsa, as a member to the Board of Regents, Tulsa Junior College, to serve an unexpired term of seven years ending June 30, 1989. Mr. Looney will succeed Bill Bowen. (Higher Education) Motion to confirm made by Senator Ford.

Rowley, Bill F., Mustang, as a member to the Board of Regents, El Reno Junior College, to serve a term of seven years ending April 22, 1992. Mr. Rowley will succeed himself. (Higher Education) Motion to confirm made by Senator Choate.

Taylor, Dr. Thad, Jr., Tulsa, as a member to the Board of Regents, Tulsa Junior College, to serve a term of seven years ending June 30, 1992. Dr. Taylor will succeed himself. (Higher Education) Motion to confirm made by Senator McIntyre.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—35.

Excused: Branch, Combs, Dennis, Ford, Giles, Keller, Leonard, Pierce, Porter, Stipe, Watson, Winn and Young.—13.

FIRST READING

The following were introduced and read the first time:

SCR 25 — By Randle and Luton of the Senate and Barker and Davis (Guy) 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.

SCR 26 — By Leonard of the Senate and George of the House.

A concurrent resolution memorializing the President of the United States, the U.S. Congress and the United States Department of Energy to prevent the location of a nuclear waste disposal site in the Texas Panhandle; and directing distribution.

SCR 27 — By Stipe of the Senate and Cotner of the House.

A concurrent resolution memorializing the State Board of Equalization, the Oklahoma Tax Commission and the 77 county assessors to proceed with valuation of agriculture land in accordance with the techniques and guidelines adopted in 1981 using such adjustments as may be directed by economic conditions; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SCR 25** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 25 by Randle and Luton of the Senate and Barker and Davis (Guy) of the House was called up for consideration.

SCR 25 was adopted upon motion of Senator Luton, read at length as follows and referred for engrossment:

SCR 25 — By Randle and Luton of the Senate and Barker and Davis (Guy) of the House.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

WHEREAS, in order to assure an orderly adjournment of the 1st Session of the 40th Oklahoma Legislature, it would be in the best interest of the State of Oklahoma if the Oklahoma Legislature took an extended recess; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each house to the adjournment of the other for more than three days.

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The House of Representatives and the Senate of the State of Oklahoma hereby recess for a period of six (6) days, beginning June 26, 1985 through July 1, 1985. The House of Representatives and the Senate shall reconvene on July 2, 1985. The House of Representatives hereby consents to the recess of the Senate for the above specified amount of time, and the Senate hereby consents to the recess of the House of Representatives for the above specified amount of time. The hour at which the houses shall reconvene shall be set by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective houses.

SECTION 2. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power to authorize certain members of the Legislature to continue committee work and other authorized legislative duties. The members shall be paid mileage and per diem as provided for by law. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power and are authorized to employ temporary employees as deemed necessary for the performance of required duties.

SECTION 3. A copy of this resolution shall be spread upon the pages of the permanent journals of the House of Representatives and the Senate, Fortieth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Wright asked unanimous consent to suspend Rule 5-4 and refer **HB 1572** direct to the Calendar when read the second time, which was the order.

MOTION TO RECONSIDER VOTE

Senator Taylor pressed his motion to reconsider the vote whereby **SB 287** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—35.

Excused: Branch, Choate, Dennis, Giles, Keller, Leonard, McIntyre, Pierce, Porter, Stipe, Watson, Winn and Young.—13.

PENDING CONSIDERATION OF HAs

Senator Taylor moved that the vote be reconsidered whereby the **HAs** to **SB 287** were adopted, which motion was declared adopted.

Upon motion of Senator Taylor, **HAs** to **SB 287** were rejected and conference requested, and Senate conferees appointed as follows: Senators Taylor, Combs and York.

MESSAGE FROM THE HOUSE

Advising naming of conferees on **HB 1428** as follows: Gish, Hobson, Lewis, Barker and Davis (Guy).

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 25 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 Luton, the request of the Honorable House for conference on **HB 1428** was ordered granted, and Senate conferees appointed as follows: Senators Cate, Luton, Rozell, Dennis and Roberts.

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 1013 (3rd CCR)
HB 1428

Conference committee reports were read on the above bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1428** was adopted upon motion of Senator Cate.

HB 1428, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Floyd, Ford, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—34.

Nay: Cole and McCune.—2.

Excused: Branch, Dawson, Dennis, Giles, Keller, Leonard, Pierce, Porter, Stipe,Watson, Winn and Young.—12.

The bill and emergency passed.

HB 1428, 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 1138,** requesting further conference and naming same conferees.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1132, 1280, 1309** and **1521.**

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 **HCRs 1010, 1016** and **1018.**

The above numbered enrolled resolutions were properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1013** was adopted upon motion of Senator Winn.

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

Aye: Brown, Capps, Cate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Green, Hopkins, Lamb, Luton, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Winn, Wright and York.—27.

Nay: Boatner, Cain, Dawson, Howell, Johnson, Landis, McCune, O'Connor and Smith.—9.

Excused: Branch, Choate, Dennis, Giles, Keller, Leonard, McIntyre, Pierce, Porter, Stipe, Watson and Young.—12.

The bill passed.

Senators Boatner, Howell, Dawson, Landis and Cain desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 4; Excused: 12.

The emergency passed.

HB 1013, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 74** and **260.**

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1011.**

HCR 1011 — By Johnson (Glen) and Shurden of the House and Miller of the Senate.

A concurrent resolution authorizing the Board of Regents of Oklahoma State University and the Agricultural and Mechanical Colleges to issue revenue bonds; and directing distribution.

The above numbered measure was read the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 25.**

The above numbered measure was referred for enrollment.

SECOND READING

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

HB 1572 — Direct to Calendar.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1138** was ordered granted, and same Senate conferees appointed as follows: Senators Cate, Dennis, Roberts, Rozell, Howell, Shedrick and Taylor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 74 and **260** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 25 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1013** and **1428.**

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 25.**

The above numbered enrolled resolution was referred to the Secretary of State.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

State Board of Agriculture, June 14, 1985, Agriculture
Oklahoma Horse Racing Commission, June 24, 1985, Economic Development.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 74** and **260.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 20, 1985, of Enrolled **SB 206;** June 21, 1985 of Enrolled **SBs 5** and **62;** and on June 24, 1985 of Enrolled **SBs 131, 163, 256** and **321.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand recessed until Tuesday, July 2, 1985, at 1:30 p.m., which motion prevailed.

Pursuant to Enrolled **SCR 25,** the Senate recessed at 8:20 p.m. to convene Tuesday, July 2, 1985, at 1:30 p.m.

Eighty-sixth Legislative Day

Tuesday, July 2, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Ford and Leonard.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Mr. Clendon Thomas, Fellowship of Christian Athletes, the guest of Senator Lamb.

MOTION TO LIMIT DEBATE

Senator Luton moved to limit debate to ten minutes per side on all motions and 30 minutes per side on final passage on all measures considered the remainder of this legislative session, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 287,** and naming House conferees as follows: Kincheloe, Conaghan and Duckett.

PENDING CONSIDERATION OF HAs

HAs to **SB 232** were rejected upon motion of Senator Luton, conference requested, and measure referred to GCCA.

MOTION TO RECONSIDER VOTE

Senator Cullison pressed his motion to reconsider the vote whereby **SJR 28** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Excused: Brown, Ford, Keller, Leonard and York.—5.

Senator Cullison moved that the vote be reconsidered whereby the House amendments to **SJR 28** were adopted, which motion was declared adopted.

PENDING CONSIDERATION OF HAs

HAs to **SJR 28** were rejected upon motion of Senator Cullison, conference requested, and Senate conferees appointed as follows: Senators Cullison, Rozell and Luton.

EXECUTIVE NOMINATIONS

The following nomination was read and referred to committee as indicated:

Krumme, Mrs. Edwynne, Tulsa as a member to the Board of Regents for Tulsa Junior College. (Higher Education)

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 232,** and referring 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 1358
HB 1384
HB 1404

Conference committee reports were read on the above numbered bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1407** was adopted upon motion of Senator Dawson.

HB 1407, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Choate, Ford, Keller and Leonard.—4.

The bill passed.

HB 1407, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 95** was adopted upon motion of Senator Green.

SB 95, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Lamb, Landis, Luton, McCune, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Dawson, Howell, Miller, Roberts and Schuelein.—5.

Excused: Ford, Keller, Leonard and McIntyre.—4.

The bill passed.

SB 95, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

FIRST READING

The following were introduced and read the first time:

SB 353 — By Hopkins and Randle of the Senate and Ferguson of the House.

An act relating to revenue and taxation and state government; amending 68 O.S. 1981, Sections 1625 and 1626, as amended by Section 3, Chapter 180, O.S.L. 1984 (68 O.S. Supp. 1984, Section 1626) and Section 4, Chapter 180, O.S.L. 1984 (74 O.S. Supp. 1984, Section 324.20), which relate to Fireworks and the State Fire Marshal; increasing license fee for manufacturers of fireworks; deleting fee exemption for certain manufacturers; requiring proof of inspection; altering disposition of fees and funds; prohibiting manufacture of certain fireworks prior to inspection and certification; requiring compliance with national fire protection agency standards; specifying time requirements for inspections; allowing State Fire Marshal to order manufacturing facility closed; providing penalties; allowing time to license and inspect existing Class B Display Fireworks Manufacturers; creating State Fire Marshal Revolving Fund; providing for codification; and declaring an emergency.

SCR 28 — By Randle and Luton of the Senate and Barker and Davis (Guy) 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.

SR 33 — By Porter.

A resolution recognizing and congratulating the Mary Mahoney Memorial Health Center for distinguished performance; and directing distribution.

SR 34 — By Pierce.

A resolution requesting the Department of Public Safety refrain from purchasing telecommunications equipment under the sole source provision and commence to utilize the Public Competitive Bidding Act; and directing distribution.

UNANIMOUS CONSENT REQUEST — JOINT RULES SUSPENDED

Senator Hopkins asked unanimous consent to suspend Joint Rule 17(a) to exempt **SB 353** from all deadlines this legislative session, which was the order.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 36
SB 38
SB 39
SB 41
SB 53
SB 54
SB 231
SB 232
SB 278
SB 320
SB 332

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Porter 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 Porter was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **SR 33,** which was the order.

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

GENERAL ORDER

HB 1572 by Riggs of the House and Wright of the Senate was called up for consideration.

Senator Wright 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, the vote resulted as follows:

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—43.

Nay: Stipe.—1.

Excused: Ford, Keller, Leonard and York.—4.

The bill passed.

HB 1572 was properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SCR 28** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 28 by Randle and Luton of the Senate and Barker and Davis (Guy) of the House was called up for consideration.

SCR 28 was adopted upon motion of Senator Luton, read at length as follows and referred for engrossment:

SCR 28 — By Randle and Luton of the Senate and Barker and Davis (Guy) of the House.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

WHEREAS, in order to assure an orderly adjournment of the 1st Session of the 40th Oklahoma Legislature, it would be in the best interest of the State of Oklahoma if the Oklahoma Legislature took an extended recess; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each house to the adjournment of the other for more than three days.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The House of Representatives and the Senate of the State of Oklahoma hereby recess for a period of seven (7) days, beginning July 3, 1985 through July 9, 1985. The House of Representatives and the Senate shall reconvene on July 10, 1985. The House of Representatives hereby consents to the recess of the Senate for the above specified amount of time, and the Senate hereby consents to the recess of the House of Representatives for the above specified amount of time. The hour at which the houses shall

reconvene shall be set by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective houses.

SECTION 2. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power to authorize certain members of the Legislature to continue committee work and other authorized legislative duties. The members shall be paid mileage and per diem as provided for by law. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power and are authorized to employ temporary employees as deemed necessary for the performance of required duties.

SECTION 3. A copy of this resolution shall be spread upon the pages of the permanent journals of the House of Representatives and the Senate, Fortieth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

PENDING CONSIDERATION OF HAs

HAs to **SB 250** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators York, Taylor and Roberts.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1358** was adopted upon motion of Senator Combs.

HB 1358, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—38.

Nay: Capps, Dawson, Giles, Pierce, Sadler and Smith.—6.

Excused: Ford, Leonard, Porter and York.—4.

The bill passed.

HB 1358, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 81, 94, 118** as coauthored by Glover and Benson of the House, **195** and **341.**

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 320** was adopted upon motion of Senator Green.

SB 320, as amended in conference, was read at length.

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

Aye: Brown, Cain, Choate, Cole, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Luton, McCune, McIntyre, O'Connor, Pierce, Porter, Randle, Rhodes, Sadler, Schuelein, Smith, Stipe, Taliaferro, Watson and Wright.—26.

Nay: Boatner, Branch, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Land-

is, Miller, Roberts, Rozell, Shedrick, Taylor, Terrill and Young.—17.

Excused: Combs, Ford, Leonard, Winn and York.—5.

The bill passed.

SB 320, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Rhodes presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1384** was adopted upon motion of Senator Floyd.

Senator Shedrick asked to coauthor **HB 1384,** which was the order.

HB 1384, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Watson, Wright and Young.—43.

Nay: Terrill.—1.

Excused: Ford, Leonard, Winn and York.—4.

The bill passed.

HB 1384, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB** and **SJR,** and naming House conferees as follows:

SB 250 — Johnson, Lewis and Benson.
SJR 28 — Sanders, Vaughn and Stottlemyre.

Senator Rozell presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 231** was adopted upon motion of Senator Terrill.

SB 231, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—45.

Excused: Ford, Leonard and York.—3.

The bill and emergency passed.

SB 231, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 332** was adopted upon motion of Senator Stipe.

SB 332, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—45.

Nay: Wright.—1.

Excused: Ford and Leonard.—2.

The bill passed.

SB 332, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 255** was adopted upon motion of Senator McIntyre.

SB 255, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and Young.—44.

Excused: Dennis, Ford, Leonard and York.—4.

The bill and emergency passed.

SB 255, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 54** was rejected upon motion of Senator Luton; further conference requested, and measure to be rereferred 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 1029
HB 1030
HB 1037
HB 1038
HB 1039
HB 1040
HB 1041
HB 1057
HB 1058
HB 1060

Conference committee reports were read on the above numbered bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 278** was called up for consideration.

Senator Smith asked unanimous consent that **SB 278** be laid over, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 53** was adopted upon motion of Senator Schuelein.

SB 53, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—36.

Nay: Choate, Cole, Dawson, Lamb, McCune, Pierce, Watson and Young.—8.

Excused: Branch, Dahl, Ford and Leonard.—4.

The bill and emergency passed.

SB 53, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 28 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 33 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

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 1043
HB 1431
HB 1432
HB 1433

Conference committee reports were read on the above numbered bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 36** was adopted upon motion of Senator Shedrick.

SB 36, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Choate, Cole, Dawson, Landis, McCune, Pierce and Young.—7.

Excused: Branch, Ford, Leonard and Porter.—4.

The bill and emergency passed.

SB 36, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 38** was adopted upon motion of Senator Shedrick.

SB 38, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—34.

Nay: Choate, Cole, Green, Keller, Lamb, McCune, O'Connor, Pierce, Rhodes and Young.—10.

Excused: Branch, Ford, Leonard and Porter.—4.

The bill and emergency passed.

SB 38, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 39** was adopted upon motion of Senator Shedrick.

SB 39, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Nay: Choate, Cole, Dawson, McCune and Pierce.—5.

Excused: Branch, Ford, Leonard, McIntyre, Porter and Randle.—6.

The bill and emergency passed.

SB 39, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 41** was adopted upon motion of Senator Boatner.

SB 41, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Landis, Luton, McIntyre, Miller, O'Connor, Porter, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—34.

Nay: Branch, Cole, Dawson, Lamb, McCune, Pierce, Rhodes, Wright and Young.—9.

Excused: Ford, Howell, Leonard, Randle and Stipe.—5.

The bill and emergency passed.

SB 41, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 232** was adopted upon motion of Senator Boatner.

SB 232, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, Miller, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, York and Young.—33.

Nay: Choate, Cole, Keller, McCune, O'Connor, Pierce, Rhodes, Watson and Wright.—9.

Excused: Ford, Leonard, McIntyre, Porter, Randle and Stipe.—6.

The bill and emergency passed.

SB 232, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1041** was adopted upon motion of Sentor Boatner.

HB 1041, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, Miller, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright, York and Young.—33.

Nay: Choate, Cole, Dawson, McCune, O'Connor, Pierce, Rhodes and Watson.—8.

Excused: Ford, Leonard, McIntyre, Porter, Randle, Stipe and Winn.—7.

The bill and emergency passed.

HB 1041, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1043** was adopted upon motion of Sentor Boatner.

HB 1043, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, Miller, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—36.

Nay: Choate, Cole, Keller, McCune, O'Connor and Pierce.—6.

Excused: Ford, Leonard, McIntyre, Randle, Stipe and Winn.—6.

The bill and emergency passed.

HB 1043, together with the conference committee report thereon, was ordered returned to the Honorable House.

SECOND READING DIRECT TO CALENDAR

Sentor Luton asked unanimous consent to suspend Rule 5-4 and refer **HCR 1011** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1011 by Johnson (Glen) and Shurden of the House and Miller of the Senate was called up for consideration.

HCR 1011 was adopted upon motion of Senator Luton, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 6,** coauthored by George, Sherrer, Kamas, Formby, Smith, Benson, Newby, Mitchell, Widener, Glover and Converse of the House.

The above numbered measure was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1038** was adopted upon motion of Senator Howell.

HB 1038, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Porter, Roberts, Rozell, Sadler, Schuelein, Shedrick, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Choate, Cole, Pierce, Rhodes, Smith and Young.—6.

Excused: Ford, Leonard, McIntyre, Randle and Stipe.—5.

The bill and emergency passed.

HB 1038, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1039** was adopted upon motion of Senator Shedrick.

HB 1039, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, Miller, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—34.

Nay: Choate, Cole, Dawson, Keller, McCune, O'Connor and Pierce.—7.

Excused: Ford, Leonard, McIntyre, Porter, Randle, Stipe and Watson.—7.

The bill and emergency passed.

HB 1039, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1040** was adopted upon motion of Senator Shedrick.

HB 1040, 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, Brown, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Luton, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—35.

Nay: Cole, Dawson, Johnson and McCune.—4.

Excused: Cain, Ford, Leonard, McIntyre, Pierce, Porter, Randle, Stipe and Watson.—9.

The bill and emergency passed.

HB 1040, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1030** was adopted upon motion of Senator Combs.

Senator Howell asked to coauthor **HB 1030,** which was the order.

HB 1030, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Luton, Miller, O'Connor, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—32.

Nay: Choate, Cole, Dawson, Giles, Keller, Landis, McCune, Pierce and Sadler.—9.

Excused: Ford, Leonard, McIntyre, Porter, Randle, Stipe and Watson.—7.

The bill and emergency passed.

HB 1030, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1057** was adopted upon motion of Senator Terrill.

HB 1057, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—39.

Nay: Cole and Pierce.—2.

Excused: Ford, Leonard, McIntyre, Porter, Randle, Stipe and Watson.—7.

The bill and emergency passed.

HB 1057, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1060** was adopted upon motion of Senator Terrill.

HB 1060, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—34.

Nay: Cole, Dawson, Keller, McCune and Pierce.—5.

Excused: Dennis, Ford, Leonard, Luton, McIntyre, Porter, Randle, Stipe and Watson.—9.

The bill and emergency passed.

HB 1060, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB,** requesting Conference with below-listed instructions, and naming Conferees, as follows:

HB 1243 — Riggs, Gish and Hamilton (James)

1. Retain Section 3, Subsection 5 (a) and (b) exempting certain private sales and rentals of certain real property from coverage of the act; and

2. Retain the provision in Section 4, requiring written approval of the Attorney General prior to the Human Rights Commission filing a lawsuit in the District Court; and

3. Delete Section 6 (c), Subsection 7, allowing recovery of punitive damages; and

4. Retain provision in Section 8, excluding protection of homosexuals or gays under the act.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1029** was adopted upon motion of Senator Combs.

HB 1029, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Johnson, Keller, Lamb, Luton, Miller, O'Connor, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—33.

Nay: Choate, Cole, Giles, Green, Landis, McCune, Pierce, Rhodes and Sadler.—9.

Excused: Ford, Leonard, McIntyre, Porter, Watson and York.—6.

The bill and emergency passed.

HB 1029, together with the conference committee report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 81, 94, 118, 195 and **341** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAs

HAs to **SB 153** were concurred in upon motion of Senator Lamb.

SB 153, 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—41.

Excused: Choate, Ford, Leonard, McIntyre, Porter, Watson and Winn.—7.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Brown, James M., McAlester, as a member to the Solid Waste Management Advisory Committee, to serve a term at the Governor's pleasure. Mr. Brown will succeed Gladys Murphy. (Natural Resources) Motion to confirm made by Senator Stipe.

Cummings, Charlie, Bartlesville, as a member to the Board of Regents, Rogers State College, to serve an unexpired term of five years ending June 30, 1985. Mr. Cummings will succeed Wallace Goodman, and a term of five years ending June 30, 1990, to succeed himself. (Higher Education) Motion to confirm made by Senator Pierce.

Evans, Everett J., Del City, as a member to the Teachers' Retirement System Board of Trustees, to serve a term of four years ending July 1, 1989. Mr. Evans will succeed himself. (Judiciary and Retirement) Motion to confirm made by Senator Brown.

Harris, Truman, Norman, as a member to the Board of Regents, University of Science and Arts, to serve a term of seven years ending June 30, 1992. Mr. Harris will succeed himself. (Higher Education) Motion to confirm made by Senator Branch.

Krumme, Mrs. Edwynne, Tulsa, as a member to the Board of Regents for Tulsa Junior College, to serve a term of seven years ending June 30, 1991. Mrs. Krumme will succeed herself. (Higher Education) Motion to confirm made by Senator Smith.

Longmire, Richard C. "Dick", Pauls Valley, as a member to the Pollution Control Coordinating Board, to serve a term at the pleasure of the Governor. Mr. Longmire will succeed Norman Boone. (Natural Resources) Motion to confirm made by Senator Branch.

Razook, Lorena, McAlester, as a member to the Board of Regents, Eastern Oklahoma State College, to serve a term of seven years ending June 1, 1992. Ms. Razook will succeed herself. (Higher Education) Motion to confirm made by Senator Stipe.

Willard, Bob J., Tishomingo, as a member to the Board of Regents, Murray State College, to serve a term of seven years ending June 1, 1992. Mr. Willard will succeed himself. (Higher Education) Motion to confirm made by Senator Boatner.

Confirmation of the above-named executive nominations was adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—40.

Excused: Capps, Ford, Leonard, McIntyre, Porter, Smith, Watson and Winn.—8.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1404** was adopted upon motion of Senator Cate.

HB 1404, 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, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—40.

Excused: Combs, Floyd, Ford, Leonard, McIntyre, Miller, Porter and Watson.—8.

The bill and emergency passed.

HB 1404, together with the conference committee report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Keller pressed his motion to reconsider the vote whereby **HB 1159** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Cate, Choate, Cole, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Winn, Wright, York and Young.—39.

Excused: Cain, Combs, Floyd, Ford, Leonard, McIntyre, Porter, Taliaferro and Watson.—9.

Senator Keller moved that the vote be reconsidered whereby the conference committee report on **HB 1159** was adopted, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1159** was rejected upon motion of Senator Luton; further conference requested, and same Senate conferees appointed as follows: Senators Cate, Dennis and Roberts.

EXECUTIVE NOMINATIONS

Executive nomination has been approved by committee as follows:

Farmer, Lonnie L., Davidson, as a member to the Oklahoma Securities Commission, to serve an unexpired term of seven years ending July 22, 1989. Mr. Farmer will succeed William H. "Bill" Crawford. (Banks and Banking) Motion to confirm made by Senator Capps.

Confirmation of the above-named executive nomination was adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—41.

Excused: Boatner, Dennis, Ford, Leonard, McIntyre, Porter and Watson.—7.

The Chair advised that Senator Boatner, having been present in the Chamber during the vote on Executive Nominations, would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 41; Nay: 1; Excused: 6.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1037** was adopted upon motion of Senator Shedrick.

HB 1037, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—37.

Nay: Choate, Cole, O'Connor and Pierce.—4.

Excused: Cate, Ford, Leonard, McIntyre, Porter, Stipe and Watson.—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: 38; Nay: 4; Excused: 6.

The emergency passed.

HB 1037, together with the conference committee report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator McCune asked unanimous consent to suspend Rule 5-4 and refer **SCR 26** direct to the Calendar when read the second time, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1433** was adopted upon motion of Senator Dennis.

Senator Terrill asked to coauthor **HB 1433,** which was the order.

HB 1433, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—39.

Nay: Rhodes and Wright.—2.

Excused: Ford, Giles, Leonard, McIntyre, Smith, Watson and Young.—7.

The bill and emergency passed.

HB 1433, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1431** was adopted upon motion of Senator Dennis.

Senator Terrill asked to coauthor **HB 1431,** which was the order.

HB 1431, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—38.

Nay: Wright.—1.

Excused: Dawson, Ford, Giles, Leonard, McIntyre, Randle, Smith, Watson and Young.—9.

The bill passed.

Senator Randle desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39; Nay: 1; Excused: 8.

The emergency passed.

HB 1431, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1432** was adopted upon motion of Senator Dennis.

Senator Terrill asked to coauthor, which was the order.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Floyd, Green, Hopkins, Howell, Johnson, Keller, Lamb, Luton, McCune, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Winn and York.—36.

Nay: Wright.—1.

Excused: Dawson, Dennis, Ford, Giles, Leonard, McIntyre, Miller, Taliaferro, Watson and Young.—10.

*Not Voting: Landis.—1.

*Senator Landis asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

HB 1432, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills

SB 250
SB 287

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 250** was adopted upon motion of Senator York.

Senators Terrill, Taliaferro and Howell asked to coauthor **SB 250,** which was the order.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—41.

Excused: Ford, Giles, Keller, Leonard, McIntyre, Watson and Young.—7.

The bill passed.

Senator Giles desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42; Excused: 6.

The emergency passed.

SB 250, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1058** was adopted upon motion of Senator Terrill.

HB 1058, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—39.

Nay: Branch, Cole, McCune and Pierce.—4.

Excused: Ford, Keller, Leonard, McIntyre and Watson.—5.

The bill and emergency passed.

HB 1058, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 287** was adopted upon motion of Senator Taylor.

Senator Terrill asked to coauthor, which was the order.

SB 287, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—43.

Excused: Ford, Keller, Leonard, McIntyre and Watson.—5.

The bill and emergency passed.

SB 287, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

SECOND READING — DIRECT TO CALENDAR

Senator Stipe asked unanimous consent to suspend Rule 5-4 and refer **SCR 27** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 27 by Stipe of the Senate and Cotner of the House was called up for consideration.

Senators Miller, Taliaferro, Dahl, Capps, Landis, Giles, Dennis, Roberts and Winn asked to coauthor **SCR 27** which was the order.

SCR 27 was adopted upon motion of Senator Stipe, upon roll call as follows:

Aye: Boatner, Branch, Brown, Capps, Choate, Dahl, Dawson, Dennis, Floyd, Giles, Green, Howell, Johnson, Lamb, Landis, Luton, McCune, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Winn and Young.—31.

Nay: Cain, Cate, Cole, Combs, Cullison, Porter, Randle, Rhodes, Smith and Wright.—10.

Excused: Ford, Hopkins, Keller, Leonard, McIntyre, Watson and York.—7.

SCR 27 was referred for engrossment.

Senator Roberts presiding.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measure as amended:

HB 1138 (2nd CCR)
HB 1150
HB 1267

Conference committee reports were read on the above numbered bills.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 102.**

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1358, 1384, 1407** and **1572.**

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 102 and **153** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 6 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 81, 94, 102, 118, 195** and **341.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 6.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1159** and naming same House conferees as follows: Lewis, Henshaw and Haney.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 36, 38, 39, 41, 53, 231, 232, 250** and **332.**

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1138** was adopted upon motion of Senator Dennis.

HB 1138, as amended in confereence, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Lamb, Landis, Luton, Miller, Randle, Roberts, Rozell, Sadler, Shedrick, Stipe, Taylor, Terrill, Winn and Wright.—27.

Nay: Boatner, Choate, Cole, Dawson, Johnson, McCune, O'Connor, Rhodes, Schuelein, Smith, Taliaferro and Young.—12.

Excused: Ford, Giles, Keller, Leonard, McIntyre, Pierce, Porter, Watson and York.—9.

The bill passed.

Senators Boatner, Dawson, Taliaferro, Schuelein and Rhodes desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 7; Excused: 9.

The emergency passed.

HB 1138, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 1, remove Larason of the House as coauthor.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 12** and **28.**

The above numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 153.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 287.**

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1029, 1030, 1037, 1038, 1039, 1040, 1041, 1043, 1057, 1058, 1060, 1138, 1404, 1431, 1432** and **1433.**

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 1011.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

SECOND READING

The following was read the second time and referred as indicated: **SCR 26.** Direct to Calendar.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 27 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 36, 38, 39, 41, 53, 231, 232, 250, 287 and **332** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 12 and **28** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 36, 38, 39, 41, 53, 231, 232, 250, 287** and **332.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 12** and **28.**

The above numbered enrolled resolutions were referred to the Secretary of State.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Oklahoma Department of Agriculture, June 28, 1985, Agriculture.

State Auditor and Inspector, June 25, 1985, Business and Labor.

Board of Chiropractic Examiners, June 28, 1985, Business and Labor.

Central Oklahoma Master Conservancy District, June 26, 1985, Natural Resources.

Department of Education, June 28, 1985, Public Education.

Oklahoma Health Planning Commission, June 28, 1985, Human Resources.

Office of Personnel Management, July 1, 1985, General Government.

Oklahoma Tax Commission, June 27, 1985, Finance.

Department of Vocational and Technical Education, June 28, 1985, Public Education.

Oklahoma Wildlife Conservation Commission, July 2, 1985, Wildlife.

MESSAGES FROM THE GOVERNOR

Advising veto on June 26, 1985, of **SB 292.** The veto message reads as follows:

To the President and Members
of the Honorable Senate
First Session of the Fortieth
Legislature

This is to inform you that on this date I have vetoed Enrolled Senate Bill Number **292** by Winn and Capps of the Senate and Milton, Brewster and Schroeder of the House

An act relating to schools; amending 70 O.S. 1981, Section 16-102, as amended by Section 4, Chapter 241, O.S.L. 1984 (70 O.S. Supp. 1984, Section 16-102), which relates to the selection of textbooks; temporarily allowing adoption of additional textbooks on presentation of petition and requisitions; providing procedures; and declaring an emergency.

I have vetoed Enrolled Senate Bill **292** for the following reasons:

This bill would establish a way of bypassing the legally mandated state textbook selection procedure.

The current selection process was designed to assure careful screening of textbooks on the basis of their educational merit, and to eliminate the influence of high pressure sales tactics on the selection of textbooks approved for purchase with state funds.

Allowing a bypass of the procedure would only serve to undermine its effectiveness.

By the Governor of
the State of Oklahoma
/s/ George Nigh

Advising approval by him on June 26, 1985, of Enrolled **SB 260;** June 28, 1985, of Enrolled **SBs 65, 74** and **336;** and on July 1, 1985, of Enrolled **SB 175.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, July 10, 1985, at 1:30 p.m., which motion prevailed.

Pursuant to Enrolled **SCR 28,** the Senate recessed at the hour of 6:20 p.m. to meet Wednesday, July 10, 1985, at 1:30 p.m.

Eighty-seventh Legislative Day

Wednesday, July 10, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Watson and Winn.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Senator Lamb.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 1016.**

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 54,** and rereferring bill to GCCA.

FIRST READING

The following were introduced and read the first time:

SCR 29 — By Dahl and Ford of the Senate and Vaughn and Littlefield of the House.

A concurrent resolution designating Langley, Oklahoma, as the Fiddle Capital of Oklahoma; and directing distribution.

SCR 30 — By Randle and Schuelein of the Senate and Barker and Davis (Guy) 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.

SR 35 — By Hopkins and Dahl.

A resolution commending and praising the efforts of citizens in and around Pawnee County for their assistance to the families of those who perished and to those who were injured in the June 28, 1985, fireworks factory explosion at Hallett, Oklahoma; and directing distribution.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Dahl asked unanimous consent to

suspend Rule 5-4 and refer **SCR 29** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 29 by Dahl and Ford of the Senate and Vaughn and Littlefield of the House was called up for consideration.

Senator Dahl moved to amend **SCR 29,** Page 1, Line 32, by striking the word "Oklahoma" and substituting therefor the words "the World", and amend the title to conform, which amendment was declared adopted.

SCR 29 was adopted upon motion of Senator Dahl and referred for engrossment.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills.

SB 17, remove Schuelein and substitute Dahl as principal Senate author and remove Shedrick of the Senate as coauthor.

SB 27
SB 29
SB 33
SB 34
SB 37
SB 40
SB 42
SB 51
SB 52
SB 54 (2nd **CCR**)
SB 58
SB 59
SB 89
SB 90
SB 276

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 89** was adopted upon motion of Senator Johnson.

Senators Terrill and Taliaferro asked to coauthor **SB 89,** which was the order.

SB 89, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Wright and York.—35.

Excused: Branch, Dawson, Ford, Hopkins, Howell, Keller, Pierce, Porter, Sadler, Stipe, Watson, Winn and Young.—13.

The bill and emergency passed.

SB 89, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the naming of additional House conferees as follows:

HB 1442 — add Williams (Penny) and Barker.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1267** was adopted upon motion of Senator Johnson.

HB 1267, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Daw-

son, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—37.

Nay: Boatner.—1.

Excused: Ford, Howell, Keller, McIntyre, Pierce, Roberts, Smith, Watson, Winn and Young.—10.

The bill passed.

HB 1267, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 276** was rejected upon motion of Senator Taylor; further conference requested, and same Senate conferees appointed as follows: Senators Taylor, Leonard and Cullison.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1243** was ordered granted, and Senate conferees appointed as follows: Senators McIntyre, Porter and Floyd.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 51** was adopted upon motion of Senator Schuelein.

SB 51, 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, Brown, Cain, Capps, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—37.

Nay: Choate, Cole, McCune and Pierce.—4.

Excused: Combs, Howell, Keller, Roberts, Watson, Winn and Young.—7.

The bill and emergency passed.

SB 51, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 52** was adopted upon motion of Senator Schuelein.

SB 52, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—38.

Nay: Cole, Dawson, McCune, Pierce and Rhodes.—5.

Excused: Howell, Keller, Watson, Winn and Young.—5.

The Chair advised that Senator Young, having been present in the Chamber during the vote on **SB 52,** would be shown voting

"Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 38; Nay: 6; Excused: 4.

The bill and emergency passed.

SB 52, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 54** was adopted upon motion of Senator Schuelein.

SB 54, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—39.

Nay: Choate, Cole, McCune and Pierce.—4.

Excused: Howell, Keller, Watson, Winn and Young.—5.

The bill and emergency passed.

SB 54, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 37** was adopted upon motion of Senator Shedrick.

SB 37, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and York.—36.

Nay: Cole, McCune, Pierce, Rhodes and Wright.—5.

Excused: Choate, Howell, Keller, Randle, Watson, Winn and Young.—7.

The bill and emergency passed.

SB 37, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 40** was adopted upon motion of Senator Shedrick.

SB 40, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill and York.—36.

Nay: Choate, Cole, Green, McCune, Pierce, Rhodes and Wright.—7.

Excused: Howell, Keller, Watson, Winn and Young.—5.

The bill and emergency passed.

SB 40, 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 1055,** requesting further conference and rereferring bill to GCCA.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Atkinson, H.B., Midwest City, as a member to the Wildlife Commission. (Wildlife)

Morton, Jay, Oklahoma City, as a member to the Board of Vocational and Technical Education. (Public Education)

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1055** was ordered granted, and measure rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 27** was adopted upon motion of Senator Combs.

SB 27, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Green, Hopkins, Johnson, Landis, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—37.

Nay: Cole, McCune and Pierce.—3.

Excused: Floyd, Howell, Keller, Lamb, Leonard, Watson, Winn and Young.—8.

The bill and emergency passed.

SB 27, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 29** was adopted upon motion of Senator Combs.

SB 29, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—40.

Nay: Choate and Cole.—2.

Excused: Howell, Keller, Leonard, Porter, Watson and Winn.—6.

The bill and emergency passed.

SB 29, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 33** was adopted upon motion of Senator Combs.

SB 33, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—43.

Excused: Howell, Keller, Roberts, Watson and Winn.—5.

The bill passed.

Senator Roberts desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44; Excused: 4.

The emergency passed.

SB 33, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 34** was adopted upon motion of Senator Combs.

SB 34, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—42.

Nay: Pierce.—1.

Excused: Giles, Howell, Keller, Watson and Winn.—5.

The bill and emergency passed.

SB 34, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1027
HB 1032
HB 1051
HB 1054
HB 1059
HB 1135
HB 1159, (2nd **CCR**) remove as coauthors Little, Kincheloe, Pitezel, Boeckman and Hunter of the House.
HB 1222
HB 1264
HB 1345
HB 1364
HB 1474
HB 1552

Conference commmittee reports were read on the above numbered bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1027** was adopted upon motion of Senator Combs.

HB 1027, 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, Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Terrill, Wright and York.—36.

Nay: Choate, Cole, Dawson, McCune, Pierce and Young.—6.

Excused: Howell, Keller, Leonard, Taylor, Watson and Winn.—6.

The bill and emergency passed.

HB 1027, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 42** was adopted upon motion of Senator Boatner.

SB 42, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—41.

Nay: Cole and Pierce.—2.

Excused: Howell, Keller, Shedrick, Watson and Winn.—5.

The bill and emergency passed.

SB 42, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Roberts presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 58** was adopted upon motion of Senator Terrill.

SB 58, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—44.

Excused: Howell, Keller, Watson and Winn.—4.

The bill and emergency passed.

SB 58, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 59** was adopted upon motion of Senator Terrill.

SB 59, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—42.

Nay: Pierce.—1.

Excused: Giles, Howell, Keller, Watson and Winn.—5.

The bill and emergency passed.

SB 59, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SB 313** (emergency failed) and **SB 320.**

The above numbered bills, as amended in conference, were referred for enrollment.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

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

GENERAL ORDER

SR 35 by Hopkins and Dahl 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 Hopkins and referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 90** was adopted upon motion of Senator Terrill.

SB 90, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Cullison, Dahl, Dennis, Floyd, Hopkins, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—29.

Nay: Cole, Combs, Dawson, Ford, Green, Johnson, Lamb, Landis, Leonard, O'Connor, Pierce, Schuelein and Young.—13.

Excused: Choate, Giles, Howell, Keller, Watson and Winn.—6.

The bill passed.

Senators Dawson, Schuelein 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 90, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 29 was correctly engrossed, properly

signed and ordered transmitted to the Honorable House for consideration.

SBs 313 and **320** 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 17** was adopted upon motion of Senator Dahl.

Senator Taylor asked that his name be removed as coauthor of **SB 17,** which was the order.

SB 17, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Floyd, Giles, Lamb, Landis, Luton, McCune, McIntyre, Miller, Porter, Roberts, Rozell, Sadler, Shedrick, Stipe, Taylor, Terrill, York and Young.—28.

Nay: Cole, Ford, Green, Hopkins, Howell, Johnson, Leonard, O'Connor, Rhodes, Schuelein, Smith and Wright.—12.

Excused: Dawson, Dennis, Keller, Pierce, Randle, Taliaferro, Watson and Winn.—8.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Dahl moved that the vote be reconsidered whereby **SB 17** passed and the emergency failed.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton asked unanimous consent to suspend Rule 5-4 and refer **SCR 30** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 30 by Randle and Schuelein of the Senate and Barker and Davis (Guy) of the House was called up for consideration.

SCR 30 was adopted upon motion of Senator Luton, read at length as follows and referred for engrossment:

SCR 30 — By Randle and Schuelein of the Senate and Barker and Davis (Guy) of the House.

A concurrent resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

WHEREAS, in order to assure an orderly adjournment of the 1st Session of the 40th Oklahoma Legislature, it would be in the best interest of the State of Oklahoma if the Oklahoma Legislature took an extended recess; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each house to the adjournment of the other for more than three days.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 40TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The House of Representatives and the Senate of the State of Oklahoma hereby recess for a period of four (4) days, beginning July 11, 1985 through July 14,

1985. The House of Representatives and the Senate shall reconvene on July 15, 1985. The House of Representatives hereby consents to the recess of the Senate for the above specified amount of time, and the Senate hereby consents to the recess of the House of Representatives for the above specified amount of time. The hour at which the houses shall reconvene shall be set by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective houses.

SECTION 2. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power to authorize certain members of the Legislature to continue committee work and other authorized legislative duties. The members shall be paid mileage and per diem as provided for by law. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power and are authorized to employ temporary employees as deemed necessary for the performance of required duties.

SECTION 3. A Copy of this resolution shall be spread upon the pages of the permanent journals of the House of Representatives and the Senate, Fortieth Oklahoma Legislature, as a permanent record of the consent of each house to the other house.

PENDING CONSIDERATION OF HAs

HAs to **SB 239** were concurred in upon motion of Senator Leonard.

SB 239, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Wright, York and Young.—43.

Excused: Dennis, Keller, Taliaferro, Watson and Winn.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 202** were concurred in upon motion of Senator Taylor.

SB 202, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taylor, Terrill, Wright, York and Young.—42.

Excused: Dennis, Keller, Randle, Taliaferro, Watson and Winn.—6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1150** was adopted upon motion of Senator Brown.

Senator Terrill asked to coauthor **HB 1150,** which was the order.

HB 1150, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—42.

Nay: McCune.—1.

Excused: Dennis, Keller, McIntyre, Watson and Winn.—5.

The bill and emergency passed.

HB 1150, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1222** was adopted upon motion of Senator McIntyre.

HB 1222, as amended in conference, was read at length.

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

Aye: Branch, Brown, Capps, Cate, Choate, Cole, Cullison, Dahl, Floyd, Ford, Hopkins, Howell, Johnson, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and Young.—33.

Nay: Boatner, Cain, Combs, Giles, Green, Lamb, Landis, McCune and Pierce.—9.

Excused: Dawson, Dennis, Keller, Watson, Winn and York.—6.

The bill passed.

HB 1222, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1159** was adopted upon motion of Senator Cate.

Senators Giles and Landis asked that their names be removed as coauthors of **HB 1159,** which was the order.

HB 1159, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Cullison, Dahl, Dennis, Ford, Green, Howell, Johnson, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Wright and York.—27.

Nay: Boatner, Choate, Cole, Combs, Dawson, Floyd, Giles, Hopkins, Lamb, Landis, Leonard, Porter, Rozell, Stipe, Terrill and Young.—16.

Excused: Keller, McIntyre, Pierce, Watson and Winn.—5.

The bill passed.

Senators Dawson, Giles, Landis, Rozell, Hopkins and Boatner 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 1159, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Boatner presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1051** was adopted upon motion of Senator Schuelein.

HB 1051, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and Young.—40.

Nay: O'Connor.—1.

Excused: Johnson, Keller, McIntyre, Pierce, Watson, Winn and York.—7.

The bill and emergency passed.

HB 1051, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1054** was adopted upon motion of Senator Schuelein.

HB 1054, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and Young.—42.

Excused: Johnson, Keller, McIntyre, Watson, Winn and York.—6.

The Chair advised that Senator York, having been present in the Chamber during the vote on **HB 1054** 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.

Senator York 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 1054, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1059** was adopted upon motion of Senator Terrill.

HB 1059, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles,

Green, Hopkins, Lamb, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, York and Young.—38.

Nay: Cole, McCune and Pierce.—3.

Excused: Howell, Johnson, Keller, Rhodes, Watson, Winn and Wright.—7.

The bill and emergency passed.

HB 1059, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1264** was adopted upon motion of Senator Dawson.

HB 1264, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, York and Young.—42.

Excused: Howell, Johnson, Keller, Watson, Winn and Wright.—6.

The bill and emergency passed.

HB 1264, together with the conference committee report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Hopkins asked unanimous consent to suspend Rule 5-4 and refer **SB 353** direct to the Calendar when read the second time, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1364** was adopted upon motion of Senator Terrill.

HB 1364, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—41.

Excused: Dahl, Dawson, Hopkins, Keller, Shedrick, Watson and Winn.—7.

The Chair advised that Senator Shedrick, having been present in the Chamber during the vote on **HB 1364** 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 passed.

HB 1364, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1135** was adopted upon motion of Senator Taylor.

HB 1135, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—43.

Excused: Keller, McIntyre, Porter, Watson and Winn.—5.

The bill and emergency passed.

HB 1135, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1345** was adopted upon motion of Senator Smith.

HB 1345, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Floyd, Ford, Green, Hopkins, Howell, Lamb, Leonard, Luton, McCune, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—35.

Nay: Giles, Johnson, Landis, Miller, Schuelein and Shedrick.—6.

Excused: Dahl, Dennis, Keller, McIntyre, Porter, Watson and Winn.—7.

The bill passed.

HB 1345, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 27, 29, 33, 34, 37, 40, 51, 52, 54** and **89.**

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1552** was adopted upon motion of Senator McCune.

HB 1552, as amended in conference, was read at length.

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

Aye: Brown, Cain, Cate, Choate, Cole, Dawson, Floyd, Ford, Giles, Green, Johnson, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Smith, Terrill, Wright and York.—25.

Nay: Boatner, Branch, Capps, Combs, Cullison, Dennis, Hopkins, Howell, Keller, Lamb, Landis, Roberts, Schuelein, Stipe, Taliaferro and Young.—16.

Excused: Dahl, McIntyre, Porter, Shedrick, Taylor, Watson and Winn.—7.

The Chair advised that Senator Shedrick, having been present in the Chamber during the vote on **HB 1552** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 25; Nay: 17; Excused: 6.

The bill passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Howell moved that the vote be reconsidered whereby **HB 1552** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 30 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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

PENDING CONSIDERATION OF CCR

The CCR on **SB 278,** considered on page 887, was adopted upon motion of Senator Smith.

SB 278, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Combs, Cullison, Dennis, Floyd, Green, Hopkins, Johnson, Lamb, Leonard, McCune, O'Connor, Pierce, Randle, Roberts, Sadler, Smith, Taliaferro, Taylor, Terrill, Wright and York.—26.

Nay: Capps, Choate, Cole, Dawson, Giles, Howell, Keller, Landis, Luton, Miller, Rhodes, Rozell, Schuelein, Shedrick, Stipe and Young.—16.

Excused: Dahl, Ford, McIntyre, Porter, Watson and Winn.—6.

The bill passed.

Senators Luton, Rozell, Capps, Stipe, Giles and Shedrick 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 278, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1032** was adopted upon motion of Senator Combs.

HB 1032, 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, Brown, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and York.—37.

Nay: Cain, Choate, Cole, Green, McCune and Young.—6.

Excused: Ford, McIntyre, Porter, Watson and Winn.—5.

The Chair advised that Senator McIntyre, having been present in the Chamber during the vote on would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye 37; Nay 7; Excused 4.

The bill and emergency passed.

HB 1032, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1474** was adopted upon motion of Senator Taylor.

HB 1474, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright, York and Young.—42.

Excused: Dahl, McIntyre, Porter, Randle, Watson and Winn.—6.

The bill and emergency passed.

HB 1474, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

SCR 26 by Leonard of the Senate and George of the House was called up for consideration.

SCR 26 was adopted upon motion of Senator Leonard and referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **HB 1552** passed, which motion failed of adoption upon roll call as follows:

Aye: Boatner, Branch, Cate, Combs, Cullison, Dawson, Floyd, Hopkins, Howell, Keller, Landis, Leonard, Luton, Miller, Pierce, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro and York.—24.

Nay: Brown, Cain, Cole, Green, Johnson, McCune, O'Connor, Randle, Rhodes, Taylor, Terrill and Wright.—12.

Excused: Capps, Choate, Dahl, Dennis, Ford, Giles, Lamb, McIntyre, Porter, Watson, Winn and Young.—12.

HB 1552, together with the CCR thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 276,** and naming same House conferees.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 58, 59, 158** and **225** (emergency failed).

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 313** and **320.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 30.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1027** and **1267** and **HJR 1016.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

SECOND READING

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

SB 353 — Direct to Calendar
SR 34 — Appropriations

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1460.**

HB 1460 — By Gish of the House and Cate of the Senate.

An act relating to revenue and taxation; amending Section 72 of Enrolled House Bill No. 1219 of the 1st Session of the 40th Oklahoma Legislature; providing for a levy of tax upon cigarettes; specifying rate of tax; adding an exception to the tax under certain circumstances; providing for modification of tax rate under certain circumstances; providing for certain tax stamps and the use thereof; providing for an exemption to said stamps; prohibiting certain uses of tax revenues; providing for apportionment of tax revenues; providing for administration and collection of said tax; providing an operative date; and declaring an emergency.

The above numbered measure was read the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 26 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 27, 29, 33, 34, 37, 51, 52, 54, 58, 59, 89, 158, 202, 239 and **255** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 30 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1032, 1051, 1054, 1059, 1135, 1150, 1159, 1222, 1264, 1345, 1364, 1474** and **1552.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 27, 29, 33, 34, 37, 51, 52, 54, 58, 59, 89, 158, 202, 239** and **255.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 30.**

The above numbered enrolled resolution was referred to the Secretary of State.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

State Board of Licensed Social Workers, July 9, 1985, Human Resources.

Oklahoma Tax Commission, July 3, 1985, Finance.

LOBBYIST REGISTRATIONS AND RESIGNATIONS

(Addendum since June 18, 1985, page 862)

Brown, James Wendell, representing Tulsa Classroom Teachers Association, resigned effective July 3, 1985.

Foster, Lon, III, representing Phillips Petroleum Company, resigned effective July 1, 1985.

Hain, Mark H., C.L. Frates Company; Hospital Casualty Company; BancInsure, Inc. and Physicians Liability Insurance Company. (addendum) Mr. Hain resigned as a lobbyist representing American First Corporation and First Life Assurance Company effective July 9, 1985.

Hawkins, Frank B., American ex-Prisoners of War.

Nance, Ken, Edward DeBartolo Corporation. (addendum)

Lobbyist resignations have been terminated by the Joint Legislative Ethics Committee for the following due to lack of response:

Ballard, Larry, Tulsa Classroom Teachers.

Bryant, Gary E., Anderson, Bryant & Co.

Burleson, Donna Jean, American Federation of State, County & Municipal Employees Local 2406; Funco Corp.

Ernst, Ronald T., Bank of Oklahoma, Tulsa.

Fugate, Robert Allen, Bank of Oklahoma, Tulsa.

Gardner, Harvey C., Pump & Stuff.

Hales, Ellsworth Henry, Tulsa Public Schools.

Hunt, Rick, Oklahoma Veterans Memorial Garden.

Jennings, David Gregg, The Sierra Club.

Keffer, Douglas I., Bank of Oklahoma, Tulsa.

Matthews, Thomas O., Meridian Securities, Inc.; The Bridge Club.

Morgan, Richard L., Getty Oil Company.

Mullings, J. Mike, Oklahoma Agent Orange Committee; Oklahoma Veterans Memorial Gardens.

Parrish, Richard E., Mobile Oil Corp.; Marion Laboratories, Inc.

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

Rowton, Charles Henry, Exxon USA.

Ruth, Kenneth, Committee for Better Legal and Banking Services.

Searer, Barry L., Bank of Oklahoma, Tulsa.

Sito, James Frank, Disabled American Veterans Chapter #74.

Weld, Terry L., Carpenters Local Union 943.

MESSAGE FROM THE GOVERNOR

Advising approval by him, July 8, 1985, of Enrolled **SBs 36, 38, 39, 41, 53, 81, 94, 102, 118, 153, 195, 231, 232, 250, 287, 332** and **341.**

BILL RELEASED

SB 17, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, July 15, 1985, at 1:30 p.m., which motion prevailed.

Pursuant to Enrolled **SCR 30,** the Senate recessed at the hour of 5:10 p.m. to meet Monday, July 15, 1985, at 1:30 p.m.

Eighty-eighth Legislative Day

Monday, July 15, 1985

The Senate was called to order by Senator Roberts.

Roll Call:

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

Excused: Boatner and Porter.—2.

Senator Roberts declared a quorum present.

The prayer was offered by Senator Johnson.

FIRST READING

The following were introduced and read the first time:

SCR 31 — By Terrill, Howell and Taliaferro of the Senate and Henry of the House.

A concurrent resolution declaring the 1985-86 school year the "Year of the Teacher" in Oklahoma; and directing distribution.

SCR 32 — By Terrill of the Senate and Harris (Ken) of the House.

A concurrent resolution creating the Joint Committee on Equalizing Tax Benefits for Retirees; providing for membership; and stating duties of committee.

SR 36 — By Luton.

A resolution relating to the protection of the property and supplies of the Senate during the interim; authorizing employment of necessary personnel; restricting use of Senate offices and Senate Chamber during the interim, except with the consent of the President Pro Tempore; authorizing and empowering President Pro Tempore to make provisions and approve claims for needed repairs to the Senate Chamber, Senate offices and furnishings thereof and to purchase needed furnishings and equipment therefor; regulating use of telephone credit cards by members of the Senate; authorizing and directing President Pro Tempore to provide stationery and postage stamps for each member for official use; authorizing President Pro Tempore to appoint members of the Senate to interim committees; and authorizing President Pro Tempore to approve claims for

reimbursement incurred by members and employees of the Senate during the interim.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1015.**

HCR 1015 — By Gish of the House and Shedrick of the Senate.

A concurrent resolution authorizing the Board of Regents of Oklahoma State University and the Agricultural and Mechanical Colleges to issue revenue bonds; and directing distribution.

The above numbered measure was read the first time.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 49
SB 306

PENDING CONSIDERATION OF HAs

HAs to **SB 208** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Roberts, Dennis and McIntyre.

PENDING CONSIDERATION OF HAs

HAs to **SB 228** were rejected upon motion of Senator Luton, conference requested, and Senate conferees appointed as follows: Senators Howell, Shedrick and Taylor.

GENERAL ORDER

SB 353 by Hopkins and Randle of the Senate and Ferguson of the House was called up for consideration.

Senator Terrill asked to coauthor **SB 353,** which was the order.

Senator Hopkins moved that **SB 353** be advanced, which motion was declared adopted.

THIRD READING

SB 353 was read for the third time at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Boatner, Branch, Keller and Porter.—4.

The bill and emergency passed.

SB 353 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 49** was adopted upon motion of Senator Schuelein.

SB 49, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Mil-

ler, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Pierce.—1.

Excused: Boatner, Branch, Keller and Porter.—4.

The bill and emergency passed.

SB 49, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Rozell presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1** was called up for consideration.

Senator Boatner asked to coauthor **SB 1,** which was the order.

Senator Stipe raised a point of order and challenged that the report from conference on **SB 1** contained matters not germane to the original intent of the bill and requested a ruling of the Chair on the report being in violation of Joint Rule 10(d).

The Presiding Officer ruled the conference committee report on **SB 1** not germane.

Senator Winn moved to appeal the ruling of the Chair.

Senator Cain moved to table the Winn motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Cullison, Dahl, Dawson, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Stipe, Taylor, Terrill, York and Young.—23.

Nay: Capps, Choate, Cole, Combs, Ford, Giles, Green, Lamb, Landis, Leonard, McCune, O'Connor, Pierce, Rhodes, Sadler, Shedrick, Smith, Taliaferro, Watson, Winn and Wright.—21.

Excused: Boatner, Branch, Keller and Porter.—4.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Winn, the **CCR** on **SB 1** was rejected and further conference requested with the conferees instructed to restore the original content of the bill. The same Senate conferees were appointed as follows: Senators Winn, Boatner and O'Connor.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Terrill asked unanimous consent to suspend Rule 5-4 and refer **SCRs 31** and **32** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 31 by Terrill, Howell and Taliaferro of the Senate and Henry 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 Terrill and referred for engrossment.

GENERAL ORDER

SCR 32 by Terrill of the Senate and Harris (Ken) of the House was called up for consideration.

Senators Howell and Stipe asked to coauthor **SCR 32,** which was the order.

SCR 32 was adopted upon motion of Senator Terrill and referred for engrossment.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Luton 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 Luton was called up for consideration.

SR 36 was adopted upon motion of Senator Luton and referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 306** was called up for consideration.

Senator Ford raised a point of order as to Section 2 of the bill not being germane to the subject matter in the original bill and requested a ruling of the Chair as that portion being in violation of Joint Rule 10(d).

The Presiding Officer ruled Section 2 germane to the original intent of the measure and thereby ruled the Ford point out of order.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 306** was adopted upon motion of Senator York.

SB 306, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Ford, Giles, Green, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—40.

Nay: Keller and Winn.—2.

Excused: Boatner, Branch, Dennis, Hopkins and Porter.—5.

* Not Voting: Smith.—1.

* Senator Smith asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

SB 306, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 353 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 40 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1198.**

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 95,** requesting further conference and naming same conferees as follows: Cozort, Heaton and Duckett.

MESSAGE FROM THE HOUSE

Advising that the conferees were unable to agree on Engrossed **HB 1243.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 40.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 27,** as coauthored by Adair, Benson, Boeckman, Brewster, Conaghan, Converse, Davis (Frank), George, Glover, Grieser, Hale, Hamilton (James), Harbin, Hill, Kamas, Littlefield, Manar, Morgan, Morris, Newby, Sherrer, Shurden, Smith, Whorton and Widener of the House.

The above numbered measure was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 31 and **32** were each 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.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1493,** requesting conference and naming conferees as follows: Williams (Penny), Thompson and Williamson.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 1,** and naming same House conferees as follows: Widener, Grieser and George.

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 90** (emergency failed) and **SB 278.**

The above numbered bills, as amended in conference, were referred for enrollment.

INTRODUCTION

President Pro Tempore Randle introduced Mr. J.B. Wright, long-time employee on the Senate Service Staff, and asked unanimous consent that J.B. be granted privileges of the floor, which was the order. Senator Randle, on behalf of the Senate, presented J.B. with a Citation acknowledging his service to the Senate and noting his 61st birthday.

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
HB 1044
HB 1053
HB 1055 (2nd **CCR**) coauthored by Schroeder and Brown of the House.
HB 1196
HB 1209 — remove Williamson of the House as a coauthor.
HB 1269
HB 1565

Conference committee reports were read on the above numbered bills.

MESSAGE FROM THE HOUSE

Advising that **HB 1155** was withdrawn from GCCA and referred to special conference and naming House conferees as follows: Abbott, Davis (Guy), Duckett, Duke, Formby, Patrick and Virtue.

BILL WITHDRAWN FROM GCCA

Senator Cate asked unanimous consent to withdraw **HB 1155** from GCCA and refer same to Special Conference, which was the order. Senate conferees on **HB 1155** were appointed as follows: Senators Cate, Roberts, Dennis, Howell, Rozell, Shedrick and Taylor.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Cate asked unanimous consent to suspend Rule 5-4 and refer **HB 1460** direct to the Calendar when read the second time, which was the order.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Shedrick asked unanimous consent to suspend Rule 5-4 and refer **HCR 1015** direct to the Calendar for consideration, which was the order.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SB 95** was ordered granted, and same Senate conferees appointed as follows: Senators Green, York and Choate.

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1493** was ordered granted, and Senate conferees appointed as follows: Senators Shedrick, Howell and Taylor.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1269** was adopted upon motion of Senator Dawson.

HB 1269, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Boatner, Dahl, McIntyre and Porter.—4.

The bill and emergency passed.

HB 1269, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 77** were concurred in upon motion of Senator Terrill.

Senator Taliaferro asked to coauthor **SB 77,** which was the order.

SB 77, 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: Brown, Capps, Cate, Choate, Combs, Cullison, Dawson, Ford, Giles, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Wright.—33.

Nay: Branch, Cain, Cole, Dennis, Floyd, Johnson, Roberts, Schuelein, Shedrick, Watson, York and Young.—12.

Excused: Boatner, Dahl and Porter.—3.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SBs,** and naming House conferees as follows:

SB 208 — Converse, George and Brewster.
SB 228 — Barker, Williams (Penny) and Lewis.

MESSAGE FROM THE HOUSE

Advising that **HB 1382** was withdrawn from special conference and new conferees appointed as follows: Abbott, Davis (Guy), Duckett, Duke, Formby, Patrick and Virtue.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1243,** requesting Conference with instructions and naming same House Conferees, as follows: Riggs, Gish and Hamilton (James).

1. Retain Section 3, Subsection 5 (a) and (b) exempting certain private sales and rentals of certain real property from coverage of the act; and

2. Retain the provision in Section 4, requiring written approval of the Attorney General prior to the Human Rights Commission filing a lawsuit in the District Court; and

3. Delete Section 6 (c), Subsection 7, allowing recovery of punitive damages; and

4. Retain provision in Section 8, excluding protection of homosexuals or gays under the act.

Senator Rhodes presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1209** was called up for consideration.

Senator Cain moved the adoption of the **CCR** on **HB 1209.**

Senator Roberts moved to recommit **HB 1209** for further conference with instructions to delete Section 17.

Senator Cain moved to table the Roberts motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Cole, Floyd, Giles, Johnson, Luton, McCune, Randle, Rhodes, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson and Winn.—19.

Nay: Branch, Choate, Combs, Cullison, Dawson, Dennis, Ford, Green, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Miller, O'Connor, Pierce, Roberts, Rozell, Sadler, Shedrick, Stipe, Wright and Young.—24.

Excused: Boatner, Dahl, McIntyre, Porter and York.—5.

Senator Roberts pressed his motion to recommit **HB 1209** for further conference with instructions, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1044** was adopted upon motion of Senator Roberts.

HB 1044, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Hopkins, Howell, Keller, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn and Young.—35.

Nay: Cole, Green, Johnson, McCune, Pierce, Rhodes, Watson and Wright.—8.

Excused: Boatner, Dahl, McIntyre, Porter and York.—5.

The bill and emergency passed.

HB 1044, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills.

SB 1 (2nd **CCR**) coauthored by Larason of the House.
SB 60
SB 208

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1243** was ordered granted, and Senate conferees appointed as follows: Senators McIntyre, Porter and Floyd.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House to withdraw **HB 1382** from special conference was ordered granted, and new Senate conferees appointed as follows: Senators Cate, Roberts, Dennis, Howell, Rozell, Shedrick and Taylor.

Senator Rozell presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 1** was adopted upon motion of Senator Winn.

SB 1, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Ford, Giles, Hopkins, Howell, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Nay: Stipe.—1.

Excused: Boatner, Floyd, McIntyre and Porter.—4.

*Not Voting: Green.—1.

* Senator Green asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

SB 1, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1196** was adopted upon motion of Senator Winn.

HB 1196, 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, Brown, Cain, Capps, Cate, Choate, Cole, Cullison, Dennis, Floyd, Ford, Giles, Green, Hopkins, Keller, Lamb, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Rhodes, Rozell, Sadler, Schuelein, Smith, Stipe, Taylor, Watson, Winn, Wright and York.—33.

Nay: Dawson, Howell, Johnson, Landis, McCune, Roberts, Shedrick, Taliaferro, Terrill and Young.—10.

Excused: Boatner, Combs, Dahl, McIntyre and Porter.—5.

The bill and emergency passed.

HB 1196, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HCR 1015 by Gish of the House and Shedrick of the Senate was called up for consideration.

HCR 1015 was adopted upon motion of Senator Shedrick, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1053** was adopted upon motion of Senator Schuelein.

Senator Terrill asked to coauthor **HB 1053,** which was the order.

HB 1053, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Nay: Pierce.—1.

Excused: Boatner, Dahl, Keller, McIntyre, Porter and Winn.—6.

The bill and emergency passed.

HB 1053, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1034** was adopted upon motion of Senator Combs.

HB 1034, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, John-

son, Leonard, Luton, Miller, Randle, Roberts, Rozell, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—33.

Nay: Branch, Choate, Cole, Lamb, Landis, McCune, O'Connor, Pierce, Rhodes, Sadler and Wright.—11.

Excused: Boatner, Keller, McIntyre and Porter.—4.

The bill and emergency passed.

HB 1034, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Rhodes presiding.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 49.**

The above numbered bill, as amended in conference, was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 60** was adopted upon motion of Senator Terrill.

SB 60, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, Miller, O'Connor, Randle, Rhodes, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—40.

Nay: McCune, Pierce, Roberts and Young.—4.

Excused: Boatner, Keller, McIntyre and Porter.—4.

The bill and emergency passed.

SB 60, 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 1045,** requesting conference and rereferring bill to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1055** was adopted upon motion of Senator Schuelein.

HB 1055, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Lamb, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Boatner, Keller, McIntyre, Porter and Smith.—5.

The bill and emergency passed.

HB 1055, 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 Luton, the request of the Honorable House for further conference on **HB 1045** was ordered granted, and measure rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 31,** coauthored by Hooper and Whorton and Williams (Penny) of the House and **SCR 32,** coauthored by Hooper, Craighead and Cotner of the House.

The above numbered measures were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 90 and **278** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTE

Senator Shedrick moved that the vote be reconsidered whereby **HB 1209** was returned to conference with instructions, which motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—38.

Nay: Choate, Ford, Lamb, O'Connor, Pierce and Young.—6.

Excused: Boatner, Keller, McIntyre and Porter.—4.

PENDING CONSIDERATION OF CCR

Senator Cain moved to reject the **CCR** on **HB 1209** and remove the instructions to the conferees and requested further conference, which motion was declared adopted. The same Senate conferees were appointed on **HB 1209** as follows: Senators Cain, Smith and Roberts.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 90** and **278.**

The above numbered enrolled measures were referred to the Governor.

SECOND READING

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

HB 1460 — Direct to Calendar.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signatures Enrolled **HB 1198.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 49 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 27 was correctly enrolled, properly signed and ordered transmitted to the Hon-

orable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising that **SB 353** is exempt from all cutoff dates pursuant to Joint Rule 17 (a).

MESSAGE FROM THE GOVERNOR

Advising approval by him, July 15, 1985, of Enrolled **SBs 27, 29, 33, 37, 51** and **52.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, July 17, 1985, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 5:40 p.m. to meet Wednesday, July 17, 1985, at 1:00 p.m.

Eighty-ninth Legislative Day

Wednesday, July 17, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—45.

Excused: Boatner, Branch and Lamb.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Senator Johnson.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 29,** coauthored by Whorton of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1034, 1044, 1053, 1055, 1196** and **1269.**

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 1015.**

The above numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 77 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 31 and **32** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1565** was adopted upon motion of Senator Dawson.

HB 1565, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—39.

Excused: Boatner, Branch, Ford, Keller, Lamb, McIntyre, Pierce, Winn and York.—9.

The bill passed.

HB 1565, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 49.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 27.**

The above numbered enrolled resolution was referred to the Secretary of State.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 30
SB 32
SB 56
SB 106
SB 142
SB 304, coauthored by Ford and Howell of the Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 106** was called up for consideration.

Senator Johnson moved the adoption of the **CCR** on **SB 106.**

Senator Terrill moved to reject the conference committee report on **SB 106** and return to conference to extend the Commission for two years pending further study.

Senator Combs presiding.

Senator Terrill pressed his motion to return **SB 106** to conference, which motion was declared adopted upon roll call as follows:

Aye: Brown, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Hopkins, Howell, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Roberts, Rozell, Shedrick, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, and Young.—28.

Nay: Cain, Capps, Dawson, Green, Johnson, Landis, Rhodes, Sadler, Schuelein, Wright and York.—11.

Excused: Boatner, Branch, Ford, Keller, Lamb, Pierce, Porter, Randle and Winn.—9.

Upon motion of Senator Terrill, the **CCR** on **SB 106** was rejected, and further confer-

ence requested and same Senate conferees appointed as follows: Senators Johnson, Capps and Roberts.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Adams, Ira Trail, Tulsa, as a member to the Board of Mental Health, to serve an unexpired term of seven years ending December 31, 1986. Dr. Adams will succeed John McMillen. (Human Resources) Motion to confirm made by Senator Rhodes.

Berry, Robert "Bob", Enid, as a member to the Alcoholic Beverage Laws Enforcement Commission to serve an unexpired term of seven years ending June 23, 1990. Mr. Berry will succeed Rollin Nash. (Criminal Jurisprudence) Motion to confirm made by Senator Leonard upon written request of Senator Lamb.

Burch, Clarence, Mill Creek, as a member to the State Board of Agriculture, to serve a term of five years ending April 26, 1990. Mr. Burch will succeed himself. (Agriculture) Motion to confirm made by Senator Floyd upon written request of Senator Boatner.

Collier, Ron, Del City, as a member to the Board of Regents, Rose State College, to serve a term of seven years ending July1, 1992. Mr. Collier will succeed himself. (Higher Education) Motion to confirm made by Senator Brown.

Durham, James, Okeene, as a member to the Tourism and Recreation Commission to serve a term of six years ending July 1, 1990. Mr. Durham will succeed himself. (Tourism and Recreation) Motion to confirm made by Senator Giles.

Ewing, Thomas N., Tulsa, as a member to the Industry Advisory Committee to serve a term of six years ending June 30, 1990. Mr. Ewing will fill a new position per **SB 401.** (Economic Development) Motion to confirm made by Senator Smith.

Hollingsworth, Dr. Francis, El Reno, as a member to the Physician Manpower Training Commission, to serve a term of five years ending June 5, 1990. Dr. Hollingsworth will succeed himself. (Human Resources) Motion to confirm made by Senator Choate.

Kilpatrick, John, Jr., Oklahoma City, as a member to the Oklahoma Turnpike Authority, to serve a term of eight years ending July 1, 1992. Mr. Kilpatrick will succeed himself. (Transportation) Motion to confirm made by Senator McCune.

Kirch, Noel P., Oklahoma City, as a member to the State Board of Public Accountancy, to serve a term of five years ending June 30, 1990. Mr. Kirch will succeed J. Edd New. (Business and Labor) Motion to confirm made by Senator McCune.

Lundy, Barbara, Oklahoma City, as a member to the Board of Licensed Social Workers to serve a term of five years ending June 1, 1989. Ms. Lundy will succeed Jerry Dillion. (Human Resources) Motion to confirm made by Senator Cain.

McBee, James, Shawnee, as a member to the Oklahoma State Bureau of Investigation Commission to serve a term of seven years ending July 1, 1990. Mr. McBee will succeed himself. (Criminal Jurisprudence) Motion to confirm made by Senator Sadler.

Morton, Jay, Oklahoma City, as a member to the Board of Vocational and Technical Education to serve a term of six years ending April 1, 1991. Mr. Morton will succeed Gene Ross. (Public Education) Motion to confirm made by Senator McCune.

Wolf, Dr. Rudolph J., Skiatook, as a member to the Physician Manpower Train-

ing Commission to serve a term of five years ending June 5, 1990. Dr. Wolf will succeed himself. (Human Resources) Motion to confirm made by Senator Cullison.

Confirmation of the above named executive nominations was adopted upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—39.

Excused: Boatner, Branch, Keller, Lamb, Pierce, Porter, Randle, Shedrick and Winn.—9.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 208** was adopted upon motion of Senator Roberts.

SB 208, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—38.

Excused: Boatner, Branch, Choate, Keller, Lamb, McIntyre, Pierce, Porter, Shedrick and Winn.—10.

The bill passed.

SB 208, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 142** was adopted upon motion of Senator Dawson.

SB 142, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Excused: Boatner, Branch, Giles, Lamb, McIntyre, Pierce, Porter and Shedrick.—8.

The bill and emergency passed.

SB 142, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 30** was adopted upon motion of Senator Combs.

SB 30, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Roberts,

Rozell, Sadler, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, and Young.—33.

Nay: Green, Keller, McCune, Rhodes and Wright.—5.

Excused: Boatner, Branch, Ford, Lamb, Pierce, Porter, Schuelein, Shedrick, Smith and York.—10.

The Chair advised that Senator Schuelein, having been present in the Chamber during the vote on **SB 30** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 33; Nay: 6; Excused: 9.

The bill passed.

Senator Schuelein desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34; Nay: 5; Excused: 9.

The emergency passed.

SB 30, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Miller presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 32** was adopted upon motion of Senator Combs.

SB 32, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Nay: Dawson, Keller and Rhodes.—3.

Excused: Boatner, Branch, Lamb, Pierce, Porter, Shedrick and Smith.—7.

The bill and emergency passed.

SB 32, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the addition of House conferees as follows:

SB 228 — add Virtue and Haney.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 56** was adopted upon motion of Senator Terrill.

SB 56, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—38.

Nay: Dawson, Keller and Landis.—3.

Excused: Boatner, Branch, Lamb, Pierce, Porter, Shedrick and Wright.—7.

The bill passed.

Senator Landis desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39; Nay: 2; Excused: 7.

The emergency passed.

SB 56, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Cullison presiding.

PENDING CONSIDERATION OF CCR

The CCR on **SB 304** was adopted upon motion of Senator Floyd.

Senator McIntyre asked to coauthor **SB 304,** which was the order.

SB 304, as amended in conference, was read at length.

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

Aye: Brown, Capps, Cate, Choate, Cullison, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Leonard, Luton, McCune, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—32.

Nay: Cain, Cole, Combs, Giles, Landis, O'Connor, Pierce, Schuelein, Watson and Young.—10.

Excused: Boatner, Branch, Dawson, Lamb, Porter and Shedrick.—6.

The Chair advised that Senator Dawson, having been present in the Chamber during the vote on **SB 304** 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.

SB 304, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Rozell presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 281** were rejected upon motion of Senator O'Connor, conference requested, and Senate conferees appointed as follows: Senators Cate, Roberts, Dennis, Howell, Rozell, Shedrick and Taylor.

GENERAL ORDER

HB 1460 by Gish of the House and Cate of the Senate was called up for consideration.

Senator Cate 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 and emergency, the vote resulted as follows:

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis,

Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, York and Young.—38.

Nay: McCune, Pierce, Rhodes and Wright.—4.

Excused: Boatner, Branch, Lamb, Porter, Shedrick and Winn.—6.

The bill and emergency passed.

HB 1460 was properly signed and ordered returned to the Honorable House.

CONFEREES ADDED

Senator Luton announced the appointment of additional conferees on **SB 228** as Senators Leonard and Randle.

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 1007, coauthored by Williams (Freddye) of the House.

HB 1155, delete Lewis and substitute Abbott as principal House author and show Lewis and Glover of the House as coauthors and delete Cate and substitute Dennis as principal Senate author and show Cate as coauthor.

HB 1308

HB 1382, delete Brewster and substitute Abbott as principal House author and show Brewster as coauthor and delete Boatner and substitute Dennis as principal Senate author and show Boatner as coauthor.

HB 1393

HB 1424

HB 1463

Conference committee reports were read on the above numbered bills.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1007** was adopted upon motion of Senator Roberts.

Senator Cain asked to coauthor **HB 1007,** which was the order.

HB 1007, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Landis, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—35.

Nay: Ford, Howell, Pierce, Schuelein and Young.—5.

Excused: Boatner, Branch, Lamb, Leonard, McIntyre, Porter, Shedrick and Winn.—8.

The bill passed.

HB 1007, together with the conference committee report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 29 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Luton moved that the Senate recess until the hour of 3:15 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Roberts presiding. Senator Terrill questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1393** was called up for consideration.

Senator Johnson asked unanimous consent that **HB 1393** be laid over, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1459,** requesting conference and naming conferees as follows: Gish, Hobson and Johnson and advising that the House has suspended Joint Rule 17(a) exempting **HB 1459** from all cutoff dates.

MESSAGE FROM THE HOUSE

Advising that conferees were unable to agree on the 2nd **CCR** for **HB 1243.**

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1209** and naming same House conferees as follows: Mentzer, Davis (Frank) and Larason.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1005** and **1022.**

HCR 1005 — By Thompson, Barker, Williams (Penny) and Hunter of the House and Cate and Shedrick of the Senate.

A concurrent resolution directing study of State's higher education system; expressing legislative intent; defining contents of study; providing for task force committee and specifying composition thereof; providing for oversight of study and imposing certain duties upon committees; providing for selection of research group; and requiring a report.

HCR 1022 — By Adair and Riggs of the House and Rozell of the Senate.

A concurrent resolution memorializing Congress to amend the National Wild and Scenic Rivers System Act to apply certain prohibitions to areas designated scenic river areas by state law; and directing distribution.

The above numbered measures were read the first time.

GENERAL ORDER

HB 1569 by Sherrer, et al, of the House and Dennis of the Senate was called up for consideration.

Senator Terrill moved to amend **HB 1569,** Page 3, Line 5, by adding after the word "teacher" the following: ", teacher's aide, administrative staff, bus drivers, support personnel or security personnel, whether full or part-time if employed by the district;" and on Page 4, Line 3, change the word "teacher's" to read "individual's", which amendment was declared adopted.

Senator Dennis 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: Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—35.

Excused: Boatner, Branch, Cain, Ford, Johnson, Lamb, McIntyre, Porter, Rhodes, Shedrick, Smith, Wright and Young.—13.

The bill and emergency passed.

HB 1569 was referred for engrossment.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

Senator Cate asked unanimous consent to suspend Rule 5-4 and refer **HCR 1005** direct to the Calendar for consideration, which was the order.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1459** was ordered granted, and Senate conferees appointed as follows: Senators Combs, Cullison and Luton.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 77.**

The above numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 29, 31** and **32.**

The above numbered enrolled resolutions were referred to the Secretary of State.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 28
SB 57
SB 61
SB 95 (2nd **CCR**)
SB 100
SB 112
SB 129
SB 140 (conferees unable to agree)
SB 176 (conferees unable to agree)
SB 212
SB 237
SB 268 (conferees unable to agree)
SB 276 (2nd **CCR**)

Pursuant to the above report and Joint Rule 10(g), **SBs 140, 176** and **268** revert to the status they occupied before being sent to conference committee and will remain on the Senate Calendar under "House Amendments to Senate Bills".

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 95** was adopted upon motion of Senator Green.

SB 95, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Giles, Green, Hopkins, Howell, Keller, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Sadler, Smith, Stipe, Taylor, Watson, Winn, Wright and York.—33.

Nay: Dawson, Floyd, Leonard, Rozell, Schuelein, Taliaferro and Terrill.—7.

Excused: Boatner, Branch, Ford, Johnson, Lamb, Porter, Shedrick and Young.—8.

The bill passed.

SB 95, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 106** and naming same House conferees as follows: Sanders, Kamas and Whorton.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1424** was adopted upon motion of Senator Terrill.

HB 1424, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Dahl, Dennis, Floyd, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Excused: Boatner, Branch, Cullison, Dawson, Ford, Giles, Johnson, Lamb, Porter, Shedrick and Young.—11.

The bill and emergency passed.

HB 1424, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HCR 1005 by Thompson, et al, of the House and Cate and Shedrick of the Senate was called up for consideration.

HCR 1005 was adopted upon motion of Senator Cate, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1050,** requesting further conference and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 281,** and naming House conferees as follows: Abbott, Davis (Guy), Duckett, Duke, Formby, Patrick and Virtue.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 276** was adopted upon motion of Senator Taylor.

SB 276, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—37.

Nay: McCune.—1.

Excused: Boatner, Branch, Ford, Giles, Johnson, Lamb, Porter, Shedrick, Winn and Young.—10.

The bill passed.

SB 276, 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 Luton, the request of the Honorable House for further conference on **HB 1050** was ordered granted, and measure rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1308** was adopted upon motion of Senator Cain.

Senator Howell asked to coauthor **HB 1308,** which was the order.

HB 1308, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Pierce.—1.

Excused: Boatner, Branch, Ford, Lamb, Porter, Shedrick and Taylor.—7.

The bill passed.

HB 1308, together with the conference committee report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Rozell asked unanimous consent to suspend Rule 5-4 and refer **HCR 1022** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1022 by Adair and Riggs of the House and Rozell of the Senate was called up for consideration.

All other members of the Senate except Senator Dawson asked to coauthor **HCR 1022,** which was the order.

HCR 1022 was adopted upon motion of Senator Rozell, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills and resolution, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1025
HB 1026, coauthored by Hooper, Glover, Talley and Johnson of the House.
HB 1028, coauthored by Glover of the House.
HB 1031, coauthored by Glover of the House.
HB 1033, coauthored by Glover of the House.
HB 1045 (2nd CCR)
HB 1052
HB 1111
HB 1372
HB 1559
HCR 1007, coauthored by Talley of the House.

Conference committee reports were read on the above measures.

Senator Rhodes presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1045** was adopted upon motion of Senator Roberts.

HB 1045, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Nay: Dawson, McCune and Pierce.—3.

Excused: Boatner, Branch, Ford, Howell, Lamb, Porter, Randle and Shedrick.—8.

The bill and emergency passed.

HB 1045, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1111** was adopted upon motion of Senator Roberts.

HB 1111, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Boatner, Branch, Ford, Lamb, Porter, Randle and Shedrick.—7.

The bill and emergency passed.

HB 1111, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1463** was adopted upon motion of Senator Taylor.

Senator Terrill asked to coauthor **HB 1463,** which was the order.

HB 1463, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Branch, Ford, Lamb, Porter and Shedrick.—6.

The bill passed.

HB 1463, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1372** was adopted upon motion of Senator Cain.

HB 1372, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Boatner, Branch, Ford, Lamb, Porter and Shedrick.—6.

The bill passed.

HB 1372, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1559** was called up for consideration.

Senator Dennis asked unanimous consent that **HB 1559** be laid over, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1243,** requesting conference and naming conferees as follows: Riggs, Gish and Hamilton (James) with the following instructions:

1. amend Section 6 to provide for punitive damages of not more than $1,000 for a party found to be in violation of the act for the first time, of not more than $2,000 for a party found to be in violation of the act a second time, and of not more than $5,000 for a party found to be in violation of the act two or more times; and

2. further amend Section 6 to provide that in order for punitive damages to be awarded there must be a finding that the violation was willful, wanton and oppressive; and

3. further amend Section 6 to provide for awarding of costs including attorney fees to the complaining party who prevails and costs including attorney fees to the party complained against if the agency finds the complaint to be clearly frivolous or if the court finds the complaint was frivolous and the agency dealt with the complained against party in a willful, wanton and oppressive manner, in which case the costs would be awarded against the agency; and

4. amend Section 2 by adding the following:

"No other categories or classes of citizens are protected under this act. The Human Rights Commission shall have no authority or jurisdiction to act on complaints based on any kind of discrimination other than those kinds prohibited herein."

PENDING CONSIDERATION OF CCR

The CCR on **HB 1033** was adopted upon motion of Senator Combs.

Senator Howell asked to coauthor **HB 1033,** which was the order.

HB 1033, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson,

Dennis, Floyd, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—37.

Nay: Giles, Green, McCune and Pierce.—4.

Excused: Boatner, Branch, Ford, Lamb, Porter, Shedrick and Winn.—7.

The bill and emergency passed.

HB 1033, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 28** was adopted upon motion of Senator Combs.

SB 28, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—40.

Nay: Luton.—1.

Excused: Boatner, Branch, Dennis, Ford, Lamb, Porter and Shedrick.—7.

The bill and emergency passed.

SB 28, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1569 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1031** was adopted upon motion of Senator Combs.

HB 1031, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, York and Young.—32.

Nay: Choate, Cole, Dawson, Keller, McCune, Pierce, Smith, Watson and Wright.—9.

Excused: Boatner, Branch, Ford, Lamb, Porter, Shedrick and Winn.—7.

The bill and emergency passed.

HB 1031, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1025** was adopted upon motion of Senator Combs.

HB 1025, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill, and York.—28.

Nay: Choate, Cole, Dawson, Green, McCune, O'Connor, Pierce, Rhodes, Sadler, Watson, Wright and Young.—12.

Excused: Boatner, Branch, Ford, Lamb, Porter, Shedrick, Smith and Winn.—8.

The bill passed.

Senators Dawson, Sadler, O'Connor, Cole and Choate desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 7; Excused: 8.

The emergency passed.

HB 1025, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1052** was adopted upon motion of Senator Schuelein.

HB 1052, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—39.

Excused: Boatner, Branch, Ford, Lamb, Porter, Randle, Shedrick, Smith and Winn.—9.

The bill and emergency passed.

HB 1052, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Rozell presiding.

