

# Senate Journal

## First Regular Session of the Forty-ninth Legislature of the State of Oklahoma

**Thirty-sixth Legislative Day, Wednesday, April 2, 2003**

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.—47.

Vacancy: District 7.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Craig Christina, First Baptist Church, Duncan, the guest of Senator Lawler.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**HBs 1061, 1140, 1319, 1443, 1526 and 1686** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SBs 289 and 575** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SR 14** was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

### GENERAL ORDER

**HB 1001** by Hilliard of the House and Crutchfield of the Senate was called up for consideration.

Senator Laughlin moved to amend **HB 1001**, Page 1, Lines 19 and 20 by deleting after the word “candidate” on Line 19 and before the word “or” on Line 20 the words “or the lawfully appointed personal representative”, and by amending the title to conform, which amendment was declared adopted.

Senator Crutchfield moved that **HB 1001** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1001** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Corn, Crutchfield, Dunlap, Fisher, Ford, Gumm, Harrison, Horner, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Coffee, Easley, Fair, Helton, Hobson, Johnson, Pruitt and Reynolds.--8.

Vacancy: District 7.--1.

The bill passed.

**HB 1001** was referred for engrossment.

### **EXECUTIVE NOMINATIONS**

The following executive nominations have been approved by the committees named:

Lamb, Norman A., Enid, as Cabinet Secretary of Veterans Affairs, to serve at the pleasure of the Governor, succeeding a new position. (Veterans, Military Affairs and Public Safety Committee) Motion to confirm made by Senator Milacek.

Meacham, Scott, Elk City, as Director of State Finance, to serve at the pleasure of the Governor, succeeding Tom Daxon. (Finance Committee) Motion to confirm made by Senator Capps.

Meacham, Scott, Elk City, as Cabinet Secretary of Finance and Revenue, to serve at the pleasure of the Governor, succeeding a new position. (Finance Committee) Motion to confirm made by Senator Capps.

Monroe, Kenny, Le Flore, to the State Election Board, to serve a four year term ending March 1, 2007, succeeding himself. (General Government Committee) Motion to confirm made by Senator Corn.

Savage, M. Susan, Tulsa, as Secretary of State, to serve a four year term ending January 8, 2007, succeeding Kay Dudley. (General Government Committee) Motion to confirm made by Senator Williams.

Savage, M. Susan, Tulsa, as Cabinet Secretary of State, to serve at the pleasure of the Governor, succeeding a new position. (General Government Committee) Motion to confirm made by Senator Williams.

Tolbert, Miles, Oklahoma City, as Cabinet Secretary of Environment, to serve at the pleasure of the Governor, succeeding a new position. (Energy, Environment and Communications Committee) Motion to confirm made by Senator Cain.

Turner, Jack, Oklahoma City, to the Board of Mental Health and Substance Abuse Services, to serve a seven year term ending December 31, 2009, succeeding himself. (Human Resources Committee) Motion to confirm made by Senator Lawler.

Wyatt, III, Harry, Vinita, as Cabinet Secretary of the Military, to serve at the pleasure of the Governor, succeeding a new position. (Veterans, Military Affairs and Public Safety Committee) Motion to confirm made by Senator Dunlap.

Motions to confirm the above-named executive nominations were adopted upon roll call as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Corn, Crutchfield, Dunlap, Fisher, Ford, Gumm, Harrison, Horner, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Coffee, Easley, Fair, Helton, Hobson, Johnson and Pruitt.--7.

Vacancy: District 7.--1.

Senator Fisher moved that the Senate recess until 1:30 p.m., which motion was declared adopted.

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The Senate reconvened with Senator Rozell presiding.

Senator Rozell questioned the presence of a quorum and ordered the roll called, following which a quorum was declared present.

**MESSAGE FROM THE HOUSE  
HAs TO SENATE BILLS**

Advising passage of and returning the following engrossed bills as amended:

**SB 20**  
**SB 21**  
**SB 22**  
**SB 23**  
**SB 24**  
**SB 25**  
**SB 26**  
**SB 27**  
**SB 188**  
**SB 189**  
**SB 191**  
**SB 361**  
**SB 440**  
**SB 509**  
**SB 585** - coauthored by Nance of the House  
**SB 708**

House amendments were read on the above-numbered bills.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Dunlap asked unanimous consent to suspend Rule 5-4 and refer **SR 12** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 12** by Dunlap was called up for consideration.

**SR 12** was adopted upon motion of Senator Dunlap and referred for enrollment.

**PENDING CONSIDERATION OF HAs**

**HAs** to **SB 190** were concurred in upon motion of Senator Wilkerson.

**SB 190**, 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: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Helton and Shurden.--2.

