

Senate Journal

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

Sixty-eighth Legislative Day, Wednesday, May 28, 2003

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, 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, Wilcoxson, Wilkerson, Williams and Williamson.—45.

Excused: Fair and Taylor.—2.

Vacancy: District 7.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Ira Koplowitz, Graduate of OCU, Norman, the guest of Senator Kerr.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SB 412 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

EXECUTIVE NOMINATION

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

Peach, Terry, Mutual, as a member and President of the State Board of Agriculture - Agriculture and Rural Development

MESSAGES FROM THE HOUSE

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

SB 24

SB 30

SB 64

SB 74

SB 75

SB 104

SB 114

SB 118

SB 120

SB 142

SB 288

SB 629 (2nd CCR), coauthored by Adkins, Armes, Balkman, Blackwell, Case, Hastings, Perry, Peters, Pettigrew of the House

SB 669 - emergency failed

The above-numbered measures, as amended in conference, were referred for enrollment.

Advising conferees unable to agree on **HB 1734**.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1271, 1273, 1301, 1667, 1676, 1686** and **1690**.

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

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS**

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1158

HB 1161

HB 1165

HB 1166

HB 1169

HB 1170

HB 1171

HB 1180

HB 1182

HB 1211

HB 1218

HB 1235

HB 1269 (2nd CCR), coauthored by Adkins, Braddock, Davis, Graves, Ingmire, Pettigrew

HB 1356 - emergency failed

HB 1467 (2nd CCR)

HB 1647 (2nd CCR)

Conference committee reports were read on the above-numbered bills.

INTRODUCTION

Senator Harrison introduced his grandson, Bo Harrison, to the Senate.

PENDING CONSIDERATION OF CCRs

The following **CCR**s were rejected upon motion of Senator Fisher, further conference requested, and same Senate conferees appointed as follows:

SB 438 – GCCA

SB 553 – Hobson, Wilkerson, Smith

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **SB 439** was adopted upon motion of Senator Nichols.

SB 439, as amended in conference, 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, Corn, Crutchfield, Dunlap, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Coffee, Easley, Fair, Littlefield, Monson, Morgan and Taylor.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 439, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **SB 633**, previously considered on Page 1579, was adopted upon motion of Senator Smith.

SB 633, as amended in conference, was read 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, Ford, Gumm, Harrison, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Easley, Fair, Helton, Hobson, Monson, Morgan and Taylor.--7.

Vacancy: District 7.--1.

The bill passed.

SB 633, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **SB 643** was adopted upon motion of Senator Corn.

SB 643, as amended in conference, 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, 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, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Easley, Fair and Taylor.--3.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 643, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Gumm presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1235** was adopted upon motion of Senator Wilkerson.

HB 1235, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Nay: Snyder.--1.

Excused: Easley, Fair, Helton and Taylor.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1235, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 80** was adopted upon motion of Senator Wilkerson.

SB 80, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Snyder.--1.

Excused: Easley, Fair, Helton, Riley and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 80, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 84** was adopted upon motion of Senator Wilkerson.

SB 84, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Snyder.--1.

Excused: Easley, Fair, Helton, Riley and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 84, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 93** was adopted upon motion of Senator Wilkerson.

SB 93, as amended in conference, was read at length.

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

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

Nay: Branan, Dunlap and Snyder.--3.

Excused: Easley, Fair, Helton, Monson, Riley and Taylor.--6.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 93, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1158** was adopted upon motion of Senator Rozell.

HB 1158, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Price, Pruitt, Rabon, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Nay: Reynolds.--1.

Excused: Easley, Fair, Helton, Nichols, Riley, Snyder and Taylor.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1158, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1161** was adopted upon motion of Senator Rozell.

HB 1161, as amended in conference, was read at length.

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

Aye: Branan, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Littlefield, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Wilcoxson, Wilkerson, Williams and Williamson.--37.

Nay: Aldridge, Brogdon, Johnson, Laughlin, Milacek and Smith.--6.

Excused: Easley, Fair, Snyder and Taylor.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1161, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1165** was adopted upon motion of Senator Rozell.