PENDING CONSIDERATION OF CCR

The**CCR** on **SB 57** was adopted upon motion of Senator Terrill.

SB 57, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—37.

Nay: Dawson, McCune, Pierce, Rhodes and Young.—5.

Excused: Boatner, Branch, Ford, Lamb, Porter and Shedrick.—6.

The bill and emergency passed.

SB 57, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 61** was rejected upon motion of Senator Luton; further conference requested, and measure to be rereferred to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1243** was ordered granted, and Senate conferees appointed as follows: Senators McIntyre, Porter and Floyd.

EXECUTIVE NOMINATIONS

Executive nominations have been approved by committee as follows:

Atkinson, H.B., Midwest City, as a member to the Wildlife Commission, to serve a term of eight years ending July 1, 1993. Mr. Atkinson will succeed himself. (Wildlife) Motion to confirm made by Senator Howell.

Carmichael, Weldon C., Oklahoma City, as a member to the Board of Corrections to serve an unexpired term of six years ending March 15, 1987. Mr. Carmichael will succeed James A. Kirk (Criminal Jurisprudence) Motion to confirm made by Senator Keller.

Drake, Josh M., Mangum, as a member to the War Veterans Commission, to serve a term of three years ending July 1, 1988. Mr. Drake will succeed himself. (General Government) Motion to confirm made by Senator Capps.

Gunn, Dr. C. Morris, Oklahoma City, as a member to the Physician Manpower Training Commission, to serve a term of five years ending June 5, 1990. Dr. Gunn will succeed Dr. C.S. Lewis, Jr. (Human Resources) Motion to confirm made by Senator Keller.

Lyons, Carl, Tulsa, as a member to the Board of Pharmacy, to serve a term of five years ending June 30, 1990. Mr. Lyons will succeed himself. (Human Resources) Motion to confirm made by Senator Smith.

McMillian, Joseph, Weatherford, as a member to the Oklahoma Securities Commission to serve a term of six years ending July 25, 1987. Mr. McMillian will succeed himself. (Banks and Banking) Motion to confirm made by Senator Winn.

Sasseen, Elvus, Yukon, as a member to the Fire Marshal Commission, to serve a term of five years ending July 1, 1990. Mr. Sasseen will succeed Byron Hollander. (General Government) Motion to confirm made by Senator Choate.

Confirmation of the above named executive nominations was adopted upon roll call as follows:

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Winn, Wright and Young.—37.

Excused: Boatner, Branch, Ford, Giles, Lamb, Leonard, Porter, Randle, Shedrick, Taylor and York.—11.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1393** was called up for consideration.

Senator Johnson moved the adoption of the **CCR** on **HB 1393.**

Senator Terrill moved to reject the **CCR** for **HB 1393** and return the same for further conference to:

1. Remove subsection B, Lines 16 through 25 on Page 6.

2. Remove all of Section 11 on Pages 11 and 12.

3. Return the same report as instructed on or before the 90th legislative day.

Senator Terrill pressed his motion to return **HB 1393** to conference and requested further conference from the House, which motion was declared adopted.

The same Senate conferees on **HB 1393** were appointed as follows: Senators Johnson, Taliaferro and Wright.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 100** was adopted upon motion of Senator Winn.

SB 100, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Boatner, Branch, Ford, Giles, Lamb, McIntyre, Porter, Randle and Shedrick.—9.

The bill and emergency passed.

SB 100, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 306,** requesting further conference and naming same conferees as follows: Littlefield, Duke and Davis (Guy).

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 129** was adopted upon motion of Senator Pierce.

SB 129, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Excused: Boatner, Branch, Ford, Lamb, Porter, Shedrick and Winn.—7.

The bill passed.

SB 129, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1559** was rejected upon motion of Senator Dennis; further conferenced requested, and same Senate conferees appointed as follows: Senators Dennis, Boatner, Roberts, Howell and Shedrick.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 237** was adopted upon motion of Senator Leonard.

SB 237, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—41.

Excused: Boatner, Branch, Ford, Lamb, Porter, Shedrick and Winn.—7.

The bill and emergency passed.

SB 237, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 212** was adopted upon motion of Senator Taylor.

SB 212, 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, Cole, Combs, Cullison, Dahl, Dawson, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—38.

Excused: Boatner, Branch, Brown, Dennis, Ford, Lamb, McIntyre, Porter, Shedrick and Smith.—10.

The bill and emergency passed.

SB 212, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1026** was adopted upon motion of Senator Combs.

HB 1026, as amended in conference, was read at length.

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

Aye: Brown, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Excused: Boatner, Branch, Cain, Ford, Lamb, McIntyre, Porter, Shedrick and Smith.—9.

The Chair advised that Senator Cain, having been present in the Chamber during the vote on **HB 1026** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 39; Nay: 1; Excused: 8.

The bill passed.

Senator Cain desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40; Excused: 8.

The emergency passed.

HB 1026, together with the conference committee report thereon, was ordered returned to the Honorable House.

FIRST READING

The following was introduced and read the first time:

SCR 33 — By Randle, Cole, Dennis, Leonard, Johnson, Wright, Rhodes and Green of the Senate and Barker, Glover, Leftwich, Williams (Penny), Henry, Hamilton (James), Kincheloe, Davis (Frank), Davis (Guy), Riggs and Williamson of the House.

A concurrent resolution creating a Special Committee of the Legislature for the purpose of studying the Oklahoma Tax Commission; providing for membership and organization of the Committee; granting Committee authority to administer oaths, subpoena witnesses and hear evidence; authorizing reimbursement; allowing Committee to request assistance on information from state agencies; requiring state agencies to comply with such requests; and requiring a written report.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

President Pro Tempore Randle asked unanimous consent to suspend Rule 5-4 and refer **SCR 33** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 33 by Randle, et al, of the Senate and Barker, et al, of the House was called up for consideration.

Senators Keller, Pierce, O'Connor, McCune and Choate asked to coauthor **SCR 33,** which was the order.

SCR 33 was adopted upon motion of Senator Randle and referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SB 306** was ordered granted, and same Senate conferees appointed as follows: Senators York, Luton and Cain.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 23,** coauthored by Henry, Schroeder, Henshaw and all other members of the House.

The above numbered measure was referred for enrollment.

CONFERENCE COMMITTEE REPORTS

Conference committee report was read on the following bill:

SB 306 (2nd CCR)

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1152.**

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 306** was adopted upon motion of Senator York.

SB 306, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, Randle,

Rhodes, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—37.

Excused: Boatner, Branch, Choate, Ford, Lamb, O'Connor, Pierce, Porter, Shedrick and Stipe.—10.

*Not Voting: Smith.—1.

*Senator Smith asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

SB 306, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 112** was adopted upon motion of Senator Taylor.

SB 112, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Choate, Cole, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Leonard, Luton, McIntyre, Miller, Rhodes, Roberts, Rozell, Sadler, Smith, Taylor, Terrill, Watson, Winn, Wright, York and Young.—30.

Nay: Combs, Cullison, Johnson, Landis, McCune, Schuelein and Taliaferro.—7.

Excused: Boatner, Branch, Ford, Keller, Lamb, O'Connor, Pierce, Porter, Randle, Shedrick and Stipe.—11.

The bill passed.

Senators Landis and Taliaferro desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 5; Excused: 11.

The emergency passed.

SB 112, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising that pursuant to Joint Rule 10(g), conferees are unable to agree on **HBs 1504** and **1551.**

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HBs 1393** and **1559,** and naming same House conferees.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1209 (2nd **CCR**) coauthored by Cox of the House
HB 1437
HB 1442

Conference committee reports were read on the above measures.

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 1, 42, 56, 60, 95, 142** and **276** as coauthored by Schroeder of the House.

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 28** as coauthored by Schroeder, Harris (Ken), Talley and Hooper of the House.

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended: Engrossed **SBs 30** as coauthored by Glover of the House, **32, 57, 100, 212** and **306** as coauthored by Schroeder and Hamilton (James) of the House.

The above numbered bills, as amended in conference, were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 30, 32, 56 and **60** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 30, 32, 56** and **60.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, July 15, 1985, of Enrolled **SBs 34, 54, 58, 59, 158, 202, 239, 255, 313** and **320** and on July 16, 1985 of Enrolled **SB 89.**

Senator Luton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Friday, July 19, 1985, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 7:35 p.m. to meet Friday, July 19, 1985, at 10:00 a.m.

Ninetieth Legislative Day

Friday, July 19, 1985

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Lamb and Shedrick.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Senator Johnson.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1112,** requesting conference and naming conferees as follows: Anderson, McMillen and Hamilton (James).

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 129** and **237.**

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1112** was ordered granted, and Senate conferees appointed as follows: Senators McCune, Cain and Terrill.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1007, 1025, 1026, 1031, 1033, 1045, 1052, 1111, 1152, 1308, 1372, 1424, 1460, 1463** and **1565.**

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 **HCRs 1005** and **1022.**

The above numbered enrolled resolutions were properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

Conference committee report was read on the following bill.

SB 24

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1398** and **HJR 1018.**

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1050,** requesting further conference and rereferring bill to GCCA.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 208,** coauthored by George and Kelly of the House, requesting further conference and naming same conferees as follows: Converse, George and Brewster.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SB 208** was ordered granted, and same Senate conferees appointed as follows: Senators Roberts, Dennis and McIntyre.

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1050** was ordered granted, and measure rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 24** was adopted upon motion of Senator Combs.

SB 24, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—34.

Nay: Cole and McCune.—2.

Excused: Boatner, Branch, Choate, Dawson, Lamb, O'Connor, Pierce, Porter, Shedrick, Stipe, Winn and York.—12.

The bill and emergency passed.

SB 24, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1155** was adopted upon motion of Senator Dennis.

Representative Schroeder asked to coauthor **HB 1155,** which was the order.

HB 1155, as amended in conference, was read at length.

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

Aye: Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Leonard, Luton, McCune, McIntyre,

Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and Wright.—35.

Nay: Young.—1.

Excused: Boatner, Branch, Choate, Dawson, Hopkins, Lamb, O'Connor, Pierce, Shedrick, Stipe and York.—11.

* Not voting: Landis.—1.

* Senator Landis asked to be shown not voting for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

HB 1155, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1028** was rejected upon motion of Senator Luton; further conference requested, measure to be rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 5,** coauthored by Vaughn of the House.

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising recall of message and **SB 212** in order for the House of Representatives to give further consideration.

Pursuant to the House message, **SB 212** was returned to the House.

Senator Luton 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 Rozell presiding.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

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

SBs 1, 28, 42, 57, 95, 100, 142, 276 and **306** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 23 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1382** was adopted upon motion of Senator Dennis.

HB 1382, 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, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Green, Hopkins, Johnson, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Wright and York.—33.

Nay: Giles, Keller, Landis and Young.—4.

Excused: Boatner, Choate, Floyd, Ford, Howell, Lamb, O'Connor, Sadler, Shedrick, Taylor and Winn.—11.

The bill and emergency passed.

HB 1382, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1393,** requesting further conference and naming same conferees as follows: McCorkell, Anderson and Duckett.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 112,** requesting further conference and naming same conferees as follows: Hobson, Vanatta and Gish.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 1, 28, 42, 57, 95, 100, 142, 276** and **306.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 23.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising that the House has rescinded fourth reading and adoption of **CCR** on **SB 212** and has rejected the **CCR,** requested further conference and naming same conferees as follows: Brown, Pitezel and Heaton.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SBs** was ordered granted, and same Senate conferees appointed as follows:

SB 112 — Taylor, Cate and Leonard
SB 212 — Taylor, Shedrick and Brown

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 1036
HB 1042
HB 1243 (3rd **CCR**) (emergency failed)
HB 1338
HB 1408
HB 1459

Conference committee reports were read on the above numbered bills.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 61,** and rereferring bill to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1338** was adopted upon motion of Senator Taliaferro.

HB 1338, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Wright, York and Young.—37.

Excused: Boatner, Choate, Floyd, Ford, Howell, Lamb, O'Connor, Sadler, Shedrick, Taylor and Winn.—11.

The bill passed.

HB 1338, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 26
SB 50
SB 55
SB 61 (2nd CCR)
SB 327, coauthored by Dawson and Cole of the Senate and Hamilton (James) of the House.

MESSAGE FROM THE HOUSE HAs to SENATE BILLS

Advising passage of and returning the following engrossed bill as amended:

SB 353, coauthored by Duckett of the House.

House amendments were read on the above numbered bill.

PENDING CONSIDERATION OF CCR

The CCR on **SB 50** was adopted upon motion of Senator Schuelein.

SB 50, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, Miller, O'Connor, Pierce, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Cole, Dawson, Green and McCune.—4.

Excused: Boatner, Lamb, McIntyre, Porter and Shedrick.—5.

The bill and emergency passed.

SB 50, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 26** was adopted upon motion of Senator Combs.

SB 26, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, Miller, O'Connor, Pierce, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—35.

Nay: Cole, Giles, McCune, Smith, Winn and Young.—6.

Excused: Boatner, Lamb, Leonard, McIntyre, Porter, Randle and Shedrick.—7.

The bill and emergency passed.

SB 26, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1442** was rejected upon motion of Senator Luton; further conference requested, and same Senate conferees appointed as follows: Senators Taylor, Combs, Cullison, Shedrick and Brown.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1459** was adopted upon motion of Senator Combs.

Senator Dawson asked to coauthor **HB 1459,** which was the order.

HB 1459, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Pierce, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Boatner, Lamb, McIntyre, Randle and Shedrick.—5.

The bill and emergency passed.

HB 1459, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1155** and **1398** and **HJR 1018.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended: Engrossed **SB 24.**

The above numbered bill, as amended in conference, was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 55** was adopted upon motion of Senator Terrill.

SB 55, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: McCune.—1.

Excused: Boatner, Lamb and Shedrick.—3.

The bill and emergency passed.

SB 55, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 24, 129 and **237** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 5 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1209** was called up for consideration.

Senator Cain moved the adoption of the **CCR** to **HB 1209.**

Senator Pierce moved to reject the conference committee report on **HB 1209** and instruct the conferees to adopt a plan to encourage State court judges to jail persons guilty of nonpayment of child support. The plan shall require the Department of Human Services to report the success of said procedure to the Legislature prior to April 1, 1986.

Senator Cain moved to table the Pierce motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Floyd, Giles, Hopkins, Johnson, Landis, Luton, McCune, McIntyre, Miller, Randle, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson and York.—27.

Nay: Choate, Combs, Dawson, Dennis, Ford, Green, Keller, Leonard, O'Connor, Pierce, Porter, Rhodes, Roberts, Wright and Young.—15.

Excused: Boatner, Howell, Lamb, Shedrick, Stipe and Winn.—6.

Senator Cullison presiding.

The 2nd **CCR** on **HB 1209** was adopted upon motion of Senator Cain.

HB 1209, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Cole, Cullison, Dahl, Floyd, Ford, Giles, Green, Howell, Johnson, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill, Watson, Winn and York.—32.

Nay: Dawson, Dennis, Hopkins, Keller, Leonard, Pierce, Porter, Roberts, Wright and Young.—10.

Excused: Boatner, Choate, Combs, Lamb, Shedrick and Stipe.—6.

The bill passed.

Senator Combs desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 10; Excused; 5.

The emergency passed.

HB 1209, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 353** were rejected upon motion of Senator Luton, conference requested, and

Senate conferees appointed as follows: Senators Hopkins, Keller and Porter.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 61** was adopted upon motion of Senator Cate.

SB 61, as amended in conference, was read at length.

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

Aye: Cate, Cullison, Luton, Miller, Randle, Rozell, Sadler, Schuelein, Stipe, Taylor, Winn and Wright.—12.

Nay: Branch, Brown, Cain, Capps, Cole, Combs, Dahl, Dawson, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Landis, Leonard, McCune, McIntyre, O'Connor, Pierce, Porter, Rhodes, Roberts, Smith, Taliaferro, Terrill, Watson, York and Young.—30.

Excused: Boatner, Choate, Dennis, Hopkins, Lamb and Shedrick.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Cate moved that the vote be reconsidered whereby **SB 61** failed.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby **SB 61** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Keller, Landis, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Excused: Boatner, Hopkins, Lamb, Leonard and Shedrick.—5.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 61** was rejected upon motion of Senator Cate; further conference requested, measure to be rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1408** was adopted upon motion of Senator Smith.

HB 1408, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Boatner, Lamb, Shedrick and Winn.—4.

The bill passed.

HB 1408, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1042** was adopted upon motion of Senator Roberts.

HB 1042, 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, Brown, Cain, Capps, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—42.

Nay: Cole, McCune and Young.—3.

Excused: Boatner, Lamb and Shedrick.—3.

The bill and emergency passed.

HB 1042, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of 3rd **CCR** to Engrossed **HB 1050,** requesting conference and rereferring bill to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1036** was adopted upon motion of Senator Taylor.

Senator Howell asked to coauthor **HB 1036,** which was the order.

HB 1036, 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, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Nay: McCune.—1.

Excused: Boatner, Lamb and Shedrick.—3.

The bill and emergency passed.

HB 1036, together with the conference committee report thereon, was ordered returned to the Honorable House.

BILL WITHDRAWN — REREFERRED

Senator Cate asked unanimous consent that **HB 1548** be withdrawn from the Calendar and rereferred to the Business and Labor Committee, which was the order.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1050** was ordered granted, and measure rereferred to GCCA.

Senator Rozell presiding.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1243** was adopted upon motion of Senator McIntyre.

Senators Stipe and Terrill asked to coauthor **HB 1243,** which was the order.

HB 1243, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and York.—40.

Nay: Pierce.—1.

Excused: Boatner, Hopkins, Keller, Lamb, Shedrick, Winn and Young.—7.

The bill passed.

HB 1243, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 327** was adopted upon motion of Senator Leonard.

Senator Johnson asked to coauthor **SB 327,** which was the order.

SB 327, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Capps, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—43.

Nay: Pierce.—1.

Excused: Boatner, Howell, Lamb and Shedrick.—4.

The bill passed.

SB 327, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Luton moved that the Senate stand recessed until the hour of 4:45 p.m., which motion prevailed.

*

The Senate reassembled in its Chamber with Senator Miller presiding.

Senator Luton questioned a quorum.

The roll was ordered called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising that pursuant to Joint Rule 10 (g), conferees were unable to agree on **HBs 1112, 1234, 1277, 1388** and **1559.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 24, 129** and **237.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 5.**

The above numbered enrolled resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1434.**

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 26, 50, 55** and **304.**

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1028,** 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 measure as amended:

HB 1028 (2nd **CCR**), coauthored by Howell.
HB 1048
HB 1050 (4th **CCR**)
HB 1056
HB 1370
HB 1436

Conference committee reports were read on the above numbered bills.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB 353,** and naming House conferees as follows: Ferguson, Anderson and Logan.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1436** was adopted upon motion of Senator Stipe.

HB 1436, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Green, Howell, Luton, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Sadler, Stipe, Taylor, Terrill, Watson and Winn.—27.

Nay: Cain, Choate, Giles, Johnson, Keller, Landis, Leonard, McCune, O'Connor, Pierce, Rozell, Schuelein, Smith, Taliaferro, Wright and Young.—16.

Excused: Capps, Hopkins, Lamb, Shedrick and York.—5.

The bill passed.

Senators Taliaferro, Landis, Schuelein, Cain, York and Giles desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay 11; Excused: 4.

The emergency passed.

HB 1436, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 35
SB 45
SB 48
SB 112 (2nd **CCR**)
SB 228
SB 353

MOTION —
HB 1393

Senator Terrill moved to amend instructions to conferees of Wednesday, July 17, 1985, on **HB 1393** as follows: Delete instruction #2 and replace with: "set an effective date allowing 5 years lead time on the tinted glass provision", which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1028** was adopted upon motion of Senator Combs.

HB 1028, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—44.

Excused: Capps, Lamb, Shedrick and Winn.—4.

The bill and emergency passed.

HB 1028, 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 61,** and rereferring bill to GCCA.

Senator Rozell presiding.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1442,** and naming same House conferees as follows: Henry, Hamilton (James), Brewster, Williams (Penny) and Barker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1338, 1382, 1434, 1459** and **1569.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

CODE OF ETHICS
AND CODE OF CONDUCT

Senator Schuelein moved that the Code of Ethics and the Code of Conduct approved in the 39th Legislature be adopted for the 40th Legislature, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright and Young.—42.

Excused: Capps, Keller, Lamb, Shedrick, Winn and York.—6.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 112** was adopted upon motion of Senator Taylor.

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, Brown, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Taylor, Terrill, Wright and Young.—34.

Nay: Branch, Cain, Dawson, Johnson, McCune, Schuelein and Watson.—7.

Excused: Capps, Howell, Keller, Lamb, Shedrick, Winn and York.—7.

The bill and emergency passed.

SB 112, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 26, 50, 55 and **304** 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 228** was adopted upon motion of Senator Taylor.

SB 228, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Cate, Choate, Cole, Dahl, Dawson, Ford, Green, Hopkins, Howell, Johnson, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Randle, Rhodes, Rozell, Sadler, Smith, Taylor, Terrill, Watson, Winn, Wright and York.—30.

Nay: Boatner, Combs, Cullison, Dennis, Floyd, Giles, Landis, Pierce, Porter, Roberts, Schuelein, Stipe and Young.—13.

Excused: Capps, Keller, Lamb, Shedrick and Taliaferro.—5.

The bill passed.

Senators Dennis, Schuelein, Landis and Floyd 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.

SB 228, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 327,** requesting further conference and naming same conferees as follows: Davis (Frank), Williamson and Hamilton (James).

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **SB 327** and **HB 1393** was ordered granted, and same Senate conferees appointed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 353** was adopted upon motion of Senator Hopkins.

SB 353, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Pierce, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—44.

Excused: Capps, Keller, Lamb and Shedrick.—4.

The bill and emergency passed.

SB 353, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 45** was adopted upon motion of Senator Roberts.

SB 45, 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, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—33.

Nay: Choate, Ford, Green, Leonard, McCune, O'Connor, Pierce, Rhodes, Smith, Watson and Wright.—11.

Excused: Capps, Keller, Lamb and Shedrick.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Pursuant to Rule 12-23 Senator Roberts moved that the vote be reconsidered whereby **SB 45** passed.

MOTION TO RECONSIDER VOTE

Senator Roberts pressed his motion to reconsider the vote whereby **SB 45** passed, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—42.

Excused: Capps, Keller, Lamb, McIntyre, Pierce and Shedrick.—6.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 45** was rejected upon motion of Senator Roberts; further conference requested, and measure to be rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1036, 1209, 1243** and **1408.**

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 48** was adopted upon motion of Senator Roberts.

SB 48, 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, Brown, Cain, Cate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—36.

Nay: Choate, Cole, Ford, McCune, O'Connor, Pierce and Watson.—7.

Excused: Capps, Keller, Lamb, Randle and Shedrick.—5.

The bill and emergency passed.

SB 48, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 4th **CCR** on **HB 1050** was adopted upon motion of Senator Schuelein.

HB 1050, 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, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Porter, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—38.

Nay: Choate, McCune, Pierce, Rhodes and Wright.—5.

Excused: Capps, Keller, Lamb, Randle and Shedrick.—5.

The bill and emergency passed.

HB 1050, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Floyd presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 26, 50, 55** and **304.**

The above numbered enrolled measures were referred to the Governor.

Senator Rozell presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1048** was adopted upon motion of Senator Roberts.

HB 1048, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill and York.—28.

Nay: Choate, Cole, Ford, Giles, Green, Keller, McCune, O'Connor, Rhodes, Smith, Watson, Wright and Young.—13.

Excused: Capps, Dawson, Hopkins, Lamb, Pierce, Shedrick and Winn.—7.

The bill passed.

Senators Ford, Smith, Green 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: 9; Excused: 7.

The emergency passed.

HB 1048, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1056** was adopted upon motion of Senator Terrill.

HB 1056, 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, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Floyd, Ford, Hopkins, Howell, Johnson, Keller, Landis, Luton, McCune, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—34.

Nay: Choate, Dennis, Giles, Green, Leonard, McIntyre, O'Connor and Porter.—8.

Excused: Capps, Dawson, Lamb, Pierce, Shedrick and Winn.—6.

The bill and emergency passed.

HB 1056, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1370** was adopted upon motion of Senator Cain.

Senator Terrill asked to coauthor **HB 1370,** which was the order.

HB 1370, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Stipe, Taliaferro, Taylor, Terrill, Watson, Wright, York and Young.—37.

Nay: Choate, Keller, O'Connor, Schuelein and Smith.—5.

Excused: Capps, Dawson, Lamb, Pierce, Shedrick and Winn.—6.

The bill passed.

HB 1370, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

HB 1049

Conference committee report was read on the above numbered bill.

DECLARATION OF VOTE

Senator Boatner asked that the record reflect had he been present at the time the votes were taken he would have voted "Aye" on the following: 2nd CCR on **SBs 1, 27, 28, 29, 30, 32, 33, 37, 40, 42, 49, 51, 52, 54, 56, 57, 58, 59, 60, 77, 95, 100, 112, 129, 142, 208, 212, 237, 276** and **353; HBs 1007, 1025, 1026, 1027, 1031, 1032, 1033, 1034, 1044, 1045, 1051, 1052, 1053, 1054, 1055, 1059, 1111, 1209, 1269, 1308, 1372, 1424, 1463, 1565** and **1569** and a "Nay" vote on the following: the Cain tabling motion to the Winn motion to appeal the ruling of the Chair on **SB 1, SB 304, SB 306,** and **HBs 1196** and **1460,** which was the order.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills.

SB 31
SB 43
SB 44
SB 45 (2nd CCR)
SB 47
SB 61 (3rd CCR)
SB 208 (2nd CCR)
SB 327 (2nd CCR)

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 327** was adopted upon motion of Senator Leonard.

SB 327, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, O'Connor, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—41.

Excused: Capps, Dawson, Lamb, McIntyre, Pierce, Porter and Shedrick.—7.

The bill and emergency passed.

SB 327, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1049** was called up for consideration .

Senator Taliaferro moved the adoption of the CCR on **HB 1049.**

Senators Young and Boatner moved to reject the conference committee report on **HB 1049** and instruct the conference committee to provide a due process hearing before some tribunal for a due process hearing and delete all language beginning on Page 3, Line 28 authorizing an attorney.

Senator Smith moved to amend the Young-Boatner motion and to return **HB 1049** to conference with the following instruction that if an appointment is not made within 30 days the hold-over commissioners shall not continue to serve.

Senator Combs moved to table the Smith motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Brown, Cain, Cate, Combs, Cullison, Dahl, Floyd, Hopkins, Howell, Johnson, Luton, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—24.

Nay: Boatner, Branch, Choate, Cole, Dennis, Ford, Giles, Green, Keller, Landis,

Leonard, McCune, McIntyre, O'Connor, Rhodes, Smith, Watson, Wright and Young.—19.

Excused: Capps, Dawson, Lamb, Pierce and Shedrick.—5.

Senator McCune moved to amend the Young-Boatner motion and to reject the conference committee report on **HB 1049** and have it returned to committee with instructions to remove the following language on Lines 5 and 6 of Page 5, "the present commissioner shall continue to serve or".

Senator Taliaferro moved to table the McCune motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Howell, Johnson, Luton, Miller, Randle, Schuelein, Stipe, Taliaferro, Taylor, Terrill and York.—18.

Nay: Boatner, Branch, Choate, Cole, Floyd, Ford, Giles, Green, Hopkins, Keller, Landis, Leonard, McCune, McIntyre, O'Connor, Porter, Rhodes, Roberts, Rozell, Sadler, Smith, Watson, Winn, Wright and Young.—25.

Excused: Capps, Dawson, Lamb, Pierce and Shedrick.—5.

Senator McCune pressed the adoption of his motion to the Young-Boatner motion, which motion was declared adopted.

Senator Young pressed the adoption of the Young-Boatner motion.

Senator Taliaferro moved to table the Young-Boatner motion, as amended, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Cain, Cate, Combs, Cullison, Dahl, Howell, Johnson, Luton, Randle, Rozell, Schuelein, Stipe, Taliaferro, Taylor, Terrill and York.—17.

Nay: Boatner, Branch, Choate, Cole, Dennis, Floyd, Ford, Giles, Green, Hopkins, Keller, Landis, Leonard, McCune, McIntyre, Miller, O'Connor, Porter, Rhodes, Roberts, Sadler, Smith, Watson, Winn, Wright and Young.—26.

Excused: Capps, Dawson, Lamb, Pierce and Shedrick.—5.

Senator Taliaferro moved that **HB 1049** be laid over, which motion was declared adopted by the Presiding Officer.

Senator Young moved to appeal the ruling of the Chair in declaring **HB 1049** laid over.

The Presiding Officer ordered the roll called, with the "Ayes" voting to appeal, the "Nays" voting to sustain.

The Ruling of the Chair was sustained upon roll call as follows:

Aye: Branch, Choate, Cole, Ford, Giles, Green, Keller, Landis, Leonard, McCune, McIntyre, O'Connor, Porter, Rhodes, Smith, Watson, Winn, Wright and Young.—19.

Nay: Boatner, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Hopkins, Howell, Johnson, Luton, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill and York.—24.

Excused: Capps, Dawson, Lamb, Pierce and Shedrick.—5.

HB 1049 was laid over temporarily.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 45,** 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 48.**

The above numbered bill, as amended in conference, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 48 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1028, 1042, 1050** and **1436.**

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 31** was adopted upon motion of Senator Combs.

SB 31, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright and York.—43.

Nay: Young.—1.

Excused: Capps, Lamb, Pierce and Shedrick.—4.

The bill and emergency passed.

SB 31, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1049** was rejected upon motion of Senator Taliaferro; further conference requested, and measure to be rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 45** was adopted upon motion of Senator Roberts.

SB 45, 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, Brown, Cain, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, Porter, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn and York.—32.

Nay: Choate, Ford, Keller, Leonard, McCune, O'Connor, Rhodes, Smith, Wright and Young.—10.

Excused: Capps, Cate, Lamb, Pierce, Randle and Shedrick.—6.

The bill and emergency passed.

SB 45, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 47** was adopted upon motion of Senator Roberts.

SB 47, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Hopkins, Howell, Landis, Leonard, Luton, McIntyre, Miller, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—29.

Nay: Choate, Cole, Dawson, Giles, Green, Johnson, Keller, McCune, O'Connor, Porter, Smith, Watson and Young.—13.

Excused: Capps, Cate, Lamb, Pierce, Randle and Shedrick.—6.

The bill passed.

Senators Dawson, Porter 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.

SB 47, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 48.**

The above numbered enrolled measure was referred to the Governor.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 208** was adopted upon motion of Senator Roberts.

SB 208, 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, Brown, Cain, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Keller, Landis, Leonard, Luton, McCune, McIntyre, Miller, O'Connor, Rhodes, Roberts, Rozell, Sadler, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Johnson and Schuelein.—2.

Excused: Capps, Cate, Lamb, Pierce, Porter, Randle and Shedrick.—7.

The bill and emergency passed.

SB 208, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **SB 61** was adopted upon motion of Senator Cate.

SB 61, 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, Brown, Cain, Cate, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, O'Connor, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Watson, Winn, Wright, York and Young.—39.

Nay: Cole, McCune and Rhodes.—3.

Excused: Capps, Keller, Lamb, Leonard, Pierce and Shedrick.—6.

The bill and emergency passed.

SB 61, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 43** was adopted upon motion of Senator Combs.

SB 43, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Choate, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Luton, McCune, McIntyre, Miller, O'Connor, Porter, Randle, Rozell, Sadler, Stipe, Taliaferro, Terrill, Watson, Wright and Young.—31.

Nay: Cole, Johnson, Landis, Leonard, Rhodes, Roberts, Schuelein and York.—8.

Excused: Capps, Cate, Keller, Lamb, Pierce, Shedrick, Smith, Taylor and Winn.—9.

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: 6; Excused: 9.

The emergency passed.

SB 43, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 44** was adopted upon motion of Senator Roberts.

SB 44, 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, Brown, Cain, Cate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Green, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, O'Connor, Randle, Roberts, Rozell, Sadler, Schuelein, Taliaferro, Taylor, Terrill, Watson, Winn, York and Young.—33.

Nay: Choate, Cole, Dawson, Hopkins, McCune, Porter, Rhodes, Smith and Wright.—9.

Excused: Capps, Keller, Lamb, Pierce, Shedrick and Stipe.—6.

The bill and emergency passed.

SB 44, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

FIRST READING

The following were introduced and read the first time:

SCR 34 — By Cate, Dennis, Shedrick, Taylor, Howell and Leonard of the Senate and Lewis, Haney, Virtue, Abbott, Gish, Williams (Penny) and Duke of the House.

A concurrent resolution stating legislative intent concerning the utilization of certain funds appropriated to the Oklahoma State

Regents for Higher Education; and directing distribution.

SR 37 — By Boatner, Dennis and Roberts.

A resolution memorializing the President of the United States, the U.S. Congress and the Commission for the Central Interstate Low-Level Radioactive Waste Compact to prevent the location of a low-level radioactive waste disposal site in the State of Oklahoma; and directing distribution.

UNANIMOUS CONSENT REQUEST — DIRECT TO CALENDAR

Senator Boatner asked unanimous consent to suspend Rule 5-4 and refer **SR 37** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 37 by Boatner, Dennis and Roberts were called up for consideration.

Senators Johnson and Leonard asked to coauthor **SR 37,** which was the order.

SR 37 was adopted upon motion of Senator Boatner and 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 1047
HB 1282
HB 1355
HB 1393 (3rd **CCR**), coauthored by Widener of the House.
HB 1466 — remove Littlefield and Clark of the House as coauthors.
HB 1493

Conference committee reports were read on the above numbered bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1047** was adopted upon motion of Senator Roberts.

HB 1047, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Luton, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn, York and Young.—38.

Nay: McCune, Pierce and Smith.—3.

Excused: Capps, Lamb, Leonard, O'Connor, Shedrick, Watson and Wright.—7.

The bill and emergency passed.

HB 1047, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1393** was adopted upon motion of Senator Johnson.

HB 1393, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Cate, Choate, Cole, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Keller, Landis, Leonard, Luton, McCune, Miller, Randle,

Rhodes, Roberts, Sadler, Schuelein, Smith, Taliaferro, Taylor, Terrill and Winn.—29.

Nay: Branch, Combs, Cullison, Dahl, Dawson, Dennis, McIntyre, Pierce, Porter, Rozell, Stipe, York and Young.—13.

Excused: Capps, Lamb, O'Connor, Shedrick, Watson and Wright.—6.

The bill passed.

HB 1393, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1437** was rejected upon motion of Senator Cate; further conference requested, and same Senate conferees appointed as follows:

Senators Cate, Dennis and Luton.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 33,** coauthored by Talley, Hill, Heaton and Stacy 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 1048, 1056** and **1370.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1437,** and naming same House conferees as follows: Lewis, Haney and Johnson.

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 31, 44, 47, 61** and **327.**

The above numbered bills, as amended in conference, were referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1282** was rejected upon motion of Senator Smith; further conference requested, and same Senate conferees appointed as follows: Senators Smith, Hopkins and Cullison.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1466** was adopted upon motion of Senator Howell.

Senator Terrill asked to coauthor **HB 1466,** which was the order.

HB 1466, as amended in conference, was read at length.

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

Aye: Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, Miller, Porter, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—38.

Nay: Boatner.—1.

Excused: Capps, Keller, Lamb, McIntyre, O'Connor, Pierce, Randle, Shedrick and Watson.—9.

The bill passed.

Senator Randle desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39; Nay: 1; Excused: 8.

The emergency passed.

HB 1466, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1493** was adopted upon motion of Senator Taylor.

HB 1493, as amended in conference, was read at length.

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

Aye: Brown, Cain, Choate, Cole, Cullison, Dahl, Dennis, Floyd, Ford, Hopkins, Howell, Johnson, Leonard, Luton, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Winn and York.—25.

Nay: Boatner, Branch, Cate, Combs, Dawson, Giles, Green, Landis, McCune, Porter, Rhodes, Smith, Terrill, Wright and Young.—15.

Excused: Capps, Keller, Lamb, McIntyre, O'Connor, Pierce, Shedrick and Watson.—8.

The bill passed.

Senators Giles, Green, Cate, Boatner, Smith, Dawson and Branch desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 8; Excused: 8.

The emergency passed.

HB 1493, together with the conference committee report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST—DIRECT TO CALENDAR

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

GENERAL ORDER

SCR 34 by Cate, et al, of the Senate and Lewis, et al, of the House was called up for consideration.

Senator Taylor moved to amend **SCR 34,** Page 1, by striking the title, resolving clause and body of the resolution and substituting the floor substitute. (Copies of the floor substitute were distributed to all Senators.)

Senator Taylor pressed his motion to adopt the floor substitute, which motion was declared adopted.

SCR 34 was adopted upon motion of Senator Cate and referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 35** was adopted upon motion of Senator Taylor.

SB 35, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, Miller, Porter, Randle, Rhodes, Rob-

erts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—38.

Nay: McCune.—1.

Excused: Capps, Ford, Keller, Lamb, McIntyre, O'Connor, Pierce, Shedrick and Watson.—9.

The bill and emergency passed.

SB 35, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1046
HB 1442 (2nd **CCR**).

Conference committee reports were read on the above numbered bills.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1282,** and naming same House conferees as follows: Morgan, Schroeder and Littlefield and **HB 1049** 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 43, 45, 208** as coauthored by George and Kelly of the House, **228** and **353.**

The above numbered bills, as amended in conference, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that pursuant to Joint Rule 10 (g) conferees are unable to agree on **HB 1282.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1047** and **1393.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1035,** requesting further conference and rereferring bill to GCCA.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1035** was ordered granted, and measure rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1442** was called up for consideration.

Senator Stipe moved to reject the **CCR** on **HB 1442** and request further conference.

Senator Taylor moved to table the Stipe motion, which tabling motion was declared failed of adoption upon roll call as follows:

Aye: Brown, Choate, Cullison, Ford, Green, Hopkins, Johnson, Leonard, Luton, McCune, Randle, Rhodes, Sadler, Smith, Taylor, Winn, Wright and Young.—18.

Nay: Boatner, Branch, Cain, Cole, Combs, Dahl, Dawson, Dennis, Floyd,

Landis, McIntyre, Miller, Porter, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Terrill and York.—20.

Excused: Capps, Cate, Giles, Howell, Keller, Lamb, O'Connor, Pierce, Shedrick and Watson.—10.

Senator Stipe pressed his motion to reject the 2nd **CCR** on **HB 1442** and request further conference, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Cain, Cole, Combs, Dahl, Dawson, Dennis, Floyd, Landis, McIntyre, Miller, Porter, Roberts, Rozell, Schuelein, Stipe, Taliaferro, Terrill, York and Young.—21.

Nay: Brown, Choate, Cullison, Ford, Green, Hopkins, Johnson, Leonard, Luton, McCune, Randle, Rhodes, Sadler, Smith, Taylor, Winn and Wright.—17.

Excused: Capps, Cate, Giles, Howell, Keller, Lamb, O'Connor, Pierce, Shedrick and Watson.—10.

Senator Luton announced the appointment of the same Senate conferees on **HB 1442** as Senators Taylor, Combs, Cullison, Shedrick and Brown.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1046** was adopted upon motion of Senator Roberts.

HB 1046, as amended in conference, was read at length.

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

Aye: Boatner, Brown, Cain, Cate, Choate, Combs, Cullison, Dahl, Dennis, Floyd, Ford, Giles, Hopkins, Howell, Johnson, Landis, Luton, McIntyre, Miller, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn and York.—30.

Nay: Branch, Cole, Dawson, Green, Leonard, McCune, Porter, Rhodes, Smith, Wright and Young.—11.

Excused: Capps, Keller, Lamb, O'Connor, Pierce, Shedrick and Watson.—7.

The bill passed.

Senators Wright, Porter and Dawson desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 8; Excused: 7.

The emergency passed.

HB 1046, 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 1049 (2nd **CCR**)
HB 1061
HB 1062, coauthored by Johnson of the House

Conference committee reports were read on the above numbered bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1061** was adopted upon motion of Senator Cate.

HB 1061, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, Porter, Rhodes, Roberts, Rozell, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—37.

Nay: McCune and Sadler.—2.

Excused: Capps, Keller, Lamb, O'Connor, Pierce, Randle, Shedrick, Watson and York.—9.

The bill and emergency passed.

HB 1061, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1062** was adopted upon motion of Senator Cate.

Senator Miller asked to coauthor **HB 1062,** which was the order.

HB 1062, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cate, Dahl, Dennis, Floyd, Ford, Green, Hopkins, Howell, Johnson, Luton, McIntyre, Miller, Porter, Randle, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and York.—28.

Nay: Cain, Choate, Cole, Combs, Cullison, Dawson, Giles, Landis, Leonard, McCune, Rhodes, Smith and Young—13.

Excused: Capps, Keller, Lamb, O'Connor, Pierce, Shedrick and Watson.—7.

The bill passed.

Senators Cain, Cullison, Dawson and Young desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 9; Excused: 7.

The emergency passed.

HB 1062, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1437,** requesting further conference and naming conferees as follows: Lewis, Haney and Johnson.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1437** was ordered granted, and same Senate conferees appointed as follows: Senators Cate, Dennis and Luton.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1049** was adopted upon motion of Senator Taliaferro.

HB 1049, 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, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl,

Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McCune, McIntyre, Miller, Porter, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Smith, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright and Young.—40.

Excused: Capps, Keller, Lamb, O'Connor, Pierce, Shedrick, Watson and York.—8.

The bill and emergency passed.

HB 1049, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1355** was called up for consideration.

Senator Stipe moved to reject the **CCR** on **HB 1355** and request further conference.

Senator Hopkins moved to adopt the **CCR** on **HB 1355.**

The Chair ruled the Hopkins motion to adopt a prior motion to the motion to reject.

Senator Stipe moved to table the Hopkins motion, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Branch, Brown, Dahl, Dennis, Floyd, Giles, Howell, Johnson, Landis, Miller, Porter, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Terrill, Winn and Young.—21.

Nay: Cain, Cate, Choate, Cole, Combs, Cullison, Dawson, Ford, Green, Hopkins, Leonard, Luton, McCune, McIntyre, Randle, Rhodes, Smith, Taylor and Wright.—19.

Excused: Capps, Keller, Lamb, O'Connor, Pierce, Shedrick, Watson and York.—8.

Senator Stipe pressed his motion to reject the **CCR** on **HB 1355** and request further conference, which motion was declared adopted. Senator Luton announced the appointment of the same Senate conferees on **HB 1355** as follows: Senators Hopkins, Ford and Cullison.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 34 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 31, 44, 47, 61 and **327** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted 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 37 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CONFERENCE COMMITTEE REPORTS

Conference committee reports were read on the following bills:

SB 114 (conferees unable to agree)
SB 203 (conferees unable to agree)

Pursuant to the above reports and Joint Rule 10(g), **SBs 114** and **203** revert to the status they occupied before being sent to conference committee and will remain on the Senate Calendar under "House Amendments to Senate Bills".

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 43, 45, 208, 228 and **353** were each correctly enrolled and after fourth reading,

properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE 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 1035 (2nd **CCR**)

Conference committee report was read on the above numbered bill.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1466** and **1493.**

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 1035** was called up for consideration.

Senator Young moved to reject the conference committee report on **HB 1035** and instruct the conferees to eliminate the hold-harmless provisions of the bill in the future by eliminating the hold-harmless provisions over a five-year period or reduce it next year by 20% and 20% for the next four years.

Senator Luton moved to table the Young motion, which motion was declared adopted.

The 2nd **CCR** on **HB 1035** was adopted upon motion of Senator Howell.

HB 1035, as amended in conference, was read at length.

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

Aye: Boatner, Branch, Brown, Cain, Cate, Choate, Cole, Combs, Cullison, Dahl, Dawson, Dennis, Floyd, Ford, Giles, Green, Hopkins, Howell, Johnson, Landis, Leonard, Luton, McIntyre, Miller, Randle, Rhodes, Roberts, Rozell, Sadler, Schuelein, Stipe, Taliaferro, Taylor, Terrill, Winn, Wright, York and Young.—38.

Nay: McCune.—1.

Excused: Capps, Keller, Lamb, O'Connor, Pierce, Porter, Shedrick, Smith and Watson.—9.

The Chair advised that Senator Smith, having been present in the Chamber during the vote on **HB 1035** would be shown voting "Nay" in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 38; Nay: 2; Excused: 8.

The bill passed.

Senator Smith desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39; Nay: 1; Excused: 8.

The emergency passed.

HB 1035, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1442,** and naming same House conferees as follows: Henry, Hamilton (James), Brewster, Williams (Penny) and Barker.

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 35,** coauthored by Glover of the House.

The above numbered bill, as amended in conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 34.**

The above numbered measure was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that pursuant to Joint Rule 10(g), conferees are unable to agree on **HB 1442.**

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1023.**

HCR 1023 — By Barker, Williams (Penny), Riggs, Lewis, Henry and Hobson of the House and Randle, Cullison, Choate and Ford of the Senate.

A concurrent resolution relating to ad valorem taxation; acknowledging complexity of ad valorem taxation and need for study; providing for certain committee to perform tasks; authorizing certain study be conducted; defining nature of services to be performed; requiring report and imposing time limitation thereon; providing certain standards; and authorizing property tax relief study and analysis of equalization boards as component of ad valorem taxation system.

The above numbered measure was read the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 35 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 34 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1355,** and naming same House conferees as follows: Williams (Penny), Riggs and Lewis.

MESSAGE FROM THE HOUSE

Advising that pursuant to Joint Rule 10(g), conferees are unable to agree on **HB 1355.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 31, 35, 43, 44, 45, 47, 61, 208, 228, 327** and **353.**

The above numbered enrolled measures were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 33** and **34.**

The above numbered enrolled resolutions were referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1035, 1046, 1049, 1061** and **1062.**

The above numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

LOBBYIST REGISTRATIONS AND RESIGNATIONS

(Addendum since July 10, 1985, page 920)

Douglass, Timothy P., United Energy Resources and United Gas Pipeline.

Grubaugh, Stanley Eugene, Oklahoma Vietnam Veterans, Veterans of Foreign Wars and First Capitol Club Owners Association.

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

Watson, Weldon, representing Oklahoma Natural Gas Company, resigned effective July 5, 1985.

*

Elder, Charles, representing Oklahoma Railways Committee, deceased July 15, 1985.

STATE AGENCY RULES TO COMMITTEE

Rules adopted by state agencies and filed with the President Pro Tempore pursuant to 75 O.S. § 308 have been assigned to committee as follows:

Oklahoma Department of Agriculture, July 18, 1985, Agriculture.

MESSAGE FROM THE GOVERNOR

Advising approval by him, July 18, 1985, of Enrolled **SBs 90** and **278.**

Senator Luton moved that when the clerk's desk is clear, the Senate of the First Regular Session of the Fortieth Legislature adjourn sine die, which motion was declared adopted.

The Clerk announced that the desk being clear, and as provided by the Luton motion, the Senate of the First Regular Session of the 40th Legislature at the hour of 5:45 a.m. adjourned sine die.

SENATE COMMITTEES

1st Regular Session
Fortieth Legislature

STANDING COMMITTEES

AGRICULTURE

Dahl, Chairman
Capps, Vice Chairman

Branch
Floyd
Lamb
Miller
O'Connor
Pierce
Taliaferro
Winn

APPROPRIATIONS

Cate, Chairman
Dennis, Vice Chairman

Boatner
Brown
Cain
Choate
Cole
Combs
Dawson
Floyd
Giles
Hopkins
Howell
Johnson
McCune
O'Connor
Rhodes
Roberts
Rozell
Schuelein
Shedrick
Smith
Stipe
Taliaferro
Taylor
Terrill
Watson
York
Young

BANKS and BANKING

McIntyre, Chairman
Capps, Vice Chairman

Cullison
Lamb
Shedrick
Smith

BUSINESS and LABOR

York, Chairman
Brown, Vice Chairman

Cain
Cole
Combs
Cullison
Dawson
Dennis
Ford
Green
McIntyre
Porter
Rhodes

CRIMINAL JURISPRUDENCE

Johnson, Chairman
McCune, Vice Chairman

Cate
Dennis
Keller
Porter
Roberts
Stipe
Wright

ECONOMIC DEVELOPMENT

Combs, Chairman
Sadler, Vice Chairman

Giles
Green
Keller
Leonard
Roberts
Rozell
Taylor

FINANCE

Cullison, Chairman
Schuelein, Vice Chairman

Brown
Capps
Combs
Dahl
Ford
Green
McCune
McIntyre
Miller
Rhodes
Rozell
York

GENERAL GOVERNMENT

Winn, Chairman
Roberts, Vice Chairman

Branch
Dahl
Giles
Keller
Landis
McCune
Miller
O'Connor
Schuelein
Smith

HIGHER EDUCATION

Shedrick, Chairman
Watson, Vice Chairman

Boatner
Branch
Cain
Choate
Cole
Floyd
Johnson
Leonard
O'Connor
Roberts
Sadler
Winn

HUMAN RESOURCES

Cain, Chairman
Schuelein, Vice Chairman

Boatner
Brown
Cole
Hopkins
McIntyre
Rhodes
Watson
York
Young

JUDICIARY and RETIREMENT

Taylor, Chairman
Lamb, Vice Chairman

Cate
Dawson
Howell
Keller
Landis
Pierce
Porter
Smith
Stipe
Terrill
Wright
Young

NATURAL RESOURCES

Giles, Chairman
Landis, Vice Chairman

Choate
Cullison
Dawson
Ford
Green
Howell
Sadler
Smith
Terrill

PUBLIC EDUCATION

Howell, Chairman
Boatner, Vice Chairman

Capps
Cate
Choate
Floyd
Lamb
Rozell
Shedrick
Taylor
Terrill
Watson
Wright

RULES

Dawson, Chairman

Boatner
Cate
Combs
Cullison
Dennis
Hopkins
Leonard
Miller
Roberts
Rozell
Schuelein
Shedrick
Smith
Stipe
Terrill
Watson
York

STANDARDS and ETHICS

Schuelein, Chairman
Dawson, Vice Chairman

Boatner
Cate
Combs
Cullison
Dennis
Hopkins
Leonard
Miller
Rozell
Shedrick
Smith
Stipe
Terrill
Watson
York

TOURISM and RECREATION

Hopkins, Chairman
Wright, Vice Chairman

Dennis
Ford
Miller
Porter

TRANSPORTATION

Stipe, Chairman
Hopkins, Vice Chairman

Leonard
Pierce
Sadler
Taliaferro
Young

WILDLIFE

Taliaferro, Chairman
Branch, Vice Chairman

Choate
Dahl
Johnson
Landis
O'Connor
Pierce
Winn

SPECIAL SENATE COMMITTEES

SELECT SENATE COMMITTEE ON THE CORPORATION COMMISSION

Ray Giles, Chairman

Cullison, Robert
Dennis, Gerald
Green, Warren
Lamb, Norman
Leonard, Tim
Terrill, Al
Winn, Wayne

SELECT SENATE LEADERSHIP COMMITTEE TO STUDY HIGH STATE/LOCAL EMPLOYMENT

Rodger A. Randle, Chairman

Boatner, Roy
Cate, Lee
Combs, Mike
Cullison, Robert
Dawson, Bill
Dennis, Gerald
Leonard, Tim
Luton, John
Miller, Bob
Roberts, Darryl
Rozell, Herbert
Schuelein, William
Shedrick, Bernice
Smith, Jerry
Terrill, Al

SPECIAL SENATE TASK FORCE ON TAX COLLECTIONS

Gerald Dennis, Chairman
Helen Cole, Vice Chairman

Combs, Mike
Cullison, Robert V.
Dawson, Bill
Leonard, Tim

STAFF REVIEW COMMITTEE OF THE SENATE

(74 O.S. § 291.10)

Senator Rodger A. Randle, President Pro Tempore, Chairman
Senator John D. Luton, Majority Floor Leader, Vice Chairman
Senator Tim Leonard, Minority Floor Leader
Senator Lee Cate, Chairman of Appropriations Committee
Senator Gerald C. Dennis, 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
Cain, Bernest	Davis, Guy
Cate, Lee	Duckett, Ross
Green, Warren E.	Holt, James D.

CAPITOL-MEDICAL CENTER IMPROVEMENT AND ZONING COMMISSION

(73 O.S. § 83.1)

Senate appointee	House appointee
Mrs. Tiana Douglas, 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
Victor L. Thompson, Director of State Finance, Executive Secretary
Jim L. Barker, Speaker of the House of Representatives
Rodger A. Randle, President Pro Tempore of the Senate

OKLAHOMA CENTER FOR CRIMINAL JUSTICE BOARD

(74 O.S. § 203)

Senate	House
Johnson, Joe	Benson, Loyd

JOINT LEGISLATIVE COMMITTEE ON DATA PROCESSING AND TELECOMMUNICATION

(62 O.S. § 41.5h)

Senate	House
Roberts, Daryl F., Chairman	Harris, Ken
Shedrick, Bernice	Schroeder, Larry
Smith, Jerry	Stacy, Gaylon

EDUCATION COMMISSION OF THE STATES

(70 O.S. § 506.1)

Senate	House
Howell, James F.	Craighead, David C.

TASK FORCE COMMITTEE ON HIGHER EDUCATION

HCR 1005, 1985

Senate	House
Randle, Rodger A. (ex officio)	Barker, Jim (ex officio)
Cate, Lee	Gish, Larry
Floyd, Billie	Sherrer, Gary L.
McIntyre, Bernard	Thompson, Carolyn
Shedrick, Bernice	Williams, Freddye
Terrill, Al	Williams, Penny

Nonlegislative Members

Mrs. Jane Godlove, Lawton	Mr. William H. Bell, Tulsa
Mr. David Johnson, Tulsa	Ms. Nancy Davies, Enid
Dr. Anita May, Oklahoma City	Mr. John Hopper, Drumright
Mr. Vernon Roberts, Poteau	Dr. Paul Sharp, Norman
Dr. Paschal Twyman, Tulsa,	Dr. Logan Wright, Oklahoma City

SOUTHERN STATES ENERGY BOARD

(74 O.S. § 1051)

Senate	House
Dawson, Bill	Hobson, Cal
Giles, Ray A., alternate	

ETHICS AND MERIT COMMISSION

(74 O.S. § 841.1)

Senate appointees	House appointees
Ms. Barbara Jani, Tulsa	Dr. Earl Mitchell, Stillwater
Dr. Ronald D. Sylvia, Norman	Mike Sullivan, Poteau

JOINT LEGISLATIVE ETHICS COMMITTEE

(74 O.S. § 4001.1)

Senate	House
Schuelein, William M., Vice Chairman	Reimer, Rollin, Chairman
O'Connor, William P.	Combs, Gene D.
Rozell, Herbert	Whorton, J.D.

JOINT COMMITTEE ON FEDERAL FUNDS

(74 O.S. § 452.7)

Senator Darryl F. Roberts, Chairman
Representative Stephen C. Lewis, Vice Chairman

Senate	House
Cate, Lee	Adair, Larry E.
Dennis, Gerald C.	Davis, Guy
Floyd, Billie	Formby, Jim E.
Leonard, Tim	Haney, Enoch Kelly
Shedrick, Bernice	Harris, Ken
Schuelein, William M.	Hobson, Cal
Terrill, Al	Johnson, Glen
Watson, Phil	Kincheloe, Maxine
Wright, Gerald Ged	Virtue, Nancy

OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT BOARD

(11 O.S. § 49-100.3)

Senate appointee	House appointee
Wymon Dobbs, Oklahoma City	Jim Smith, Stillwater

JOINT COMMITTEE ON FISCAL OPERATIONS

(74 O.S. § 452.3)

Representative Stephen C. Lewis, Chairman
Senator Bill Dawson, Vice Chairman

Senate	House
Boatner, Roy	Haney, Enoch Kelly
Cate, Lee	Hobson, Cal
McCune, John	Johnson, Glen
Rhodes, Frank	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
Cullison, Robert V.	Cox, Kevin

JOINT SPECIAL COMMITTEE ON INTERNATIONAL DEVELOPMENT

(74 O.S. § 456.2)

Representative David Craighead, Chairman
Senator Mike Combs, Vice Chairman

Senate	House
Capps, Gilmer	Bastin, Gary
Green, Warren	Brewster, Bill K.
Howell, James F.	Lawter, Mike
Johnson, Joe	Leftwich, Keith
Leonard, Tim	Milton, Sue
Roberts, Darryl F.	Williams, Penny

JOINT COMMITTEE ON INTERSTATE COOPERATION

(74 O.S. § 423)

Senate	House
Randle, Rodger A. (ex officio)	Barker, Jim (ex officio)
Cullison, Robert V.	Davis, Guy
Dahl, John L.	Glover, Jim R.
Luton, John D.	Lewis, Steve
Roberts, Darryl F.	Murphy, Mike
Watson, Phil	Roberts, Larry D.
	Sherrer, Gary L.
	Vanatta, Benny F.

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 an ex officio Chairman and Vice Chairman.

COUNCIL ON JUDICIAL COMPLAINTS

(20 O.S. § 1653)

Senate appointee
Larry Hammer, Cherokee

House appointee
Jerry L. McCombs, Idabel

BOARD ON LEGISLATIVE COMPENSATION

(Constitution, Article V, Section 21)

(70 O.S. §§ 291.2, 291.3)*

Gubernatorial Appointees
Charles A. Balch, Tulsa, Chairman
Reverend Robert W. Cocke, Seminole
Sue Ward Nash, Bethany
Dave Story, Guymon
Dr. Gerald Walker, Oklahoma City

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.

JOINT COMMITTEE ON LONG RANGE PLANNING

(74 O.S. § 456.2)

Senator Marvin York, Cochairman

Senate
Cain, Bernest
Cate, Lee
Cullison, Robert V.
Leonard, Tim
Roberts, Darryl
Rozell, Herbert
Shedrick, Bernice
Taylor, Stratton
Watson, Phil

House
(appointments pending)

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
Everett 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
McIntyre, Bernard J.
Smith, Jerry L.
Young, John W.

House
Anderson, Don
Manar, Tom J.
Sanders, E.C. Sandy

JOINT COMMITTEE ON EQUALIZING TAX BENEFITS FOR RETIREES

(SCR 32, 1985)

Senator Al Terrill, Cochairman
Representative Ken Harris, Cochairman

Senate
Cate, Lee
Watson, Phil
Howell, James (alternate)

House
Abbott, Lonnie L.
Hooper, Roy B., Jr.

BOARD OF TRUSTEES, OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM

(74 O.S. § 905)

Senate appointee
Lloyd Rader, Oklahoma City

House appointee
Ms. Linda Barnes, Hugo

SCENIC RIVER COMMISSION

(82 O.S. § 1461)

Senate appointees
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
Kenneth R. McFall, Oklahoma City
Bill Patton, Sallisaw

House appointees
Dr. George Rowley, Edmond
Dr. William Hodges, Stillwater

SPECIAL JOINT COMMITTEE ON SCHOOL FINANCE

(HB 1035 § 45, 1985)

Representative Steve Lewis, Chairman
Senator Bernice Shedrick, Vice Chairman

Senate
Leonard, Tim
Sadler, Roy
Taylor, Stratton

House
Adair, Larry E.
Hamilton, James
Haney, Kelly
Hill, Walter E.
Virtue, Nancy

Nonlegislative Members

Mr. Vernon Anderson, Achille
Mrs. Cheryl Bensinger, Tulsa
Dr. Bill Childress, Cushing
Dr. John Folks, Oklahoma City
Mr. Leonard Jackson, Oklahoma City
Mr. Gene Keith, Guymon
Dr. Don Dale, Waurika
Mr. Norman Gaines, Muskogee
Mr. Randall Raburn, Sapulpa
Ms. Donna Russell, Moore

SPECIAL TASK FORCE COMMITTEE TO STUDY EFFECTS OF HB 1706, 1980 (SCHOOL TEACHER LICENSING/SALARY) UPON THE QUALITY OF TEACHING

(HB 1035, § 46, 1985)

Senator Phil Watson, Chairman
Representative Nancy Virtue, Vice Chairman

Senate
Floyd, Billie
Howell, James F.
Lamb, Norman
Rozell, Herbert

House
Benson, Loyd
Formby, Jim E.
Gordon, Joe
McDonald, Walter
Thompson, Carolyn

Nonlegislative Members
Dr. Ken King, Stillwater
Mrs. Karen Leveridge, Oklahoma City
Mr. Joe Meeks, Tulsa
Dr. Mary Meritt, Stillwater
Dr. Weldon Perrin, Ardmore
Mrs. Ann Bandy, Ponca City
Mr. Don Hattaway, Muskogee
Ms. Nancy O'Brien, Norman
Dr. Billye Van Schuyver, Lawton

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
Mr. James Buchanan, Muskogee
Dr. Deborah Inman, Stillwater
Mr. 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)

Senator Roy Boatner, Chairman
Representative E.C. Sandy Sanders, Vice Chairman

Senate
Branch, Bill
Johnson, Joe
Lamb, Norman A.
Winn, Wayne

House
Johnson, Don
Kamas, Lewis M.
Riggs, M. David
Whorton, J.D.
Henry, Robert (alternate)

JOINT SPECIAL WATCH DOG COMMITTEE ON AD VALOREM TAXES

(74 O.S. § 456.2)

Senate	House
Ford, Charles R.	Barker, Jim
Howell, James F.	Hamilton, James E.
McCune, John R.	Henry, Robert H.
Randle, Rodger A.	Hill, Walter E.
Roberts, Darryl F.	Kincheloe, Maxine
Shedrick, Bernice	Lewis, Steve
	Williams, Penny
	Williamson, James A.
	Willis, William P.

SPECIAL COMMITTEE ON THE OKLAHOMA TAX COMMISSION

(SCR 33, 1985)

Senator Bob Cullison, Cochairman
Representative Kelly Haney, Cochairman

Senate	House
Brown, Ben	Davis, Frank
Cole, Helen	Glover, Jim R.
Combs, Mike	Henry, Robert
Johnson, Joe	Leftwich, Keith
McCune, John	McMillen, John
Rhodes, Frank	Riggs, M. David
Terrill, Al	Williamson, James

Nonlegislative Members

Mr. Don Bounds, Oklahoma City
Dr. Bob Gumm, Stillwater (appointments pending)

OKLAHOMA COMMISSIONERS ON UNIFORM STATE LAWS

(74 O.S. § 471)

Senate appointees
Senator Stratton Taylor
Justice Marian P. Opala

House appointees
Representative Robert H. Henry
Representative Glen Johnson

Gubernatorial appointees
Bryce Baggett, Oklahoma City
David Hudson, Oklahoma City
Fred H. Miller, Norman

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Total: 85

SUMMARY OF LEGISLATIVE ACTION
1985

	Intro-duced	Enacted or Adopted	Carried Over in Senate to 1986 In Committee	Carried Over in Senate to 1986 On Calendar	Carried over in House to 1986 In Committee	Carried over in House to 1986 On Calendar	Total Carried Over	Dead
Senate Bills	353	* 154	111	11	57	3	182	17
Senate Joint Resolutions	28	9	11	—	6	1	18	1
Senate Concurrent Resolutions	34	24	—	—	—	—	—	10
Senate Resolutions	37	33	—	—	—	—	—	4

* Includes 2 vetoed bills and 2 line item vetoes

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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
WD — Withdrawn

SENATE BILLS

SB 1 — By Winn, et al, of the Senate and Widener, et al, of the House.

Contracts; requiring motor vehicle manufacturer, agent or dealer to make repairs under warranties; requiring replacement or refund. Effective date.

1st Reading....25
2nd Reading....53
CR....167
G.O., considered, passed....185
ML; expired....186
Engrossed, to House....237
HAs read....662
HAs rejected, conference requested, SCs named....795
Conference granted, HCs named....822
CCR read....900
CCR rejected, further conference requested....923
Further conference granted....925
2nd CCR read....928
2nd CCR adopted, passed, to House....928
Enrolled, to House....957
To Governor....958
Approved July 22, 1985

SB 2 — By Boatner of the Senate and Converse of the House.

Revenue and taxation; relating to county sales tax; modifying time limitation on special elections called. Emergency.

1st Reading....25
2nd Reading....53
CR....71
G.O., considered, passed....74
Engrossed, to House....78
Enrolled, to House....107
To Governor....108
Approved February 4, 1985....116

SB 3 — By Dawson, et al, of the Senate and Morgan of the House.

Oil and gas; providing for spacing with adjoining section units along county boundaries or irregular townships. Emergency.

1st Reading....25
2nd Reading....53
CR....74
G.O., considered, passed....83
Engrossed, to House....87
HAs read....786
HAs rejected, conference requested, SCs named....795
Conference granted, HCs named....822
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SB 4 — By Dennis, et al, of the Senate.

Courts; providing retirement credit for military service. Emergency.

1st Reading....25
2nd Reading....53

SB 5 — By Dennis, et al, of the Senate and Abbott, et al, of the House.

Schools; changing method of calculation of retirement benefits for Teachers Retirement System; increasing retirement benefits

for annuitants; modifying normal retirement date. Emergency.
1st Reading....25
2nd Reading....53
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HAs rejected, conference requested, SCs named....465
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2nd CCR adopted, passed, to House...817
Enrolled, to House....848
To Governor....849
Approved June 21, 1985....879

SB 6 — By Giles of the Senate and Fair of the House.
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1st Reading....25
2nd Reading....53
CR....319
G.O., considered, passed....368; 461
Engrossed, to House....488
Enrolled, to House....756
To Governor....758
Approved May 31, 1985....783

SB 7 — By Boatner of the Senate and Davis (Guy) of the House.
Civil procedure; creating rights for heirs of deceased personality's right of publicity; defining successors-in-interest; providing for filing claims. Effective date.
1st Reading....25
2nd Reading....53
CR....100
G.O., considered, passed....114
Engrossed, to House....118
HAs read....766
HAs adopted, passed....806
Enrolled, to House....811
To Governor....812
Approved June 13, 1985....850

SB 8 — By Dawson.
Motor vehicles; providing Tax Commission shall appoint all motor license agents; specifying procedures and qualifications for appointment; requiring tests. Effective date.
1st Reading....25
2nd Reading....53

SB 9 — By Landis.
Civil procedure; relating to notice of sale of chattels and realty; requiring officers to ascertain encumbrances; providing for notice.
1st Reading....26
2nd Reading....53

SB 10 — By Landis.
Wills and succession; providing holographic wills be written in longhand by testator.
1st Reading....26
2nd Reading....53

SB 11 — By Landis.
Civil procedure; providing statute of limitations for actions brought by state for recovery of real property.
1st Reading....26
2nd Reading....53

SB 12 — By Wright, et al, of the Senate and Williamson of the House.
Children; allowing clerk to affix signature of judge to order and notice of hearing under Uniform Adoption Act. Emergency.
1st Reading....26
2nd Reading....53
CR....84
G.O., considered, passed....87
Engrossed, to House....91
HAs read....675
HAs adopted, passed....819
Enrolled, to House....827
To Governor....831
Approved June 13, 1985....850

SB 13 — By Wright of the Senate and Williamson of the House.

Criminal procedure; allowing for waiver of venue by defendant; authorizing imposition of concurrent sentences when sentencing for two or more offenses. Effective date.

1st Reading....26
2nd Reading....53
CR....133
G.O., considered, passed....142
Engrossed, to House....163
Enrolled, to House....533
To Governor....539
Approved April 15, 1985....554

SB 14 — By Howell.

Contracts; relating to Uniform Arbitration Act; placing certain insurance contracts under act. Emergency.

1st Reading....26
2nd Reading....53

SB 15 — By Boatner.

Revenue and taxation; modifying definition of gross receipts in sales tax code to exclude setoffs or trade-ins for sales tax purposes. Effective date.

1st Reading....26
2nd Reading....53

SB 16 — By Combs, et al, of the Senate and Littlefield, et al, of the House.

Revenue and taxation; modifying definition of gross receipts concerning sales tax to exclude value of used or trade-in parts for motor vehicles and transfer of oil drums. Effective date. Emergency.

1st Reading....26
2nd Reading....53
CR....187
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Engrossed, to House....366
HAs read....776
HAs adopted, passed....805
Enrolled, to House....811
To Governor....812
Approved June 13, 1985....850

SB 17 — By Dahl, et al, of the Senate and Glover of the House.

Cities and towns; providing for petition for nonannexation; providing for nonannexation election.

1st Reading....26
2nd Reading....53
CR....308
G.O., considered, passed....380
Engrossed, to House....397
HAs read....786
HAs rejected, conference requested, SCs named....868
Conference granted, HCs named....874
CCR read....904
CCR adopted, passed to House....911

SB 18 — By Howell.

Game and fish; relating to prohibition on selling protected fish or wildlife; exempting persons possessing and selling finished trophies from penalties. Emergency.

1st Reading....26
2nd Reading....53

SB 19 — By Capps, et al, of the Senate and Benson of the House.

Revenue and taxation; providing property obtained by federal agency through foreclosure, liquidation or bankruptcy may continue to be assessed for ad valorem taxes, if agreeing. Emergency.

1st Reading....26
2nd Reading....53
CR....107
G.O., considered, passed....114
Engrossed, to House....118
Enrolled, to House....592
To Governor....592
Approved April 19, 1985....598

SB 20 — By Boatner, et al, of the Senate and Brewster of the House.

Agriculture; establishing Family Farm Security Act. Effective date.

1st Reading....27
2nd Reading....53
CR....259; 276
G.O., considered, passed....445
Engrossed, to House....465

SB 21 — By Ford of the Senate and Johnson, et al, of the House.
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1st Reading....27
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ML; expired....273
Engrossed, to House....295

SB 22 — By Dawson, et al, of the Senate and Riggs, et al, of the House.
Crimes and punishments and criminal procedure; creating Oklahoma Anti-Racketeering Act. Effective date.
1st Reading....27
2nd Reading....53
Change in committee assignment....180
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ML; expired....228
Engrossed, to House....261

SB 23 — By Boatner.
Public buildings and public works; requiring compensation be made when lowest responsible bid is not awarded for public construction contracts.
1st Reading....27
2nd Reading....53

SB 24 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Senate, State, appropriation. Emergency.
1st Reading....28
2nd Reading....53
CR....319
G.O., considered, passed....366
Engrossed, to House....381
HAs read....560
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....956
CCR adopted, passed, to House....956
Enrolled, to House....961
To Governor....964
Approved July 25, 1985

SB 25 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Joint Bill Processing Department, appropriation. Operative date. Emergency.
1st Reading....28
2nd Reading....53
CR....276
G.O., considered, passed....290
Engrossed, to House....295
HAs read....560
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
Died in conference

SB 26 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Governor, Office of the, appropriation. Emergency.
1st Reading....28
2nd Reading....53
CR....276
G.O., considered, passed....290
Engrossed, to House....295
HAs read....560
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....959
CCR adopted, passed, to House....959
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To Governor....969
Approved July 25, 1985

SB 27 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Lieutenant Governor, Office of the, appropriation. Emergency.
1st Reading....28
2nd Reading....53
CR....276
G.O., considered, passed....290
Engrossed, to House....295
HAs read....560

HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....907
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....932

SB 28 — By Cate, et al, of the Senate and Lewis, et al, of the House.
State Finance, Office of the Director of, appropriation; providing for expenses of Board on Legislative Compensation; creating Joint Legislative Committee on Data Processing and Telecommunication. Emergency.
1st Reading....28
2nd Reading....53
CR....276
G.O., considered, passed....291
Engrossed, to House....295
HAs read....588
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....941
CCR adopted, passed, to House....946
Enrolled, to House....957
To Governor....958
Approved July 30, 1985

SB 29 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Secretary of State, Office of the, appropriations. Emergency.
1st Reading....28
2nd Reading....53
CR....319
G.O., considered, passed....366
Engrossed, to House....381
HAs read....560
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....907
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....932

SB 30 — By Cate, et al, of the Senate and Lewis, et al, of the House.
State Auditor and Inspector, Office of the, appropriations; providing for duties and compensation of employees of State Board of Equalization. Emergency.
1st Reading....28
2nd Reading....54
CR....276
G.O., considered, passed....291
Engrossed, to House....295
HAs read....572
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....934
CCR adopted, passed, to House....936
Enrolled, to House....953
To Governor....953
Approved July 24, 1985

SB 31 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Tax Commission, Oklahoma, appropriations. Emergency.
1st Reading....28
2nd Reading....54
CR....276
G.O., considered, passed....291
Engrossed, to House....295
HAs read....580
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....971
CCR adopted, passed, to House....973
Enrolled, to House....982
To Governor....984
Approved July 30, 1985

SB 32 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Personnel Management, Office of, appropriation. Emergency.
1st Reading....29
2nd Reading....54

CR....319
G.O., considered, passed....366
Engrossed, to House....381
HAs read....572
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....934
CCR adopted, passed, to House....937
Enrolled, to House....953
To Governor....953
Approved July 22, 1985

SB 33 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Ethics and Merit Commission, appropriation; changing title and qualification of appointing authority for Ethics and Merit Commission. Emergency.
1st Reading....29
2nd Reading....54
CR....319
G.O., considered, passed....446
Engrossed, to House....465
HAs read....580
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....907
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....932

SB 34 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Secretary of the State Election Board, appropriations. Emergency.
1st Reading....29
2nd Reading....54
CR....276
G.O., considered, passed....292
Engrossed, to House....295
HAs read....589
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....908
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....953

SB 35 — By Cate, et al, of the Senate and Lewis, et al, of the House.
State Regents for Higher Education, Oklahoma, appropriations. Emergency.
1st Reading....29
2nd Reading....54
CR....319
G.O., considered, passed....336
Engrossed, to House....355
HAs read....588
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....965
CCR adopted, passed, to House....978
Enrolled, to House....984
To Governor....984
Approved July 30, 1985

SB 36 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Physician Manpower Training Commission, appropriation. Emergency.
1st Reading....29
2nd Reading....54
CR....319
G.O., considered, passed....324
Engrossed, to House....341
HAs read....572
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....883
CCR adopted, passed, to House....888
Enrolled, to House....900
To Governor....900
Approved July 8, 1985....920

SB 37 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Land Office, Commissioners of the, appropriations. Emergency.
1st Reading....29
2nd Reading....54
CR....319

G.O., considered, passed.....336
Engrossed, to House 355
HAs read 572
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....904
CCR adopted, passed, to House.....906
Enrolled, to House.....919
To Governor 919
Approved July 15, 1985.....932

SB 38 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Educational Television Authority, Oklahoma, appropriation. Emergency.
1st Reading 29
2nd Reading 54
CR.....243
G.O., considered, passed.....245
Engrossed, to House 249
HAs read 572
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....883
CCR adopted, passed, to House.....888
Enrolled, to House.....900
To Governor 900
Approved July 8, 1985 920

SB 39 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Private Schools, Oklahoma Board of, appropriation. Emergency.
1st Reading 29
2nd Reading 54
CR.....319
G.O., considered, passed.....324
Engrossed, to House 341
HAs read 589
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....883
CCR adopted, passed, to House.....889
Enrolled, to House.....900
To Governor 900
Approved July 8, 1985 920

SB 40 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Historical Society, Oklahoma, appropriation; exempting certain items from central purchasing. Emergency.
1st Reading 30
2nd Reading 54
CR.....319
G.O., considered, passed.....325
Engrossed, to House 341
HAs read 589
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....904
CCR adopted, passed, to House.....906
Enrolled, to House.....924
To Governor 925
Approved July 22, 1985

SB 41 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Pollution Control, State Department of, appropriation; telephone service to be developed to report pollution violators. Emergency.
1st Reading 30
2nd Reading 54
CR.....243
G.O., considered, passed.....246
Engrossed, to House 249
HAs read 572
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....883
CCR adopted, passed, to House.....889
Enrolled, to House.....900
To Governor 900
Approved July 8, 1985 920

SB 42 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Water Resources Board, Oklahoma, appropriation. Emergency.
1st Reading 30
2nd Reading 54
CR.....319
G.O., considered, passed.....336

Engrossed, to House 355
HAs read 572
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....904
CCR adopted, passed, to House.....909
Enrolled, to House.....957
To Governor 958
Approved July 30, 1985

SB 43 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Banking Department, Office of the, appropriation; repealing fee; prohibiting foreign banks or foreign bank holding companies from acquisitions. Emergency.
1st Reading 30
2nd Reading 54
CR.....243
G.O., considered, passed.....249
Engrossed, to House 261
HAs read 580
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....971
CCR adopted, passed, to House.....975
Enrolled, to House.....982
To Governor 984
Approved July 29, 1985

SB 44 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Tourism and Recreation Department, Oklahoma, appropriation. Emergency.
1st Reading 30
2nd Reading 54
CR.....319
G.O., considered, passed.....446
Engrossed, to House 465
HAs read 589
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....971
CCR adopted, passed, to House.....975
Enrolled, to House.....982
To Governor 984
Approved July 31, 1985

SB 45 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Labor, Office of the Department of, appropriation; repealing Educational Seminar Fund. Emergency.
1st Reading 30
2nd Reading 54
CR.....319
G.O., considered, passed.....337
Engrossed, to House 355
HAs read 589
HAs rejected, conference requested, GCCA.....865
Conference granted, GCCA.....866
CCR read.....965
CCR adopted, passed 968
ML; adopted 968
CCR rejected, further conference requested 968
Further conference granted 972
2nd CCR read 971
2nd CCR adopted, passed, to House ...973
Enrolled, to House.....983
To Governor 984
Approved July 30, 1985

SB 46 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Property and Casualty Rates, State Board for, appropriation. Emergency.
1st Reading 30
2nd Reading 54

SB 47 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Conservation Commission Oklahoma, appropriation; transferring Agriculture Forestry Division to Conservation Commission. Emergency.
1st Reading 31
2nd Reading 54
CR.....319
G.O., considered, passed.....337
ML; tabled 337; 381
Engrossed, to House 397
HAs read 560

HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....971
CCR adopted, passed, to House....974
Enrolled, to House....982
To Governor....984
Line Item Veto
Approved July 31, 1985

Veto Message from the Governor:

Certain portions of Enrolled Senate Bill Number 47 would have the effect of transferring the Forestry Division from the State Department of Agriculture to the Conservation Commission. I disagree with this action because the Forestry Division has performed well, and is appropriately placed within the State Department of Agriculture. To include the Forestry Division within the Conservation Commission would create obvious administrative cost increases for the Commission.

For this reason, I have exercised my authority to line-item veto these portions of the bill. I have deleted the Forestry Division funding from the Conservation Commission provided in Section 1; furthermore, I have vetoed Sections 6 through 25 of Enrolled Senate Bill 47.

For the above-cited reasons, I have vetoed the noted sections of this legislation.

SB 48 — By Cate, et al, of the Senate and Lewis, et al, of the House.

Economic Development, Department of, and Governor, appropriations; requiring report on plan for economic development. Emergency.
1st Reading....31
2nd Reading....54
CR....320
G.O., considered, passed....354
Engrossed, to House....366
HAs read....589
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....965
CCR adopted, passed, to House....968
Enrolled, to House....973
To Governor....974
Approved July 30, 1985

SB 49 — By Cate, et al, of the Senate and Lewis, et al, of the House.

Human Services, Department of, appropriations. Emergency.
1st Reading....31
2nd Reading....54
CR....320
G.O., considered, passed....354
Engrossed, to House....366
HAs read....675
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....922
CCR adopted, passed, to House....922
Enrolled, to House....931
To Governor....934
Approved July 23, 1985

SB 50 — By Cate, et al, of the Senate and Lewis, et al, of the House.

Mental Health, Department of, appropriations; creating alcohol and drug treatment centers. Emergency.
1st Reading....31
2nd Reading....54
CR....320
G.O., considered, passed....355
Engrossed, to House....366
HAs read....580
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....959
CCR adopted, passed, to House....959
Enrolled, to House....967
To Governor....969
Approved July 29, 1985

SB 51 — By Cate, et al, of the Senate and Lewis, et al, of the House.

Medicolegal Investigations, Board of, appropriation; providing fee for investi-

gation of unexplained death. Emergency.
1st Reading....31
2nd Reading....54
CR....243
G.O., considered, passed....265
Engrossed, to House....270
HAs read....572
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....905
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....932

SB 52 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Health Planning Commission, Oklahoma, appropriation. Emergency.
1st Reading....31
2nd Reading....54
CR....243
G.O., considered, passed....250
Engrossed, to House....261
HAs read....589
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....905
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....932

SB 53 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Nursing Homes, Oklahoma State Board of, appropriation. Emergency.
1st Reading....32
2nd Reading....54
CR....243
G.O., considered, passed....250
Engrossed, to House....261
HAs read....589
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....883
CCR adopted, passed, to House....887
Enrolled, to House....900
To Governor....900
Approved July 8, 1985....920

SB 54 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Indian Affairs Commission, Oklahoma, appropriation. Emergency.
1st Reading....32
2nd Reading....54
CR....243
G.O., considered, passed....251
Engrossed, to House....261
HAs read....589
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....883
CCR rejected, further conference requested,....887
Further conference granted....903
2nd CCR read....904
2nd CCR adopted, passed, to House...906
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....953

SB 55 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Transportation, State Department of, appropriations; establishes County Road Improvement Act; modifying distribution of funds. Emergency.
1st Reading....32
2nd Reading....54
CR....320
G.O., considered, passed....323
Engrossed, to House....341
HAs read....560
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....959
CCR adopted, passed, to House....960
Enrolled, to House....967
To Governor....969
Approved July 31, 1985

SB 56 — By Cate, et al, of the Senate and Lewis, et al, of the House.
State Bureau of Investigation, Oklahoma, appropriations; providing for transfer of employees. Emergency.
1st Reading....32
2nd Reading....54
CR....320
G.O., considered, passed....368
Engrossed, to House....381
HAs read....572
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....934
CCR adopted, passed, to House....937
Enrolled, to House....953
To Governor....953
Approved July 22, 1985

SB 57 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Public Safety, Department of, appropriations; establishing Psychological Services Division. Emergency.
1st Reading....32
2nd Reading....54
CR....320
G.O., considered, passed....354
Engrossed, to House....366
HAs read....572
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....941
CCR adopted, passed, to House....947
Enrolled, to House....957
To Governor....958
Approved July 24, 1985

SB 58 — By Cate, et al, of the Senate and Lewis, et al, of the House.
State Bureau of Narcotics and Dangerous Drugs Control, Oklahoma, appropriations. Emergency.
1st Reading....32
2nd Reading....54
CR....320
G.O., considered, passed....338
Engrossed, to House....355
HAs read....588
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....909
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....953

SB 59 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Law Enforcement Education and Training, Council on, appropriation; increasing deposits by court clerk and municipalities to council's revolving fund. Emergency.
1st Reading....32
2nd Reading....54
CR....320
G.O., considered, passed....323
Engrossed, to House....341
HAs read....588
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....904
CCR adopted, passed, to House....909
Enrolled, to House....919
To Governor....919
Approved July 15, 1985....953

SB 60 — By Cate, et al, of the Senate and Lewis, et al, of the House.
Alcoholic Beverage Control Board, Oklahoma, appropriation; clarifying meaning of extension of credit. Emergency.
1st Reading....33
2nd Reading....54
CR....320
G.O., considered, passed....338
Engrossed, to House....355
HAs read....589
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....928
CCR adopted, passed, to House....930
Enrolled, to House....953

To Governor 953
Approved July 22, 1985

SB 61 — By Cate, et al, of the Senate and Lewis, et al, of the House.

State officers and employees; specifying salaries of state officers and executive directors; specifying number of employees for various state boards. Emergency.
1st Reading 33
2nd Reading 54
CR 320
G.O., considered, passed 338
Engrossed, to House 355
HAs read 589
HAs rejected, conference requested, GCCA 865
Conference granted, GCCA 866
CCR read 941
CCR rejected, further conference requested 947
Further conference granted 958
2nd CCR read 959
2nd CCR adopted, failed 962
ML; adopted 962
2nd CCR rejected, further conference requested 962
Further conference granted 966
3rd CCR read 971
3rd CCR adopted, passed, to House 974
Enrolled, to House 982
To Governor 984
Approved July 24, 1985

SB 62 — By Cate, et al, of the Senate and Lewis, et al, of the House.