Excused: Ford, Robinson, Smith and Snyder.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

## **INTRODUCTION**

Senator Rabon introduced former Senator Gerald Dennis to the Senate.

## **PENDING CONSIDERATION OF HAS**

**HAs** to **SB 188** were concurred in upon motion of Senator Kerr.

**SB 188**, 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: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Ford, Robinson, Smith and Snyder.--4.

Vacancy: District 7.--1.

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 189** were concurred in upon motion of Senator Leftwich.

**SB 189**, 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: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Ford, Robinson, Smith and Snyder.--4.

Vacancy: District 7.--1.

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 Leftwich.

**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: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Ford, Robinson, Smith and Snyder.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

## **MESSAGES FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HBs 1068, 1118, 1145, 1319, 1502** and **1524**.

The above-numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

Advising fourth reading of and returning Enrolled **SBs 289** and **575**.

The above-numbered enrolled measures were referred to the Governor.

## **REPORT OF ENGROSSED AND ENROLLED MEASURES**

**SBs 188, 189, 190** and **191** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

Senator Fisher moved that the Senate recess to the call of the Chair, which motion was declared adopted.

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The Senate reconvened with Senator Rozell presiding.

Senator Rozell questioned the presence of a quorum and ordered the roll called, following which a quorum was declared present.

## **GENERAL ORDER**

**HB 1385** by Ferguson et al of the House and Milacek of the Senate was called up for consideration.

Senator Milacek moved that **HB 1385** be advanced, which motion was declared adopted.

## **THIRD READING**

**HB 1385** was read for the third time at length.

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

Aye: Cain, Capps, Corn, Crutchfield, Easley, Fair, Fisher, Harrison, Helton, Horner, Johnson, Kerr, Laster, Leftwich, Littlefield, Maddox, Milacek, Monson, Rabon, Robinson, Rozell, Shurden, Smith, Taylor, Wilkerson and Williams.--26.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Gumm, Laughlin, Lawler, Myers, Nichols, Pruitt, Reynolds, Riley, Snyder and Wilcoxson.--16.

Excused: Ford, Hobson, Morgan, Price and Williamson.--5.

Vacancy: District 7.--1.

The bill passed.

**HB 1385** was referred for engrossment.

Pursuant to Senate Rule 12-21, language in **HB 1385** was corrected at the time of engrossment.

## **GENERAL ORDER**

**HB 1059** by McCarter et al of the House and Crutchfield of the Senate was called up for consideration.

Senator Crutchfield moved to amend **HB 1059**, Page 2, Line 6 by deleting after the semicolon the word “and”; and Page 2, Line 7 by inserting a new paragraph 10 to read as follows:

“10. The POW/MIA flag; and”, and by renumbering subsequent paragraph and amending the title to conform, which amendment was declared adopted.

Senator Crutchfield 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, the vote resulted as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor,

Wilcoxson, Wilkerson and Williams.--43.

Excused: Ford, Hobson, Morgan and Williamson.--4.

Vacancy: District 7.--1.

The bill passed.

**HB 1059** was referred for engrossment.

### **MESSAGE FROM THE HOUSE**

Advising passage of and returning the following Engrossed bill:

#### **SB 645**

The above-numbered measure was referred for enrollment.

### **GENERAL ORDER**

**HB 1266** by Balkman of the House and Cain and Robinson of the Senate was called up for consideration.

Senator Cain 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 and emergency, the vote resulted as follows:

Aye: Aldridge, Brogdon, Cain, Capps, Coates, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Maddox, Monson, Myers, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williams.--36.

Nay: Branan, Coffee, Nichols and Snyder.--4.

Excused: Ford, Hobson, Leftwich, Littlefield, Milacek, Morgan and Williamson.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1266** was properly signed and ordered returned to the Honorable House.

**Senator Gumm presiding.**

### **GENERAL ORDER**

**HB 1107** by Maddux and Leist of the House and Coates of the Senate was called up for consideration.

Senator Coates moved that **HB 1107** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1107** was read for the third time at length.

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

Aye: Aldridge, Branan, Cain, Capps, Coates, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williams.--38.

Nay: Brogdon.--1.

Excused: Coffee, Ford, Hobson, Littlefield, Milacek, Morgan, Snyder and Williamson.--8.

Vacancy: District 7.--1.

The bill passed.

**HB 1107** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1083** by Hilliard et al of the House and Crutchfield and Gumm of the Senate was called up for consideration.

Senator Crutchfield moved that **HB 1083** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1083** was read for the third time at length.

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

Aye: Aldridge, Cain, Capps, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Helton, Horner, Kerr, Laster, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Price, Rabon, Robinson, Rozell, Shurden, Smith, Wilkerson and Williams.--27.

Nay: Branan, Brogdon, Coates, Dunlap, Fair, Johnson, Laughlin, Myers, Nichols, Pruitt, Reynolds, Riley and Wilcoxson.--13.