HB 1165, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Reynolds and Riley.--2.

Excused: Easley, Fair, Snyder and Taylor.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1165, 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 Fisher, the request of the Honorable House for further conference was ordered granted and same Senate conferees appointed as follows:

SB 213 – Helton, Crutchfield, Laughlin

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

HB 1380 – add Horner

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1166** was adopted upon motion of Senator Rozell.

HB 1166, as amended in conference, was read at length.

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

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

Nay: Branan, Riley and Wilcoxson.--3.

Excused: Easley, Fair, Snyder and Taylor.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1166, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1169** was adopted upon motion of Senator Rozell.

HB 1169, as amended in conference, 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, Corn, Crutchfield, Dunlap, 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, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Coffee, Easley, Fair, Snyder and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1169, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1170** was adopted upon motion of Senator Leftwich.

HB 1170, as amended in conference, 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, 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, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Easley, Fair, Snyder and Taylor.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1170, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1171** was adopted upon motion of Senator Leftwich.

HB 1171, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Fair, Hobson, Snyder and Taylor.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1171, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 73** was adopted upon motion of Senator Morgan.

Senators Kerr, Leftwich, Monson, Reynolds and Snyder and Representatives Lindley, Sullivan, Paulk, Toure, Hutchison, Cox and Nations asked to coauthor **SB 73**, which was the order.

SB 73, as amended in conference, was read at length.

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

Aye: Branan, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Ford, Gumm, Harrison, Horner, Kerr, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Reynolds, Robinson, Rozell, Shurden, Smith, Wilcoxson,

Wilkerson, Williams and Williamson.--33.

Nay: Aldridge, Brogdon, Johnson, Laster, Laughlin, Lawler, Pruitt and Riley.--8.

Excused: Fair, Helton, Hobson, Rabon, Snyder and Taylor.--6.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 73, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 24 and **75** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HJR 1033** and **HCRs 1036** and **1039**.

HJR 1033 – By Sweeden of the House and Shurden of the Senate.

A Joint Resolution relating to a finally adopted permanent rule of the State Department of Health; disapproving finally adopted permanent rule OAC 310:2-3-5(h)(1)(D), which relates to fees for copies; declaring legislative intent; directing distribution; and declaring an emergency.

HCR 1036 – By Sweeden of the House and Gumm of the Senate.

A Concurrent Resolution relating to rules of the Community Hospitals Authority; waiving the thirty-legislative-day review period for proposed permanent rules OAC 152:1-1-1, OAC 152:1-1-2, OAC 152:1-1-4, OAC 152:1-1-5, OAC 152:1-1-6, OAC 152:1-3-1, OAC 152:1-3-2, OAC 152:1-3-3, OAC 152:1-3-4, OAC 152:1-3-6, OAC 152:1-5-1, OAC 152:1-5-2, OAC 152:1-5-3, OAC 152:1-5-4, OAC 152:1-5-5, OAC 152:1-7-1, OAC 152:1-7-2, OAC 152:1-7-3, OAC 152:1-7-4 and OAC 152:1-7-5, which relate to the operation and procedures of the Community Hospitals Authority; and directing distribution.

HCR 1039 – By Covey of the House and Kerr of the Senate.

A Concurrent Resolution expressing legislative support for the Great Plains Trail of Oklahoma project; and directing distribution.

The above-numbered measures were read the first time.

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

*

The Senate reconvened with Senator Gumm presiding.

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

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **SJR 21** was adopted upon motion of Senator Robinson upon roll call as follows:

Aye: Aldridge, Branan, Cain, Capps, Coates, Crutchfield, Easley, Fisher, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Milacek, Monson, Morgan, Myers, Nichols, Price, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--33.

Nay: Brogdon, Coffee, Corn, Dunlap, Ford, Gumm, Laughlin, Littlefield, Maddox, Pruitt, Rabon and Snyder.--12.

Excused: Fair and Taylor.--2.

Vacancy: District 7.--1.

SJR 21, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Cain, Capps, Coates, Crutchfield, Easley, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--36.