State agencies, appropriations. Operative dates. Emergency.
1st Reading 33
2nd Reading 54
CR 320
G.O., considered, passed 467
Engrossed, to House 488
HAs read 786
HAs rejected, conference requested, SCs named 815
Conference granted, HCs named 824; 831
CCR read 855
CCR adopted, passed, to House 858
Enrolled, to House 862
To Governor 862
Approved June 21, 1985 879

SB 63 — By Brown, et al, of the Senate and Easley of the House.

Motor vehicles; enacting Oklahoma Mandatory Seat Belt Use Act. Effective date.
1st Reading 54
2nd Reading 57
CR 293
G.O., considered, passed 379
ML; expired 380
Engrossed, to House 465

SB 64 — By Capps, et al, of the Senate and George, et al, of the House.

Public health and safety; relating to controlled industrial waste management; making requirements prior to award of permit; providing fees; establishing liability. Effective date.
1st Reading 54
2nd Reading 57
WD; referred 65
CR 267
G.O., considered, passed 395
ML; expired 396
Engrossed, to House 488

SB 65 — By Ford, et al, of the Senate and Harbin, et al, of the House.

Prisons and reformatories; changing name of Horace Mann Community Treatment Center to Tulsa Community Treatment Center; authorizing House Arrest Program. Emergency.
1st Reading 54
2nd Reading 57
CR 109
G.O., considered, passed 113
Engrossed, to House 118
HAs read 588
HAs rejected, conference requested, SCs named 708
Conference granted, HCs named 714
CCR read 855
CCR adopted, passed, to House 855

Enrolled, to House.....874
To Governor.....874
Approved June 28, 1985.....901

SB 66 — By Ford of the Senate and Williamson of the House.

Landlord and tenant; requiring notification of flooding in rental agreement; permitting tenant to sue for damages; requiring current information. Effective date.
1st Reading.....55
2nd Reading.....57
CR.....126
G.O., considered, passed.....135
Engrossed, to House.....141
HAs read.....786

SB 67 — By Dawson of the Senate and Haney of the House.

Vote of the people; amusements and sports; creating State Lottery Act. Special election.
1st Reading.....57
2nd Reading.....65
CR.....72
WD; rereferred.....83

SB 68 — By Brown.

Crimes and punishments; creating the Oklahoma Crime Victims Court Attendance Act. Emergency.
1st Reading.....65
2nd Reading.....68

SB 69 — By Cole, et al, of the Senate and Kincheloe of the House.

Officers; creating Financial Disclosure Act; making legislative declaration; requiring public officials and candidates for legislative office to file financial disclosure. Emergency.
1st Reading.....68
2nd Reading.....72
CR.....138
G.O., considered, passed.....141
Engrossed, to House.....163

SB 70 — By Rozell of the Senate and Blodgett of the House.

Waters and water rights; modifying requirements relating to annual meetings of members within rural water district; requiring training for directors of rural water districts; providing reimbursement.
1st Reading.....68
2nd Reading.....72
CR.....222
G.O., considered, passed.....262
Engrossed, to House.....270
Enrolled, to House.....525
To Governor.....528
Approved April 11, 1985.....547

SB 71 — By McCune of the Senate and Harris (Ken) of the House.

Crimes and punishments; increasing amount of loss required in crimes against property in misdemeanor and felony cases; modifying penalties. Effective date.
1st Reading.....68
2nd Reading.....72
CR.....160
G.O., considered, passed.....381
ML; tabled.....381; 445
Engrossed, to House.....465

SB 72 — By Smith of the Senate and Davis (Frank) of the House.

Courts; fixing boundaries of supreme court judicial districts. Emergency.
1st Reading.....68
2nd Reading.....72
CR.....222
WD; rereferred.....485

SB 73 — By Howell, et al, of the Senate and Henry of the House.

Revenue and taxation; modifying exemptions and inclusions under Oklahoma Sales Tax Code. Emergency.
1st Reading.....72
2nd Reading.....74
CR.....187
G.O., considered, passed.....228
ML; expired.....228
Engrossed, to House.....261
HAs read.....776

SB 74 — By Cate, et al, of the Senate and Lewis, et al, of the House.

State government; increasing salaries of state officers and employees, teachers and justices, judges and employees; increasing longevity payments; increasing retirement benefits. Operative date. Emergency.
1st Reading....74
2nd Reading....80
CR....320
G.O., considered, passed....468
Engrossed, to House....488
HAs read....675
HAs rejected, conference requested, GCCA....865
Conference granted, GCCA....866
CCR read....867
CCR adopted, passed, to House....870
Enrolled, to House....879
To Governor....879
Approved June 28, 1985....901

SB 75 — By Rhodes of the Senate and Harris (Robert) of the House.

Motor vehicles; providing school buses operated by nonprofit organizations may be registered for nominal fee. Effective date.
1st Reading....75
2nd Reading....80
CR....222
G.O., considered, passed....240
Engrossed, to House....245

SB 76 — By Terrill of the Senate and Harris (Ken) of the House.

Revenue and taxation; modifying determination of adjusted gross income for members and retirees of Armed Forces of United States. Effective date.
1st Reading....75
2nd Reading....80
CR....308
G.O., considered, passed....325
Engrossed, to House....341

SB 77 — By Terrill, et al, of the Senate and Harris (Ken), et al, of the House.

Revenue and taxation; exempting social security benefits from taxable income. Emergency.
1st Reading....75
2nd Reading....80
CR....293
G.O., considered, passed....325
Engrossed, to House....341
HAs read....727
HAs adopted, passed....926
Enrolled, to House....933
To Governor....941
Approved July 24, 1985

SB 78 — By Wright.

Crimes and punishments; relating to punishment and sentencing for murder; modifying penalty for murder in first degree to include imprisonment for life without possibility of parole. Effective date.
1st Reading....75
2nd Reading....80

SB 79 — By Wright.

Crimes and punishments; relating to review of death penalty sentence; allowing Court of Criminal Appeals to modify sentence to life imprisonment without parole; allowing resentencing. Emergency.
1st Reading....75
2nd Reading....80

SB 80 — By York of the Senate and Hobson, et al, of the House.

Counties and county officers; setting maximum salaries for county officers. Effective date.
1st Reading....80
2nd Reading....84
CR....235
G.O., considered, passed....251
Engrossed, to House....261

SB 81 — By York of the Senate and Hobson, et al, of the House.

Motor vehicles; relating to appeal of driver's license revocation; providing hardship exceptions; modifying statutes relating to Oklahoma Motor Vehicle Commission. Effective date. Emergency.

1st Reading 80
2nd Reading 84
CR 126
G.O., considered, passed 131
Engrossed, to House 135
HAs read 727
HAs rejected, conference requested, SCs named 771
Conference granted, HCs named 783
CCR read 816
CCR adopted, passed, to House 830
CCR rejected, further conference requested 849
Further conference granted 849
2nd CCR read 867
2nd CCR adopted, passed, to House 868
Enrolled, to House 893
To Governor 899
Approved July 8, 1985 920

SB 82 — By Green.

Statutes and reports; limiting number of bills or resolutions that can be introduced by legislator. Effective date.
1st Reading 80
2nd Reading 84

SB 83 — By Smith of the Senate and Hobson of the House.

Intoxicating liquors; modifying hours during which sale of nonintoxicating beverages is prohibited. Emergency.
1st Reading 84
2nd Reading 88
CR 302
G.O., considered, passed 382
Engrossed, to House 397
Enrolled, to House 767
To Governor 769
Approved June 5, 1985 801

SB 84 — By Green.

Public finance and revenue and taxation; deleting provisions for salaries of Tax Commission members; members no longer to be full time employees; commission to employ administrator. Effective date.
1st Reading 84
2nd Reading 88

SB 85 — By Capps.

Motor vehicles; providing Oklahoma Tax Commission may designate district superintendent of schools or school district employee as motor license agent. Emergency.
1st Reading 84
2nd Reading 88

SB 86 — By Dennis.

Intoxicating liquors; modifying hours of operation for package store. Emergency.
1st Reading 84
2nd Reading 88

SB 87 — By Ford of the Senate and Harbin of the House.

Professions and occupations; creating Oklahoma State Licensing Bureau; requiring bureau to perform administrative functions for licensing boards. Effective date. Emergency.
1st Reading 88
2nd Reading 92

SB 88 — By Ford, et al, of the Senate and Williamson of the House.

Revenue and taxation; creating State Revaluation Board; requiring board to develop guidelines and standards for revaluation. Effective date.
1st Reading 89
2nd Reading 92
CR 276
G.O., considered, passed 488
ML; tabled 489; 509
Engrossed, to House 516

SB 89 — By Johnson, et al, of the Senate and Graves, et al, of the House.

Crimes and punishments; modifying procedures for review of death penalty sentence; allowing resentencing; requiring court reporter to prepare transcript within certain period of time. Emergency.
1st Reading 92
2nd Reading 95
CR 181
G.O., considered, passed 226
Engrossed, to House 237

HAs read, failed 625; 812
ML; expired 812; 813
HAs rejected, conference requested, SCs named 847
Conference granted, HCs named 855
CCR read 904
CCR adopted, passed, to House 904
Enrolled, to House 919
To Governor 919
Approved July 16, 1985 953

SB 90 — By Terrill of the Senate and Williamson of the House.

Jurors; requiring list of licensed drivers over age of eighteen years be provided and used in jury selection; requiring oath.
1st Reading 92
2nd Reading 95
CR 243
G.O., considered, passed 270
ML; expired 270
Engrossed, to House 295
HAs read 753
HAs rejected, conference requested, SCs named 754
Conference granted, HCs named 783
CCR read 904
CCR adopted, passed, to House 910
Enrolled, to House 931
To Governor 931
Approved July 18, 1985 985

SB 91 — By Terrill of the Senate and Lawter of the House.

Contracts; voiding notices that seek to exempt business entities which provide services or facilities for profit to general public from liability for personal injury due to negligence. Effective date.
1st Reading 92
2nd Reading 95
CR 167
G.O., considered, passed 179
Engrossed, to House 185
HAs read 776
HAs rejected, conference requested 789
U.C. withdrawn from conference 794
HAs adopted, passed 803
Enrolled, to House 811
To Governor 812
Approved June 11, 1985 837

SB 92 — By Cullison of the Senate and Hobson of the House.

Public finance; requiring Oklahoma Tax Commission to furnish to Governor tax expenditure budget report; stating information to be contained in report. Emergency.
1st Reading 92
2nd Reading 95
CR 115
G.O., considered, passed 131
Engrossed, to House 135

SB 93 — By Combs, et al, of the Senate and Brewster of the House.

Economic development; providing for modifications of exemptions to minimum wages on public works. Effective date. Emergency.
1st Reading 93
2nd Reading 95
WD; referred 103
CR 276
G.O., considered, passed 276
Engrossed, to House 281

SB 94 — By Green of the Senate and Holden of the House.

State government; relating to Employees Group Health, Dental and Life Insurance; allowing orthodontic procedures; providing for compliance with Federal Health Maintenance Organization Act. Emergency.
1st Reading 96
2nd Reading 100
CR 138
G.O., considered, passed 143
Engrossed, to House 163
HAs read 714
HAs rejected, conference requested, SCs named 717
Conference granted, HCs named 733; 738
CCR read 850
CCR adopted, passed, to House 866
Enrolled, to House 893

To Governor 899
Approved July 8, 1985 920

SB 95 — By Green of the Senate and Cozort, et al, of the House.

Motor vehicles; insurance company paying loss on claim for vehicle in excess of certain percentage to use procedures for salvage titles. Effective date.

1st Reading 96
2nd Reading 100
CR 293
G.O., considered, passed.....311
Engrossed, to House 327
HAs read 776
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named.....822
CCR read.....867
CCR adopted, passed, to House.....882
CCR rejected, further conference requested 924
Further conference granted 926
2nd CCR read 941
2nd CCR adopted, passed, to House ...941
Enrolled, to House.....957
To Governor 958
Approved July 30, 1985

SB 96 — By Combs, et al, of the Senate and Vanatta of the House.

Economic development; providing for credit against income taxes for ad valorem taxes paid; defining qualifying taxpayer. Effective date.

1st Reading 96
2nd Reading 100
CR 167
G.O., considered, passed.....483
Engrossed, to House 503

SB 97 — By Terrill, et al, of the Senate and Harris (Ken) of the House.

Schools; allowing benefit options for surviving spouse of members of Teachers' Retirement System. Emergency.

1st Reading 96
2nd Reading 100
CR 308
G.O., considered, passed.....339
Engrossed, to House 355

SB 98 — By Winn, et al, of the Senate and Riggs of the House.

Roads, bridges and ferries; relating to county road machinery and equipment revolving fund; requiring equipment delivery within specified time period; providing sanction. Effective date.

1st Reading 96
2nd Reading 100
CR 293
G.O., considered, passed.....326
Engrossed, to House 341

SB 99 — By Winn of the Senate and Abbott of the House.

Counties and county officers; relating to duties of county purchasing agent; exempting certain native materials from bid procedure. Effective date.

1st Reading 96
2nd Reading 100
CR 235
G.O., considered, passed.....241
Engrossed, to House 245
Enrolled, to House.....533
To Governor 539
Approved April 15, 1985.....554

SB 100 — By Winn of the Senate and Mentzer of the House.

Crimes and punishments; providing penalty for defacing, stealing or possessing city, state or county road signs or markers; allowing return without penalty. Emergency.

1st Reading 96
2nd Reading 100
CR 286
G.O., considered, passed.....312
Engrossed, to House 327
HAs read 776
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named.....822
CCR read.....941
CCR adopted, passed, to House.....949

Enrolled, to House....957
To Governor....958
Approved July 25, 1985

SB 101 — By Dawson of the Senate and Johnson (Glen) of the House.

Courts; providing for destruction of certain records and docket books. Emergency.
1st Reading 97
2nd Reading 100
CR....127
G.O., considered, passed....136
Engrossed, to House 141
HAs read 753
HAs adopted, passed 797
Enrolled, to House....804
To Governor 806
Approved June 11, 1985 837

SB 102 — By Johnson, et al, of the Senate and Sanders of the House.

Professions and occupations; sunset laws. Recreating Real Estate Commission; modifying appointment. Effective date. Emergency.
1st Reading 97
2nd Reading 100
CR....160
G.O., considered, passed 173; 229
ML; expired....231
Engrossed, to House 261
HAs read 662
HAs rejected, conference requested, SCs named 688
Conference granted, HCs named....693; 752
SCs appointed 755
SCs changed 771
CCR read....867
CCR adopted, passed, to House....871
Enrolled, to House....899
To Governor 899
Approved July 8, 1985 920

SB 103 — By Johnson, et al, of the Senate and Sanders of the House.

Agriculture; sunset laws; recreating Oklahoma Soybean Commission; deleting per diem. Effective date. Emergency.
1st Reading 97
2nd Reading 100
CR....259
G.O., considered, passed....270
Engrossed, to House 275
HAs read 560
HAs adopted, passed 786
Enrolled, to House....794
To Governor 799
Approved June 7, 1985 812

SB 104 — By Johnson, et al, of the Senate and Sanders of the House.

Militia; sunset laws; recreating Awards and Decorations Board; increasing membership. Effective date. Emergency.
1st Reading 97
2nd Reading 100
CR....118
G.O., considered, passed....131
Engrossed, to House 135
Enrolled, to House....558
To Governor 564
Vetoed April 22, 1985 598

SB 105 — By Johnson, et al, of the Senate and Sanders of the House.

Public health and safety; sunset laws; recreating Alcohol and Drug Abuse Prevention, Training, Treatment and Rehabilitation Authority. Effective date. Emergency.
1st Reading 97
2nd Reading 100
CR....167
G.O., considered, passed....173
Engrossed, to House 179
Enrolled, to House....558
To Governor 564
Approved April 19, 1985....598

SB 106 — By Johnson, et al, of the Senate and Sanders of the House.

Public health and safety; recreating Oklahoma Commission on Deaf and Hearing Impaired; allowing reimbursement for actual and necessary expenses. Effective date. Emergency.
1st Reading 97
2nd Reading 100

CR.....167
G.O., considered, passed.....172
Engrossed, to House 179
HAs read 560
HAs rejected, conference requested, SCs named 746
Conference granted, HCs named.....757
CCR read.....934
CCR rejected, further conference requested 934
Further conference granted.....942
Died in conference

SB 107 — By Johnson, et al, of the Senate and Sanders of the House.

Militia; sunset laws; requiring Military Department to execute armory construction or renovation agreements; requiring legislative approval; abolishing Special Armory Construction Board. Effective date. Emergency.

1st Reading 97
2nd Reading 100
CR.....118
G.O., considered, passed.....132
Engrossed, to House 135
HAs read 631
HAs adopted, passed.....786
Enrolled, to House.....794
To Governor.....799
Approved June 8, 1985.....812

SB 108 — By Stipe of the Senate and Duke of the House.

Public health and safety; relating to County Solid Wastes Management Systems; authorizing additional disposal sites; requiring operating hours.

1st Reading 97
2nd Reading 100

SB 109 — By Cullison.

Motor vehicles; prohibiting manufacturer or distributor from selling motor vehicle to dealers at certain prices. Emergency.

1st Reading 98
2nd Reading 100

SB 110 — By Winn.

Insurance; requiring courts to add prejudgment interest to verdicts when insured is prevailing party. Effective date.

1st Reading 101
2nd Reading 104

SB 111 — By Taylor of the Senate and Hale, et al, of the House.

Intoxicating liquors; prohibiting possession of nonintoxicating beverages by minors. Effective date.

1st Reading 101
2nd Reading 104
CR.....246
G.O., considered, passed.....263
Engrossed, to House 270
Enrolled, to House.....327
To Governor 329
Approved March 22, 1985 377

SB 112 — By Taylor, et al, of the Senate and Hobson of the House.

Property, public finance and state government; changing vote needed for approval of bond issue; limiting liability; exempting certain trusts from central purchasing. Effective date. Emergency.

1st Reading 101
2nd Reading 104
CR.....302
G.O., considered, passed.....368
Engrossed, to House 381
HAs read 786
HAs rejected, conference requested, SCs named 847
Conference granted, HCs named.....855
CCR read.....941
CCR adopted, passed, to House.....952
CCR rejected, further conference requested 958
Further conference granted.....958
2nd CCR read 965
2nd CCR adopted, passed, to House ...966
Bill failed in House

SB 113 — By Dahl of the Senate and Widener of the House.

Agriculture; relating to burning grass or stubble before plowing; expanding purposes for intentional fires. Effective date.
1st Reading 101
2nd Reading 104
CR 126
G.O., considered, passed....136
Engrossed, to House 141
Enrolled, to House....571
To Governor 574
Approved April 19, 1985....598

SB 114 — By Boatner, et al, of the Senate and Sherrer, et al, of the House.
State government; allowing participation by school employees in State Employees Group Health, Dental and Life Insurance Plans; making participation by majority vote; requiring payments.
1st Reading 101
2nd Reading 104
CR 273
G.O., considered, passed....296
Engrossed, to House 306
HAs read 786
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named....822
CCR read....982
Conferees unable to agree 982

SB 115 — By Porter.
Crimes and punishments; allowing more than one bingo license to be issued for specific location; stating that limitations on sessions and prizes apply to licensees individually. Emergency.
1st Reading 101
2nd Reading 104

SB 116 — By Smith.
Intoxicating liquors; creating cause of action in certain persons against sellers of alcoholic beverages and nonintoxicating beverages; making sellers liable. Emergency.
1st Reading 101
2nd Reading 104

SB 117 — By Smith of the Senate and Morgan of the House.
Initiative and referendum; raising reading comprehension level for certification of ballot titles. Emergency.
1st Reading 101
2nd Reading 104
CR 126
G.O., considered, passed....369
Engrossed, to House 381

SB 118 — By Smith of the Senate and Lewis, et al, of the House.
Criminal procedure; relating to compensation of attorneys; providing for payment of expert witnesses from State Judicial Fund; providing psychiatric examination when sanity factor. Emergency.
1st Reading 102
2nd Reading 104
CR 268; 308
G.O., considered, passed....369
Engrossed, to House 381
HAs read 714
HAs rejected, conference requested, SCs named 819
Conference granted, HCs named....849
CCR read....855
CCR adopted, passed, to House....856
Enrolled, to House....893
To Governor 899
Approved July 8, 1985 920

SB 119 — By Pierce.
Revenue and taxation; replacing Tax Commission with Tax Commissioner; providing for appointment, term of office, removal and vacancy in office; prohibiting political activity. Emergency.
1st Reading 102
2nd Reading 104

SB 120 — By Branch of the Senate and Hale of the House.
Contracts; relating to restraint of trade; clarifying exceptions; allowing insurance agents to compete for business with former employer. Emergency.
1st Reading 102
2nd Reading 104
CR 273

G.O., considered, passed.....275
Engrossed, to House 281
HAs read 688
HAs adopted, failed 796
ML; failed 796; 819

SB 121 — By Brown.
Professions and occupations; enacting Public Accountancy Act. Effective date.
1st Reading 102
2nd Reading 104

SB 122 — By Taliaferro.
Civil procedure; providing for dismissal of civil actions; allowing payment of costs; determining when dismissals shall be without prejudice. Effective date.
1st Reading 104
2nd Reading 107

SB 123 — By Taliaferro.
Damages; limiting fault attributable where there are two or more defendants. Effective date.
1st Reading 104
2nd Reading 107

SB 124 — By Dahl of the Senate and Widener, et al, of the House.
Agriculture; including bison within Meat Inspection Act. Effective date.
1st Reading 104
2nd Reading 107
CR 126
G.O., considered, passed.....136
Engrossed, to House 141
Enrolled, to House.....571
To Governor 574
Approved April 19, 1985.....598

SB 125 — By Cain.
Criminal procedure; requiring separate hearings on guilt and punishment; allowing introduction of evidence relevant to punishment. Effective date.
1st Reading 104
2nd Reading 107

SB 126 — By Cullison of the Senate and Vanatta of the House.
Public finance; defining term cash.
1st Reading 108
2nd Reading 109
CR 319
G.O., considered, passed.....419
Engrossed, to House 447

SB 127 — By York.
Public health and safety and torts; providing information concerning conditions and treatment of patients is subject to discovery by parties to medical malpractice suit. Effective date.
1st Reading 108
2nd Reading 109

SB 128 — By Cain, et al, of the Senate and Lewis, et al, of the House.
State government; expanding powers and duties of administrator of Office of Personnel Management; administrator to conduct studies. Emergency.
1st Reading 109
2nd Reading 115
CR 235
G.O., considered, passed.....241
Engrossed, to House 245
HAs read 576
HAs rejected, conference requested, SCs named 581
Conference granted, HCs named.....587
CCR read.....591
CCR adopted, passed, to House.....591
Enrolled, to House.....592
To Governor 592
Approved April 23, 1985.....598

SB 129 — By Pierce of the Senate and Davis (Frank) of the House.
Civil procedure; relating to transfer of actions from small claims docket; increasing time to give notice of transfer; requiring hearing and providing grounds for transfer; increasing fees. Effective date.
1st Reading 109
2nd Reading 115
CR 244
G.O., considered, passed.....263
Engrossed, to House 270

HAs read 766
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named 822
CCR read 941
CCR adopted, passed, to House 949
Enrolled, to House 961
To Governor 964
Approved July 22, 1985

SB 130 — By Winn of the Senate and Grieser, et al, of the House.

Counties and county officers; relating to duties of county purchasing agent; excepting purchases at public auction from bidding procedure. Effective date.

1st Reading 110
2nd Reading 115
CR 138
G.O., considered, passed 143; 186
Engrossed, to House 193
Enrolled, to House 533
To Governor 539
Approved April 15, 1985 554

SB 131 — By Taylor of the Senate and Johnson, et al, of the House.

Liens; relating to payment of lienable claims from trust funds; providing for felony charges for misappropriations of trust funds. Emergency.

1st Reading 110
2nd Reading 115
CR 246
G.O., considered, passed 355
Engrossed, to House 366
HAs read 714
HAs adopted, passed 847
Enrolled, to House 854
To Governor 855
Approved June 24, 1985 879

SB 132 — By Taylor of the Senate and Brown of the House.

Schools; changing term of office and dates of expiration of positions on Board of Regents of Rogers State College. Effective date. Emergency.

1st Reading 110
2nd Reading 115
CR 181
G.O., considered, passed 231
Engrossed, to House 237
Enrolled, to House 775
To Governor 780
Approved June 7, 1985 812

SB 133 — By McIntyre, et al, of the Senate and Ross, et al, of the House.

Holidays; designating Martin Luther King, Jr.'s birthday to be holiday; eliminating Columbus Day. Effective date.

1st Reading 110
2nd Reading 115
CR 167
G.O., considered, passed 173
Engrossed, to House 179
HAs read 580
HAs adopted, passed 582
Enrolled, to House 589
To Governor 589
Approved April 23, 1985 598

SB 134 — By Rhodes, et al, of the Senate and Harris (Robert), et al, of the House.

Counties and county officers; authorizing commissioners to reassess road improvement districts; providing for annexation. Emergency.

1st Reading 116
2nd Reading 118
CR 181
G.O., considered, passed 193
ML; adopted 194; 242
G.O., considered, passed 242
Engrossed, to House 245
HAs read 546
HAs rejected, conference requested, SCs named 557
Conference granted, HCs named 577
CCR read 625
CCR rejected, further conference requested 627
Further conference granted 653
2nd CCR read 656
2nd CCR adopted, passed, to House 795
Enrolled, to House 816
To Governor 823
Approved June 13, 1985 850

SB 135 — By Rhodes of the Senate and Harris (Robert) of the House.

Schools; relating to psychiatric or psychological testing or treatment of students; prohibiting certain persons from eliciting information by certain means; providing interpretation of guidelines. Emergency.

1st Reading 116
2nd Reading 118
CR 259
G.O., considered, passed 262
ML; tabled 262; 277
Engrossed, to House 281
HAs read 675

SB 136 — By Giles of the Senate and Reimer of the House.

Oil and gas; relating to well spacing and drilling units; eliminating certain royalty stipulations. Emergency.

1st Reading 116
2nd Reading 118
CR 320
G.O., considered, failed 447
ML; adopted 447; 507
3rd Reading, passed 507
Engrossed, to House 516

SB 137 — By Cate, et al, of the Senate and Hobson of the House.

Oil and gas; modifying date for termination of price limitations imposed by Oklahoma Natural Gas Price Protection Act; providing for indefinite price escalator clauses. Emergency.

1st Reading 119
2nd Reading 127

SB 138 — By Stipe, et al, of the Senate and Duke, et al, of the House.

Roads, bridges and ferries; modifying qualifications of Director of Department of Transportation; providing for civil engineer to assist Director of Department of Transportation. Emergency.

1st Reading 119
2nd Reading 127
CR 222
G.O., considered, passed 241
Engrossed, to House 245
Enrolled, to House 355
To Governor 359
Approved March 22, 1985 377

SB 139 — By Stipe, et al, of the Senate and Duke of the House.

Motor vehicles and revenue and taxation; establishing Highway Trust Fund; stating purposes. Effective date.

1st Reading 119
2nd Reading 127
CR 222
G.O., considered, passed 471; 504
Engrossed, to House 516

SB 140 — By Giles, et al, of the Senate and Manar, et al, of the House.

Oil and gas, Corporation Commission and statutes and reports; limiting Corporation Commission delegated rule making authority; requiring filing of oil and gas rules with Legislature. Effective date.

1st Reading 119
2nd Reading 127
CR 222
G.O., considered, passed 251
Engrossed, to House 261
HAs read 637
HAs rejected, conference requested, SCs named 663
Conference granted, HCs named 666
CCR read 941
Conferees unable to agree 941

SB 141 — By Smith of the Senate and Vanatta of the House.

Motor vehicles; relating to abandoned motor vehicles; requiring notice of towing to be given to lienholder of towed vehicle; allowing lienholder to regain possession upon payment of costs. Emergency.

1st Reading 119
2nd Reading 127
CR 268
G.O., considered, passed 292
Engrossed, to House 295
HAs read 753
HAs adopted, passed 787

Enrolled, to House.....794
To Governor.....799
Approved June 7, 1985.....812

SB 142 — By Dawson, et al, of the Senate and Barker, et al, of the House.

Securities; enacting Oklahoma Takeover Disclosure Act of 1985. Emergency.
1st Reading.....120
2nd Reading, to Calendar.....127
WD; referred.....129
CR.....222
G.O., considered, passed.....242
Engrossed, to House.....245
HAs read.....738
HAs rejected, conference requested, SCs named.....754
Conference granted, HCs named.....822
CCR read.....934
CCR adopted, passed, to House.....936
Enrolled, to House.....957
To Governor.....958
Approved July 22, 1985

SB 143 — By Dawson, et al, of the Senate and Barker, et al, of the House.

Oil and Gas; enacting Energy Resources Conservation Act. Emergency.
1st Reading.....120
2nd Reading, to Calendar.....127
G.O., considered, passed.....129
Engrossed, to House.....132
Enrolled, to House.....161
To Governor.....162
Approved February 13, 1985.....162

SB 144 — By Hopkins, et al, of the Senate and Riggs, et al, of the House.

Motor vehicles; relating to truck axle load limits; exempting city and county refuse vehicles from weight limits; allowing special permit. Emergency.
1st Reading.....127
2nd Reading.....133
CR.....320
G.O., considered, passed.....447; 462
Engrossed, to House.....488
HAs read.....738
HAs adopted, passed.....787
Enrolled, to House.....794
To Governor.....799
Approved June 11. 1985.....837

SB 145 — By Smith of the Senate and Williamson of the House.

Securities; relating to noninsured financial institutions; defining officer; stipulating requirements for advertisement by noninsured financial institutions; Providing penalty. Emergency.
1st Reading.....127
2nd Reading.....133
CR.....286
G.O., considered, passed.....312
Engrossed, to House.....327

SB 146 — By Roberts, et al, of the Senate and Littlefield, et al, of the House.

Motor vehicles; providing Tax Commission operate motor license agencies in municipality in certain counties; providing contracts in other areas; requiring central purchasing. Effective date. Emergency.
1st Reading.....133
2nd Reading.....138
CR.....293
G.O., considered, passed.....296
Engrossed, to House.....306
HAs read.....572
HAs rejected, conference requested, SCs named.....575
Conference granted, HCs named.....577
CCR read.....589
CCR adopted, passed, to House.....590
CCR rejected, further conference requested.....591
Further conference granted.....592
2nd CCR read.....592
2nd CCR adopted, passed, to House...592
Enrolled, to House.....594
To Governor.....595
Approved April 23, 1985.....598

SB 147 — By Taliaferro of the Senate and Shurden of the House.

Game and fish; defining threatened species of game; prohibiting capture; increasing liability insurance; exempting retirement

benefits of Wildlife Conservation Commission employees from taxes. Emergency.
1st Reading 138
2nd Reading 160
CR.....276
G.O., considered, passed.....298
Engrossed, to House 306
HAs read 766
HAs adopted, passed.....816
Enrolled, to House.....827
To Governor 831
Approved June 18, 1985 862

SB 148 — By Stipe of the Senate and Lawter of the House.

State government; prohibiting certain private organizations and state agencies, boards, commissions and political subdivisions from lobbying; allowing individual to give information. Effective date.
1st Reading 138
2nd Reading 160
CR.....308
G.O., considered, failed.....387

SB 149 — By Smith of the Senate and Johnson (Glen) of the House.

Banks and trust companies; authorizing release of financial records for purposes of perfection of security interest and collection of debts; authorizing notification of government authority. Emergency.
1st Reading 139
2nd Reading 160
CR.....286
G.O., considered, passed.....326
ML; expired.....327
Engrossed, to House 381
HAs read 727
HAs adopted, passed.....820
Enrolled, to House.....827
To Governor 831
Approved June 18, 1985 862

SB 150 — By Rhodes of the Senate and Harris (Robert) of the House.

Intoxicating liquors; prohibiting places licensed to sell nonintoxicating beverages for on-premise consumption from being within three hundred feet from church or school. Effective date.
1st Reading 139
2nd Reading 160
CR.....276
G.O., considered, passed.....305
Engrossed, to House 317

SB 151 — By Miller of the Senate and Johnson (Glen) of the House.

State government; establishing Oklahoma Boards and Commissions Uniform Districting Act. Effective date. Emergency.
1st Reading 160
2nd Reading 167
CR.....267
G.O., considered, passed.....327
Engrossed, to House 341

SB 152 — By Leonard of the Senate and Heaton of the House.

Revenue and taxation; exempting personal and family trusts from franchise tax. Emergency.
1st Reading 160
2nd Reading 167
CR.....246
G.O., considered, passed.....492
Engrossed, to House 503

SB 153 — By Lamb of the Senate and Davis (Frank), et al, of the House.

Conveyances; providing for filing of affidavits affecting real property; prescribing contents; directing recording; providing penalty for false statement in affidavit. Effective date.
1st Reading 161
2nd Reading 167
CR.....276
G.O., considered, passed.....306
Engrossed, to House 317
HAs read 766
HAs adopted, passed.....893
Enrolled, to House.....899
To Governor 900
Approved July 8, 1985 920

SB 154 — By Pierce.
Securities; relating to Oklahoma Take-Over Bid Act; modifying percentages in definitions. Emergency.
1st Reading 161
2nd Reading 167

SB 155 — By Smith of the Senate and Lewis of the House.
Commercial code; providing exception for purchase money security interest in certain consumer goods. Emergency.
1st Reading 161
2nd Reading 167
CR 293
G.O., considered, passed 327
Engrossed, to House 341
Enrolled, to House 714
To Governor 717
Approved May 28, 1985 749

SB 156 — By Keller.
Roads, bridges and ferries; specifying qualified bidders for sale of products to Department of Transportation. Emergency.
1st Reading 161
2nd Reading 167

SB 157 — By Keller.
Workers' compensation; setting statute of limitations for claim under Workers' Compensation Act at two years; repealing statute relating to right to claim compensation.
1st Reading 168
2nd Reading 174

SB 158 — By Keller, et al, of the Senate and Henry, et al, of the House.
Workers' compensation; setting statute of limitations for claim; modifying definition and exemption; allowing variance in testimony; requiring notice of coverage to employees. Effective dates. Emergency.
1st Reading 168
2nd Reading 174
CR 302
G.O., considered, passed 485
ML; expired 485
Engrossed, to House 516
HAs read 738
HAs rejected, conference requested, SCs named 843
Conference granted, HCs named 849
CCR read 867
CCR adopted, passed, to House 872
Enrolled, to House 919
To Governor 919
Approved July 15, 1985 953

SB 159 — By Keller.
Probate procedure; establishing Uniform Durable Power of Attorney Act. Effective date. Emergency.
1st Reading 168
2nd Reading 174

SB 160 — By Giles, et al, of the Senate and Widener, et al, of the House.
Oil and gas; relating to payment of proceeds from production; modifying computation; providing payment date; modifying stipulations on royalty payments.
1st Reading 168
2nd Reading 174
CR 222
G.O., considered, passed 252
Engrossed, to House 261
HAs read 675
HAs rejected, conference requested, SCs named 679
Conference granted, HCs named 688
CCR read 734
CCR adopted, passed 770
ML; tabled; to House 771; 773
Enrolled, to House 794
To Governor 799
Approved June 7, 1985 812

SB 161 — By Rozell.
Roads, bridges and ferries; transferring duties of Aeronautics Commission to Department of Transportation; listing responsibilities of Transportation Commission. Emergency.
1st Reading 168
2nd Reading 174

SB 162 — By Howell of the Senate and Johnson (Glen) of the House.
Civil procedure; providing for division of property upon divorce. Emergency.
1st Reading 168
2nd Reading 175
CR.....286
G.O., considered, passed.....328
Engrossed, to House 341
Enrolled, to House.....558
To Governor 564
Approved April 19, 1985.....598

SB 163 — By Taylor of the Senate and Johnson (Glen) of the House.
Initiative and referendum; setting out requirements for ballot titles; establishing procedures for certification; eliminating review by President Pro Tempore and Speaker.
1st Reading 168
2nd Reading 175
CR.....268
G.O., considered, passed.....356
Engrossed, to House 366
HAs read 572
HAs adopted, passed.....847
Enrolled, to House.....854
To Governor 855
Approved June 24, 1985 879

SB 164 — By Dawson of the Senate and Johnson (Glen) of the House.
Statutes and reports; providing that if conflicts occur between provisions of older law and newer law, newer law prevails as to certain provisions. Emergency.
1st Reading 169
2nd Reading 175
CR.....259
G.O., considered, passed.....264
Engrossed, to House 270
Enrolled, to House.....589
To Governor 589
Approved April 19, 1985.....598

SB 165 — By Cain.
Revenue and taxation; eliminating method 1 for computing individual income tax liability; deleting provision that fiduciaries may not deduct federal income taxes paid. Effective date.
1st Reading 169
2nd Reading 175

SB 166 — By Lamb.
Motor vehicles; providing for special license plate for reservists; stating qualifications for eligibility; Setting fee. Emergency.
1st Reading 175
2nd Reading 181

SB 167 — By Floyd, et al, of the Senate and Abbott, et al, of the House.
Insurance, including job loss insurance as limited insurance category; exempting job loss limited insurance representative from examination. Emergency.
1st Reading 175
2nd Reading 181
CR.....222
G.O., considered, passed.....252
Engrossed, to House 261

SB 168 — By Roberts of the Senate and Harbin, et al, of the House.
Public finance; relating to enterprise zones; authorizing Department of Economic Development to establish guidelines for applications; expanding act to apply to areas within city or town. Emergency.
1st Reading 176
2nd Reading 181
CR.....276
G.O., considered, passed.....381
Engrossed, to House 397
HAs read 714
HAs adopted, passed.....819
Enrolled, to House.....827
To Governor 831
Approved June 18, 1985 862

SB 169 — By Porter.
Criminal procedure; allowing bail on appeal from convictions except for murder in first degree and rape in first degree. Emergency.
1st Reading 176
2nd Reading 181

SB 170 — By Howell, et al, of the Senate and Riggs of the House.

Courts; providing graduated pay scale for judicial officials. Effective date. Emergency.

1st Reading 176
2nd Reading 181
CR 320
G.O., considered, passed 387
Engrossed, to House 397

SB 171 — By Luton.

Prisons and reformatories; prohibiting Department of Corrections from extending limits of confinement or classification to community centers for inmates convicted of murder or rape. Effective date.

1st Reading 176
2nd Reading 181

SB 172 — By Wright.

Criminal procedure; creating Oklahoma Sentencing Guidelines Act. Effective dates.

1st Reading 176
2nd Reading 181

SB 173 — By Lamb.

Cities and towns; creating municipal courts of record in cities over fifty thousand population; requiring governing body determine necessity of court. Effective date.

1st Reading 176
2nd Reading 181

SB 174 — By Rozell.

Public health and safety; creating State Water Quality Advisory Council; prescribing membership; stating duties. Effective date. Emergency.

1st Reading 176
2nd Reading 181

SB 175 — By Rozell of the Senate and Duke of the House.

Motor vehicles; relating to regulation of motor carriers; requiring motor carriers to pay filing fee for application; increasing fee. Effective dates. Emergency.

1st Reading 177
2nd Reading 181
CR 246
G.O., considered, passed 263; 266
Engrossed, to House 270
HAs read 714
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named 822
CCR read 834
CCR adopted, passed, to House 840
Enrolled, to House 874
To Governor 874
Approved July 1, 1985 901

SB 176 — By York of the Senate and Sanders of the House.

Workers' compensation; relating to medical treatment; modifying definition to include psychologist; creating Joint Committee on Workers' Compensation Law. Effective date. Emergency.

1st Reading 177
2nd Reading 181
CR 243
G.O., considered, passed 271
Engrossed, to House 275
HAs read 766
HAs rejected, conference requested, SCs named 807; 821
Conference granted, HCs named 822
CCR read 941
Conferees unable to agree 941

SB 177 — By Keller.

Public health and safety; providing death penalty for manufacture and distribution of controlled dangerous substances; repealing prior minimum sentencing. Effective date.

1st Reading 177
2nd Reading 181
Motion to suspend Joint Rule 17 failed 331

SB 178 — By Winn, et al, of the Senate and Widener of the House.

Oil and gas; authorizing Commissioners of Land Office and Gross Production Tax Division of Tax Commission to purchase electronic natural gas measuring systems. Emergency.

1st Reading 181
2nd Reading 187
CR 267
G.O., considered, passed 307
Engrossed, to House 317
HAs read 753
HAs adopted, passed 805
Enrolled, to House 811
To Governor 812
Approved June 13, 1985 850

SB 179 — By Watson.
Schools; providing for annexation of school districts not meeting requirements by certain dates; authorizing transfer fees; providing for interpretation of circumstances.
1st Reading 182
2nd Reading 187

SB 180 — By Terrill of the Senate and Hobson of the House.
Schools; prohibiting pupil from receiving credit for course when ten absences have accumulated in semester, under certain circumstances.
1st Reading 182
2nd Reading 187
CR 308
G.O., considered, passed 356
Engrossed, to House 366

SB 181 — By Keller of the Senate and Morgan, et al, of the House.
Motor vehicles; increasing speed limit on interstates and turnpikes. Effective date.
1st Reading 182
2nd Reading 187
CR 319
G.O., considered, passed 485
ML; expired 486
Engrossed, to House 516
HAs read 714
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named 822
Died in conference

SB 182 — By Rozell.
Motor vehicles; abolishing Oklahoma Used Motor Vehicle and Parts Commission; transferring duties and responsibilities to Oklahoma Motor Vehicle Commission. Effective date.
1st Reading 182
2nd Reading 187

SB 183 — By Rozell of the Senate and Murphy, et al, of the House.
Motor vehicles; relating to regulation and licensing of motor vehicle dealers; modifying statutes. Effective date.
1st Reading 183
2nd Reading 187
CR 320
WD; rereferred 485

SB 184 — By Cullison of the Senate and Hooper of the House.
Insurance; relating to uninsured motorist coverage; establishing limits on liability. Effective date. Emergency.
1st Reading 184
2nd Reading 187

SB 185 — By Smith of the Senate and Sherrer of the House.
Credit unions; increasing maximum par value of shares for credit unions; allowing for inclusion of certain provision in bylaws. Emergency.
1st Reading 184
2nd Reading 187
CR 286
G.O., considered, passed 312
Engrossed, to House 327
Enrolled, to House 767
To Governor 769
Approved June 4, 1985 791

SB 186 — By Howell of the Senate and Anderson of the House.
Schools; relating to negotiation between school employees and districts, specifying subjects which may be included.
1st Reading 184
2nd Reading 187
CR 293
G.O., considered, passed 339
Engrossed, to House 355

SB 187 — By Stipe of the Senate and Henry, et al, of the House.

Criminal procedure; allowing party to perfect appeal without filing motion for new trial. Emergency.

1st Reading 187
2nd Reading 194
CR 293
G.O., considered, passed 470
Engrossed, to House 488
Enrolled, to House 727
To Governor 733
Approved May 28, 1985 749

SB 188 — By Stipe of the Senate and Lawter of the House.

Cities and towns; authorizing Public Employees Relations Board to prevent unfair labor practices; requiring conference to negotiate request for bargaining; requiring resumption.

1st Reading 187
2nd Reading 194
CR 286
G.O., considered, failed 382
ML; time extended;
adopted 385; 452; 492; 506
3rd Reading, passed 506
ML; tabled 506; 508
Engrossed, to House 516
Enrolled, to House 787
To Governor 791
Approved June 10, 1985 824

SB 189 — By Stipe, et al, of the Senate.

Agriculture and water and water rights; transferring personnel, duties and obligations of Forestry Division from Department of Agriculture to Conservation Commission. Effective date.

1st Reading 188
2nd Reading 194

SB 190 — By Taliaferro.

Property; providing for presumption of abandonment of certain mineral interests; providing exceptions. Effective date.

1st Reading 188
2nd Reading 194

SB 191 — By Shedrick, et al, of the Senate and Gish of the House.

Cemeteries; providing burial associations to pay for costs of examinations; increasing maximum annual license fee; providing fees in lieu of taxes; increasing burial agent fees. Emergency.

1st Reading 188
2nd Reading 194
CR 286
G.O., considered, passed 298
Engrossed, to House 306
HAs read 589
HAs adopted, passed 788
Enrolled, to House 794
To Governor 799
Approved June 7, 1985 812

SB 192 — By Cullison, et al, of the Senate and Anderson of the House.

Crimes and punishments; clarifying information required for application for bingo; modifying conduct of games; limiting prizes. Emergency.

1st Reading 188
2nd Reading 194
CR 320
G.O., considered, passed 486
Engrossed, to House 503

SB 193 — By Winn of the Senate and Glover of the House.

Counties and county officers; providing procedures for counties to select vendors from whom gasoline and diesel fuel may be purchased; providing procedures for purchasing. Effective date.

1st Reading 188
2nd Reading 194
CR 276
G.O., considered, passed 315
Engrossed, to House 327

SB 194 — By Dennis of the Senate and Davis (Guy) of the House.

Torts; providing for joint and several liability of joint tortfeasors for single harm. Emergency.

1st Reading 188
2nd Reading 194

CR....240
G.O., considered, passed....240
ML; tabled....240; 261
Engrossed, to House....263
Bill failed in House

SB 195 — By Terrill of the Senate and Adair, et al, of the House.
Schools; providing for due process for full-time certified administrators prior to dismissal. Effective date.
1st Reading....189
2nd Reading....194
CR....276
G.O., considered, passed....328
Engrossed, to House....341
HAs read....727
HAs rejected, conference requested, SCs named....796
Conference granted, HCs named....823
CCR read....855
CCR adopted, passed, to House....867
Enrolled, to House....893
To Governor....899
Approved July 8, 1985....920

SB 196 — By Cate.
State government; modifying prohibitions against political activity by classified employees; modifying rights of classified employee with respect to political activity. Emergency.
1st Reading....189
2nd Reading....194

SB 197 — By Howell.
Schools; relating to Teachers' Retirement System; providing for return to service of disabled annuitant; providing for purchase of private retirement annuity.
1st Reading....189
2nd Reading....194

SB 198 — By Choate of the Senate and Hale of the House.
Revenue and taxation; providing for annual tax on racehorses in lieu of ad valorem taxes on racehorses; stating amount of tax. Effective date.
1st Reading....189
2nd Reading....194
CR....293
G.O., considered, passed....340
ML; expired....340
Engrossed, to House....397

SB 199 — By Capps, et al, of the Senate and Sherrer, et al, of the House.
State government; relating to employment of certified teachers under merit system; establishing right and requirement to participate in programs; modifying salaries. Emergency.
1st Reading....189
2nd Reading....194
CR....293
G.O., considered, passed....447
Engrossed, to House....465
HAs read....767
HAs rejected, conference requested, SCs named....771
Conference granted, HCs named....783
Died in conference.

SB 200 — By Rhodes.
Public health and safety; requiring actual notice to parent or guardian before performance of abortion on minors; allowing waiver of notice; setting procedure; providing confidentiality. Emergency.
1st Reading....189
2nd Reading....194

SB 201 — By Porter.
Crimes and punishments; prohibiting cockfighting, cockfighting equipment and facilities; prohibiting possession and training of gamecocks; prohibiting spectatorship. Emergency.
1st Reading....189
2nd Reading....194

SB 202 — By Taylor of the Senate and Harris (Ken) of the House.
Probate procedure; relating to power and duties of conservators; allowing investment of monies in credit union accounts. Effective date.

1st Reading 190
2nd Reading 194
CR.....276
G.O., considered, passed.....448
Engrossed, to House 465
HAs read 786
HAs adopted, passed.....912
Enrolled, to House.....919
To Governor 919
Approved July 15, 1985 953

SB 203 — By Taylor of the Senate and Hobson of the House.

State government; requiring state retirement systems and boards to file reports with Legislature; requiring retirement systems to develop investment plans.
1st Reading 190
2nd Reading 194
CR.....286
G.O., considered, passed.....388
Engrossed, to House 397
HAs read 786
HAs rejected, conference requested, SCs named 795
Conferenced granted, HCs named 823
CCR read.....982
Conferees unable to agree 982

SB 204 — By Taylor.

Courts; relating to Uniform Retirement System for Justices and Judges; providing for refund of additional contribution under certain circumstances. Emergency.
1st Reading 190
2nd Reading 194

SB 205 — By York, et al, of the Senate and Davis (Guy) of the House.

Vehicles; creating Oklahoma Vehicle License and Registration Act. Effective date.
1st Reading 190
2nd Reading 194
CR.....308
G.O., considered, passed.....397
Engrossed, to House 433

SB 206 — By Terrill of the Senate and Lewis of the House.

Revenue and taxation; applying application of franchise tax to certain corporations and organizations; allowing notification of unpaid taxes. Emergency.
1st Reading 192
2nd Reading 194
CR.....302
G.O., considered, passed.....357
Engrossed, to House 366
HAs read 738
HAs rejected, conference requested, SCs named 739
Conference granted, HCs named.....756
CCR read.....783
CCR adopted, passed, to House.....793
Enrolled, to House.....848
To Governor 849
Approved June 20, 1985 879

SB 207 — By Smith of the Senate and Harris (Ken) of the House.

Insurance; relating to surety companies; modifying requirements for licensure; modifying reporting procedures for financial information and powers of commission; authorizing commission action.
1st Reading 195
2nd Reading 222
CR.....286
G.O., considered, passed.....340
ML; expired.....341
Engrossed, to House 397

SB 208 — By Roberts of the Senate and Converse, et al, of the House.

Waters and water rights; establishing regional water districts; defining terms; stating purposes for organization; restricting interest rate on bonds. Emergency.
1st Reading 196
2nd Reading 222
CR.....286
G.O., considered, passed.....493
Engrossed, to House 503
HAs read 786
HAs rejected, conference requested, SCs named 922
Conference granted, HCs named.....927
CCR read.....928

CCR adopted, passed, to House.....936
CCR rejected, further conference requested 956
Further conference granted.....956
2nd CCR read 971
2nd CCR adopted, passed, to House ...974
Enrolled, to House.....982
To Governor 984
Approved July 30, 1985

SB 209 — By Brown of the Senate and Stottlemyre of the House.

Professions and occupations; relating to Electrical Licensing Act; changing short title; modifying committee membership; deleting license qualifications.
1st Reading 196
2nd Reading 222
CR.....320
G.O., considered, failed.....396
ML; adopted.....396; 451
G.O., considered, passed.....451
Engrossed, to House 465

SB 210 — By Brown.

Professions and occupations; creating Oklahoma Manufactured Housing Act. Effective date. Emergency.
1st Reading 196
2nd Reading 222

SB 211 — By Lamb of the Senate and Davis (Frank), et al, of the House.

Revenue and taxation; requiring Tax Commission to complete estate tax return audits within certain period of time; providing procedures for closing estate when noncompliance. Emergency.
1st Reading 197
2nd Reading 222
CR.....319
G.O., considered, passed.....396
Engrossed, to House 433
HAs read 753

SB 212 — By Taylor of the Senate and Brown of the House.

Counties and county officers; relating to fire protection districts; modifying election procedures for board of directors. Emergency.
1st Reading 197
2nd Reading 222
CR.....273
G.O., considered, passed.....341
Engrossed, to House 355
HAs read 776
HAs rejected, conference requested, SCs named 843
Conference granted, HCs named.....849
CCR read.....941
CCR adopted, passed, to House.....950
Referred for enrollment 953
Bill returned to House 957
CCR rejected, further conference requested 958
Further conference granted 958
Died in conference

SB 213 — By Leonard, et al, of the Senate and Stacy, et al, of the House.

Public finance; extending duties of Industry Advisory and Data Processing Advisory Committees; providing for establishment of Central Communication or Intercommunications System. Effective date. Emergency.
1st Reading 197
2nd Reading 222
CR.....273
G.O., considered, passed.....464
Engrossed, to House 488
HAs read 576
HAs rejected, conference requested, SCs named 576
Conference granted, HCs named.....577
CCR read.....583
CCR adopted, passed, to House.....583
CCR rejected, further conference requested 587
Further conference granted.....588
2nd CCR read 590
2nd CCR adopted, passed, to House ...590
Enrolled, to House.....592
To Governor 592
Approved April 23, 1985.....598

SB 214 — By Brown of the Senate and Easley of the House.

Cities and towns; relating to dilapidated buildings; authorizing governing body to cause premises to be cleaned; requiring notice; requiring hearing if property owner does not consent. Effective date.
1st Reading 197
2nd Reading 222
CR.....320
G.O., considered, passed.....403
Engrossed, to House 433

SB 215 — By Terrill of the Senate and Holden of the House.

Insurance; relating to standard provisions for fire insurance policies; authorizing Board for Property and Casualty Rates to approve nonstandard policy form. Effective date.
1st Reading 198
2nd Reading 222
CR.....286
G.O., considered, passed.....306
Engrossed, to House 317
Enrolled, to House.....714
To Governor 717
Approved May 28, 1985 749

SB 216 — By Howell of the Senate and Larason of the House.

Cities and towns; relating to disposition of property; allowing sale of money or legal tender in possession of chief of police. Emergency.
1st Reading 198
2nd Reading 222
CR.....302
G.O., considered, passed.....329
Engrossed, to House 341
Enrolled, to House.....662
To Governor 664
Approved May 16, 1985 676

SB 217 — By Shedrick, et al, of the Senate and Henry, et al, of the House.

Schools; establishing professional leave days for school personnel; providing procedures when school is held less than full term; providing sick leave for support personnel. Effective date. Emergency.
1st Reading 198
2nd Reading 222
CR.....293
G.O., considered, passed.....341
Engrossed, to House 355
HAs read 727
HAs adopted, passed 788
Enrolled, to House.....794
To Governor 799
Approved June 7, 1985 812

SB 218 — By Howell of the Senate and Henry of the House.

Corporations; relating to shareholders; allowing use of shareholders' list; modifying voting procedures; placing restrictions on right to dissent. Emergency.
1st Reading 198
2nd Reading 222
Joint Rule 17 suspended by Senate 354
CR.....359
G.O., considered, passed.....388
Engrossed, to House 397

SB 219 — By Terrill of the Senate and Anderson of the House.

Insurance; creating Alcoholism and Drug Dependency Treatment Insurance Act. Effective date.
1st Reading 198
2nd Reading 222
CR.....286
G.O., considered, passed.....399
Engrossed, to House 433

SB 220 — By Winn of the Senate and Grieser of the House.

Fees; relating to marriage ceremony fees; increasing and allowing fees for marriage ceremonies; prohibiting acts without proof of fee payments. Effective date.
1st Reading 198
2nd Reading 222
CR.....267
G.O., considered, passed.....282
Engrossed, to House 289
Enrolled, to House.....558
To Governor 564
Approved April 19, 1985.....598

SB 221 — By McCune of the Senate and Harris (Ken) of the House.

Landlord and tenant; relating to wrongful removal or exclusion of tenant from dwelling unit; prohibiting retaliatory action and providing penalty. Effective date.
1st Reading 198
2nd Reading 222

SB 222— By Howell of the Senate and Henry of the House.
Schools; relating to expenditures by board of education; listing documents in accordance with which expenditures shall be made. Emergency.
1st Reading 198
2nd Reading 222
CR.....276
G.O., considered, passed.....389
Engrossed, to House 397
Enrolled, to House.....727
To Governor.....733
Approved May 28, 1985 749

SB 223 — By McCune of the Senate and Harris (Ken) of the House.
Landlord and tenant; providing for punitive damages; requiring written notification of rent increase; modifying procedures for return of security deposit and repairs. Effective date.
1st Reading 198
2nd Reading 222

SB 224 — By Pierce.
Children; relating to dependent and delinquent children; defining terms; excepting person charged with criminal offense from definition of child; deleting requirement for separate detention. Effective date.
1st Reading 199
2nd Reading 222

SB 225 — By Cain, et al, of the Senate and Harbin of the House.
Crimes and punishments; relating to crime victims compensation; including traffic offenses in assessing compensation. Effective date.
1st Reading 199
2nd Reading 222
CR.....320
G.O., considered, failed.....493
ML; adopted.....496; 507
WD; rereferred 508

SB 226 — By Johnson, et al, of the Senate and Hooper, et al, of the House.
Intoxicating liquors and public health and safety; establishing Department of Alcoholic Beverage, Narcotic and Dangerous Drugs Control; requiring department to perform duties.
1st Reading 199
2nd Reading 222
CR.....319
WD; rereferred 505

SB 227 — By Cain of the Senate and McCorkell, et al, of the House.
Children; providing for discharge of children from custody of Department of Human Services; providing for continued custody of children under certain conditions. Effective date.
1st Reading 199
2nd Reading 222
CR.....319
G.O., considered, passed.....465
Engrossed, to House 488
Enrolled, to House.....727
To Governor.....733
Approved May 28, 1985 749

SB 228 — By Randle, et al, of the Senate and Barker, et al, of the House.
Schools and revenue and taxation; allowing certain business expenses as state income tax deductions; authorizing training institutes; providing procedures for athlete agents. Emergency.
1st Reading 199
2nd Reading 222
CR.....268
G.O., considered, passed.....449
Engrossed, to House 465
HAs read 588
HAs rejected, conference requested, SCs named 922

Conference granted,
HCs named 927; 937
SCs appointed 939
CCR read....965
CCR adopted, passed, to House....967
Enrolled, to House....982
To Governor....984
Approved July 30, 1985

SB 229 — By Roberts, et al, of the Senate and Duckett of the House.

Mental health; creating Oklahoma Comprehensive Mental Health Services for the Deaf and Hearing Impaired Act. Effective date.

1st Reading 199
2nd Reading 222
CR....293
G.O., considered, passed....466
Engrossed, to House 488
HAs read 786
HAs adopted, passed....820
Enrolled, to House....827
To Governor....831
Approved June 18, 1985 862

SB 230 — By York of the Senate and Mitchell of the House.

Professions and occupations; creating Cosmetology and Barbering Act. Effective date.

1st Reading 200
2nd Reading 222
CR....320
WD; rereferred 491

SB 231 — By Terrill, et al, of the Senate and Duckett of the House.

Mental health; relating to protective custody and treatment of persons appearing to be mentally ill; modifying qualifications; modifying detention and treatment periods. Effective date. Emergency.

1st Reading 201
2nd Reading 222
WD; referred....235
CR....320
G.O., considered, passed....398
Engrossed, to House 433
HAs read 738
HAs rejected, conference requested, SCs named 789; 795
Conference granted, HCs named....823
CCR read....883
CCR adopted, passed, to House....886
Enrolled, to House....900
To Governor....900
Approved July 8, 1985 920

SB 232 — By Cate, et al, of the Senate and Lewis, et al, of the House.

Property and Casualty Rates, State Board of, appropriation; setting fee; requiring monitoring of adequacy of rates. Operative date. Emergency.

1st Reading 201
2nd Reading 222
CR....319
G.O., considered, failed....477
ML; adopted....478; 489
3rd Reading, passed....489
Engrossed, to House 503
HAs read 588
HAs rejected, conference requested, GCCA....881
Conference granted, GCCA....882
CCR read....883
CCR adopted, passed, to House....889
Enrolled, to House....900
To Governor....900
Approved July 8, 1985 920

SB 233 — By Taylor.

Insurance; relating to title insurance; modifying definition; modifying qualifications of title insurers and defining term; prohibiting issuance of policy without examination. Effective date.

1st Reading 201
2nd Reading 222

SB 234 — By Hopkins of the Senate and Monks of the House.

Workers' compensation; setting limitation on premiums of workers' compensation insurance. Effective date.

1st Reading 201
2nd Reading 222

CR.....286
G.O., considered, failed.....313
ML; failed 313; 357

SB 235 — By O'Connor.
Labor; repealing statutes pertaining to prevailing wages for public works. Effective date. Emergency.
1st Reading 201
2nd Reading 222

SB 236 — By Johnson.
Cities and towns, fees and motor vehicles; giving district court exclusive jurisdiction of persons charged with driving while under influence of alcohol or intoxicant; modifying costs. Effective date.
1st Reading 202
2nd Reading 222

SB 237 — By Leonard of the Senate and Heaton of the House.
Commercial code; clarifying filing requirements for perfection of security interest in fixtures and other property. Operative date. Emergency.
1st Reading 202
2nd Reading 222
CR.....293
G.O., considered, passed.....390
Engrossed, to House 397
HAs read 688
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named.....823
CCR read.....941
CCR adopted, passed, to House.....949
Enrolled, to House.....961
To Governor 964
Approved July 23, 1985

SB 238 — By Leonard.
State officers and employees; relating to acts prohibited by legislators; prohibiting employment and contract recommendations. Emergency.
1st Reading 202
2nd Reading 222

SB 239 — By Leonard of the Senate and Reimer of the House.
Schools; requiring donation to state of all anthropological or archaeological discoveries on state lands; requiring permit for exploration or excavation of lands. Effective date.
1st Reading 202
2nd Reading 222
CR.....273
G.O., considered, passed.....329
Engrossed, to House 341
HAs read 767
HAs adopted, passed 912
Enrolled, to House.....919
To Governor 919
Approved July 15, 1985 953

SB 240 — By Winn.
Damages; allowing defense of contributory negligence in products liability actions. Effective date.
1st Reading 202
2nd Reading 222

SB 241 — By Cate of the Senate and Lewis of the House.
State government; relating to Oklahoma Public Employees Retirement System; modifying determination of prior and participating service; removing requirement for reimbursements. Operative date. Emergency.
1st Reading 202
2nd Reading 222
CR.....293
G.O., considered, passed.....478
Engrossed, to House 488
HAs read 753
HAs rejected, conference requested, SCs named 868
Conference granted, HCs named.....874
Died in conference

SB 242 — By Winn.
Damages; providing contributory negligence shall not bar recovery for damages; providing exceptions; limiting liability of parties. Effective date.
1st Reading 203
2nd Reading 222

SB 243 — By Luton of the Senate and Davis (Guy) of the House.
State government; relating to reimbursement expenses for state employees; increasing reimbursement; providing option for per diem and mileage to members of Legislature. Effective date. Emergency.
1st Reading 203
2nd Reading 222
CR....267
G.O., considered, passed....271
Engrossed, to House 275
Enrolled, to House....306
To Governor....308
Approved March 14, 1985 321

SB 244 — By Combs.
State government; allowing additional person to keep meeting minutes for Oklahoma Economic Development Commission. Effective date.
1st Reading 203
2nd Reading 222

SB 245 — By York.
Motor vehicles; relating to Automotive Dismantlers and Parts Recycler Act; prescribing powers and duties; requiring filing of rules and regulations. Effective date.
1st Reading 203
2nd Reading 222

SB 246 — By Terrill.
Revenue and taxation; relating to sales tax code; providing exemption for sale of tangible personal property or services to member organizations with Goodwill Industries. Emergency.
1st Reading 203
2nd Reading 222

SB 247 — By Landis of the Senate and Gish of the House.
Waters and water rights; relating to rural water, sewer, gas and solid waste management districts; requiring additional notice of hearing. Effective date.
1st Reading 203
2nd Reading 222
CR....267
G.O., considered, passed....470
Engrossed, to House 488

SB 248 — By Randle of the Senate and Barker of the House.
Public finance; creating Oklahoma Funds Management Act of 1985. Emergency.
1st Reading 203
2nd Reading 222

SB 249 — By Dahl of the Senate and Widener of the House.
Agriculture; providing for public notice at time license of public warehouseman is suspended, revoked or expired or renewal of suspended revoked or expired license. Emergency.
1st Reading 203
2nd Reading 222
CR....246
G.O., considered, passed....265
Engrossed, to House 270
HAs read 589
HAs adopted, passed....786
Enrolled, to House....794
To Governor....799
Approved June 7, 1985 812

SB 250 — By York, et al, of the Senate and Johnson (Glen) of the House.
Courts; increasing salaries of bailiffs; modifying setting of salary for secretary of presiding judges; requiring time-keeping forms and overtime payment. Effective date. Emergency.
1st Reading 203
2nd Reading 222
CR....293
G.O., considered, passed....307
Engrossed, to House 317
HAs read 767
HAs rejected, conference requested, SCs named 885
Conference granted, HCs named....886
CCR read....897
CCR adopted, passed, to House....897
Enrolled, to House....900
To Governor....900
Approved July 8, 1985 920

SB 251 — By Dennis.
Workers' compensation; relating to liability of employers and employees; providing for liability of an employer; limiting liability to immediate employer. Emergency.
1st Reading 204
2nd Reading 222

SB 252 — By Rhodes of the Senate and Littlefield of the House.
Motor vehicles; requiring Corporation Commission to license individual free enterprise transporters upon filing of report; making license nontransferable. Effective date.
1st Reading 204
2nd Reading 222
CR.....286
WD; rereferred 306

SB 253 — By Terrill, et al, of the Senate and Benson of the House.
Courts; setting quorum in Court of Criminal Appeals; providing for nomination and election of judges. Effective date.
1st Reading 204
2nd Reading 222
CR.....308
G.O., considered, passed.....399
Engrossed, to House 433

SB 254 — By Dahl of the Senate and Widener of the House.
Agriculture; relating to licenses for aerial application of pesticides; requiring identification markings on commercial aerial applicators. Effective date.
1st Reading 204
2nd Reading 222
CR.....246
G.O., considered, passed.....265
Engrossed, to House 270

SB 255 — By McIntyre, et al, of the Senate and Ross, et al, of the House.
Elections; relating to formation of new political parties; modifying filing period for petitions seeking recognition of political party; providing circulation period for petition.
1st Reading 204
2nd Reading 222
CR.....273
G.O., considered, passed.....289
Engrossed, to House 295
HAs read 572
HAs rejected, conference requested
SCs named 614
Conference granted, HCs named.....654
CCR read.....867
CCR adopted, passed, to House.....887
Enrolled, to House.....919
To Governor 919
Approved July 15, 1985 953

SB 256 — By Cain, et al, of the Senate and Vaughn of the House.
Elections and school elections; allowing waiver of compensation of voter registrar; increasing time period concerning special statewide elections and school elections. Effective date.
1st Reading 204
2nd Reading 223
CR.....273
G.O., considered, passed.....298
Engrossed, to House 306
HAs read 551
HAs rejected, conference requested,
SCs named 557
Conference granted, HCs named.....587
CCR read.....801
CCR adopted, passed, to House.....806
Enrolled, to House.....854
To Governor 855
Approved June 24, 1985 879

SB 257 — By Cate of the Senate and Hobson of the House.
Cities and towns; amending definition of firefighters and police officers. Effective date.
1st Reading 204
2nd Reading 223
CR.....319
G.O., considered, passed.....492
Engrossed, to House 503

SB 258 — By Keller.
Elections; creating Financial Disclosure Act. Emergency.
1st Reading 205
2nd Reading 223

SB 259 — By Luton of the Senate and Henry of the House.

Attorneys and state bar; setting minimum requirements for limited practice of law; permitting law school graduates limited practice license. Emergency.
1st Reading 205
2nd Reading 223
CR.....286
WD; rereferred 307

SB 260 — By Combs of the Senate and Brewster of the House.

Amusements and sports and public lands; modifying provisions of Oklahoma Horse Racing Act; authorizing Commissioners of Land Office to categorize state school lands to best use. Operative date. Emergency.
1st Reading 205
2nd Reading 223
CR.....320
G.O., considered, passed.....470
Engrossed, to House 488
HAs read 786
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named.....807
CCR read.....867
CCR adopted, passed, to House.....871
Enrolled, to House.....879
To Governor 879
Approved June 26, 1985 901

SB 261 — By Miller of the Senate and Johnson (Glen) of the House.

Boards and commissions; setting size and composition of boards and commissions; appointments to be made with advice and consent of the Senate. Effective date. Emergency.
1st Reading 205
2nd Reading 223
WD, referred 243
CR.....267
G.O., considered, passed.....342
Engrossed, to House 355

SB 262 — By Winn of the Senate and Virtue of the House.

Insurance; requiring certain provisions in automobile liability insurance rate schedules or rating plans; requiring insurance companies to allow premium reductions. Effective date.
1st Reading 206
2nd Reading 223
CR.....308
G.O., considered, passed.....339
Engrossed, to House 355

SB 263 — By Randle.

Schools; relating to courses and programs of higher education at Tulsa; making reference to University Center at Tulsa.
1st Reading 206
2nd Reading 223

SB 264 — By Winn of the Senate and Davis (Frank) of the House.

Civil procedure; relating to judgment docket; providing for and requiring affidavit of judgment; absolving clerks of liability of breach of duty; providing judgment docket. Effective date.
1st Reading 206
2nd Reading 223
CR.....308
G.O., considered, passed.....371
Engrossed, to House 381
Enrolled, to House.....727
To Governor 733
Approved May 28, 1985 749

SB 265 — By Brown of the Senate and Hooper of the House.

Civil procedure; changing interest rates on judgments.
1st Reading 206
2nd Reading 223
CR.....308
G.O., considered, failed.....466
ML; adopted.....466; 489
3rd Reading, passed.....489
ML; failed 490; 506
Engrossed, to House 516

SB 266 — By Giles of the Senate and Hobson of the House.

Waters and water rights; relating to granting and annual revalidation of temporary permits; modifying procedure. Emergency.
1st Reading 206
2nd Reading 223
CR 268
G.O., considered, failed 301
ML; adopted 301; 330
3rd Reading, passed 331
Engrossed, to House 341
Enrolled, to House 714
To Governor 717
Approved May 28, 1985 749

SB 267 — By Capps of the Senate and George of the House.
Public health and safety; relating to controlled industrial waste management; providing for permit fees; requiring maintenance and monitoring; setting distance requirements. Effective date.
1st Reading 206
2nd Reading 223
CR 268
G.O., considered, passed 343
Engrossed, to House 355

SB 268 — By Giles of the Senate and Hobson of the House.
Waters and water rights; relating to grant account in water resources fund; deleting requirement of approval from Contingency Review Board; granting board authority for use of portion of funds. Emergency.
1st Reading 206
2nd Reading 223
CR 287
G.O., considered, passed 313
Engrossed, to House 327
HAs read 776
HAs rejected, conference requested, SCs named 789
Conference granted, HCs named 823
CCR read 941
Conferees unable to agree 941

SB 269 — By Roberts, et al, of the Senate and Duke, et al, of the House.
Public trusts; relating to prohibited purposes, functions and activities of public trusts; providing exemptions. Emergency.
1st Reading 207
2nd Reading 223
CR 273
G.O., considered, passed 282
ML; expired 283
Engrossed, to House 317
HAs read 340
HAs adopted, failed 372
ML; adopted 373; 380
HAs rejected, conference requested, SCs named 381
Conference granted, HCs named 395
CCR read 397
CCR adopted, passed, to House 397
Enrolled, to House 433
To Governor 436
Approved March 28, 1985 443

SB 270 — By Capps of the Senate and Benson, et al, of the House.
Commercial code; relating to priority of lien creditors; increasing time to file purchase money security interest. Effective date.
1st Reading 207
2nd Reading 223
CR 267
G.O., considered, passed 314
Engrossed, to House 327
Enrolled, to House 693
To Governor 708
Approved May 23, 1985 749

SB 271 — By York of the Senate and Benson of the House.
Crimes and punishments; relating to appointment of counsel; providing for increasing allowable compensation of appointed counsel in death penalty cases. Effective date.
1st Reading 207
2nd Reading 223
CR 286
G.O., considered, passed 316
Engrossed, to House 327
Enrolled, to House 727
To Governor 733
Approved May 28, 1985 749

SB 272 — By Brown of the Senate and Hobson of the House.

Courts; relating to Law Enforcement Officers Training Fund; modifying requirement of approved police course; modifying reimbursement provision. Emergency.

1st Reading 207
2nd Reading 223
CR 302
G.O., considered, passed 357; 359
Engrossed, to House 366

SB 273 — By Randle of the Senate and Gish of the House.

Counties and county officers; creating County Home Rule Charter Act. Effective date.

1st Reading 207
2nd Reading 223
CR 308
G.O., considered, passed 490
Engrossed, to House 503

SB 274 — By Stipe.

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 207
2nd Reading 223

SB 275 — By Keller.

Civil procedure; relating to denial by garnishee; increasing time for garnishee to file affidavit. Effective date.

1st Reading 207
2nd Reading 223

SB 276 — By Taylor, et al, of the Senate and Riggs, et al, of the House.

Officers; creating Oklahoma Open Records Act. Effective date.

1st Reading 207
2nd Reading 223
CR 267
G.O., considered, passed 403
Engrossed, to House 433
HAs read 738
HAs rejected, conference requested, SCs named 795
Conference granted, HCs named 823
CCR read 904
CCR rejected, further conference requested 905
Further conference granted 918
2nd CCR read 941
2nd CCR adopted, passed, to House 942
Enrolled, to House 957
To Governor 958
Approved July 30, 1985

SB 277 — By Winn of the Senate and Davis (Frank) of the House.

Civil procedure; allowing district attorneys to prepare memorialization of court proceedings. Effective date.

1st Reading 207
2nd Reading 223
CR 320
G.O., considered, passed 372
Engrossed, to House 381
Enrolled, to House 727
To Governor 733
Approved May 28, 1985 749

SB 278 — By Smith, et al, of the Senate and Davis (Guy) of the House.

Roads, bridges and ferries; authorizing cable television systems to use right-of-way of highways; authorizing county commissioners entry to private property. Emergency.

1st Reading 208
2nd Reading 223
CR 267
G.O., considered, passed 293
ML; failed 293; 319
Engrossed, to House 327
HAs read 738
HAs adopted, passed 821
HAs rejected, conference requested, SCs named 826
Conference granted, HCs named 849
CCR read 883
Considered and deferred 887
CCR adopted, passed, to House 917
Enrolled, to House 931

To Governor 931
Approved July 18, 1985 985

SB 279 — By Cullison of the Senate and Lewis of the House.

Cities and towns; authorizing municipalities to issue license, certificate or permit and establish requirements for community antenna television systems. Effective date.

1st Reading 208
2nd Reading 223
CR 273
G.O., considered, passed.....283
Engrossed, to House 289
Enrolled, to House.....629
To Governor 631
Approved May 14, 1985 657

SB 280 — By Rozell of the Senate and Shurden of the House.

Game and fish; exempting benefits of Wildlife Conservation Commission retirees from state or municipal income tax. Emergency.

1st Reading 208
2nd Reading 223
CR 308
WD; rereferred 445

SB 281 — By O'Connor of the Senate and Boeckman of the House.

Schools; relating to Teachers' Retirement System; changing dates associated with calculation of retirement allowances; providing for payment of benefits based on period of time. Effective date. Emergency.

1st Reading 208
2nd Reading 223
CR 308
G.O., considered, passed.....471
Engrossed, to House 488
HAs read 767
HAs rejected, conference requested,
SCs named 938
Conference granted, HCs named.....942
Died in conference

SB 282 — By Giles of the Senate and Morgan of the House.

Waters and water rights; relating to groundwater; prohibiting impairment or abrogation of responsibility and power of Water Resources Board due to issuance of permit. Emergency.

1st Reading 208
2nd Reading 223
CR 319
G.O., considered, passed.....450
ML; tabled 451; 485
Engrossed, to House 503

SB 283 — By Taylor.

Mines and mining; relating to surface coal mining and reclamation; changing method of calculation of performance bond required; providing for reclamation fee. Effective date.

1st Reading 208
2nd Reading 223

SB 284 — By Floyd of the Senate and Abbott of the House.

Professions and occupations; relating to profession of chiropractic; authorizing board to examine applicant in additional subjects; modifying requirements for revoking or suspending licenses.

1st Reading 208
2nd Reading 223
CR 308
G.O., considered, passed.....452
ML; expired.....453
Engrossed, to House 516
HAs read 551
HAs rejected, conference requested,
SCs named 567
Conference granted, HCs named.....577
CCR read.....749
CCR adopted, passed, to House.....794
ML; tabled 794; 804
Enrolled, to House.....827
To Governor 831
Approved June 18, 1985 862

SB 285 — By Keller.

Crimes and punishments; requiring special license tags for persons convicted of driving under influence of alcohol; requiring

placement of license plate on person's primary use vehicles. Effective date.
1st Reading 208
2nd Reading 223
Motion to suspend Joint Rule failed....331

SB 286 — By Cain.
Consumer credit code; modifying maximum credit service charge on revolving charge accounts. Effective date.
1st Reading 209
2nd Reading 223

SB 287 — By Taylor, et al, of the Senate and Kincheloe, et al, of the House.
Manufactured homes; providing exception to permit requirements for certain persons; requiring Tax Commission to furnish information; authorizing special decals; Emergency.
1st Reading 209
2nd Reading 223
CR.....276
G.O., considered, passed 406; 420
Engrossed, to House 447
HAs read 738
HAs adopted, passed.....827
ML; time extended;
adopted.....828; 860; 877
HAs rejected, conference requested,
SCs named 877
Conference granted, HCs named.....881
CCR read.....897
CCR adopted, passed, to House.....898
Enrolled, to House.....900
To Governor 900
Approved July 8, 1985 920

SB 288 — By Cullison, et al, of the Senate and Williams (Penny) of the House.
Revenue and taxation; establishing tax check off for Oklahoma Aging Programs Fund; creating revolving fund. Effective date.
1st Reading 209
2nd Reading 223
CR.....273
G.O., considered, passed.....281
Engrossed, to House 289

SB 289 — By Combs.
Public lands; authorizing powers to Commissioners of Land Office; exempting lessees from ad valorem tax. Effective date.
1st Reading 209
2nd Reading 223

SB 290 — By Stipe of the Senate and Davis (Guy), et al, of the House.
Roads, bridges and ferries; providing State Board of Registration for Professional Engineers and Land Surveyors period of time to register employees; providing for limited license. Effective date.
1st Reading 209
2nd Reading 223
CR.....293
G.O., considered, failed.....404
ML; time extended;
adopted.....404; 452; 477
G.O., considered, passed.....477
Engrossed, to House 488
HAs read 776
HAs adopted, failed 796
ML; failed 797; 821

SB 291 — By Taylor.
Schools; relating to area school districts; authorizing additional levies; creating Area School District; designating governing board; granting authority to submit millage to vote of electorate.
1st Reading 209
2nd Reading 223

SB 292 — By Winn, et al, of the Senate and Milton, et al, of the House.
Schools; relating to selection of textbooks; providing for adoption on presentation of certain petition. Emergency.
1st Reading 209
2nd Reading 223
CR.....276
G.O., considered, passed.....484
ML; expired.....484
Engrossed, to House 516
HAs read 714
HAs adopted, failed 804
ML; adopted.....804; 831

Measure passed....831
ML; tabled....832; 843
Enrolled, to House....868
To Governor....870
Vetoed June 26, 1985....901

SB 293 — By Howell.
Schools; relating to governing of school districts; providing superintendent of schools perform duties in certain manner.
1st Reading....209
2nd Reading....223

SB 294 — By Smith.
Criminal procedure; requiring prosecuting attorney to provide defendant in criminal case with copies of police, arrest or crime reports; excepting portions of reports. Emergency.
1st Reading....209
2nd Reading....223

SB 295 — By Smith of the Senate and Lewis of the House.
Fees; stating fees in civil and criminal cases. Effective date. Emergency.
1st Reading....209
2nd Reading....223
CR....308
G.O., considered, failed....453
ML; adopted....454; 508
3rd Reading, passed....508
Engrossed, to House....516
HAs read....753

SB 296 — By York, et al, of the Senate and Riggs of the House.
Courts; relating to duties and salaries of court reporters; authorizing additional storage places for court records; increasing salaries of temporary and regular court reporters. Effective date.
1st Reading....210
2nd Reading....223
CR....320
G.O., considered, passed....389
Engrossed, to House....397

SB 297 — By Taylor of the Senate and Riggs of the House.
Labor; relating to contributions to unemployment compensation fund; increasing amount of penalty.
1st Reading....210
2nd Reading....223
CR....308
G.O., considered, passed....357
Engrossed, to House....366

SB 298 — By Cullison of the Senate and Riggs of the House.
Labor; relating to unemployment benefits; requiring employer to furnish separation notice; specifying contents of notice; requiring Employment Security Commission to prescribe form. Effective date.
1st Reading....210
2nd Reading....223
CR....286
WD; rereferred....489

SB 299 — By Ford, et al, of the Senate and Heaton of the House.
Contracts; relating to contract damages; voiding penalties; specifying damages with exceptions; providing alternate damages in sales contracts for real estate. Emergency.
1st Reading....210
2nd Reading....223
CR....319
G.O., considered, passed....454
ML; expired....454
Engrossed, to House....516
Enrolled, to House....714
To Governor....717
Approved May 28, 1985....749

SB 300 — By Boatner, et al, of the Senate.
Waters and water rights; relating to conservation districts; requiring reorganization of districts so each county is district; allowing county excise board to appropriate money to district. Effective date.
1st Reading....210
2nd Reading....223

SB 301 — By Cain of the Senate and Mentzer of the House.

Public health and safety; modifying long-term care facility advisory board membership. Effective date.

1st Reading 210
2nd Reading 223
CR....246
G.O., considered, passed....266
Engrossed, to House 270

SB 302 — By McCune of the Senate and Newby, et al, of the House.

Motor vehicles; relating to physically disabled parking; eliminating reflective insignias; providing for reciprocity agreements. Emergency.

1st Reading 210
2nd Reading 223
CR....294
G.O., considered, passed....372
Engrossed, to House 381
Enrolled, to House....787
To Governor 791
Approved June 8, 1985 812

SB 303 — By Schuelein of the Senate and Duckett, et al, of the House.

Mental health; relating to qualifications of superintendents of mental hospitals; including graduates of schools of osteopathic medicine, master of business or health administration. Emergency.

1st Reading 210
2nd Reading 223
CR....276
G.O., considered, passed....433
Engrossed, to House 447
Enrolled, to House....680
To Governor 684
Approved May 23, 1985 749

SB 304 — By Floyd, et al, of the Senate and Abbott, et al, of the House.

Schools; changing names to East Central University and Northeastern State University; creating Boards of Trustees for University Center at Tulsa, Ardmore and McCurtain County. Emergency.

1st Reading 210
2nd Reading 223
CR....273
G.O., considered, passed....283
Engrossed, to House 289
HAs read 753
HAs rejected, conference requested,
SCs named....771; 821
Conference granted,
HCs named 783; 831
CCR read....934
CCR adopted, passed, to House....938
Enrolled, to House....967
To Governor 969
Approved July 26, 1985

SB 305 — By Floyd of the Senate and Abbott of the House.

Professions and occupations; relating to healing arts; defining terms; providing exceptions; prohibiting certain acts; providing penalties and injunctive relief.

1st Reading 210
2nd Reading 223
CR....308
G.O., considered, passed....454
Engrossed, to House 488
HAs read 580
HAs rejected, conference requested,
SCs named 601
Conference granted, HCs named....612
Died in conference

SB 306 — By York of the Senate and Littlefield, et al, of the House.

Counties and county officers; relating to destruction of records; allowing destruction of records; authorizing copying of records; limiting county officers salaries. Emergency.

1st Reading 211
2nd Reading 223
CR....308
G.O., considered, passed....390
Engrossed, to House 397
HAs read 776
HAs rejected, conference requested,
SCs named 780
Conference granted, HCs named....823

CCR read....922
CCR adopted, passed, to House....924
CCR rejected, further conference requested....949
Further conference granted....951
2nd CCR read....951
2nd CCR adopted, passed, to House...951
Enrolled, to House....957
To Governor....958
Approved July 23, 1985

SB 307 — By York.

Crimes and punishments; relating to aggravating circumstances; allowing admission of evidence. Effective date.

1st Reading....211
2nd Reading....223

SB 308 — By Johnson of the Senate and Benson of the House.

Crimes and punishments and criminal procedure; relating to death penalty and post-conviction procedure; requiring priority for death penalty case transcripts. Effective date.

1st Reading....211
2nd Reading....223
CR....319
WD; rereferred....491

SB 309 — By Cain of the Senate and Anderson of the House.

Public health and safety; relating to certificates of death and records; eliminating requirements for certain death certificates. Emergency.

1st Reading....211
2nd Reading....223
CR....246
G.O., considered, passed....267
Engrossed, to House....270

SB 310 — By Miller.

Civil procedure; relating to interest on judgments; modifying rates on judgments. Emergency.

1st Reading....211
2nd Reading....223

SB 311 — By Combs.

