

Senate Journal

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

Twenty-second Legislative Day, Tuesday, March 9, 2004

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, 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 18.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Scott Hamilton, First Baptist Church, Hinton, the guest of Senator Price.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 2192**.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 450, 862, 901, 1095, 1111, 1119, 1123, 1160, 1164, 1210, 1211, 1246, 1282, 1285, 1317, 1325, 1332, 1364, 1370, 1392, 1416, 1422, 1466, 1480, 1484, 1495, 1506, 1531, 1534, 1542, 1549 and **1584** and **SJR**s **42, 48, 52** and **54** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**UNANIMOUS CONSENT REQUEST
MOTION TO RECONSIDER VOTES**

Senator Fisher asked unanimous consent, which was granted to suspend the provisions of Rule 12-23B and that all motions to reconsider votes on Third Reading of Senate bills and joint resolutions served this week be disposed of before the close of business on Thursday, March 11, 2004.

GENERAL ORDER

SB 1494 by Coates of the Senate and Erwin and Mitchell of the House was called up for consideration.

Senator Coates moved that **SB 1494** be advanced, which motion was declared adopted.

THIRD READING

SB 1494 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Harrison, Hobson, Pruitt and Snyder.--4.

Vacancy: District 18.--1.

The bill passed.

SB 1494 was referred for engrossment.

GENERAL ORDER

SB 1523 by Corn of the Senate and Smithson of the House was called up for consideration.

Senator Corn moved that **SB 1523** be advanced, which motion was declared adopted.

THIRD READING

SB 1523 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Harrison, Hobson, Morgan, Pruitt and Snyder.--5.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1523 was referred for engrossment.

GENERAL ORDER

SB 1554 by Robinson of the Senate and Hilliard of the House was called up for consideration.

Senator Robinson moved that **SB 1554** be advanced, which motion was declared adopted.

THIRD READING

SB 1554 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Harrison, Hobson, Morgan, Pruitt and Snyder.--5.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1554 was referred for engrossment.

UNANIMOUS CONSENT REQUEST WITHDRAWN FROM CALENDAR

Senator Fisher asked unanimous consent, which was granted, that **SBs 255, 278, 324, 375, 416, 502, 532, 598, 603, 609, 637, 648 and 679** be stricken from the Calendar.

GENERAL ORDER

SB 1413 by Coffee of the Senate and Newport of the House was called up for consideration.

Senator Coffee moved to amend **SB 1413**, Page 3, Line 7, by inserting after the word “system” and before the comma the words “and who is less than twenty-one (21) years of age”; and Page 4, Line 21, by restoring the stricken words “less than”, by inserting after the stricken numeral “(18)” and before the stricken word “years” the word and numeral “twenty-one (21)”, and by restoring the stricken words “years of age and is”, which amendment was declared adopted.

Senator Coffee moved that **SB 1413** be advanced, which motion was declared adopted.

THIRD READING

SB 1413 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Harrison, Hobson, Leftwich, Morgan and Pruitt.--5.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1413 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Monson moved to reconsider the vote whereby **SB 1568** passed.

Senator Fisher moved to table the Monson motion, which tabling motion was declared adopted.

SB 1568 was referred for engrossment.

GENERAL ORDER

SB 1447 by Helton of the Senate and Askins of the House was called up for consideration.

Senator Helton moved that **SB 1447** be advanced, which motion was declared adopted.

THIRD READING

SB 1447 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--41.

Excused: Harrison, Hobson, Leftwich, Morgan, Pruitt and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1447 was referred for engrossment.

GENERAL ORDER

SB 1397 by Robinson of the Senate and Braddock of the House was called up for consideration.

Senator Robinson moved that **SB 1397** be advanced, which motion was declared adopted.

THIRD READING

SB 1397 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, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Harrison, Leftwich, Morgan and Pruitt.--4.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1397 was referred for engrossment.