Nay: Brogdon, Coffee, Corn, Dunlap, Ford, Littlefield, Pruitt, Rabon and Snyder.--9.

Excused: Fair and Taylor.--2.

Vacancy: District 7.--1.

The bill passed.

SJR 21, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Fisher moved that the Senate recess until 2:00 p.m., which motion was declared adopted.

*

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.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 24, 75** and **412**.

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

Advising further conference granted and naming same House conferees on Engrossed:

SB 438 - Pope, Nance, Dorman, Paulk, Lamons, Roggow, Jones

SB 553 - Adair, Roberts, Maddux, Ferguson, Stanley

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 1237 - coauthored by Blackburn, Brannon, Covey, Eddins, Gilbert, Hutchison, Lerblance, Roan, Smithson, Turner, Tyler, Wilson

HB 1530 (2nd CCR)

Conference committee reports were read on the above-numbered bills.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 429** was adopted upon motion of Senator Laughlin.

SB 429, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Rozell, Shurden, Snyder, Wilcoxson, Wilkerson and Williamson.--40.

Excused: Fair, Hobson, Pruitt, Robinson, Smith, Taylor and Williams.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 429, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1180** was adopted upon motion of Senator Leftwich.

HB 1180, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Easley, Fair, Hobson, Morgan, Robinson, Smith and Taylor.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1180, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1182** was adopted upon motion of Senator Leftwich.

HB 1182, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Snyder.--1.

Excused: Easley, Fair, Hobson, Robinson and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1182, together with the conference committee report thereon, was ordered returned to the Honorable House.

INTRODUCTIONS

Senator Kerr introduced his wife, Robbie; his daughter, Robin Wenk; and his grandchildren, Braxton and Kerrstin Wenk, to the Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 180** was adopted upon motion of Senator Leftwich.

SB 180, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Snyder.--1.

Excused: Easley, Fair, Hobson, Robinson and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 180, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 30, 64, 74, 104, 114, 118, 120, 142, 288 and 669 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 65** was called up for consideration.

Senator Coates asked that **SB 65** be laid over for this legislative day, which was the order.

SB 65 remains on pending consideration of the CCR.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 148** was adopted upon motion of Senator Littlefield.

SB 148, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Nay: Snyder.--1.

Excused: Easley, Fair, Hobson, Monson, Morgan, Robinson and Taylor.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 148, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 149** was adopted upon motion of Senator Littlefield.

SB 149, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Easley, Fair, Hobson, Morgan, Robinson and Taylor.--6.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 149, 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 Littlefield.

HB 1218, as amended in conference, 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, Fisher, Ford, 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, Williams and Williamson.--41.

Nay: Snyder.--1.

Excused: Easley, Fair, Hobson, Morgan and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency 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 1814** was adopted upon motion of Senator Crutchfield.

HB 1814, as amended in conference, was read 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, Fisher, Ford, 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, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Dunlap.--1.

Excused: Easley, Fair, Hobson, Morgan and Taylor.--5.

Vacancy: District 7.--1.

The bill passed.

HB 1814, together with the conference committee report thereon, was ordered returned to the Honorable House.

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

SB 479 – remove GCCA and add Smith, Morgan, Nichols

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 440** was adopted upon motion of Senator Rabon.

SB 440, as amended in conference, 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, Fisher, Ford, 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, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Easley, Fair, Hobson, Morgan and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 440, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Rabon presiding.

PENDING CONSIDERATION OF CCR

The **4th CCR** on **SB 610** was adopted upon motion of Senator Robinson.

SB 610, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Easley, Fair, Hobson and Taylor.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 610, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

INTRODUCTION

Senator Nichols introduced his wife, Talitha, and his daughter, Jessica, to the Senate.

PENDING CONSIDERATION OF CCR

The **3rd CCR** on **HB 1292** was adopted upon motion of Senator Littlefield.