Excused: Coffee, Ford, Hobson, Morgan, Snyder, Taylor and Williamson.--7.

Vacancy: District 7.--1.

The bill passed.

Senators Dunlap, Johnson, Riley, Myers, Branan and Coffee 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: 6; Vacancy: 1.

The emergency passed.

**HB 1083** was referred for engrossment.

**GENERAL ORDER**

**HB 1455** by Adair et al of the House and Rozell and Lawler of the Senate was called up for consideration.

Senator Rozell moved that **HB 1455** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1455** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster,

Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson and Williams.--41.

Excused: Ford, Hobson, Morgan, Snyder, Taylor and Williamson.--6.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1455** was referred for engrossment.

### **GENERAL ORDER**

**HB 1572** by Dorman of the House and Rozell and Lawler of the Senate was called up for consideration.

Senator Rozell moved that **HB 1572** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1572** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson and Williams.--40.

Excused: Coffee, Ford, Hobson, Morgan, Snyder, Taylor and Williamson.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1572** was referred for engrossment.

### **GENERAL ORDER**

**HB 1415** by Staggs of the House and Crutchfield of the Senate was called up for consideration.

Senator Crutchfield moved that **HB 1415** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1415** was read for the third time at length.

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

Aye: Brogdon, Cain, Capps, Coates, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith and Wilkerson.--32.

Nay: Aldridge, Branan, Coffee, Myers, Pruitt and Wilcoxson.--6.

Excused: Dunlap, Fair, Ford, Hobson, Morgan, Snyder, Taylor, Williams and Williamson.--9.

Vacancy: District 7.--1.

The bill passed.

Senator Williams 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: 8; Vacancy: 1.

The emergency passed.

**HB 1415** was referred for engrossment.

### **GENERAL ORDER**

**HB 1654** by Miller (Ray) of the House and Rozell of the Senate was called up for consideration.

Senator Rozell moved that **HB 1654** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1654** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson and Williams.--39.

Nay: Laughlin.--1.

Excused: Fair, Ford, Hobson, Morgan, Snyder, Taylor and Williamson.--7.

Vacancy: District 7.--1.

The bill passed.

**HB 1654** was properly signed and ordered returned to the Honorable House.

#### **PENDING CONSIDERATION OF HAS**

**HAs to SB 429** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

#### **GENERAL ORDER**

**HB 1676**, considered on Page 966, was called up for further consideration.

Senator Crutchfield moved that **HB 1676** be advanced, which motion was declared adopted.

#### **THIRD READING**

**HB 1676** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson and Williams.--39.

Excused: Capps, Fair, Ford, Hobson, Morgan, Snyder, Taylor and Williamson.--8.

Vacancy: District 7.--1.

The bill passed.

Pursuant to Rule 12-23, Senator Williamson served notice that the vote be reconsidered whereby **HB 1676** passed.

### **GENERAL ORDER**

**HB 1139** by Gilbert of the House and Horner of the Senate was called up for consideration.

Senator Horner 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: Aldridge, Branan, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Myers, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--37.

Nay: Brogdon and Nichols.--2.

Excused: Dunlap, Fair, Ford, Hobson, Leftwich, Morgan, Snyder and Taylor.--8.

Vacancy: District 7.--1.

The bill passed.

**HB 1139** was referred for engrossment.

### **GENERAL ORDER**

**HB 1503** by Maddux et al of the House and Monson of the Senate was called up for consideration.

Senator Monson moved to amend **HB 1503**, Page 1, Line 23 by deleting after the word “unless” and before the word “document” the word “the” and inserting in lieu thereof the

word “a”; Page 1, Line 23 by inserting after the word “document” and before the word “bears” the words “attached to or accompanying the live check”, which amendment was declared adopted.

Senator Monson moved that **HB 1503** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1503** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Capps, Fair, Ford, Hobson, Leftwich, Snyder and Taylor.--7.

Vacancy: District 7.--1.

The bill passed.

**HB 1503** was referred for engrossment.

### **GENERAL ORDER**

**HB 1445** by Stanley and Nations of the House and Maddox of the Senate was called up for consideration.

Senator Maddox moved that **HB 1445** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1445** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler,

Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Capps, Fair, Ford, Hobson, Leftwich, Snyder and Taylor.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1445** was referred for engrossment.

### **GENERAL ORDER**

**HB 1721** by Cox of the House and Robinson of the Senate was called up for consideration.

Senator Robinson moved to amend **HB 1721**, Page 5, Lines 3 and 4 by striking after the word "increase" on Line 3 and before the stricken word "a" on Line 4 the words "or decrease"; Page 5, Line 8 by inserting after the period the following language "However, a property and casualty insurer may decrease filed base rates by greater than fifteen percent (15%) without prior approval by the State Board of Property and Casualty Rates.", and by amending the title to conform, which amendment was declared adopted.

