

# Executive Action – Veto

**HB2360** Principal Author(s): Henry, Brad; Weaver, Robert E.; Directs the Department of Public Safety and the Oklahoma Tax Commission to conduct a study relating to the regulation and licensing of jet ski and boat operators in the state; requires a report of the findings to be submitted to the Speaker of the House, the President Pro Tempore of the Senate and the Governor.; Effective Date: 11/01/96. 04/09/96, Governor Action - Veto.

**GOVERNOR'S VETO MESSAGE:** (04/09/96) This is to advise you that on this date, pursuant to the authority vested in me, I have VETOED HB2360 because the provisions of this bill would limit which state agencies would be eligible to be involved in efforts to address a problem that involves several areas of state concern including not only the need for regulatory fees and regulation of water safety, but also potentially environmental concerns and the Oklahoma tourism industry. Limiting participation could result in less than accurate and complete recommendations for resolution of the problem to be addressed.

**HB2408** Principal Author(s): Beutler, Randy; Harrison, J. Berry; Modifies language relating to Rural Water, Sewer, Gas, and Solid Waste Management Districts Act.

**GOVERNOR'S VETO MESSAGE:** (05/22/96) This is to advise you that on this date, pursuant to the authority vested in me, I have VETOED HB2408. This exception to the nepotism laws would send a wrong message to the citizens of this state. Every effort is being made to instill confidence in the quality and integrity of government employees. Once one exception is made, although it is probably well intentioned, there would be the inescapable potential for opening the floodgates for other exceptions, equally well intentioned. If not strictly adhered to, our nepotism laws could become meaningless. Creating exceptions to nepotism laws sends the wrong message.

**HB2483** Principal Author(s): Leist, M.C.; Shurden, Frank; Updates language pertaining to the powers of the State Board of Agriculture. (05/28/96) Governor Action - Veto

**GOVERNOR'S VETO MESSAGE:** (05/28/96) This is to advise you that on this date, pursuant to the authority vested in me, I have VETOED HB2483, because the Oklahoma State Board of Agriculture may promulgate rules pursuant to the Administrative Procedures Act to accomplish the apparent purpose of the statutory amendments contained in this bill. Such rules could be more sensitive to individual case by case needs resulting in less restriction on the growth of the agriculture industry in Oklahoma.

**HB2621** (05/07/96) Principal Author(s): Dickerson, Larry; Paulk, William; Enacts the State Employees Fair Labor Relations Act. 05/07/96, Governor Action - Veto.

**GOVERNOR'S VETO MESSAGE:** (05/08/96) This is to advise you that on this date, pursuant to the authority vested in me, I have VETOED HB2621. It has been necessary on more than one occasion for me to Veto provisions of law which grant individual private entities special privileges not available to all private entities. HB2621 grants the right to use state property for non-state purposes by a non-governmental entity.

Such requirement violates constitutional restrictions. Currently, there exists private entities that have state employee members and that appear and lobby for state employees. State employees can join or no, and participate or not as they choose. By this action a state employee will not be prevented from participating in these or other types of private organizations.

**HB2707** Principal Author(s): Monson, Angela; Roberts, Larry D.; States that prior to Jan. 1, 1997 the Board of Trustees of the Oklahoma Public Employees Retirement System shall establish rules and procedures enabling any participating employer to also participate in the Oklahoma Public Employees Deferred Compensation Plan; restricts multiple deferred compensation plans.; Effective Date: 07/01/96 Emergency. 04/23/96, Governor Action - Veto.

**GOVERNOR'S VETO MESSAGE:** (04/23/96) This is to advise you that on this date pursuant to the authority vested in me, I have VETOED HB2707. This bill places an unnecessarily restrictive limit on the ability of local governmental entities to participate in deferred compensation plans. In addition, there is an additional cost to the Oklahoma Public Employees Retirement System which has not been contemplated in the submitted proposed budget placed.