HB 1292, 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, Corn, Crutchfield, Fisher, Gumm, Harrison, Helton, Horner, Kerr, Laster, Lawler, Leftwich, Littlefield, Maddox, Monson, Morgan, Price, Rabon, Riley, Robinson, Rozell, Shurden, Wilkerson and Williams.--25.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Ford, Johnson, Laughlin, Milacek, Myers, Nichols, Pruitt, Reynolds, Smith, Snyder, Wilcoxson and Williamson.--18.

Excused: Easley, Fair, Hobson and Taylor.--4.

Vacancy: District 7.--1.

The bill passed and the emergency failed.

Pursuant to Rule 12-23, Senator Littlefield served notice that the vote be reconsidered whereby the emergency on **HB 1292** failed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 172** was adopted upon motion of Senator Rozell.

SB 172, as amended in conference, 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, Fisher, Ford, 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, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Easley, Fair, Hobson, Morgan and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 172, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MOTION

Senator Fisher moved to suspend Senate Rule 16-1 as it pertains to **HB 1117**, which was the order and ask the Honorable House to suspend their rule for further consideration of **HB 1117**. Senator Fisher moved to rescind the signing and Fourth Reading of **HB 1117**, which was the order.

THIRD READING

Senator Fisher moved to reconsider the vote whereby **HB 1117** was advanced, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Ford, 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, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Easley, Fair, Hobson, Morgan and Taylor.--5.

Vacancy: District 7.--1.

GENERAL ORDER

Senator Fisher asked the **HB 1117** be laid over temporarily, which was the order.

HB 1117 remains on General Order.

EXECUTIVE NOMINATIONS

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

Leonard, Michael Stephens, Fort Gibson, to the Oklahoma Transportation Authority, to serve an unexpired term ending July 1, 2003, succeeding Robert M. Kane. (Transportation Committee) Motion to confirm made by Senator Robinson.

Leonard, Michael Stephens, Fort Gibson, to the Oklahoma Transportation Authority, to serve an eight year term ending July 1, 2011, succeeding himself. (Transportation Committee) Motion to confirm made by Senator Robinson.

Peach, Terry, Mutual, to the State Board of Agriculture, to serve at the pleasure of the Governor, succeeding a new position. (Agriculture and Rural Development Committee) Motion to confirm made by Senator Laughlin.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Ford, 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, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Easley, Fair, Hobson, Morgan and Taylor.--5.

Vacancy: District 7.--1.

GENERAL ORDER

HB 1117 by Nations of the House and Nichols of the Senate was called up for further consideration.

Senator Nichols asked to be removed and Senator Coffee asked to named principal Senate author on **HB 1117**, which was the order.

Senator Coffee moved to amend **HB 1117**, Page 1, by striking the title, which amendment was declared adopted.

Senator Coffee 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: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Crutchfield, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson

and Williamson.--40.

Nay: Corn, Dunlap, Lawler and Williams.--4.

Excused: Easley, Fair and Taylor.--3.

Vacancy: District 7.--1.

The bill passed.

Senator Gumm desired to vote Nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39; Nay: 5; Excused: 3; Vacancy: 1.

The emergency passed.

HB 1117 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **SB 297** was adopted upon motion of Senator Wilkerson.

Senator Williams asked to coauthor **SB 297**, which was the order.

SB 297, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Easley, Fair, Hobson, Littlefield and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 297, 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 31 – By Fisher.

A Resolution relating to the protection of the property and supplies of the Senate and duties of the President Pro Tempore during the 2003 legislative 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 repairs to the Senate Chamber, Senate offices and furnishings and purchase of needed furnishings and equipment therefor; regulating use of telephone credit cards by members of the Senate; authorizing President Pro Tempore to appoint members of the Senate to interim committees; authorizing President Pro Tempore to approve claims for reimbursement incurred by members and employees of the Senate during the interim; and providing for cumulative powers.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Fisher asked unanimous consent to suspend Rule 5-4 and refer **SR 31** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 31 by Fisher was called up for consideration.

SR 31 was adopted upon motion of Senator Fisher and referred for enrollment.

Senator Robinson presiding.

PENDING CONSIDERATION OF CCR

The **4th CCR** on **SB 834** was adopted upon motion of Senator Shurden.

