

FINAL ACTION ON MEASURES AFTER SINE DIE ADJOURNMENT

MESSAGES FROM THE GOVERNOR

Advising of his approval of **HBs 1290, 1979, 1995, 2032, 2035, 2099, 2148, 2149, 2151, 2162, 2166, 2180, 2212, 2403, 2437, 2568, 2587, 2605, 2723 and 2795** on May 30, 2002.

Advising of his veto of **HB 1291** on May 30, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **1291**

By: Roach et al of the House and Williams of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill **1291**, which allows Oklahomans to participate in a Presidential Primary only if requested by one of the two largest political parties in the state. The right of every citizen to participate in the Presidential selection process should not subject to the approval of a political party. This bill would reverse the trend of Oklahoma's long-standing history of opening up its political process to include those beyond just the party activists.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his veto of **HB 2345** on May 30, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2345**

By: Staggs and Easley of the House and Crutchfield of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to

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me, I have VETOED House Bill **2345**, which prohibits the Director of the Department of Rehabilitation Services from hiring instructional personnel unless the superintendent of the school has recommended the person. This tying of the Director's hands could serve to disrupt the services provided by the schools particularly if either of the superintendent positions are vacant.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his veto of **HB 2637** on May 30, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2637**

By: Toure and Pettigrew of the House and Henry of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill **2637**, which creates taxpayer liability for "wrongful criminal felony convictions" without a showing that the State was culpable. This measure would create liability to the State for a wrongful criminal conviction without a showing that the State was grossly negligent, participated in perjury or subornation of perjury to obtain the conviction or was otherwise a party to intentional wrongdoing. That is too much to expect from a process that sometimes is afflicted by honest human error.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his veto of **HB 2656** on May 30, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2656**

By: Piatt of the House and Robinson of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill **2656**, which allows local career technology center boards to approve plans for new building projects without state board approval even if financed with state bond monies. Local boards should not be able to make decisions which affect the entire system, such as staffing and operating needs, without the approval of the state board which is responsible for the whole system.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his approval of **HBs 1660, 1985, 2383, 2433, 2453, 2459, 2471, 2502, 2511, 2513, 2514, 2523, 2547, 2548, 2553, 2581, 2583, 2592, 2598, 2613, 2783 and 2901** on June 4, 2002.

Advising of his veto of **HB 2746** on June 4, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2746**

By: Taylor and Webb of the House and Dunlap and Martin of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill No. **2746**, which authorizes county court clerks to elect not to utilize the Oklahoma Court Information System--a statewide unified court docketing system to be available via the Internet. In order to continue to work forward towards the goal of all counties in the state participating in this unified system, we must expand the existing Oklahoma Court Information System rather than allowing each county to utilize their own system. While I recognize that there have been problems with the System, the answer is to fix the System, not to facilitate the proliferation of competing systems. Today, I am signing Senate Bill **1458** which will help ensure a smooth transition for additional counties being added to the System.

By the Governor of the State of Oklahoma

/s/ Frank Keating

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Advising of his approval of **HBs 1719, 1986, 2088, 2124, 2238, 2264, 2302, 2309, 2311, 2397, 2412, 2416, 2561, 2585, 2634, 2670, 2680, 2715, 2719, 2721, 2763, 2777, 2850, 2889 and 2921** on June 5, 2002.

Advising of his veto of **HB 2633** on June 5, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2633**

By: Fields of the House and Stipe of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill No. **2633**. I have vetoed this bill because it inappropriately limits the flexibility of the Workforce Investment Board and creates confusion in the Workforce Investment Act arena by duplicating, sometimes with conflicting provisions, much of the Workforce Investment Act implementation laws.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his veto of **HB 2753** on June 5, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2753**

By: Askins and Nance of the House and Monson of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill No. **2753**, which would allow firefighters to opt into the Oklahoma Firefighters Deferred Option Plan retroactively. In addition to creating administrative difficulties, this bill is contrary to the intent of this Plan that allows members to receive retirement in exchange for an agreement to retire at the end of the five year term of the Plan.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his approval of **HBs 1939, 2009, 2218, 2355, 2674, 2754, 2768, 2790, and 2904** on June 6, 2002.

Advising of his veto of **HB 2053** on June 6, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2053**

By: Nance of the House and Shurden of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill No. **2053**, which directs the Department of Central Services to compile risk management audits prepared by all state agencies. These audits would identify workplace security threats to state employees. While this bill is designed to reduce dangers to state employees, it could operate to increase these dangers as these audits may be open to public inspection. There is no clear exception in the Open Records Act that would allow these audits to remain confidential. This risk that they could do more harm than good is compounded by the fact that no uniform methodology for conducting the audits is prescribed, thus leaving it up to each agency's discretion.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his veto of **HB 2895** on June 6, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2895**

By: Begley et al of the House and Easley et al of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill No. **2895**, which allows landowners with current water rights based on existing temporary two acre-feet/acre allocation to continue to utilize this amount of water rather than any reduced allocation that may be set by the Water Resources Board. It is important that the Board have the flexibility to change these amounts as circumstances warrant.

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By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his approval of **HBs 2473, 2525** and **2526** on June 7, 2002.

Advising of his partial approval and line-item veto of **HB 2532** on June 7, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2532**

By: Mass and Bonny of the House and Hobson and Haney of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED Section 45 of House Bill No. **2532**. This provision requires the Department of Commerce to expend exactly \$1,000,000.00 for the purpose of providing monies to the Oklahoma Housing Finance Authority to be deposited in the Oklahoma Housing Trust Fund. Since it is not clear that this amount is absolutely necessary to properly fund the requirements of this worthy program, vetoing this provision allows the Department the flexibility to determine with precision the funding needs of the Authority and act accordingly.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his veto of **HB 1029** on June 7, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **1029**

By: Gray of the House and Morgan of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill No. **1029**, which creates a new dental health care provider, a geriatric public health hygienist, that can provide dental hygiene procedures in nursing

homes without the supervision of a dentist. While I support efforts to increase access to dental care for nursing home patients, this must be done in a manner that does not compromise the quality of care they receive. Today, I am directing the State Commissioner of Health to begin working with dental hygienists, dentists and those involved in the nursing home industry to reach a solution that increases access and guarantees quality care.

By the Governor of the State of Oklahoma

/s/ Frank Keating

Advising of his veto of **HB 2635** on June 7, 2002. The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
Second Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **2635**

By: Toure and Blackburn of the House and Monson of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill No. **2635**, which precludes the imposition of the death penalty upon a showing that a defendant has a severe developmental disability. Without this bill, current law adequately protects against the execution of those who lack mental capacity. Today, defendants cannot be convicted much less executed if they suffer from a mental disease or defect sufficient to establish that they cannot differentiate between right and wrong and cannot appreciate the moral consequences of their acts. In addition to being unnecessary, this bill would create uncertainties and confusion in the well-developed, long-standing body of law in this area. In the end, this could pose a significant risk of harm to the general public.

By the Governor of the State of Oklahoma

/s/ Frank Keating