**HB2822** Principal Author(s): Hamilton, James E.; Haney, Enoch Kelly; Hobson, Cal; Steidley, Dwayne; Authorizes the Department of Corrections to spend \$1,000,000 of the interest earned from investment of the proceeds of specified bonds for the payment of specified infrastructure repairs.; Emergency. 04/01/96, Governor Action - Line Item Veto.

**GOVERNOR'S (LINE ITEM) VETO MESSAGE:** (04/01/96) This is to advise you that on this date pursuant to the authority vested in me, I have VETOED one section in HB2822 because the item in this bill appropriating funds for "...addressing additional needs in the Appellate Program..." lacks sufficient details to support the amount stated. The item vetoed is found in Section 14 of the bill.

**HB2982** Principal Author(s): Cain, Bernest; Thomas, Tommy Abolishes the Oklahoma Basic Health Benefits Board. Transfers authority of OK Basic Health Benefits Board to the Oklahoma Health Care Authority after July 1, 1996. Provides for membership of the Oklahoma Health Care Authority Board.; Effective Date: 09/01/96. 04/29/96 Governor Action - Veto

**GOVERNOR'S VETO MESSAGE:** (04/29/96) This is to advise you that, pursuant to the powers vested in me, I have VETOED HB2982. This bill fails to address the problem of the violation of Section 1 of Article IV of the Oklahoma Constitution. The current law provides for a majority of legislative appointment to an executive board which performs administrative duties. This bill does not correct that constitutional infirmity.

**SB694** Principal Author(s): Easley, Kevin, Hutchison, Joe J.; Adds county boards and public trust authorities to provisions allowing dual office holding. 05/29/96 Governor Action - Veto.

**GOVERNOR'S VETO MESSAGE:** (05/29/96) This is to advise you that, pursuant to the authority vested

in me, I have VETOED SB694. This exception to the legal prohibition against dual office holding as with the nepotism exceptions would send a wrong message to the citizens of this state. Every effort should be made to instill confidence in the quality and integrity of government employees. Allowing municipal officers and school board members to also sit on county boards and public trust authorities could create potential conflicts to the detriment of local governmental entities. The integrity of local governmental entities must be preserved.

**SB800** Principal Author(s): Hamilton, James; Haney, Kelly; Makes appropriations to the Oklahoma Department of Education, the Oklahoma Commission for Teacher Preparation, the Commissioners of the Land Office, and the State Board of Vocational and Technical Education. (05/30/96) Governor Action - Line Item Veto

**GOVERNOR'S LINE ITEM VETO MESSAGE:** (05/30/96) 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 two (2) sections of SB800 because the appropriations contained in those items exceed the Executive Budget. The excess funds must be preserved for future budgetary needs in order to avoid fiscally irresponsible levels of overall spending. The items vetoed can be found in Sections 40 and 47 of SB800.

**SB802** Principal Author(s): Haney, Enoch Kelly, Hamilton, James E.; Appropriates funds to the Attorney General and the Attorney General for the purpose of the District Attorneys Council; appropriates funds to the Oklahoma Indigent Defense System. Governor Action - Veto (05/29/96)

**GOVERNOR'S VETO MESSAGE:** This is to inform you that on this date, pursuant to the authority vested in me, I have VETOED two sections of SB802 because the appropriations contained in those items exceed the Executive Budget. The excess funds must be preserved for future budgetary needs in order to avoid fiscally irresponsible levels of overall spending. The items vetoed can be found in Sections 1 and 10 of SB802.

**SB805** Principal Author(s): Hamilton, James; Haney, Kelly; Provides categories for funds appropriated to the Court of Criminal Appeals and the Workers' Compensation Court; sets number and salaries of specified positions. (05/30/96) Governor Action - Veto.

**GOVERNOR'S VETO MESSAGE:** (05/30/96) 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 SB805 because Section 12 of Article XXIII provides: "All the proceeds, assets, and income of any public retirement system administered by an agency of the State of Oklahoma shall be held, invested, or disbursed as provided for by laws as in trust for the exclusive purpose of providing for benefits, refunds, investment management and administrative expenses for the individual public retirement system and shall not be encumbered for or diverted to any other purposes." This bill which di-