SB 834, as amended in conference, 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, Corn, Crutchfield, Dunlap, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and

Williamson.--40.

Excused: Coffee, Easley, Fair, Hobson, Littlefield, Morgan and Taylor.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

SB 834, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Gumm asked unanimous consent to suspend Rule 5-4 and refer **HCR 1036** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1036 by Sweeden of the House and Gumm of the Senate was called up for consideration.

HCR 1036 was adopted upon motion of Senator Gumm and properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1353** was adopted upon motion of Senator Littlefield.

HB 1353, as amended in conference, was read at length.

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

Aye: Aldridge, Cain, Coates, Crutchfield, Dunlap, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Laster, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Price, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson and Williams.--29.

Nay: Branan, Brogdon, Capps, Coffee, Corn, Kerr, Laughlin, Lawler, Myers, Nichols, Pruitt, Reynolds and Snyder.--13.

Excused: Easley, Fair, Hobson, Taylor and Williamson.--5.

Vacancy: District 7.--1.

The bill passed.

Senators Kerr, Capps and Lawler 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: 5; Vacancy: 1.

The emergency passed.

HB 1353, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1442** was adopted upon motion of Senator Shurden.

Senator Lawler asked to be removed as coauthor on **HB 1442**, which was the order.

HB 1442, as amended in conference, 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, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Easley, Fair, Hobson, Littlefield and Taylor.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

HB 1442, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **HB 1456** was adopted upon motion of Senator Shurden.

Senator Lawler asked to coauthor **HB 1456**, which was the order.

HB 1456, as amended in conference, was read at length.

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

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

Nay: Brogdon, Corn, Laughlin, Myers and Rabon.--5.

Excused: Easley, Fair, Hobson and Taylor.--4.

Vacancy: District 7.--1.

The bill passed.

HB 1456, together with the conference committee report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Kerr asked unanimous consent to suspend Rule 5-4 and refer **HCR 1039** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1039 by Covey of the House and Kerr of the Senate was called up for consideration.

Senator Laughlin asked to coauthor **HCR 1039**, which was the order.

HCR 1039 was adopted upon motion of Senator Kerr and properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Cain asked unanimous consent to suspend Rule 5-4 and refer **HCR 1035** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1035 by Lindley et al of the House and Cain of the Senate was called up for consideration.

Representative Taylor asked to coauthor **HCR 1035**, which was the order.

HCR 1035 was adopted upon motion of Senator Cain and properly signed and ordered returned to the Honorable House.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

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

GENERAL ORDER

SCR 2 by Hobson and Nichols of the Senate and Nations of the House was called up for consideration.

Representatives Balkman, Coleman and Miller (Doug) asked to coauthor **SCR 2**, which was the order.

SCR 2 was adopted upon motion of Senator Nichols and referred for engrossment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

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

GENERAL ORDER

SCR 4 by Wilkerson of the Senate and Turner of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 4**, which was the order.

SCR 4 was adopted upon motion of Senator Wilkerson and referred for engrossment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Price asked unanimous consent to suspend Rule 5-4 and refer **SR 11** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 11 by Price was called up for consideration.

SR 11 was adopted upon motion of Senator Price and referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SB 629 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 30, 64, 74, 104, 114, 118, 120, 142, 288** and **669**.

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

Advising rejection of **CCRs** to the following bills, requesting further conference and naming same House conferees as follows:

SB 267 - Covey, Pope, Walker, Bonny, Nance, Maddux, Perry
SB 422 (2nd CCR) - Sweeden, Ferguson, Brannon, Braddock, Armes and coauthored by Adkins of the House

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

SB 20
SB 26
SB 128
SB 140
SB 150
SB 184
SB 196 - emergency failed

SB 216
SB 340
SB 589
SB 704 (3rd CCR)
SB 760

The above-numbered measures, as amended in conference, were referred for enrollment.

Advising fourth reading of and returning Enrolled **SB 629**.

The above-numbered enrolled measure was referred to the Governor.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 1173
HB 1397 - coauthored by Lerblance, Harrison, Dorman, Askins of the House
HB 1465 (2nd CCR)

Conference committee reports were read on the above-numbered bills.