Insurance; defining term relating to healing arts practitioner.

1st Reading....211
2nd Reading....223

SB 312 — By Miller.

Professions and occupations; relating to bail bondsmen and runners; modifying definition; authorizing Tax Commission to regulate bail bondsmen and runners. Effective date.

1st Reading....211
2nd Reading....223

SB 313 — By Brown of the Senate and Stottlemyre of the House.

Labor; relating to removal of friable material; requiring licensure for asbestos abatement; increasing fee and deleting bond.

1st Reading....211
2nd Reading....223
CR....302
G.O., considered, passed....474
Engrossed, to House....488
HAs read....692
HAs rejected, conference requested, SCs named....755
Conference granted, HCs named....783
CCR read....816
CCR adopted, passed, to House....827
Enrolled, to House....911
To Governor....918
Approved July 15, 1985....953

SB 314 — By McCune of the Senate and Heaton of the House.

Revenue and taxation; relating to sales tax permits; providing for annual permits; stating fee; requiring separate permit for each additional place of business; prohibiting refunds. Effective date.

1st Reading....211
2nd Reading....223
CR....320
WD; rereferred....491

SB 315 — By Luton of the Senate and Hale of the House.

Motor vehicles; relating to certificates of title; stating requirements to obtain certificate of title for vehicle manufactured for foreign market. Emergency.
1st Reading 212
2nd Reading 223
CR....276
G.O., considered, passed....432
Engrossed, to House 447
Enrolled, to House....589
To Governor....589
Approved April 19, 1985....598

SB 316 — By Watson of the Senate and Holden of the House.
Insurance; relating to Board for Property and Casualty Rates; modifying powers of board and administration; modifying rate restrictions; modifying authority to approve rates. Effective date.
1st Reading 212
2nd Reading 223
CR....320
G.O., considered, passed....404
Engrossed, to House 433
HAs read 714

SB 317 — By Hopkins, et al, of the Senate and Williams (Penny), et al, of the House.
Revenue and taxation; relating to ad valorem taxes; modifying dates and deadlines; authorizing county board of equalization to meet in special session; limiting purpose.
1st Reading 212
2nd Reading 223
CR....308
G.O., considered, passed....405
Engrossed, to House 433
Enrolled, to House....756
To Governor....758
Approved June 4, 1985....791

SB 318 — By Howell of the Senate and Hamilton (James) of the House.
Public finance; creating Division of Constitutional Reserve Fund designated as General Reserve Fund; creating further division designated as Supplemental Reserve Fund. Emergency.
1st Reading 212
2nd Reading 223

SB 319 — By Luton of the Senate and Anderson of the House.
Children; prohibiting aggravated assault and battery upon employee of Department of Human Services delivering services to children or inspecting child care facilities. Emergency.
1st Reading 212
2nd Reading 223
CR....320
G.O., considered, passed....432
Engrossed, to House 447

SB 320 — By Green of the Senate and Cozort, et al, of the House.
State government; authorizing Office of Public Affairs to contract with travel agencies to make arrangements for state employees for official air travel. Effective date.
1st Reading 212
2nd Reading 223
CR....320
G.O., considered, failed....404
ML; adopted....405; 467
3rd Reading, passed....505
Engrossed, to House 516
HAs read 692
HAs rejected, conference requested, SCs named....706
Conference granted, HCs named....714
CCR read....883
CCR adopted, passed, to House....885
Enrolled, to House....911
To Governor....918
Approved July 15, 1985....953

SB 321 — By Rhodes of the Senate and Lewis, et al, of the House.
Counties and county officers; relating to road improvements; clarifying language; apportionment to be based on last census. Effective date.
1st Reading 213
2nd Reading 223
CR....302
G.O., considered, failed....420

ML; adopted.....432; 467
3rd Reading, passed.....467
ML; expired.....467
Engrossed, to House 516
HAs read 727
HAs adopted, failed 804
ML; adopted.....805; 818
Measure passed.....818
ML; expired.....818
Enrolled, to House.....854
To Governor 855
Approved June 24, 1985 879

SB 322 — By Sadler, et al, of the Senate and Virtue of the House.

Schools; relating to responses to behavior of students; providing immunity from civil liability to certain persons.
1st Reading 213
2nd Reading 223
CR.....267
G.O., considered, passed.....282
Engrossed, to House 289
Enrolled, to House.....756
To Governor 758
Approved May 31, 1985 783

SB 323 — By Dawson of the Senate and Johnson (Glen), et al, of the House.

Revenue and taxation; relating to sales tax permits; providing renewable permits; stating fee; requiring separate permit for each additional place of business; prohibiting refunds. Effective date.
1st Reading 213
2nd Reading 223
CR.....308
G.O., considered, passed.....389
Engrossed, to House 397
HAs read 662
HAs adopted, passed 759
Enrolled, to House.....767
To Governor 769
Approved June 4, 1985 791

SB 324 — By Combs of the Senate and Vanatta of the House.

Cities and towns; providing that no owner or possessor of rental residential buildings shall forbid any occupant from receiving cable television service. Emergency.
1st Reading 213
2nd Reading 223
CR.....286
G.O., considered, passed.....316
Engrossed, to House 327

SB 325 — By O'Connor, et al, of the Senate and Hale of the House.

Amusements and sports; requiring Horse Racing Commission to designate organization licensee entitled to conduct pari-mutuel thoroughbred horse race meeting; requiring allocation of days. Emergency.
1st Reading 213
2nd Reading 223
CR.....308
G.O., considered, failed.....432

SB 326 — By Cate, et al, of the Senate and Lewis, et al, of the House.

Various state agencies, appropriations. Emergency.
1st Reading 213
2nd Reading 223
WD; referred.....271
CR.....320
G.O., considered, passed.....346
Engrossed, to House 355
HAs read 539
HAs rejected, conference requested, SCs named 545
Conference granted, HCs named 550
CCR read.....564
CCR adopted, passed, to House.....564
Enrolled, to House.....584
To Governor 586
Line Item Veto 598
Approved April 24, 1985.....598

SB 327 — By Leonard, et al, of the Senate and Davis (Frank) of the House.

Revenue and taxation; relating to uniform tax procedure; providing for filing of bogus check complaints; authorizing reimbursement of sheriffs; allowing subpoena of records. Emergency.
1st Reading 213
2nd Reading 223

CR 276
G.O., considered, passed 503
ML; tabled 504
Engrossed, to House 516
HAs read 753
HAs rejected, conference requested, SCs named 771
Conference granted, HCs named 783
CCR read 959
CCR adopted, passed, to House 964
CCR rejected, further conference requested 967
Further conference granted 967
2nd CCR read 971
2nd CCR adopted, passed, to House 971
Enrolled, to House 982
To Governor 984
Approved July 30, 1985

SB 328 — By Rhodes.

Schools; requiring Board of Private Schools to exempt portion of flight school from rules and regulations; requiring aircraft used for flight school to comply with requirements. Effective date.

1st Reading 213
2nd Reading 223

SB 329 — By Combs.

Corporations; relating to Business Development Corporation Act; expanding purpose. Effective date.

1st Reading 214
2nd Reading 223

SB 330 — By Roberts, et al, of the Senate and Lewis, et al, of the House.

Public finance; establishing procedures for block grants; stating purpose; authorizing expenditures without legislative appropriation. Effective date.

1st Reading 214
2nd Reading 223
CR 273
G.O., considered, passed 284
Engrossed, to House 289

SB 331 — By Capps.

Revenue and taxation; relating to vehicle tax stamps; providing provisions regarding stamps shall apply to inventories of new motorized farm equipment. Effective date.

1st Reading 214
2nd Reading 223

SB 332 — By Stipe, et al, of the Senate and Vaughn, et al, of the House.

Mines and mining; creating Oklahoma Mining Commission; providing duties; designating chief executive officer. Effective date.

1st Reading 214
2nd Reading 223
CR 308
G.O., considered, passed 385
Engrossed, to House 397
HAs read 675
HAs rejected, conference requested, SCs named 739
Conference granted, HCs named 756
CCR read 883
CCR adopted, passed, to House 886
Enrolled, to House 900
To Governor 900
Approved July 8, 1985 920

SB 333 — By Stipe.

Roads, bridges and ferries; authorizing Director of Transportation to appoint deputy directors. Emergency.

1st Reading 214
2nd Reading 223

SB 334 — By Johnson, et al, of the Senate and Benson, et al, of the House.

Children; creating Juvenile Offender Victim Restitution Work Program; directing Commission for Human Services to promulgate rules and regulations; requiring programs. Effective date.

1st Reading 214
2nd Reading 223
CR 302
G.O., considered, passed 404
Engrossed, to House 447
HAs read 714
HAs adopted, passed 821
Enrolled, to House 827
To Governor 831
Approved June 13, 1985 850

SB 335 — By Green of the Senate and Harris (Robert) of the House.

State government; creating Committee for State Employee Supplemental Insurance Policy Review; prohibiting presentation of programs during business hours. Effective date.

1st Reading 214
2nd Reading 223
CR 268
G.O., considered, passed 330; 373
ML; expired 373
Engrossed, to House 447

SB 336 — By Sadler, et al, of the Senate and Cotner of the House.

Motor vehicles; relating to courses for drinking drivers; requiring persons to complete alcohol and drug substance abuse course; increasing maximum enrollment fee. Effective date.

1st Reading 214
2nd Reading 223
CR 268
G.O., considered, passed 284; 373
Engrossed, to House 381
HAs read 588
HAs rejected, conference requested, SCs named 679
Conference granted, HCs named 693
CCR read 850
CCR adopted, passed, to House 854
Enrolled, to House 874
To Governor 874
Approved June 28, 1985 901

SB 337 — By Rhodes.

Roads, bridges and ferries; relating to county roads; specifying formula for apportionment to counties for roads; requiring update of population figure. Effective date.

1st Reading 214
2nd Reading 223

SB 338 — By Keller.

Workers' compensation; relating to Special Indemnity Fund; modifying amount of payment. Effective date.

1st Reading 215
2nd Reading 223

SB 339 — By Cain of the Senate and Mentzer of the House.

Children; relating to review of programs and services and reports; deleting requirement for annual report on each child served by Department of Human Services. Emergency.

1st Reading 215
2nd Reading 223
CR 246
G.O., considered, passed 271
Engrossed, to House 275
Enrolled, to House 727
To Governor 733
Approved May 28, 1985 749

SB 340 — By Taylor, et al, of the Senate and Virtue of the House.

Property; prohibiting purchase of nonpayable warrants of schools districts by trusts without specific authority; creating Oklahoma Commission on School Funds Management. Emergency.

1st Reading 215
2nd Reading 223
CR 276
G.O., considered, passed 401
Engrossed, to House 433

SB 341 — By Dawson, et al, of the Senate and Lewis, et al, of the House.

Securities; regulating investment certificate issuers; authorizing administrator of Securities Commission to require actions of investment certificate issuer. Effective date.

1st Reading 215
2nd Reading 223
CR 308
G.O., considered, passed 475
Engrossed, to House 488
HAs read 727
HAs rejected, conference requested, SCs named 771
Conference granted, HCs named 783
CCR read 785
CCR adopted, passed, to House 807
Enrolled, to House 893
To Governor 899
Approved July 8, 1985 920

SB 342 — By Watson.
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 215
2nd Reading 223

SB 343 — By McCune of the Senate and Hobson of the House.
Prisons and reformatories and state government; granting Director of Corrections right to promulgate rules and regulations to provide community correctional services for counties. Effective date.
1st Reading 215
2nd Reading 223
CR.....320
G.O., considered, passed.....504
Engrossed, to House 516

SB 344 — By Stipe.
Public finance and state government; relating to selection of depositories for funds controlled by State Treasurer as official depository and security for and terms of deposits. Effective date.
1st Reading 215
2nd Reading 223

SB 345 — By York.
Courts; relating to Uniform Retirement System for Justices and Judges; including court administrators in counties within definition of justice or judge; allowing withdrawal. Emergency.
1st Reading 215
2nd Reading 223

SB 346 — By Cole, et al, of the Senate and Duckett of the House.
Crimes and punishments; prohibiting operation of aircraft by alcohol or chemically impaired operators; providing procedures and penalties. Emergency.
1st Reading 216
2nd Reading 223
CR.....320
G.O., considered, passed.....438
Engrossed, to House 447

SB 347 — By York.
Fees; relating to costs in criminal cases; increasing costs; adding costs for types of cases; modifying apportionment of monies; providing for deposit and use of monies. Effective date.
1st Reading 216
2nd Reading 223

SB 348 — By York.
Counties and county officers; relating to district attorneys; providing for alternative district attorney salary computation; allowing larger district attorney staffs. Effective date.
1st Reading 216
2nd Reading 223

SB 349 — By Stipe.
Prisons and reformatories; state government and labor; relating to State Prison Industries, Central Purchasing Act and Minimum Wage Act. Emergency.
1st Reading 216
2nd Reading 223

SB 350 — By McCune of the Senate and Heaton, et al, of the House.
Schools; relating to Council on Law Enforcement Education and Training; providing minimum education requirements; exempting certain persons. Effective date.
1st Reading 216
2nd Reading 223
CR.....268
G.O., considered, passed.....272
Engrossed, to House 275
HAs read 776
HAs adopted, passed 806
Enrolled, to House.....811
To Governor 812
Approved June 11, 1985 837

SB 351 — By Cullison.
Counties and county officers; relating to county employees' retirement system; re-

ducing number of years' service required to retire at age fifty-five. Effective date.
1st Reading 216
2nd Reading 223

SB 352 — By Winn.

Insurance; prohibiting acts related to price differentials based on third-party payers; limiting offering of reduced rates; providing for determinations; prohibiting unfair trade practices. Effective date.
1st Reading 836
2nd Reading 844

SB 353 — By Hopkins, et al, of the Senate and Ferguson, et al, of the House.

Revenue and taxation and state government; increasing license fee for manufacturers of fireworks; requiring proof of inspection; creating State Fire Marshal Revolving Fund. Emergency.
1st Reading 883
Joint Rule 17 suspended by Senate 883
2nd Reading, to Calendar 915
G.O., considered, passed.....922
Engrossed, to House 924
HAs read 959
HAs rejected, conference requested, SCs named 961
Conference granted, HCs named 965
CCR read.....965
CCR adopted, passed, to House.....967
Enrolled, to House.....982
To Governor 984
Approved July 24, 1985

SENATE JOINT RESOLUTIONS

SJR 1 — By Dawson, et al, of the Senate and Morgan of the House.

Limiting 2nd Regular Session of each Legislature to forty-five legislative days; limiting type of legislation to appropriation measures, with exceptions.

1st Reading 27
2nd Reading 54
CR 95
WD; rereferred 496

SJR 2 — By Boatner of the Senate and Converse of the House.

Constitutional amendment; allowing winemakers to sell wine produced at winery from grapes or other fruits and berries grown in this state to consumers on premises of winery.

1st Reading 27
2nd Reading 54
CR 302
G.O., considered, passed 436
Engrossed, to House 447
Enrolled, to House 775
Filed with Secretary of State 780

SJR 3 — By Dawson of the Senate and Holden, et al, of the House.

Constitutional amendment; authorizing Legislature to set statutory limits on amount of recoverable damages for injuries resulting in death. Special election.

1st Reading 33
2nd Reading 54
CR 67
G.O., considered, passed 74; 78
Special election passed 79
Engrossed, to House 83
Enrolled, to House 95
Filed with Secretary of State 98

SJR 4 — 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 state.

1st Reading 68
2nd Reading 72
CR 100
G.O., considered, passed 272
WD; referred 273

SJR 5 — By Giles, et al, of the Senate and Talley, et al, of the House.

Constitutional amendment; requiring first regular session to meet to organize and certify election returns; limiting length of regular sessions of Legislature. Special election.

1st Reading 85
2nd Reading 88

SJR 6 — By Green.

Constitutional amendment; increasing number of corporation commissioners; changing method of selection; setting qual-

ifications; increasing terms; providing for removal from office.
1st Reading 93
2nd Reading 95

SJR 7 — By Cate of the Senate and Lewis of the House.
Federal Deficit Reduction Act of 1984; adopting formula for ceiling on issuance of private activity bonds; specifying limit on amount of bonds which may be issued for 1985; allowing transfer.
1st Reading 98
2nd Reading 100
CR 118
G.O., considered, failed 173
ML; time extended;
adopted 174; 194; 221; 228
3rd Reading, passed 229
Engrossed, to House 237

SJR 8 — By Roberts of the Senate and Duke of the House.
Directing Office of Public Affairs and City of Ardmore to contract for lease of land to establish and maintain public park; excluding mineral and water rights from lease; requiring development.
1st Reading 120
2nd Reading 127
CR 181
G.O., considered, passed 186
Engrossed, to House 193
HAs read 714
HAs adopted, passed 755
Enrolled, to House 767
To Governor 769
Approved June 4, 1985 791

SJR 9 — By Combs, et al, of the Senate and Benson, et al, of the House.
Constitutional amendment; providing for ad valorem tax exemption for qualifying manufacturing concerns; restricting exemption. Special election.
1st Reading 184
2nd Reading 187
CR 194
G.O., considered, passed 232
Special election passed 234
Engrossed, to House 237
Enrolled, to House 289
Filed with Secretary of State 294

SJR 10 — By Howell, et al, of the Senate.
Directing Commissioners of Land Office to begin studies for classification and categorization of school trust land to its highest and best use: directing sale; requiring long-term leases.
1st Reading 216
2nd Reading 223

SJR 11 — By Boatner.
Authorizing Oklahoma Public Employees Retirement System to grant service credits under certain circumstances.
1st Reading 217
2nd Reading 223

SJR 12 — By Howell, et al, of the Senate Brewster of the House.
Constitutional amendment; relating to State Industrial Finance Authority; providing for change in amount of bonds; allowing Legislature to increase amount. Special election.
1st Reading 217
2nd Reading 224
CR 320
WD; rereferred 505

SJR 13 — By Boatner.
Constitutional amendment; transferring regulatory authority of Corporation Commission; establishing certain offices for certain jurisdictions and duties; setting terms of office.
1st Reading 217
2nd Reading 224

SJR 14 — By Keller.
Creating and providing for appointment of Oklahoma Public College and University Viability Study Committee; granting subpoena powers; requiring recommendations and plans. Emergency.
1st Reading 217
2nd Reading 224

SJR 15 — By Dahl of the Senate and Morris of the House.

Making appropriation to Office of Public Affairs for architectural plans and layouts of Jim Thorpe Living Memorial Complex at Yale, Oklahoma. Effective date. Emergency.

1st Reading 217
2nd Reading 224
Joint Rule 17 suspended by Senate 369
CR 374
G.O., considered, passed 468
Engrossed, to House 488

SJR 16 — By Boatner of the Senate and Davis (Guy) of the House.

Constitutional amendment; removing prohibition on employment of women in underground mines; increasing age limitation for workers.

1st Reading 217
2nd Reading 224
CR 286
G.O., considered, passed 317
Engrossed, to House 327
Enrolled, to House 756
Filed with Secretary of State 758

SJR 17 — By Terrill of the Senate and Harris (Ken) of the House.

Creating Truancy Task Force. Emergency.

1st Reading 217
2nd Reading 224
CR 302
G.O., considered, passed 358
Engrossed, to House 366

SJR 18 — By Boatner of the Senate and Brewster of the House.

Constitutional amendment; repealing section of Constitution relating to limiting fare charged to passengers for first class railroad transportation with exception.

1st Reading 217
2nd Reading 224
CR 293
G.O., considered, passed 438
Engrossed, to House 447
Enrolled, to House 787
Filed with Secretary of State 791

SJR 19 — By Boatner of the Senate and Davis (Guy) of the House.

Constitutional amendment; repealing section of Constitution relating to poll tax.

1st Reading 217
2nd Reading 224
CR 273
G.O., considered, passed 284
Engrossed, to House 289
Enrolled, to House 756
Filed with Secretary of State 758

SJR 20 — By Cain.

Directing Commission for Human Services to expand medicaid coverage; directing commission to add certain types of medical coverage. Emergency.

1st Reading 218
2nd Reading 224

SJR 21 — By Randle, et al, of the Senate and Anderson, et al, of the House.

Directing Commission on Deaf and Hearing Impaired to conduct comprehensive assessment of needs of deaf and hearing impaired persons; directing approval of assessment and plan. Emergency.

1st Reading 218
2nd Reading 224
CR 293
G.O., considered, passed 358
Engrossed, to House 366

SJR 22 — By McCune of the Senate and Hobson of the House.

Constitutional amendment; expanding powers of Pardon and Parole Board by imposing therein final authority over grants of paroles; reducing powers of Governor thereby; requiring reports to Legislature.

1st Reading 218
2nd Reading 224
CR 267
G.O., considered, passed 411
Engrossed, to House 433

SJR 23 — By Combs.
Constitutional amendment; relating to acceptance of land grants and monetary donations; allowing lands to be leased for more than ten years according to regulations prescribed by Legislature.
1st Reading 218
2nd Reading 224

SJR 24 — By Luton of the Senate and Barker of the House.
Authorizing Office of Public Affairs and Oklahoma Historical Society to trade state-owned land with legal owners of privately owned land in order to properly develop Honey Springs Battlefield Park.
1st Reading 218
2nd Reading 224
CR 276
G.O., considered, passed 438
Engrossed, to House 447
Enrolled, to House 767
To Governor 769
Approved June 4, 1985 791

SJR 25 — By Boatner of the Senate and Brewster of the House.
Removing limit on expenditure of federal funds by Oklahoma Conservation Commission; authorizing commission to accept federal funds. Emergency.
1st Reading 218
2nd Reading 224
CR 273
G.O., considered, passed 285
Engrossed, to House 289

SJR 26 — By Boatner of the Senate and Converse of the House.
Authorizing Office of Public Affairs and Oklahoma Historical Society to contract for lease of land to establish and maintain Confederate Cemetery Park; excluding mineral and water rights from lease.
1st Reading 218
2nd Reading 224
CR 276
G.O., considered, passed 317
Engrossed, to House 327

SJR 27 — By Wright, et al, of the Senate and Clark, et al, of the House.
Constitutional amendment; prohibiting Pardon and Parole Board and Governor from recommending or granting pardons or paroles to convicts sentenced to life imprisonment without parole or death.
1st Reading 218
2nd Reading 224
CR 320
G.O., considered, passed 455
Special election failed 457
ML; failed 457; 471
Engrossed, to House 488
Enrolled, to House 787
Filed with Secretary of State 791

SJR 28 — By Cullison, et al, of the Senate and Sanders, et al, of the House.
Authorizing mixed beverage tax permit holders to purchase identification stamps from Tax Commission for existing inventories of alcoholic beverages.
1st Reading 812
Joint Rule 17 suspended by Senate 816
2nd Reading, to Calendar 823
G.O., considered, passed 826
Engrossed, to House 831
HAs read 854
HAs adopted, passed 857
ML, adopted 858; 881
HAs rejected, conference requested, SCs named 882
Conference granted, HCs named 886
Died in conference

SENATE CONCURRENT RESOLUTIONS

SCR 1 — By Dawson.
Urging Tax Commission to encourage competition among metropolitan motor license agencies.
1st Reading 27
2nd Reading 54

SCR 2 — By Landis, et al, of the Senate and Blodgett, et al, of the House.
Designating and adopting milk as official beverage of State of Oklahoma.
1st Reading 27
2nd Reading 54
CR 246
G.O., adopted 267
Engrossed, to House 270
Enrolled, to House 727
Filed with Secretary of State 733

SCR 3 — By Giles, et al, of the Senate and Morgan, et al, of the House.
Declaring opposition of Oklahoma State Legislature to proposed changes in federal tax system; memorializing U.S. Congress to reject such changes.
1st Reading 55
2nd Reading 57
CR 67
G.O., adopted 67
Engrossed, to House 71
Enrolled, to House 107
Filed with Secretary of State 108

SCR 4 — By Green.
Creating special committee of Legislature for purpose of studying structure, organization and duties of Corporation Commission; requiring written report.
1st Reading 90
2nd Reading 92

SCR 5 — By Taylor of the Senate and Barker, et al, of the House.
Authorizing Board of Regents of Rogers State College to issue revenue bonds.
1st Reading 110
2nd Reading 115
CR 181
G.O., adopted 231
Engrossed, to House 237
Enrolled, to House 961
Filed with Secretary of State 964

SCR 6 — By Giles, et al, of the Senate and Boeckman, et al, of the House.
Declaring opposition of State Legislature to proposed elimination of soil conservation service; memorializing United States Congress to reject changes.
1st Reading 110
2nd Reading 115
CR 126
G.O., adopted 132
Engrossed, to House 135
Enrolled, to House 899
Filed with Secretary of State 899

SCR 7 — By Giles, et al, of the Senate and Talley, et al, of the House.

Amending Joint Rules 8, 17 and 18 of the 39th Legislature; requiring bills sent to Governor to be in form prescribed by Joint Rule 22; limiting types of measures in second session; adopting rules.
1st Reading 127
2nd Reading 133
CR 319
G.O., adopted 496
Engrossed, to House 503

SCR 8 — By Terrill, et al, of the Senate and Harris (Ken) of the House.

Authorizing Board of Regents for Oklahoma Agricultural and Mechanical Colleges, acting on behalf of Cameron University, to issue revenue bonds.
1st Reading 133
2nd Reading 138
CR 302
G.O., adopted 330
Engrossed, to House 341
Enrolled, to House 680
Filed with Secretary of State 684

SCR 9 — By Sadler, et al, of the Senate and Brewster, et al, of the House.

Stating legislative intent concerning policies and objectives relating to economic development, technology and education.
1st Reading 139
2nd Reading 167
CR 243
G.O., adopted 246
Engrossed, to House 249
HAs read 804

SCR 10 — By Shedrick, et al, of the Senate and Gish of the House.

Recognizing contributions of Henry P. Iba on the 40th Anniversary of Oklahoma A & M's first national championship in basketball under Coach Iba; declaring Coach Henry P. Iba Day.
1st Reading 139
2nd Reading 167
CR 276
G.O., adopted 365
Engrossed, to House 373
Enrolled, to House 381
Filed with Secretary of State 387

SCR 11 — By Ford of the Senate and Harbin of the House.

Allowing state agencies, boards and commissions to hold certain meetings at state lodge facilities, allowing exceptions.
1st Reading 139
2nd Reading 167
CR 259
G.O., adopted 267
Engrossed, to House 270

SCR 12 — By O'Connor, et al, of the Senate and Holt of the House.

Naming lake access road between Ponca City and Kaw Reservoir as Roy Grantham Memorial Road; directing Department of Transportation to place suitable markers.
1st Reading 139
2nd Reading 167
CR 276
G.O., adopted 505
Engrossed, to House 516
Enrolled, to House 900
Filed with Secretary of State 901

SCR 13 — By Lamb.

Directing Tax Commission to refrain from assessing sales taxes on certain sales of property to agents appointed or contracted with by United States Government until sine die adjournment.
1st Reading 279
2nd Reading 287

SCR 14 — By Taliaferro.

Requesting Oklahoma Tax Commission to study feasibility of statewide system of land records and mineral interests; specifying scope of study.
1st Reading 443
2nd Reading 458

SCR 15 — By Randle, et al, of the Senate and Barker, et al, of the House.

Creating special committee on Corporation Commission to study structure, organi-

zation and duties of Corporation Commission; requiring written report.
1st Reading 564
2nd Reading, to Calendar 564
G.O., adopted 567
Engrossed, to House 571
HAs read 584

SCR 16 — By Floyd, et al, of the Senate and Abbott of the House.
Praising career accomplishments and contributions of Bertha Frank Teague on event of her induction into Basketball Hall of Fame.
1st Reading 676
2nd Reading, to Calendar 683
G.O., adopted 691
Engrossed, to House 702
Enrolled, to House.....727
Filed with Secretary of State.....733

SCR 17 — By Boatner, et al, of the Senate and Converse, et al, of the House.
Stating intent of Oklahoma State Legislature to recognize hazards and dangers faced daily by state game rangers; praising efforts; requesting hazardous duty pay for state game rangers.
1st Reading 684
2nd Reading, to Calendar 685
G.O., adopted 685
Engrossed, to House 693
Enrolled, to House.....767
Filed with Secretary of State.....769

SCR 18 — By Randle of the Senate and Barker of the House.
Providing recess for Oklahoma Legislature; granting required consent; and making permanent record.
1st Reading 691
2nd Reading, to Calendar 692
G.O., adopted 692
Engrossed, to House 702
HAs read 725
HAs adopted, passed 725
Enrolled, to House.....733
Filed with Secretary of State.....734

SCR 19 — By Stipe, et al, of the Senate and Sanders, et al, of the House.
Recognizing and commending career and accomplishments of Joseph F. Buzidragis; wishing him well in his retirement.
1st Reading 723
2nd Reading, to Calendar 726
G.O., adopted 726
Engrossed, to House 733
Enrolled, to House.....733
Filed with Secretary of State.....734

SCR 20 — By Cole, et al, of the Senate and Davis (Frank) of the House.
Creating special committee for purpose of studying structure, organization and duties of Tax Commission; requiring report.
1st Reading 723
2nd Reading, to Calendar 726
G.O., adopted 741
Engrossed, to House 756

SCR 21 — By Stipe of the Senate and Vaughn of the House.
Requesting Oklahoma utility companies using coal-fired generating plants to consider plans to blend Oklahoma coal with present use of Wyoming coal; in effect promoting economic development.
1st Reading 788
2nd Reading, to Calendar 789
G.O., adopted 815
Engrossed, to House 817
Enrolled, to House.....833
Filed with Secretary of State.....837

SCR 22 — By Cate, et al, of the Senate and Lewis of the House.
Stating legislative intent regarding seasonal employees.
1st Reading 788
2nd Reading, to Calendar 791
G.O., adopted 793
Engrossed, to House 804
Enrolled, to House.....816
Filed with Secretary of State.....823

SCR 23 — By Howell, et al, of the Senate and Henry, et al, of the House.
Honoring those who served in Vietnam.

1st Reading 823
2nd Reading, to Calendar 826
G.O., adopted 839
Engrossed, to House 848
Enrolled, to House.....957
Filed with Secretary of State.....958

SCR 24 — By Randle, et al, of the Senate and Barker, et al, of the House.

Providing recess beginning June 19, 1985 through June 24, 1985 for Oklahoma Legislature; granting required consent; authorizing work and reimbursement during recess; making permanent record.
1st Reading 860
2nd Reading, to Calendar 860
G.O., adopted 860
Engrossed, to House 861
Enrolled, to House.....862
Filed with Secretary of State.....862

SCR 25 — By Randle, et al, of the Senate and Barker, et al, of the House.

Providing recess for Legislature beginning June 26, 1985 through July 1, 1985.
1st Reading 875
2nd Reading, to Calendar 876
G.O., adopted 876
Engrossed, to House 877
Enrolled, to House.....879
Filed with Secretary of State.....879

SCR 26 — By Leonard of the Senate and George of the House.

Memorializing President of United States, U.S. Congress andUnited States Department of Energy to prevent location of nuclear waste disposal site in Texas Panhandle.
1st Reading 875
2nd Reading, to Calendar 900
G.O., adopted 918
Engrossed, to House 919

SCR 27 — By Stipe, et al, of the Senate and Cotner, et al, of the House.

Memorializing Board of Equalization, Tax Commission and 77 county assessors to proceed with valuation of agriculture land in accordance with techniques and guidelines adopted in 1981.
1st Reading 875
2nd Reading, to Calendar 898
G.O., adopted 898
Engrossed, to House 900
Enrolled, to House.....931
Filed with Secretary of State.....934

SCR 28 — By Randle, et al, of the Senate and Barker, et al, of the House.

Providing recess for Legislature beginning July 3, 1985 through July 9, 1985.
1st Reading 883
2nd Reading, to Calendar 884
G.O., adopted 884
Engrossed, to House 888
Enrolled, to House.....900
Filed with Secretary of State.....901

SCR 29 — By Dahl, et al, of the Senate and Vaughn, et al, of the House.

Designating Langley, Oklahoma, as Fiddle Capital of the World.
1st Reading 903
2nd Reading, to Calendar 903
G.O., adopted 904
Engrossed, to House 910
Enrolled, to House.....939
Filed with Secretary of State.....941

SCR 30 — By Randle, et al, of the Senate and Barker, et al, of the House.

Providing recess for Legislature beginning July 11, 1985 through July 14, 1985.
1st Reading 903
2nd Reading, to Calendar 911
G.O., adopted 911
Engrossed, to House 917
Enrolled, to House.....919
Filed with Secretary of State.....919

SCR 31 — By Terrill, et al, of the Senate and Henry, et al, of the House.

Declaring 1985-86 School Year "Year of the Teacher" in Oklahoma.
1st Reading 921
2nd Reading, to Calendar 923
G.O., adopted 923
Engrossed, to House 925
Enrolled, to House.....933
Filed with Secretary of State.....941

SCR 32 — By Terrill, et al, of the Senate and Harris (Ken), et al, of the House.

Creating Joint Committee on Equalizing Tax Benefits for Retirees; providing for membership; stating duties of committee.

1st Reading 921
2nd Reading, to Calendar 923
G.O., adopted 923
Engrossed, to House 925
Enrolled, to House.....933
Filed with Secretary of State.....941

SCR 33 — By Randle, et al, of the Senate and Barker, et al, of the House.

Creating special committee of Legislature for purpose of studying Oklahoma Tax Commission; providing for membership and organization; requiring written report.

1st Reading 951
2nd Reading, to Calendar 951
G.O., adopted 951
Engrossed, to House 957
Enrolled, to House.....982
Filed with Secretary of State.....984

SCR 34 — By Cate, et al, of the Senate and Lewis, et al, of the House.

Stating legislative intent concerning utilization of funds appropriated to Oklahoma State Regents for Higher Education.

1st Reading 975
2nd Reading, to Calendar 978
G.O., adopted 978
Engrossed, to House 982
Enrolled, to House.....984
Filed with Secretary of State.....984

SENATE RESOLUTIONS

SR 1 — By McCune, et al, of the Senate.
Directing Oklahoma Tax Commission to design special license plate for antique motor vehicles.
1st Reading 65
G.O., adopted 67
Enrolled, filed with Secretary of State 71

SR 2 — By Dahl, et al, of the Senate.
Expressing intent of Oklahoma State Senate that January 27 through February 2, 1985, be observed as "National Meat Week."
1st Reading 69
G.O., adopted 71
Enrolled, filed with Secretary of State 74

SR 3 — By Randle, et al, of the Senate.
Urging Governor to impose a freeze on hiring and promotions of state employees, as well as freeze on consulting contracts or extensions of existing contracts, exceptions to be explained in writing.
1st Reading 73
G.O., adopted 73
Enrolled, filed with Secretary of State 78

SR 4 — By Randle, et al, of the Senate.
Praising broadcasting accomplishments of Tulsa Radio Station KVOO; recognizing station's sixtieth anniversary; expressing hope for continued success.
1st Reading 80
G.O., adopted 80
Enrolled, filed with Secretary of State 83

SR 5 — By Stipe, et al, of the Senate.
Recognizing outstanding service of Richard Arista Ward, Director of Oklahoma Department of Transportation, upon his retirement.
1st Reading 114
2nd Reading, to Calendar 114
G.O., adopted 114
Enrolled, filed with Secretary of State 118

SR 6 — By Giles, et al, of the Senate.
Disapproving attendance/activities regulations of State Board of Education.
1st Reading 127
2nd Reading 133

SR 7 — By Dahl, et al, of the Senate.
Directing Transportation Commission to name Department of Transportation building in honor of Richard A. Ward.
1st Reading 138
2nd Reading, to Calendar 138
G.O., adopted 138
Enrolled, filed with Secretary of State 141

SR 8 — By Luton, et al, of the Senate.
Praising life and accomplishments of Andrew C. Wilcoxen; expressing deep sorrow upon his death; extending condolences.
1st Reading 167
2nd Reading, to Calendar 167
G.O., adopted 167
Enrolled, filed with Secretary of State 172

SR 9 — By Giles, et al, of the Senate.
Directing Natural Resources Committee of State Senate to study structure, organization and duties of Corporation Commission which relate to oil and gas; requiring written report.
1st Reading 177
2nd Reading, to Calendar 180
G.O., adopted 180
Enrolled, filed with Secretary of State 185

SR 10 — By Dahl, et al, of the Senate.
Memorializing President of United States and Congress of United States to prioritize funding of American agriculture above foreign aid.
1st Reading 184
2nd Reading, to Calendar 187
G.O., adopted 187
Enrolled, filed with Secretary of State 193

SR 11 — By Dahl, et al, of the Senate.
Recognizing musical accomplishment of Bob Wills; declaring Bob Wills Day in Oklahoma.
1st Reading 218
2nd Reading, to Calendar 224
G.O., adopted 225
Enrolled, filed with Secretary of State 237

SR 12 — By Howell, et al, of the Senate.
Praising career and accomplishments of Clarence Edgar Page; recognizing his contributions to State of Oklahoma in field of aviation.
1st Reading 218
2nd Reading, to Calendar 224
G.O., adopted 226
Enrolled, filed with Secretary of State 237

SR 13 — By Boatner.
Memorializing Congress of United States to reject proposed plans to dismantle or reduce funding available to Small Business Administration.
1st Reading 286
2nd Reading, to Calendar 286
G.O., adopted 286
Enrolled, filed with Secretary of State 289

SR 14 — By McIntyre.
Congratulating Tulsa office of U.S. Department of Housing and Urban Development on its fiftieth anniversary; recognizing and expressing appreciation for exceptional service.
1st Reading 303
2nd Reading, to Calendar 307
G.O., adopted 307
Enrolled, filed with Secretary of State 317

SR 15 — By Ford, et al, of the Senate.
Commemorating life of Willard Stone; extending sympathy and condolences.
1st Reading 335
2nd Reading, to Calendar 335
G.O., adopted 336
Enrolled, filed with Secretary of State 356

SR 16 — By Porter.
Memorializing President of United States and U.S. Congress to sever relations with Republic of South Africa.
1st Reading 367
Direct to Calendar 367
G.O., adopted 367
Enrolled, filed with Secretary of State 381

SR 17 — By Boatner, et al, of the Senate.
Directing Wildlife Conservation Commission to add another supervisor in district three.
1st Reading 367
2nd Reading, to Calendar 368
G.O., adopted 368
Enrolled, filed with Secretary of State 381

SR 18 — By Dahl, et al, of the Senate.
Stating intent of State Senate that Department of Health conduct thorough study of effect of controlled industrial waste injection well on ground water prior to approving permit for well.
1st Reading 469
Direct to Calendar; motion failed 469
2nd Reading 496
CR 632
G.O., adopted 692
ML; time extended; adopted 693; 708; 711
G.O., adopted 711
Enrolled, filed with Secretary of State 727

SR 19 — By Taliaferro.
Requesting Tax Commission to study feasibility of statewide system of land records and mineral interests; specifying scope of study.
1st Reading 496
2nd Reading 509

SR 20 — By Leonard, et al, of the Senate.
Memorializing President of United States and U.S. Congress to halt transfer of Black Kettle Grasslands and Rita Blanca Grasslands from U.S. Forest Service to Bureau of Land Management.
1st Reading 541
2nd Reading, to Calendar 554
G.O., adopted 580
Enrolled, filed with Secretary of State 589

SR 21 — By McIntyre, et al, of the Senate.
Citing accomplishments of Boys Choir of Harlem, Inc.; welcoming them to Oklahoma; extending best wishes for continued success.
1st Reading 541
2nd Reading, to Calendar 541
G.O., adopted 542
Enrolled, filed with Secretary of State 551

SR 22 — By McIntyre, et al, of the Senate.
Praising accomplishments of Booker T. Washington High School "Hornets" football, basketball and swim teams and coaching staff.
1st Reading 549
2nd Reading, to Calendar 549
G.O., adopted 550
Enrolled, filed with Secretary of State 558

SR 23 — By Dahl, et al, of the Senate.
Memorializing President of United States and Congress to recognize importance of agriculture to Oklahoma and nation; declaring April 27, 1985, as Agricultural Crisis Awareness Day.
1st Reading 549
2nd Reading, to Calendar 564
G.O., adopted 569
Enrolled, filed with Secretary of State 584

SR 24 — By Dahl, et al, of the Senate.
Commending President of United States and members of U.S. Congressional Delegation who visited Moscow for their steps toward peaceful relations between United States and Soviet Union.
1st Reading 564
2nd Reading, to Calendar 576
G.O., adopted 580
Enrolled, filed with Secretary of State 589

SR 25 — By Taylor, et al, of the Senate.
Commending Will Rogers, Jr. for his 47 years of service to Will Rogers Memorial

Commission on occasion of his resignation; naming Will Rogers, Jr. favorite goodwill ambassador; proclaiming appreciation day.
1st Reading 579
2nd Reading, to Calendar 579
G.O., adopted 579
Enrolled, filed with Secretary of State 589

SR 26 — By Miller, et al, of the Senate.
Praising life and accomplishments of Joseph M. Whitaker; expressing condolences; making permanent record.
1st Reading 602
2nd Reading, to Calendar 610
G.O., adopted 610
Enrolled, filed with Secretary of State 618

SR 27 — By McCune, et al, of the Senate.
Memorializing U.S. Congress to create Federal Commission on Youth Suicide Prevention and stating purpose.
1st Reading 614
2nd Reading, to Calendar 614
G.O., adopted 627
Enrolled, filed with Secretary of State 635

SR 28 — By Randle, et al, of the Senate.
Commemorating accomplishments of Rural Electric Cooperatives on occasion of fiftieth anniversary of establishment of Rural Electrification Administration.
1st Reading 628
2nd Reading, to Calendar 628
G.O., adopted 628
Enrolled, filed with Secretary of State 635

SR 29 — By Dawson, et al, of the Senate.
Requesting Senate and House of Representatives authorize official meeting of State Legislature at Convention Hall in Guthrie in 1989 as part of one-hundredth anniversary celebration of 89er day.
1st Reading 647
2nd Reading, to Calendar 654
C.W., adopted 659; 667
Enrolled, filed with Secretary of State 671

SR 30 — By Ford, et al, of the Senate.
Directing State Superintendent of Public Instruction submit report to State Senate by certain date concerning aspects of status of education in Oklahoma as it relates to other states.
1st Reading 723
2nd Reading 734
WD 769
G.O., adopted 769
Enrolled, filed with Secretary of State 775

SR 31 — By Branch.
Authorizing Oklahoma Turnpike Authority to conduct feasibility study for exit and entrance approach to H.E. Bailey Turnpike at junction of State Highway 76 and State Highway 130.
1st Reading 789
2nd Reading 801

SR 32 — By Dennis, et al, of the Senate.
Memorializing City of Broken Bow, Oklahoma, on its seventy-fifth, Diamond Celebration; noting contributions of Broken Bow and its citizens to State of Oklahoma.
1st Reading 859
2nd Reading, to Calendar 859
G.O., adopted 859
Enrolled, filed with Secretary of State 861

SR 33 — By Porter, et al, of the Senate.
Recognizing and congratulating Mary Mahoney Memorial Health Center for distinguished performance.
1st Reading 883
2nd Reading, to Calendar 883
G.O., adopted 883
Enrolled, filed with Secretary of State 888

SR 34 — By Pierce.
Requesting Department of Public Safety refrain from purchasing telecommunications

equipment under sole source provision and commence to utilize Public Competitive Bidding Act.
1st Reading 883
2nd Reading 919

SR 35 — By Hopkins, et al, of the Senate.
Commending and praising efforts of citizens in and around Pawnee County for their assistance to families of those who perished or were injured in fireworks factory explosion at Hallett, Oklahoma.
1st Reading 903
2nd Reading, to Calendar 910
G.O., adopted 910
Enrolled, filed with Secretary of State 917

SR 36 — By Luton.
Relating to protection of property and supplies of Senate during interim; authorizing employment of personnel; restricting use of Senate offices and Senate Chamber; authorizing committee appointments.
1st Reading 921
2nd Reading, to Calendar 924
G.O., adopted 924
Enrolled, filed with Secretary of State 925

SR 37 — By Boatner, et al, of the Senate.
Memorializing President of United States, Congress and Commission for Central Interstate Low-Level Radioactive Waste Compact to prevent location of low-level radioactive waste disposal site in Oklahoma.
1st Reading 976
2nd Reading, to Calendar 976
G.O., adopted 976
Enrolled, filed with Secretary of State 982

HOUSE BILLS

HB 1002 — By Sanders, et al, of the House and Porter of the Senate.

State government; modifying qualifications of Executive Director for Ethics and Merit Commission. Emergency.
1st Reading 160
2nd Reading 167
CR 331
G.O., considered, passed 538
Signed, to House 538
4th Reading, to House 542
Approved April 15, 1985

HB 1003 — By Murphy.

Crimes and punishments; broadening category of prohibited firearms in establishments; prohibiting convicted felons from carrying any firearm. Effective date.
1st Reading 521
2nd Reading 528

HB 1004 — By Murphy of the House and Johnson of the Senate.

Council on Law Enforcement Education and Training; modifying certification time requirement for elected or appointed peace officers training. Effective date.
1st Reading 521
2nd Reading 528
CR 647
G.O., considered, passed 677
Signed, to House 693

HB 1005 — By Mentzer, et al, of the House and Wright, et al, of the Senate.

Motor vehicles; authorizing surviving spouses of deceased former Prisoners of War to obtain special license plates. Operative date. Emergency.
1st Reading 96
2nd Reading 100
CR 187
G.O., considered, passed 221
Signed, to House 222
4th Reading, to House 225
Approved March 4, 1985

HB 1007 — By Cox, et al, of the House and Roberts, et al, of the Senate.

Crimes and punishments; increasing penalty for trafficking in children. Operative date.
1st Reading 274
2nd Reading 277
CR 413
G.O., considered, passed 514
Signed, to House 525
SAs rejected, conference requested, HCs named 554
Conference granted, SCs named 557
CCR read 939
CCR adopted, passed, to House 939
4th Reading, to House 955
Approved July 25, 1985

HB 1009 — By Hooper, et al, of the House and Taliaferro of the Senate.

Revenue and taxation; exempting Social Security benefits from taxable income. Emergency.
1st Reading 348
2nd Reading 359

HB 1010 — By Henshaw, et al, of the House and Wright of the Senate.

Crimes and punishments; creating civil liability for criminal acts involving false or bogus checks; allowing time for repayment; authorizing amount of damages recoverable. Effective date.
1st Reading 348
2nd Reading 359
CR.....554
G.O., considered, failed.....601
ML; adopted.....602; 618
G.O., considered, failed.....618

HB 1013 — By Morgan, et al, of the House and Winn of the Senate.

Motor vehicles; modifying bond requirements for motor license agents; modifying compensation for agents; requiring odometer statement upon transfer of ownership; creating fund. Operative date. Emergency.
1st Reading 294
2nd Reading 302
CR.....626
G.O., considered, passed.....699
Signed, to House.....714
SAs rejected, conference requested, HCs named 749; 753
Conference granted, SCs named 751
CCR rejected, further conference requested 868
Further conference granted 869
2nd CCR rejected, further conference requested 873
Further conference granted 874
3rd CCR read.....877
3rd CCR adopted, passed, to House....878
4th Reading, to House 879
Approved June 28, 1985

HB 1014 — By Harbin, et al, of the House and Landis of the Senate.

Motor vehicles; requiring persons applying for certificate of title to certify existence of security; reducing tag agents fee. Effective date.
1st Reading 92
2nd Reading 95

HB 1015 — By Mentzer of the House and Taylor of the Senate.

Fees; increasing fees of jurors; fees, mileage, parking and cost of summoning of jury to be part of costs of civil, with exceptions, and criminal cases adjudged or ordered to be paid. Effective date.
1st Reading 107
2nd Reading 109

HB 1018 — By Grieser of the House and Taliaferro of the Senate.

Public lands; abolishing Soil Conservation Division in Commissioners of Land Office; modifying percentage of money classified and denominated. Operative date. Emergency.
1st Reading 496
2nd Reading 509
CR.....593
G.O., considered, passed.....615
Signed, to House.....628
SAs rejected, conference requested, HCs named 676; 693
Conference granted, SCs named 678
CCR read.....849
CCR adopted, passed, to House.....853
4th Reading, to House 863
Vetoed, June 24, 1985

HB 1019 — By Blodgett, et al, of the House and Landis, et al, of the Senate.

Cities and towns; prohibiting municipal officers and employees from engaging in business with municipality; adding exception; defining terms. Emergency.
1st Reading 118
2nd Reading 127
CR.....181
G.O., considered, passed.....232
Signed, to House.....232
4th Reading, to House 237
Approved March 5, 1985

HB 1021 — By Craighead, et al, of the House and Cain, et al, of the Senate.

Crimes and punishments; modifying definition of excusable homicide; child to be considered abused for sexual exploitation or lack of medical care; defining terms. Effective date.

1st Reading 497
2nd Reading 509
CR.....647
G.O., considered, passed.....703
Signed, to House.....703
4th Reading, to House 711
Approved May 28, 1985

HB 1022 — By Craighead, et al, of the House and Howell, et al, of the Senate.

Crimes and punishments; teachers to report to proper authority on child abuse. Effective date.

1st Reading 360
2nd Reading 374
CR.....577
G.O., considered, passed.....616
Signed, to House.....628
4th Reading, to House 661
Approved May 16, 1985

HB 1023 — By Holden, et al, of the House and Taliaferro, et al, of the Senate.

Game and fish; increasing fees for licenses issued by Oklahoma Wildlife Conservation Commission; adding additional license. Effective date.

1st Reading 440
2nd Reading 458
CR.....576
G.O., considered, passed.....661
ML; expired.....662
Signed, to House.....709
4th Reading, to House 711
Approved May 28, 1985

HB 1024 — By Henry of the House and Howell of the Senate.

Revenue and taxation; exempting sales of tangible personal property or services and tuition and educational fees paid to private schools and to United States from sales tax; requiring information. Effective date.

1st Reading 440
2nd Reading 458
CR.....626
G.O., considered, passed.....637
Signed, to House.....652
SAs rejected, conference requested, HCs named 720; 733
Conference granted, SCs named 727
CCR read.....842
CCR adopted, passed, to House.....842
4th Reading, to House 848
Approved June 20, 1985

HB 1025 — By Lewis, et al, of the House and Cate, et al, of the Senate.

House of Representatives, Oklahoma, appropriation. Emergency.

1st Reading 278
2nd Reading 287
CR.....593
G.O., considered, passed.....607
ML; expired.....607
Signed, to House.....652
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA 836
CCR read.....943
CCR adopted, passed, to House.....946
4th Reading, to House 955
Approved July 29, 1985

HB 1026 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Legislative Fiscal Office, appropriation; funding actuarial studies of retirement systems. Operative date. Emergency.

1st Reading 278
2nd Reading 287
CR.....593
G.O., considered, passed.....607
Signed, to House.....618
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA 836
CCR read.....943
CCR adopted, passed, to House.....950
4th Reading, to House 955
Approved July 29, 1985

HB 1027 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Attorney General, Office of the, appropriation. Emergency.
1st Reading 259
2nd Reading 268
CR....593
G.O., considered, passed....606
Signed, to House....618
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....908
CCR adopted, passed, to House....908
4th Reading, to House 919
Approved July 15, 1985

HB 1028 — By Lewis, et al, of the House and Cate, et al, of the Senate.
District courts; making appropriations to office of State Supreme Court; increasing number of special judges and allowing hearing of juvenile actions. Emergency.
1st Reading 268
2nd Reading 274
CR....593
G.O., considered, passed....605
Signed, to House....618
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....943
CCR rejected, further conference requested, GCCA 957
Further conference granted, GCCA....965
2nd CCR read 965
2nd CCR adopted, passed, to House ...966
4th Reading, to House 973
Approved July 29, 1985

HB 1029 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Supreme Court, State, and Court of Appeals, appropriations; requiring establishment of Oklahoma Court Information System. Emergency.
1st Reading 268
2nd Reading 274
CR....593
G.O., considered, passed....606
Signed, to House....618
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....887
CCR adopted, passed, to House....893
4th Reading, to House 900
Approved July 8, 1985

HB 1030 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Court of Criminal Appeals, appropriation. Emergency.
1st Reading 259
2nd Reading 268
CR....593
G.O., considered, passed....606
Signed, to House....618
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....887
CCR adopted, passed, to House....891
4th Reading, to House 900
Approved July 8, 1985

HB 1031 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Various state agencies, appropriations; transferring Capitol Information Center to Tourism and Recreation. Emergency.
1st Reading 287
2nd Reading 294
CR....632
G.O., considered, passed....652
Signed, to House....662
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....943
CCR adopted, passed, to House....946
4th Reading, to House 955
Approved July 24, 1985

HB 1032 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Attorney General, Office of the, and Crime Victims Compensation Board, appropriations. Emergency.

1st Reading 287
2nd Reading 294
CR.....593
G.O., considered, passed.....608
Signed, to House.....618
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....908
CCR adopted, passed, to House.....917
4th Reading, to House 919
Approved July 15, 1985

HB 1033 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Workers' Compensation Court, appropriations. Emergency.
1st Reading 274
2nd Reading 277
CR.....593
G.O., considered, passed.....622
Signed, to House.....628
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....943
CCR adopted, passed, to House.....945
4th Reading, to House 955
Approved July 29, 1985

HB 1034 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Criminal Justice, Oklahoma Center for, appropriation; recreating Oklahoma Center for Criminal Justice Board; modifying membership. Emergency.
1st Reading 268
2nd Reading 274
CR.....593
G.O., considered, passed.....608
Signed, to House.....618
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....925
CCR adopted, passed, to House.....929
4th Reading, to House 933
Approved July 23, 1985

HB 1035 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Education, State Board of, appropriations. Emergency.
1st Reading 497
2nd Reading 509
CR.....554
G.O., considered, passed.....555
Signed, to House.....571
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR rejected, further conference requested, GCCA 972
Further conference granted, GCCA.....979
2nd CCR read 983
2nd CCR adopted, passed, to House ...983
4th Reading, to House 985
Approved July 30, 1985

HB 1036 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Vocational and Technical Education, State Board of, appropriations. Emergency.
1st Reading 302
2nd Reading 307
CR.....554
G.O., considered, passed.....556
Signed, to House.....571
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....958
CCR adopted, passed, to House.....963
4th Reading, to House 968
Approved July 30, 1985

HB 1037 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Libraries, Oklahoma Department of, appropriation. Emergency.
1st Reading 302
2nd Reading 307
CR.....554
G.O., considered, passed.....556
Signed, to House.....571
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836

CCR read....887
CCR adopted, passed, to House....895
4th Reading, to House....900
Approved July 8, 1985

HB 1038 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Arts Council of Oklahoma, State, appropriations. Emergency.
1st Reading....259
2nd Reading....268
CR....593
G.O., considered, passed....597
Signed, to House....608
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....887
CCR adopted, passed, to House....891
4th Reading, to House....900
Approved July 8, 1985

HB 1039 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Will Rogers Memorial Commission, appropriation. Emergency.
1st Reading....259
2nd Reading....268
CR....554
G.O., considered, passed....556
Signed, to House....571
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....887
CCR adopted, passed, to House....891
4th Reading, to House....900
Approved July 8, 1985

HB 1040 — By Lewis, et al, of the House and Cate, et al, of the Senate.
J.M. Davis Memorial Commission, appropriation. Emergency.
1st Reading....259
2nd Reading....268
CR....554
G.O., considered, passed....557
Signed, to House....571
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....887
CCR adopted, passed, to House....891
4th Reading, to House....900
Approved July 8, 1985

HB 1041 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Consumer Credit, Commission on, appropriation. Emergency.
1st Reading....332
2nd Reading....347
CR....554
G.O., considered, passed....559
Signed, to House....571
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....887
CCR adopted, passed, to House....890
4th Reading, to House....900
Approved July 8, 1985

HB 1042 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Insurance Commissioner, Office of the, appropriation. Emergency.
1st Reading....302
2nd Reading....307
CR....554
G.O., considered, passed....580
Signed, to House....592
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....958
CCR adopted, passed, to House....962
4th Reading, to House....973
Approved July 25, 1985

HB 1043 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Liquefied Petroleum Gas Board, Oklahoma, appropriation. Emergency.
1st Reading....268
2nd Reading....274
CR....554
G.O., considered, passed....559
Signed, to House....571

SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....888
CCR adopted, passed, to House....890
4th Reading, to House....900
Approved July 8, 1985

HB 1044 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Securities Commission, Oklahoma, appropriations; creating Oklahoma Securities Commission Revolving Fund. Emergency.

1st Reading....303
2nd Reading....307
CR....554
G.O., considered, passed....581
Signed, to House....592
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....925
CCR adopted, passed, to House....928
4th Reading, to House....933
Approved July 23, 1985

HB 1045 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Chief Mine Inspector, Office of the, and State Mining Board, appropriations; Governor to appoint Director of Department of Mines in absence of Chief Mine Inspector. Emergency.

1st Reading....303
2nd Reading....307
CR....554
G.O., considered, passed....560
Signed, to House....571
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR rejected, further conference requested, GCCA....930
Further conference granted, GCCA....931
2nd CCR read....943
2nd CCR adopted, passed, to House....944
4th Reading, to House....955
Approved July 29, 1985

HB 1046 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Agriculture, State Department of, appropriations; transferring Forestry Division to Conservation Commission; stating legislative intent on promotion of Oklahoma. Emergency.

1st Reading....332
2nd Reading....347
CR....554
G.O., considered, passed....560
Signed, to House....571
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....979
CCR adopted, passed, to House....980
4th Reading, to House....985
Line Item Veto
Approved July 31, 1985

HB 1047 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Economic and Community Affairs, Department of, appropriations; directing allocation of funds for existing substate multicounty planning districts. Emergency.

1st Reading....391
2nd Reading....413
CR....593
G.O., considered, passed....616
Signed, to House....628
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....976
CCR adopted, passed, to House....976
4th Reading, to House....979
Approved July 30, 1985

HB 1048 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Corporation Commission, appropriation. Emergency.

1st Reading....375
2nd Reading....391
CR....554
G.O., considered, passed....560
Signed, to House....571

SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....965
CCR adopted, passed, to House....969
4th Reading, to House....977
Approved July 29, 1985

HB 1049 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Horse Racing Commission, Oklahoma; requiring all fees collected by commission be utilized as appropriation; modifying commissioner appointments. Operative date. Emergency.
1st Reading....268
2nd Reading....274
CR....593
G.O., considered, passed....617
Signed, to House....628
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....970
Considered and deferred....972
CCR rejected, further conference requested, GCCA....973
Further conference granted, GCCA....979
2nd CCR read....980
2nd CCR adopted, passed, to House....981
4th Reading, to House....985
Vetoed, July 23, 1985

HB 1050 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Health, State Department of, appropriations. Emergency.
1st Reading....360
2nd Reading....374
CR....593
G.O., considered, passed....617
Signed, to House....628
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR rejected, further conference requested, GCCA....942
Further conference granted, GCCA....943
2nd CCR rejected, further conference requested, GCCA....956
Further conference granted, GCCA....956
3rd CCR rejected, further conference requested, GCCA....963
Further conference granted, GCCA....963
4th CCR read....965
4th CCR adopted, passed, to House....969
4th Reading, to House....973
Approved July 29, 1985

HB 1051 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Human Rights Commission, Oklahoma, appropriation. Emergency.
1st Reading....332
2nd Reading....347
CR....554
G.O., considered, passed....569
Signed, to House....584
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....908
CCR adopted, passed, to House....914
4th Reading, to House....919
Approved July 15, 1985

HB 1052 — By Lewis, et al, of the House and Cate, et al, of the Senate.
J.D. McCarty Center for Handicapped Children, appropriation. Emergency.
1st Reading....274
2nd Reading....277
CR....554
G.O., considered, passed....567
Signed, to House....584
SAs rejected, conference requested, GCCA....834
Conference granted, GCCA....836
CCR read....943
CCR adopted, passed, to House....947
4th Reading, to House....955
Approved July 25, 1985

HB 1053 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Children and Youth, Oklahoma Commission on, appropriation. Emergency.
1st Reading....274
2nd Reading....277

CR.....554
G.O., considered, passed.....568
Signed, to House.....584
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....925
CCR adopted, passed, to House.....929
4th Reading, to House.....933
Approved July 22, 1985

HB 1054 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Handicapped Concerns, Office of, appropriation. Emergency.
1st Reading.....274
2nd Reading.....277
CR.....554
G.O., considered, passed.....568
Signed, to House.....584
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....908
CCR adopted, passed, to House.....914
4th Reading, to House.....919
Approved July 15, 1985

HB 1055 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Veterans Affairs, Oklahoma Department of, appropriation; modifying membership of War Veterans Commission. Emergency.
1st Reading.....278
2nd Reading.....287
CR.....554
G.O., considered, passed.....569
Signed, to House.....584
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR rejected, further conference requested, GCCA.....907
Further conference granted, GCCA.....907
2nd CCR read.....925
2nd CCR adopted, passed, to House...930
4th Reading, to House.....933
Approved July 24, 1985

HB 1056 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Corrections, Department of, appropriations. Emergency.
1st Reading.....332
2nd Reading.....347
CR.....554
G.O., considered, passed.....598
Signed, to House.....608
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....965
CCR adopted, passed, to House.....970
4th Reading, to House.....977
Approved July 29, 1985

HB 1057 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Fire Marshal, Office of the State, appropriation. Emergency.
1st Reading.....268
2nd Reading.....274
CR.....554
G.O., considered, passed.....569
Signed, to House.....584
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....887
CCR adopted, passed, to House.....892
4th Reading, to House.....900
Approved July 8, 1985

HB 1058 — By Lewis, et al, of the House and Cate, et al, of the Senate.
Pardon and Parole Board, Office of the, appropriations; modifying title and qualifications of certain professional employees. Emergency.
1st Reading.....278
2nd Reading.....287
CR.....554
G.O., considered, passed.....570
Signed, to House.....584
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....887

CCR adopted, passed, to House.....897
4th Reading, to House 900
Approved July 8, 1985

HB 1059 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Military Department of the State of Oklahoma, Office of the, appropriations. Emergency.
1st Reading 278
2nd Reading 287
CR.....554
G.O., considered, passed.....570
Signed, to House.....584
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....908
CCR adopted, passed, to House.....914
4th Reading, to House 919
Approved July 15, 1985

HB 1060 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Civil Defense, Department of, appropriations. Emergency.
1st Reading 278
2nd Reading 287
CR.....554
G.O., considered, passed.....581
Signed, to House.....592
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....887
CCR adopted, passed, to House.....892
4th Reading, to House 900
Approved July 8, 1985

HB 1061 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Various retirement boards and retirement systems, appropriations; creating Teachers Retirement Reserve Fund; increasing benefits for judges and justices. Emergency.
1st Reading 348
2nd Reading 359
CR.....632
G.O., considered, passed.....650
Signed, to House.....662
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....980
CCR adopted, passed, to House.....980
4th Reading, to House 985
Approved July 30, 1985

HB 1062 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Various state agencies, appropriations. Operative date. Emergency.
1st Reading 360
2nd Reading 374
CR.....632
G.O., considered, passed.....651
Signed, to House.....662
SAs rejected, conference requested, GCCA.....834
Conference granted, GCCA.....836
CCR read.....980
CCR adopted, passed, to House.....981
4th Reading, to House 985
Approved July 25, 1985

HB 1063 — By Graves, et al, of the House and Johnson of the Senate.

Crimes and punishments; modifying procedures for review of death penalty cases; providing for resentencing; requiring court reporters' transcript within certain period of time. Emergency.
1st Reading 187
2nd Reading 194
CR.....593

HB 1064 — By Benson, et al, of the House and Roberts, et al, of the Senate.

State government; modifying standards for correctional and detention facilities; specifying floor space; providing for certain emergency exits; changing authority to close facilities. Effective date.
1st Reading 479
2nd Reading 496
CR.....593
G.O., considered, passed.....621
Signed, to House.....621

4th Reading, to House 628
Approved May 14, 1985

HB 1065 — By Vanatta, et al, of the House and Rozell of the Senate.

Amusements and sports; modifying distribution of proceeds from pari-mutuel system of wagering; providing state apportionment. Operative date.

1st Reading 244
2nd Reading 246
CR 320
G.O., considered, passed.....531
ML; tabled 533; 545
Signed, to House.....551
4th Reading, to House 605
Approved May 9, 1985

HB 1066 — By Vanatta, et al, of the House and McIntyre of the Senate.

Banks and trust companies; allowing multi-bank holding companies de novo charters for certain purposes. Emergency.

1st Reading 92
2nd Reading 95
CR 167
G.O., considered, passed.....174
Signed, to House.....179
4th Reading, to House 194
Approved February 22, 1985

HB 1068 — By Littlefield, et al, of the House and Schuelein of the Senate.

Public health and safety; prohibiting unauthorized use of vessel; providing penalties. Effective date.

1st Reading 92
2nd Reading 95
CR 554
G.O., considered, passed.....599
Signed, to House.....599
4th Reading, to House 605
Approved May 9, 1985

HB 1069 — By Sanders of the House and Boatner, et al, of the Senate.

Waters and water rights; sunset laws; recreating Scenic River Commission; providing for Scenic River Commissions. Operative date. Emergency.

1st Reading 332
2nd Reading 347
CR 546
G.O., considered, passed.....571
Signed, to House.....571
4th Reading, to House 580
Approved April 19, 1985

HB 1070 — By Sanders, et al, of the House and Boatner, et al, of the Senate.

Professions and occupations; enacting Registered Electrologist Act. Effective date. Emergency.

1st Reading 160
2nd Reading 167
CR 235
G.O., considered, passed.....513
Signed, to House.....525
SAs rejected, conference requested, HCs named.....533
Conference granted, SCs named 533
CCR read.....734
CCR adopted, passed, to House.....794
4th Reading, to House 811
Approved June 11, 1985

HB 1071 — By Sanders of the House and Johnson, et al, of the Senate.

Professions and occupations; sunset laws; recreating State Board of Examiners of Psychologists. Operative date. Emergency.

1st Reading 194
2nd Reading 224
CR 529
G.O., considered, passed.....542
Signed, to House.....542
4th Reading, to House 550
Approved April 19, 1985

HB 1072 — By Sanders of the House and Boatner, et al, of the Senate.

Professions and occupations; sunset laws; abolishing State Dry Cleaners' Board; allowing Office of Public Affairs to receive monies. Operative date. Emergency.

1st Reading 414
2nd Reading 440
CR 647
G.O., considered, passed.....662

Signed, to House.....671
4th Reading, to House.....711
Approved May 28, 1985

HB 1073 — By Shurden, et al, of the House and Terrill of the Senate.

Crimes and punishments; authorizing seizure and forfeiture of vehicles, airplanes, vessels or equipment used in attempt or commission of act of grand larceny. Effective date.

1st Reading.....375
2nd Reading.....391
CR.....554
G.O., considered, failed.....619
ML; time extended.....619; 654; 666
Motion to consider vote adopted.....674
WD; referred.....758

HB 1075 — By Lawter, et al, of the House.

State government; requiring state entities to establish policy for discipline of state employees and file with Ethics and Merit Commission. Effective date.

1st Reading.....479
2nd Reading.....496

HB 1076 — By Hale, et al, of the House and Choate of the Senate.

Fees; setting maximum appraiser fees in civil action, except in probate cases. Effective date.

1st Reading.....118
2nd Reading.....127
CR.....529
G.O., considered, passed.....534
Signed, to House.....542
4th Reading, to House.....571
Approved April 19, 1985

HB 1078 — By Hooper of the House and Taliaferro of the Senate.

Cities and towns; modifying protest procedure for protesting creation of improvement district. Effective date.

1st Reading.....175
2nd Reading.....181
CR.....457
G.O., considered, passed.....551
Signed, to House.....551
4th Reading, to House.....558
Approved April 19, 1985

HB 1081 — By McCorkell, et al, of the House and Cain of the Senate.

Definitions and general provisions; prohibiting age discrimination; adding sex and handicap to certain discriminatory practices. Effective date.

1st Reading.....414
2nd Reading.....440
CR.....554
G.O., considered, passed.....621
Signed, to House.....628
SAs rejected, conference requested, HCs named.....653
Conference granted, SCs named.....664
CCR read.....811
CCR adopted, passed, to House.....822
4th Reading, to House.....825
Approved June 18, 1985

HB 1085 — By Abbott of the House and Floyd of the Senate.

Crimes and punishments; authorizing sale, barter, auctioning or exchanging of antique, classic or special interest automobiles on one Sunday during six-month period. Effective date.

1st Reading.....375
2nd Reading.....391
CR.....478
G.O., considered, passed.....515
Signed, to House.....525
4th Reading, to House.....542
Approved April 15, 1985

HB 1090 — By Harris (Kenny) of the House and Johnson of the Senate.

Crimes and punishments; increasing penalties for loitering in, injuring, molesting or joyriding in motor vehicle. Effective date.

1st Reading.....118
2nd Reading.....127
CR.....647
G.O., considered, passed.....693
Signed, to House.....693

4th Reading, to House 711
Approved May 28, 1985

HB 1092 — By Harris (Kenny), et al, of the House and Johnson of the Senate.
Criminal procedure; modifying time of release and delivery of exhibits owned by victims; requiring application to court. Effective date.
1st Reading 118
2nd Reading 127
CR 647
G.O., considered, passed 693; 702
Signed, to House 703
4th Reading, to House 711
Approved May 28, 1985

HB 1094 — By Harris (Kenny).
Counties and county officers; authorizing District Attorneys to issue subpoenas; providing for sworn statements; limiting examinations; providing for contempt. Effective date.
1st Reading 375
2nd Reading 391

HB 1098 — By Little of the House and Pierce of the Senate.
State government; providing for travel by public, privately owned or chartered airplane by state officers and employees; requiring pilot to keep records; directing expense of trip. Emergency.
1st Reading 414
2nd Reading 440
CR 539
G.O., considered, passed 652
Signed, to House 652
4th Reading, to House 661
Approved May 21, 1985

HB 1099 — By Lawter.
Insurance; authorizing audits; providing for payment costs of audits. Effective date.
1st Reading 458
2nd Reading 479

HB 1101 — By Anderson of the House and McIntyre of the Senate.
Children; requiring court orders specify reasons for restriction of information to noncustodial parent. Effective date.
1st Reading 521
2nd Reading 528

HB 1104 — By Virtue, et al, of the House and Floyd, et al, of the Senate.
Crimes and punishments; prohibiting furnishing of tobacco products to minors; requiring minors to disclose information concerning acquisition of tobacco products. Effective date.
1st Reading 414
2nd Reading 440
CR 554
G.O., considered, passed 599
Signed, to House 600
4th Reading, to House 605
Approved May 9, 1985

HB 1107 — By Holt.
Marriage; validating recognized religious assembly marriages. Emergency.
1st Reading 375
2nd Reading 391

HB 1108 — By Henshaw, et al, of the House and O'Connor of the Senate.
Motor vehicles; prohibiting certain modifications of vehicle suspension systems; providing for exceptions; prohibiting tinted window glasses in motor vheicles. Effective date.
1st Reading 246
2nd Reading 259

HB 1110 — By Haney of the House and Dawson of the Senate.
Crimes and punishments; requiring state governmental entities to keep records; modifying disposal procedure of records. Effective date.
1st Reading 167
2nd Reading 175
CR 331
G.O., considered, passed 526
Signed, to House 533
4th Reading, to House 571
Approved April 19, 1985

HB 1111 — By Brewster, et al, of the House and and Roberts of the Senate.

Initiative and referendum; requiring gist of proposition be printed on signature sheet of initiative or referendum petition; providing for disqualification of signature sheets. Emergency.

1st Reading 168
2nd Reading 175
CR.....529
G.O., considered, passed.....537
Signed, to House.....542
SAs rejected, conference requested, HCs named 733; 753
Conferenced granted, SCs named.....739
CCR read.....943
CCR adopted, passed, to House.....944
4th Reading, to House 955
Approved July 23, 1985

HB 1112 — By Anderson of the House and McCune, et al, of the Senate.

Children; providing for development of requirements and standards for child care facilities; modifying content of requirements and standards; requiring background check on employees. Emergency.

1st Reading 274
2nd Reading 277
CR.....554
G.O., considered, passed 571; 582
Signed, to House.....589
SAs rejected, conference requested, HCs named.....955
Conference granted, SCs named 955
Conferees unable to agree 964

HB 1114 — By Shurden, et al, of the House and Johnson, et al, of the Senate.

Cities and towns; preempting firearms legislation of municipalities and other political subdivisions; nullifying certain orders, ordinances, and regulations relating to firearms. Effective date.

1st Reading 194
2nd Reading 224
CR.....302
G.O., considered, passed.....491
ML; expired.....491
Signed, to House.....533
4th Reading, to House 558
Approved April 19, 1985

HB 1117 — By Mentzer of the House and Cain of the Senate.

Poor persons; providing for appeals from adverse decisions of Department of Human Services; providing procedures; providing for review. Effective date.

1st Reading 348
2nd Reading 359
CR.....478
G.O., considered, passed.....517
Signed, to House.....518
4th Reading, to House 525
Approved April 11, 1985

HB 1118 — By Sanders, et al, of the House and Cullison of the Senate.

Intoxicating liquors; providing for authorized consumption of intoxicating liquors in public places; providing for Alcoholic Beverage Laws Enforcement Commission. Emergency.

1st Reading 119
2nd Reading 127
CR.....163
G.O., considered, passed.....172
SAs rejected, conference requested, HCs named.....180
Conference granted, SCs named 181
CCR read.....301
CCR adopted, passed, to House.....301
4th Reading, to House 306
Approved March 14, 1985

HB 1132 — By Vaughn, et al, of the House and Cullison of the Senate.

Intoxicating liquors; modifying municipalities authorization to enact ordinances; allowing leasing of public facility or building; providing for conditional approval of applications for licenses. Emergency.

1st Reading 133
2nd Reading 138
WD, referred 457
CR.....626

G.O., considered, passed.....767
Signed, to House.....775
SAs rejected, conference requested,
HCs named 781; 783
Conference granted, SCs named 789
CCR read.....870
CCR adopted, passed, to House.....872
4th Reading, to House 878
Approved June 26, 1985

HB 1134 — By Kamas, et al, of the House and Boatner of the Senate.

Professions and occupations; increasing membership of State Board of Cosmetology; increasing per diem; eliminating Advanced Operators License. Effective date. Emergency.

1st Reading 332
2nd Reading 347
CR.....647
G.O., considered, passed.....678
Signed, to House.....678
4th Reading, to House 692
Approved May 23, 1985

HB 1135 — By Vaughn, et al, of the House and Taylor of the Senate.

State government; providing longevity pay plan for employees laid off by reduction in force actions, employees of district attorneys' offices and certain part-time legislative employees. Emergency.

1st Reading 479
2nd Reading 496
CR.....632
G.O., considered, passed.....670
Signed, to House.....680
SAs rejected, conference requested,
HCs named.....870
Conference granted, SCs named 873
CCR read.....908
CCR adopted, passed, to House.....915
4th Reading, to House 919
Approved July 15, 1985

HB 1136 — By Abbott, et al, of the House and Floyd of the Senate.

Motor vehicles; prohibiting suspended sentences, deferred sentences or probation for second convictions for offenses involving driving under influence of intoxicants. Effective date.

1st Reading 348
2nd Reading 359
CR.....647

HB 1137 — By Abbott of the House and Dennis of the Senate.

Motor vehicles; prohibiting insurance carriers from canceling, terminating or increasing premiums for peace officers, firefighters or operators of emergency vehicles. Effective date.

1st Reading 391
2nd Reading 413
CR.....614
G.O., considered, passed.....739
Signed, to House.....756
4th Reading, to House 785
Approved June 7, 1985

HB 1138 — By Abbott, et al, of the House and Dennis, et al, of the Senate.

State government; modifying definition of final average compensation for Public Employees Retirement System; increasing members of board; modifying and increasing benefits. Emergency.

1st Reading 348
2nd Reading 360
CR.....647
G.O., considered, passed.....751
Signed, to House.....767
SAs rejected, conference requested,
HCs named 781, 783
Conference granted, SCs named 789
CCR rejected, further conference
requested 878
Further conference granted 879
2nd CCR read 898
2nd CCR adopted, passed, to House ...899
4th Reading, to House 900
Vetoed, July 8, 1985

HB 1139 — By Abbott of the House and Terrill of the Senate.

Professions and occupations; creating Mechanical Licensing Act. Effective date.

1st Reading 415
2nd Reading 440
CR 577
G.O., considered, failed 610; 611
ML; adopted 641
G.O., considered, failed 641; 758

HB 1140 — By Mentzer of the House and Cain, et al, of the Senate.

Poor persons; providing for assistance to any needy person under age eighteen years who is permanently and totally disabled; modifying assistance requirements. Effective date.

1st Reading 195
2nd Reading 224
CR 374
G.O., considered, passed 519
Signed, to House 525
4th Reading, to House 550
Approved April 19, 1985

HB 1141 — By Hale of the House and Choate of the Senate.

Professions and occupations; restricting prohibition against persons being bail bondsmen or runners when issued certain permits or licenses prior to certain date. Emergency.

1st Reading 195
2nd Reading 224
CR 577
G.O., considered, passed 634
Signed, to House 652
4th Reading, to House 737
Approved May 31, 1985

HB 1142 — By Cotner, et al, of the House and Floyd of the Senate.

Criminal procedure; allowing admission into evidence of certain reports without agreement or stipulation of parties; increasing time limit on availability of certain reports. Effective date.

1st Reading 181
2nd Reading 187

HB 1145 — By Cotner of the House and Cate of the Senate.

State government; modifying information provided on publications issued by every agency, department, board, commission or institution. Effective date.

1st Reading 247
2nd Reading 259
CR 529
G.O., considered, passed 550
Signed, to House 550
4th Reading, to House 558
Approved April 19, 1985

HB 1148 — By Whorton, et al, of the House and Taylor of the Senate.

Commercial Code; modifying time allowed for secured party to perfect purchase money security interests; modifying time for perfection of purchase money security interests in collateral. Effective date.

1st Reading 440
2nd Reading 458
CR 647
WD; rereferred 685

HB 1149 — By Whorton, et al, of the House and Johnson, et al, of the Senate.

Professions and occupations; transferring duties of State Board of Barber Examiners to State Department of Health; creating State Barber Advisory Board. Effective date. Emergency.

1st Reading 332
2nd Reading 347
CR 614
G.O., considered, passed 663
Signed, to House 671
SAs rejected, conference requested, HCs named 688; 693
Conference granted, SCs named 691
CCR read 849
CCR adopted, passed, to House 854
4th Reading, to House 863
Approved June 24, 1985

HB 1150 — By Lewis of the House and Brown, et al, of the Senate.

Children; removing requirement mandating Department of Human Services establish and maintain facilities for children in need of supervision; modifying detention center requirements. Emergency.

1st Reading 168
2nd Reading 175
CR.....374
G.O., considered, passed.....542
Signed, to House.....551
SAs rejected, conference requested,
HCs named.....862
Conference granted, SCs named 873
CCR read.....898
CCR adopted, passed, to House.....912
4th Reading, to House 919
Approved July 15, 1985

HB 1151 — By Lewis of the House and Dahl of the Senate.

Agriculture; modifying provisions regulating sale of eggs; providing for pack-date and expiration date; providing for regrading and repackaging; requiring inspections and fees. Emergency.
1st Reading 348
2nd Reading 360
CR.....632
G.O., considered, passed.....664
Signed, to House.....664
4th Reading, to House 670
Approved May 20, 1985

HB 1152 — By Anderson of the House and Cate of the Senate.

Mental health; providing for Domestic Violence Shelters; authorizing Department of Mental Health to enter into contracts to provide shelter and services for victims; creating committee. Emergency.
1st Reading 509
2nd Reading 520
CR.....657
G.O., considered, passed.....694
Signed, to House.....714
4th Reading, to House 955
Approved July 22, 1985

HB 1153 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Police Pension and Retirement System, Oklahoma, making appropriations. Operative date. Emergency.
1st Reading 348
2nd Reading 360
CR.....632
G.O., considered, passed.....651
Signed, to House.....662
SAs rejected, conference requested,
GCCA 760; 777
Conference granted, GCCA.....771
Died in Conference

HB 1154 — By Lewis, et al, of the House and Cate, et al, of the Senate.

Firefighters Pension and Retirement System, Oklahoma, making appropriation. Operative date. Emergency.
1st Reading 348
2nd Reading 360
CR.....632
G.O., considered, passed.....650
Signed, to House.....662
SAs rejected, conference requested,
GCCA 760; 777
Conference granted, GCCA.....771
Died in Conference

HB 1155 — By Abbott, et al, of the House and Dennis, et al, of the Senate.

Law Enforcement Retirement System, Oklahoma; modifying definitions; increasing benefits; making transfers. Emergency.
1st Reading 348
2nd Reading 360
CR.....632
G.O., considered, passed.....650
Signed, to House.....662
SAs rejected, conference requested,
GCCA 760; 777
Conference granted, GCCA.....771
WD from GCCA, HCs named 926
Further conference granted,
SCs named 926
CCR read.....939
CCR adopted, passed, to House.....956
4th Reading, to House 960
Approved July 24, 1985

HB 1157 — By Hamilton (James), et al, of the House and Johnson of the Senate.

Elections; establishing Presidential Preferential Primary. Effective date.
1st Reading 391
2nd Reading 413

HB 1158 — By Cotner of the House and Brown of the Senate.
Cities and towns; providing for correction certificates for plats; modifying procedures related thereto. Emergency.
1st Reading 181
2nd Reading 187
CR 347
G.O., considered, passed 518
Signed, to House 518
4th Reading, to House 525
Approved April 11, 1985

HB 1159 — By Lewis, et al, of the House and Roberts, et al, of the Senate.
State government; creating Division of International Development in Department of Economic Development; authorizing supervision by Governor; making appropriation. Emergency.
1st Reading 175
2nd Reading 181
CR 509
G.O., considered, passed 516
Signed, to House 525
SAs rejected, conference requested, HCs named 592
Conference granted, SCs named 597
CCR read 861
CCR adopted, passed 868
ML; adopted 868; 895
CCR rejected, further conference requested 895
Further conference granted 899
2nd CCR read 908
2nd CCR adopted, passed, to House ...913
4th Reading, to House 919
Approved July 15, 1985

HB 1160 — By Lewis of the House and Dennis of the Senate.
Professions and occupations; enacting Public Accountancy Act. Effective date.
1st Reading 247
2nd Reading 259
CR 626
G.O., considered, passed 712
Signed, to House 727
SAs rejected, conference requested HCs named 781; 862
Conference granted, SCs named 789
Died in Conference

HB 1161 — By Schroeder, et al, of the House and Combs of the Senate.
Revenue and taxation; providing for exemptions from motor vehicle excise tax; removing exemption for rental vehicles. Effective date.
1st Reading 375
2nd Reading 391

HB 1163 — By Davis (Guy) of the House and Cate, et al, of the Senate.
Professions and occupations; creating Licensed Professional Counselors Act. Effective date. Emergency.
1st Reading 195
2nd Reading 224
CR 294
G.O., considered, passed 754
Signed, to House 767
4th Reading, to House 785
Approved June 8, 1985

HB 1164 — By Mentzer of the House and Rozell of the Senate.
Various state entities; members of boards and commissions not to receive per diem or reimbursement of certain expenses; modifying salary of Pardon and Parole Board. Operative date. Emergency.
1st Reading 349
2nd Reading 360
CR 554
G.O., considered, passed 612; 699
Signed, to House 714
SAs rejected, conference requested, HCs named 749; 753
Conference granted, SCs named 751
CCR read 832
CCR adopted, passed, to House 840
4th Reading, to House 848
Approved June 20, 1985

HB 1165 — By Hobson, et al, of the House and Shedrick, et al, of the Senate.

Public health and safety; enacting Oklahoma Natural Death Act.
1st Reading 479
2nd Reading 496
CR 565
G.O., considered, passed.....572
ML; tabled.....574; 580
Signed, to House.....592
4th Reading, to House 616
Approved May 14, 1985

HB 1169 — By Lewis, et al, of the House and Taylor of the Senate.