**UNANIMOUS CONSENT REQUEST
WITHDRAWN FROM CALENDAR**

Senator Lerblance asked unanimous consent, which was granted, that **SB 1258** be stricken from the Calendar.

GENERAL ORDER

SB 1618 by Smith of the Senate and Askins of the House was called up for consideration.

Senator Smith moved to amend **SB 1618**, Page 1, Line 12 ½, by inserting new Sections 1 and 2 to read as follows:

“SECTION 1. AMENDATORY 20 O.S. 2001, Section 15, is amended to read as follows:

Section 15. In each case filed in the Supreme Court and in each application seeking reinstatement to the Oklahoma Bar Association, and at the time of filing same, there shall be deposited with the Clerk as costs in said cause Two Hundred Dollars (\$200.00) of which no rebate of any part thereof shall be made; provided, the Supreme Court may prescribe by rules the procedure for affording access to that Court, without the deposit of costs, to those indigent persons who are deemed by it entitled thereto.

SECTION 2. AMENDATORY 20 O.S. 2001, Section 78.1, is amended to read as follows:

Section 78.1. The Supreme Court, Court of Criminal Appeals, Court of Tax Review, and the Court on the Judiciary shall provide by rule, which shall have the force of law, for the retention, copying, preservation, archiving and destruction of the records, files and papers committed to the care of the Clerk of the Supreme Court by the respective courts. ~~The provisions of this section shall not be construed to authorize said courts to promulgate or adopt rules contrary to the provisions of the Records Management Act or Oklahoma Open Records Act.~~”, and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Smith moved that **SB 1618** be advanced, which motion was declared adopted.

THIRD READING

SB 1618 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, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--42.

Excused: Harrison, Leftwich, Morgan, Pruitt and Williamson.--5.

Vacancy: District 18.--1.

The bill passed.

SB 1618 was referred for engrossment.

Senator Gumm presiding.

GENERAL ORDER

SB 1383 by Monson of the Senate and Pope of the House was called up for consideration.

Senator Monson moved to amend **SB 1383**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Monson moved to amend the floor substitute on **SB 1383**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Monson moved that **SB 1383** be advanced, which motion was declared adopted.

THIRD READING

SB 1383 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, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Harrison, Morgan and Pruitt.--3.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1383 was referred for engrossment.

UNANIMOUS CONSENT REQUEST WITHDRAWN FROM CALENDAR

Senator Fisher asked unanimous consent, which was granted, that **SBs 461** and **1496** be stricken from the Calendar.

GENERAL ORDER

SB 1558 by Corn of the Senate and Taylor of the House was called up for consideration.

Senator Corn moved that **SB 1558** be advanced, which motion was declared adopted.

THIRD READING

SB 1558 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, Fisher, Gumm, Helton, Hobson, Horner, Laster, Lawler, Leftwich, Lerblance, Littlefield, Monson, Morgan, Myers, Rabon, Reynolds, Robinson, Rozell, Shurden, Taylor, Wilkerson and Williams.--25.

Nay: Aldridge, Branan, Brogdon, Coates, Dunlap, Fair, Ford, Johnson, Laughlin, Maddox, Milacek, Price, Riley, Smith, Snyder, Wilcoxson and Williamson.--17.

Excused: Coffee, Harrison, Kerr, Nichols and Pruitt.--5.

Vacancy: District 18.--1.

The bill passed.

SB 1558 was referred for engrossment.

GENERAL ORDER

SB 1536 by Snyder of the Senate and Piatt of the House was called up for consideration.

Senator Snyder moved that **SB 1536** be advanced, which motion was declared adopted.

THIRD READING

SB 1536 was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Pruitt.--1.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1536 was referred for engrossment.

THIRD READING

SB 1357, last considered on Page 647, 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, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Monson, Morgan, Nichols, Price, Rabon, Robinson, Rozell, Shurden, Taylor, Wilkerson and Williamson.--27.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Fair, Fisher, Ford, Johnson, Laughlin, Milacek, Myers, Pruitt, Reynolds, Riley, Smith, Snyder, Wilcoxson and Williams.--20.