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

HB 1254 – remove GCCA and add Morgan, Lawler, Williamson

REPORT OF ENGROSSED AND ENROLLED MEASURES

HB 1117 was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SCRs 2 and **4** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 140, 150, 184, 196, 340, 589 and **760** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SRs 11 and **31** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

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

*

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.

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Fisher, the request of the Honorable House for further conference was ordered granted and same Senate conferees appointed as follows:

SB 267 – Capps, Rabon, Fisher, Snyder

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Fisher, the request of the Honorable House for further conference was ordered granted and Senate conferees appointed as follows:

SB 422 – Monson, Harrison, Corn, Fisher, Morgan, Williamson

MOTION TO RECONSIDER VOTE

Senator Littlefield moved to reconsider the vote whereby the emergency on **HB 1292** failed, which motion was declared adopted upon roll call as follows:

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

Excused: Fair, Hobson, Milacek, Reynolds, Shurden, Snyder and Taylor.--7.

Vacancy: District 7.--1.

Senator Littlefield asked that **HB 1292** be laid over for this legislative day pending passage of the emergency clause, which was the order.

Senator Robinson presiding.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **HB 1767** was adopted upon motion of Senator Williams upon roll call as follows:

Aye: Cain, Capps, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Littlefield, Maddox, Monson, Morgan, Price, Rabon, Robinson, Rozell, Wilkerson and Williams.--25.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Ford, Johnson, Laughlin, Myers, Nichols, Pruitt, Reynolds, Riley, Smith, Wilcoxson and Williamson.--17.

Excused: Fair, Milacek, Shurden, Snyder and Taylor.--5.

Vacancy: District 7.--1.

HB 1767, as amended in conference, was read at length.

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

Aye: Cain, Capps, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Littlefield, Maddox, Monson, Morgan, Price, Rabon, Robinson, Rozell, Wilkerson and Williams.--25.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Ford, Johnson, Laughlin, Myers, Nichols, Pruitt, Reynolds, Riley, Smith, Wilcoxson and Williamson.--17.

Excused: Fair, Milacek, Shurden, Snyder and Taylor.--5.

Vacancy: District 7.--1.

The bill passed.

Senators Wilcoxson, Dunlap, Coates, Coffee and Riley desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 30; Nay: 12; Excused: 5; Vacancy: 1.

The emergency failed.

HB 1767, together with the conference committee report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 20, 26 and 128 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 when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 29, 2003, at 9:00 a.m., which motion prevailed.

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 81
SB 98
SB 154
SB 213 (2nd CCR)
SB 281
SB 322 (3rd CCR)
SB 426
SB 430 (2nd CCR)
SB 438 (2nd CCR)
SB 524 (4th CCR)
SB 535

MESSAGES FROM THE GOVERNOR

Advising his approval May 27, 2003, of Enrolled **SBs 117, 176, 206, 545 and 733**.

Advising his veto May 28, 2003, of Enrolled **SB 421**.

The veto message reads as follows:

May 28, 2003

To the Honorable President Pro Tempore
and Members of the Oklahoma Senate
First Session, Forty-ninth Oklahoma Legislature

Enrolled **SB 421** by Gumm of the Senate and Carey et al of the House

An Act relating to state employees; making certain pay movement mechanisms permanent; creating the State Employee Advocacy Rights Act; requiring agencies to allow certain meetings and communications between employees and employee organizations; creating the Oklahoma Biennial Compensation Review Board; providing for codification; and providing effective dates.

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 Senate Bill 421. This legislation has several positive provisions, but would unfortunately permit state agency e-mail systems and other resources to be used for communications not related to the conduct of official state business, which violates the state Constitution and other laws governing such activities. State e-mail systems and state property or resources should be used for public purposes only.

By the Governor of the State of Oklahoma
/s/ Brad Henry

Pursuant to the Fisher motion, the Senate adjourned at 8:00 p.m. to meet Thursday, May 29, 2003, at 9:00 a.m.