Consumer Credit Code; providing for default review charges with limitations. Setting maximum rate for charge. Emergency.
1st Reading 195
2nd Reading 224
CR 413
G.O., considered, passed.....575
ML; tabled.....575; 587
Signed, to House.....587
4th Reading, to House 591
Approved April 19, 1985

HB 1170 — By Cotner, et al, of the House and Capps of the Senate.

Counties; providing for Transient Merchant Licensing Act. Effective date.
1st Reading 349
2nd Reading 360
CR 577
G.O., considered, passed.....712
Signed, to House.....727
4th Reading, to House 793
Approved June 11, 1985

HB 1171 — By Monks, et al, of the House.

State Legislature; creating State Legislative Council and executive committee thereof; modifying procedures relating to Joint Committee on Fiscal Operations. Emergency.
1st Reading 510
2nd Reading 520

HB 1174 — By Johnson (Glen), et al, of the House and Brown of the Senate.

Crimes and punishments; enacting Oklahoma Crime Victims Court Attendance Act. Emergency.
1st Reading 195
2nd Reading 224

HB 1176 — By Koppel, et al, of the House and Landis, et al, of the Senate.

Blind persons; modifying provisions to include guide, signal or service dogs for physically handicapped persons; allowing use on common carriers; prohibiting denial of tenancy. Effective date.
1st Reading 259
2nd Reading 268
CR 520
G.O., considered, passed.....538
Signed, to House.....538
4th Reading, to House 542
Approved April 15, 1985

HB 1179 — By Davis (Frank) of the House and McCune of the Senate.

Elections; authorizing absentee ballots to be applied for by telegraph. Effective date. Emergency.
1st Reading 360
2nd Reading 374
CR 457
G.O., considered, passed.....669
Signed, to House.....670
4th Reading, to House 678
Approved May 23, 1985

HB 1180 — By Conaghan, et al, of the House and Wright of the Senate.

Counties and county officers; providing information and reports to schools concerning child murderers, abusers, and molesters; mandating information and reports. Effective date. Emergency.
1st Reading 278
2nd Reading 287
CR 554
G.O., considered, passed.....738
ML; expired.....739
Signed, to House.....787
4th Reading, to House 803
Approved June 11, 1985

HB 1181 — By Schroeder of the House and Smith of the Senate.

Motor vehicles; requiring red or red and blue lights on emergency vehicles; restricting use of such equipment. Emergency.
1st Reading 375
2nd Reading 391

HB 1182 — By Widener of the House and Dahl of the Senate.

Agriculture; making actions unlawful; limiting assessment of penalties under Livestock Dealers Act. Effective date.
1st Reading 458
2nd Reading 479
CR.....632
G.O., considered, passed.....649
ML; adopted.....649; 678
3rd Reading, failed 684

HB 1183 — By Little of the House and Choate of the Senate.

State government; requiring investigative reports by State Bureau of Investigation be provided to United States Attorney for Western District of Oklahoma upon request. Effective date.
1st Reading 440
2nd Reading 458

HB 1184 — By Morgan, et al, of the House and Ford of the Senate.

Insurance; setting interest rate per year for judgments if insured is prevailing party. Effective date.
1st Reading 497
2nd Reading 509
CR.....647
G.O., considered, passed.....678
Signed, to House.....678
4th Reading, to House 692
Approved May 23, 1985

HB 1185 — By Hooper.

Insurance; placing restrictions on annuity contracts; prohibiting waiver of surrender charge in certain circumstances. Effective date.
1st Reading 360
2nd Reading 374

HB 1187 — By Mentzer, et al, of the House and Cain of the Senate.

Poor persons; obtaining assistance by omission of certain information from reports, prohibiting. Effective date.
1st Reading 195
2nd Reading 224
CR.....374
G.O., considered, passed 552; 557
Signed, to House.....571
4th Reading, to House 628
Approved May 13, 1985

HB 1188 — By Glover, et al, of the House and Taliaferro, et al, of the Senate.

Criminal procedure; redesignating recipient of trust funds for restitution payments by convicted defendants to victims of crimes. Effective date.
1st Reading 497
2nd Reading 509
CR.....593
G.O., considered, passed.....619
Signed, to House.....619
4th Reading, to House 628
Approved May 13, 1985

HB 1189 — By Conaghan, et al, of the House and O'Connor of the Senate.

Public health and safety; authorizing removal of pituitary glands during autopsies; providing for donation of glands; prohibiting donation under certain circumstances. Emergency.
1st Reading 441
2nd Reading 458
CR.....657
G.O., considered, passed.....671
Signed, to House.....671
4th Reading, to House 678
Approved May 23, 1985

HB 1190 — By Anderson, et al, of the House and Watson of the Senate.

Animals; enacting Dog and Cat Sterilization Act. Operative date. Emergency.
1st Reading 497
2nd Reading 509
CR.....593

G.O., considered, passed.....694
ML; adopted.....698;737
WD; rereferred 737

HB 1191 — By Lawter, et al, of the House and McIntyre of the Senate.
Insurance; creating Own Risk Health and Accident Insurance Act. Effective date.
1st Reading 391
2nd Reading 413
CR.....647
G.O., considered, passed.....718
Signed, to House.....727
SAs rejected, conference requested, HCs named 749; 753
Conference granted, SCs named 751
CCR read.....817
CCR adopted, passed, to House.....827
4th Reading, to House 863
Vetoed, June 24, 1985

HB 1192 — By McCorkell of the House and Watson of the Senate.
Public finance; expanding list of emergencies for which expenditures from State Emergency Fund may be made. Emergency.
1st Reading 458
2nd Reading 479
CR.....554
G.O., considered, passed.....600
Signed, to House.....600
4th Reading, to House 605
4th Reading and signing rescinded.....673
3rd Reading vote reconsidered.....673
G.O., considered, passed.....703
Signed, to House.....714
4th Reading, to House 751
Approved May 31, 1985

HB 1193 — By Lewis, et al, of the House and Cate of the Senate.
Public health and safety; prohibiting issuance of landfill disposal site licenses for locations near occupied residences unless owners consent; providing closure requirements. Emergency.
1st Reading 415
2nd Reading 440
CR.....647
G.O., considered, failed 694; 707
ML; adopted.....708; 719
3rd Reading, passed.....720
Signed, to House.....727
4th Reading, to House 751
Approved May 29, 1985

HB 1195 — By Cotner of the House and Winn of the Senate.
Damages; defining products liability action; allowing defense of contributory negligence in products liability actions. Effective date.
1st Reading 415
2nd Reading 440

HB 1196 — By Cotner of the House and Winn of the Senate.
Children and schools; providing for residence of children for school purposes; providing for programs of residential care and service; modifying grants and contracts. Effective date. Emergency.
1st Reading 521
2nd Reading 528
CR.....614
G.O., considered, passed.....640
Signed, to House.....652
SAs rejected, conference requested, HCs named.....666
Conference granted, SCs named 666
CCR read.....925
CCR adopted, passed, to House.....929
4th Reading, to House 933
Approved July 30, 1985

HB 1197 — By Henshaw, et al, of the House and Green, et al, of the Senate.
Property; providing for powers of owners association; authorizing recovery of attorney's fees for prevailing party; allowing suit to be brought to enforce restrictions of land developments. Effective date.
1st Reading 415
2nd Reading 440
CR.....554
G.O., considered, passed.....755
Signed, to House.....767
SAs rejected, conference requested, HCs named 781; 783

Conference granted, SCs named 789
Died in Conference

HB 1198 — By Talley of the House and Watson of the Senate.

Public health and safety; providing procedures for approval of sewage disposal systems for residential developments; requiring approval of plans and plats. Effective date.
1st Reading 376
2nd Reading 391
CR.....593
G.O., considered, passed.....635
Signed, to House.....652
4th Reading, to House 931
Approved July 18, 1985

HB 1199 — By Haney, et al, of the House and Smith of the Senate.

State government; expressing legislative intent regarding relationship between state and indian tribal governments; mandating relationships between entities of state and indian tribal governments. Emergency.
1st Reading 320
2nd Reading 332
CR.....576

HB 1202 — By Patrick of the House and Dahl of the Senate.

Game and fish; authorizing Oklahoma Wildlife Conservation Commission to set color of clothing required for hunting. Effective date.
1st Reading 376
2nd Reading 391
CR.....576
G.O., considered, passed.....634
Signed, to House.....634
4th Reading, to House 661
Approved May 16, 1985

HB 1203 — By Riggs of the House and Howell of the Senate.

Torts; providing for access to medical records; disallowing communications be privileged; requiring copies be made available to parties. Effective date.
1st Reading 415
2nd Reading 440
CR.....647
G.O., considered, passed.....713
Signed, to House.....727
4th Reading, to House 863
Approved June 24, 1985

HB 1204 — By Riggs, et al, of the House and York of the Senate.

Public finance; providing procedures governing selection of depositories, deposit of funds and procedures; providing for security of funds and procedures; directing investment. Effective date.
1st Reading 287
2nd Reading 294

HB 1207 — By Harris (Ken), et al, of the House and Terrill of the Senate.

Revenue and taxation; modifying determination of adjusted gross income for certain retired persons and members of the Armed Forces of United States. Effective date.
1st Reading 333
2nd Reading 347

HB 1209 — By Mentzer, et al, of the House and Cain of the Senate.

Children and poor persons; providing for proceedings to establish paternity; modifying liability of father to support and educate child; providing for garnishee summons. Operative date. Emergency.
1st Reading 360
2nd Reading 374
CR.....554
G.O., considered, passed.....665
Signed, to House.....671
SAs rejected, conference requested, HCs named 708; 714
Conference granted, SCs named 717
CCR read.....925
CCR rejected 927
ML; adopted 931
CCR rejected, further conference requested 931
Further conference granted 940

2nd CCR read 952
2nd CCR adopted, passed, to House ...961
4th Reading, to House 968
Approved July 24, 1985

HB 1210 — By Rieger of the House and Lamb of the Senate.

Motor vehicles; providing for notification of person holding security interest in vehicle when abandoned vehicle is removed. Effective date.
1st Reading 259
2nd Reading 268

HB 1213 — By Duke, et al, of the House and Howell of the Senate.

Schools; modifying provisions concerning gifted and talented programs; increasing duties of department of education; providing implementation of gifted child education programs. Operative date. Emergency.
1st Reading 392
2nd Reading 413

HB 1216 — By Leftwich, et al, of the House and Johnson of the Senate.

Crimes and punishments; creating civil liability for criminal acts involving false or bogus orders as payment for labor; authorizing amount of damages recoverable. Effective date.
1st Reading 321
2nd Reading 332
CR 554
G.O., considered, passed.....652
Signed, to House.....662
4th Reading, to House 773
Approved June 7, 1985

HB 1218 — By Hooper, et al, of the House and Taliaferro, et al, of the Senate.

State government; creating State Personnel Interchange Program; administrator of Office of Personnel Management to establish programs; setting guidelines. Effective date.
1st Reading 392
2nd Reading 413
CR 632
G.O., considered, passed.....670
Signed, to House.....680
SAs rejected, conference requested, HCs named 720; 733
Conference granted, SCs named 727
CCR read.....855
CCR adopted, passed, to House.....856
4th Reading, to House 863
Approved June 24, 1985

HB 1219 — By Hobson of the House and Cate of the Senate.

Revenue and taxation; modifying various taxes. Effective date.
Joint Rule 17 suspended by Senate 433
1st Reading 656
2nd Reading 666
CR 723
G.O., considered, passed.....728
Signed, to House.....738
SAs rejected, conference requested, HCs named 749, 815
Conference granted, SC's named 751
CCR read.....832
CCR adopted, passed, ...835
ML; adopted 836; 843; 844
Vote reconsidered whereby CCR adopted 849
CCR rejected, further conference requested 849
Further conference granted 850
2nd CCR rejected, further conference requested 855
Further conference granted 855
3rd CCR read.....859
3rd CCR adopted, passed, to House....859
4th Reading, to House 863
Approved June 21, 1985

HB 1221 — By Holden of the House and Taliaferro of the Senate.

Commercial Code; increasing certain fees; providing for filing, continuation statements; providing for termination statement. Operative date. Emergency.
1st Reading 274
2nd Reading 277
CR 347
G.O., considered, passed.....558

Signed, to House.....571
SAs rejected, conference requested,
HCs named 631; 653
Conference granted, SCs named 634
Died in Conference

HB 1222 — By Ross, et al, of the House and McIntyre of the Senate.

Poor persons; providing for an income tax check off for indigent health care; creating Oklahoma Indigent Health Care Fund; providing for deposits and expenditures. Effective date.

1st Reading 510
2nd Reading 520
CR.....593
G.O., considered, passed.....738
Signed, to House.....756
SAs rejected, conference requested,
HCs named 791; 816
Conference granted, SCs named 818
CCR read.....908
CCR adopted, passed, to House.....913
4th Reading, to House 919
Approved July 16, 1985

HB 1223 — By Mentzer, et al, of the House and Rozell of the Senate.

Professions and occupations; prohibiting persons from collecting fees for medical diagnostic tests under certain conditions; allowing persons to raise affirmative defense. Effective date.

1st Reading 458
2nd Reading 479
CR.....577
WD; rereferred 656

HB 1224 — By Mentzer of the House and Cain of the Senate.

Poor persons; granting Department of Human Services authority to appoint campus police and juvenile officers; modifying areas where campus police are authorized. Emergency.

1st Reading 415
2nd Reading 440
CR.....554
G.O., considered, passed.....655
Signed, to House.....656
4th Reading, to House 661
Approved May 16, 1985

HB 1226 — By Hill of the House and Leonard of the Senate.

Revenue and taxation; modifying date for filing of financial statements and estimates by school districts. Emergency.

1st Reading 497
2nd Reading 509
CR.....576
WD; rereferred 685

HB 1227 — By Henry of the House and Taylor of the Senate.

Transfers of property; establishing Oklahoma Uniform Transfers to Minors Act. Effective date.

1st Reading 441
2nd Reading 458
CR.....647

HB 1229 — By Henry of the House and Taylor of the Senate.

Notaries public; creating Uniform Law on Notarial Acts. Effective date.

1st Reading 458
2nd Reading 479
CR.....647
G.O., considered, passed.....776
Signed, to House.....776
4th Reading, to House 785
Approved June 7, 1985

HB 1230 — By Henry of the House and Cain, et al, of the Senate.

Public health and safety; establishing Uniform Determination of Death Act. Effective date.

1st Reading 458
2nd Reading 479
CR.....648

HB 1234 — By Graves of the House and Howell of the Senate.

Schools; authorizing searches without warrant; setting procedures; prohibiting strip search without warrant.

1st Reading 480
2nd Reading 496
WD, referred 509
CR.....577
G.O., considered, passed.....620
Signed, to House.....628
SAs rejected, conference requested,
HCs named 676; 693
Conference granted, SCs named 678
Conferees unable to agree 964

HB 1240 — By Morgan.
Contracts; limiting liability of guarantor of continuing guaranty; restricting obligation of guarantors; providing for reduction of guarantor's obligation. Effective date.
1st Reading 510
2nd Reading 520

HB 1243 — By Riggs, et al, of the House and McIntyre, et al, of the Senate.
Definitions and general provisions; prohibiting housing discrimination; defining terms; authorizing injunctive relief; adding to powers and duties of Human Rights Commission.
1st Reading 441
2nd Reading 458
CR.....593
G.O., considered, passed.....753
ML; failed 754; 775
Signed, to House.....787
SAs rejected, conference requested,
HCs named.....893
Conference granted, SCs named 905
Conferees unable to agree 925
SAs rejected, conference requested,
HCs named.....927
Conference granted, SCs named 928
Conferees unable to agree 940
SAs rejected, conference requested,
HCs named.....945
Conference granted, SCs named 948
3rd CCR read.....958
3rd CCR adopted, passed, to House....963
4th Reading, to House 968
Approved July 23, 1985

HB 1244 — By Riggs, et al, of the House.
Children; providing for affidavits and accountings for monies, property and other things of value involved in adoption. Emergency.
1st Reading 392
2nd Reading 413

HB 1245 — By Lawter, et al, of the House.
Revenue and taxation; providing for tax on certain deeds, instruments or writings; modifying terms; providing for disclosing consideration; prohibiting recording without disclosure. Effective date.
1st Reading 441
2nd Reading 458

HB 1246 — By Hooper, et al, of the House and Taliaferro, et al, of the Senate.
Public libraries; restricting disclosure of certain records by libraries; providing exceptions. Effective date.
1st Reading 510
2nd Reading 520
CR.....576
G.O., considered, passed.....635
ML; expired.....635
Signed, to House.....676
4th Reading, to House 678
Approved May 23, 1985

HB 1247 — By Duckett of the House and Roberts, et al, of the Senate.
Mental health; enacting Oklahoma Comprehensive Mental Health Services for the Deaf and Hearing Impaired Act. Effective date.
1st Reading 510
2nd Reading 520
CR.....657
G.O., considered, passed.....703
Signed, to House.....714
SAs rejected, conference requested,
HCs named.....734
Conference granted, SCs named 739
Died in Conference

HB 1251 — By Virtue, et al, of the House and Winn, et al, of the Senate.
Insurance; requiring provisions in automobile liability insurance rate schedules or rating plans; requiring premium reductions for eligible persons; specifying approved instructors. Effective date.
1st Reading 480
2nd Reading 496
CR....647
G.O., considered, passed....704
Signed, to House....714
4th Reading, to House 763
Approved June 4, 1985

HB 1252 — By Gish of the House and Capps of the Senate.
Cities and towns, public finance and schools; providing for payment of invoices or accounts; authorizing issuance of warrants on warrant register. Effective date.
1st Reading 415
2nd Reading 440
CR....577
G.O., considered, passed....600
Signed, to House....608
4th Reading, to House 692
Approved May 23, 1985

HB 1253 — By Gish.
Revenue and taxation; adding snuff as tobacco products subject to taxes. Emergency.
Joint Rule 17
suspended by Senate 433

HB 1255 — By Smith.
Property; providing for ownership of water; prohibiting severing of natural waters from surface estate. Effective date.
1st Reading 458
2nd Reading 479

HB 1257 — By Grieser of the House and Cullison of the Senate.
Counties and county officers; authorizing membership in certain associations. Emergency.
1st Reading 376
2nd Reading 391
CR....529
G.O., considered, passed....551
Signed, to House....552
4th Reading, to House 558
Approved April 19, 1985

HB 1258 — By Widener of the House and Dahl of the Senate.
Agriculture; providing for violations; providing penalties; providing for prosecutions and warnings; providing for evidence; providing for duties of Attorney General. Effective date.
1st Reading 441
2nd Reading 458
CR....647
WD; rereferred 685

HB 1259 — By Murphy of the House and Cullison of the Senate.
Motor vehicles; increasing weight of parcels, packages or articles which may be carried by restricted parcel carrier; providing for issuance of revised certificates. Emergency.
1st Reading 349
2nd Reading 360
CR....539
G.O., considered, passed....633
Signed, to House....634
4th Reading, to House 661
Approved May 16, 1985

HB 1261 — By Craighead, et al, of the House and Watson, et al, of the Senate.
Crimes and punishments; making actions against children illegal; prohibiting restraining persons in places and practices; making it illegal to allow actions on premises. Effective date.
1st Reading 441
2nd Reading 458
CR....593
G.O., considered, passed....612
Signed, to House....612
4th Reading, to House 616
Approved May 9, 1985

HB 1262 — By Harbin, et al, of the House and Wright of the Senate.
Prisons and reformatories; parole time to cease running after issuance of warrant for

arrest by Department of Corrections. Emergency.
1st Reading 392
2nd Reading 413
CR.....593
G.O., considered, passed.....740
Signed, to House.....756
4th Reading, to House 793
Approved June 7, 1985

HB 1264 — By Holden of the House and Dawson of the Senate.

Governmental Tort Claims Act; providing actions brought pursuant to act Attorney General may defend agencies, officers, boards or commissions authorized to employ attorneys. Operative date. Emergency.
1st Reading 360
2nd Reading 374
CR.....648
G.O., considered, passed.....679
Signed, to House.....693
SAs rejected, conference requested,
HCs named 720; 733
Conference granted, SCs named 727
CCR read.....908
CCR adopted, passed, to House.....915
4th Reading, to House 919
Approved July 15, 1985

HB 1265 — By Holden of the House and Taliaferro of the Senate.

Fees; increasing fees collected by county clerks. Operative date. Emergency.
1st Reading 274
2nd Reading 277
CR.....391
G.O., considered, passed.....558
Signed, to House.....571
SAs rejected, conference requested,
HCs named 631; 653
Conference granted, SCs named 634
CCR read.....832
CCR adopted, passed, to House.....833
4th Reading, to House 839
Approved June 18, 1985

HB 1266 — By Lewis, et al, of the House and Sadler, et al, of the Senate.

Revenue and taxation; requiring county sales tax to be designated for certain purposes; providing procedures for designation. Emergency.
1st Reading 349
2nd Reading 360
CR.....457
G.O., considered, passed.....526
ML; expired.....527
Signed, to House.....558
SAs rejected, conference requested,
HCs named.....666
Conference granted, SCs named 671
CCR read.....811
CCR adopted, passed, to House.....821
4th Reading, to House 825
Approved June 18, 1985

HB 1267 — By Lewis, et al, of the House and Johnson of the Senate.

Professions and occupations; modifying Electrical License Act; providing for rules and regulations; adding to definitions. Effective date.
1st Reading 415
2nd Reading 440
CR.....577
G.O., considered, passed.....641
Signed, to House.....652
SAs rejected, conference requested,
HCs named 781; 783
Conference granted, SCs named 789
CCR read.....898
CCR adopted, passed, to House.....904
4th Reading, to House 919
Approved July 15, 1985

HB 1269 — By Morgan of the House and Dawson of the Senate.

Motor vehicles; making oil rig-up trucks to be considered as truck-tractors; defining semi-trailers. Effective date. Emergency.
1st Reading 497
2nd Reading 509
CR.....648
G.O., considered, passed.....671
ML; adopted.....671; 680
3rd Reading, passed.....683
Signed, to House.....693

SAs rejected, conference requested,
HCs named 749; 753
Conference granted, SCs named 751
CCR read.....925
CCR adopted, passed, to House.....926
4th Reading, to House 933
Approved July 23, 1985

HB 1270 — By Larason, et al, of the House and Cole of the Senate.

Schools; requiring return of textbooks or payment therefor; providing for rules; authorizing withholding of records of children. Emergency.

1st Reading 361
2nd Reading 374
CR.....614
G.O., considered, passed.....642
Signed, to House.....652
4th Reading, to House 678
Approved May 23, 1985

HB 1273 — By Stottlemyre, et al, of the House and Schuelein of the Senate.

Prisons and reformatories; eliminating subsistence allowance for certain wardens. Effective date.

1st Reading 415
2nd Reading 440
CR.....554
G.O., considered, passed.....601
Signed, to House.....601
4th Reading, to House 605
Approved May 9, 1985

HB 1276 — By Stottlemyre, et al, of the House and Schuelein of the Senate.

Schools; requiring Director of State Department of Corrections be administrative authority over certain schools. Effective date.

1st Reading 361
2nd Reading 374
CR.....478
G.O., considered, passed.....527
Signed, to House.....527
4th Reading, to House 531
Approved April 11, 1985

HB 1277 — By McKenna, et al, of the House and Taylor of the Senate.

Labor; defining employment in context of certain act; modifying exceptions; repealing residence requirements; modifying definition of public body. Effective date.

1st Reading 497
2nd Reading 509
CR.....626
G.O., considered, passed.....629
Signed, to House.....635
SAs rejected, conference requested,
HCs named.....653
Conference granted, SCs named 664
Conferees unable to agree 964

HB 1278 — By Roberts of the House and Schuelein of the Senate.

Fees; increasing marriage license fee; providing allocation. Effective date.

1st Reading 521
2nd Reading 528
CR.....632
G.O., considered, failed.....653
ML 653

HB 1279 — By Williams (Penny), et al, of the House and Shedrick of the Senate.

Schools and revenue and taxation; creating Oklahoma Teacher Incentive Act. Operative date. Emergency.

1st Reading 498
2nd Reading 509
CR.....632
G.O., considered, passed.....672
Signed, to House.....680
SAs rejected, conference requested,
HCs named 799; 816
Conference granted, SCs named 818
Died in conference

HB 1280 — By Williams (Penny), et al, of the House and Shedrick of the Senate.

Entering into and enacting Southern Regional Educational Compact with all states legally joining therein; setting out provisions of compact.

1st Reading 498
2nd Reading 509

CR.....577
G.O., considered, failed.....601
ML; adopted.....601; 620
3rd Reading, passed.....621
Signed, to House.....628
4th Reading, to House.....878
Approved June 28, 1985

HB 1281 — By Hooper of the House and Taliaferro, et al, of the Senate.

Public health and safety; modifying term synthetic controlled substance to include other substances; allowing distribution when authorized by Food and Drug Administration. Effective date. Emergency.

1st Reading.....442
2nd Reading.....458
WD, referred.....602
CR.....648
G.O., considered, passed.....741
Signed, to House.....756
SAs rejected, conference requested, HCs named.....771; 783
Conference granted, SCs named.....779
CCR read.....855
CCR adopted, passed, to House.....857
4th Reading, to House.....863
Approved June 24, 1985

HB 1282 — By Morgan, et al, of the House and Smith, et al, of the Senate.

Professions and occupations; enacting Oklahoma Security Guard and Private Investigator Act. Effective date.

1st Reading.....458
2nd Reading.....479
CR.....648
G.O., considered, passed.....741
Signed, to House.....756
SAs rejected, conference requested, HCs named.....823
Conference granted, SCs named.....826
CCR read.....976
CCR rejected, further conference requested.....977
Further conference granted.....979
Conferees unable to agree.....979

HB 1283 — By Adair of the House and Rozell of the Senate.

Schools; modifying salary payment of teachers upon exhausting sick leave. Operative date. Emergency.

1st Reading.....349
2nd Reading.....360
CR.....478
G.O., considered, passed.....518
Signed, to House.....519
4th Reading, to House.....525
Approved April 11, 1985

HB 1284 — By Adair, et al, of the House and Brown of the Senate.

Crimes and punishments; increasing and modifying penalties for committing defenses against officers of the law; defining term. Effective date.

1st Reading.....498
2nd Reading.....509
CR.....593
G.O., considered, failed.....612
ML; adopted.....613; 641

HB 1285 — By Davis (Frank), et al, of the House and Lamb of the Senate.

Fees; excepting instruments and mortgages exempt from real estate mortgage taxation from assessment of fee; requiring payment of certain tax by mortgagor. Effective date.

1st Reading.....442
2nd Reading.....458

HB 1289 — By McCorkell, et al, of the House and Taylor, et al, of the Senate.

Securities; creating Oklahoma Business Opportunity Sales Act. Effective date.

1st Reading.....498
2nd Reading.....509
CR.....539
G.O., considered, passed.....780
Signed, to House.....787
4th Reading, to House.....815
Approved June 13, 1985

HB 1291 — By Anderson, et al, of the House and Cain of the Senate.

Children; modifying persons and parties to whom relinquishment may be made. Operative date. Emergency.

1st Reading 480
2nd Reading 496
CR.....577
G.O., considered, passed.....583
Signed, to House.....592

HB 1293 — By Cozort, et al, of the House and Ford, et al, of the Senate.

Revenue and taxation; modifying method of assessment of certain property. Effective date.

1st Reading 361
2nd Reading 374
CR.....546
G.O., considered, passed.....622
Signed, to House.....622
4th Reading, to House 628
Approved May 14, 1985

HB 1295 — By Reimer, et al, of the House and Winn, et al, of the Senate.

State government and motor vehicles; providing for oil reclaimer and transportation of hydrocarbons; providing powers and duties of State Bureau of Investigation. Effective date.

1st Reading 498
2nd Reading 509
CR.....565
G.O., considered, passed.....582
Signed, to House.....592
SAs rejected, conference requested,
HCs named.....666
Conference granted, SCs named 666
CCR read.....855
CCR adopted, passed, to House.....857
4th Reading, to House 863
Approved June 24, 1985

HB 1296 — By Davis (Guy), et al, of the House and Stipe, et al, of the Senate.

Labor; modifying limitation to applicability of prevailing wage requirement; modifying and adding powers and duties of Commissioner of Labor. Effective date.

1st Reading 321
2nd Reading 332
CR.....539
G.O., considered, passed.....544
Signed, to House.....551
SAs rejected, conference requested,
HCs named 564; 575
Conference granted, SCs named 565
SCs appointed 575
CCR read.....590
CCR adopted, passed, to House.....590
4th Reading, to House 592
Approved April 24, 1985

HB 1299 — By Kincheloe, et al, of the House and Watson of the Senate.

Schools; providing for curriculum examinations for teachers; requiring teachers to take examinations before being certified in subject area. Effective date.

1st Reading 361
2nd Reading 375
CR.....478
G.O., considered, passed.....517
ML; tabled.....517; 528
Signed, to House.....533
SAs rejected, conference requested,
HCs named 564; 584
Conference granted, SCs named 567
CCR read.....618
CCR adopted, passed, to House.....720
4th Reading, to House 725
Approved May 29, 1985

HB 1300 — By Kincheloe of the House and Cole, et al, of the Senate.

Motor vehicles; exempting persons sixty-five years of age or older from renewal fees for identification licenses. Effective date.

1st Reading 361
2nd Reading 375
CR.....648
G.O., considered.....671

HB 1301 — By Stottlemyre of the House and York of the Senate.

Blind persons; prohibiting denying or interfering with admittance to or enjoyment of public facility or otherwise interfering with rights of totally or partially blind person. Effective date.

1st Reading 361
2nd Reading 375

CR.....554
WD; rereferred.....663

HB 1302 — By Stottlemyre, et al, of the House and Johnson of the Senate.

Children; relating to juvenile records; providing for confidentiality; providing for availability of records to Department of Corrections if individual incarcerated. Emergency.
1st Reading.....392
2nd Reading.....413
CR.....648
G.O., considered, passed.....726
Signed, to House.....738
4th Reading, to House.....773
Approved June 7, 1985

HB 1303 — By Harris (Ken) of the House and Roberts of the Senate.

Motor vehicles; creating Nonresident Violator Compact. Effective date.
1st Reading.....498
2nd Reading.....509
CR.....593
G.O., considered, passed.....636
Signed, to House.....636
4th Reading, to House.....661
Approved May 16, 1985

HB 1305 — By Abbott of the House and Floyd of the Senate.

Public finance; authorizing payroll deductions to include payment of insurance premiums due private insurance organizations with certain number of state or public employees participating.
1st Reading.....442
2nd Reading.....458
CR.....539
G.O., considered, failed.....552
ML; time extended.....553; 587

HB 1306 — By Abbott of the House and Floyd of the Senate.

Insurance; providing for limited insurance representative licenses for certain types of insurance and exempting said licenses from written examination requirements. Effective date.
1st Reading.....499
2nd Reading.....509
CR.....577

HB 1308 — By Riggs, et al, of the House and Cain, et al, of the Senate.

Children; providing for parental rights of persons; modifying list of persons who are required to consent to adoption; providing for termination of parental rights. Operative date.
1st Reading.....459
2nd Reading.....479
CR.....648
G.O., considered, passed.....765
Signed, to House.....775
SAs rejected, conference requested, HCs named.....791; 816
Conference granted, SCs named.....818
CCR read.....939
CCR adopted, passed, to House.....943
4th Reading, to House.....955
Approved July 30, 1985

HB 1309 — By Graves of the House and Pierce of the Senate.

Probate procedure; clarifying language; providing for inventory and appraisement of estates in situations; providing for investments. Effective date.
1st Reading.....392
2nd Reading.....414
CR.....657
G.O., considered, passed.....704
Signed, to House.....714
SAs rejected, conference requested, HCs named.....734
Conference granted, SCs named.....739
CCR read.....870
CCR adopted, passed, to House.....873
4th Reading, to House.....878
Approved June 28, 1985

HB 1311 — By Hobson of the House and Cate of the Senate.

Mental health; providing for admittance of informal patients; providing procedures;

providing for release; requiring information be provided to patient. Effective date.
1st Reading 349
2nd Reading 360
CR.....478
G.O., considered, passed.....674
Signed, to House.....680
4th Reading, to House 737
Approved May 31, 1985

HB 1312 — By Hobson, et al, of the House and McCune of the Senate.

Crimes and punishments; providing for assault and battery against employees of Department of Corrections; providing penalty. Effective date.
1st Reading 333
2nd Reading 347
CR.....593
G.O., considered, passed.....613
Signed, to House.....618
4th Reading, to House 670
Approved May 20, 1985

HB 1318 — By Hale of the House and Dahl, et al, of the Senate.

Workers' compensation; stating procedures for determining reasonable fees for hospital charges and medical and surgical fees; providing for transfer of funds. Effective dates. Emergency.
1st Reading 521
2nd Reading 528
CR.....632
WD; rereferred 633

HB 1323 — By Benson of the House and Cate, et al, of the Senate.

Officers; modifying definition of public trust for purposes of Governmental Tort Claims Act to include hospitals operating under trust authority. Operative date. Emergency.
1st Reading 415
2nd Reading 440

HB 1326 — By Smith, et al, of the House and Landis, et al, of the Senate.

Prisons and reformatories; authorizing courts to dismiss frivolous or malicious actions; authorizing use of money from inmate accounts; requiring exhausting administrative remedies. Effective date.
1st Reading 392
2nd Reading 414
CR.....554
G.O., considered, passed.....613
Signed, to House.....613
4th Reading, to House 616
Approved May 9, 1985

HB 1327 — By Hobson, et al, of the House and McCune, et al, of the Senate.

Crimes and punishments; prohibiting unauthorized entries into correctional facilities, places, or grounds; providing penalties. Effective date.
1st Reading 333
2nd Reading 347
CR.....647
G.O., considered, passed.....673
Signed, to House.....673
4th Reading, to House 678
Approved May 23, 1985

HB 1328 — By Easley, et al, of the House and Brown, et al, of the Senate.

Motor vehicles; creating Oklahoma Mandatory Seat Belt Use Act. Effective date.
1st Reading 521
2nd Reading 528
CR.....648
G.O., considered, passed.....714
Signed, to House.....727
4th Reading, to House 773
Approved June 4, 1985

HB 1329 — By Monks, et al, of the House and Roberts, et al, of the Senate.

State government; prescribing minimum salaries of certified teachers employed in classified service of state. Operative date. Emergency.
1st Reading 361
2nd Reading 375
CR.....478
G.O., considered, passed.....755
ML; expired.....756
Signed, to House.....784

4th Reading, to House 785
Vetoed, June 10, 1985

HB 1331 — By Kincheloe, et al, of the House and Cole of the Senate.

Revenue and taxation; requiring Tax Commission to mail notice of availability of information to municipalities; allowing exchange of information; requiring confidentiality. Effective date.
1st Reading 376
2nd Reading 391
CR 577
G.O., considered, passed 602
Signed, to House 608
4th Reading, to House 678
Approved May 24, 1985

HB 1332 — By Davis (Frank), et al, of the House and Choate of the Senate.

Criminal procedure; authorizing judicial determination actions relating to justifiable homicide; limiting actions; barring actions after determination. Emergency.
1st Reading 333
2nd Reading 347

HB 1334 — By Davis (Frank) of the House and Lamb of the Senate.

Motor vehicles; requiring information from insurance verification forms to be provided after motor vehicle accident; requiring aid to be rendered; requiring written notice. Effective date.
1st Reading 416
2nd Reading 440
CR 602
G.O., considered, failed 642
ML; adopted 643; 672
G.O., considered, passed 768
Signed, to House 769
4th Reading, to House 773
Approved June 7, 1985

HB 1335 — By Kelly of the House and Roberts of the Senate.

Militia; prohibiting loss of status or efficiency ratings for certain military personnel on active service; limiting loss of pay. Effective date.
1st Reading 480
2nd Reading 496
CR 632

HB 1336 — By Kelly, et al, of the House and Floyd of the Senate.

Roads, bridges and ferries; requiring county engineering services be provided within certain time limit; providing for employment of county engineers. Effective date.
1st Reading 499
2nd Reading 509
CR 648

HB 1338 — By Glover of the House and Taliaferro of the Senate.

Counties and county officers; exempting fuel purchases from bidding procedures under certain circumstances. Effective date.
1st Reading 521
2nd Reading 528
CR 632
G.O., considered, passed 654
Signed, to House 662
SAs rejected, conference requested,
HCs named 771; 783
Conference granted, SCs named 779
CCR read 958
CCR adopted, passed, to House 958
4th Reading, to House 966
Approved July 24, 1985

HB 1339 — By Benson of the House and Boatner of the Senate.

Banks and trust companies; expanding powers of State Banking Board and Banking Commissioner; providing for review of final orders; expanding cause of removal of personnel. Emergency.
1st Reading 459
2nd Reading 479
CR 614
G.O., considered, passed 642
ML; expired 642
Signed, to House 680
SAs rejected, conference requested,
HCs named 708; 714
Conference granted, SCs named 717

CCR read.....791
CCR adopted, passed, to House.....819
4th Reading, to House 825
Approved June 18, 1985

HB 1340 — By Grieser of the House and Winn of the Senate.

Counties and county officers; creating County Financial Management Act. Effective date.

1st Reading 480
2nd Reading 496

HB 1342 — By Glover, et al, of the House and Taliaferro, et al, of the Senate.

Property; providing exceptions to Uniform Disposition of Unclaimed Property Act for business associations. Emergency.

1st Reading 480
2nd Reading 496
CR.....565
G.O., considered, passed.....742
Signed, to House.....756
4th Reading, to House 785
Approved June 10, 1985

HB 1345 — By Davis (Frank) of the House and Smith of the Senate.

Civil procedure; modifying provisions for interest on judgments of courts of record to include provision for prejudgment interest on liens against property. Effective date.

1st Reading 459
2nd Reading 479
CR.....593
G.O., considered, passed.....673
Signed, to House.....680
SAs rejected, conference requested,
HCs named 850; 862
Conference granted, SCs named 873
CCR read.....908
CCR adopted, passed, to House.....916
4th Reading, to House 919
Approved July 15, 1985

HB 1349 — By Monks, et al, of the House and Rozell of the Senate.

Motor vehicles; requiring persons registering or licensing motor vehicle to demonstrate payment of or exemption from personal property taxes. Effective date.

1st Reading 376
2nd Reading 391

HB 1352 — By Harbin of the House and Stipe of the Senate.

State government; authorizing certain payments by Department of Tourism and Recreation in advance; authorizing collection of registration fees. Effective date.

1st Reading 362
2nd Reading 375

HB 1353 — By Anderson, et al, of the House and Wright, et al, of the Senate.

Criminal procedure; creating Domestic Abuse Reporting Act. Effective date.

1st Reading 510
2nd Reading 520
CR.....593
G.O., considered, passed 758; 760
Signed, to House.....767

HB 1354 — By Williams (Penny), et al, of the House and Randle of the Senate.

Revenue and taxation; providing procedures for collection of state sales tax by vendors; increasing penalties for failure to collect; providing exception. Emergency.

1st Reading 480
2nd Reading 496

HB 1355 — By Williams (Penny), et al, of the House and Hopkins, et al, of the Senate.

Revenue and taxation; providing additional homestead exemptions for certain persons; modifying criteria for eligibility. Effective date.

1st Reading 499
2nd Reading 509
CR.....632
G.O., considered, passed.....655
Signed, to House.....662
SAs rejected, conference requested,
HCs named 749; 753
Conference granted, SCs named 751
CCR read.....976

Motion to adopt CCR tabled.....982
CCR rejected, further conference requested 982
Further conference granted.....984
Conferees unable to agree.....984

HB 1357 — By Leftwich of the House and Dawson of the Senate.

State government; providing for procedures when Governor is unable to discharge duties of office. Emergency.
Joint Rule 17 suspended by Senate.....484
1st Reading 521
2nd Reading 528
CR.....546
G.O., considered, passed.....584
Signed, to House.....589
4th Reading, to House 725
Approved May 28, 1985

HB 1358 — By Leftwich, et al, of the House and Combs of the Senate.

Professions and occupations; creating Alarm Industry Act. Effective date.
1st Reading 362
2nd Reading 375
CR.....614
G.O., considered, passed.....769
Signed, to House.....775
SAs rejected, conference requested, HCs named 834; 849
Conference granted, SCs named 850
CCR read.....882
CCR adopted, passed, to House.....885
4th Reading, to House 899
Approved July 8, 1985

HB 1360 — By Haney of the House and Dawson of the Senate.

Militia; providing for Oklahoma State Guard; adding another class to state militia; authorizing defense of officers, enlisted persons and soldiers; providing for costs. Effective date.
1st Reading 499
2nd Reading 509
CR.....565
G.O., considered, passed.....674
Signed, to House.....674
4th Reading, to House 678
Approved May 24, 1985

HB 1361 — By Talley of the House and Watson of the Senate.

State government; providing for community action agencies; designating recipient of community services block grant funds; specifying use and purpose; designating agencies. Effective date.
1st Reading 480
2nd Reading 496
WD, referred 533
CR.....593
G.O., considered, passed.....643
Signed, to House.....652
SAs rejected, conference requested, HCs named 676; 678
Conference granted, SCs named 678
CCR read.....771
CCR adopted, passed, to House.....822
4th Reading, to House 825
Approved June 18, 1985

HB 1363 — By Benson, et al, of the House and Johnson, et al, of the Senate.

Crimes and punishments; modifying procedures for review of death penalty cases; requiring court reporter to prepare transcripts within certain period of time. Emergency.
1st Reading 499
2nd Reading 509
CR.....648
G.O., considered.....763

HB 1364 — By Holden of the House and Terrill of the Senate.

Insurance; amending Agents Licensing Act; providing for categories and lines of insurance; providing for use of vending machines; providing for contents and terms of licenses. Effective date.
1st Reading 499
2nd Reading 509
CR.....577
G.O., considered, passed.....623
Signed, to House.....628

SAs rejected, conference requested,
HCs named 720; 733
Conference granted, SCs named 727
CCR read.....908
CCR adopted, passed, to House.....915
4th Reading, to House 919
Approved July 15, 1985

HB 1365 — By Kincheloe of the House and Watson, et al, of the Senate.

Civil procedure; providing for modification of divorce decree concerning alimony payments; making certain subsection prospective and retrospective in certain instances. Effective date.

1st Reading 376
2nd Reading 391
CR.....554
G.O., considered, passed.....613
Signed, to House.....618
SAs rejected, conference requested,
HCs named 625; 653
Conference granted, SCs named 627
CCR read.....855
CCR adopted, passed, to House.....856
4th Reading, to House 863
Approved June 24, 1985

HB 1367 — By Converse.

Mental health; authorizing court to make recommitment determinations from certain sworn statements; authorizing statement to be prima facie evidence. Effective date.

1st Reading 521
2nd Reading 528

HB 1368 — By Benson, et al, of the House and Roberts, et al, of the Senate.

Criminal justice system; modifying provisions relating to criminal justice; requiring certification as child to be commenced within certain time; providing statute of limitations. Effective date.

1st Reading 442
2nd Reading 458
CR.....593
G.O., considered, passed.....662
Signed, to House.....671
4th Reading, to House 725
Approved May 28, 1985

HB 1369 — By Kelly, et al, of the House and McCune, et al, of the Senate.

Public health and safety; requiring physicians to provide reports concerning birth defects or cancer; specifying type of birth defect to be reported; specifying information to be provided. Effective date.

1st Reading 510
2nd Reading 520
CR.....593
G.O., considered, passed.....622
Signed, to House.....622
4th Reading, to House 628
Approved May 13, 1985

HB 1370 — By McCorkell, et al, of the House and Randle, et al, of the Senate.

Public health and safety; modifying Interagency Child Abuse Prevention Task Force; creating Child Abuse Prevention Fund; providing appropriation; redefining term. Effective date.

1st Reading 459
2nd Reading 479
CR.....626
G.O., considered, passed.....717
Signed, to House.....727
SAs rejected, conference requested,
HCs named.....749
Conference granted, SCs named 751
SCs changed to GCCA 776
HCs changed to GCCA 777
CCR read.....965
CCR adopted, passed, to House.....970
4th Reading, to House 977
Approved July 24, 1985

HB 1372 — By Riggs of the House and Cain of the Senate.

Children; providing for questioning of children; providing for counsel; providing for prosecution by District Attorney; prohibiting District Attorney to be guardian ad litem. Operative date.

1st Reading 459
2nd Reading 479
CR.....593
G.O., considered, passed.....780
Signed, to House.....787

SAs rejected, conference requested,
HCs named 834; 849
Conference granted, SCs named 850
CCR read.....943
CCR adopted, passed, to House.....945
4th Reading, to House 955
Approved July 25, 1985

HB 1373 — By Riggs of the House and Hopkins of the Senate.

Counties and county officers; authorizing creation of municipal planning commissions within Metropolitan Area Planning Commission; modifying membership of Metropolitan Commission. Effective date.
1st Reading 416
2nd Reading 440
CR.....529
G.O., considered, passed.....545
Signed, to House.....545
4th Reading, to House 550
Approved April 19, 1985

HB 1375 — By Lewis, et al, of the House and Rhodes of the Senate.

Roads, bridges and ferries; modifying provisions dealing with county engineers; providing for agreements; modifying responsibilities of department; providing for accomplishment plans. Effective date.
1st Reading 499
2nd Reading 509
CR.....657
WD; rereferred 761

HB 1380 — By Morgan, et al, of the House and Rozell of the Senate.

Motor vehicles; providing for reporting of load capacity violations; modifying penalty; providing procedures; authorizing plea bargaining; making officers peace officers of state. Effective date. Emergency.
1st Reading 522
2nd Reading 528
CR.....657
G.O., considered, passed.....718
Signed, to House.....727
4th Reading, to House 763
Approved June 4, 1985

HB 1382 — By Abbott, et al, of the House and Dennis, et al, of the Senate.

State government; modifying provisions of Oklahoma Public Employees Retirement System; changing membership of board of trustees; increasing benefits. Emergency.
1st Reading 443
2nd Reading 458
CR.....647
G.O., considered, passed.....679
Signed, to House.....693
SAs rejected, conference requested,
HCs named 733; 749
Conference granted, SCs named 739
HCs changed.....927
SCs changed 928
CCR read.....939
CCR adopted, passed, to House.....957
4th Reading, to House 966
Approved July 24, 1985

HB 1383 — By Brewster of the House and Taliaferro of the Senate.

Property; making mineral interests subject to escheat and presumed to be abandoned; providing conditions; making interests subject to orders, rules and regulations. Effective date.
1st Reading 376
2nd Reading 391
CR.....647
G.O., considered, passed.....682
Signed, to House.....682
4th Reading, to House 692
Approved May 23, 1985

HB 1384 — By Brewster, et al, of the House and Floyd of the Senate.

Oklahoma Open Meeting Act; prohibiting executive sessions; providing for and expanding exceptions. Effective date.
1st Reading 522
2nd Reading 528
CR.....577
G.O., considered, passed.....680
Signed, to House.....693
SAs rejected, conference requested,
HCs named 799; 816
Conference granted, SCs named 818

CCR read.....882
CCR adopted, passed, to House.....886
4th Reading, to House 899
Approved July 8, 1985

HB 1386 — By Hooper, et al, of the House and Johnson, et al, of the Senate.

Professions and occupations; continuing Polygraph Examiners Board; transferring certain duties to Council on Law Enforcement Education and Training. Operative date. Emergency.
1st Reading 499
2nd Reading 509
CR.....577
G.O., considered, passed.....756
ML; expired.....757
Signed, to House.....787
4th Reading, to House 863
Approved June 24, 1985

HB 1387 — By Hooper of the House and Taliaferro, et al, of the Senate.

Missing children; providing for confidentiality of records; requiring State Commissioner of Health to establish notification system for identifying children; providing for forms. Operative date. Emergency.
1st Reading 510
2nd Reading 520
CR.....593
G.O., considered, passed.....683
Signed, to House.....683
4th Reading, to House 692
Approved May 23, 1985

HB 1388 — By Hooper of the House and Smith of the Senate.

Professions and occupations; modifying provisions relating to bail bondsmen and runners and bond forfeiture; restricting number of personnel; authorizing suspension of licenses. Effective date.
1st Reading 522
2nd Reading 528
CR.....648
G.O., considered, passed.....742
Signed, to House.....756
SAs rejected, conference requested, HCs named 771; 783
Conference granted, SCs named 779
Conferees unable to agree 964

HB 1389 — By Hooper of the House and Randle of the Senate.

Motor vehicles; providing for emission control equipment; providing for inspections; providing for correction of defects; providing for reinspection; providing for appeals. Emergency.'
1st Reading 480
2nd Reading 496
CR.....657
G.O., considered, passed 776; 781
Signed, to House.....787
4th Reading, to House 815
Approved June 13, 1985

HB 1393 — By McCorkell, et al, of the House and Johnson of the Senate.

Motor vehicles; providing for special design of operators' licenses for persons under twenty-one years of age; providing for replacement licenses; restricting tinted windows. Effective dates.
1st Reading 443
2nd Reading 458
CR.....632
G.O., considered, passed.....682
ML; expired.....683
Signed, to House.....738
SAs rejected, conference requested.....771
Conference granted, SCs named 771
To GCCA 783
SCs changed to GCCA 789
Withdrawn from GCCA; SCs named.....799; 801
HCs named.....816
CCR read.....939
Considered and deferred 940
CCR rejected, further conference requested 949
Instructions to conferees; amended.....949; 966
Further conference granted 952
2nd CCR rejected, further conference requested 958
Further conference granted 967
3rd CCR read.....976

3rd CCR adopted, passed, to House....976
4th Reading, to House 979
Approved July 30, 1985

HB 1394 — By Grieser, et al, of the House and Taliaferro of the Senate.

Counties and county officers; designating State Auditor and Inspector as county road and bridge inventory officer; providing for inventory and identification system. Operative date. Emergency.

1st Reading 376
2nd Reading 391
CR.....632
G.O., considered, passed 684; 686
ML; expired.....686
Signed, to House.....735
4th Reading, to House 737
Approved May 31, 1985

HB 1396 — By Vanatta of the House and Roberts of the Senate.

Roads, bridges and ferries; abolishing Oklahoma Turnpike Authority; transferring powers and duties to Department of Transportation; prohibiting additional turnpikes. Effective date.

1st Reading 499
2nd Reading 509

HB 1398 — By Glover of the House and Giles of the Senate.

Mines and mining; providing confidentiality in filing complaints; requiring payment of fee for transfer of permit. Emergency.

1st Reading 511
2nd Reading 520
CR.....648
G.O., considered, passed.....684
Signed, to House.....693
4th Reading, to House 960
Approved July 30, 1985

HB 1399 — By Henry.

Securities; requiring registration statements for securities; providing for fees and contents; modifying rule-making authority of administrator concerning registration statements. Effective date.

1st Reading 511
2nd Reading 520

HB 1404 — By Thompson, et al, of the House and Cate of the Senate.

Mental health; redesignating facilities under jurisdiction of Department of Mental Health; renaming facilities; providing for Phil Smalley Children and Youth Center. Operative date. Emergency.

1st Reading 522
2nd Reading 528
CR.....593
G.O., considered, passed.....685
Signed, to House.....693
SAs rejected, conference requested,
HCs named 733; 749
Conference granted, SCs named 739
CCR read.....882
CCR adopted, passed, to House.....894
4th Reading, to House 900
Approved July 8, 1985

HB 1405 — By Harbin, et al, of the House and Johnson of the Senate.

Intoxicating liquors; prohibiting persons under age of majority in areas of premises of holders of licenses to sell nonintoxicating beverages for on-premises consumption, with exception. Effective date.

1st Reading 349
2nd Reading 360
CR.....647
G.O., considered, passed.....777
Signed, to House.....787
4th Reading, to House 825
Approved June 18, 1985

HB 1406 — By Johnson (Glen) of the House and Dawson of the Senate.

Cities and towns; modifying filing requirements relating to resolutions; decreasing number of places volumes need be deposited; providing for judicial notice. Effective date.

1st Reading 499
2nd Reading 509
CR.....593
G.O., considered, passed.....685

Signed, to House.....685
4th Reading, to House 692
Approved May 23, 1985

HB 1407 — By Johnson (Glen) of the House and Dawson of the Senate.

Relating to Office of Secretary of State; prohibiting use of certain names; reducing number of instruments required for filing with Secretary of State; deleting notification requirement. Effective date.

1st Reading 500
2nd Reading 509
CR.....648
G.O., considered, passed.....686
Signed, to House.....693
SAs rejected, conference requested,
HCs named 780; 783
Conference granted, SCs named 779
CCR read.....870
CCR adopted, passed, to House.....882
4th Reading, to House 899
Approved July 8, 1985

HB 1408 — By Davis (Frank) of the House and Smith of the Senate.

Civil procedure; providing for issuance, form and service of summons and subpoenas; modifying procedure for service of summons. Effective date.

1st Reading 416
2nd Reading 440
CR.....648
G.O., considered, passed.....743
Signed, to House.....756
SAs rejected, conference requested,
HCs named 850; 862
Conference granted, SCs named 873
CCR read.....958
CCR adopted, passed, to House.....962
4th Reading, to House 968
Approved July 22, 1985

HB 1409 — By Davis (Guy) of the House and York of the Senate.

Motor vehicles; modifying provisions of Motor Vehicle License and Registration Act; providing for commercial license plates; modifying fees; specifying types of vehicles eligible. Operative date. Emergency.

Joint Rule 17 suspended
by Senate.....433

HB 1411 — By Morris, et al, of the House and Cate of the Senate.

Public finance; providing for exemption from Sections 41.5a through 41.5g of Title 62 for state educational institutions included within Oklahoma State System of Higher Education. Emergency.

1st Reading 480
2nd Reading 496
WD; referred.....509

HB 1416 — By Brewster.

Revenue and taxation; providing for county sales tax with limitation; providing for county sales tax for specific purpose. Emergency.

Joint Rule 17 suspended
by Senate.....433

HB 1418 — By Holden of the House and Dawson of the Senate.

Officers; abolishing liability of state, political subdivisions and employees for torts; adopting doctrine of sovereign immunity; abolishing waiver of immunity. Emergency.

1st Reading 500
2nd Reading 509

HB 1419 — By Holden of the House and Luton of the Senate.

Insurance; modifying provisions of annual tax on insurance premiums; applying tax to both domestic and foreign companies; increasing appointment fee for agents. Emergency.

1st Reading 308
2nd Reading 320
CR.....626
G.O., considered, passed.....752
Signed, to House.....767

HB 1422 — By Riggs, et al, of the House and Winn of the Senate.

Roads, bridges and ferries; relating to County Road Machinery and Equipment Re-

volving Fund; requiring equipment delivery within specified time period; providing for lease-purchase. Effective date.
1st Reading 376
2nd Reading 391
CR.....632
G.O., considered, passed.....686
Signed, to House.....693

HB 1424 — By Holden of the House and Terrill of the Senate.

Insurance; modifying definition of public records; modifying penalties; modifying provisions dealing with authority to transact business; modifying fees. Emergency.
1st Reading 511
2nd Reading 520
CR.....626
G.O., considered, passed.....629
Signed, to House.....635
SAs rejected, conference requested, HCs named 781; 783
Conference granted, SCs named 789
CCR read.....939
CCR adopted, passed, to House.....942
4th Reading, to House 955
Approved July 29, 1985

HB 1425 — By Adair.

Schools; prohibiting nepotism in school districts; providing exceptions. Operative date. Emergency.
1st Reading 459
2nd Reading 479

HB 1426 — By Adair, et al, of the House and Schuelein of the Senate.

Public health; exempting certain room and board homes from Room and Board Home Care Act; making certain employees liable; modifying standards for homes. Emergency.
1st Reading 511
2nd Reading 520
CR.....657
G.O., considered, passed.....742
Signed, to House.....756
4th Reading, to House 785
Approved June 7, 1985

HB 1428 — By Gish, et al, of the House and Cate of the Senate.

Revenue and taxation; modifying tax on insurance premiums; modifying provisions of Motor Vehicle License and Registration Act; increasing excise taxes; modifying tobacco taxes. Operative dates. Emergency.
Joint Rule 17 suspended by Senate 433
1st Reading 807
2nd Reading 823
CR.....833
G.O., considered, passed.....843
Signed, to House.....848
SAs rejected, conference requested, HCs named.....877
Conference granted, SCs named 877
CCR read.....877
CCR adopted, passed, to House.....877
4th Reading, to House 879
Approved June 28, 1985

HB 1431 — By Abbott of the House and Dennis, et al, of the Senate.

Cities and towns; providing credit for military service for members of Police Pension and Retirement System; providing for benefit increase. Emergency.
1st Reading 362
2nd Reading 375
CR.....648
G.O., considered, passed.....743
Signed, to House.....756
SAs rejected, conference requested, HCs named 771; 783
Conference granted, SCs named 779
CCR read.....896
CCR adopted, passed, to House.....896
4th Reading, to House 900
Approved July 8, 1985

HB 1432 — By Abbott of the House and Dennis, et al, of the Senate.

Motor vehicles; adding provisions to Oklahoma Law Enforcement Retirement System; exempting benefits from taxes and process; providing credit for military service. Emergency.
1st Reading 362
2nd Reading 375

CR....648
G.O., considered, passed....744
Signed, to House....756
SAs rejected, conference requested, HCs named....771; 783
Conference granted, SCs named....779
CCR read....888
CCR adopted, passed, to House....896
4th Reading, to House....900
Vetoed, July 8, 1985

HB 1433 — By Abbott of the House and Dennis, et al, of the Senate.

Cities and towns; providing for pensions of volunteer firefighters; modifying calculation of pension; providing credit for military service; providing increase in benefits. Emergency.

1st Reading....362
2nd Reading....375
CR....648
G.O., considered, passed....744
Signed, to House....756
SAs rejected, conference requested, HCs named....771; 783
Conference granted, SCs named....779
CCR read....888
CCR adopted, passed, to House....896
4th Reading, to House....900
Approved July 8, 1985

HB 1434 — By McCorkell of the House and Roberts of the Senate.

Children; providing for finality of orders for certification of individual as child in criminal case. Effective date.

1st Reading....392
2nd Reading....414
CR....529
G.O., considered, passed....537
Signed, to House....542
4th Reading, to House....966
Approved July 22, 1985

HB 1436 — By Lewis, et al, of the House and Stipe of the Senate.

Roads, bridges and ferries; authorizing application of waste oils upon streets and roads; requiring authorization. Emergency.

1st Reading....350
2nd Reading....360
CR....647
G.O., considered, passed....746
Signed, to House....756
SAs rejected, conference requested, HCs named....781; 783
Conference granted, SCs named....789
CCR read....965
CCR adopted, passed, to House....965
4th Reading, to House....973
Approved July 30, 1985

HB 1437 — By Lewis of the House and Cate of the Senate.

Public finance; converting certain funds into accounts within Human Services Fund; deleting requirement for holding certain federal monies in special account; modifying claims action. Effective date. Emergency.

1st Reading....303
2nd Reading....307
CR....632
G.O., considered, passed....747
Signed, to House....756
SAs rejected, conference requested, HCs named....791; 816
Conference granted, SCs named....818
CCR read....952
CCR rejected, further conference requested....977
Further conference granted....977
2nd CCR rejected, further conference requested....981
Further conference granted....981
Bill died in House

HB 1442 — By Henry, et al, of the House and Taylor, et al, of the Senate.

Revenue and taxation; providing for certain income tax credits; defining terms; providing for investment; authorizing regulation. Effective date.

1st Reading....511
2nd Reading....520
CR....648
G.O., considered, passed....775
Signed, to House....787
SAs rejected, conference requested, HCs named....799; 816; 904

Conference granted, SCs named 818
CCR read.....952
CCR rejected, further conference requested 960
Further conference granted.....966
2nd CCR read 979
2nd CCR rejected, further conference requested 980
Further conference granted.....984
Conferees unable to agree 984

HB 1444 — By Hooper of the House and Taliaferro of the Senate.

Water and water rights; exempting applicability of provisions to certain entities; providing for determination of county commissioners; authorizing creation of districts. Effective date.

1st Reading 500
2nd Reading 509
CR.....593
G.O., considered, passed.....758
Signed, to House.....759
4th Reading, to House 763
Vetoed, June 5, 1985

HB 1446 — By Reimer of the House and York of the Senate.

State government; providing for indemnity insurance for judgments based on licensing authority; expanding duties of risk management program; authorizing purchase of insurance. Emergency.

1st Reading 416
2nd Reading 440
CR.....647
G.O., considered, passed.....705
Signed, to House.....705
4th Reading, to House 711
Approved May 28, 1985

HB 1448 — By Morgan.

State government; providing for reimbursements made pursuant to State Travel Reimbursement Act; requiring reimbursements be made within time limitation. Effective date.

1st Reading 500
2nd Reading 509

HB 1454 — By Talley of the House and Giles of the Senate.

Motor vehicles; exempting certain traffic-control devices from conforming to state manual and specifications. Effective date.

1st Reading 392
2nd Reading 414

HB 1455 — By Kamas of the House and Ford of the Senate.

Aircraft and airports; providing for Airport Zoning Act; authorizing commission and other political subdivisions to raise and expend certain funds; requiring permits for structures. Effective date.

1st Reading 362
2nd Reading 375

HB 1459 — By Gish of the House and Randle, et al, of the Senate.

Revenue and taxation; modifying various taxes; creating Vehicle License and Registration Act. Effective date. Emergency.

1st Reading 392
2nd Reading 414
Joint Rule 17 suspended by Senate 770
WD; Direct to Calendar 770
G.O., considered, passed.....799
Signed, to House.....804
SAs rejected, conference requested, HCs named.....940
Conference granted, SCs named 941
CCR read.....958
CCR adopted, passed, to House.....960
4th Reading, to House 966
Approved July 30, 1985

HB 1460 — By Gish of the House and Cate of the Senate.

Revenue and taxation and aircraft and airports; providing registration of aircraft; providing for ad valorem tax exemptions; modifying reimbursement claims; increasing fee. Operative date. Emergency.

Joint Rule 17 suspended by Senate 433
1st Reading 919
2nd Reading, to Calendar 931
G.O., considered, passed.....938

Signed, to House.....939
4th Reading, to House 955
Approved July 24, 1985

HB 1462 — By Lawter of the House and Lamb of the Senate.

Children; exempting certain church-owned or operated facilities from Oklahoma Child Care Facilities Licensing Act. Effective date.
1st Reading 522
2nd Reading 528

HB 1463 — By Brewster of the House and Taylor, et al, of the Senate.

Revenue and taxation; providing for investment tax credits; modifying period allowed for credits; requiring reports; deleting certain adjustments. Effective date.
1st Reading 511
2nd Reading 520
CR.....593
G.O., considered, passed.....708
Signed, to House.....714
SAs rejected, conference requested,
HCs named 733; 749
Conference granted, SCs named 739
CCR read.....939
CCR adopted, passed, to House.....944
4th Reading, to House 955
Approved July 30, 1985

HB 1465 — By Riggs of the House and Cullison of the Senate.

Labor; repealing statutes relating to estimates of financial condition of certain fund and charging of surcharges; modifying relating to contribution rate. Emergency.
1st Reading 459
2nd Reading 479
CR.....648
WD; rereferred 752

HB 1466 — By Barker, et al, of the House and Howell, et al, of the Senate.

Schools; enacting Education Improvement Act of 1985. Emergency.
1st Reading 416
2nd Reading 440
WD, Direct to Calendar 575
G.O., considered, passed.....586
Signed, to House.....592
SAs rejected, conference requested,
HCs named 781; 823
Conference granted, SCs named 789; 826
CCR read.....976
CCR adopted, passed, to House.....977
4th Reading, to House 983
Approved July 30, 1985

HB 1467 — By Shurden, et al, of the House and Taliaferro of the Senate.

Cities and towns; providing for construction, improvement, repair and maintenance of streets in municipalities; providing for agreements. Effective date.
1st Reading 376
2nd Reading 391
CR.....457
WD; referred.....465

HB 1468 — By Milton, et al, of the House and Floyd of the Senate.

Schools; requiring screening for developmental readiness for learning; providing for transmitting results; requiring establishment of kindergarten. Operative date. Emergency.
1st Reading 459
2nd Reading 479
CR.....614
G.O., considered, failed; ML 654

HB 1472 — By Littlefield.

Waters and water rights; authorizing appointment of two additional members of Grand River Dam Authority Board of Directors; providing for appointment and terms. Effective date.
1st Reading 511
2nd Reading 520

HB 1474 — By Henry of the House and Taylor, et al, of the Senate.

Intoxicating liquors; modifying expiration dates for permits for nonintoxicating beverages; providing procedures for permits. Effective date. Emergency.

1st Reading 459
2nd Reading 479
CR.....657
G.O., considered, passed.....706
Signed, to House.....714
SAs rejected, conference requested,
HCs named 791; 816
Conference granted, SCs named 818
CCR read.....908
CCR adopted, passed, to House.....918
4th Reading, to House 919
Approved July 15, 1985

HB 1476 — By Riggs of the House and Cullison of the Senate.

Labor; defining term; providing exclusions from definition; modifying provision dealing with exclusion from definition; deleting benefit length provisions; providing for repayment. Effective date.

1st Reading 460
2nd Reading 479
CR.....648
WD; rereferred 752

HB 1478 — By Davis (Frank), et al, of the House and McCune of the Senate.

Counties and county officers; creating Oklahoma Rural Road Improvement District Act. Effective date.

1st Reading 350
2nd Reading 360

HB 1480 — By Harbin, et al, of the House and Johnson of the Senate.

Motor vehicles; providing for refusal to submit to chemical tests; providing exception; specifying where sample to be taken. Effective date.

1st Reading 443
2nd Reading 458
CR.....593
G.O., considered, passed.....644
ML; expired.....645
Signed, to House.....680
4th Reading, to House 737
Approved May 31, 1985

HB 1481 — By Harbin, et al, of the House and Johnson of the Senate.

Motor vehicles; providing for forfeiture of motor vehicles under certain circumstances if convicted of felony. Effective date.

1st Reading 460
2nd Reading 479
CR.....647
G.O., considered, failed.....770
ML; tabled.....770; 782

HB 1485 — By Brewster, et al, of the House and Winn of the Senate.

Schools; providing for purchase of supplementary textbooks and instructional materials; requiring petition; modifying uses of certain monies. Operative date. Emergency.

1st Reading 321
2nd Reading 332

HB 1486 — By McCorkell of the House and Taylor of the Senate.

Criminal procedure; allowing certain statements, admissions and confessions made in competency hearings to be used for impeachment purposes. Effective date.

1st Reading 393
2nd Reading 414
CR.....593
G.O., considered, passed.....740
Signed, to House.....756
4th Reading, to House 863
Approved June 24, 1985

HB 1487 — By Benson of the House and Capps, et al, of the Senate.

Revenue and taxation; providing for estimates of probable income by governing boards of governmental subdivisions of state; prohibiting considering nonrecurrent sources in estimate. Effective date.

1st Reading 362
2nd Reading 375
CR.....546
G.O., considered, passed.....550
Signed, to House.....551
4th Reading, to House 558
Approved April 19, 1985

HB 1493 — By Williams (Penny), et al, of the House and Shedrick, et al, of the Senate.

Schools; increasing correspondence and extension fees; allowing increase in enrollment fees; adding extension fees; increasing facilities fees and student activity fees. Operative date. Emergency.

1st Reading 500
2nd Reading 509
CR 632
G.O., considered, passed 766
Signed, to House 775
SAs rejected, conference requested, HCs named 925
Conference granted, SCs named 926
CCR read 976
CCR adopted, passed, to House 978
4th Reading, to House 983
Approved July 30, 1985

HB 1496 — By Hooper of the House and Smith of the Senate.

Public health and safety; repealing statutes relating to Immuno-Augmentative Therapy Act. Effective date.

1st Reading 511
2nd Reading 520
CR 593
G.O., considered, passed 655
Signed, to House 655
4th Reading, to House 661
Approved May 16, 1985

HB 1500 — By Hale, et al, of the House and Cate, et al, of the Senate.

Intoxicating liquors; modifying excise tax on wines; redefining certain wines. Emergency.

1st Reading 481
2nd Reading 496
CR 529
G.O., considered, failed 534
ML; tabled 537; 545

HB 1501 — By Lewis.

Criminal procedure; expanding authorization for appeals. Emergency.

1st Reading 416
2nd Reading 440

HB 1504 — By Pitezel, et al, of the House and Smith, et al, of the Senate.

Schools; modifying procedures for area vocational-technical school district elections. Effective date.

1st Reading 460
2nd Reading 479
CR 577
G.O., considered, passed 687
Signed, to House 693
SAs rejected, conference requested, HCs named 734
Conference granted, SCs named 739
SCs changed 758
Conferees unable to agree 952

HB 1505 — By Vaughn of the House and Rozell of the Senate.

Professions and occupations; allowing code of ethics for optometrists and providing for regulation and limitation of number of branch offices; exempting students and faculty licenses. Emergency.

1st Reading 363
2nd Reading 375
CR 529
G.O., considered, passed 608
Signed, to House 618
4th Reading, to House 634
Approved May 16, 1985

HB 1506 — By Johnson (Glen) of the House and Dawson of the Senate.

Criminal procedure; authorizing judge or clerk to read verdict to jury. Effective date.

1st Reading 481
2nd Reading 496
CR 647
G.O., considered, passed 747
Signed, to House 748
4th Reading, to House 751
Approved May 31, 1985

HB 1508 — By Mentzer of the House and Miller, et al, of the Senate.

Amusements and sports; relating to Horse Racing Act; increasing fines; modifying hearing procedures; requiring approval of ownership change. Operative date. Emergency.

1st Reading 393
2nd Reading 414
CR.....648
G.O., considered, passed.....759
ML; expired.....759
Signed, to House.....787
SAs rejected, conference requested, HCs named 812; 816
Conference granted, SCs named 818
CCR read.....832
CCR adopted, passed 832
ML; failed, to House 833; 850
4th Reading, to House 854
Vetoed, June 24, 1985

HB 1510 — By Lewis, et al, of the House and Roberts of the Senate.

State government; creating Financial Disclosure Act. Operative date.

1st Reading 363
2nd Reading 375
CR.....546
G.O., considered, passed.....553
Signed, to House.....558
SAs rejected, conference requested, HCs named.....564
Conference granted, SCs named 565
CCR read.....576
CCR adopted, passed, to House.....576
4th Reading, to House 580
Approved April 23, 1985

HB 1514 — By Lewis.

Revenue and taxation; levying additional excise taxes on sales of gasoline, diesel fuel, imported gasoline, imported diesel fuel and special fuels; providing distribution. Emergency.

Joint Rule 17 suspended by Senate 435

HB 1515 — By Duke, et al, of the House and Rhodes of the Senate.

Motor vehicles; requiring certificates for carriers of road building materials and unprocessed agricultural commodities. Effective date. Emergency.

1st Reading 500
2nd Reading 509
CR.....648
G.O., considered, passed 675; 705
Signed, to House.....714
SAs rejected, conference requested, HCs named.....734
Conference granted, SCs named 739
CCR read.....817
CCR adopted, passed, to House.....825
4th Reading, to House 839
Approved June 18, 1985

HB 1519 — By Littlefield of the House and Boatner, et al, of the Senate.

Public health and safety; exempting itinerant dealers from dealer licenses concerning manufacturing or sale of watercraft. Effective date.

1st Reading 522
2nd Reading 528
CR.....576
G.O., considered, passed.....624
Signed, to House.....624
4th Reading, to House 628
Approved May 13, 1985

HB 1521 — By Holden of the House and Cullison of the Senate.

Corporation Commission; authorizing additional expenditures from revolving fund; authorizing immediate response of commission; empowering to enforce prohibition of deposit of deleterious substances.

1st Reading 363
2nd Reading 375
CR.....648
G.O., considered, passed.....773
Signed, to House.....787
SAs rejected, conference requested, HCs named.....849
Conference granted, SCs named 850
CCR read.....870
CCR adopted, passed, to House.....873
4th Reading, to House 878
Approved June 28, 1985

HB 1524 — By Morgan, et al, of the House and Dawson, et al, of the Senate.

Liens; authorizing insurance agents to have lien upon proceeds, refunds or funds for payment of premiums; creating physicians' lien upon certain proceeds. Effective date.

1st Reading 443
2nd Reading 458
CR.....632
G.O., considered, passed.....706
Signed, to House.....714
4th Reading, to House 773
Approved June 7, 1985

HB 1532 — By Morgan.

Crimes and punishments; allowing horse racing on Sabbath. Effective date.

1st Reading 522
2nd Reading 528

HB 1536 — By Brewster of the House and Combs of the Senate.

Revenue and taxation; modifying apportionment of Income Tax Adjustment Fund; providing for payment of income tax refunds; creating Ad Valorem Reimbursement Fund. Emergency.

1st Reading 512
2nd Reading 520
CR.....520
G.O., considered, passed.....525
Signed, to House.....526
4th Reading, to House 546
Approved April 11, 1985

HB 1543 — By Johnson (Glen), et al, of the House and Ford, et al, of the Senate.

Motor vehicles; modifying provisions concerning licenses issued to operate motor vehicles by Department of Public Safety; modifying length of time valid; modifying distribution of fees. Effective date.

1st Reading 512
2nd Reading 520
CR.....565
G.O., considered, passed.....588
Signed, to House.....592
4th Reading, to House 592
Approved April 23, 1985

HB 1548 — By Harbin, et al, of the House and Cate, et al, of the Senate.

State government; prohibiting political activities by classified employees; specifying employee rights.

1st Reading 416
2nd Reading 440
CR.....576
WD; referred.....963

HB 1551 — By Pitezel of the House and Smith, et al, of the Senate.

Schools; modifying election procedure for boards of education of independent school districts. Emergency.

1st Reading 460
2nd Reading 479
CR.....577
G.O., considered, passed.....687
Signed, to House.....693
SAs rejected, conference requested,
HCs named 733; 749
Conference granted, SCs named 739
Conferees unable to agree 952

HB 1552 — By Riggs of the House and McCune of the Senate.

Dispute resolution; providing for dispute resolution centers and administration of dispute resolution programs; creating fund for each county; requiring report. Effective date.

1st Reading 416
2nd Reading 440
CR.....593
G.O., considered, passed.....748
Signed, to House.....756
SAs rejected, conference requested,
HCs named 791; 816
Conference granted, SCs named 818
CCR read.....908
CCR adopted, passed 916
ML; failed, to House 917; 918
4th Reading, to House 919
Approved July 15, 1985

HB 1555 — By Lewis, et al, of the House and Cate, et al, of the Senate.

State Treasurer's Office; providing for duties and compensation of employees; limiting number of employees; limiting expenditures. Operative date. Emergency.

1st Reading 303
2nd Reading 307

HB 1556 — By Morgan, et al, of the House and Smith of the Senate.

Property; providing for Unit Ownership Estate Act; modifying definitions. Effective date.

1st Reading 501
2nd Reading 509
CR.....593
G.O., considered, passed.....767
Signed, to House.....767
4th Reading, to House 773
Approved June 7, 1985

HB 1559 — By Abbott, et al, of the House and Dennis, et al, of the Senate.

Schools; enacting Education Employees Group Health, Dental and Life Insurance Act. Effective date.

1st Reading 350
2nd Reading 360
CR.....647
G.O., considered, passed.....748
Signed, to House.....756
SAs rejected, conference requested, HCs named 772; 783
Conference granted, SCs named 779
SCs appointed 791
CCR read.....943
Considered and deferred.....945
CCR rejected, further conference requested 949
Further conference granted.....952
Conferees unable to agree 964

HB 1560 — By Hamilton (Rebecca), et al, of the House and Smith, et al, of the Senate.

Public health and safety; authorizing state board of health to establish fees; providing evaluation; providing for monitoring of closed controlled industrial waste facility. Emergency.

1st Reading 501
2nd Reading 509
CR.....648
G.O., considered, passed.....720
Signed, to House.....727
4th Reading, to House 751
Approved May 30, 1985

HB 1561 — By Lewis, et al, of the House and Dawson of the Senate.

State government; creating Division of Fleet Management within Office of Public Affairs; prohibiting certain vehicle purchases with public funds; restricting use of vehicles. Effective date.

1st Reading 417
2nd Reading 440
CR.....552
G.O., considered, passed.....552
Signed, to House.....552
4th Reading, to House 558
Approved April 19, 1985

HB 1562 — By McDonald, et al, of the House and Taylor, et al, of the Senate.

State government; adding exemptions of contracts for completion of mining reclamation activities when to be paid from monies received from bond forfeiture from central purchasing. Effective date.

1st Reading 363
2nd Reading 375

HB 1565 — By Henry of the House and Dawson of the Senate.

Corporation Commission; changing publication requirements. Effective date.

1st Reading 443
2nd Reading 458
CR.....648
G.O., considered, passed.....759
Signed, to House.....767
SAs rejected, conference requested, HCs named 791; 816
Conference granted, SCs named 818
CCR read.....925
CCR adopted, passed, to House.....934
4th Reading, to House 955
Approved July 24, 1985

HB 1569 — By Sherrer, et al, of the House and Dennis of the Senate.

Schools; providing for homosexual conduct or activity; modifying definitions; making activities grounds for refusal to employ or reemploy or dismissal. Operative date. Emergency.

1st Reading 676
2nd Reading 689
Joint Rule 17 suspended by Senate 779
CR 833
G.O., considered, passed.....940
Signed, to House.....946
4th Reading, to House 966
Approved July 24, 1985

HB 1572 — By Riggs of the House and Wright of the Senate.

Cities and towns; preempting firearms legislation of municipalities and other political subdivisions; exempting certain orders, ordinances and regulations. Effective date.

1st Reading 860
2nd Reading, to Calendar 879
G.O., considered, passed.....884
Signed, to House.....884
4th Reading, to House 899
Approved July 8, 1985

HOUSE JOINT RESOLUTIONS

HJR 1005 — By Barker, et al, of the House and Randle, et al, of the Senate.

Constitutional amendment; revising procedure for determining revenue estimates; providing for adjustments; providing for distribution of surplus monies. Special election.
1st Reading 100
2nd Reading 104
CR 118
G.O., considered, passed 121
Special election passed 126
Signed, to House 129
SAs rejected, conference requested, HCs named 132; 141
Conference granted 132
SCs appointed 135
CCR read 253
CCR adopted, passed, to House 253
Special election passed 258
4th Reading, to House 261
Filed with Secretary of State

HJR 1007 — By Holden of the House and Dawson of the Senate.

Constitutional amendment; authorizing Legislature to set limits on amount of recoverable damages for injuries resulting in death in claims against state or political subdivisions. Special election.
1st Reading 68
2nd Reading 72

HJR 1009 — By Holden, et al, of the House and Cullison, et al, of the Senate.

Declaring moratorium on processing and issuance of construction permits pertaining to controlled industrial waste; creating special committee for investigation. Emergency.
1st Reading 244
2nd Reading 259

HJR 1011 — By Mentzer, et al, of the House and Rozell of the Senate.

Constitutional amendment; prohibiting changing law which has been changed by initiative or referendum within three years with exception.
1st Reading 501
2nd Reading 509

HJR 1015 — By Clark, et al, of the House and Taliaferro of the Senate.

Constitutional amendment; modifying procedure for placing amendments to constitution on ballots; limiting number of amendments on ballot. Special election.
1st Reading 512
2nd Reading 520

HJR 1016 — By Davis (Frank), et al, of the House and Pierce of the Senate.

Ratifying amendment to Constitution of United States to restrict effective date of any law changing compensation of United States Senators and Representatives; providing expiration date of resolution.
1st Reading 460
2nd Reading 479
CR 565

G.O., considered, passed.....688
Signed, to House.....693
4th Reading, to House 919
Approved July 15, 1985

HJR 1018 — By Glover, et al, of the House and Giles of the Senate.

Constitutional amendment; removing all reference of Chief Mine Inspector from Constitution; deleting requirement Legislature create mining districts and provide assistant inspectors. Special election.
1st Reading 333
2nd Reading 347
CR.....593
G.O., considered, passed.....645
Special election passed.....647
Signed, to House.....652
4th Reading, to House 960
Filed with Secretary of State

HJR 1026 — By Stottlemyre of the House and York of the Senate.

Designating White Cane Safety Day in Oklahoma; encouraging citizens to aid in provisions of safe environment for blind.
1st Reading 350
2nd Reading 360
CR.....478
G.O., considered, passed.....527
Signed, to House.....528
4th Reading, to House 531
Approved April 11, 1985

HJR 1027 — By Harbin of the House and Stipe of the Senate.

Providing for study of judicial salaries and review of judicial compensation schemes and salary funding techniques; creating Joint Special Committee on Judicial Salaries. Emergency.
1st Reading 350
2nd Reading 360

HJR 1028 — By Hale, et al, of the House and Rozell, et al, of the Senate.

Constitutional amendment; modifying distribution of taxes on sales of alcoholic beverages by individual drink; authorizing counties to levy occupation tax. Special election.
1st Reading 278
2nd Reading 287

HJR 1032 — By Henry, et al, of the House and Taylor, et al, of the Senate.

Economic development; expressing commitment to economic growth; pledging support to education; promising formulation of policies and fulfillment of obligations.
1st Reading 460
2nd Reading 479
CR.....647

HJR 1036 — By Brewster, et al, of the House and Combs, et al, of the Senate.

Requiring Department of Economic Development to conduct study and submit plan; specifying goals and objectives; pledging support. Emergency.
1st Reading 523
2nd Reading 528
CR.....647
G.O., considered, passed.....769
Signed, to House.....769
4th Reading, to House 773
Vetoed June 8, 1985

HJR 1038 — By Morris of the House and Dahl of the Senate.

Office of Public Affairs; relating to architectural plans and layouts of Jim Thorpe Living Memorial Complex at Yale, Oklahoma. Effective date. Emergency.
1st Reading 523
2nd Reading 528

HJR 1039 — By Whorton, et al, of the House and Taylor, et al, of the Senate.