Vacancy: District 18.--1.

The bill passed.

Senators Dunlap, Snyder, Myers, Branan, Fisher and Williams desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 14; Vacancy: 1.

The emergency passed.

SB 1357 was referred for engrossment.

GENERAL ORDER

SB 1546 by Robinson of the Senate and Leist of the House was called up for consideration.

Senator Robinson moved that **SB 1546** be advanced, which motion was declared adopted.

THIRD READING

SB 1546 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, Cain, Capps, Coates, Corn, Crutchfield, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance,

Littlefield, Maddox, Milacek, Monson, Morgan, Price, Rabon, Reynolds, Robinson, Rozell, Shurden, Taylor, Wilkerson and Williams.--33.

Nay: Branan, Brogdon, Coffee, Dunlap, Fair, Ford, Myers, Pruitt, Riley, Smith, Snyder, Wilcoxson and Williamson.--13.

Excused: Nichols.--1.

Vacancy: District 18.--1.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Pruitt served notice that the vote be reconsidered whereby **SB 1546** passed.

UNANIMOUS CONSENT REQUEST WITHDRAWN FROM CALENDAR

Senator Harrison asked unanimous consent, which was granted, that **SBs 226** and **227** be stricken from the Calendar.

GENERAL ORDER

SB 893 by Lawler of the Senate and Case and Dorman of the House was called up for consideration.

Senator Lawler moved that **SB 893** be advanced, which motion was declared adopted.

THIRD READING

SB 893 was read for the third time at length.

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

Aye: Cain, Fair, Harrison, Lawler, Leftwich, Lerblance, Monson, Shurden, Wilcoxson and Williamson.--10.

Nay: Aldridge, Branan, Brogdon, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Ford, Gumm, Horner, Johnson, Laster, Laughlin, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Snyder, Taylor, Wilkerson and Williams.--29.

Excused: Helton, Hobson, Kerr, Littlefield, Maddox, Morgan, Robinson and Smith.--8.

Vacancy: District 18.--1.

The bill failed.

INTRODUCTION

Senator Williams introduced former Senator Jack Short to the Senate.

GENERAL ORDER

SB 1425 by Cain et al of the Senate and Askins and Adair of the House was called up for consideration.

Senator Shurden moved to amend **SB 1425**, Page 1, Line 22, by deleting after the comma and before the word “beverages” the words “be replaced with” and inserting in lieu thereof the words “have available”, which amendment was declared adopted.

Senator Cain moved that **SB 1425** be advanced, which motion was declared adopted.

THIRD READING

SB 1425 was read for the third time at length.

Senator Fisher asked the **SB 1425** be laid over temporarily, which was the order.

SB 1425 remains on Third Reading.

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.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1571, 1693, 1818, 1819, 1822, 1828, 1843, 1853, 1855, 1875, 1894, 1998, 1999, 2000, 2001, 2002,**

2004, 2005, 2006, 2128, 2129, 2135, 2213, 2225, 2230, 2284, 2293, 2332, 2350, 2367, 2369, 2373, 2399, 2402, 2442, 2473, 2477, 2493, 2494, 2495, 2497, 2541, 2613, 2630, 2668, 2681, 2682 and 2697.

HB 1571 – By Harrison, Kirby, Dorman, Walker, Hamilton, Roan, Miller (Ray), Brannon and Smithson of the House and Rabon of the Senate.

(state government – amending 74 O.S., Section 1306 – State and Education Employees Group Insurance Act – effective date)

HB 1693 – By Tyler and Adkins of the House and Williams and Taylor of the Senate.