Senator Robinson moved that **HB 1721** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1721** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Fair, Ford, Hobson, Leftwich, Milacek, Snyder and Taylor.--7.

Vacancy: District 7.--1.

The bill passed.

**HB 1721** was referred for engrossment.

**RULE SUSPENDED  
MOTION TO RECONSIDER VOTES**

Senator Fisher moved to suspend Senate Rule 12-23E as it pertains to **HB 1676**, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Capps, Fair, Ford, Hobson, Leftwich, Milacek, Snyder and Taylor.--8.

Vacancy: District 7.--1.

**MOTION TO RECONSIDER VOTE**

Senator Williamson moved to reconsider the vote whereby **HB 1676** passed, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Capps, Fair, Ford, Hobson, Leftwich, Milacek, Snyder and Taylor.--8.

Vacancy: District 7.--1.

**THIRD READING**

Senator Williamson moved to reconsider the vote whereby **HB 1676** was advanced, which motion was declared adopted.

**GENERAL ORDER**

**HB 1676** was called up for further consideration.

Senator Crutchfield moved to amend **HB 1676**, Page 1, by striking the title, which amendment was declared adopted.

Senator Crutchfield moved that **HB 1676** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1676** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Easley, Fair, Ford, Hobson, Leftwich, Milacek, Snyder and Taylor.--8.

Vacancy: District 7.--1.

The bill passed.

**HB 1676** was referred for engrossment.

### **MESSAGE FROM THE HOUSE**

Advising fourth reading of and returning Enrolled **SBs 188, 189, 190** and **191**.

The above-numbered enrolled measures were referred to the Governor.

### **GENERAL ORDER**

**HB 1675** by Blackburn of the House and Rozell and Lawler of the Senate was called up for consideration.

Senator Rozell moved that **HB 1675** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1675** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--38.

Excused: Easley, Fair, Ford, Hobson, Leftwich, Milacek, Morgan, Snyder and Taylor.-9.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1675** was referred for engrossment.

### **GENERAL ORDER**

**HB 1556** by McIntyre et al of the House and Monson and Horner of the Senate was called up for consideration.

Senator Monson 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 and emergency, the vote resulted as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Easley, Fair, Ford, Hobson, Leftwich, Milacek, Snyder and Taylor.--8.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1556** was properly signed and ordered returned to the Honorable House.

**MESSAGE FROM THE HOUSE**

Advising concurrence in **SAs** to and passage of Engrossed **HB 1278**.

**EXECUTIVE NOMINATIONS**

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

Garber, Jr., Martin D., Bartlesville, as a member of the Board of Regents of the Tulsa Community College - Education

Tauer, Charles George, Glencoe, as a member of the State Board of Registration for Foresters - Agriculture and Rural Development

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 3, 2003, at 9:00 a.m., which motion prevailed.

**COMMITTEE REPORTS**

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

DO PASS:

**HB 1005** – Transportation

**HB 1087** – Judiciary

**HB 1457** – Finance

**HB 1575** – Judiciary

**HB 1603** – Judiciary

**HB 1605** – Finance

DO PASS, As Amended:

**HB 1030** – Judiciary

CS for **HB 1043** – Judiciary

**HB 1064** – Judiciary

**HB 1147** – Judiciary

CS for **HB 1269** – Judiciary

**HB 1300** – Finance

**HB 1324** – Judiciary

**HB 1406** – Judiciary

**HB 1414** – Education, coauthored by Williams of the Senate

**HB 1449** – Judiciary

**HB 1466** – Judiciary  
**HB 1501** – Judiciary  
**CS for HB 1583** – Judiciary  
**HB 1588** – Finance  
**HB 1593** – Finance  
**HB 1611** – Judiciary  
**CS for HB 1670** – Judiciary  
**HB 1680** – Finance  
**HB 1712** – Finance  
**CS for HB 1714** – Judiciary  
**HB 1716** – Finance  
**HB 1751** – Judiciary  
**CS for HB 1771** – Appropriations, coauthored by Lawler of the Senate  
**HB 1790** – Finance  
**CS for HB 1814** – Finance

Pursuant to the Fisher motion, the Senate adjourned at 4:05 p.m. to meet Thursday, April 3, 2003, at 9:00 a.m.

#### **JOURNAL CORRECTION**

Page 960, Line 15 by inserting “The above amendment restores **HB 1319** to the engrossed version of the bill.”

Page 960, 4<sup>th</sup> Line from the bottom by deleting the words “referred for engrossment” and inserting in lieu thereof the words “properly signed and ordered returned to the Honorable House”.