Declaring Oklahoma Ordnance Works Authority is not state or public agency and its trustees are not state or public officers; making purchasing policies and procedures subject to approval.
1st Reading 321
2nd Reading 332
CR.....577
G.O., considered, passed.....628
Signed, to House.....635
4th Reading, to House 751
Approved June 4, 1985

HOUSE CONCURRENT RESOLUTIONS

HCR 1001 — By Smith, et al, of the House and Landis, et al, of the Senate.
Memorializing President of United States, congressional delegation and U.S. Department of Treasury to continue to revise laws and regulations relating to motor vehicle travel logs for business deductions.
1st Reading 160
2nd Reading 167

HCR 1002 — By Kelly of the House and Roberts of the Senate.
Memorializing Congress to enact legislation to provide judicial review in disability cases reviewed by Veterans Administration and to add diseases to debilitating disease list; increasing attorney fees.
1st Reading 417
2nd Reading 440

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Coauthor: SCRs 2, 3, 9, 10, 12, 16, 17, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1065, 1114, 1159, 1342; **HCR** 1022
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Author: SBs 63, 68, 121, 209, 210, 214, 265, 272, 313; **HBs** 1150, 1158, 1174, 1284, 1328; **HJR** 1041; **HCR** 1003
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Author: SB 198; **HBs** 1076, 1141, 1183, 1332
Coauthor: SBs 140, 325; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HB** 1159; **HCRs** 1003, 1022, 1023
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Author: SBs 69, 346; **SCR** 20; **HBs** 1194, 1270, 1300, 1331
Coauthor: SBs 12, 88, 229; **SJR** 21; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HBs** 1104, 1510; **HJR** 1005; **HCR** 1022
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Author: SBs 16, 93, 96, 244, 260, 289, 311, 324, 329; **SJRs** 9, 23; **HBs** 1161, 1358, 1536; **HJR** 1036
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Author: SBs 92, 109, 126, 184, 192, 279, 288, 298, 351; **SJR** 28; **HBs** 1118, 1132, 1257, 1259, 1465, 1476, 1521; **HJR** 1009; **HCR** 1019
Coauthor: SBs 64, 69, 276; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1069, 1159, 1459; **HCRs** 1003, 1022, 1023
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Author: SBs 17, 113, 124, 249, 254; **SJR** 15; **SCR** 29; **SRs** 2, 7, 10, 11, 18, 23, 24, 32; **HBs** 1106, 1151, 1182, 1202, 1258, 1318; **HJR** 1038
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Author: SBs 3, 8, 22, 67, 101, 142, 143, 164, 323, 341; **SJRs** 1, 3; **SCR** 1; **SR** 29; **HBs** 1110, 1264, 1269, 1314, 1357, 1360, 1406, 1407, 1418, 1506, 1524, 1561, 1565; **HJRs** 1007, 1040
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Author: SBs 4, 5, 86, 194, 251; **HBs** 1084, 1137, 1138, 1155, 1160, 1382, 1431, 1432, 1433, 1559, 1569
Coauthor: SBs 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 74, 114, 170, 189, 199, 232, 326; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 20, 23, 27, 31, 33, 34; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 37; **HBs** 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1114, 1153, 1154, 1159, 1459, 1555, 1566; **HCR** 1022
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Years of Service: Senate, 1985

FORD, SENATOR CHARLES R., District 51, Republican
Designated to serve as Minority Whip 7
Author: SBs 21, 65, 66, 87, 88, 299; **SCR** 11; **SRs** 15, 30; **HBs** 1184, 1293, 1455, 1543
Coauthor: SBs 3, 160, 205, 304, 332; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 23, 29, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1159, 1519; **HJR** 1039; **HCRs** 1022, 1023
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GCCA Subcommittee on Social Services 867
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HB 1118 181
HB 1355 ..... 751, 982
HB 1388 779
Declaration of not voting, Okla. Const. Art. V, Sec. 24:
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Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, July 1981-1985 House, 1967-July 1981

G

GILES, SENATOR RAY A., District 23, Democrat
Author: SBs 6, 136, 140, 160, 266, 268, 282; **SJR** 5; **SCRs** 3, 6, 7; **SRs** 6, 9; **HBs** 1120, 1122, 1398, 1454, 1483; **HJRs** 1010, 1018
Coauthor: SCRs 2, 9, 10, 12, 15, 16, 19, 23, 27, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HB** 1342; **HCR** 1022
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Conferee:
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SB 160 679
SB 268 789
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Election certified 2
Mileage allowance 7
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Years of Service: Senate, 1977-1985

GREEN, SENATOR WARREN E., District 35, Republican
Author: SBs 82, 84, 94, 95, 320, 335; **SJR** 6; **SCR** 4; **HBs** 1020, 1197
Coauthor: SBs 96, 191; **SJR** 9; **SCRs** 2, 3, 9, 10, 12, 15, 16, 19, 20, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HBs** 1159, 1293, 1442; **HJR** 1032; **HCR** 1022
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SB 95 ..... 795, 926
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Declaration of not voting, Okla. Const. Art. V, Sec. 24:
SB 81 830
SB 1 928
Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, 1977-1985 House, 1965-1976

H

HOPKINS, SENATOR ROBERT E., District 37, Democrat
Author: SBs 144, 234, 317, 353; **SR** 35; **HBs** 1351, 1355, 1373
Coauthor: SB 138; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33; **HBs** 1342, 1504, 1551; **HCRs** 1003, 1022

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SB 353 962
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HB 1282 ..... 826, 977
HB 1355 ..... 751, 982
HB 1388 779
HB 1504 758
HB 1551 739
Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, August 1982-1985 House, 1959-1962; 1965-August 1982

HOWELL, SENATOR JAMES F., District 42, Democrat
Author: SBs 14, 18, 73, 162, 170, 186, 197, 216, 218, 222, 293, 318; **SJRs** 10, 12; **SCR** 23; **SR** 12; **HBs** 1022, 1024, 1168, 1203, 1213, 1234, 1466
Coauthor: SBs 5, 143, 158, 228, 250, 296, 304, 340; **SCRs** 2, 3, 9, 10, 12, 16, 19, 31, 32, 34; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1028, 1030, 1033, 1035, 1036, 1163, 1308, 1365, 1459, 1543; **HJRs** 1005, 1041, **HCRs** 1018, 1022
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GCCA Subcommittee on Education 866
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HJR 1005 135
Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, 1971-1985

J

JOHNSON, SENATOR JOE, District 4, Democrat
Author: SBs 89, 102, 103, 104, 105, 106, 107, 226, 236, 308, 334; **HBs** 1004, 1063, 1071, 1090, 1092, 1114, 1149, 1157, 1216, 1267, 1302, 1363, 1386, 1393, 1405, 1480, 1481; **HCRs** 1004, 1013
Coauthor: SBs 5, 22, 65, 69, 111, 114, 178, 225, 253, 276, 327, 332, 336; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 20, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 37; **HBs** 1069, 1070, 1072, 1134, 1188, 1295, 1326, 1327, 1365, 1459, 1489; **HCR** 1022
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SB 336 679
HB 1070 533
HB 1149 691
HB 1218 727
HB 1267 789
HB 1393 ..... 771, 801, 949, 967
Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, August 1976-1985 House, 1973-August 1976

K

KELLER, SENATOR E.W., District 52, Republican
Author: SBs 156, 157, 158, 159, 177, 181, 258, 275, 285, 338; **SJR** 14
Coauthor: SB 73; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HBs** 1318, 1368; **HCR** 1022

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Oath of Office 2
Years of Service: Senate, 1973-1985

LAMB, SENATOR NORMAN A., District 19, Republican
Author: SBs 153, 166, 173, 211; **SCR** 13; **HBs** 1210, 1285, 1334, 1462; **HCRs** 1006, 1016
Coauthor: SCRs 2, 3, 8, 9, 10, 12, 16, 17, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HB** 1342; **HCR** 1022
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GCCA Subcommittee on Social Services, alternate 867
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Declaration of vote:
HB 1459 825
Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, January 1971-1985

LANDIS, SENATOR KENNETH K., District 24, Democrat
Author: SBs 9, 10, 11, 247; **SCR** 2; **HBs** 1014, 1019, 1176, 1326; **HCR** 1001
Coauthor: SBs 16, 98, 140, 160, 178, 231; **SCR** 3, 9, 10, 12, 16, 17, 19, 23, 27, 31; **SRs** 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1005, 1114, 1342, 1524, 1559, 1562; **HCR** 1022
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Declaration of vote:
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Election certified 2
Mileage allowance 7
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Years of Service: Senate, 1979-1985

LEONARD, SENATOR TIM, District 49, Republican
Designated to serve as Minority Floor Leader 7
Author: SBs 152, 213, 237, 238, 239, 327; **SCR** 26; **SR** 20; **HB** 1226
Coauthor: SB 128, 142, 143; **SJR** 10; **SCRs** 2, 3, 7, 9, 10, 12, 16, 19, 20, 23, 31, 33, 34; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35, 37; **HCRs** 1003, 1022
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SB 160 679
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SB 237 795
SB 276 ..... 795, 905
SB 327 ..... 771, 967
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HB 1024 727
HB 1219 ..... 751, 849, 855
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HB 1361 678
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Election certified 2
Mileage allowance 7

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Years of Service: Senate, November 1979-1985

LUTON, SENATOR JOHN D., District 9, Democrat
Designated to serve as Majority Floor Leader 6
Author: SBs 171, 243, 259, 315, 319; **SJR** 24; **SRs** 8, 36; **HB** 1419
Coauthor: SCRs 2, 3, 9, 10, 12, 16, 17, 19, 23, 24, 25, 28, 31; **SRs** 2, 3, 4, 5, 7, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1159, 1329, 1459; **HCRs** 1012, 1020, 1022
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GCCA Subcommittee on General Government, alternate 867

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SB 158	843	HB 1428	877
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HB 1296	565	HCR 1007	818

Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, 1965-1985

M

McCUNE, SENATOR JOHN R., District 47, Republican
To verify correct engrossment and enrollment of legislation, Senate Rule 12-21 174
Author: SBs 71, 221, 223, 302, 314, 343, 350; **SJR** 22; **SRs** 1, 27; **HBs** 1096, 1112, 1179, 1312, 1327, 1369, 1478, 1489, 1552; **HJR** 1020
Coauthor: SBs 192, 226, 231; **SCR** 2, 3, 9, 10, 12, 16, 19, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 28, 29, 30, 32, 33, 35; **HB** 1386; **HCR** 1022
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Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, 1969-1985

McINTYRE, SENATOR BERNARD J., District 11, Democrat
Author: SBs 133, 255; **SRs** 14, 21, 22; **HBs** 1066, 1101, 1191, 1243, 1395; **HJR** 1017
Coauthor: SBs 288, 304; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 16, 20, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1002, 1222, 1355, 1559; **HCRs** 1003, 1022
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Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, 1983-1985 House, December 1971-1982

MILLER, SENATOR ROBERT L., District 8, Democrat
Designated to serve as Majority Whip 6
Author: SBs 151, 261, 310, 312; **SR** 26; **HBs** 1256, 1508; **HCRs** 1009, 1011
Coauthor: SBs 69, 276; **SCR** 2, 3, 9, 10, 12, 16, 17, 19, 23, 27, 31; **SR** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 27, 28, 29, 32, 33, 35; **HBs** 1019, 1062, 1342, 1459; **HCR** 1022
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Election certified 2
Mileage allowance 7

Oath of Office 2
Years of Service: Senate, 1979-1985

O

O'CONNOR, SENATOR WILLIAM P., District 20, Republican
Author: SBs 235, 281, 325; **SCR** 12; **HBs** 1108, 1189; **HJR** 1019
Coauthor: SCRs 2, 3, 9, 10, 16, 19, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HCR** 1022
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SB 94 717
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Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, January 1981-1985

P

PIERCE, SENATOR JERRY T., District 29, Republican
Author: SBs 119, 129, 154, 224; **SR** 34; **HBs** 1098, 1309; **HJR** 1016
Coauthor: SBs 142, 143; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HBs** 1487, 1560; **HCR** 1022
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HB 1219 747
Election certified 2
Mileage allowance 7
Oath of Office 2
Years of Service: Senate, 1973-1985 House, 1971-1972

PORTER, SENATOR E. MELVIN, District 48, Democrat
Author: SBs 115, 169, 201; **SRs** 16, 33; **HBs** 1002, 1017
Coauthor: SCRs 2, 3, 9, 10, 12, 16, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 35; **HB** 1369; **HJR** 1041; **HCRs** 1003, 1022
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Years of Service: Senate, 1965-1985

R

RANDLE, SENATOR RODGER A., District 33, Democrat
Elected President Pro Tempore 6
Author: SBs 228, 248, 263, 273; **SJR** 21; **SCRs** 15, 18, 24, 25, 28, 30, 33; **SRs** 3, 4, 28; **HBs** 1354, 1370, 1389, 1459, 1520; **HJR** 1005; **HCRs** 1007, 1012, 1020, 1023
Coauthor: SBs 142, 143, 167, 341, 353; **SCRs** 2, 3, 7, 9, 10, 12, 16, 19, 20, 23, 31; **SRs** 2, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 29, 32, 33, 35; **HBs** 1159, 1243, 1289, 1466, 1493, 1500; **HCRs** 1003, 1022
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Election certified 2
Mileage allowance 8
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Years of Service: Senate, 1973-1985 House, 1971-1972

RHODES, SENATOR FRANK, District 36, Republican
Author: SBs 75, 134, 135, 150, 200, 252, 321, 328, 337; **HBs** 1375, 1515
Coauthor: SCRs 2, 3, 9, 10, 12, 16, 19, 20, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HB** 1353; **HCRs** 1018, 1022
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Years of Service: Senate, 1983-1985

ROBERTS, SENATOR DARRYL F., District 14, Democrat
Author: SBs 146, 168, 208, 229, 269, 330; **SJR** 8; **HBs** 1007, 1064, 1111, 1159, 1247, 1303, 1329, 1335, 1368, 1396, 1434, 1510; **HCRs** 1002, 1018
Coauthor: SBs 4, 5, 63, 69, 189, 300; **SJR** 1; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 23, 27, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 37; **HBs** 1328, 1342; **HCR** 1022
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Years of Service: Senate, 1983-1985

ROZELL, SENATOR HERBERT, District 3, Democrat
Designated to serve as Assistant Majority Floor Leader 6
Author: SBs 70, 161, 174, 175, 182, 183, 280; **HBs** 1065, 1164, 1223, 1283, 1349, 1380, 1502, 1505; **HJRs** 1011, 1028; **HCRs** 1010, 1022
Coauthor: SB 137; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1323, 1342, 1459
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Election certified 2
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Years of Service: Senate, 1977-1985

S

SADLER, SENATOR ROY H., District 17, Democrat
Author: SBs 322, 336; **SCR** 9; **HB** 1266
Coauthor: SBs 73, 96, 98, 139, 160; **SJR** 9; **SCRs** 2, 3, 10, 12, 16, 17, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1114, 1221, 1328, 1342, 1459; **HCR** 1022

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SCHUELEIN, SENATOR WILLIAM M., District 1, Democrat
Author: SB 303; **HBs** 1068, 1273, 1276, 1278, 1426
Coauthor: SBs 16, 332; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 30, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1005, 1019, 1165, 1459; **HCRs** 1017, 1022
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SHEDRICK, SENATOR BERNICE, District 21, Democrat
Author: SBs 191, 217; **SCR** 10; **HBs** 1165, 1279, 1280, 1493; **HCRs** 1008, 1015
Coauthor: SBs 5, 69, 96, 228; **SJR** 10; **SCRs** 2, 3, 9, 12, 16, 17, 19, 23, 31, 34; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1159, 1365, 1384, 1510; **HCRs** 1003, 1005, 1018, 1022
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SMITH, SENATOR JERRY L., District 39, Republican
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Author: SBs 72, 83, 116, 117, 118, 141, 145, 149, 155, 185, 207, 278, 294, 295; **SJR** 4; **HBs** 1181, 1199, 1282, 1345, 1388, 1408, 1479, 1496, 1504, 1551, 1556, 1560
Coauthor: SCRs 2, 3, 9, 10, 12, 16, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HBs** 1104, 1197, 1500; **HCR** 1022
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STIPE, SENATOR GENE, District 7, Democrat
Author: SBs 108, 138, 139, 148, 187, 188, 189, 274, 290, 332, 333, 344, 349; **SCRs** 19, 21, 27; **SR** 5; **HBs** 1296, 1352, 1436, 1461, 1482, 1509; **HJR** 1027; **HCR** 1017
Coauthor: SBs 20, 199; **SJRs** 12, 21; **SCRs** 2, 3, 9, 10, 12, 16, 23, 31, 32; **SRs** 2, 3, 4, 7, 8, 10, 11, 12, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1005, 1165, 1243, 1459; **HJRs** 1017, 1039; **HCR** 1022
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TALIAFERRO, SENATOR PAUL, District 31, Democrat
Author: SBs 122, 123, 147, 190; **SCR** 14; **SR** 19; **HBs** 1009, 1018, 1023, 1078, 1156, 1175, 1188, 1218, 1221, 1246, 1265, 1281, 1338, 1342, 1344, 1366, 1383, 1387, 1394, 1444, 1467; **HJRs** 1015, 1037

Coauthor: SBs 16, 77, 89, 93, 98, 103, 140, 144, 160, 178, 250, 253, 317; **SJR** 27; **SCRs** 2, 3, 8, 9, 10, 12, 16, 17, 19, 23, 27, 31; **SRs** 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1114, 1140, 1159, 1266, 1326, 1363, 1386, 1459; **HCRs** 1001, 1022
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TAYLOR, SENATOR STRATTON, District 2, Democrat
Author: SBs 111, 112, 131, 132, 163, 202, 203, 204, 212, 233, 276, 283, 287, 291, 297, 340; **SCR** 5; **SR** 25; **HBs** 1015, 1113, 1135, 1148, 1169, 1227, 1229, 1277, 1289, 1343, 1374, 1442, 1463, 1474, 1486, 1562; **HJRs** 1024, 1032, 1039
Coauthor: SBs 5, 69, 96, 146, 217, 228, 269, 278, 288, 299, 332, 341; **SJRs** 9, 10; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 23, 31, 34; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 26, 27, 28, 29, 32, 33, 35; **HBs** 1138, 1159, 1230, 1459, 1510, 1559; **HCRs** 1018, 1022
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TERRILL, SENATOR AL, District 32, Democrat
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Author: SBs 76, 77, 90, 91, 97, 180, 195, 206, 215, 219, 231, 246, 253; **SJR** 17; **SCRs** 8, 31, 32; **HBs** 1073, 1139, 1207, 1364, 1424
Coauthor: SBs 5, 16, 19, 22, 69, 89, 140, 158, 178, 213, 228, 229, 250, 287, 346, 353; **SJRs** 9, 21, 28; **SCRs** 2, 3, 6, 9, 10, 12, 16, 19, 23; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1005, 1007, 1021, 1022, 1053, 1061, 1062, 1112, 1114, 1140, 1150, 1154, 1155, 1176, 1188, 1218, 1221, 1222, 1243, 1246, 1247, 1251, 1261, 1266, 1281, 1282, 1300, 1370, 1387, 1431, 1432, 1433, 1459, 1463, 1466, 1474, 1524; **HJR** 1005; **HCRs** 1003, 1022
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WATSON, SENATOR PHIL, District 41, Republican
Author: SBs 179, 316, 342; **HBs** 1190, 1192, 1198, 1261, 1299, 1361, 1365; **HCR** 1014
Coauthor: SBs 19, 63, 73, 88, 330; **SJR** 5; **SCRs** 2, 3, 7, 9, 10, 12, 16, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HBs** 1150, 1328; **HCRs** 1003, 1022
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WINN, SENATOR WAYNE, District 38, Democrat
Author: SBs 1, 98, 99, 100, 110, 130, 178, 193, 220, 240, 242, 262, 264, 277, 292, 352; **HBs** 1013, 1172, 1195, 1196, 1251, 1295, 1340, 1422, 1485
Coauthor: SBs 160, 255, 256; **SJR** 1; **SCRs** 2, 3, 9, 10, 12, 16, 17, 19, 23, 27, 31; **SRs** 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1159, 1328, 1342, 1344, 1459; **HCR** 1022
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Years of Service: Senate, 1981-1985 House, 1977-1980

WRIGHT, SENATOR GERALD GED, District 54, Republican
Author: SBs 12, 13, 78, 79, 172; **SJR** 27; **HBs** 1005, 1010, 1180, 1262, 1353, 1572
Coauthor: SBs 88, 89, 134, 146; **SCRs** 2, 3, 9, 10, 12, 16, 19, 20, 23, 31, 33; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 35; **HBs** 1064, 1363, 1442; **HCRs** 1018, 1022
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YORK, SENATOR MARVIN, District 44, Democrat
Author: SBs 80, 81, 127, 176, 205, 230, 245, 250, 271, 296, 306, 307, 345, 347, 348; **HBs** 1204, 1301, 1409, 1446; **HJR** 1026
Coauthor: SBs 69, 341; **SCRs** 2, 3, 9, 10, 12, 16, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 16, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HBs** 1159, 1165, 1289, 1459, 1548; **HJR** 1041; **HCRs** 1003, 1022
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Years of Service: Senate, 1975-1985 House, 1969-1974

YOUNG, SENATOR JOHN W., District 12, Democrat
Coauthor: SCRs 2, 3, 9, 10, 12, 16, 19, 23, 31; **SRs** 2, 3, 4, 5, 7, 8, 10, 11, 12, 15, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; **HCRs** 1003, 1022
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Gunn, C. Morris, M.D., Physician Manpower Training Commission 845 948 948
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Land Office, Commissioners of the, authorizing to issue for projects on school lands. (smad sc, smde sf) SB 260, Combs-S, Brewster-H
Multi-family dwelling developments, not allowing to issue tax-exempt bonds for. HB 1121, Fair-H
Rogers State College, Board of Regents for, authorizing to issue. SCR 5, Taylor-S, Barker-H
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BUSINESS
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Expenditures by candidates and political parties, limiting. HB 1440, McCorkell-H
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Contributions, limiting. HB 1168, Hamilton (James)-H, Howell-S
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Political committees to receive, regulating. HB 1168, Hamilton (James)-H, Howell-S
Reports, failure to file, setting penalties. HB 1390, McCorkell-H
Time to retain contributions, limiting. HB 1122, Fair-H
Unopposed candidates to report. SB 255 (smad hc, smde cc), McIntyre-S, Ross-H; HB 1120, Fair-H; HB 1390, McCorkell-H

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Reports to State Department of Health, requiring. HB 1369, Hamilton (Rebecca)-H, McCune-S

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Bonds, retiring. HB 1031 (smde cc), APP
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Land in Okmulgee County for rehabilitation facility, allowing to acquire. HB 1062 (smad cc), APP

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Examination of by Burial Board, cost to be paid by examined association. SB 191, Shedrick-S, Gish-H

License fee, increasing. SB 191, Shedrick-S, Gish-H
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CENTRAL PURCHASING
Aircraft, lease, charter or contract for use of, to conform to Act, exception. (smad cc) SB 320, Green-S, Cozort-H
Bidder, lowest, to be compensated if not awarded public construction contract. SB 23, Boatner-S
Capitol building preservation building projects, exempting. HB 1062 (smad cc), APP
Historical Society, exempting merchandise for sale to visitors (and restoration of historic sites. smad sc) SB 40, APP
Machinery and equipment for counties bought through revolving fund, allowing rebidding when not delivered promptly. SB 98, Winn-S, Riggs-H; HB 1422, Riggs-H, Winn-S
Mining reclamation activities when to be paid by forfeited bond, exempting. HB 1562, McDonald-H, Taylor-S
Native materials at certain price used in county road and bridge improvements not included. SB 99, Winn-S, Abbott-H
Ordnance Works Authority, Oklahoma, exempting. (smad sc) HJR 1039, Whorton-H, Taylor-S
Public Safety, Department of, to use competitive bidding for telecommunications. SR 34, Pierce-S
Road equipment requisitions from Department of Transportation, specifying time to solicit bids. (smad sc) SB 98, Winn-S, Riggs-H
Tag agents to utilize. SB 8, Dawson-S; SB 146, Roberts-S, Littlefield-H
Tourism and Recreation Department, Division of Lodges, exempting purchase of facial tissue and toilet paper. (smde hf) HB 1352, Harbin-H, Stipe-S
Trusts, public, exempting. SB 112 (smad cc), Taylor-S, Hobson-H

CHILD ABUSE PREVENTION ACT
Child abuse (see also CHILDREN, Abused)
Child Abuse Prevention, Office of, appropriation, generally. HB 1370 (smad hf, smde sc, smad cc), McCorkell-H, Randle-S
Fund, Child Abuse Prevention, creating. HB 1370, McCorkell-H, Randle-S
(Health, Department of, smde sc) (Commissioner smad sc) to authorize use of funds. HB 1370, McCorkell-H, Randle-S
Task force, interagency child abuse (and Office of Child Abuse Prevention smad hc):
  Funds, formula to distribute, to establish. HB 1370, McCorkell-H, Randle-S
  Programs and report to Commission on Children and Youth. HB 1370, McCorkell-H, Randle-S
Tax on:
  Snuff, to be deposited to Fund. (smad sc, smde cc) HB 1370, McCorkell-H, Randle-S
  Video recording cassette rental and (movie tickets smde sc) to be deposited to Fund. (smde hf, smad sc, smde cc) HB 1370, McCorkell-H, Randle-S

CHILD CARE FACILITIES (see CHILDREN)

CHILD SUPPORT
Enforcement Program, Child Support, Executive Coordinator to submit report monthly to Director of State Finance on employees. HB 1032, APP
Garnishment of wages for, modifying. HB 1209, Mentzer-H, Cain-S
Income assignment:
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CHILDREN
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Abused:
Attorney, deleting requirement in each case. HB 1091, Harris (Kenny)-H
Child Abuse Prevention Act (see CHILD ABUSE PREVENTION ACT)
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Fines, specifying, monies to Child Abuse Prevention Revolving Fund. HB 1307, Riggs-H
Fund, Child Abuse Prevention Revolving, creating, providing for funds. HB 1307, Riggs-H
Injuries, specifying types for convictions against offenders. HB 1091, Harris (Kenny)-H
Medical care, lack of, to be considered. (smad hc) HB 1021, Craighead-H, Cain-S
Murderers, abusers, molesters (and other felons smad hc), requiring certain information be sent to State Board of Education (upon request. smad hc) HB 1180, Conaghan-H
School administrator, to report. (smad hf, smde sc) HB 1022, Craighead-H, Howell-S
Sexual exploitation to be considered. (smad hc) HB 1021, Craighead-H, Cain-S
Teacher, requiring to report (to school administrator. smad hf, smde sc) HB 1022, Craighead-H, Howell-S
Adoption:
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Birth certificate, new for adoptee, requiring certain signatures and allowing other information. HB 1313, Hobson-H
Consanquinity, modifying degree for care without written relinquishment. HB 1291, Anderson-H, Cain-S
Consent:
Parental, modifying when not required. HB 1308, Riggs-H, Cain-S
Withdrawal (or giving smde hf), specifying time. (smde sc) HB 1291, Anderson-H, Cain-S
Written, modifying execution of. HB 1308, Riggs-H, Cain-S
Court clerk may sign for judge when setting hearing. SB 12, Wright-S, Williamson-H
Definitions, modifying. HB 1291, Anderson-H, Cain-S

Parentage, after court determination of, providing procedures. HB 1308, Riggs-H, Cain-S
Parental rights, hearing to terminate, modifying. HB 1308, Riggs-H, Cain-S
Paternity registry, centralized, to be established by Department of Human Services, procedures. (smde sc, smad cc) HB 1308, Riggs-H, Cain-S
Preplacement report:
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Adult, to be considered:
Crimes, if committed certain, expanding. (smde hc) HB 1368, Benson-H, Roberts-S
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Attorney appointed for children, not to be district attorney. (smde sc, smad sf) HB 1372, Riggs-H, Cain-S
Birth certificates (see Adoption, above and Missing, below)
Birth defects:
Reports to State Department of Health, requiring. HB 1369, Hamilton (Rebecca)-H, McCune-S
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Certification as child:
Motion for, modifying filing time. HB 1368 (smde hc), Benson-H, Roberts-S; HB 1434 (smde sc), McCorkell-H, Roberts-S
Order of certification, to be final and appealable. HB 1368 (smde hc), Benson-H, Roberts-S; HB 1434, McCorkell-H, Roberts-S
Child care facilities:
Ad hoc committee to study licensure of church-owned facilities. HR 1017, Lawter-H
Assault and battery on employee of Department of Human Services while inspecting, prohibiting. (smad sc) SB 319, Luton-S, Anderson-H
Church owned and operated not under licensing act. HB 1133, Graves-H; HB 1462, Lawter-H, Lamb-S
Day care opportunities for Department of Human Services employees (see HUMAN SERVICES, DEPARTMENT OF)
Employees and operators, standards to include personal background checks (and sexual preference. smad hf, smde sc) HB 1112, Anderson-H, McCune-S
Closing, allowing Department of Human Services to bring suit for. (smde hf) HB 1112, Anderson-H, McCune-S
Registration with Department of Human Services, requiring. (smad hf) HB 1462, Lawter-H, Lamb-S
Residential care or treatment facilities, grants or contracts for establishment of, modifying requirements. (smde hf, smad sc, smde cc) HB 1196, Cotner-H, Winn-S
Supervision, facilities for children in need of, modifying requirement to establish by Department of Human Services. HB 1150, Lewis-H, Brown-S

Child support (see CHILD SUPPORT)
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Confidentiality of records when incarcerated, Department of Corrections to have available. HB 1302, Stottlemyre-H, Johnson-S
Criminal offense, to be considered adult if charged. SB 224, Pierce-S
Custody:
  Consanquinity, modifying degree, for care without written relinquishment. HB 1291, Anderson-H, Cain-S
  Custodial parent to supply noncustodial parent information to records keepers. (smde hc) HB 1101, Anderson-H, McIntyre-S
  Delinquent children in custody of Human Services Department, allowing to continue past age 18 under certain circumstances. SB 227, Cain-S, McCorkell-H; HB 1391, McCorkell-H
  Monetary payment for custody to be trafficking. (smde sc) HB 1007, Cox-H, Roberts-S
  Noncustodial parent denied information, court order to give reason. HB 1101, Anderson-H, McIntyre-S
  Relinquishments, execution of, modifying. HB 1308, Riggs-H, Cain-S
  Report, annual by Department of Human Services on each child, eliminating. SB 339, Cain-S, Mentzer-H
Delinquent child:
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  Definition, modifying. SB 224, Pierce-S
Detention, no longer requiring separation from adults. SB 224, Pierce-S
Detention centers, modifying distance requirements. (smad sf) HB 1150, Lewis-H, Brown-S
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Funds:
  Crippled Children's Fund, State, abolishing. HB 1437, Lewis-H, Cate-S
  Homes and Training Schools Operation Fund, State, abolishing. HB 1437, Lewis-H, Cate-S
Guardian ad litum appointed for certain, not to be district attorney. HB 1372, Riggs-H, Cain-S
Incarcerated, records to be available to Department of Corrections. HB 1302, Stottlemyre-H, Johnson-S
Incestuous relationships, persons sixteen or less not to be punished. HB 1102, Anderson-H
Jail, no longer requiring separation from adults. SB 224, Pierce-S
Juvenile bureau, to receive funds from court costs of juvenile proceedings. SB 334, Johnson-S, Benson-H
Juvenile Offender Victim Restitution Work Program:
  Court costs, increasing. (smad sc) SB 334, Johnson-S, Benson-H
  Creating, to be administered by Department of Human Services. SB 334, Johnson-S, Benson-H
  Rules and regulations, to be promulgated by Commission for Human Services. SB 334, Johnson-S, Benson-H

Lewd or indecent acts to children, removing age limit on who may commit such act. HB 1368, Benson-H, Roberts-S
Medical care and treatment:
Lack of, to be abused child. (smad hc) HB 1021, Craighead-H, Cain-S
Parents refuse or unwilling to provide necessary, court may order, procedures. HB 1359, Anderson-H
Mental health facility or program for children, modifying definition. HB 1571, Anderson-H
Minors Act, Oklahoma Uniform Transfers to, creating. HB 1227, Henry-H, Taylor-S
Missing birth certificates and information relating to:
Health Department and Oklahoma State Bureau of Investigation to set up notification procedures. HB 1387, Hooper-H, Taliaferro-S
Health Department to supply to Oklahoma State Bureau of Investigation. HB 1387, Hooper-H, Taliaferro-S
Requests for birth certificates for missing under 18 to notify Oklahoma State Bureau of Investigation. HB 1387, Hooper-H, Taliaferro-S
Murderers, abusers and molesters (see Abused, above)
Parentage, after court determination of, providing procedures. HB 1308, Riggs-H, Cain-S
Parental rights, hearing to terminate, modifying. HB 1308, Riggs-H, Cain-S
Paternity proceedings, modifying. HB 1209, Mentzer-H, Cain-S
Paternity registry (see Adoption, above)
Pornography exhibited to child, increasing penalty. HB 1093, Harris (Kenny)-H
Prostitution, prohibiting. HB 1261, Craighead-H, Watson-S
Rape:
Child committing to include second degree in definition. HB 1097, Harris (Kenny)-H
Mutual consent of persons under eighteen not to be considered. HB 1097, Harris (Kenny)-H
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Research, allowing with children when approved by review board on reportable diseases. HB 1370 (smad cc), McCorkell-H, Randle-S
Sexual abuse or exploitation, defining. (smad hc) HB 1021, Craighead-H, Cain-S
Suicide Prevention, Federal Commission on Youth, requesting Congress to create. SR 27, McCune-S
Syringes, purchase, requiring information. HB 1249, Duckett-H
Tobacco products:
Furnishing, prohibiting. HB 1104, Virtue-H, Floyd-S
Information about furnisher, requiring minor to supply. HB 1104, Virtue-H, Floyd-S
Trafficking in:
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CHILDREN AND YOUTH, COMMISSION ON, OKLAHOMA
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Limitations, modifying. (smad sc) SB 326, Cate-S, Lewis-H
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Education, continuing, for judges with juvenile docket responsibility, to be established by Supreme Court, Commission to advise. HB 1288, McCorkell-H
Truancy Task Force, Director to be member. (smad sc) SJR 17, Terrill-S, Harris (Ken)-H

CHIROPRACTORS (see PROFESSIONS AND OCCUPATIONS)

CHURCHES
Beer, requiring certain distance from to be sold, with exception (and waiver. smad sc) SB 150, Rhodes-S, Harris (Robert)-H; HB 1405 (smad sf), Harbin-H, Johnson-S
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(Private clubs smde sf) and retail sellers of beer to be certain distance from with exception (and waiver. smad sc) SB 150, Rhodes-S, Harris (Robert)-H
Buses, allowing flashing red and blue lights. HB 1181, Schroeder-H, Smith-S
Child care facilities:
Owned and operated by churches not to be under licensing act. HB 1133, Graves-H; HB 1462, Lawter-H, Lamb-S
Registration with Department of Human Services, requiring. HB 1462, Lawter-H, Lamb-S

CIGARETTE AND TOBACCO TAX (see REVENUE AND TAXATION)

CITIES AND TOWNS
Annexation:
Election to prohibit, allowing. SB 17 (smad cc), Dahl-S, Glover-H; HB 1431 (smad sf, smde cc), Abbott-H, Dennis-S
Limiting ones allowed. HB 1541, Harris (Ken)-H
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Public, to be made available to citizens, providing procedures. HB 1518, Little-H
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Community correctional services and facilities (see CORRECTIONS, DEPARTMENT OF)
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Delapidated buildings, boarding, securing and cleaning, authorizing governing body to conduct, providing procedures. SB 214, Brown-S, Easley-H
Elections:
Scheduling, restricting, prohibiting conflicts with certain elections. (smde hf) SB 256, Cain-S, Vaughn-H

Special, calling and holding, increasing time period between. SB 256, Cain-S, Vaughn-H
Emergency Medical Services Improvement Act, not to impair or restrict certain rights of municipalities. HB 1297, Clark-H
Employees and officers:
Collective bargaining (see COLLECTIVE BARGAINING, Cities and towns)
Felony offense, elected official convicted of (see CRIMINAL PROCEDURE, Sentencing, Public official)
National Guard members called to active service (see MILITARY DEPARTMENT, Active service)
Prohibition of doing business with municipality, adding exemption (and definitions. smad hc) HB 1019, Blodgett-H, Landis-S
Enterprise zones (see ENTERPRISE ZONES)
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Disclosure of Economic Interest Act, creating. (smde cc) HB 1510, Lewis-H, Roberts-S
Financial Disclosure Act, creating. (smad cc) HB 1510, Lewis-H, Roberts-S
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Firefighters, modifying definition. SB 257, Cate-S, Hobson-H
Retirement system (see RETIREMENT SYSTEMS)
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Metropolitan Area Planning Commission, allowing municipality to create planning commission within. HB 1373, Riggs-H, Hopkins-S
Ordinances, penal, modifying filing. HB 1406, Johnson (Glen)-H, Dawson-S
Payments to be made by warrant register, wire transfer and direct payroll deposit, allowing. HB 1252, Gish-H, Capps-S
Payroll deposit, direct, allowing. HB 1252, Gish-H, Capps-S
Planning commission or governmental body, to approve correction certificates for plats, (requiring approval of governing body on right-of-way or easement changes. smad hc) HB 1158, Cotner-H
Plats, correction certificates, to be approved by planning commission or governmental body, (requiring approval of governing body on right-of-way or easement changes. smad hc) HB 1158, Cotner-H
Police departments:
Domestic abuse (see LAW ENFORCEMENT OFFICERS)
Drunk driving fines, to receive portion under certain circumstances. SB 236, Johnson-S

Money or legal tender, authorizing chief of police to sell. SB 216, Howell-S, Larason-H
Oil and gas transporting (see OIL AND GAS, Transporting)
Police officers:
Definition, modifying. SB 257, Cate-S, Hobson-H
Workers' Compensation, to be covered when off duty, if investigating felony. HB 1531, Leftwich-H
Property, personal, disposition of, authorizing chief of police to sell money or legal tender, procedures. SB 216, Howell-S, Larason-H
Training course of own:
Council on Law Enforcement Education and Training, no longer to reimburse for cities own training course. (smad sc) SB 272, Brown-S, Hobson-H
Reimbursement to Council on Law Enforcement Education and Training, deleting requirement. (smde sc) SB 272, Brown-S, Hobson-S
Recall of elective officers (see RECALL OF ELECTIVE OFFICERS)
Sales tax information report from Tax Commission, requiring (annually smde sc) (to notify of availability quarterly. smad sc) HB 1331, Kincheloe-H, Cole-S
Sewer system backup or failure, municipality to be liable for damages. HB 1564, Harris (Ken)-H
Signs:
Defacing, stealing or possessing, prohibiting. (smad sc) SB 100, Winn-S, Mentzer-H
Returning without penalty, allowing. (smad sc) SB 100, Winn-S, Mentzer-H
Streets and roads:
Flashing red lights, not allowing for vehicles working on. HB 1181, Schroeder-H, Smith-S
Highway Trust Fund, Oklahoma (see ROADS AND HIGHWAYS)
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Transportation, Department of, to construct and maintain certain streets in cities of 25,000 or less. HB 1467, Shurden-H, TaliaferroS
Taxes, approval of municipal, modifying. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
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Board, corrections advisory, creating to review plans of community correctional services. (smad sc) SB 343, McCune-S, Hobson-H
Community correctional services and facilities (see Director, below)
Community treatment centers, assignment of prisoners to, restricting. SB 171, Luton-S
Confinement, extension of (see Prisoners, below)
Director:
Community correctional services:
Board, advisory, creating. (smad sc) SB 343, McCune-S, Hobson-H
Brannon, Jackie, at McAlester, naming. HB 1056 (smad cc), APP
Facilities, to promulgate rules and regulations to provide for certain counties and to enter into contracts or agreements to administer. SB 343, McCune-S, Hobson-H
Fund, community corrections, creating. (smad sc) SB 343, McCune-S, Hobson-H
Petty cash funds, allowing increase. HB 1056 (smad cc), APP
Powers and duties, clarifying. SB 349, Stipe-S
Schools in state reformatories, to be administrative authority rather than wardens. HB 1276, Stottlemyre-H, Schuelein-S
Fund, community corrections, creating. (smad sc) SB 343, McCune-S, Hobson-H
House arrest program:
Creating. SB 65, Ford-S, Harbin-H
Investigation, committee, directing to refrain from expanding pending. HR 1014, Harbin-H
Paroles (see PARDON AND PAROLE)
Prisons and Reformatories:
Closing by Attorney General upon complaint by Commissioner of Health, allowing. HB 1064, Benson-H, Roberts-S
Entry into, unauthorized, prohibiting, penalties. HB 1327, Hobson-H, McCune-S
Exits, specifying requirements. HB 1064, Benson-H, Roberts-S
Fire standards, exceptions allowed if noncompliance would not be life-threatening. HB 1064, Benson-H, Roberts-S
Horace Mann Community Treatment Center to Tulsa Community Treatment Center. SB 65, Ford-S, Harbin-H
House arrest program (see above)
Industries, prisons, sale or distribution of convict made goods, repealing certain statute. SB 349, Stipe-S

Overcrowding, emergency time credit, modifying. (smad hc, smde cc) SB 65, Ford-S, Harbin-H
Prisoners:
Accounts of inmates, allowing to be used to pay fees and court costs of civil actions filed by inmate. HB 1326, Smith-H, Landis-S
Administrative actions to be exhausted prior to filing civil action. HB 1326, Smith-H, Landis-S
Community treatment centers, assignment to, prohibiting for certain offenders. SB 171, Luton-S
Confinement, extension of, prohibiting for certain offenders. SB 171, Luton-S
Discharge of, requiring notification of certain district attorneys (and requesting law enforcement agency. smad hf) HB 1368, Benson-H, Roberts-S
Dismissal of actions (see COURTS)
Floor space, specifying required. HB 1064, Benson-H, Roberts-S
Guilty, but mentally ill, procedures for care. (smde sc) SB 118, Smith-S, Lewis-H
House arrest program (see above)
Overcrowding (see Prisons and reformatories, above)
Substance abuse treatment, inmate to reimburse state. HB 1393 (smad cc), McCorkell-H, Johnson-S
Schools in reformatories, Department Director to be administrative authority rather than wardens. HB 1276, Stottlemyre-H, Schuelein-S
Teachers (see TEACHERS, Certified teachers)
Wardens, eliminating housing and subsistence allowances. HB 1273, Stottlemyre-H, Schuelein-S
Vocational and Technical Education, State Board of, to assume responsibility for programs for which receives funds. HB 1036 (smde cc), APP

COSMETOLOGY (see PROFESSIONS AND OCCUPATIONS)

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COUNTIES AND COUNTY OFFICERS
Ad valorem tax (see REVENUE AND TAXATION)
Assessor, county:
Agricultural land, valuation of, in accordance with certain techniques and guidelines, memorializing to proceed. SCR 27, Stipe-S, Cotner-H
Assessment rolls, report of annual revision of, modifying due date. SB 317, Hopkins-H, Williams (Penny)-H
Documentary Stamp Tax (see REVENUE AND TAXATION)
Duties, failure to perform, providing penalties. HB 1271, Harris (Bob)-H
Employees, failure to perform duties, providing penalties. HB 1271, Harris (Bob)-H
Forfeiture of office, if failing to comply with Tax Commission rule or regulation, requiring. HB 1268, Lewis-H

Racehorse tax (see REVENUE AND TAXATION)
Central purchasing, counties, funding. (smde hc) HB 1031, APP
Clerk:
Deeds, consideration exchanged to be stated, (providing confidentiality. smad hc) HB 1245, Lawter-H
Filing fees, increasing. HB 1265, Holden-H, Taliaferro-S
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Transient Merchant Licensing Act, to administer. (smde sf) HB 1170, Cotner-H, Capps-S
Warrants approved by county commissioners, to maintain list. HB 1126, Roberts-H
Commissioners:
Equipment not delivered within certain period, allowed to refuse and accept further bids. (smde sc) SB 98, Winn-S, Riggs-H
Excise boards, county, to be the members. HB 1215, Grieser-H
Liquor by drink elections:
Allowing to call on petition or on own. (smde sc) HB 1132, Vaughn-H, Cullison-S
Ballot contents, specifying. (smad hc, smde sc) HB 1132, Vaughn-H, Cullison-S
Governor to call for all counties. (smad hc, smde sc) HB 1132, Vaughn-H, Cullison-S
Manager, county (see Manager, county, below)
Manufacturing concerns, allowing exemption of ad valorem taxes for limited time. HJR 1012, Benson-H
Paternity proceedings, responsibilities for, repealing. HB 1209, Mentzer-H, Cain-S
Private property (see Roads and bridges, below)
Road improvements:
Assessments for, requiring annual revision. SB 134, Rhodes-S, Harris (Robert)-H
Districts, road improvement, authorizing annexation. SB 134, Rhodes-S, Harris (Robert)-H
Rural Road Improvement District Act (see Roads and bridges, below)
Rural water district (see WATERS AND WATER RIGHTS)
Schools, county superintendent of, election for abolishing office, to call upon petition. HB 1256, McDonald-H, Miller-S
Warrants approved, county clerk to maintain, list allowing public inspection. HB 1126, Roberts-H
Waste disposal site, requiring additional in each county. SB 108, Stipe-S, Duke-H; HB 1482, Duke-H, Stipe-S
Water lines, allowing in county right-of-way, upon approval. (smad sc, smde hf) SB 134, Rhodes-S, Harris (Robert)-H
County Home Rule Charter Act, creating. SB 273, Randle-S, Gish-H
Courthouses, allowing income tax credit for construction of for financially unable counties. HB 1547, Cunningham-H
District attorneys (see DISTRICT ATTORNEYS, OFFICES OF)
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Secretaries, increasing compensation. SB 34 (smad cc), APP
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Associations, allowing to join state. HB 1257, Grieser-H, Cullison-S
Felony offense, elected official convicted of (see CRIMINAL PROCEDURE, Sentencing, Public official)
National Guard members called to active service (see MILITARY DEPARTMENT, Active service)
Retirement system (see RETIREMENT SYSTEMS, County Employees Retirement System)
Salaries:
Increases for officers, calculation for, modifying. HB 1173, Davis (Guy)-H
Maximum for officers, limiting. SB 80, York-S, Hobson-H; SB 306 (smad hf), York-S, Littlefield-H
Engineer, county (see Roads and bridges, below)
Engineering services (see Roads and bridges, below)
Equalization, county boards of, sessions:
Dates, modifying. SB 317, Hopkins-S, Williams (Penny)-H
Special, authorizing county clerk to call, prescribing dates and limiting purpose. SB 317, Hopkins-S, Williams (Penny)-H
Excise boards:
Commissioners, county, to be the members. HB 1215, Grieser-H
School district financial statements and estimates, modifying filing date. HB 1226, Hill-H, Leonard-S
Tag agent applicants, to supply Tax Commission list. SB 8, Dawson-S
Excise tax increase, to receive apportionment. HB 1514, Lewis-H
Expenses, additional, required by Legislature or state agency, public hearing and fiscal impact statement prior to, requiring. HB 1233, Grieser-H
Financial disclosure:
Disclosure of Economic Interest Act, creating. (smde cc) HB 1510, Lewis-H, Roberts-S
Financial Disclosure Act, creating. (smad cc) HB 1510, Lewis-H, Roberts-S
Financial Management Act, County:
Board, county financial management, for each county electing to participate. HB 1340, Grieser-H, Winn-S
Creating for certain counties which elect to participate. HB 1340, Grieser-H, Winn-S
Provisions and procedures. HB 1340, Grieser-H, Winn-S
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Funds:
Ad Valorem Reimbursement Fund, creating to reimburse counties for loss of revenue due to exemptions of ad valorem taxes for certain industrial facilities. HB 1523, Brewster-H; HB 1536 (smad hf), Brewster-H, Combs-S
Public, deposit of (see PUBLIC FINANCE, Deposit of state funds)
Garbage trucks used by or contracted for, exempting axle limitations. SB 144, Hopkins-S

Home Rule Charter Act, County, creating. SB 273, Randle-S, Gish-H
Income estimate, modifying income to be included. HB 1487, Benson-H, Capps-S
Jails (see JAILS)
Manager, county:
Authorizing. HB 1343, Gish-H, Taylor-S
Election, requiring. HB 1343, Gish-H, Taylor-S
Powers and duties. HB 1343, Gish-H, Taylor-S
Metropolitan Area Planning Commission:
Membership, modifying. HB 1373, Riggs-H, Hopkins-S
Municipality may create its own separate planning commission to act within boundary of municipality. HB 1373, Riggs-H, Hopkins-S
Officers (see Employees and officers, above)
Oklahoma County Housing Agency (see PROPERTY, Mortgage bonds)
Purchasing agent, county:
Auction, public, purchases made at, modifying procedures. SB 130, Winn-S, Grieser-H
Fuel (and road oil smde hf), purchase of, exempting from bidding procedures if certain rules followed. HB 1338, Glover-H, Taliaferro-S
Gasoline and diesel fuel, providing procedures for selection of vendors and purchasing. SB 193, Winn-S, Glover-H
Road and bridge improvements with native materials at certain prices not required through central purchasing. SB 99, Winn-S, Abbott-H
Recall of elective officers (see RECALL OF ELECTIVE OFFICERS)
Retirement Systems (see RETIREMENT SYSTEMS, County Employees Retirement System)
Roads and bridges:
Apportionment for roads, providing formula and requiring update of population figure. SB 337, Rhodes-S
Assessments for road improvements, requiring annual revision. SB 134, Rhodes-S, Harris (Robert)-H
Commissioners to report on accomplishments. (smde hc) HB 1375, Lewis-H, Rhodes-S
Districts, road improvement, authorizing annexation. SB 134, Rhodes-S, Harris (Robert)-H
Engineer, county:
Duties, specifying. (smad hc) HB 1375, Lewis-H, Rhodes-S
Limiting number of counties to enter agreement to employ one. HB 1375, Lewis-H, Rhodes-S
Qualifications, modifying. (smde hc) HB 1375, Lewis-H, Rhodes-S
Transportation, Department of, allowing to assume duties when county can't employ. (smde hc) HB 1375, Lewis-H, Rhodes-S
Engineering services provided by Department of Transportation, requiring within certain time. HB 1336, Kelly-H, Floyd-S
Equipment not delivered within certain period, Commissioners allowed to refuse and accept further bids. SB 98 (smde sc), Winn-S, Riggs-H; HB 1422, Riggs-H, Winn-S
Flashing red lights, not allowing for vehicles working on. HB 1181, Schroeder-H, Smith-S

Fund, County Road Improvement Revolving:
Creating. SB 55 (smad cc), APP
Funding, specifying. SB 55 (smad cc), APP
Uses, specifying. SB 55 (smad cc), APP
Funds, apportionment to be based on last census. (smad sf) SB 321, Rhodes-S, Lewis-H
Highway Trust Fund, Oklahoma (see ROADS AND HIGHWAYS)
Improvements, modifying time for appraisal and apportionment. (smad sc, smde hf) SB 321, Rhodes-S, Lewis-H
Industrial waste transporting, county commissioners to review roads to assure safety. SB 64 (smad hc), Capps-S, George-H; HB 1560 (smad sc), Hamilton (Rebecca)-H, Smith-S
Inventory officer, to be State Auditor and Inspector or designee rather than county road engineer or county employee. HB 1394, Grieser-H, Taliaferro-S
Language, clarifying. SB 321, Rhodes-S, Lewis-H
Lease or lease-purchase equipment:
Contracts, allowing in emergency when funds not available in County Road Machinery and Equipment Revolving Fund. HB 1464, Riggs-H
Delivery within certain period of time, requiring. HB 1423, Riggs-H
Not from Department of Transportation, providing procedures. (smad sc) HB 1422, Riggs-H, Winn-S
Native materials at certain prices for improvements, central purchasing not required. SB 99, Winn-S, Abbott-H
Oil, waste, prohibiting applying to streets or roads without authorization. HB 1436 (smad cc), Lewis-H, Stipe-S
Plans, Department of Transportation to approve or disapprove all. (smde hc) HB 1375, Lewis-H, Rhodes-S
Private property, allowing county commissioners entry for work. (smad hf) SB 278, Smith-S, Davis (Guy)-H
Road Improvement Act, County, creating. SB 55 (smad cc), APP
Rural Road Improvement District Act, Oklahoma:
Bonds, revenue, authorizing and providing procedures for issue. HB 1436 (smde cc), Lewis-H, Stipe-S; HB 1478, Davis (Frank)-H, McCune-S
Creating. HB 1436 (smde cc), Lewis-H, Stipe-S; HB 1478, Davis (Frank)-H, McCune-S
Directors of district:
Powers and duties, providing. HB 1478, Davis (Frank)-H, McCune-S
To be county commissioners. HB 1436 (smde cc), Lewis-H, Stipe-S
To be owners of real property. HB 1478, Davis (Frank)-H, McCune-S
Levy of additional mills, authorizing. HB 1436 (smde cc), Lewis-H, Stipe-S; HB 1478, Davis (Frank)-H, McCune-S
Procedures for forming districts, providing. HB 1436 (smde cc), Lewis-H, Stipe-S; HB 1478, Davis (Frank)-H, McCune-S
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Defacing, stealing or possessing, prohibiting. SB 100, Winn-S, Mentzer-H

Returning without penalty, allowing. (smad sc) SB 100, Winn-S, Mentzer-H
Water lines, allowing in county right-of-way, upon approval. (smad sc, smde hf) SB 134, Rhodes-S, Harris (Robert)-H
Rural Road Improvement District Act, Oklahoma (see Roads and bridges, above)
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Increases for officers, calculation for, modifying. HB 1173, Davis (Guy)-H
Maximum for officers, limiting. SB 80, York-S, Hobson-H; SB 306 (smad hf), York-S, Littlefield-H
Sales tax, county:
Designated purpose, requiring. HB 1266, Lewis-H, Sadler-S
Elections, allowing more often. SB 2, Boatner-S, Converse-H
Schools to receive revenue, allowing. HB 1416, Brewster-H
Sheriffs:
Delinquent taxes, collection of, providing for reimbursement of costs. SB 327, Leonard-S, Davis (Frank)-H
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Oil and gas transporting (see OIL AND GAS, Transporting)
Summons, service of (see CIVIL PROCEDURE, Summons)
Solid waste management (see PUBLIC HEALTH AND SAFETY)
Tax roll collections board, modifying error corrections. HB 1355 (smad cc), Williams (Penny)-H, Hopkins-S
Transient Merchant Licensing Act:
Creating. HB 1170, Cotner-H, Capps-S
County (court smad sf) clerk to administer. HB 1170, Cotner-H, Capps-S
Fees, establishing. HB 1170, Cotner-H, Capps-S
Treasurer, county:
Office of, may be designated tag agent. SB 205, York-S, Davis (Guy)-H
Treasurer or designee to be tag agent and receive apportionment of fees. HB 1549, Morgan-H
Tulsa County Home Finance Authority (see PROPERTY, Mortgage bonds)
Water conservation districts (see WATERS AND WATER RIGHTS)
Water lines, county (see Roads and bridges, above)

COUNTY COMMISSIONERS (see COUNTIES AND COUNTY OFFICERS)

COUNTY EXCISE BOARDS (see COUNTIES AND COUNTY OFFICERS)

COUNTY HOME RULE ACT (see COUNTIES AND COUNTY OFFICERS)

COUNTY OFFICERS ASSOCIATION (see COUNTIES AND COUNTY OFFICERS, Employees)

COURTS
Administrative Director:
Affidavit of judgment, to prescribe. SB 264, Winn-S, Davis (Frank)-H
Dispute resolution (see CIVIL PROCEDURE)

Sentencing, Commission on, annual report on activities. SB 172, Wright-S
Appeals, Court of:
Appropriations:
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Modifying 1985 appropriation. (smad sc, smde hc) SB 61, APP
Modifying temporary. (smad cc) HB 1029, APP
Salary increases. (smad sc) HB 1029, APP
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Use of, modifying. (smde sc) SB 61, APP
Clerk for each division, authorizing. HB 1557, Riggs-H
Judges, increasing number. HB 1557, Riggs-H
Jurisdiction, expanding. HB 1557, Riggs-H
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Attorney appointed to defend death penalty, increasing fee. SB 271, York-S, Benson-S
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Civil actions, (increasing. smde sf) (stating. smad sf) SB 295, Smith-S, Lewis-H
Criminal actions:
Drunk driving or controlled dangerous substances, involving:
Distribution, modifying. SB 236, Johnson-S; SB 347, York-S
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Dispute resolution (see CIVIL PROCEDURE)
Driving motor vehicle under the influence of alcohol or other intoxicating substance, cases of persons, modifying, increasing and changing apportionment. SB 236, Johnson-S
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Juvenile proceedings:
Costs to be withdrawn from court fund and used for operations of juvenile bureaus and youth programs of Department of Human Services. SB 334, Johnson-S, Benson-H
Increasing costs. SB 334, Johnson-S, Benson-H
Court administrators retirement, allowing to join Judges and Retirement System. SB 345, York-S
Court clerk, district:
Adoption, may sign judge's name when setting hearing. SB 12, Wright-S, Williamson-H
Judgment docket:
Affidavit of judgment, requiring. SB 264, Winn-S, Davis (Frank)-H
Liability or breech of duty, absolving clerks in certain situations. SB 264, Winn-S, Davis (Frank)-H

Marriage fee, increasing. SB 220, Winn-S, Grieser-H
Transient Merchant Licensing Act, to administer. (smad sf) HB 1170, Cotner-H, Capps-S
Court reporters:
Procedures, modifying. SB 308, Johnson-S, Benson-H
Salaries:
Full-time and acting official reporters, increasing. SB 296, York-S, Riggs-H
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Transcripts:
Allowing costs to be paid from court fund upon request of certain persons. HB 1368, Benson-H, Roberts-S
Death trials, limiting time to prepare transcript, with exception. SB 89 (smad hc), Johnson-S, Graves-H; HB 1063 (smad sc), Graves-H, Johnson-S; HB 1363, Benson-H, Taliaferro-S
Criminal Appeals, Court of:
Appeals to:
Allowing party to perfect without filing motion for new trial. SB 187, Stipe-S, Henry-H
Authorization, expanding. HB 1501, Lewis-H
Appropriations:
Generally. HB 1030, APP
Modifying 1985 appropriation. (smde hc) SB 61, APP
Salary increases. (smad sc) HB 1030, APP
Supplemental. (smad hc) SB 326, Cate-S, Lewis-H
Telephone system. (smad sc, smde hc) SB 326, Cate-S, Lewis-H
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Death penalty:
Allowing to reset sentence to life imprisonment without possibility of parole. SB 79, Wright-S
Decisions for resentencing, expanding allowable. SB 89 (smad hc), Johnson-S, Graves-H; HB 1363, Benson-H, Taliaferro-S
Time limitations, stating. SB 89 (smad hc), Johnson-S, Graves-H; HB 1063 (smad sc), Graves-H, Johnson-S; HB 1363, Benson-H, Taliaferro-S
Decisions, setting number to render. (smad sf) SB 253, Terrill-S, Benson-H
Districts, modifying. HB 1362, Benson-H
Divisions, to consist of two permanent, in Oklahoma County and Tulsa County. (smde sf) SB 253, Terrill-S, Benson-H
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Sentencing, Commission on, Presiding Judge to appoint four district court judges as members. SB 172, Wright-S
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Attorney appointed to defend, increasing fee. SB 271, York-S, Benson-H
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Dismissal of actions, grounds for:
Without prejudice:
Corrections, Department of, against, by inmate if all administrative remedies not used. (smad hc) HB 1326, Smith-H, Landis-S
Frivolous or malicious, adding. (smde hc) HB 1326, Smith-H, Landis-S
With prejudice:
Corrections, Department of, against, by inmate if frivolous or malicious. (smad hc) HB 1326, Smith-H, Landis-S
District Court:
Abortion (see PUBLIC HEALTH AND SAFETY)
Appropriation:
Generally. HB 1028, APP
Salary increases. (smad sc) HB 1028, APP
Supplemental. (smad hc) SB 326, Cate-S, Lewis-H
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Use of, modifying. (smde hc) SB 61, APP
Bailiffs:
Compensation, increasing. SB 250, York-S, Johnson (Glen)-H
Overtime payment and timekeeping forms, requiring. (smad cc) SB 250, York-S, Johnson (Glen)-H
Court reporters, increasing salaries. SB 74, APP
Custody, protective, for persons appearing to be mentally ill, alcohol-dependent or drug-dependent, requiring timely hearings, exempting criminal venue provisions. (smde sc) SB 231, Terrill-S, Duckett-H
Driving motor vehicle under the influence of alcohol or other intoxicating substance, cases of persons, to have exclusive jurisdiction, portion of costs to be paid to district attorneys. SB 236, Johnson-S
Homicide, justifiable, judicial determination of, providing procedures. HB 1332, Davis (Frank)-H, Choate-S
Judges of judicial districts, modifying number. HB 1286, Davis (Frank)-H
Judicial administrative districts, secretary of presiding judge, salary to be determined by Chief Justice of Supreme Court. SB 250, York-S, Johnson (Glen)-H
Judicial districts and number of judges, modifying. HB 1286, Davis (Frank)-H
Public Defender System, Oklahoma Appellate, to reimburse for assignments from district court fund. (smad sc, smde cc) HB 1034, APP
Records:
Civil cases, modifying time to be kept. (smad sc) SB 101, Dawson-S, Johnson (Glen)-H
Justice of peace, destruction, mandating. SB 101, Dawson-S, Johnson (Glen)-H

Salary increases (see Appropriations, above)
Sentencing, Commission on, four judges to be members. SB 172, Wright-S
Subpoenas in criminal cases, modifying service procedures. HB 1368, Benson-H, Roberts-S
Welfare recipients, to review adverse affects on recipient under certain conditions. (smad hc) HB 1117, Mentzer-H, Cain-S
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Judgments, orders and decrees:
Deferred judgment, extending time period for probation supervision. HB 1368, Benson-H, Roberts-S
Interest rates on judgments of courts of record:
Modifying, SB 265, Brown-S; SB 310, Miller-S; HB 1345, Davis (Frank)-H, Smith-S
Interest to be added from date of injury. HB 1374, Riggs-H, Taylor-S
Judgment docket of district court (see Court clerk, district, above)
Memorializing record, (prohibiting court clerks to do so. smde sc) (allowing district attorney to perform. smad sc) SB 277, Winn-S, Davis (Frank)-H
Parentage, determination of (see CHILDREN)
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Judicial administrative districts (see District Courts, above)
Judiciary, Court of the, appropriation. HB 1029, APP
Jurors:
Fees:
Costs of, to be paid by party ordered or adjudged in civil (with exceptions, smad hf) and criminal cases. (smad hc) HB 1015, Mentzer-H, Taylor-S
Increasing. HB 1015, Mentzer-H
List to be provided by Department of Public Safety of eighteen or older who hold current driver's license. SB 90, Terrill-S, Williamson-H
Oath, requiring. SB 90 (smad cc), Terrill-S, Williamson-H
Selection possibilities, list from Department of Public Safety to be added. SB 90, Terrill-S, Williamson-H
Juvenile courts, referees to be members of Uniform Retirement System for Judges and Justices. HB 1130, Riggs-H
Juvenile docket responsibility, judges with (see JUDGES AND JUSTICES)
Medical care and treatment of children (see CHILDREN)
Memorialization, written, of judgments, orders and decrees, (prohibiting court clerks to do. smde sc) (allowing district attorney to perform. smad sc) SB 277, Winn-S, Davis (Frank)-H
Municipal courts:
Courts of record created in all cities over 50,000, procedures. SB 173, Lamb-S
Driving motor vehicle under the influence of alcohol or other intoxicating substance, cases of persons, to be exclusive

jurisdiction of district court, portion of fine charged to be paid to municipality under certain circumstances. SB 236, Johnson-S
Drunk driving court costs, reducing amount held by court. SB 347, York-S
Retirement of judges (see RETIREMENT SYSTEMS, Judges and Justices Retirement System)
Victims compensation assessment (see VICTIM-WITNESS COMPENSATION PROGRAM, Victims compensation)
Notice to appear for certain offense, failure to obey, providing procedures. HB 1381, Easley-H
Officers of, intimidation to not perform duties by threat of civil action to be felony. HB 1214, Mentzer-H
Parentage, determination of (see CHILDREN)
Parental rights termination (see CHILDREN)
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Salaries of judges and justices (see JUDGES AND JUSTICES)
Small Claims Court:
Fees, increasing. (smad sc) SB 129, Pierce-S, Davis (Frank)-H
Records destruction, mandating. SB 101, Dawson-S
Transfer to another docket, modifying procedures. SB 129, Pierce-S, Davis (Frank)-H
Summons (see CIVIL PROCEDURE)
Supreme Court:
Appropriations:
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Information system. SB 61 (smde hc), APP; SB 326 (smad hc), Cate-S, Lewis-H
Information System, Oklahoma Court. (smad cc) HB 1029, APP
Modifying 1985 appropriation. SB 61 (smad sc, smde hc), APP; SB 326 (smad hc), Cate-S, Lewis-H
Modifying temporary. (smad cc) HB 1029, APP
Relocation of Court Administrator. HB 1062 (smde cc), APP
Salary increases. (smad sc) HB 1029, APP
Supplemental. SB 61 (smad sc, smde hc), APP; SB 326 (smad hc), Cate-S, Lewis-H
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Use of, modifying. (smde sc) SB 61, APP
Chief Justice, secretaries of presiding judges of judicial administrative districts, to determine salary. SB 250, York-S, Johnson (Glen)-H
Clerk, municipal courts of record resolution to be filed with. SB 173, Lamb-S
Dispute Resolution Advisory Board, to appoint members. HB 1552 (smad cc), Riggs-H, McCune-S
Education, continuing, for judges with judicial docket, to establish with advice of Oklahoma Commission on Children and Youth. HB 1288, McCorkell-H
Information System, Oklahoma Court:
Fund, Oklahoma Court Information System Revolving, creating. (smad cc) HB 1029, APP

To establish. (smad cc) HB 1029, APP
Judicial districts, modifying. SB 72, Smith-S, Davis (Frank)-H
Welfare recipients, to review adverse affects on recipient under certain conditions. (smde hc) HB 1117, Mentzer-H, Cain-S
Workers' Compensation Court:
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Police officers, assault and battery against, modifying penalties. HB 1284, Adair-H, Brown-S
Pornography exhibited to child, increasing penalty. HB 1093, Harris (Kenny)-H
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Racketeering Act, Oklahoma Anti-, creating. SB 22, Dawson-S, Riggs-H
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Second and subsequent offenses after conviction of offense punishable by imprisonment in penitentiary, removing attempt to commit petit larceny from provisions. HB 1368, Benson-H, Roberts-S
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CRIMINAL JUSTICE, CENTER FOR
Appropriations:
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Modifying 1985 appropriation. (smad sc, smde hc) SB 61, APP
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Disability, physical, eliminating definition. HB 1275, Stottlemyre-H
Domestic abuse:
  Domestic Abuse Act, Protection From (see Victims, below)
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  Laboratory findings of Oklahoma State Bureau of Investigation, allowing certain to be admitted without agreement or stipulation by parties. HB 1142, Cotner-H
  Reports by Oklahoma State Bureau of Investigation, increasing time limit of availability. (smad hc) HB 1142, Cotner-H
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  Creating. (smde sf) SB 118, Smith-S, Lewis-H
  Examination, requiring. (smde sc) SB 118, Smith-S, Lewis-H
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Homicide, justifiable, judicial determination of, providing procedures. HB 1332, Davis (Frank)-H, Choate-S
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Impeachment, allowing competency testimony to be used. HB 1486, McCorkell-H, Taylor-S
(Jury fees, mileage and parking reimbursement and expenses of summoning to be part of costs to be paid by party smad hc) (if party requested jury trial. smad hf) HB 1015, Mentzer-H, Taylor-S
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Nonviolent Intermediate Offender Act:
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  Felon, twice convicted, not to be classified as. (smde hf) HB 1368, Benson-H, Roberts-S
  Sentencing, modifying. HB 1089, Harris (Kenny)-H; HB 1529, Harris (Ken)-H
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Pleas, Guilty But Mentally Ill Act, creating. (smde sf) SB 118, Smith-S, Lewis-H
Psychiatric examination:
Application, defendant to file. (smad sf) SB 118, Smith-S, Lewis-H
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Court of Criminal Appeals, determinations, modifying. HB 1063, Graves-H, Johnson-S
Decision of court, failure to render within certain period, to affirm trial court decision. SB 89 (smad hc), Johnson-S, Graves-H; HB 1363, Benson-H, Taliaferro-S
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Resentencing:
Allowing, by jury or trial court. SB 79, Wright-S; SB 89, (by jury smde sf) Johnson-S, Graves-H; HB 1063 (smad hc) (by jury smde sc) Graves-H, Johnson-S
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Resetting sentence to life imprisonment without possibility of parole, allowing. SB 79, Wright-S
Transcripts of trial, limiting court reporters time to prepare, with exception. SB 89 (smad hc), Johnson-S, Graves-H; HB 1063 (smad sc), Graves-H, Johnson-S; HB 1363, Benson-H, Taliaferro-S
Drunk drivers (second smde hc) (third smad hc) (and subsequent smde hf) offense, not allowing suspended or deferred sentences or probation. HB 1136, Abbott-H, Floyd-S
Evidence to be presented by both prosecution and defense prior to jury assessing punishment. SB 125, Cain-S
Nonviolent Intermediate Offender Act, modifying. HB 1089, Harris (Kenny)-H; HB 1529, Harris (Ken)-H
Parole, without possibility of, with imprisonment for life penalty, modifying to include. SB 78, Wright-S
Public official, elected, convicted of a felony offense, not eligible for suspended sentence. HB 1346, Craighead-H
Punishment hearing to be separate from guilt hearing. SB 125, Cain-S

Sentencing, Commission on, creating, prescribing membership, powers and duties, requiring report to Legislature. SB 172, Wright-S
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Subpoenas, service procedures in district courts, modifying. HB 1368, Benson-H, Roberts-S
Trial, motion for new, prohibiting person filing motion from raising allegations of error available at time of filing. (smde sc) SB 187, Stipe-S, Henry-H
Venue, waiver of, judge authorized to accept plea under certain circumstances. SB 13, Wright-S, Williamson-H
Verdict, directing judge or clerk to read to jury. HB 1506, Johnson (Glen)-H, Dawson-S
Victims:
Domestic Abuse Act, Protection From:
Arrest without warrant of perpetrator, providing procedures. (smad hc) HB 1353, Anderson-H, Wright-S
Domestic abuse, modifying definition. HB 1353, Anderson-H, Wright-S
Domestic Abuse Reporting Act:
Creating. HB 1353, Anderson-H, Wright-S
Domestic abuse, modifying definition. HB 1353, Anderson-H, Wright-S
Records and reports, requiring. HB 1353, Anderson-H, Wright-S
Victim-Witness Compensation Program (see VICTIM-WITNESS COMPENSATION PROGRAM)
Victims Court Attendance Act, Oklahoma Crime, creating to allow victims or appointee to attend proceedings. SB 68, Brown-S; HB 1174, Johnson (Glen)-H, Brown-S
Witnesses:
Employees of state or political subdivision, allowing travel if out of county. (smad cc) HB 1265, Holden-H, Taliaferro-S
Harassing or intimidating to be misdemeanor. HB 1095, Harris (Kenny)-H
Payment of all, allowing from court fund. HB 1368, Benson-H, Roberts-S
Witnesses, expert:
Allowing for persons facing death sentence. (smad sf) SB 118, Smith-S, Lewis-H
Payment to be from State Judicial Fund if indigent. SB 118, Smith-S, Lewis-H

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CROWE, WILLIAM J. (see PRAISE AND APPRECIATION)

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DAMAGES
Bogus checks to be liable for treble damages (after time allowed for repayment. smad sf) HB 1010, Henshaw-H, Wright-S

Contributory negligence:
Defense in products liability action, allowing. SB 240, Winn-S; HB 1195 Cotner-H, Winn-S
Joint and several for joint tortfeasors for single harm. SB 194, Dennis-S, Davis (Guy)-H; HB 1100, Lawter-H
Percentage attributable, to be determined by trier of facts. SB 123, Taliaferro-S
Recovery not barred by, exceptions, modifying. SB 242, Winn-S; HB 1172 Cotner-H, Winn-S
Exemplary damages, allowing insurance for. HB 1441, Osborne-H
Insurance protection for exemplary damages, allowing. HB 1441, Osborne-H
Labor, payment for, trying to cheat, defraud or delay, allowing damages in civil action. HB 1216, Leftwich-H, Johnson-S
Products liability action, defining, allowing contributory negligence to be defense. SB 240, Winn; HB 1195, Cotner-H, Winn-S
Publicity on deceased for successors-in-interest. SB 7, Boatner-S, Davis (Guy)-H
Real estate, limiting amount for damages for breach of contract. SB 299, Ford-S, Heaton-H
Rental contracts, allowing punitive if good faith not shown. SB 223, McCune-S, Harris (Ken)-H
Sewer system backup or failure, municipality to be liable for damages. HB 1564, Harris (Ken)-H

DATA PROCESSING
Court Information System, Oklahoma (see COURTS)
Data Processing Advisory Committee:
Duties, expanding to include communications and telecommunications systems. SB 213, Leonard-S, Stacy-H; HB 1563, Stacy-H
Name, changing:
To Data Processing and Advisory Committee. SB 213, Leonard-S, Stacy-H
To Data Processing/Communications Advisory Committee. HB 1563, Stacy-H
Industry Advisory Committee:
Duties, expanding to include communications and telecommunications systems. SB 213, Leonard-S, Stacy-H; HB 1563, Stacy-H
Revaluation Board, State, to establish central computer bank with access available to each county assessor. SB 88, Ford-S, Williamson-H
Tax Commission Data Processing Revolving Fund, creating. (smad sf) HB 1013, Morgan-H, Winn-S

DAYS, WEEKS, MONTHS AND YEARS, SPECIAL
Agricultural Crisis Awareness Day and rally, April 27, 1985, declaring. SR 23, Dahl-S; HR 1019, Widener-H
Boy Scout Week to be February 3 through 9, 1985. HR 1005, Hobson-H
Holstein Day, National, proclaiming May 25, 1985, in Oklahoma. HR 1018, Hale-H

Iba Day, Coach Henry P., declaring. SCR 10, Shedrick-S, Gish-H
Meat Week, National, to be observed January 27 through February 2, 1985. SR 2, Dahl-S; HR 1004, Widener-H
Rally, farm crisis, to be April 27, 1985. SR 23, Dahl-S; HR 1019, Widener-H
Square Dancing Day, declaring. HCR 1010, Harbin-H, Rozell-S
Teacher, Year of the, creating for school year 1985-86. SCR 31, Terrill-S, Henry-H
White Cane Safety Day, establishing October 15 of each year. HJR 1026, Stottlemyre-H, York-S
Will Rogers, Jr. Day, declaring. SR 25, Taylor-S
Wills Day, Bob, declaring. SR 11, Dahl-S
Windbreak Awareness Week, State, March 18 through 23, declaring. HR 1012, George-H

DEAF
Deaf and Hearing Impaired Act, Oklahoma Comprehensive Mental Health Services for the (see MENTAL HEALTH)
Dogs, guide, signal or service, to wear yellow identifying collars. (smde hf) HB 1176, Koppel-H, Landis-S
Hearing Loss Act, Oklahoma Occupational, creating. (smde hf) HB 1318, Hale-H
Housing discrimination, prohibiting. HB 1243, Riggs-H, McIntyre-S
Landlord not to deny or terminate tenancy because of guide, signal or service dog. HB 1176, Koppel-H, Landis-S
Public places and common carriers not to refuse service because of dogs. HB 1176, Koppel-H, Landis-S

DEAF AND HEARING IMPAIRED, COMMISSION ON THE, OKLAHOMA
Abolishing. SB 106 (smad cc), Johnson-S, Sanders-H
Deaf and Hearing Impaired Act, Oklahoma Comprehensive Mental Health Services for the, creating, Director to appoint certain members to advisory committee and be ex officio member. SB 229, Roberts-S, Duckett-H; HB 1247, Duckett-H, Roberts-S
Human Services, Department of, to provide clerical and printing services for state plan. SJR 21, Randle-S, Anderson-H
Needs, to develop and approve state plan on after assessment. SJR 21, Randle-S, Anderson-H
Per diem, increasing. (smde hc) SB 106, Johnson-S, Sanders-H
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Reimbursement for actual and necessary expenses. (smad hc, smde cc) SB 106, Johnson-S, Sanders-H

DEAF AND HEARING IMPAIRED ACT, OKLAHOMA COMPREHENSIVE MENTAL HEALTH SERVICES FOR THE (see MENTAL HEALTH)

DEATH
Death Act, Uniform Determination of (see PUBLIC HEALTH AND SAFETY)
Death certificates, body to be transported out of state, not requiring certificate under certain circumstances. SB 309, Cain-S, Anderson-H
Wrongful death (see WRONGFUL DEATH)

DEATH PENALTY (see CRIMINAL PROCEDURE, Sentencing)

DECA (see ECONOMIC AND COMMUNITY AFFAIRS, DEPARTMENT OF)

DEFAMATION (see CIVIL PROCEDURE)

DELIVERY SYSTEM, SMALL PACKAGE (see MOTOR CARRIERS, Parcel carriers, restricted)

DENTISTRY (see PROFESSIONS AND OCCUPATIONS)

DEPOSITORY BOARD, STATE (see PUBLIC FINANCE)

DISABILITY INSURANCE PROGRAM (see STATE GOVERNMENT, Employees, Insurance, State Employees Group Health, Dental and Life)

DISABLED PERSONS, DEVELOPMENTALLY
- Group homes, restricting location by cities, prohibiting. HB 1124, Anderson-H

DISCRIMINATION
- Hearings, providing procedures. (smad hc) HB 1081, McCorkell-H, Cain-S
- Housing:
  - Homosexuals and gays, deals or contracts with, refusal not to be considered discrimination. (smad hc) HB 1243, Riggs-H, McIntyre-S
  - Prohibiting. HB 1243, Riggs-H, McIntyre-S
- Mines, underground, allowing women to work. SJR 16, Boatner-S, Davis (Guy)-H
- Practices due to age or handicap, prohibiting. HB 1081, McCorkell-H, Cain-S
- Retirement, mandatory, not to be considered discriminatory. (smad hf, smde sc, smad cc) HB 1081, McCorkell-H, Cain-S

DISPUTE RESOLUTION (see CIVIL PROCEDURE)

DISTRICT ATTORNEYS, OFFICES OF
- Appropriations:
  - Generally. HB 1032, APP
  - Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
- Child murderers, abusers and molesters, to send information to State Board of Education. (smde hc) HB 1180, Conaghan-H, Wright-S
- Children, (attorney for or smde sc) guardian ad litum, not to be appointed. HB 1372, Riggs-H, Cain-S
- Civil action against, threat of, to intimidate to not perform duties, to be felony. HB 1214, Mentzer-H
- Drunk and drug abuse driving court costs, to receive for prosecution. SB 347, York-S
- Fund, Bogus Check Restitution Program, modifying use. (smad sc, smde cc) HB 1032, APP
- Grady County assistant, providing for. HB 1032 (smad cc), APP
- Guardian ad litum for children, not to be appointed. HB 1372, Riggs-H, Cain-S
- Longevity pay, allowing for employees. (smad hf, smde cc), HB 1135, Vaughn-H, Taylor-S

Records, authorizing destruction and copying of certain. SB 306, York-S, Littlefield-H
Report, narrative, of offences for offenders sentenced to incarceration for more than two years, limiting liability of agency submitting report. HB 1368, Benson-H, Roberts-S
Salary increases. SB 61 (smad cc), APP
Salary, providing alternative, allowing whichever is greater. SB 348, York-S
Staff, allowing larger. SB 348, York-S

DISTRICT ATTORNEYS TRAINING COORDINATION COUNCIL
Appropriations:
Generally. HB 1032, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Child support (see CHILD SUPPORT)
Executive Coordinator and Assistant Coordinator, modifying limits on salary. HB 1032, APP
Subpoenas, allowing to issue. HB 1094, Harris (Kenny)-H

DISTRICT OF COLUMBIA (see CONSTITUTION, UNITED STATES, AMENDMENT OF)

DIVORCE (see CIVIL PROCEDURE)

DOCUMENTARY TAX STAMP (see REVENUE AND TAXATION)

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DOG RACING (see AMUSEMENT AND SPORTS, Dog racing)

DOMESTIC ABUSE ACT, PROTECTION FROM (see CRIMINAL PROCEDURE)

DOMESTIC ABUSE REPORTING ACT (see CRIMINAL PROCEDURE)

DOMESTIC VIOLENCE SHELTERS (see MENTAL HEALTH)

DRAM SHOP ACT (see INTOXICATING LIQUORS)

DRIVER'S, OPERATOR'S, CHAUFFEUR'S LICENSE (see MOTOR VEHICLES)

DRUGS AND MEDICINES (see also NARCOTICS AND DANGEROUS DRUGS CONTROL, BUREAU OF)
Syringes, allowing pharmacists right to refuse to sell. HB 1249, Duckett-H

DRUNK DRIVER (see MOTOR VEHICLES)

E

ECONOMIC AND COMMUNITY AFFAIRS, DEPARTMENT OF (DECA)
Appropriations:
Community development projects. HB 1062 (smad cc), APP
County Jail Improvement Fund. HB 1062 (smde cc), APP

Generally. HB 1047, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Community action agency governing board, to establish. HB 1361, Talley-H, Watson-S
Community service programs by agencies, to evaluate and oversee. HB 1361, Talley-H, Watson-S
Director to be member of Infrastructure Advisory Board. HB 1435, McCorkell-H
Funds, Community Services Block Grant, to receive. HB 1361, Talley-H, Watson-S
Infrastructure planning and investment:
Board, Infrastructure Advisory, creating. HB 1435, McCorkell-H
Creating office under Department. HB 1435, McCorkell-H
Duties, specifying. HB 1435, McCorkell-H
Plans to be submitted to Governor, Pro Tempore and Speaker. HB 1435, McCorkell-H
Juvenile Justice Planning Coordinator, allowing to employ. HB 1047, APP
Rules and regulations, disapproval of:
Federal funding, notification on. HR 1011, George-H
Review and Comment System, Oklahoma. HR 1007, George-H
Small Business Incubation Act (see SMALL BUSINESS INCUBATION ACT)

ECONOMIC DEVELOPMENT
Ad valorem tax:
Industrial property, exempting on lands leased from public trusts for period of time. HJR 1010, Morris-H, Giles-S
Manufacturing concerns:
Credit against income tax for ad valorem tax paid for period of time, allowing. SB 96 (smde sf), Combs-S, Vanatta-H; HB 1397, Benson-H
Exemptions, allowing. SJR 9, Combs-S; HJR 1012, Benson-H
Support of, expressing legislative intent for. SCR 9, Sadler-S, Brewster-H
Tourism and Recreation Department to have responsibility. HB 1317, Hale-H
Venture capital (see VENTURE CAPITAL)

ECONOMIC DEVELOPMENT AUTHORITY, STATE
Bond amounts and procedures, modifying. HJR 1024, McCorkell-H, Taylor-S
Creating to replace State Industrial Finance Authority. HJR 1024, McCorkell-H, Taylor-S
Membership, modifying. HJR 1024, McCorkell-H, Taylor-S

ECONOMIC DEVELOPMENT COMMISSION
Minutes of meetings, allowing additional person to keep. SB 244, Combs-S
Tourism and Recreation Department, transferring all powers to. HB 1317, Hale-H

ECONOMIC DEVELOPMENT, DEPARTMENT OF
Appropriations:
Competition for federal research funds. HB 1062 (smad cc), APP

Generally. SB 48, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Bonds, private activity, formula for issuing to conform to Federal Deficit Reduction Act of 1984. SJR 7, Cate-S, Lewis-H
Director to be administrator of Cap to private activity bonds. (smde sc, smad cc) SB 112, Taylor-S, Hobson-H
Enterprise zones (see ENTERPRISE ZONES)
Fund, Industrial Development Promotion Revolving, creating. HB 1125, Holden-H
Fund, International Trade Show Revolving, creating. (smde sc) SB 48, APP
International Development Division:
Creating. (smad sc) HB 1159, Lewis-H, Roberts-S
Duties and responsibilities, providing. (smad sc) HB 1159, Lewis-H, Roberts-S
Pacific Basin, office to be established in (Japan. smad cc, smde 2cc) (smad sc) HB 1159, Lewis-H, Roberts-S
Travel and per diem, allowing. (smad sc) HB 1159, Lewis-H, Roberts-S
International Division, creating. (smde sc) SB 260, Combs-S, Brewster-H
Pacific Basin office (see International Development Division, above)
Plan of action for economic development, to produce. HJR 1036, Brewster-H
Private activity bonds (see BONDS, PRIVATE ACTIVITY)
Promotion of Oklahoma and Oklahoma services, products and recreational advantages, to consolidate funds with single administration. SB 48 (smad cc), APP
Report to Pro Tempore and Speaker on plan of action for economic development. SB 48 (smad cc), APP
Small Business Incubation Act (see SMALL BUSINESS INCUBATION ACT)
Tourism and Recreation Department, transferring all powers to. HB 1317, Hale-H

EDUCATION (see EDUCATION, BOARD OF; HIGHER EDUCATION; SCHOOLS: TEACHERS; or specific subject)

EDUCATION, BOARDS OF
Administrators, full-time (see SCHOOLS)
Better Schools Act of 1985 (see SCHOOLS)
Elections (see ELECTIONS, School elections)
Education Improvement Act of 1985 (see SCHOOLS)
Expenditures, certain amount, requiring additional document. SB 222, Howell-S, Henry-H
Five-year plan of improvement, to adopt. HB 1466, Barker-H, Howell-S
Gifted and talented children (see SCHOOLS)
Negotiation:
Procedures between boards of education and professional organizations, reducing period of time within which agreements must be reached. (smde sc) SB 186, Howell-S, Anderson-H

Subjects, (mandatory and nonnegotiable, specifying. smad sc, smde sf) (including certain. smad sf) SB 186, Howell-S, Anderson-H
Purchases, certain amount, requiring additional document. SB 222, Howell-S, Henry-H
Superintendent of schools (see SCHOOLS)
Textbooks (see SCHOOLS)

EDUCATION, STATE BOARD OF
Activities, extracurricular, to promulgate rules and regulations for participation. (smad hf, smde cc) HB 1466, Barker-H, Howell-S
Appropriations:
Computer services, instructional and administrative. HB 1466 (smde cc), Barker-H, Howell-S
Cooperative programs of small school districts. HB 1466 (smde cc), Barker-H, Howell-S
Educational programs, innovative, at local districts. HB 1466 (smde cc), Barker-H, Howell-S
Generally. HB 1035
Midterm supplements. SB 61 (smde hc), APP; SB 326 (smad hc),
Rebuilding of schools destroyed by fire. HB 1062 (smad cc), APP
Supplementary materials. HB 1466 (smde cc), Barker-H, Howell-S
Support personnel salary increases. HB 1466 (smde cc), Barker-H, Howell-S
Teacher salary increases. HB 1466 (smde cc), Barker-H, Howell-S
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Testing programs. HB 1466 (smde cc), Barker-H, Howell-S
Textbooks. HB 1062 (smde cc), APP; HB 1466 (smde cc), Barker-H, Howell-S
Better Schools Act of 1985 (see SCHOOLS)
Child murderers, abusers and molesters, (and other felons smad hc), requiring reports and filing system (to supply to both private and public boards of education. smad hc) HB 1180, Conaghan-H, Wright-S
Contest for high school students, academic, Board to establish, promote, promulgate rules and regulations and conduct, to be named Governor's (Academic smad sf) Bowl, creating Governor's (Academic smad sf) Bowl Committee. HCR 1018, Duke-H, Roberts-S
Donations, private (see SCHOOL DISTRICTS)
Education Improvement Act of 1985 (see SCHOOLS)
Gifted and talented children (see SCHOOLS)
Rules and regulations, disapproval of:
Attendance/Activities Regulations. SR 6, Giles-S; HR 1006, Grieser-H
New Certification Standards. HR 1008, Williams (Penny)-H
School year (see SCHOOLS)
Superintendent of schools, county, Board to assume duties when abolished. HB 1415, Little-H; HB 1484, Fair-H
Ten-day rule (see SCHOOLS)

Testing of students, to develop, implement and administer. HB 1466, Barker-H, Howell-S
Textbooks (see SCHOOLS)

EDUCATION, STATE DEPARTMENT OF
Better Schools Act of 1985 (see SCHOOLS)
Education Improvement Act of 1985 (see SCHOOLS)
Gifted and talented children (see SCHOOLS)
Study, feasibility of reorganization of school districts, setting guidelines. HJR 1034, Heaton-H
Superintendent of schools, county, to assume duties in counties voting to abolish office. HB 1256, McDonald-H, Miller-S
Teachers:
Curriculum examination, information, specifying. HB 1128, Ross-H
Education programs, criteria, reports, modifying. HB 1128, Ross-H
Evaluation, to develop criteria. HB 1466, Barker-H, Howell-S

EDUCATIONAL COMPACT, SOUTHERN REGIONAL (see HIGHER EDUCATION)

EDUCATIONAL TELEVISION AUTHORITY, OKLAHOMA
Appropriations:
Central supply for parts. HB 1062, APP
Generally. SB 38, APP
Retube transmitters. HB 1062, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP

EGGS (see AGRICULTURE)

ELECTION BOARD, SECRETARY OF THE STATE
Appropriations:
Elections, expenses of holding. (smad sc) SB 326, Cate-S, Lewis-H
Generally. SB 34, APP
Supplemental. (smde sc) SB 61, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Financial disclosure:
(Disclosure of Economic Interest Act smde cc) (Financial Disclosure Act smad cc), creating, statements of economic interest to be filed with Secretary. HB 1510, Lewis-H, Roberts-S
Precint officials, additional, may authorize when needed. SB 256, Cain-S, Vaughn-H
Presidential Preferential Primary results to certify. HB 1157, Hamilton (James)-H, Johnson-S; HB 1483, Fair-H, Giles-S
School elections (see ELECTIONS)

ELECTION BOARDS, COUNTY (see COUNTIES AND COUNTY OFFICERS)

ELECTIONS
Absentee ballots (see Ballots, below)
Absentee voting, allowing persons 65 and over to vote by absentee ballot. (smde sc) SB 256, Cain-S, Vaughn-H

Ballots:
Absentee; allowing to apply for by telegraph. HB 1179, Davis (Frank)-H, McCune-S
Constitutional amendments, limiting when on and how many. HJR 1008, Hooper-H; HJR 1015, Clark-H, Taliaferro-S
County option for liquor by the drink, specifying content. (smad hc, smde sc) HB 1132, Vaughn-H, Cullison-S
Governor and Lieutenant Governor to be listed on same ballot at General Election. HB 1401, Leftwich-H; HJR 1040, Sherrer-H, Dawson-S
Titles:
Certification of legality by Attorney General, establishing procedures. SB 163, Taylor-S, Johnson (Glen)-H
Reading comprehension level, raising. SB 117, Smith-S, Morgan-H
Review by President Pro Tempore of Senate and Speaker of House, eliminating. SB 163, Taylor-S, Johnson (Glen)-H
Campaign contributions and expenditures (see CAMPAIGN CONTRIBUTIONS AND EXPENDITURES)
Candidates:
Contributions, time to retain, limiting. HB 1122, Fair-H
Editorials about candidates, qualifying when may write and requiring rebuttal coverage. HB 1020, Little-H, Green-S
Financial disclosure:
Disclosure of Economic Interest Act, creating. (smde cc) HB 1510, Lewis-H, Roberts-S
Financial Disclosure Act, creating. SB 69, Cole-S, Kincheloe-H; SB 258, Keller-S; HB 1194, Kincheloe-H, Cole-H; HB 1510 (smad cc), Lewis-H, Roberts-S
Labor unions, not to use dues to support. (smad hf) HB 1461, Lawter-H, Stipe-S
Legislative under grand jury indictment, to be ineligible. HJR 1004, Harbin-H
Political committees to oppose or support, regulating. HB 1168, Hamilton (James)-H, Howell-S
Unopposed candidates to file reports of contributions and expenditures. SB 255 (smad hc, smde cc), McIntyre-S, Ross-H; HB 1120, Fair-H; HB 1390, McCorkell-H
Constitutional amendments (see CONSTITUTION, OKLAHOMA, AMENDMENT OF)
County option for individual drink sales:
Governor to select day for special election for all counties. (smad hc, smde sc) HB 1132, Vaughn-H, Cullison-S
Procedures to call. (smde sc) HB 1132, Vaughn-H, Cullison-S
Requiring. HB 1118, Sanders-H, Cullison-S
Fire Protection Districts (see FIRE PROTECTION DISTRICTS)
Forfeiture of office procedures. HJR 1003, Morgan-H
Initiative or referendum petition:
Ballot titles:
Certification of legality procedures, establishing. SB 163, Taylor-S, Johnson (Glen)-H
Signature sheet, (ballot title smde sc) (gist of proposition smad sc) to be at top of each, or Secretary of State to disqualify. HB 1111, Brewster-H, Roberts-S

Initiative or referendum petitions, when passed by vote of people not to be amended for certain period of time except by two-thirds vote of both Houses. HJR 1011, Mentzer-H
Referendum or initiative petitions, when passed by vote of people not to be amended for certain period of time except by two-thirds vote of both Houses. HJR 1011, Mentzer-H
Liquor by the drink (see Special elections, below)
Lottery, to be rereferred to people after two years. SB 67, Dawson-S, Haney-H
Manager, county (see COUNTIES AND COUNTY OFFICERS)
Officials, precinct, allowing additional when needed. SB 256, Cain-S, Vaughn-H
Political parties, formation of new:
Circulation period and dates for petitions, setting. SB 255, McIntyre-S, Ross-H
Filing period for petitions, modifying. SB 255, McIntyre-S, Ross-H
Poll tax, repealing. SJR 19, Boatner-S, Davis (Guy)-H
Presidential electors of unrecognized political parties, providing procedures for printing names on ballot. SB 255, McIntyre-S, Ross-H
Presidential Preferential Primary, establishing. HB 1157, Hamilton (James)-H, Johnson-S; HB 1483, Fair-H, Giles-S
Recall of elective officers (see RECALL OF ELECTIVE OFFICERS)
Registrar, who is announced candidate in political race, prohibiting. (smad hf) SB 256, Cain-S, Vaughn-H
Registration, voter, allowing waiver of compensation for registrars. SB 256, Cain-S, Vaughn-H
Sales tax, county, allowing more often. SB 2, Boatner-S, Converse-H
Scheduling, restricting, prohibiting conflicts with certain elections. (smde hf) SB 256, Cain-S, Vaughn-H
School elections:
Calling and holding regular and special elections, increasing time period between. SB 256, Cain-S, Vaughn-S
County election board to conduct. HB 1504, Pitezel-H, Smith-S
Forms, Secretary of State Election Board to prescribe and devise. HB 1504, Pitezel-H, Smith-S
Holding, increasing time allowed after receiving petition. (smad sf, smde hf) SB 256, Cain-S, Lewis-H
Independent school districts, modifying certain dates. HB 1551, Pitezel-H, Smith-S
Procedures and requirements, modifying. HB 1504, Pitezel-H, Smith-S
Resolution of board of education to county election board, requiring it to contain all questions to be voted on at annual election. SB 256, Cain-S, Vaughn-H
Rules and regulations to be promulgated by State Election Board. HB 1504, Pitezel-H, Smith-S
Scheduling, restricting, prohibiting conflicts with certain elections. (smde hf) SB 256, Cain-S, Vaughn-H
Superintendent of schools, county, allowing elections to abolish office upon petition. HB 1256, McDonald-H, Miller-S

Voter requirements, modifying. HB 1504, Pitezel-H, Smith-S
Special elections:
Calling and holding:
Local special elections for municipalities, school districts and other subdivisions, increasing time period between. SB 256, Cain-S, Vaughn-H
Statewide special elections, increasing time period between. SB 256, Cain-S, Vaughn-H
Certification of revenue for state, procedures, (creating Commission for Fiscal Responsibility smde sf) (Revenue Estimation Commission smad sf, smde cc) and (repealing State Board of Equalization. smde cc) HJR 1005, Barker-H, Randle-S
Damages recoverable from state, Legislature to set. SJR 3, Dawson-S, Holden-H; HJR 1007, Holden-H, Dawson-S
Liquor by the drink:
County, each, requiring. HB 1118, Sanders-H, Cullison-S; HB 1132 (smde sc), Vaughn-H, Cullison-S
Sales, except sales tax, apportioning to counties General Revenue Fund (and school districts smad hc) and allowing occupation tax. HJR 1028, Hale-H, Rozell-S
Mines, underground, allowing employment of women. (smde sf) SJR 16, Boatner-S, Davis (Guy)-H
Municipal governing body submission of special election resolution, increasing time period. SB 256, Cain-S, Vaughn-H
Pardon and Parole Board not to have authority to recommend for convicts sentenced to life imprisonment without parole or sentenced to death. (smde sf) SJR 27, Wright-S, Clark-H
Poll tax, repealing. (smde sc) SJR 19, Boatner-S, Davis (Guy)-H
Railroad first class passenger fare, repealing certain statute. (smde sf) SJR 18, Boatner-S, Brewster-H
Suspension from office procedures, modifying. HJR 1003, Morgan-H

ELECTRICAL CODE (see PROFESSIONS AND OCCUPATIONS, Electricians)

ELECTRICAL LINES (see UTILITY COMPANIES, TENERATING PLANTS AND FACILITIES)

ELECTROLOGY, BOARD OF, STATE (see PROFESSIONS AND OCCUPATIONS)

EMERGENCY FUND, STATE
Appropriation:
Generally. SB 61 (smde hc), APP; SB 326 (smad hc), Cate-S, Lewis-H
Supplemental. (smad hc) SB 326, Cate-S, Lewis-H
Use of, modifying. SB 61 (smde hc), APP; SB 326 (smad hc), Cate-S, Lewis-H
Uses, expanding to include protection of animals, birds, fish or aquatic life. HB 1192, McCorkell-H, Watson-S

EMERGENCY MEDICAL CARE AND SERVICES
Emergency Medical Services Improvement Act, not to impair or restrict certain rights of municipalities. HB 1297, Clark-H

Operators of emergency vehicles, insurance premium increase, cancellation or termination due to accident in performance of duty, prohibiting. (smad hc) HB 1137, Abbott-H, Dennis-S
Vehicles, allowing flashing red and blue lights. HB 1181, Schroeder-H, Smith-S

EMPLOYEES, STATE (see STATE GOVERNMENT)

EMPLOYMENT SECURITY COMMISSION
Fund, Unemployment Compensation, repealing requirement for annual estimate of financial condition and surcharge. HB 1465, Riggs-H, Cullison-S
Governmental agencies election to be liable for reimbursement payments, repealing. HB 1465 (smad hc), Riggs-H, Cullison-S; HB 1476 (smad hc, smde hf), Riggs-H, Cullison-S
Report on transferring to Public Employees Retirement System. HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1328 (smad cc), Abbott-H, Dennis-S
Unemployment benefits (see LABOR)

ENERGY RESOURCES CONSERVATION ACT (see OIL AND GAS)

ENGINEERS AND LAND SURVEYORS (see PROFESSIONS AND OCCUPATIONS)

ENTERPRISE ZONES
Authority, removal, procedure. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Cities and towns, within corporate limits of, authorizing Department of Economic Development to approve upon application, procedures. SB 168, Roberts-S, Harbin-H
Committee, creating. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Economic Development, Department of:
Assistance Center, Enterprise Zone, to establish. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Cities and towns, enterprise zones within corporate limits of, to approve upon application, procedures. SB 168, Roberts-S, Harbin-H
Grant, to administer. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Income tax credit, allowing. HB 1235, McCorkell-H; HB 1287 (smad hc) McCorkell-H
Initiatives and incentives, modifying. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Institute, Enterprise Zone Business, Board of Regents for Higher Education to establish. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Tax Commission to establish means of accounting. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H

ENVIRONMENTAL PROTECTION
Conservation Easement Act, Oklahoma Uniform, creating to protect natural, scenic and open-space value. HB 1241, Gish-H

Corporation Commission, allowing to use revolving fund funds in emergency. HB 1521, Holden-H, Cullison-S

EQUALIZATION, STATE BOARD OF
Agricultural land, valuation of, in accordance with certain techniques and guidelines, memorializing to proceed. SCR 27, Stipe-S, Cotner-H
Complaints:
Board to hear certain. SB 317, Hopkins-S, Williams (Penny)-H
Corporations, public service, allowing to appeal. SB 317, Hopkins-H, Williams (Penny)-H
Transcript of proceedings, modifying requirements. SB 317, Hopkins-S, Williams (Penny)-H
Duties and procedures, modifying. SB 317, Hopkins-S, Williams (Penny)-H
Meeting dates, modifying. SB 317, Hopkins-S, Williams (Penny)-H; HB 1355 (smad cc), Williams (Penny)-H, Hopkins-S
Repealing. (smad sc, smde cc) HJR 1005, Barker-H, Randle-S
Valuation of real and personal property of counties report from Tax Commission, modifying content and due date. SB 317, Hopkins-S, Williams (Penny)-H

ESTATE TAXES (see REVENUE AND TAXATION)

ETHICS AND MERIT COMMISSION
Appointing authority, changing title and qualifications. SB 33 (smde cc), APP
Appropriations:
Generally. SB 33, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Counsel, Special, modifying qualifications. (smde hc) HB 1002, Sanders-H
Director, Executive, modifying qualifications. (smad hc) HB 1002, Sanders-H
Discipline of employees, state entities to establish and file policy and procedure. (smad hf) HB 1075, Lawter-H
Financial disclosure:
Disclosure of Economic Interest Act, creating. (smde cc) HB 1510, Lewis-H, Roberts-S
Financial Disclosure Act, creating. SB 69, Cole-S, Kincheloe-H; SB 258, Keller-S; HB 1194, Kincheloe-H, Cole-S; HB 1510 (smad cc), Lewis-H, Roberts-S

EVIDENCE
Aggravating circumstances, allowing admission of certain evidence. SB 307, York-S
Exhibits to be returned to owners, procedures. HB 1092, Harris (Kenny)-H, Johnson-S
Insurance, discovery on available for payment of judgment, allowing. HB 1479, Morgan-H, Smith-S
Laboratory findings of Oklahoma State Bureau of Investigation, allowing certain to be admitted without agreement or stipulation by parties. HB 1142, Cotner-H

Punishment assessing by jury, prosecution and defense to present prior to. SB 125, Cain-S
Reports by Oklahoma State Bureau of Investigation, increasing time limit of availability. (smad hc) HB 1142, Cotner-H
Seat belt noncompliance allowing as evidence in civil cases. (smde sc) SB 63, Brown-S, Easley-H

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FAMOUS NAMES
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FARM SECURITY ACT, FAMILY
Creating. SB 20, Boatner-S

FEDERAL FUNDS
Block grants, various, mandating deposit and uses. HB 1217, Harris (Ken)-H
Procedures, specifying. SB 330, Roberts-S, Lewis-H
Recipients, stating purposes for use. (smad sc) SB 330, Roberts-S, Lewis-H

FEDERAL TAX SYSTEM
Changes, Legislature expressing opposition. SCR 3, Giles-S, Morgan-H

FEES AND PERMITS
Accountancy, State Board of, prescribing. HB 1160, Lewis-H, Dennis-S
Accountancy, State Board of Public, prescribing. SB 121, Brown-S
Barber Examiners, Board of, increasing. (smde hc) HB 1149, Whorton-H, Johnson-S
Civil actions, (increasing. smde sf) (stating. smad sf) SB 295, Smith-S, Lewis-H
Criminal actions, (increasing. smde sf) (stating. smad sf) SB 295, Smith-S, Lewis-H
Energy Resources Conservation Act, establishing. SB 143, Dawson-S
Filing fees received by county clerk, increasing. HB 1265, Holden-H
Jurors, increasing. HB 1015, Mentzer-H
Marriage:
Apportionment, modifying. HB 1278, Roberts-H, Schuelein-S
Increasing. SB 220, Winn-S, Grieser-H; HB 1278, Roberts-H, Schuelein-S
Mortgages, real estate, modifying, exception. HB 1285, Davis (Frank)-H, Lamb-S
Sales tax permits (see REVENUE AND TAXATION, Sales tax, state)

Secured transactions, fee for filing and indexing, increasing. HB 1221, Holden-H, Taliaferro-S
Transient Merchant Licensing Act (see COUNTIES AND COUNTY OFFICERS)
Water permits (see WATERS AND WATER RIGHTS)

FELONY CRIMES (see CRIMES AND PUNISHMENTS)

FIDDLE CAPITAL OF WORLD
Langley, Oklahoma, designating. SCR 29, Dahl-S, Vaughn-H

FINANCE CHARGES (see CONSUMER CREDIT CODE)

FINANCE, OFFICE OF STATE
Appropriations.
Financial Information System. HB 1062 (smde cc), APP
Generally. SB 28, APP
Governmental studies. HB 1062 (smde cc), APP
Systems Management Division. SB 28, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Data Processing Advisory Committee (see DATA PROCESSING)
Director:
Appointment by Governor, with advice and consent of Senate. SB 28 (smad cc), APP
Organ Transplant Financial Assistance Commission, to be member and prepare and submit annual status report. HB 1272, Conaghan-H
Social Security Act, federal, payroll contributions to, to take certain actions if overpayment or error made in calculation of amount due. (smde cc) SB 232, Cate-S, Lewis-H
Used Motor Vehicle and Parts Commission, abolishing, transferring authority and responsibilities to Motor Vehicle Commission, Director to coordinate financial transfer. SB 182, Rozell-S
Employees, additional to be authorized by Contingency Review Board, allowing. SB 28 (smad cc), APP
Financial Information Systems Management Division:
Central communication or intercommunication system, directing establishment, installation and maintenance, (House of Representatives to be exempt. smad 2cc) SB 213, Leonard-S, Stacy-H; HB 1563, Stacy-H
Duties, modifying to include systems within Office of Public Affairs, Office of Personnel Management and Office of State Finance. SB 28 (smad cc), APP
Plans, long range communication or telecommunication, requiring submission by all state agencies. SB 213, Leonard-S, Stacy-H; HB 1563, Stacy-H
Powers and duties, expanding. SB 213, Leonard-S, Stacy-H; HB 1563, Stacy-H
Report to agencies monthly on data processing use. SB 74 (smad cc), APP
Fund, Department of Transportation Data Processing Planning Revolving, transferring to. SB 28 (smad cc), APP

Higher education institutions, only required to submit summary financial information. (smad cc) SB 326, Cate-S, Lewis-H
Industry Advisory Committee (see DATA PROCESSING)
Travel claims, requiring to be paid within certain time. HB 1448, Morgan-H

FINANCE, OFFICE OF THE DIRECTOR OF STATE (see FINANCE, OFFICE OF STATE, Director)

FINANCIAL DISCLOSURE (see STATE GOVERNMENT, Employees and Officers)

FINANCIAL INFORMATION SYSTEM (see FINANCE, OFFICE OF STATE)

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FIRE DEPARTMENTS (see CITIES AND TOWNS)
Retirement system (see RETIREMENT SYSTEMS)

FIRE MARSHAL COMMISSION
Abolishing and transferring powers and duties to Oklahoma State Bureau of Investigation. HB 1489, Williamson-H, McCune-S

FIRE MARSHAL, STATE
Appropriations:
Generally. HB 1057, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Combustion toxicity:
Reports required. HB 1200, Stottlemyre-H
Rules and regulations to promulgate. HB 1200, Stottlemyre-H
Tests to be made. HB 1200, Stottlemyre-H
Fireworks manufacturers, inspection of, requiring. SB 353, Hopkins-S, Ferguson-H
Fund, State Fire Marshal Revolving, creating, for conducting inspections of fireworks manufacturers. SB 353, Hopkins-S, Ferguson-H
Rules on room and board homes, disapproving. HR 1009, Adair-H
Transferring to Oklahoma State Bureau of Investigation. HB 1489, Williamson-H, McCune-S

FIRE PROTECTION DISTRICTS
Boards of Directors:
Election procedures, modifying. SB 212, Taylor-S, Brown-H
Qualifications, modifying. SB 212 (smad cc), Taylor-S, Brown-S

FIREARMS
Felons, possession by certain, modifying. HB 1003, Murphy-H
Legislature to regulate firearms, components, ammunition and supplies. HB 1114, Shurden-H, Johnson-S
Municipalities:
Confiscation of firearms used in violation of ordinances, allowing. HB 1572, Riggs-H, Wright-S

Discharging, allowing to regulate. (smad hc) HB 1114, Shurden-H, Johnson-S
Prohibited in certain establishments, adding types of firearms. HB 1003, Murphy-H

FIREFIGHTERS
Definition, modifying. SB 257, Cate-S, Hobson-H
Firefighters Pension and Retirement System (see RETIREMENT SYSTEMS)
Insurance, motor vehicles, premium increase, cancellation or termination due to accident in performance of duty, prohibiting. (smad hc) HB 1137, Abbott-H, Dennis-S

FIRES
Intentional, pertaining to grass or stubble before plowing, expanding purposes. SB 113, Dahl-S, Widener-H

FIREWORKS
Fireworks factory at Hallett (see PRAISE AND APPRECIATION)
Manufacturers licenses:
Fee:
Distribution, modifying. SB 353, Hopkins-S, Ferguson-H
Increasing. SB 353, Hopkins-S, Ferguson-H
Inspection by State Fire Marshal prior to issuing, requiring. SB 353, Hopkins-S, Ferguson-H

(FISCAL RESPONSIBILITY, COMMISSION FOR smde sf)
(REVENUE ESTIMATION COMMISSION smad sf, smde cc)
Creating, to be comprised of Governor, President Pro Tempore, Speaker of the House, State Auditor and Inspector and State Treasurer. (smad sc, smde cc) HJR 1005, Barker-H, Randle-S

FISHING (see GAME AND FISH)

FLEET MANAGEMENT DIVISION (see PUBLIC AFFAIRS, OFFICE OF)

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FOREIGN AFFAIRS, MINISTER OF (see LIEUTENANT GOVERNOR)

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Ad Valorem Reimbursement Fund (see REVENUE AND TAXATION, Fund, Ad Valorem Reimbursement)
Aging Programs Fund, Oklahoma, creating, providing funding. SB 288, Cullison-S, Williams (Penny)-H
Assistance Fund, State, abolishing. HB 1437, Lewis-H, Cate-S
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Funds Management Act of 1985, Oklahoma (see PUBLIC FINANCE)
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General Revenue Fund:
Horse Racing Commission Revolving Fund, Oklahoma, to be abolished and funds originally designated to, to be deposited to General Revenue Fund. HB 1049, APP
Occupational Health and Safety Fund, Special, transferring to. SB 45 (smde cc), APP
Treasurer's Revolving Fund, State, abolishing, transferring unexpended funds to. HB 1322, Williamson-H
Indigent Health Care (Revolving smad sc) Fund, creating. HB 1222, Ross-H, McIntyre-S
International Trade Show Revolving Fund (see ECONOMIC DEVELOPMENT Department of)
Oil Compact Fund, Interstate, not requiring transfer of obligated funds to Conservation Fund. SB 74 (smad cc), APP
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Various, abolishing, deleting reference to. HB 1437, Lewis-H, Cate-S

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GAME AND FISH
Emergency fund uses to be expanded to include protection of animals, birds, fish or aquatic life. HB 1192, McCorkell-H, Watson-S
Endangered:
Capture, prohibiting. SB 147, Taliaferro-S, Shurden-H
Definition, modifying. SB 147, Taliaferro-S, Shurden-H
List, requiring printing. (smad sf) SB 147, Taliaferro-S, Shurden-H
Fishing:
Fees:
Additional nonresident license, creating. (smad hc) HB 1023, Holden-H, Taliaferro-S
Increasing. HB 1023, Holden-H, Dahl-S; HB 1067, Patrick-H
License, additional nonresident, creating. (smad hc) HB 1023, Holden-H, Taliaferro-S
Trophies, persons possessing and selling to be exempt from penalties. SB 18, Howell-S
Game management areas:
Holson Valley Game Management Area, changing name to Homer L. Johnston Game Management Area. HCR 1013, Hamilton (James)-H, Johnson-S
Hunting:
Clothing requirements, modifying. HB 1202, Patrick-H, Dahl-S
Coyotes, authorizing on own land for certain period, requiring permit from (Wildlife Conservation Commission smde hc) (certain Rangers smad hc), (penalties. smad hc) HB 1366, Hill-H, Taliaferro-S

Fees, increasing. HB 1023, Holden-H, Taliaferro-S; HB 1067, Patrick-H
Quail, modifying season. HB 1012, Adair-H
Trophies, persons possessing and selling to be exempt from penalties. SB 18, Howell-S
Interference in lawful taking of wildlife, prohibiting and allowing civil action. HB 1106, Patrick-H, Dahl-S
Threatened:
Capture, prohibiting. SB 147, Taliaferro-S, Shurden-H
Definition, modifying. SB 147, Taliaferro-S, Shurden-H
List, requiring printing. (smad sf) SB 147, Taliaferro-S, Shurden-H
Wildlife Conservation Commission licenses, increasing fees. HB 1023, Holden-H, Dahl-S; HB 1067, Patrick-H
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GOODWILL INDUSTRIES OF AMERICA (see REVENUE AND TAXATION, Sales tax, state, Exemptions)

GOVERNMENTAL TORT CLAIMS ACT (see CIVIL PROCEDURE, Torts)

GOVERNOR, OFFICE OF THE
Appropriations:
Generally. SB 26, APP
Pacific Basin office. (smad sc, smde cc) HB 1159, Lewis-H, Roberts-S
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Appointments:
Accountancy, State Board of, all members (with advice and consent of Senate. smad hc, smde hf) HB 1160, Lewis-H, Dennis-H
Accountancy, State Board of Public, all members. SB 121, Brown-S
Alcoholism and Drug Dependency Treatment Insurance Advisory Committee, eight members. HB 1333, Anderson-H
Barber Advisory Board, State, all members. (smad cc) HB 1149, Whorton-H, Johnson-S
Building Contractors Licensing Board, all members. HB 1166, Lawter-H
Career Opportunities Task Force to develop teacher career ladder plan, to appoint. SB 74 (smde cc), APP
Cleaners Board, State Dry, lay members. (smde hc) HB 1072, Sanders-H, Boatner-S
Coal Commission, all members with approval of Senate. (smde sf) SB 332, Stipe-S, Vaughn-H
Continuing Care Advisory Board, four members. HB 1290, McCorkell-H
Corporate Oversight Board, members with advice and consent of Senate. HB 1177, Koppel-H

Corporation Commission members. SJR 6, Green-S
Cosmetology, State Board of, additional number. HB 1134, Kamas-H, Boatner-S
Cosmetology and Barbering Board members. SB 230, York-S, Mitchell-H
Counselors:
Counselors, Board of Professional, all members. HB 1325, Sanders-H
Counselors, Oklahoma Board of Licensed Professional, members with advice and consent of Senate. (smde sf) HB 1163, Davis (Guy)-H, Cate-S
Electrology, State Board of, lay member. (smde cc) HB 1070, Sanders-H, Boatner-S
Health Research Commission, all members. HB 1371, Larason-H
Industrial Waste Management Council, Controlled, new, all members. HB 1341, George-H, Capps-S
Infrastructure Advisory Board, to appoint members. (smde hc) HB 1435, McCorkell-H
Investigation, Oklahoma State Bureau of, additional members, with advice and consent of Senate. HB 1489, Williamson-H, McCune-S
Judicial Salaries, Joint Special Committee on, members. HJR 1027, Harbin-H, Stipe-S
Lottery Commission, Oklahoma State, members. (smad sc) SB 67, Dawson-S, Haney-H
Manufactured Housing Commission, all members. SB 210, Brown-S
Mine Inspector, Deputy Chief, no longer to appoint. (smde sc) HB 1398, Glover-H, Giles-S
Mines, Director of Department of, to appoint in absence of Chief Mine Inspector with advice and consent of Senate. (smad sc) HB 1045, APP
Mining Commission, all members with advice and consent of Senate. (smad cc) SB 332, Stipe-S, Vaughn-H
Motor Vehicle Commission, three additional members. SB 81 (smad hc) York-S, Hobson-H; SB 182, Rozell-S; SB 183, Rozell-S, Murphy-H
Occupational Licensing, Department of, Director and license boards. HB 1414, Henshaw-H
Organ Transplant Financial Assistance Commission, three members. HB 1272, Conaghan-H
Personnel Exchange, Officer of, to appoint and provide office. (smde hc) HB 1218, Hooper-H, Taliaferro-S
Property and Casualty Insurance Guaranty Association, ex officio member. (smad hf) HB 1424, Holden-H, Terrill-S
Revaluation Board, State, members. SB 88, Ford-S, Williamson-H
Security Agents, Oklahoma Board of, members with advice and consent of Senate. HB 1558, Schroeder-H
Sentencing, Commission on, three members with advice and consent of Senate. SB 172, Wright-S
Southern Regional Education, Board of Control for, three members. HB 1280, Williams (Penny)-H, Shedrick-S
Tulsa, University Center at, Board of Trustees, with advice and consent of Senate. (smad hc) SB 304, Floyd-S, Abbott-H

Water Quality Advisory Council, State, all members with advice and consent of Senate. SB 174, Rozell-S
Bowl, Governor's (Academic smad sf), to be the name for an academic contest for high school students. HCR 1018, Duke-H, Roberts-S
Duties of office, unable to perform, procedures for assumption by Lieutenant Governor. HB 1357, Leftwich-H, Dawson-S
Economic Development Authority, to be member. HJR 1024, McCorkell-H, Taylor-S
Election, to be teamed with Lieutenant Governor and on same ballot. HB 1401, Leftwich-H; HJR 1040, Sherrer-H, Dawson-S
Financial disclosure:
Disclosure of Economic Interest Act, creating. (smde cc) Lewis-H, Roberts-S
Financial Disclosure Act, creating. (smad cc) HB 1510, Lewis-H, Roberts-S
Fiscal Responsibility, Commission for, to be member. (smad sc, smde sf, smde cc) HJR 1005, Barker-H, Randle-S
Freeze on hiring, (promotions, awarding of contracts or extending existing contracts, smad sf) urging to impose. SR 3, Randle-S
Fund, General Reserve, creating, requiring declaration of emergency before appropriation by Legislature. SB 318, Howell-S, Hamilton (James)-H
Funds Management Board, to be member. SB 248, Randle-S, Barker-H
Governor-elect, modifying distribution of appropriation. (smde sc) SB 26, APP
Higher education, study of, to oversee scope. HCR 1005, Thompson-H, Cate-S
Legislative Council, allowing to send messages to. HB 1171, Monks-H
Liquor by the drink, to call election for all counties, specifying time. (smad hc, smde sc) HB 1132, Vaughn-H, Cullison-S
Liquor licenses, may suspend for natural disasters or civil disturbances. HB 1118, Sanders-H, Cullison-S
Lottery Board, Review, to be member. (smde sc) SB 67, Dawson-S, Haney-H
Meetings of state agencies, boards and commissions (may smad hf) be held at state lodges unless otherwise approved by Governor. SCR 11, Ford-S, Harbin-H
Pacific Basin office, to supervise. HB 1159 (smad 2cc), Lewis-H, Roberts-S
Paroles:
No longer to grant. SJR 22, McCune-S; HJR 1020, Hobson-H
To persons sentenced to death or life imprisonment without parole, prohibiting. (smad sc) SJR 27, Wright-S, Clark-H
Revenue Estimation Commission, to be member. (smad sf, smde cc) HJR 1005, Barker-H, Randle-S
Reports to:
Accountancy, State Board of, annually. HB 1160, Lewis-H, Dennis-S
Accountancy, State Board of Public, annually. SB 121, Brown-S
Agriculture, Department of, annually on research. HB 1046 (smde cc), APP

Alcoholism and Drug Dependency Treatment Insurance Advisory Committee, annually. HB 1333, Anderson-H
Cabinet system of government, special committee, prior to November 1, 1985. HJR 1033, Leftwich-H
Cancer, reports by State Health Department on. HB 1369, Hamilton (Rebecca)-H, McCune-S
Coal Study Commission, on study. (smad sf, smde cc) SB 332, Stipe-S, Vaughn-H
Counselors, Board of Professional, annually. HB 1325, Sanders-H
Economic development plan of action from Department of Economic Development. HJR 1036, Brewster-H
Education, State Department of, on feasibility of school district reorganization. HJR 1034, Heaton-H
Fleet Management, Division of, on contraventions of recommendations. HB 1561, Lewis-H, Dawson-S
Health, Commissioner on, Industrial Waste Emergency Fund expenditures and other related matters. SB 64, Capps-S, George-H
Health Research Commission, annually. HB 1371, Larason-H
Human Services, Department of, on program of public guardians and conservators for elderly and incapacitated persons. HB 1201, McCorkell-H
Infrastructure Planning and Investment Office to report plans. HB 1435, McCorkell-H
Investigation, Oklahoma State Bureau of, annual report of domestic abuse. (smde hc) HB 1353, Anderson-H, Wright-S
Judicial Salaries, Joint Special Committee on, on study. HJR 1027, Harbin-H, Stipe-S
Lieutenant Governor on Japan office. (smde sc, smad cc, smde 2cc) HB 1159, Lewis-H, Roberts-S
Lottery Division of Tax Commission, annually. HB 1167, Little-H
Manufactured Housing Commission, annually. SB 210, Brown-S
Mental Health, Department of, on program of public guardians and conservators for elderly and incapacitated persons. HB 1201, McCorkell-H
Mining Commission, on study to expand existing and create new markets. (smad cc) SB 332, Stipe-S, Vaughn-H
Occupational Licensing Department on operation. HB 1414, Henshaw-H
Organ Transplant Financial Assistance Commission, annual status report from Director of State Finance. HB 1272, Conaghan-H
Personnel Exchange, Officer of, annually. (smde hc) HB 1218, Hooper-H, Taliaferro-S
Personnel Management, Office of, Administrator of, on feasibility study of uniform classification and compensation for certain positions (and personal service contracts. smad cc) SB 128, Cain-S, Lewis-H
Retirement system, transfer of Employment Security Commission members, by Board of Trustees of Oklahoma Public Employees System and Employment Security Commission. HB 1138

(smad cc), Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
School Finance, Special Joint Committee, prior to January 1. HB 1035 (smad cc), APP
School, Special Task Force Committee, on effects of HB 1706 of 1980. HB 1035 (smad cc), APP
Schools, written testing plan, requiring. HB 1466 (smde cc), Barker-H, Howell-S
Sentencing, Commission on, annually on activities. SB 172, Wright-S
Tax Commission:
Exemptions from established taxes impact. SB 92, Cullison-S, Hobson-H
Study of feasibility of statewide system of land records. SCR 14, Taliaferro-S; SR 19, Taliaferro-S
Tax expenditure budget. SB 92, Cullison-S, Hobson-H
Water Resources Board on expenses and projects for Statewide Water Development Revolving Fund. (smde sc) SB 42, APP
Workers' Compensation law, Joint Committee on, on examination. (smad hf) SB 176, York-S, Sanders-H
Resigning to become President of Oklahoma University, prohibiting. (smad hf, smde sc) HB 1357, Leftwich-H, Dawson-S
Salary increase. SB 61 (smad cc, smde 3cc), APP
School Finance, Special Joint Committee, Governor or designee to be member. HB 1035 (smad cc), APP
School, Special Task Force Committee, Governor or designee to be member. HB 1035 (smad cc), APP
Southern Regional Education, Board of Control for, to be ex officio member. HB 1280, Williams (Penny)-H, Shedrick-S

GRAND RIVER DAM AUTHORITY (GRDA)
Agency clearing account requirement, exempting. (smad sc) HJR 1039, Whorton-H, Taylor-S
Directors:
Increasing number. (smde hc) HB 1472, Littlefield-H
Lists for proposed, modifying providers. HB 1472, Littlefield-H

GRANTHAM, SENATOR ROY (see PRAISE AND APPRECIATION)

GROSS PRODUCTION TAX (see REVENUE AND TAXATION)

GUARDIANSHIP AND PROTECTIVE PROCEEDINGS FOR INCAPACITATED AND DISABLED PERSONS ACT (see MENTAL HEALTH)

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HANDICAPPED PERSONS
Continuing Care Act (see NURSING HOMES)
Discriminatory practice due to age or handicap, prohibiting. HB 1081, McCorkell-H, Cain-S

Dogs, guide, signal or service, to wear yellow identifying collars. (smde hf) HB 1176, Koppel-H, Landis-S
Domestic Abuse Reporting Act (see CRIMINAL PROCEDURE)
Housing discrimination, prohibiting. HB 1243, Riggs-H, McIntyre-S
Landlord not to deny or terminate tenancy because of guide, signal or service dog. HB 1176, Koppel-H, Landis-S
Parking:
Reciprocity agreements, authorizing. (smad sc) SB 302, McCune-S, Newby-H
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Public places and common carriers not to refuse service because of dogs. HB 1176, Koppel-H, Landis-S
Reflective insignia for parking, eliminating. SB 302, McCune-S, Newby-H
Retirement, mandatory, not to be considered discriminatory. (smad hf, smde sc, smad cc) HB 1081, McCorkell-H, Cain-S
Taxes, certain, modifying. HB 1219 (smde hc), Hobson-H, Cate-S; HB 1268, Lewis-H
Welfare:
Disabled, permanently or totally, under age 18 in need, to receive assistance. HB 1140, Mentzer-H, Cain-S
Eighteen years, under, person permanently or totally disabled, in need, to receive assistance. HB 1140, Mentzer-H, Cain-S
Requirements to receive, modifying. (smad hc) HB 1140, Mentzer-H, Cain-S

HEALTH, BOARD OF
Alarm Industry Act (see PROFESSIONS AND OCCUPATIONS)
Barbers, to promulgate rules and regulations for examination and licensing. (smad hc) HB 1149, Whorton-H, Johnson-S
Mechanical Licensing Act, to promulgate rules and regulations for. HB 1139, Abbott-H, Terrill-S
Members, reducing number. (smad sf) SB 261, Miller-S, Johnson (Glen)-H
Room and Board Home Care Act (see ROOM AND BOARD HOME CARE ACT)

HEALTH, COMMISSIONER OF
Alarm Industry Act (see PROFESSIONS AND OCCUPATIONS)
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Industrial waste sites:
Construction applications, directing to cease processing. HJR 1009, Holden-H, Cullison-S
Registry of sites, to maintain, procedures. SB 64, Capps-S, George-H
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Prisons, reformatories and jails, allowing complaints to Attorney General. HB 1064, Benson-H, Roberts-S
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HEALTH, DEPARTMENT OF
Appropriations:
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Child abuse prevention. (smad hf, smde sc, smad cc) HB 1370, McCorkell-H, Randle-S
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Barbers:
Board of Barber Examiners, transferring to Department. (smad cc) HB 1149, Whorton-H, Johnson-S
Fund, Oklahoma Barber Licensing Revolving, creating. (smad hc) HB 1149, Whorton-H, Johnson-S
Licensing, to issue, renew, suspend or revoke. (smad hc) HB 1149, Whorton-H, Johnson-S
Birth defects, requiring tests and reports. HB 1369, Hamilton (Rebecca)-H, McCune-S
Cancer, requiring reports of cases, Department to compile and evaluate information. HB 1369, Hamilton (Rebecca)-H, McCune-S
Child Abuse Prevention Act (see CHILD ABUSE PREVENTION ACT)
Children, missing (see CHILDREN)
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County allocations from appropriation, calculation methods. HB 1050, APP
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Industrial waste management:
Modifying duties. HB 1116, Johnson (Don)-H; HB 1341, George-H, Capps-S
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Milk, transferring duties pertaining to, to Department of Agriculture. HB 1212, Widener-H
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Travel expenses and per diem, allowing. HB 1371, Larason-H
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Excise tax on certain insurance policies, levying for Health Research Fund. HB 1371, Larason-H
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Cameron University for stadium improvements. SCR 8, Terrill-S, Harris (Ken)-H
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Ardmore, University Center at, creating Board of Trustees. (smad hf) SB 304, Floyd-S, Abbott-H
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College and University Viability Study Committee, Oklahoma Public:
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  College and University Viability Study Committee, Oklahoma Public, President to be member. SJR 14, Keller-S
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  Development centers, small business, to develop. HB 1287, McCorkell-H
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- Licensing, deleting exemption for mental hospitals. HB 1347, McCorkell-H
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- Oklahoma Memorial Hospital:
  - Bonds, to be issued to purchase. HB 1417, Brewster-H; HJR 1031, Brewster-H
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  - Fund, Oklahoma Memorial Hospital, abolishing. HB 1437, Lewis-H, Cate-S
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  - Proceeds from investment of sale to be deposited to State Indigent Care Trust Fund. HB 1417, Brewster-H; HJR 1031, Brewster-H
- Price differentials for third party payers, prohibiting. SB 352, Winn-S; HB 1545, Morgan-H
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- Discrimination:
  - Homosexuals or gays, refusal to deal with or contract with, not to be considered. (smad hc) HB 1243, Riggs-H, McIntyre-S
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Housing practices, expanding authority where discriminatory practices exist (exempting authority concerning contracts or deals with homosexuals or gays. smad hc) HB 1243, Riggs-H, McIntyre-S

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Rebate of taxes, authorizing. HB 1118, Sanders-H, Cullison-S
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Sale or consumption on premises other than private residence, prohibiting. HJR 1035, Duckett-H
Surety bond, requiring. HB 1118, Sanders-H, Cullison-S
Taxes:
Gross receipts tax, authorizing, apportionment, Tax Commission to promulgate rules and regulations within 60 days. HB 1118, Sanders-H, Cullison-S
Occupational tax, authorizing. HB 1118, Sanders-H, Cullison-S
Stamp invalidation, tax, requiring, procedures. HB 1118, Sanders-H, Cullison-S
Wholesalers, purchases from by clubs, etc., restricting. HB 1118, Sanders-H, Cullison-S
Zoning classifications, new, authorizing. HB 1118, Sanders-H, Cullison-S
Manufacture, sale and possession, excluding certain beverages from Alcoholic Beverage Control Act. HB 1500, Hale-H, Cate-S
Municipalities, authorizing to enact ordinances consistent with Alcoholic Beverage Control Act and regulate nudity and drink solicitation. HB 1118, Sanders-H, Cullison-S; HB 1132 (smad sc), Vaughn-H, Cullison-s
Nude dancing (see Beer, sale, permits, above)
Occupation tax, allowing in certain counties. HJR 1028, Hale-H, Rozell-S
Package stores:
Credit cards, allowing use. SB 60 (smad cc), APP
Hours, modifying. SB 86, Dennis-S
Locations, requirements. HB 1118, Sanders-H, Cullison-S

Penalties, modifying. HB 1118, Sanders-H, Cullison-S
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Private clubs:
Currently licensed to operate by municipality on effective date of this act may continue to do so until July 1, 1985. HB 1118, Sanders-H, Cullison-S
Distance from churches and schools, requiring certain with exception (and waiver. smad sc) (smde sf) SB 150, Rhodes-S, Harris (Robert)-H
Prohibited acts, modifying. HB 1118, Sanders-H, Cullison-S
Public buildings, leasing of to certain licensees, allowing. HB 1118, Sanders-H, Cullison-S; HB 1132 (smad sc), Vaughn-H, Cullison-S
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Sale of to Oklahoma licensed wholesalers by distillers, winemakers, rectifiers or nonresident seller to be at lowest rate from primary American source of supply. (smde hf) HB 1500, Hale-H, Cate-S
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Supply of alcoholic beverages to be from primary American source. (smde hf) HB 1500, Hale-H, Cate-S
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Stamps, tax:
Invalidation, requiring, procedures. HB 1118, Sanders-H, Cullison-S
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Wholesalers, sales to Oklahoma licensed, by distillers, winemakers, rectifiers or nonresident seller to be at lowest rate from primary American source of supply. (smde hf) HB 1500, Hale-H, Cate-S
Wineries, allowing to sell on premises produced, when grapes (fruits or berries smad sc) grown in Oklahoma. SJR 2, Boatner-S, Converse-H

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Corporation Commission motor carrier enforcement officers, transferring to. SB 56 (smad cc), APP
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Arrest of perpetrator without warrant, allowing, exception, providing immunity from civil liability. (smad hc, smde sf) HB 1353, Anderson-H, Wright-S
Domestic Abuse Reporting Act:
Creating. HB 1353, Anderson-H, Wright-S
Records and reports, requiring and to provide forms. HB 1353, Anderson-H, Wright-S
Education, State Board of, to supply with information on felons seeking employment or employed upon request of local school boards. (smad hc) HB 1180, Conaghan-H, Wright-S
Fire Marshal, Office of the:
Creating. HB 1489, Williamson-H, McCune-S
Fire Marshal, state, Bureau to appoint. HB 1489, Williamson-H, McCune-S
Fund, Oil and Gas Theft Recovery Revolving, creating. (smad cc) HB 1295, Reimer-H, Winn-S
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Reports, certain, to be provided U.S. Attorney for Western District of Oklahoma (upon written request. smad hc) HB 1183, Little-H, Choate-S
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Accountancy, State Board of, annually to Pro Tempore and Speaker. HB 1160, Lewis-H, Dennis-S
Agriculture, Department of, annually on research to Pro Tempore and Speaker. HB 1046 (smde cc), APP
Alcoholism and Drug Dependency Treatment Insurance Advisory Committee, annually. HB 1333, Anderson-H
Cabinet system of government, special committee to Pro Tempore and Speaker. HJR 1033, Leftwich-H
Cancer, reports by State Health Department to Pro Tempore and Speaker on. HB 1369, Hamilton (Rebecca)-H, McCune-S
Coal Study Commission, on study. (smad sf, smde cc) SB 332, Stipe-S, Vaughn-H
College and University Viability Study Committee, Oklahoma Public, to Pro Tempore and Speaker. SJR 14, Keller-S
Committee, Special, on Oklahoma Tax Commission, to Pro Tempore and Speaker. SCR 20, Cole-S, Davis (Frank)-H; HCR 1021, HCR 1021, Davis (Frank)-H
Corporation Commission, Special Committee on, to Pro Tempore and Speaker. SCR 4, Green-S; SCR 15, Randle-S, Barker-H
Counselors, Board of Professional, annually to Pro Tempore and Speaker. HB 1325, Sanders-H
Deaf and Hearing Impaired Act, Oklahoma Comprehensive Mental Health Services for the, implementation plan to Pro Tempore and Speaker. SB 229, Roberts-S, Duckett-H; HB 1247, Duckett-H, Roberts-S
Deaf and Hearing Impaired Committee, Oklahoma Comprehensive Mental Health Services for the, Director on plan to Pro Tempore and Speaker. HB 1247, Duckett-H
Economic development plan of action from Department of Economic Development to Pro Tempore and Speaker. SB 48 (smad cc), APP; HJR 1036, Brewster-H, Combs-S
Education, State Department of, on feasibility of school district reorganization to Pro Tempore and Speaker.

HJR 1034, Heaton-H
Health, Commissioner on, Industrial Waste Emergency Fund, expenditures and other related matters. SB 64, Capps-S, George-H
Health Research Commission, annually to Pro Tempore and Speaker. HB 1371, Larason-H
Higher Education, Regents for, to submit long-range tuition plan. (smad hc) HB 1493, Williams (Penny)-H, Shedrick-S
Higher education, study of, final report. HCR 1005, Thompson-H, Cate-S
Human Services, Department of, on program of public guardians and conservators for elderly and incapacitated persons to Pro Tempore and Speaker. HB 1201, McCorkell-H
Infrastructure Planning and Investment Office to report plans. HB 1435, McCorkell-H
Information Services Division on plans for data processing and telecommunications to Pro Tempore, Speaker and Chairman of committee. SB 28 (smad cc), APP
Investigation, Oklahoma State Bureau of, annual report of domestic abuse to Pro Tempore and Speaker. (smde hc) HB 1353, Anderson-H, Wright-S
Japan office by Lieutenant Governor. (smad cc, smde 2cc,) HB 1159, Lewis-H, Roberts-S
Judicial Salaries, Joint Special Committee on, to Pro Tempore and Speaker. HJR 1027, Harbin-H, Stipe-S
Legislative committees investigating state government, copies to be provided U.S. Attorney for Western District of Oklahoma (upon written request. smad hc) HB 1183, Little-H, Choate-S
Lieutenant Governor on Japan office. (smad cc) HB 1159, Lewis-H, Roberts-S
Lottery Division of Tax Commission, annually to Pro Tempore and Speaker. HB 1167, Little-H
Mental Health, Department of, on program of public guardians and conservators for elderly and incapacitated persons to Pro Tempore and Speaker. HB 1201, McCorkell-H
Mining Commission, on federal money and grants to Department of Mines, on study of state mining laws and on study of markets. (smad cc) SB 332, Stipe-S, Vaughn-H
Occupational Licensing Department on operation. HB 1414, Henshaw-H
Organ Transplant Financial Assistance Commission, annual status report to Pro Tempore and Speaker from Director of State Finance. HB 1272, Conaghan-H
Pacific Basin office by International Development Division. HB 1159 (smad 2cc), Lewis-H, Roberts-S
Personnel Exchange, Officer of, annually to Pro Tempore and Speaker. (smde hc) HB 1218, Hooper-H, Taliaferro-S
Personnel Management, Office of, Administrator of, on feasibility study of uniform classification and compensation for certain positions to Pro Tempore and Speaker. SB 128, Cain-S, Lewis-H
Public Safety, Department of, employee classifications. SB 57 (smad cc), APP

Retirement system, transfer of Employment Security Commission members, by Board of Trustees of Oklahoma Public Employees System and Employment Security Commission to Pro Tempore and Speaker. HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1328 (smad cc), Abbott-H, Dennis-S
Schools:
County superintendent, utilization. HB 1466 (smad cc), Barker-H, Howell-S
School Finance Special Joint Committee by January 1. HB 1035 (smad cc), APP
School, Special Task Force Committee on effects of HB 1706 of 1980. HB 1035 (smad cc), APP
Written testing plan, requiring. HB 1466 (smad cc), Barker-H, Howell-S
Sentencing, Commission on:
Activities of Commission, annually. SB 172, Wright-S
Guidelines, sentencing, to Pro Tempore and Speaker. SB 172, Wright-S
Superintendent of Public Instruction on education in Oklahoma as it relates to other states, to Senate. SR 30, Ford-S
Tax Commission:
Credits for investments. HB 1463 (smad cc), Brewster-H, Taylor-S
Number of tag agents needed. (smde hf) HB 1013, Morgan-H, Winn-S
Special committee on, requiring to Pro Tempore and Speaker. SCR 33, Randle-S, Barker-H
Study of feasibility of statewide system of land records to Pro Tempore and Speaker. SCR 14, Taliaferro-S; SR 19, Taliaferro-S
Venture capital credit amounts. (smad sc) HB 1442, Henry-H, Taylor-S
Teacher shortage committee on procedures to correct. SB 228 (smad cc), Randle-S, Barker-H
Teachers committee on teacher incentive program. (smad sc) HB 1279, Williams (Penny)-H, Shedrick-S
Transportation, Department of, annual status of statewide solid waste siting process. (smad hc) HB 1482, Duke-H, Stipe-S
Truancy Task Force to 2nd Session of 40th Legislature. (smad sc) SJR 17, Terrill-S, Harris (Ken)-H
Workers' Compensation law, Joint Committee on, to report to Pro Tempore and Speaker. (smad hf) SB 176, York-S, Sanders-H
Rules and regulations, Corporation Commission to file with for approval:
Generally. HB 1083, Grieser-H
Oil and gas. SB 140, Giles-S, Manar-H
Rules, joint (see Joint rules, above)
School Finance Special Joint Committee, Pro Tempore to appoint members. HB 1035 (smad cc), APP
School, Special Task Force Committee, Pro Tempore and Speaker to appoint members. HB 1035 (smad cc), APP

Senate:
Accountancy, State Board of, members of, to give advice and consent to Governor. (smad hc, smde hf) HB 1160, Lewis-S, Dennis-S
Advice and consent for various boards and commissions, requiring. (smad sf) SB 261, Miller-S, Johnson (Glen)-H
Appropriations:
Generally. SB 24, APP
Repairs. HB 1062 (smad cc), APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Ballot titles review by Pro Tempore, eliminating. SB 163, Taylor-S, Johnson (Glen)-H
Cabinet system of government, special committee, Pro Tempore to appoint members. HJR 1033, Leftwich-H
Coal Commission, to approve appointment of members by Governor. (smde sf) SB 332, Stipe-S, Vaughn-H
College and University Viability Study Committee, Oklahoma Public, Pro Tempore to appoint three members. SJR 14, Keller-S
Committee, Special, on Oklahoma Tax Commission, Pro Tempore to appoint seven members. SCR 20, Cole-S, Davis (Frank)-H; HCR 1021, Davis (Frank)-H
Corporate Oversight Board, to give advice and consent on membership to Governor. HB 1177, Koppel-H
Corporation Commission:
Members, to give advice and consent to Governor. SJR 6, Green-S
Special Committee on, Pro Tempore to appoint members. SCR 4, Green-S
Special Committee on, Pro Tempore to appoint five members and employ necessary assistants. SCR 15, Randle-S, Barker-H
Counselors, Board of Professional, to give advice and consent on appointments. (smad hf) HB 1325, Sanders-S
Counselors, Oklahoma Board of Licensed Professional, to give Governor advice and consent. (smde sf) HB 1163, Davis (Guy)-H, Cate-S
Employees, modifying positions. SB 24 (smad cc), APP
Finance, Director of State, to give advice and consent to appointment. SB 28 (smad cc), APP
Fiscal Responsibility, Commission for, Pro Tempore to be member. (smad sc, smde sf, smde cc) HJR 1005, Barker-H, Randle-S
Funds Management Board, Pro Tempore to be member. SB 248, Randle-S, Barker-H
Health Department, State, to conduct study on effect of Controlled Industrial Waste injection well on groundwater, Senate intent. SR 18, Dahl-S
Higher education, study of, to oversee scope. HCR 1005, Thompson-H, Cate-S
Industrial waste management, special committee to investigate, Pro Tempore to appoint vice-chairman and half of members. HJR 1009, Holden-H, Cullison-S

Infrastructure Advisory Board, Pro Tempore to appoint member. (smde hc) HB 1435, McCorkell-H
Investigation, Oklahoma State Bureau of, additional members to give advice and consent. HB 1489, Williamson-H, McCune-S
Judicial Salaries, Joint Special Committee on, Pro Tempore to appoint member. HJR 1027, Harbin-H, Stipe-S
Legislative Council, State, Pro Tempore to alternate being Chairman and Vice Chairman. HB 1171, Monks-H
Licensing Bureau, Oklahoma State, Director of, to give advice and consent to Governor on appointment of. SB 87, Ford-S, Harbin-H
Lottery Board, Review, Pro Tempore and Minority Floor Leader to be members. (smde sc) SB 67, Dawson-S, Haney-H
Lottery Commission, Oklahoma State, to give Governor advice and consent on appointment. (smad sc) SB 67, Dawson-S, Haney-H
Mine Inspector, Chief, no longer to give advice and consent on appointment. (smde sc) HB 1398, Glover-H, Giles-S
Mines, Director of Department of, to give Governor advice and consent. (smad sc) HB 1045, APP
Mining Commission, to give advice and consent on members. (smad cc) SB 332, Stipe-S, Vaughn-H
Motor License Agents Board, Pro Tempore to be member. (smde sc) HB 1013, Morgan-H, Winn-S
Motor vehicle purchase by state agencies, creating special committee, Pro Tempore to appoint members. HJR 1022, Mentzer-H
Natural Resources Committee to conduct study of Corporation Commission oil and gas duties and report to Pro Tempore. SR 9, Giles-S
Property protection and interim employees, providing. SR 36, Luton-S
Public Employees Retirement System, Board of Trustees, to give advice and consent for members. (smad hf, smde cc) HB 1138, Abbott-H, Dennis-S
Revaluation Board, State:
  Executive Director, to give advice and consent to Board. SB 88, Ford-S, Williamson-H
  Members to give advice and consent to Governor. SB 88, Ford-S, Williamson-H
Revenue Estimation Commission, Pro Tempore to be member. (smad sf, smde cc) HJR 1005, Barker-H, Randle-S
Security Agents, Oklahoma Board of, to give advice and consent on members. HB 1558, Schroeder-H
Sentencing, Commission on, two members to be selected by Pro Tempore, to give advice and consent to Governor. SB 172, Wright-S
Tag agents, no longer to approve. (smde sc) HB 1013, Morgan-H, Winn-S
Truancy Task Force members, Pro Tempore to appoint. (smad sc) SJR 17, Terrill-S, Harris (Ken)-H
Tulsa, University Center at, Board of Trustees, to give advice and consent. (smad hc) SB 304, Floyd-S, Abbott-H

Water Quality Advisory Council, State, to give advice and consent to appointments by Governor. SB 174, Rozell-S
Sessions:
First regular to meet to organize and certify election results then adjourn until first Monday in February; second regular to meet first Monday in February; Sessions 90 and 45 legislative days respectively. Appropriation bills only in second session. HJR 1013, Talley-H, Giles-S
First regular to meet to organize and certify election results then adjourn until first Monday in February; second regular to meet first Monday in February; Sessions 90 and 75 legislative days respectively. SJR 5, Giles-S, Talley-H
First regular to be 90 legislative days and second regular to be 45 legislative days limited to appropriation bills and selected others. HJR 1002, Talley-H
Second regular, limiting to 60 legislative days. HJR 1006, Haney-H
Second regular, limiting to (90 calendar smde sc) (45 legislative smad sc) days and appropriation bills. SJR 1, Dawson-S, Morgan-H
Study on feasibility of uniform classification and compensation for certain positions, requiring. SB 128, Cain-S, Lewis-H
Suspension from office procedures, modifying. HJR 1003, Morgan-H
Tax benefits for Retirees, Joint Committee on Equalizing, Pro Tempore and Speaker each to appoint three members. SCR 32, Terrill-S, Harris (Ken)-H
Tax Commission, Special Committee on, creating with Pro Tempore and Speaker to appoint members. SCR 33, Randle-S, Barker-H
Travel and per diem expenses:
Legislative intent to limit. SB 24 (smad cc), APP
Modifying. SB 28 (smad cc), APP; SB 243, Luton-S, Davis (Guy)
Workers' Compensation law, Joint Committee on, Pro Tempore and Speaker to appoint members. (smad hf) SB 176, York-S, Sanders-H

LEMON LAW (see MOTOR VEHICLES, Warranties)

LIABILITY (see CIVIL PROCEDURE)

LIBRARIES
Disclosure of records showing loaning or using materials, restricting. HB 1246, Hooper-H, Taliaferro-S; HB 1403, Thompson-H; HB 1494, Williams (Penny)-H

LIBRARIES, DEPARTMENT OF
Appropriations:
Generally. HB 1037, APP
Supplemental. HB 1062, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Publications Clearinghouse, requiring state agencies issuing publications to deposit copies with. HB 1145, Cotner-H

LICENSING BUREAU, OKLAHOMA STATE (see PROFESSIONS AND OCCUPATIONS)

LIENS
Agricultural Input Lien Act:
Creating. HB 1211, Glover-H
Procedures for filing lien, specifying. HB 1211, Glover-H
Supply dealer, agricultural, allowing to file lien. HB 1211, Glover-H
Claims, lienable, misappropriation of trust funds for payment of, providing penalties. SB 131, Taylor-S, Johnson-H
Mechanics and materialmen's:
Fees and procedures for filing, modifying. (smad cc) HB 1265, Holden-H, Taliaferro-S
Insurance agent to have on policy if he pays premium. HB 1524, Morgan-H, Dawson-S
Original owner, to attach only while title to property remains with. HB 1471, Blodgett-H
Time limit for filing, specifying. (smad hf) HB 1524, Morgan-H, Dawson-S
Owners association, authorizing recovery of attorney's fees in lien actions. HB 1197, Henshaw-H
Physicians, allowing on awards to injured party, setting procedures. (smad sc) HB 1524, Morgan-H, Dawson-S
Security interests, modifying filing times. HB 1148, Whorton-H, Taylor-S
Towed abandoned vehicle, requiring notice to lienholder and allowing to regain possession. SB 141, Smith-S, Vanatta-H; HB 1210, Rieger-H, Lamb-S
Trust funds for payment of lienable claims, misappropriation of, providing penalties. SB 131, Taylor-S, Johnson-H

LIEUTENANT GOVERNOR, OFFICE OF THE
Appropriations:
Generally. SB 27, APP
Japan office. (smde sc, smad cc, smde cc) HB 1159, Lewis-H, Roberts-S
Pacific Basin office (in Japan smad cc, smde 2cc), to direct (establishment of smde 2cc) and coordinate activities. (smad sc) HB 1159, Lewis-H, Roberts-S
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Economic Development Authority, to be member. HJR 1024, McCorkell-H, Taylor-S
Election, to be teamed with Governor and on same ballot. HB 1401, Leftwich-H; HJR 1040, Sherrer-H, Dawson-S
Financial disclosure:
Disclosure of Economic Interest Act, creating. (smde cc) Lewis-H, Roberts-S
Financial Disclosure Act, creating. (smad cc) HB 1510, Lewis-H, Roberts-S
Governor's duties, assumption of, providing procedures. HB 1357, Leftwich-H, Dawson-S
Japan, to establish office, reports to Governor. (smde sc, smad cc) HB 1159, Lewis-H, Roberts-S
Legislature, to preside only at joint sessions. HJR 1040, Sherrer-H, Dawson-S

Lieutenant Governor-elect, modifying distribution of appropriation. (smde sc) SB 26, APP
Minister of Foreign Affairs, to be named. (smde sc) HB 1159, Lewis-H, Roberts-S
Pacific Basin office:
Participation, allowing. HB 1159 (smad 2cc), Lewis-H, Roberts-S
Principal director and coordinator. (smad sc) HB 1159, Lewis-H, Roberts-S
Salary increase. SB 61 (smad cc, smde 3cc), APP
Vacancy to be filled by Governor. HJR 1040, Sherrer-H, Dawson-S

LIQUOR BY THE DRINK (see INTOXICATING LIQUORS)

LIVESTOCK (see AGRICULTURE)

LIVING WILL (see PUBLIC HEALTH AND SAFETY, Natural Death Act)

LOANS
Finance charge, reducing maximum. HB 1475, Riggs-H
Guarantor, reduction of obligations. HB 1240, Morgan-H
Origination fee, allowing. HB 1473, Henry-H; HB 1511, Henry-H
Student loans (see HIGHER EDUCATION, Loans, student)

LOBBYING
Expenditures, report of, specifying items to be included. HB 1274, Stottlemyre-H
Individual employed by state entity, allowing to give information to Legislature. SB 148, Stipe-S, Lawter-H; HB 1461, Lawter-H, Stipe-S
State-supported, in whole or in part, private organization, or agency, board, commission or political subdivision, prohibiting. SB 148, Stipe-S, Lawter-H; HB 1461, Lawter-H, Stipe-S

LONG-TERM CARE FACILITY ADVISORY BOARD
Members, adding one from Department of Human Services. SB 301, Cain-S, Mentzer-H

LONGEVITY PAY (see STATE GOVERNMENT, Employees and officers)

LOTTERY (see also AUDITOR AND INSPECTOR, STATE and TAX COMMISSION, STATE)
Auditor and Inspector, State, State Lottery Division. (smde sc) SB 67, Dawson-S, Haney-H
Commission, Oklahoma State Lottery:
Apportionment of funds, specifying. (smad sc) SB 67, Dawson-S, Haney-H
Appropriation. (smad sc) SB 67, Dawson-S, Haney-H
Audit, Commission to authorize with private firm. (smad sc) SB 67, Dawson-S, Haney-H
Creating. (smad sc) SB 67, Dawson-S, Haney-H
Executive Director to be appointed by Commission. (smad sc) SB 67, Dawson-S, Haney-H

Members to be appointed by Governor, with advice and consent of Senate. (smad sc) SB 67, Dawson-S, Haney-H
Security study and evaluation by independent firm, requiring. (smad sc) SB 67, Dawson-S, Haney-H
Tax Commission, State, State Lottery Division. HB 1167, Little-H

M

MAHONEY, MARY, MEMORIAL HEALTH CENTER (see PRAISE AND APPRICIATION)

MALPRACTICE, MEDICAL (see PUBLIC HEALTH AND SAFETY and CIVIL PROCEDURE, Torts)

MANUFACTURED HOMES
Act, Manufactured Housing, creating. SB 210, Brown-S
Ad valorem tax (see REVENUE AND TAXATION, Ad valorem tax)
Bond, surety, requiring for some. SB 210, Brown-S
Commission, Manufactured Housing:
Creating. SB 210, Brown-S
Petty cash fund, creating. SB 210, Brown-S
Report, annual, requiring. SB 210, Brown-S
Definition for licensing and registration purposes, modifying. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Funds:
Oklahoma Manufactured Housing Commission Revolving, creating. SB 210, Brown-S
Oklahoma Manufactured Housing Education and Recovery, creating. SB 210, Brown-S
Petty cash fund for Commission, creating. SB 210, Brown-S
Licensing and registration, modifying procedures. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc) Gish-H, Randle-S
Licensing of dealers, salesmen, servicemen, etc., providing procedures and setting fees. SB 210, Brown-S
Manufactured Housing Act, creating. SB 210, Brown-S
Manufactured Housing Commission, creating. SB 210, Brown-S
Permits:
Assessor, county, to be notified of issuance. (smad sc) SB 287, Taylor-S, Kincheloe-H
Fee, increasing. (smad sc, smde sf) SB 287, Taylor-S, Kincheloe-H
Moving or transporting, modifying issuing procedure. (smad sc) SB 287, Taylor-S, Kincheloe-H
Penalties, establishing. (smad sc) SB 287, Taylor-S, Kincheloe-H
Special for certain businesses, establishing and setting fee. (smad sc) SB 287, Taylor-S, Kincheloe-H
Tax Commission, to be notified of issuance. (smad sc) SB 287, Taylor-S, Kincheloe-H

Seals, manufacturer and distributor, requiring. SB 210, Brown-S
Title information to county assessor, allowing. (smad sc) SB 287, Taylor-S, Kincheloe-H
Transporting and delivering, modifying requirements of in-transit plate. (smad sc) SB 287, Taylor-S, Kincheloe-H

MARRIAGE (see CIVIL PROCEDURE)

MEAT (see AGRICULTURE)

MEAT WEEK, NATIONAL
Declaring January 27 through February 2, 1985. SR 2, Dahl-S; HR 1004, Widener-H

MECHANICAL LICENSING ACT (see PROFESSIONS AND OCCUPATIONS)

MECHANICS' AND MATERIALMEN'S LIENS (see LIENS)

MEDICAL ASSISTANCE (see HUMAN SERVICES, DEPARTMENT OF)

MEDICAL CARE AND TREATMENT (see also CIVIL PROCEDURE, Torts)
AIDS (acquired immuno-deficiency syndrome), including in definition of disease. HB 1497, Graves-H
Children (see CHILDREN)
Continuing Care Act (see NURSING HOMES)
Diagnostic tests, fee not to be charged unless notice given. HB 1223, Mentzer-H, Rozell-S
Emergency medical care (see EMERGENCY MEDICAL CARE AND SERVICES)
Health and accident insurance policies, requiring surcharge to be credited to Catastrophic Indigent Care Fund. HB 1304, Vanatta-H
Hospital and physicians, to equalize urban and rural charges. HR 1030, Shurden-H
Hospital and physicians, memorializing to equalize urban and rural charges. HR 1030, Shurden-H
Human Service, Department of, payments by, allowing to be lien on real property. HB 1449, Holt-H
Immuno-augmentative Therapy Act, repealing. HB 1496, Hooper-H, Smith-S
In-home services, modifying definition under employment. HB 1476, Riggs-H, Cullison-S
Midwifery Act, Lay (see PROFESSIONS AND OCCUPATIONS)

MEDICAL EXAMINER, CHIEF
Death certificates (see DEATH)
Records of investigated deaths and autopsies, requiring, provisions of statute to supercede and prevail over Oklahoma Civil Discovery Code. SB 309, Cain-S, Anderson-H

MEDICAL EXAMINERS, STATE BOARD OF
Electrology, State Board of, transferring duties of to State Board of Medical Examiners. (smad cc) HB 1070, Sanders-S, Boatner-S

MEDICAL RECORDS (see also CIVIL PROCEDURE, Torts)
Forwarding, prohibiting without notification. HB 1223, Mentzer-H, Rozell-S

MEDICAID
Coverage, Department of Human Services to expand. SJR 20, Cain-S, Hobson-H

MEDICOLEGAL INVESTIGATIONS, BOARD OF
Appropriations:
Generally. SB 51, APP
Supplemental. SB 61 (smad sc, smde hc), APP; SB 326 (smad hc), Cate-S, Lewis-H; HB 1062 (smad cc), APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Fee, providing for investigation of unexplained death. (smad sc) SB 51, APP
Medical Examiner, Chief (see MEDICAL EXAMINER, CHIEF)

MENTAL HEALTH
Alcohol and Drug Prevention, Training, Treatment and Rehabilitation Authority:
Alcoholism and Drug Dependency Treatment Insurance Act (see INSURANCE)
Alcoholism and Drug Dependency Treatment Insurance Advisory Committee, to furnish one member. HB 1333, Anderson-H
Recreating. SB 105, Johnson-S, Sanders-H
Alcohol and Drug Treatment Centers, creating at Norman, Ft. Supply and Vinita. SB 50 (smad cc), APP
Alcohol treatment:
Inmate to reimburse state. HB 1393 (smad cc), McCorkell-H, Johnson-S
Schools to be approved by Department of Mental Health. HB 1393 (smad cc), McCorkell-H, Johnson-S
Alcoholism evaluation, increasing fee. HB 1393 (smad cc), McCorkell-H, Johnson-S
Community Mental Health Centers:
Carl Albert Community Mental Health Center, McAlester, designating. HB 1404, Thompson-H, Cate-S
Central Oklahoma Community Mental Health Center, Norman, designating. HB 1404, Thompson-H, Cate-S
(Eastern Oklahoma smde hf, smad sc) (Bill Willis smad hf, smde sc, smad cc) Community Mental Health Center, Tahlequah, designating. HB 1404, Thompson-H, Cate-S
Jim Taliaferro Community Mental Health Center, Lawton, designating. HB 1404, Thompson-H, Cate-S
Custody, protective, and treatment:
Alcohol-dependent, person appears to be, increasing detention times, exception, requiring discharge planning and assistance, excluding liability of law enforcement officer. SB 231, Terrill-S, Duckett-H
Drug-dependent, person appears to be, increasing detention times, exception, requiring discharge planning and assistance, excluding liability of law enforcement officer SB 231, Terrill-S, Duckett-H

Mentally ill, person appears to be, increasing detention times, exception, requiring discharge planning and assistance, excluding liability of law enforcement officer SB 231, Terrill-S, Duckett-H
Recommitment, not requiring certain attendance at hearing, (with exception. smad hc) HB 1367, Converse-H
Deaf and Hearing Impaired Act, Oklahoma Comprehensive Mental Health Services for the:
Creating. SB 229, Roberts-S, Duckett-H; HB 1247, Duckett-H, Roberts-S
Director, qualifications stating. SB 229, Roberts-S, Duckett-H; HB 1247, Duckett-H, Roberts-S
Domestic Violence Advisory Committee, creating and specifying powers and duties. (smad sc) HB 1152, Anderson-H, Cate-S
Domestic violence shelters:
Confidentiality, providing for employees and individual residing. HB 1152, Anderson-H, Cate-S
Providing for. HB 1152, Anderson-H, Cate-S
Fund for Mentally Retarded, abolishing, funds to be deposited in Human Services Fund. (smad sc) HB 1437, Lewis-H, Cate-S
Guardianship and Protective Proceedings for Incapacitated and Disabled Persons Act, creating. HB 1201, McCorkell-H
Hospitals, mental:
(Buzz Bradshaw smad hf, smde sc) (Bradshaw Memorial smad cc) Western State Hospital, Fort Supply, changing name. HB 1404, Thompson-H, Cate-S
Central State Griffin Memorial Hospital, Norman, reorganizing. HB 1404, Thompson-H, Cate-S
Licensing requirement, deleting exemption. HB 1347, McCorkell-H
(Phil Smalley Children and smde hc) (Oklahoma smad hc) Youth Center, Norman:
Creating, to consist of Phil Smalley Children's Unit, the Adolescent Unit and the Leland Wolf Unit. HB 1404, Thompson-H, Cate-S
Fund, petty cash, creating. HB 1404, Thompson-H, Cate-S
Superintendents of, modifying qualifications (and duties. smad sf) SB 303, Schuelein-S, Duckett-H
Taft State Hospital, deleting. HB 1404, Thompson-H, Cate-S
Incapacitated and Disabled Persons Act, Guardianship and Protective Proceedings for, creating. HB 1201, McCorkell-H
Insurance Act, Equitable Mental Health (see INSURANCE, Mental Health Insurance Act)
Patients, informal, allowing admittance to (state smad sc) facility on voluntary basis, requirements. HB 1311, Hobson-H, Cate-S
Protective services for elderly and incapacitated adults:
Costs for voluntary and involuntary services, modifying. HB 1201, McCorkell-H
Emergency services, modifying procedures. HB 1201, McCorkell-H
Guardians of patients committed to state mental health institutions, deleting superintendents of those institutions. HB 1201, McCorkell-H

Guardianship and Protective Proceedings for Incapacitated and Disabled Persons Act, creating. HB 1201, McCorkell-H
Incapacitated and Disabled Persons Act, Guardianship and Protective Proceedings for, creating. HB 1201, McCorkell-H
Recommitment (see Custody, protective, and treatment, above)
Voluntary informal patients, allowing admittance to (state smad sc) facility, requirements. HB 1311, Hobson-H, Cate-S

MENTAL HEALTH, DEPARTMENT OF
Appropriations:
Central State Hospital, new construction. HB 1062, APP
Data processing. (smde hc) SB 61, APP
Generally. SB 50, APP
Modifying 1985 appropriation. (smad sc, smde cc) SB 61, APP
Renovations and repairs. HB 1062, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Commissioner:
Deaf and Hearing Impaired Act, Oklahoma Comprehensive Mental Health Services for the:
Advisory committee, creating, to appoint certain members. SB 229, Roberts-S, Duckett-H; HB 1247, Duckett-H, Roberts-S
Creating and requiring reports. SB 229, Roberts-S, Duckett-H; HB 1247, Duckett-H, Roberts-S
Director of program, to appoint. SB 229, Roberts-S, Duckett-H; HB 1247, Duckett-H, Roberts-S
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Domestic violence shelters, authorizing to contract for. HB 1152, Anderson-H, Cate-S
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Active service for members of National Guard (or certain other military personnel smad hf) who are employees of state, subdivision or municipality, (not to be considered annual leave smde hf), authorizing (no loss of smde hf) (limited smad hf) civilian pay during entire active service. HB 1335, Kelly-H, Roberts-S
Appropriations:
Armories. HB 1059, APP; HB 1062, APP
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Real estate, armory or building, allowing (Governor and Office of Public Affairs to decide smad sf) to sell or dispose of those no longer needed. SB 107, Johnson-S, Sanders-H

MILK
Official state beverage, adopting. SCR 2, Landis-S, Blodgett-H

MINE INSPECTOR, CHIEF
Absence of appointed, Governor to appoint Director of Department of Mines with advice and consent of Senate. (smad sc) HB 1045, APP
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To be Chief Mine Inspector. (smad cc) SB 332, Stipe-S, Vaughn-H
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Single-axle load limit, additional fee, modifying apportionment. SB 205, York-S, Davis (Guy)-H, HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S

MOTOR LICENSE AGENTS (see MOTOR VEHICLES, Tag agents)

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Executive Director to be member of Motor License Agents Board. (smde sc) HB 1013, Morgan-H, Winn-S
Inspection of used motor vehicle locations, authorizing. SB 182, Rozell-S
Licensing, modifying. SB 81 (smad hc), York-S, Hobson-H; SB 182, Rozell-S; SB 183, Rozell-S, Murphy-H
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Membership, increasing. SB 81 (smad hc), York-S, Hobson-H; SB 182, Rozell-S; SB 183, Rozell-S, Murphy-H
Used Motor Vehicle and Parts Commission, abolishing, transferring authority and responsibilities to Commission. SB 182, Rozell-S

MOTOR VEHICLE EXCISE TAX (see REVENUE AND TAXATION, Excise Tax, Motor Vehicle)

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MOTOR VEHICLES
Abandoned, requiring notice to lienholder of towed vehicle and allowing lienholder to regain possession. SB 141, Smith-S, Vanatta-H; HB 1210, Rieger-H; Lamb-S
Accidents:
Form of report, deleting. (smad hc) HB 1334, Davis (Frank)-H, Lamb-S
Hit and run, increasing penalty for leaving scene. HB 1368, Benson-H, Roberts-S
Investigations of, search for victims and notification of kin or proper person requiring immediately of Highway Patrol or law enforcement officer. HB 1186, Kelly-H
Negligent homicide with motor vehicle, stating age limit for person committing. HB 1368, Benson-H, Roberts-S
Personal injury while driving under the influence, modifying language. HB 1368, Benson-H, Roberts-S
Reports, to include information from security verification form. (smde hc) HB 1334, Davis (Frank)-H, Lamb-S
Security verification form, requiring to be made available at time of accident. HB 1334, Davis (Frank)-H, Lamb-S

Antique, classic or special interest automobiles:
Sale on (certain smde sf) Sundays, allowing. HB 1085, Abbott-H, Floyd-D
Tags (see Licensing and registration, below)
Blue law, allowing sale of antique, classic or special interest automobile on (certain smde sf) Sundays. HB 1085, Abbott-H, Floyd-S
Broker, defining. SB 81 (smad hc), York-S, Hobson-H; SB 182, Rozell-S; SB 183, Rozell-S, Murphy-H
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Dealers:
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Insurance, liability, on vehicles for sale, requiring. SB 182, Rozell-S
Licensing, modifying. SB 81 (smad hc), York-S, Hobson-H; SB 182, Rozell-S; SB 183, Rozell-S, Murphy-H
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Location or relocation, modifying. SB 81 (smad hc), York-S, Hobson-H; SB 182, Rozell-S; SB 183, Rozell-S, Murphy-H
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Used (see Used motor vehicle and parts dealers, below)
Vehicles, new, transferred from other state, exempting from excise tax. (smad hc) HB 1161, Schroeder-H, Combs-S
Definitions:
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Automobile. SB 57 (smad cc), APP
Minibike. SB 57 (smad cc), APP
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Vehicle, expanding to include travel trailers and rented trailers for registration purposes. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Driver education, increasing maximum amount of funds to be used for. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Driver's, operator's, chauffeur's licenses:
Cancellation, suspension or revocation:
Revocation:
Exceptions for hardship, specifying. SB 81, York-S, Hobson-H
Hearing, requiring within certain time. (smde sc) HB 1393, McCorkell-H, Johnson-S
Modification order to specify times and circumstances for driving. SB 81, York-S, Hobson-H

Refusing drug and alcohol test, reason for, modifying effective date for revocation. (smde sc, smad cc) HB 1393, McCorkell-H, Johnson-S
Suspension:
Authorizing for failure to obey notice to appear for certain offense. HB 1381, Easley-H
Hardship, extending time to remedy. (smde sc) HB 1393, McCorkell-H, Johnson-S
Denial of license for 18 to 21 year olds for alcohol related offenses, providing. HB 1516, Cunningham-H
Duplicate permit or license, modifying apportionment of fee. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Duration of licenses:
Chauffeur's to be four years. SB 21, Ford-S, Johnson-H
Four-year, providing for. SB 57 (smad cc), APP; HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1543, Johnson (Glen)-H, Ford-S
Four-year option on all, allowing. (smad hf, smde sc, smad cc), HB 1393, McCorkell-H, Johnson-S
Operators to have option of two or four years. SB 21, Ford-S, Johnson-H
Program to be implemented. SB 57 (smad cc), APP
Fees:
Apportionment, modifying. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Modifying. SB 21, Ford-S, Johnson-H, HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Identification licenses:
Fees, increasing. HB 1543, Johnson (Glen)-H, Ford-S
Fees, modifying apportionment. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Nonexpiring for persons 65 or older. HB 1393 (smad cc), McCorkell-H, Johnson-S
Persons 65 and older, requiring no fee. HB 1300, Kincheloe-H, Cole-S; HB 1393 (smad cc), McCorkell-H, Johnson-S
Twelve years and older, allowing. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1543, Johnson (Glen)-H, Ford-S
Mail notification to be only on four-year licenses. SB 21, Ford-S, Johnson-H
Motorcycles:
Fee, increasing. HB 1543, Johnson (Glen)-H, Ford-S
License, restricted, stating fee and restrictions. HB 1470, Milton-H

Notification of expiration, requiring. (smad hf, smde sc) HB 1393, McCorkell-H, Johnson-S
Provisional license for 16 to 18 year olds, providing for, and stating restrictions. (smad sc) SB 21, Ford-S, Johnson-H
Restricted for operating motorcycle, stating fee and restrictions. HB 1470, Milton-H
Restricted operator's license, modifying qualifications. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc) Gish-H, Cate-S
Twenty-one, under, to have designation on. HB 1393, McCorkell-H, Johnson-S
Drunk drivers:
Accident involving personal injury, modifying language. HB 1368, Benson-H, Roberts-S
Aircraft (see AIRCRAFT AND AIRPORTS)
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Denial of license for 18 to 21 year olds for alcohol related offenses, providing. HB 1516, Cunningham-H
Forfeiture of motor vehicle if operating after conviction, allowing. HB 1481, Harbin-H, Johnson-S
Hardship due to suspended license, extending time to remedy. (smde sc) HB 1393, McCorkell-H, Johnson-S
Hearing on revocation of license, requiring within certain period of time. (smde sc) HB 1393, McCorkell-H, Johnson-S
Inmate to reimburse state for substance abuse treatment. HB 1393 (smad cc), McCorkell-H, Johnson-S
Jurisdiction (see COURTS, District courts)
License plate, special, requiring for those convicted. SB 285, Keller-S
Revocation or denial of license for refusing drug and alcohol test, modifying effective date. (smde sc, smad cc) HB 1393, McCorkell-H, Johnson-S
Road blocks, allowing. (smde hf) HB 1393, McCorkell-H, Johnson-S
School:
Drug abuse to be included. SB 336, Sadler-S, Cotner-H
Fee, part of to Department of Public Safety for administration of act. SB 336, Sadler-S, Cotner-H
Fees, increasing. (smad sf) SB 336, Sadler-S, Cotner-H
First offense, requiring. SB 336, Sadler-S, Cotner-H
Second offense, setting requirements. (smad hc) SB 336, Sadler-S, Cotner-H
(Second smde hc) (Third smad hc) (and subsequent smde hf) offense, not allowing suspended or deferred sentences or probation. HB 1136, Abbott-H, Floyd-S
Second offense, requirements set by Department of Public Safety. (smde sc) SB 336, Sadler-S, Cotner-H
Special license plate, requiring for those convicted. SB 285, Keller-S
Tests, allowing if conscious or unconscious if death or serious injury involved, (at hospital or health care facility. smad sc) HB 1480, Harbin-H, Johnson-S

Emergency:
Allowing flashing red and blue lights. HB 1181, Schroeder-H, Smith-S
State, county or city owned engaged in emergency work or construction or repair of roads and highways, not allowing flashing red lights. HB 1181, Schroeder-H, Smith-S
Emission control equipment inspections:
Equipment and supplies to be furnished by Department of Public Safety to inspection stations without cost. HB 1389, Hooper-H, Randle-S
Fee, total, to be retained by inspection station. HB 1389, Hooper-H, Randle-S
Implementation date, modifying. HB 1389, Hooper-H, Randle-S
Penalties, setting. (smad hc) HB 1389, Hooper-H, Randle-S
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Escrow Account, Motor Vehicles, modifying apportionment. (smad 3cc) HB 1013, Morgan-H, Winn-S
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Fleet Management Division (see PUBLIC AFFAIRS, OFFICE OF)
Handicapped parking:
Reciprocity agreements, authorizing. (smad sc) SB 302, McCune-S, Newby-H
Reflective insignia, eliminating. SB 302, McCune-S, Newby-H
Husbandry, implements of, requiring to display identification on rear of implement. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Identification license (see Driver's, operator's, chauffeur's licenses, above)
Inspections:
Emission control equipment (see Emission control equipment, above)
Fees, portion to Oklahoma Law Enforcement Retirement Fund rather than Highway Patrol Pension and Retirement Fund. (smad hc) HB 1389, Hooper-H, Randle-S
Insurance (see INSURANCE)
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License and Registration Act, Vehicle, creating. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
License tags (see Licensing and registration, tags, below)
Licensing and registration:
Administration of act, limiting powers of local authorities of cities and towns. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Application procedures, modifying. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Apportionment of fees, modifying, exceptions. SB 55 (smad cc), APP; SB 139 (smde sf), Stipe-S, Duke-H; SB 205, York-S, Davis (Guy)-H; HB 1013 (smad 3cc), Morgan-H, Winn-S;

HB 1219 (smad hc, smad sc), Hobson-H, Cate-S; HB 1409, Davis (Guy)-H, York-S; HB 1428, (smad hf, smde sc, smad sf, smde cc) Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Armed forces, nonresident members of, modifying procedures and increasing fee. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Buses, intercity, operating in interstate commerce, providing for certain taxes. SB 205, York-S, Davis (Guy)-H, HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Commercial vehicles: (see also Trucks, below)
Identification requirements, modifying. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Temporary permits and fees, modifying. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Fees:
Check, payment by, providing procedures if dishonored and increasing fee. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
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Road user fee to be collected annually on certain vehicles, establishing. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad hf, smde sc), Gish-H, Cate-S
International Registration Plan, providing procedures. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
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Mail order procedures, modifying. HB 1451, Heaton-H
Manufactured homes (see MANUFACTURED HOMES)
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PACIFIC BASIN OFFICE (see ECONOMIC DEVELOPMENT, DEPARTMENT OF)

PARCEL CARRIERS, RESTRICTED (see MOTOR CARRIERS)

PARDON AND PAROLE
(Revocation, when filed smde hc) (Warrant for arrest when issued smad hc) parole time to cease to run. HB 1262, Harbin-H, Wright-S

PAGE, CLARENCE EDGAR (see PRAISE AND APPRECIATION)

PARDON AND PAROLE BOARD
Appropriations:
Generally. HB 1058, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Paroles, allowing to grant. SJR 22, McCune-S; HJR 1020, Hobson-H
Qualifications and name of professional interviewers, changing. HB 1058, APP
Recommendations for pardon or parole, not to have authority for convicts sentenced to life imprisonment without parole or sentenced to death. SJR 27, Wright-S, Clark-H
Salaries, modifying. (smad hc) HB 1164, Mentzer-H, Rozell-S

PARI-MUTUEL (see AMUSEMENT AND SPORTS, Horse racing)

PARK
Ardmore public park, Office of Public Affairs to execute lease contract for, (requiring development. smad hc) SJR 8, Roberts-S, Duke-H

PARKS AND LODGES, STATE (see TOURISM AND RECREATION, DEPARTMENT OF)

PAROLE (see PARDON AND PAROLE, CORRECTIONS, DEPARTMENT OF, Prisons and reformatories, SENTENCING)

PATERNITY (see CHILDREN)

PAYROLL DEDUCTIONS (see STATE GOVERNMENT, Employees and officers)

PER DIEM (see TRAVEL EXPENSES AND/OR PER DIEM)

PERMITS (see FEES AND PERMITS)

PERSONAL PROPERTY (see REVENUE AND TAXATION, Ad Valorem)

PERSONNEL EXCHANGE, OFFICER OF
Governor to appoint and provide office. (smde hc) HB 1218, Hooper-H, Taliaferro-S
Powers and duties, specifying. (smde hc) HB 1218, Hooper-H, Taliaferro-S
Salary plus supplement, setting. (smde hc) HB 1218, Hooper-H, Taliaferro-S
Staff, technical assistance and equipment to be provided by Administrator of Office of Personnel Management. (smde hc) HB 1218, Hooper-H, Taliaferro-S

PERSONNEL MANAGEMENT, OFFICE OF
Administrator:
Personal service contracts, to conduct study. (smad cc) SB 128, Cain-S, Lewis-H

Powers and duties, expanding. SB 128, Cain-S, Lewis-H
Study on feasibility of uniform classification and compensation for judicial, legislative and (higher educational smde sf, smad hc) positions, to conduct and make report. SB 128, Cain-S, Lewis-H
Appropriations:
Generally. SB 32, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Classification and compensation system, more uniform for both classified and unclassified employees, to develop. SB 128, Cain-S, Lewis-H
Personnel Interchange Program, State:
Administrator to establish. (smad hc) HB 1218, Hooper-H, Taliaferro-S
Guidelines, setting. (smad hc) HB 1218, Hooper-H, Taliaferro-S

PHARMACIES (see PROFESSIONS AND OCCUPATIONS)

PHYSICALLY HANDICAPPED PERSONS (see HANDICAPPED PERSONS)

PHYSICIAN MANPOWER TRAINING COMMISSION
Appropriations:
Generally. SB 36, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Fund, Community Preceptor Physician Training and Work Experience Scholarship, abolishing. HB 1437, Lewis-H, Cate-S

PHYSICIANS (see PROFESSIONS AND OCCUPATIONS)

POLICE OFFICERS (see LAW ENFORCEMENT OFFICERS)

POLICE PENSION AND RETIREMENT BOARD (see RETIREMENT SYSTEMS)

POLITICAL COMMITTEE REGULATION ACT
Creating. HB 1168, Hamilton (James)-H, Howell-S
Reports, requiring. HB 1168, Hamilton (James)-H, Howell-S

POLLUTION CONTROL, DEPARTMENT OF
Appropriations:
Generally. SB 41, APP
Temporary. SB 62 (smad cc), APP; SB 74 (smad cc), APP
Telephone communication service to report violation of pollution, requiring to develop and maintain. SB 41, APP

POOR PERSONS
Ad valorem tax:
Increase, allowing, (for access roads to homes of persons not able to afford. smde hc) (for county roads. smad hc) HJR 1037, Shurden-H, Taliaferro-S
Campus police (see HUMAN SERVICES, DEPARTMENT OF)
Child support (see CHILD SUPPORT)
Community service programs (see ECONOMIC AND COMMUNITY AFFAIRS, DEPARTMENT OF)

Continuing Care Act (see NURSING HOMES)
Funds:
Assistance Fund, State, abolishing, (and transferring duties and actions to Human Services Fund. smad sc) HB 1437, Lewis-H, Cate-S
Indigent Care Trust Fund, State, proceeds from investment of sale of Oklahoma Memorial Hospital to be deposited to. HB 1417, Brewster-H
Health and accident insurance policies, requiring surcharge to be credited to Catastrophic Indigent Care Fund. HB 1304, Vanatta-H
Identification licenses (see MOTOR VEHICLES)
Indigents:
Indigent care, proceeds from investment of sale of Oklahoma Memorial Holpital to be used for. HJR 1031, Brewster-H
Indigent Health Care check-off box on state income tax form, mandating. HB 1222, Ross-H, McIntyre-S
Medicaid (see MEDICAID)
Medical assistance payment by Department of Human Services, allowing to be lien,on property. HB 1449, Holt-H
Social Security Act, federal, payroll contributions to (see FINANCE, OFFICE OF STATE, Director)
Taxes, certain, modifying. HB 1219 (smde hc), Hobson-H, Cate-S; HB 1268, Lewis-H
Weatherization program, allowing administration. HB 1361, Talley-H, Watson-S
Welfare:
Benefits and services, recipient adversely affected, providing for review by Department of Human Services and (Supreme Court smde hc) (district court. smad hc) HB 1117, Mentzer-H, Cain-S
Disabled, permanently or totally, under age 18 in need, to receive assistance. HB 1140, Mentzer-H, Cain-S
Eighteen years, under, person permanently or totally disabled, in need, to receive assistance. HB 1140, Mentzer-H, Cain-S
Requirements to receive, modifying. (smad hc) HB 1140, Mentzer-H, Cain-S

PORNOGRAPHY (see CHILDREN)

POWER OF ATTORNEY ACT, UNIFORM DURABLE (see PROBATE PROCEDURE)

PRAISE AND APPRECIATION
Boys Choir of Harlem, Inc., citing accomplishments, welcoming to Oklahoma and extending best wishes for continued success. SR 21, McIntyre-S
Broken Bow on seventy-fifth diamond celebration, noting contributions. SR 32, Dennis-S; HR 1025, Murphy-H
Buzidragis, Joseph F., commending accomplishments and career as Director of Oklahoma Boys State and wishing him well in retirement. SCR 19, Stipe-S, Sanders-H
Crowe, William J., commending for military career and appointment as Head of Joint Chiefs of Staff. HR 1028, Hobson-H

Fireworks Factory, Aerlex, near Hallett, praising citizens of Pawnee County for assistance to victims of explosion. SR 35, Hopkins-S
Grantham, Senator Roy, naming lake access road between Ponca City and Kaw Reservoir "Roy Grantham Memorial Road." SCR 12, O'Connor-S, Holt-H
Housing and Urban Development, U.S. Department of, on fiftieth anniversary. SR 14, McIntyre-S
Iba, Henry P., recognizing contributions and declaring Coach Henry P. Iba Day. SCR 10, Shedrick-S, Gish-H
Johnston, Homer L., citing accomplishments and naming game management area for him. HCR 1013, Hamilton (James)-H, Johnson-S
King, William J., bridge located on U.S. Highway 60 approximately one and eight-tenths miles west of Interstate 35 over Deer Creek, to name for. HR 1010, Conaghan-H
KVOO radio station in Tulsa on sixtieth anniversary. SR 4, Randle-S
Mahoney, Mary, Memorial Health Center, congratulating for distinguished performance. SR 33, Porter-S; HR 1027, Kincheloe-H
Page, Clarence Edgar, recognizing contributions in aviation. SR 12, Howell-S
Pawnee County residents praising for assistance to victims of Aerlex Fireworks Factory explosion. SR 35, Hopkins-S
Pruett Creek, naming tributary of Robinson Creek, along Highway 62, in Lincoln County for family. HR 1016, Morgan-H
Rural electric cooperatives, 50th anniversary, saluting, and commending accomplishments. SR 28, Randle-S; HR 1021, Barker-H
Stone, Willard, commemorating life as outstanding artist. SR 15, Ford-S; HR 1013, Adair-H
Teague, Bertha Frank, commending for career accomplishments and contributions to girls basketball on the event of her induction into the Basketball Hall of Fame in Springfield, Massachusetts. SCR 16, Floyd-S, Abbott-S
Traw, Tom, bridge over Poteau River in Le Flore County near town of Arkoma to be named for. HCR 1004, Hamilton (James)-H, Johnson-S
Vietnam veterans, honoring. SCR 23, Howell-S
Ward, Richard A.:
  Building, Department of Transportation, directing to be named in honor of. SR 7, Dahl-S
  Outstanding service as Director of the Oklahoma Department of Transportation and wishing him well in retirement. SR 5, Stipe-S
Washington High School "Hornets", Booker T., Tulsa, conference champions in basketball, football and swimming, commending. SR 22, McIntyre-S
Will Rogers, Jr., commending for 47 years service to Will Rogers Memorial Commission on the occasion of his resignation, naming him Oklahoma's favorite goodwill ambassador and proclaiming appreciation day. SR 25, Taylor-S

PRESIDENT OF THE UNITED STATES
Agriculture, American, memorializing to prioritize over foreign aid. SR 10, Dahl-S
Agriculture, memorializing to recognize the importance to Oklahoma and the nation. SR 23, Dahl-S
Black Kettle Grasslands and Rita Blanca Grasslands, memorializing to halt transfer from U.S. Forest Service to Bureau of Land Management. SR 20, Leonard-S
Hospital and physicians, to equalize urban and rural charges, memorializing. HR 1030, Shurden-H
Motor vehicle travel logs, regulations for, memorializing to continue to revise. HCR 1001, Smith-H, Landis-S
Nuclear waste disposal site in the Texas panhandle, memorializing to prevent location of. SCR 26, Leonard-S, George-H
Radioactive waste disposal site, low-level, requesting prevention of placement in Oklahoma. SR 37, Boatner-S
South Africa, Republic of, memorializing to sever relations with. SR 16, Porter-S
Soviet Union, Congressional Delegation visit to the, commending. SR 24, Dahl-S; HR,1020, Monks-H

PRESS ASSOCIATION OF OKLAHOMA
Executive Director to be member of Motor License Agents Board. (smde sc) HB 1013, Morgan-H, Winn-S

PRISONS AND REFORMATORIES (see CORRECTIONS, DEPARTMENT OF)

PRIVATE ACTIVITY BOND ALLOCATION ACT (see BONDS, PRIVATE ACTIVITY)

PRIVATE SCHOOLS
Buses, nonprofit organizations school, allowing motor vehicle tag for nominal fee. SB 75, Rhodes-S, Harris (Robert)-H
Flight schools to be exempt from rules and regulations. SB 328, Rhodes-S
Sales tax exemptions:
Sales of tangible personal property or services to schools of higher education, (elementary or secondary. smad hc) SB 73, Howell-S, Henry-H; HB 1024, Henry-H, Howell-S
Tuition and educational fees paid to private schools of higher education, (elementary or secondary. smad hc) SB 73, (smde sc) Howell-S, Henry-H; HB 1024, Henry-H, Howell-S
Searches:
Strip, requiring notification of parents. (smad hf, smde hf) HB 1234, Graves-H, Howell-S
Warrant, allowing without under certain circumstances. HB 1234, Graves-H, Howell-S

PRIVATE SECURITY OFFICER AND PRIVATE INVESTIGATOR ACT, OKLAHOMA (see PROFESSIONS AND OCCUPATIONS)

PROBATE PROCEDURE
Conservator powers and duties, allowing investment of monies

for ward in credit unions. SB 202, Taylor-S, Harris (Ken)-H
Estate taxes (see REVENUE AND TAXATION)
Holographic wills to be written in long hand. SB 10, Landis-S
Inventory and appraisement of estates in certain situations, clarifying language. HB 1309, Graves-H, Pierce-S
Investments of estates of minors or incompetents, expanding. (smad sc) HB 1309, Graves-H, Pierce-S
Marital deduction, providing for interpretation. HB 1430, Barker-H
Minors Act, Oklahoma Uniform Transfers to (see MINORS ACT, OKLAHOMA UNIFORM TRANSFERS TO)
Power of Attorney Act, Uniform Durable, creating. SB 159, Keller-S

PRODUCTS LIABILITIES
Action, products liability, defining, allowing contributory negligence to be defense. SB 240, Winn-S; HB 1195, Cotner-H, Winn-S
Contributory negligence, percentage attributable, to be determined by trier of facts. SB 123, Taliaferro-S
Lemon Law (see MOTOR VEHICLES, Warranties)

PROFESSIONS AND OCCUPATIONS
Accountants:
Accountancy Act, Public, creating. SB 121, Brown-S; HB 1160, Lewis-H, Dennis-S
Board of Accountancy, State:
Certification and license requirements. HB 1160, Lewis-H, Dennis-H
Creating. HB 1160, Lewis-H, Dennis-S
Fees, prescribing. HB 1160, Lewis-H, Dennis-S
Fund, State Board of Accountancy Revolving, creating. HB 1160, Lewis-H, Dennis-S
Reports, requiring. HB 1160, Lewis-H, Dennis-S
Board of Public Accountancy, State:
Accounting practitioner, authorizing. SB 121, Brown-S
Certification and license requirements. SB 121, Brown-S
Creating. SB 121, Brown-S
Fees, prescribing. SB 121, Brown-S
Fund, State Board of Public Accountancy, creating. SB 121, Brown-S
Public accountant, certified, licensed public accountant to become on certain date. SB 121, Brown-S
Public accountant, licensed, to become certified public accountant on certain date. SB 121, Brown-S
Reports, requiring. SB 121, Brown-S
Tax practitioner, authorizing. SB 121, Brown-S
Unlicensed accountants, certain, to become licensed on certain date. SB 121, Brown-S
Alarm Industry Act:
Committee, Alarm Industry, creating, membership, powers and duties. HB 1358, Leftwich-H, Combs-S
Creating. HB 1358, Leftwich-H, Combs-S

Fees, setting. (smde cc) HB 1358, Leftwich-H, Combs-S
Fund, Alarm Industry Revolving, creating. HB 1358, Leftwich-H, Combs-S
Licensing procedures, providing. HB 1358, Leftwich-H, Combs-S
Travel and per diem, authorizing. HB 1358, Leftwich-H, Combs-S
Appraisers in civil cases fees:
Increasing. HB 1011, Sanders-H
Increasing (and setting maximum except in probate cases. smad hc) HB 1076, Hale-H, Choate-S
Architects, establishing liability for certain defects in buildings. HB 1439, Stottlemyre-H
Attorneys:
Court appointed to defend death penalty, increasing fee. SB 271, York-S, Benson-H
Legislators not to appear before Boards or Workers' Compensation Court for pay. (smad hf) HB 1461, Lawter-H, Stipe-S
License, limited, to practice law in state, authorizing for any graduate of accredited law school prior to passage of Oklahoma Bar Examination. SB 259, Luton-S, Henry-H
State employees:
Alcoholic Beverage Control Board, Oklahoma, allowing to employ. SB 60, APP
Coal Commission, allowing to employ. (smde sf) SB 332, Stipe-S, Vaughn-H
Ethics and Merit Commission, modifying qualifications of Special Counsel. (smde hc) HB 1002, Sanders-H
Horse Racing Commission, allowing to employ. HB 1049 (smad cc), APP
Mining Inspector, Office of Chief, allowing additional. HB 1045, APP
Motor Vehicle Commission, authorizing. SB 81 (smad hc), York-S, Hobson-H; SB 182, Rozell-S; SB 183, Rozell-S, Murphy-H
Public Affairs, Office of, allowing to employ. HB 1031 (smad cc), APP
Narcotics and Dangerous Drugs Control, Oklahoma State Bureau of, allowing to employ. SB 58 (smad cc), APP
Public Safety, Department of, allowing to employ. (smad sc) HB 1264, Holden-H, Dawson-S
Trusts, public limiting activities. SB 112 (smad cc), Taylor-S, Hobson-H
Veterans claims against Veterans Administration, memorializing Congress to increase fees. HCR 1002, Kelly-H, Roberts-S
Bail bondsmen and runners:
Fees on bonds, levying. HB 1388, Hooper-H, Smith-S
Hearing, requiring prior to termination of license and fine. HB 1388, Hooper-H, Smith-S
Licenses, modifying requirements. HB 1388, Hooper-H, Smith-S
Liens, allowing. HB 1388, Hooper-H, Smith-S
Nonintoxicating and alcoholic beverage license holders, allowing to be, if license issued prior to May 23, 1984, (not to maintain office on premises. smad sc) HB 1141, Hale-H, Choate-S

Property return, deleting provisions. HB 1546, Harris (Ken)-H
Regulation of, transferring authority from Insurance Commissioner to Tax Commission. SB 312, Miller-S
Runners, eliminating position. HB 1421, Patrick-H
Trust funds, requiring. HB 1388, Hooper-H, Smith-S
Barbers:
Barber Advisory Board, State:
Creating, to advise and assist Board of Health and Department of Health. (smad cc) HB 1149, Whorton-H, Johnson-S
Membership, providing for, to be appointed by Governor. (smad cc) HB 1149, Whorton-H, Johnson-S
Board of Barber Examiners:
Fees, increasing certain. (smde hc) HB 1149, Whorton-H, Johnson-S
Funds, State Board of Barber Examiners' Licensing Revolving, abolishing, transferring to Department of Health and the Oklahoma Barber Licensing Revolving Fund. (smad hc) HB 1149, Whorton-H, Johnson-S
Membership, increasing. (smde cc) HB 1149, Whorton-H, Johnson-S
Per diem, increasing. (smde hc) HB 1149, Whorton-H, Johnson-S
Recreating. (smde cc) HB 1149, Whorton-H, Johnson-S
Transferring to Department of Health. (smad cc) HB 1149, Whorton-H, Johnson-S
Cosmetology and Barbering Act (see Cosmetology, below)
Building contractors:
Board, Building Contractors Licensing, creating. HB 1166, Lawter-H
Creating. HB 1166, Lawter-H
Fees, establishing. HB 1166, Lawter-H
Fund, Building Contractors Revolving, creating. HB 1166, Lawter-H
Chiropractic (Chiropractors):
Board of Chiropractic Examiners:
Examination of applicants, expanding scope. SB 284, Floyd-S, Abbott-H
Licenses, revocation or suspension of, modifying procedures. SB 284, Floyd-S, Abbott-H
Chiropractic physician, chiropractor and doctor of chiropractic are synonymous, stating. SB 284, Floyd-S, Abbott-H
Code of ethics, providing. SB 305, Floyd-S, Abbott-H
Fees, usual, customary and reasonable in relation to insurance, defining. SB 305, Floyd-S, Abbott-H; SB 311, Combs-S
Cleaners' Board, State Dry:
Abolishing. (smad hc) HB 1072, Sanders-H, Boatner-S
Membership, increasing. (smde hc) HB 1072, Sanders-H, Boatner-S
Recreating. (smde hc) HB 1072, Sanders-H, Boatner-S

Cosmetology:
Board of Cosmetology:
Advanced operator, eliminating. HB 1134, Kamas-H, Boatner-S
Electrologists rules and regulations concerning curriculum for licensure, to cooperate with Board of Electrology. HB 1330, Sherrer-H
Members, increasing. HB 1134, Kamas-H, Boatner-S
Per diem, (increasing. smde hc) (deleting. smad hc) HB 1134, Kamas-H, Boatner-S
Recreating. HB 1134, Kamas-H, Boatner-S
Cosmetology and Barbering Act:
Board, creating, to be appointed by Governor. SB 230, York-S, Mitchell-H
Creating. SB 230, York-S, Mitchell-H
Director, qualifications. SB 230, York-S, Mitchell-H
Fund, Cosmetology and Barbering Board Revolving, creating. SB 230, York-S, Mitchell-H
Funds, transferring. SB 230, York-S, Mitchell-H
Grandfather clause, extending. (smad sc) SB 230, York-S, Mitchell-H
License fees, providing. SB 230, York-S, Mitchell-H
Counselors:
Counselors Act, Licensed Professional:
Board, creating, to be appointed by Governor with advice and consent of Senate. HB 1163, Davis (Guy)-H, Cate-S
Committee, Licensed Professional Counselors, creating, to be appointed by State Board of Health. (smad sf) HB 1163, Davis (Guy)-H, Cate-S
Fees, (setting limits. smde sf) (State Board of Health to set. smad sf) HB 1163, Davis (Guy)-H, Cate-S
Fund, Licensed Professional Counselors Revolving, creating. HB 1163, Davis (Guy)-H, Cate-S
Health, State Board of, to promulgate rules. (smad sf) HB 1163, Davis (Guy)-H, Cate-S
Insurance, health, not required to cover fees. (smad sc) HB 1163, Davis (Guy)-H, Cate-S
Licenses, procedures and requirements. HB 1163, Davis (Guy)-H, Cate-S
Persons not covered, listing. HB 1163, Davis (Guy)-H, Cate-S
Professional Counselors Licensing Act:
Board of Professional Counselors, creating, to be appointed by Governor (with advice and consent of Senate. smad hf) HB 1325, Sanders-H
Creating, requiring reports. HB 1325, Sanders-H
Fees, setting limits. HB 1325, Sanders-H
Fund, Professional Counselors Revolving, creating. HB 1325, Sanders-H
Licenses, procedures and requirements. HB 1325, Sanders-H
Dentistry:
Code of ethics, providing. SB 305, Floyd-S, Abbott-H
Diagnostic tests, not to charge fee unless notice given. HB 1223, Mentzer-H, Rozell-S

Fees, usual, customary and reasonable in relation to insurance, defining. SB 305, Floyd-S, Abbott-H; SB 311, Combs-S
Electricians:
Electrical Code Enforcement Act:
Committee of Electrical Examiners:
Membership, increasing. SB 209, Brown-S, Stottlemyre-H
Qualifications, modifying. SB 209, Brown-S, Stottlemyre-H
Travel and per diem, modifying. SB 209, Brown-S Stottlemyre-H
Definitions, modifying. SB 209, Brown-S, Stottlemyre-H
Exemptions, modifying. SB 209, Brown-S, Stottlemyre-H
Hearing Board, Electrical, providing additional authority. SB 209, Brown-S, Stottlemyre-H
Licensing:
Fees, increasing certain. (smde sc) SB 209, Brown-S, Stottlemyre-H
Limiting by category. HB 1267, Lewis-H, Johnson-S
Qualifications, modifying. SB 209, Brown-S, Stottlemyre-H
Renewal of certain, prohibiting with exception. SB 209, Brown-S, Stottlemyre-H
Short title, changing. SB 209, Brown-S, Stottlemyre-H
Electrologists:
Board of Electrology, State:
Member, adding lay person. (smde cc) HB 1070, Sanders-H, Boatner-S
Recreating. (smde cc) HB 1070, Sanders-H, Boatner-S
Rules and regulations concerning curriculum for licensure, to promulgate in cooperation with State Board of Cosmetology. HB 1330, Sherrer-H
Transferring powers and duties to State Board of Medical Examiners. (smad cc) HB 1070, Sanders-H, Boatner-S
College degree requirement, eliminating. HB 1330, Sherrer-H
Licensing requirements, modifying. HB 1330, Sherrer-H
Registered Electrologist Act:
Board, to be State Board of Medical Examiners. (smad cc) HB 1070, Sanders-H, Boatner-S
Committee of Registered Electrologists, Advisory, creating. (smad cc) HB 1070, Sanders-H, Boatner-S
Creating. (smad cc) HB 1070, Sanders-H, Boatner-S
Licensure, providing. (smad cc) HB 1070, Sanders-H, Boatner-S
Engineers and land surveyors:
Qualifications, modifying. HB 1509, Davis (Guy)-H
Registration for Professional Engineers and Land Surveyors, State Board of:
Time period for registration of employees of Department of Transportation, directing. SB 290, Stipe-S, Davis (Guy)-H
Limited license, allowing for Department of Transportation employees. SB 290, Stipe-S, Davis (Guy)-H

Land surveyors (see Engineers and land surveyors, above)
Licensing Bureau, Oklahoma State:
Administrative functions to be performed for following Boards and Commissions: (SB 87, Ford-S, Harbin-H)
Accountancy, Oklahoma State Board of Public.
Architects, State Board of Landscape.
Architects, Board of Governors of.
Barber Examiners, State Board of.
Burial Board, State.
Chiropractic Examiners, Board of.
Cosmetology, State Board of.
Dentists of Oklahoma, Board of Governors of the Registered.
Dry Cleaner's Board, State.
Electrology, State Board of.
Embalmers and Funeral Directors, Oklahoma State Board of.
Engineers and Land Surveyors, State Board of Registration for Professional.
Foresters, State Board of Registration for.
Liquefied Petroleum Gas Board, Oklahoma.
Medical Examiners, State Board of.
Motor Vehicle Commission, Oklahoma.
Nurse Registration and Nursing Education, Oklahoma Board of.
Nursing Homes, Oklahoma State Board of.
Optometry, Board of Examiners in.
Osteopathic Examiners, State Board of.
Pharmacy, Board of.
Podiatry, Oklahoma State Board of.
Polygraph Examiners Board.
Private Schools, Oklahoma Board of.
Psychologists, State Board of Examiners of.
Real Estate Commission, Oklahoma.
Sanitarians, Department of Registration for Professional.
Social Workers, State Board of Licensed.
Speech Pathology and Audiology, Board of Examiners for.
Used Motor Vehicle and Parts Commission, Oklahoma.
Veterinary Medical Examiners, Board of. SB 87, Ford-S, Harbin-H
Creating. SB 87, Ford-S, Harbin-H
Director to be appointed by Governor, with advice and consent of Senate. SB 87, Ford-S, Harbin-H
Licenses, length of issue. SB 87, Ford-S, Harbin-H
Manufactured homes (see MANUFACTURED HOMES)
Mechanical Licensing Act:
Committee on Mechanical Examiners, setting qualifications and duties. HB 1139, Abbott-H, Terrill-S
Creating. HB 1139, Abbott-H, Terrill-S
Fund, Oklahoma Mechanics Licensing Revolving, creating. HB 1139, Abbott-H, Terrill-S

Health, State Board of, to promulgate rules and regulations. HB 1139, Abbott-H, Terrill-S
Midwifery Act, Lay:
Creating. HB 1550, Hamilton (Rebecca)-H
Fees, establishing. HB 1550, Hamilton (Rebecca)-H
Permits, authorizing, providing procedures. HB 1550, Hamilton (Rebecca)-H
Nurse Registration and Nursing Education, Board of:
Midwifery Act, Lay (see above)
Occupational Licensing, Department of:
Boards to be appointed by Governor. HB 1414, Henshaw-H
Creating. HB 1414, Henshaw-H
Director to be appointed by Governor. HB 1414, Henshaw-H
License Board to include the following: (HB 1414, Henshaw-H)
State Board of Barber Examiners
Advisory Committee on Dietetic Registration
State Board of Electrology
State Board of Registration for Foresters
Oklahoma Liquefied Petroleum Gas Board
Oklahoma Used Motor Vehicle and Parts Commission
Occupational Therapy Advisory Committee
Polygraph Examiners Board
Department of Registration for Professional Sanitarians
State Board of Examiners for Speech Pathology and Audiology
Optometry:
Board of Examiners in Optometry:
Vice-president, authorizing. HB 1505, Vaughn-H, Rozell-S
Branch offices for optometrists:
Allowing. HB 1443, Vanatta-H; HB 1505, Vaughn-H, Rozell-S
Limiting number. (smad sf) HB 1505, Vaughn-H, Rozell-S
Ethics, code of, authorizing creation by Board. (smad sc) HB 1505, Vaughn-H, Rozell-S
Students and instructors of optometry, exempting from certain licensing requirements. HB 1505, Vaughn-H, Rozell-S
Osteopaths, allowing to be superintendents of mental hospitals. SB 303, Schuelein-S, Duckett-H
Pharmacists:
Syringes:
Information, requiring of minor to purchase. HB 1249, Duckett-H
Refusal to allow persons to purchase, allowing. HB 1249, Duckett-H
Physicians:
Abortion (see PUBLIC HEALTH AND SAFETY)
Code of ethics, providing. SB 305, Floyd-S, Abbott-H
Diagnostic tests, not to charge fee unless notice given. HB 1223, Mentzer-H, Rozell-S
Fees, usual, customary and reasonable in relation to insurance, defining. SB 305, Floyd-S, Abbott-H; SB 311, Combs-S
Natural Death Act (see PUBLIC HEALTH AND SAFETY)
Polygraph Examiners Board:
Abolishing and transferring powers and duties to Council on

Law Enforcement Education and Training. (smde hf) HB 1386, Hooper-H, Johnson-S
Clerical duties, transferring to Council on Law Enforcement Education and Training. (smad hf) HB 1386, Hooper-H, Johnson-S
Penalties, modifying. (smad hf) HB 1386, Hooper-H, Johnson-S
(Private smde hc) Security (Officers smde hc) (Guards smad hc) and Private Investigators Act:
Creating. HB 1282, Morgan-H, Smith-S
Fees, setting. HB 1282, Morgan-H, Smith-S
Licensing and (bonding, smde cc) requiring. HB 1282, Morgan-H, Smith-S
Rules and regulations to be promulgated by Commissioner of Public Safety. HB 1282, Morgan-H, Smith-S
Training, requiring, exceptions. HB 1282, Morgan-H, Smith-S
Psychologists, State Board of Examiners:
Code of ethics, providing. SB 305, Floyd-S, Abbott-H
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Creating. SJR 13, Boatner-S

REGULATED ENERGY AND ENVIRONMENT, OFFICE OF PUBLIC COMMISSIONER OF
Creating. SJR 13, Boatner-S

REGULATED UTILITIES, OFFICE OF PUBLIC COMMISSIONER OF
Creating. SJR 13, Boatner-S

RETIREMENT BENEFITS
Armed Forces of U.S., modifying exemption of state income tax. SB 76, Terrill-S, Harris (Ken)-H; HB 1006, Patrick-H; HB 1207, Harris (Ken)-H, Terrill-S
Civil service of U.S., modifying exemption on state income tax. HB 1207, Harris (Ken)-H, Terrill-S; HB 1219 (smde hc), Hobson-H, Cate-S
Coast Guard, U.S., allowing exemption on state income tax. HB 1207, Harris (Ken)-H, Terrill-S
Firefighters, deleting exemption on state income tax. (smde hc) HB 1219, Hobson-H, Cate-S
National Oceanic and Atmospheric Administration, allowing exemption on state income tax. HB 1207, Harris (Ken)-H, Terrill-S
Public Health Service, allowing exemption on state income tax. HB 1207, Harris (Ken)-H, Terrill-S
Teachers (see RETIREMENT SYSTEMS, Teachers)

RETIREMENT SYSTEMS
County Employees Retirement System, counties of 300,000 or more:
Eligibility subject to discretion of county commissioners and board of trustees of county retirement board. SB 351, Cullison-S
Retirement age:
Fifty-five, reducing years of service required. SB 351, Cullison-S

Prior to age 55 with 20 years service, authorizing but benefits not payable until 55. SB 351, Cullison-S
Firefighters Pension and Retirement System:
Age for retirement, reducing. (smad cc) HB 1433, Abbott-H, Dennis-S
Appropriation. HB 1061 (smde hc, smad cc), APP; HB 1154, APP
Beneficiaries, modifying qualifications. (smad cc) HB 1433, Abbott-H, Dennis-S
Benefits:
Form, repealing. HB 1061 (smad cc), APP
Income tax, state or municipal, to be subject to. (smde hc) HB 1219, Hobson-H, Cate-S
Increasing. SB 17 (smde cc), Dahl-S, Glover-H; SB 74 (smde cc) APP; HB 1086, Holt-H; HB 1433, Abbott-H, Dennis-S; HB 1530, Lewis-H
Limiting. HB 1530, Lewis-H
Calculation, modifying. SB 17 (smad sc, smde cc), Dahl-S, Glover-H; HB 1530, Lewis-H
Investments:
Modifying. (smad hc) HB 1287, McCorkell-H
Plan to maximize, requiring, to furnish copies of annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Report to, requiring annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Payback, allowing. (smad cc) HB 1433, Abbott-H, Dennis-S
Reports, modifying. (smad cc) HB 1433, Abbott-H, Dennis-S
Volunteer fire fighters:
Calculation, modifying. HB 1433, Abbott-H, Dennis-S
Military service, allowing credit. HB 1433, Abbott-H, Dennis-S
Fund, Pension Systems Reserve, allowing use for Disability Insurance Program. HB 1061 (smad cc), APP
Judges and Justices Retirement System:
Benefits, increasing. SB 74 (smde cc), APP; HB 1061 (smad cc), APP; HB 1086, Holt-H
Contributions for spouse, additional, providing for refund under certain circumstances. SB 204, Taylor-S
Court administrators, allowing to join. SB 345, York-S
Investments:
Plan to maximize, requiring, to furnish copies of annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Report to, requiring annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Juvenile court referees, to be included. HB 1130, Riggs-H
Military service, allowing credit. SB 4, Dennis-S
Municipal courts of record, judges of, to be included. HB 1130, Riggs-H
Law Enforcement Retirement System:
Age of retirement, reducing. HB 1155 (smad cc), Abbott-H, Dennis-S; HB 1432 (smad cc), Abbott-H, Dennis-S
Appropriation. HB 1061 (smde hc, smad cc), APP; HB 1155 (smde cc), Abbott-H, Dennis-S

Benefits, increasing. SB 74 (smde cc), APP; HB 1086, Holt-H
Board, Council on Law Enforcement Retirement:
Certification time requirement, modifying. HB 1004, Murphy-H, Johnson-S
Investments:
Modifying. (smad hc) HB 1287, McCorkell-H
Plan to maximize, requiring, to furnish copies of annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Report to, requiring annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Computation, modifying. HB 1155 (smad cc), Abbott-H, Dennis-S; HB 1432 (smad cc), Abbott-H, Dennis-S
Drivers' license fee, increasing apportionment. HB 1543, Johnson (Glen)-H, Ford-S
Military service credit, allowing. HB 1432 (smde cc), Abbott-H, Dennis-S
Park rangers, adding to system. HB 1155 (smad cc), Abbott-H, Dennis-S; HB 1432 (smad cc), Abbott-H, Dennis-S
Sick leave, allowing credit. HB 1155 (smad cc), Abbott-H, Dennis-S; HB 1432 (smad cc), Abbott-H, Dennis-S
Taxes, exempting benefits. HB 1155 (smad cc), Abbott-H, Dennis-S; HB 1432, Abbott-H, Dennis-S
Police Pension and Retirement System:
Age of retirement, reducing. (smad cc) HB 1431, Abbott-H, Dennis-S
Appropriation. HB 1061 (smde hc, smad cc), APP; HB 1153, APP
Beneficiary of member, allowing entitlement. (smad cc) HB 1431, Abbott-H, Dennis-S
Benefits, increasing. SB 17 (smde cc), Dahl-S, Glover-H; SB 74 (smde cc), APP; HB 1086, Holt-H; HB 1431, Abbott-H, Dennis-S
Board, Police Pension and Retirement:
Investments:
Modifying. (smad hc) HB 1287, McCorkell-H
Plan to maximize, requiring, to furnish copies of annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Report to, requiring annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Calculation, modifying. (smad cc) HB 1431, Abbott-H, Dennis-S
Disability, required service, reducing. (smad cc) HB 1431, Abbott-H, Dennis-S
Military service credit, allowing. HB 1431, Abbott-H, Dennis-S
Payback with interest, allowing. (smad cc) HB 1431, Abbott-H, Dennis-S
Reports, modifying. (smad cc) HB 1431, Abbott-H, Dennis-S
Private (see PUBLIC TRUSTS AND AUTHORITIES, Funds, Retirement and pension fund)
Public Employees Retirement System, Oklahoma:
Age to retire, modifying calculation. HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Benefits, increasing. SB 74 (smde cc), APP; HB 1086, Holt-H;

HB 1138, Abbott, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Board of Trustees, Public Employees Retirement System:
Appropriation, generally. HB 1061 (smad cc), APP
Appropriations limitations, modifying. SB 326 (smad sc), Cate-S, Lewis-H
Employees, limiting number. SB 62, APP
Executive Director, limiting salary. SB 62, APP
Investments:
Modifying. (smad hc) HB 1287, McCorkell-H
Plan to maximize, requiring, to furnish copies of annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Report to, requiring annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Membership, increasing. HB 1138, Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Report on recommendations to transfer Employment Security Commission members. HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Calculation:
Changing method. HB 1138, Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Errors, to be responsibility of participating employer. HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Death of member prior to retirement, options for beneficiary, modifying. HB 1138, Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Disability benefits optional form, allowing. HB 1138, Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Elected official:
Age to retire, lowering. (smad cc) HB 1138, Abbott-H, Dennis-S
Military service, allowing credit. (smad cc) HB 1138, Abbott-H, Dennis-S
Emergency medical service districts, allowing to join. HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Executive Director, salary increase. SB 61 (smad cc), APP
Furloughs, involuntary, to receive credit. SB 326 (smde sc), Cate-S, Lewis-H; SJR 11, Boatner-S; HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Interest, limiting for payback. HB 1138 (smad cc), Abbott-H, Dennis-S; HB 1382 (smad cc), Abbott-H, Dennis-S
Service break, involuntary furlough not to be considered. SB 326 (smde sc), Cate-S, Lewis-H
Service crediting:
Participating service:
Leaves of absense not credited, adding exception. SB 241, Cate-S, Lewis-H
Sick leave credit (see below)
Prior service, leaves of absence not credited, adding

exception. SB 241, Cate-S, Lewis-H
Sick leave credit:
Employer not to reimburse for. SB 326, (smde sc) Cate-S, Lewis-H
Retroactive, providing. SB 326, (smde sc) Cate-S, Lewis-H
Unused, entitlement of additional service credit, deleting reimbursement requirement. SB 241, Cate-S, Lewis-H
Vesting date for elected county officers, modifying. HB 1382 (smde cc), Abbott-H, Dennis-S
Teachers' Retirement System:
Age, modifying for retirement. SB 5, Dennis-S, Abbott-H; HB 1084, Abbott-H, Dennis-S
Apportionment from Gross Production Tax, increasing. (smad cc) SB 5, Dennis-S, Abbott-H
Appropriation. HB 1061, APP
Benefits:
Additional payment for certain retirees, allowing. (smde sf) SB 281, O'Connor-S, Boeckman-H
Disability retirement:
Modifying. SB 197, Howell-S
Return to active service, modifying procedures. SB 197, Howell-S
Increasing. SB 5, Dennis-S, Abbott-H; SB 74 (smde cc), APP; HB 1084, Abbott-H, Dennis-S; HB 1086, Holt-H
Options for benefits:
Adding certain. (smad cc) SB 5, Dennis-S, Abbott-H
Dates to exercise certain, modifying. (smad cc) SB 5, Dennis-S, Abbott-H
Deadline for exercising, removing. (smad sc) SB 97, Terrill-S, Harris (Ken)-H
Death benefit option, modifying eligibility requirement. (smad cc) SB 5, Dennis-S, Abbott-H
Private retirement annuity, providing for purchase and procedures. SB 197, Howell-S
Surviving spouse (see below)
Transfer of funds, authorizing. SB 197, Howell-S
Board of trustees:
Insurance Program, Education Employees Group Health, Dental and Life, to administer. HB 1559, Abbott-H, Dennis-S
Offices, to be provided by Office of Public Affairs. (smad cc) SB 5, Dennis-S, Abbott-H
Calculation:
Dates, changing. SB 281, O'Connor-S, Boeckman-H
Method, changing. SB 5, Dennis-S, Abbott-H; HB 1084, Abbott-H, Dennis-S
Contributions, modifying. (smad cc) SB 5, Dennis-S, Abbott-H
Definitions:
Private retirement annuity, defining. SB 197, Howell-S
Retirement Benefit Fund, modifying. SB 197, Howell-S
Disability retirement (see BENEFITS, above)
Executive Secretary, increasing salary. SB 61 (smad cc), APP; SB 62 (smde sc), APP
Fraud or error, modifying. SB 197, Howell-S

Funds for system, increasing. (smad cc, smde 2cc) SB 5, Dennis-S, Abbott-H
Fund, Teachers Retirement Reserve:
Creating. HB 1061 (smad cc), APP
Transfer of funds. HB 1061 (smad cc), APP
Insurance, health, dental and life, allowing members to participate in state plan. (smde sc) SB 114, Boatner-S, Sherrer-H
Investments:
Modifying. (smad hc) HB 1287, McCorkell-H
Plan to maximize, requiring, to furnish copies of annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Report to, requiring annually to Pro Tempore of Senate and Speaker of House. SB 203, Taylor-S, Hobson-H
Longevity pay, allowing employment to be credited. HB 1135 (smad cc), Vaughn-H, Taylor-S
Membership requirements, modifying. (smad cc) SB 5, Dennis-S, Abbott-H
Naming. HB 1527, Harris (Ken)-H
Out-of-state teaching, increasing credit. HB 1103, Widener-H
Pay in contribution to attain thirty years service, allowing. HB 1087, Holt-H
Payback, extending allowable. (smad hf, smde cc) SB 5, Dennis-S, Abbott-H
Private retirement annuity:
Contract for purchasing, authorizing. SB 197, Howell-S
Purchase and procedures, providing for. SB 197, Howell-S
Retirement age, normal, modifying. SB 5 (smad sc), Dennis-S, Abbott-H; HB 1084, Abbott-H, Dennis-S
Service credit:
Bureau of Indian Affairs schools, adding. (smad cc, smde 2cc) SB 5, Dennis-S, Abbott-H
Options for certain, modifying and adding. (smad cc) SB 5, Dennis-S, Abbott-H
Private institutions of higher education, adding. (smad 2cc) SB 5, Dennis-S, Abbott-H
Surviving spouse benefits:
Options, allowing. SB 97, Terrill-S, Harris (Ken)-H
Procedures, modifying. HB 1088, Holt-H; SB 5 (smad cc), Dennis-S, Abbott-H
Wildlife Conservation Commission:
Benefits, to be exempt from state and municipal income taxes. SB 147 (smad hf), Taliaferro-S, Shurden-H; SB 280, Rozell-S, Shurden-H

REVALUATION BOARD, STATE

Creating. SB 88, Ford-S, Williamson-H
Executive Director to employ with certain qualifications. SB 88, Ford-S, Williamson-H
Guidelines and standards for revaluation, to develop. SB 88, Ford-S, Williamson-H

REVENUE AND TAXATION
Ad valorem tax:
Assessment procedures. HJR 1029, Mitchell-H, Branch-S
Commercial leases, long-term, lessees to be exempt. SB 289, Combs-S
Counties, reimbursement of, for taxes not collected from certain manufacturing concerns. HB 1397, Benson-H; HB 1523, Brewster-H; HB 1536 (smad hf), Brewster-H, Combs-S
Credits, modifying investment. HB 1442 (smad 2cc), Henry-H, Taylor-S
Exemption:
Errors, providing procedure for changing. HB 1459 (smad cc), Gish-H, Randle-S
Five-year, allowing. HB 1459 (smad cc), Gish-H, Randle-S
Federal agency acquiring property through foreclosure (liquidation or bankruptcy smad sc) may continue to be assessed if agreeing. SB 19, Capps-S, Benson-H
Fund, Ad Valorem Reimbursement, creating to reimburse counties for loss of revenue due to exemptions of ad valorem taxes for certain industrial facilities. HB 1523, Brewster-H; HB 1536 (smad hf), Brewster-H, Combs-S
Homestead exemption:
Additional exemption:
Application, modifying filing time. SB 317, Hopkins-H, Williams (Penny)-H
Income allowable for added exemption:
Decreasing. (smde hc) HB 1219, Hobson-H, Cate-S
Increasing. HB 1268, Lewis-H; HB 1355, Williams (Penny)-H, Hopkins-S
Increasing amount. HB 1268, Lewis-H
Claim rejection or reduction notice, modifying mailing time. SB 317, Hopkins-S, Williams (Penny)-H
Increase, allowing, (for access roads to homes of persons not able to afford. smde hc) (for county roads. smad hc) HJR 1037, Shurden-H, Taliaferro-S
Industrial property, exempting on lands leased from public trusts for period of time. HJR 1010, Morris-H, Giles-S
Manufactured homes, clarifying. SB 287, Taylor-S, Kincheloe-H
Manufacturing concerns:
Credit against income tax for ad valorem tax paid for period of time, allowing. SB 96 (smde sf), Combs-S, Vanatta-H; HB 1397, Benson-H
Exemptions, allowing. SJR 9, Combs-S; HJR 1012, Benson-H
Maximum, setting. HJR 1029, Mitchell-H, Branch-S
Oil and gas related properties, Tax Commission to establish guidelines for exemptions. SB 31 (smad cc), APP
Property taxes, personal and real:
Agricultural land, valuation of, in accordance with certain techniques and guidelines, memorializing certain agencies to proceed. SCR 27, Stipe-S, Cotner-H
Assessing and collecting, to provide more equitable and practicable means of, Legislative intent. SB 228 (smde cc), Randle-S, Barker-H

Assessment for improvements to single family residence to be at fair market value of materials. HB 1293, Cozort-H, Ford-S
Complaint and appeal procedures, modifying. SB 317, Hopkins-S, Williams (Penny)-H
Deferral procedures, providing. HB 1356, Williams (Penny)-H
Fund, Household Personal Property Reimbursement, for counties, creating. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Horse racing, pari-mutuel tracks on public trust land to pay. (smad cc) SB 260, Combs-S, Brewster-H
Improvements to single family residence, to be assessed at fair market value of materials. HB 1293, Cozort-H, Ford-S
Motor vehicle registration, requiring proof of payment of personal property taxes or exemption from taxes. HB 1349, Monks-H, Rozell-S; HB 1492, Duckett-H
Personal, repealing. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Relief of:
Decreasing gross household income for persons allowed to claim. (smde hc) HB 1219, Hobson-H, Cate-S
Deferral procedures, providing. HB 1356, Williams (Penny)-H
Increasing gross household income for persons allowed to claim. HB 1268, Lewis-H
Legislative committees to study. HCR 1023, Barker-H, Randle-S
Valuation of real and personal property of counties, report by Tax Commission, modifying content and due date. SB 317, Hopkins-S, Williams (Penny)-H
Racehorse tax (see Racehorse tax, below)
Revaluation Board, State, creating. SB 88, Ford-S, Williamson-H
Revaluation, study to be conducted by private concern under direction of Joint Committee on Fiscal Operations. HCR 1023, Barker-H, Randle-S
School districts:
Additional levy, authorizing for districts with governing board of regents, requiring election. SB 291, Taylor-S
Rogers County school district, creating, authorizing portion of levy for Rogers State College, requiring election. SB 291, Taylor-S
Bogus checks (see BOGUS CHECKS and Checks, below)
Checks for payment, dishonored, increasing minimum penalty. SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Cigarette Stamp Tax:
Federal tax, if all or part is discontinued, providing for state to assess and collect. HB 1219 (smad hc, smde hf, smad sf), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S; HB 1460, Gish-H

Indian tribal land, cigarettes sold to nontribal members, to pay tax, Tax Commission to collect. HB 1162, Hale-H
Corporations:
Income tax:
Calculation, modifying. (smad cc) HB 1428, Gish-H, Cate-S
Credit for investments, modifying formula and limitations. SB 96, Combs-S, Vanatta-H; HB 1463 (smad hc), Brewster-H, Taylor-S
Enterprise zone employers, allowing credit. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Increasing. HB 1178, Ross-H; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Limiting. (smad sc, smde sf) HB 1428, Gish-H, Cate-S
Repealing. (smad sc) HB 1219, Hobson-H, Cate-S
Delinquent taxes - collection:
Attorney General to prosecute to enforce collection. (smad hf) SB 327, Leonard-S, Davis (Frank)-H
Costs of collection efforts by sheriff, to be paid from printing fund of Tax Commission and assessed against delinquent taxpayer. SB 327, Leonard-S, Davis (Frank)-H
Injunction procedures, modifying. SB 327, Leonard-S, Davis (Frank)-H
Mail, initiation of action by, allowing, providing procedures. SB 327, Leonard-S, Davis (Frank)-H
Records, taxpayers, allowing Tax Commission to subpoena. (smad hf) SB 327, Leonard-S, Davis (Frank)-H
Warrant, tax, shall constitute evidence and notice of state's lien on real property. SB 327, Leonard-S, Davis (Frank)-H
Warrants, providing for filing. (smad hf) SB 327, Leonard-S, Davis (Frank)-H
Diesel fuel taxes, increasing. HB 1219 (smad hc, smde hf, smad cc), Hobson-H, Cate-S; HB 1220, Hobson-H; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1514, Lewis-H
Documentary Stamp Tax:
Amount of stamps involved, knowledge of, adding county assessor. HB 1356, Williams (Penny)-H
Estate tax:
Assessment order by Tax Commission, providing procedures for closing estate when not issued within certain time. SB 211, Lamb-S, Davis (Frank)-H
Exemptions, reducing amount allowed for certain. (smde hc) HB 1219, Hobson-H, Cate-S
Fee for certain duplicate certificate or order issued by Tax Commission, increasing. HB 1445, Hooper-H
Language, clarifying. HB 1445, Hooper-H
Rates of tax, modifying. (smde hc) HB 1219, Hobson-H, Cate-S
Return, audit of by Tax Commission:
Requiring within certain period of time. SB 211, Lamb-S, Davis (Frank)-H
Time to complete, increasing. HB 1445, Hooper-H
Excise tax:
Aircraft:
Exemptions, specifying. (smad hc) HB 1459, Gish-H, Randle-S

Increasing. HB 1219 (smad hc), Hobson-H, Cate-S; HB 1254, Gish-H; HB 1428 (smad hf, smde sc, smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Apportionment to counties, increasing. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1514, Lewis-H
Boats and watercraft, increasing. (smad hc) HB 1219, Hobson-H, Cate-S; HB 1428 (smad hf, smde sc, smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Diesel fuel, increasing. HB 1219 (smad hc, smde hf, smad cc), Hobson-H, Cate-S; HB 1220, Hobson-H; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1514, Lewis-H
Fuels, special, increasing. HB 1219 (smad hc, smde hf, smad cc), Hobson-H, Cate-S; HB 1220, Hobson-H; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1514, Lewis-H
Gasoline:
Distribution, modifying. SB 55 (smad cc), APP; HB 1503, Monks-H
Increasing. HB 1219 (smad hc, smde hf, smad cc), Hobson-H, Cate-S; HB 1220, Hobson-H; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1514, Lewis-H
Insurance policies, certain, levying. HB 1371, Larason-H
Limits of fuels, repealing. (smad 3cc) HB 1219, Hobson-H, Cate-S
Motor vehicles:
Apportionment of fees, modifying, exceptions. SB 139 (smde sf), Stipe-S, Duke-H; SB 205, York-S, Davis (Guy)-H; HB 1219 (smad sc), Hobson-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Dealers new, transferred from other state, exempting. (smad hc) HB 1161, Schroeder-H, Combs-S
Heavy vehicles (see Value of vehicles, below)
Increasing. HB 1219 (smad hc), Hobson-H, Cate-S; HB 1254, Gish-H; HB 1428 (smad hf, smde sc, smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Recreational vehicles, increasing. (smad hf) HB 1219, Hobson-H, Cate-S
Rental vehicles, removing exemption. HB 1161, Schroeder-H, Combs-S
Value of vehicles, definition of, modifying for vehicles subject to Federal Heavy Vehicle Use Tax. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Recreational vehicles (see Motor vehicles, above)
Exemptions, impact, generally, report to Governor by Tax Commission. SB 92, Cullison-S, Hobson-H
Franchise tax:
Application to corporations and organizations, clarifying. SB 206, Terrill-S, Lewis-H
Bank Commissioner to require payment within reasonable time.

(smad hf) SB 206, Terrill-S, Lewis-H
Computations:
Capital of bank holding companies or multi-bank holding companies not to include capital of owned banks. (smad cc) SB 206, Terrill-S, Lewis-H
Compliance procedures, stating. (smad cc) SB 206, Terrill-S, Lewis-H
Evidence of indebtedness, clarifying. (smad cc) SB 206, Terrill-S, Lewis-H
Credit for, for manufacturing concerns that have paid ad valorem tax for period of time, allowing. HB 1397, Benson-H
Definitions:
Bank holding company, to include multi-bank holding company. (smde cc) SB 206, Terrill-S, Lewis-H
Business trusts, adding. (smad cc) SB 206, Terrill-S, Lewis-H
Capital, expanding. SB 206, Terrill-S, Lewis-H
Corporations, expanding. (smad cc) SB 206, Terrill-S, Lewis-H
Exemptions, modifying. (smad cc) SB 206, Terrill-S, Lewis-H
Increasing for domestic and foreign corporations and businesses. HB 1219 (smad hc, smde sc), Hobson-H, Cate-S; HB 1534, Harris (Ken)-H, Howell-S
Maximum, deleting. HB 1219 (smad hc, smde sc), Hobson-H, Cate-S; HB 1428 (smad hf, smde sc), Gish-H, Cate-S; HB 1534, Harris (Ken)-H, Howell-S
Orders of Tax Commission, not to apply if charter or certificate of authority was issued by State Banking Board or State Banking Commission. SB 206, Terrill-S, Lewis-H
Trusts, personal or family, exempting. SB 152, Leonard-S, Heaton-H
Fuels, special, increasing taxes. HB 1219 (smad hc, smde hf, smad cc), Hobson-H, Cate-S; HB 1220, Hobson-H; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1514, Lewis-H
Gasoline taxes:
Distribution, modifying. HB 1503, Monks-H
Increasing. HB 1219 (smad hc, smde hf, smad cc), Hobson-H, Cate-S; HB 1220, Hobson-H; HB 1428 (smad sf, smde cc), Gish-H, Cate-S; HB 1514, Lewis-H
Gift tax, establishing, providing procedures. (smde hc) HB 1219, Hobson-H, Cate-S
Gross Production Tax:
Apportionment, modifying. (smad cc) SB 5, Dennis-S, Abbott-H
Gross value, calculation of, providing, Tax Commission to furnish certain information. HB 1314, Hobson-H
Income tax, state:
Apportionment, modifying. HB 1397, Benson-H; HB 1536, Brewster-H, Combs-S
Calculation for individuals, eliminating alternate method (and giving another alternative. smad hf) SB 165, Cain-S; HB 1178, Ross-H; HB 1219 (smde sc), Hobson-H, Cate-S; HB 1428 (smad hf, smde sc), Gish-H, Cate-S

Check-off system from refunds to fund:
Aging Programs Fund, Oklahoma. SB 288, Cullison-S, Williams (Penny)-H
Organ Transplant Fund. HB 1272, Conaghan-H
Corporations:
Credit for investments:
Formula and (criteria, smde sf) (limitations, smad sf) modifying. SB 96, Combs-S, Vanatta-H
Increasing amount allowed. (smad hc) HB 1463, Brewster-H, Taylor-S
Enterprise zone employers, allowing credit. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Increasing. HB 1178, Ross-H; HB 1219 (smad cc), Hobson-H, Cate-S
Manufacturing concerns (see below)
Credits:
Charitable contributions to any school in Oklahoma, allowing. HB 1442, Henry-H, Taylor-S; HB 1463 (smde hc), Brewster-H, Taylor-S; HB 1490, Milton-H
Combination of certain credits, limiting total amount. HB 1442, Henry-H, Taylor-S; HB 1463 (smde hc), Brewster-H, Taylor-S
Corporations (see Corporations, above)
Courthouses or jails, construction of for financially unable counties on materials and labor. HB 1547, Cunningham-H
Deleting certain. (smde hc) HB 1219, Hobson-H, Cate-S
Donations of scientific or technological equipment or facilities. HB 1442, Henry-H, Taylor-S; HB 1463 (smde hc) Brewster-H, Taylor-S; HB 1490, Milton-H
Enterprise zone employers, allowing. HB 1235, McCorkell-H; HB 1287 (smad hc), McCorkell-H
Investment, increasing. HB 1228, Henry-H
Investments in qualified venture capital companies:
Individuals, allowing. HB 1410, Morris-H
Reports, requiring with return. (smad sc) HB 1442, Henry-H, Taylor-S
Taxpayers, any, allowing. HB 1442, Henry-H, Taylor-S; HB 1463 (smde hc), Brewster-H, Taylor-S; HB 1477, Stacy-H
Limiting total amount of certain combinations of credits. HB 1442, Henry-H, Taylor-S; HB 1463 (smde hc), Brewster-H, Taylor-S
Manufacturing concerns (see below)
Research expense in Oklahoma, allowing. HB 1442, Henry-H, Taylor-S
Solar energy devices and systems:
Modifying. (smde hc) HB 1219, Hobson-H, Cate-S
Repealing. HB 1442 (smad hf, smde sf), Henry-H, Taylor-S; HB 1463 (smad hc, smde cc), Brewster-H, Taylor-H
Surcharge on health and accident policies, allowing. HB 1304, Vanatta-H

Teachers, precollege, employment in summer, stating amount and procedure. SB 228 (smad cc), Randle-S, Barker-H; HB 1279, Williams (Penny)-H, Shedrick-S
Venture capital company, allowing carrying forward of credits. (smad sc, smde cc) HB 1442, Henry-H, Taylor-S
Exemptions:
Armed Forces of U.S.:
Increasing. SB 76, Terrill-S, Harris (Ken)-H; HB 1006, Patrick-H
Repealing. (smad hc, smde hf) HB 1207, Harris (Ken)-H, Terrill-S
Personal, reducing. HB 1219 (smde sc), Hobson-H, Cate-S
Physically disabled persons, expenses for certain modifications, deleting. (smde hc) HB 1219, Hobson-H, Cate-S
Retirement income:
Armed Forces of U.S., increasing. SB 76, Terrill-S, Harris (Ken)-H; HB 1207, Harris (Ken)-H, Terrill-S
Civil service of U.S.:
Deleting. (smde hc) HB 1219, Hobson-H, Cate-S
Reducing. HB 1207, Harris (Ken)-H, Terrill-S
Coast Guard of U.S., allowing. HB 1207, Harris (Ken)-H, Terrill-S
Firefighters, deleting. (smde hc) HB 1219, Hobson-H, Cate-S
National Oceanic and Atmospheric Administration, allowing. HB 1207, Harris (Ken)-H, Terrill-S
Public Health Service, allowing. HB 1207, Harris (Ken)-H, Terrill-S
Wildlife Conservation Commission, allowing. SB 147 (smad hf), Taliaferro-S, Shurden-H; SB 280, Rozell-S, Shurden-H
Social Security benefits, adding. SB 77, Terrill-S, Harris (Ken)-H; HB 1009, Hooper-H, Taliaferro-S
Federal income tax return, requiring attachment of copy to state return. HB 1298, Kincheloe-H
Fiduciaries, deleting provision not allowing deduction for federal income taxes paid. SB 165, Cain-S
Funds:
Income Tax Adjustment Fund, abolishing. HB 1536, Brewster-H, Combs-S
Income Tax Withholding Refund Account:
Basis of estimate for deposit into, modifying. HB 1536, Brewster-H, Combs-S
Warrants, modifying time before certain are void. HB 1536, Brewster-H, Combs-S
Indigent Health Care check-off box, form to include. HB 1222, Ross-H, McIntyre-S
Lump-sum distributions to individuals for certain period of time to be taxed at certain rate, limiting maximum rate. (smad hf, smde sc) HB 1428, Gish-H, Cate-S
Manufacturing concerns:
Credit against income tax for ad valorem tax paid for

period of time, allowing. SB 96 (smde sf) Combs-S, Vanatta-H; HB 1397, Benson-H
Repealing. (smad sc) HB 1219, Hobson-H, Cate-S
Insurance premiums (see INSURANCE, Tax on premiums)
Intoxicating liquor occupation tax, allowing. HJR 1028, Hale-H, Rozell-S
Liquor taxes (see INTOXICATING LIQUORS, Taxes)
Manufacturing concerns (see Ad Valorem tax, Franchise tax and Income tax, above)
Motor vehicles:
Excise tax (see Excise tax, above)
Rental tax (see Rental tax, below)
Vehicle tax (see Vehicle tax, below)
Movie tickets, levying tax for child abuse prevention. (smde hf) HB 1370, McCorkell-H, Randle-S
Municipal taxes, approval of, modifying. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S
Personal property tax (see Ad valorem tax, Property taxes, above)
Poll tax, repealing. SJR 19, Boatner-S, Davis (Guy)-H
Property taxes (see Ad valorem tax, Property taxes, above)
Racehorse tax:
County assessor to provide certain forms and perform certain audits. SB 198, Choate-S, Hale-H
Creating in lieu of ad valorem tax. SB 198, Choate-S, Hale-H
Rates and procedures, establishing. SB 198, Choate-S, Hale-H
Rules and regulations to be promulgated by Tax Commission. SB 198, Choate-S, Hale-H
Rental tax:
Motor vehicles, increasing. HB 1219 (smad hc), Hobson-H, Cate-S; HB 1254, Gish-H; HB 1428 (smad hf, smde sc, smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Road user tax, creating. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Randle-S
Sales tax, counties:
Designated purpose, requiring. HB 1266, Lewis-H, Sadler-S
Elections, allowing more often. SB 2, Boatner-S, Converse-H
Schools to receive revenue, allowing. HB 1416, Brewster-H
Sales tax, municipal:
Food for human consumption, allowing. (smad sc, smde cc) HB 1219, Hobson-H, Cate-s
Location of business to determine tax. (smad hf) SB 73, Howell-S, Henry-H
Sales tax, state:
Accounts, Sales Tax Permit Holder, Tax Commission to establish and require deposits. SB 31 (smad cc), APP
Amount, extending increase of 1984. HB 1219 (smad hc, smde sc), Hobson-H, Cate-S; HB 1428 (smde hf), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S; HB 1513, Hill-H
Apportionment of revenues, modifying. HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smde sc, smad sf, smde cc), Gish-H, Cate-S; HB 1502, Lewis-H, Rozell-S; HB 1513, Hill-H

Auto repair services, including. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Barber and beauty services, including. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Business, services, personal, including. (smad sc, smde sf) HB 1219, Hobson-H, Cate-S
Clothing, miscellaneous services for, including. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Collection:
  Discount for vendors, decreasing. HB 1502, Lewis-H, Rozell-S
  Fixtures and equipment when a business is sold, modifying procedures. HB 1502, Lewis-H, Rozell-S
  Penalties for failure of vendors to collect, increasing, exception. HB 1354, Williams (Penny)-H, Randle-S
  Rules and regulations, to be promulgated by Tax Commission and sent to sales tax permit holders. HB 1354, Williams (Penny)-H, Randle-S
Discount for vendors, modifying. HB 1219 (smad sc, smde cc), Hobson-H, Cate-S; HB 1502, Lewis-H, Rozell-S
Domestic services, including. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Exemptions:
  Agricultural products, certain. (smad sf) HB 1024, Henry-H, Howell-S
  Food for human consumption. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
  Gas and electricity, natural or artificial, deleting. (smde hc) HB 1219, Hobson-H, Cate-S
  Goodwill Industries of America, adding. SB 246, Terrill-S
  Information on sales ticket on sales to state entities, requiring. (smad hf) HB 1024, Henry-H, Howell-S
  Medicines and drugs, deleting. (smde hc) HB 1219, Hobson-H, Cate-S
  Metal bullion, precious, sales. HB 1123, Fair-H; SB 73 (smad hc), Howell-S, Henry-H
  Oil drums, transfer of, under certain conditions. (smad hf) SB 16, Combs-S, Littlefield-H
  Permit, sales tax, requiring presentation to receive certain exemption. HB 1324, Morgan-H
  Private schools, higher education, (elementary and secondary smad hc):
    Sales of tangible personal property or services to. SB 73, Howell-S, Henry-H; HB 1024, Henry-H, Howell-S
    Tuition and educational fees paid to. SB 73, (smde sc) Howell-S, Henry-H; HB 1024, Henry-H, Howell-S
  Public schools:
    Elementary, secondary or educational societies of such schools, direct sales by for the benefit of. HB 1315, Osborne-H
  United States, sales to. SB 73 (smad hf), Howell-S,

Henry-H; HB 1024 (smad hf), Henry-H, Howell-S
Fee for subscription of list of sales tax permit holders, setting. (smad sc) SB 323, Dawson-S, Johnson (Glen)-H
Gross receipts or gross proceeds:
Motor vehicle parts not to be included. SB 16, Combs-S, Littlefield-H
Trade-ins or setoffs not to be included. SB 15, Boatner-S
Household maintenance, insurance and miscellaneous services, including. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Increase of 1984, extending. HB 1219 (smad hc, smde sc), Hobson-H, Cate-S; HB 1428 (smde hf), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S; HB 1513, Hill-H
Increasing. HB 1219 (smad sc), Hobson-H, Cate-S; HB 1428 (smad hf, smde sc, smad sf, smde cc), Gish-H, Cate-S
Information release on Master Sales and Use Tax File, allowing and setting fee for subscription of list. (smad sc) SB 323, Dawson-S, Johnson (Glen)-H
Information to cities and towns by Tax Commission, requiring (annual report smde sc) (to notify of availability quarterly. smad sc) HB 1331, Kincheloe, H, Cole-S
Location of business (see Sales tax, municipal, above)
Mail order sales to be delivered in state, to pay. SB 73 (smad hf), Howell-S, Henry-H; SB 327 (smad cc), Leonard-S, Davis (Frank)-H
Moratorium on sales of property to agent of U.S. government, directing. SCR 13, Lamb-S; HCR 1006, Rieger-H, Lamb-S
Penalties for nonpayment, setting. (smad sc) SB 323, Dawson-S, Johnson (Glen)-H
Permits, sales tax:
Copies, requiring as precondition to claiming certain exemption. HB 1452, Heaton-H
Expiration, modifying. HB 1452, Heaton-H
Fee, establishing, to be for each place of business, not refundable, to be deposited to Tax Commission Fund. SB 314, McCune-S, Heaton-H; SB 323, Dawson-S, Johnson (Glen)-H; HB 1502, Lewis-H, Rozell-S
Fines, increasing. SB 314, McCune-S, Heaton-H; SB 323, Dawson-S, Johnson (Glen)-H; HB 1502, Lewis-H, Rozell-S
Information required for purchase for resale, stating. (smad sc) SB 323, Dawson-S, Johnson (Glen)-H
Mail-in renewal system, Tax Commission to develop procedures. SB 314, McCune-S, Heaton-H
Presenting for purchase:
Exemption, requiring for certain. HB 1324, Morgan-H
Requiring. (smad sc) SB 314, McCune-S, Heaton-H
Reproductions, wallet-size, authorizing. HB 1324, Morgan-H
Repair services, miscellaneous. (smad sc, smde cc) HB 1219, Hobson-H, Cate-S
Retail sales:
Deposits by consumer in order to receive trade-in allowances or setoffs against sales price, not to be included. SB 15, Boatner-S

Trade-ins and setoffs for motor vehicles. SB 16, Combs-S, Littlefield-H
Snuff (see Tobacco products tax, below)
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Smokeless tobacco, adding. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad hf, smde sc, smad sf, smde cc), Gish-H, Cate-S
Snuff:
Adding. HB 1219 (smad hc, smde sc, smad cc), Hobson-H, Cate-S; HB 1253, Gish-H; HB 1428 (smad hf, smde sc, smad sf, smde cc), Gish-H, Cate-S; HB 1459 (smad sf, smde cc), Gish-H, Randle-S
Levying tax for child abuse prevention. (smad sc, smde cc) HB 1370, McCorkell-H, Randle-S
Tourism and Industrial Development Promotion Tax Act, Oklahoma, creating. HB 1125, Holden-H
Use tax:
Amount, extending increase of 1984. (smde hf) HB 1428, Gish-H, Cate-S
Deduction allowed vendors of other states, decreasing. HB 1502, Lewis-H, Rozell-S
Increase of 1984, extending. (smde hf) HB 1428, Gish-H, Cate-S
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REVENUE ESTIMATION COMMISSION
Creating, to be comprised of Governor, President Pro Tempore, Speaker of the House, State Auditor and Inspector and State Treasurer. (smad sf, smde cc) HJR 1005, Barker-H, Randle-S

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Defacing, stealing or possessing, prohibiting. SB 100, Winn-S, Mentzer-H
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Streets, certain, of cities of 25,000 or less, Department of Transportation to construct and maintain. HB 1467, Shurden-H, Taliaferro-S
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Provisions Applicable to All Licensees. HR 1023, Vaughn-H
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Fire Marshal, State, pertaining to Room and Board Homes. HR 1009, Adair-H
Health Planning Commission, pertaining to intermediate care facility beds and nursing care beds. HR 1022, Talley-H
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Science teachers, preparation of, establishing incentive scholarship program. HB 1279, Williams (Penny)-H, Shedrick-S
Teachers to become accredited in subjects where shortages exist, establishing. SB 228 (smad cc), Randle-S, Barker-H
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SCHOOL DISTRICTS
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Cooperative programs of small school districts:
  Incentive grants to fund, legislative intent. HB 1466 (smde cc), Barker-H, Howell-S
  Pilot programs to be established. SB 228 (smde cc), Randle-S, Barker-H
Donations, private, to districts, State Board of Education to set criteria for providing partially matching grants, legislative intent. SB 228 (smde cc), Randle-S, Barker-H
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  Disclosure of Economic Interest Act, creating. (smde cc) Lewis-H, Roberts-S
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Negotiation:
  Procedures between boards of education and professional organizations, reducing period of time within which agreements must be reached. (smde sc) SB 186, Howell-S, Anderson-H
  Subjects, (mandatory and nonnegotiable, specifying. smad sc, smde sf) (including certain. smad sf) SB 186, Howell-S, Anderson-H
Nepotism, prohibiting, modifying exceptions. HB 1425, Adair-H
Professional organization, allowing all to choose one. HB 1260, Monks-H
Redistricting of school districts, providing procedures. HB 1538, Little-H

Reorganization, feasibility study to be conducted. HJR 1034, Heaton-H
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Transfer fee when transferring students under certain circumstances, authorizing. SB 179, Watson-S
Warrants, nonpayable:
Issued when cash available, prohibiting. HB 1544, Hamilton (James)-H
Trusts not to purchase without specific authority. SB 340, Taylor-S, Virtue-H

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Absenses caused by, limiting. SB 180, Terrill-S, Hobson-H
Academic performance to participate, providing minimum levels. (smad hf, smde cc) HB 1466, Barker-H, Howell-S
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Rules and regulations, State Board of Education to promulgate. (smad hf, smde cc) HB 1466, Barker-H, Howell-S
Administrative costs, limiting. SB 228 (smde cc), Randle-S, Barker-H; HB 1466 (smad cc), Barker-H, Howell-S; HB 1526, Williamson-H
Administrators, full-time:
Certified, providing due process prior to dismissal (or nonrenewal. smad sc, smde sf) SB 195, Terrill-S, Adair-H
Tenured teachers in district who are dismissed to reacquire tenure. (smad hc, smde cc) SB 195, Terrill-S, Adair-H
Alcoholic beverages, abusing, teacher reporting, providing immunity. SB 322, Sadler-S, Virtue-H
Attendance, average daily, modifying. HB 1466, Barker-H, Howell-S
Attendance, limiting absence if to receive credit for course. SB 180, Terrill-S, Hobson-H
Attendance/Activities Regulations of State Board of Education,

disapproving. SR 6, Giles-S; HR 1006, Grieser-H
Bad weather days (see School year, below)
Beer, requiring certain distance from to be sold, with exception (and waiver. smad sc) SB 150, Rhodes-S, Harris (Robert)-H; HB 1405 (smad sf), Harbin-H, Johnson-S
Behavior of students, reporting by teachers, providing immunity. SB 322, Sadler-S, Virtue-H
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Buses:
Lights, allowing flashing red and blue. HB 1181, Schroeder-H, Smith-S
Nonprofit organizations school (see PRIVATE SCHOOLS)
Standards, setting and requiring certification of with bid. (smad sf, smde cc) HB 1269, Morgan-H, Dawson-S
Cancellation (see School year, below)
Class size limitations, modifying. SB 228 (smde cc), Randle-S, Barker-H; HB 1466, Barker-H, Howell-S
Common School Fund, creating. HB 1208, Hamilton (James)-H, Cate-S
Computers purchased with state funds, requiring access and training by all students. SB 228 (smde cc), Randle-S, Barker-H
Contest for high school students, academic, creating. HCR 1018, Duke-H, Roberts-S
Disabilities, learning, providing diagnostic testing for. HB 1466, Barker-H, Howell-S
Discipline and control of students, modifying. HB 1466, Barker-H, Howell-S
Drugs, abusing, teacher reporting, providing immunity. SB 322, Sadler-S, Virtue-H
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Education in Oklahoma as it relates to other states, requiring report by Superintendent of Public Instruction. SR 30, Ford-S
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Employees:
Definition, support personnel, modifying. SB 217, Shedrick-S, Henry-H
Negotiation:
Procedures between boards of education and professional organizations, reducing period of time within which agreements must be reached. (smde sc) SB 186, Howell-S, Anderson-H
Subjects, (mandatory and nonnegotiable, specifying. smad sc, smde sf) (including certain. smad sf) SB 186, Howell-S, Anderson-H
Professional leave days, authorizing for support personnel. (smde hf) SB 217, Shedrick-S, Henry-H
Sick leave, authorizing for support personnel. SB 217, Shedrick-S, Henry-H
Support personnel salaries:
Increasing. HB 1466 (smde cc), Barker-H, Howell-S
Increasing, Legislative intent. HB 1219 (smad cc), Hobson-H, Cate-S; HB 1428 (smad sf, smde cc), Gish-H, Cate-S

First grade:
Screening for developmental readiness, requiring. HB 1468, Milton-H, Floyd-S
Transitional for children not learning ready, requiring. (smde hf, smad sc) HB 1468, Milton-H, Floyd-S
Fund, Common School, creating in State Treasury to be apportioned on per capita basis to school districts. HB 1208, Hamilton (James)-H, Cate-S
Funding, apportionment of funds to schools equal to apportionment of certain funds to Oklahoma Highway Trust Fund. (smde sf) SB 139, Stipe-S, Duke-H
Gifted and talented children:
Definitions:
Gifted and talented children, modifying. SB 228 (smde cc), Randle-S, Barker-H; HB 1213, Duke-H, Howell-S
Grade step, deleting. SB 228 (smde cc), Randle-S, Barker-H; HB 1213, Duke-H, Howell-S
Duties and responsibilities of Department of Education, increasing. SB 228 (smde cc), Randle-S, Barker-H; HB 1213, Duke-H, Howell-S
Educational programs for, implementation of, modifying. HB 1213, Duke-H, Howell-S
Placement criteria for, requiring boards of education adopt written policy for. SB 228 (smde cc), Randle-S, Barker-H; HB 1213, Duke-H, Howell-S
Governor's (Academic smad sf) Bowl, academic contest for high school students, creating. HCR 1018, Duke-H, Roberts-S
Higher education (see HIGHER EDUCATION)
(Homosexual smde sc) (Criminal sexual smad sc) activity, modifying definition and allowing nonreemployment, suspension or dismissal for certain behavior. HB 1569, Sherrer-H, Dennis-S
Instruction, classroom, improvement of, legislative intent to fund. SB 228 (smde cc), Randle-S, Barker-H
Kindergarten:
Screening for developmental readiness, requiring. HB 1466, Barker-H, Howell-S; HB 1468, Milton-H, Floyd-S
Transitional for children not learning ready, requiring. (smde hc, smad sc) HB 1468, Milton-H, Floyd-S
King Day, Martin Luther, Jr., authorizing as holiday. (smde hc) SB 133, McIntyre-S, Ross-H; HB 1105, Ross-H
Library books, reponsibility for return, specifying. (smad hc, smde sc) HB 1270, Larason-H, Cole-S
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(Private clubs and smde sf) retail sellers of beer to be certain distance from with exception (and waiver. smad sc) SB 150, Rhodes-S, Harris (Robert)-H
Psychiatric or psychological testing, expanding prohibitions (and providing for interpretation of guidelines. smad hc) SB 135, Rhodes-S, Harris (Robert)-H

Redistricting of school districts, providing procedures. HB 1538, Little-H
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Testing Program Act, Oklahoma School, creating. HB 1466 (smad cc), Barker-H, Howell-S
Residence of children for school purposes:
Child care or treatment facility, public or private residential, in which child placed, including. (smde hf, smad sc, smde cc) HB 1196, Cotner-H, Winn-S
Legal residence differences, modifying. HB 1196, Cotner-H, Winn-S
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Length may be less than full term under certain circumstances, requiring approval by State Board of Education. SB 217, Shedrick-S, Henry-H
Screening for developmental readiness, requiring. HB 1468, Milton-H, Floyd-S
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Strip, requiring notification of parents. (smad hf, smde hf) HB 1234, Graves-H, Howell-S
Warrant, allowing without under certain circumstances. HB 1234, Graves-H, Howell-S
State aid, adjustments and limitations, modifying. HB 1196, Cotner-H, Winn-S
Students, behavior, reporting by teacher, providing immunity. SB 322, Sadler-S, Virtue-H
Superintendent of schools:
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District, each school:
Duties, requiring to perform as required by law. SB 293, Howell-S
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as. SB 228 (smde cc), Randle-S, Barker-H; HB 1466 (smad cc), Barker-H, Howell-S
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Ten-day rule, limiting absenses caused by activities and limiting absenses if to receive credit for course. SB 180, Terrill-S, Hobson-H; SR 6, (disapproving) Giles-S; HR 1006, (disapproving) Grieser-H
Testing program for students, requiring and providing procedures. SB 228 (smde cc), Randle-S, Barker-H; HB 1466 (smad cc), Barker-H, Howell-S; HB 1540, Henry-H
Textbooks:
Return of or payment for, requiring, State Board of Education to promulgate rules and regulations, exceptions, restrictions. HB 1270, Larason-H, Cole-S
Textbook Committee, State:
Selection of textbooks, authorizing certain, upon petition by school boards. SB 292, Winn-S, Milton-H; HB 1469, Milton-H; HB 1485, Brewster-H, Winn-S
Transferred student income to transfer with pupil. HB 1512, Little-H
Truancy Task Force, creating. SJR 17, Terrill-S, Harris (Ken)-H

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Corporations:
Business development corporations, venture capital, to assist in locating to be a purpose. SB 329, Combs-S
Filings with, modifying requirements. HB 1407, Johnson (Glen)-H, Dawson-S
Financial disclosure:
Disclosure of Economic Interest Act, creating, statements of economic interest to be filed with Secretary. (smde sc) HB 1510, Lewis-H, Roberts-S
Initiative or referendum petition, (ballot title smde sc) (gist of proposition smad sc) to be at top of each signature sheet or to disqualify. HB 1111, Brewster-H, Roberts-S
Salary increase. SB 61 (smad cc, smde 3cc), APP
Trademarks, deleting requirement for notification for renewal. (smad sc) HB 1407, Johnson (Glen)-H, Dawson-S

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Business Opportunity Sales Act, creating and providing procedures. HB 1289, McCorkell-H
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Exemptions from Act, modifying. HB 1399, Henry-H
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Take-over bid, modifying percentages. SB 154, Pierce-S
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Exceptions, adding purchase money security interest in certain consumer goods. SB 155, Smith-S, Lewis-H
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Discriminatory practice due to age or handicap, prohibiting. HB 1081, McCorkell-H, Cain-S

Domestic Abuse Reporting Act (see CRIMINAL PROCEDURE)
Elderly person, modifying definition to age 55. (smad hf) HB 1243, Riggs-H, McIntyre-S
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Incapacitated and Disabled Persons Act, Guardianship and Protective Proceedings for (see MENTAL HEALTH, Protective services for elderly and incapacitated adults)
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any court pursuant to federal law, allowing, subject to approval by Risk Management Administrator. HB 1446, Reimer-H, York-S
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