An Act relating to roads, bridges and ferries; amending 69 O.S. 2001, Section 1705, as last amended by Section 74, Chapter 3, O.S.L. 2003 (69 O.S. Supp. 2003, Section 1705), which relates to the Oklahoma Transportation Authority; authorizing turnpike project; and declaring an emergency.

HB 1818 – By Mass, Erwin, Hefner, Hutchison, Plunk, Adair, Lindley, Toure, Wells, Askins, Braddock, Harrison, McCarter, Miller (Ray), Roan, Sweeden, Turner, Boren, Brannon, Carey, Covey, Deutschendorf, Dorman, Ellis, Gilbert, Morgan (Danny), Nations, Pope, Smithson, Staggs, Taylor, Tyler, Walker and Wilson of the House and Shurden and Gumm of the Senate.

(appropriations - nutrition programs - effective date - emergency)

HB 1819 – By Mass, Erwin, Hefner, Hutchison, Plunk, Adair, Askins, Braddock, Lindley, McCarter, Miller (Ray), Pettigrew, Roan, Sweeden, Toure, Turner, Wells, Boren, Brannon, Carey, Covey, Deutschendorf, Dorman, Ellis, Gilbert, Morgan (Danny), Nations, Pope, Smithson, Staggs, Stanley, Taylor, Tyler, Walker and Wilson of the House and Shurden and Gumm of the Senate.

(appropriations - Rural Economic Action Plan Fund - effective date - emergency)

HB 1822 – By Sweeden, Pettigrew, Langmacher, Paulk and Staggs of the House and Shurden of the Senate.

(higher education – amending 70 O.S., Section 3218.2 – tuition and fees – fee increases – legislative intent)

HB 1828 – By Balkman, Dank, Tibbs, Adkins and Nations of the House and Pruitt of the Senate.

An Act relating to state government; requiring state agencies to provide a response when denying certain applications; specifying certain items to be included in the response; providing for codification; and providing an effective date.

HB 1843 – By Bonny of the House and Capps of the Senate.

An Act relating to rural water districts; amending 82 O.S. 2001, Section 1324.16, which relates to terms of office for board of rural water district; modifying term of office under certain conditions; and providing an effective date.

HB 1853 – By Turner and Adkins of the House and Wilkerson of the Senate.

An Act relating to prisons and reformatories; creating the Mary Rippy Violent Crime Offenders Registration Act; providing short title; defining term; designating persons and crimes to which act applies; providing certain registration requirements, time limits, and duration; specifying information to be provided to and obtained from offenders; allowing the transmission of conviction data and fingerprints; providing registration requirements with local law enforcement authorities; providing notification requirements; directing the Department of Corrections to maintain a file of all offender registrations; authorizing the disclosure of registries; allowing DNA testing of offenders; charging a fee and designating where fees for DNA testing will be deposited; exempting certain persons from civil liability; directing correctional institutions and judges to notify offenders of their duty to register; prohibiting the registration of false or misleading information; providing penalties; prohibiting registered offenders from certain employment; providing penalties; providing for codification; and providing an effective date.

HB 1855 – By Peterson (Ron), Ferguson and Adkins of the House and Riley of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Sections 8-101 and 8-103, as amended by Section 12, Chapter 434, O.S.L. 2003 (70 O.S. Supp. 2003, Section 8-103), which relate to student transfers; updating language; limiting number of a certain type of transfer; allowing students to apply for further transfers pursuant to the Education Open Transfer Act; modifying student transfer application limitation for certain students; and declaring an emergency.

HB 1875 – By Langmacher of the House and Price of the Senate.

An Act relating to waters and water rights; amending Sections 1 and 2, Chapter 365, O.S.L. 2003 (82 O.S. Supp. 2003, Sections 1020.9A and 1020.9B), which relate to groundwater usage; modifying hydrological study requirements; amending 82 O.S. 2001, Section 1020.9, as amended by Section 3, Chapter 365, O.S.L. 2003 (82 O.S. Supp. 2003, Section 1020.9), which relates to applications for groundwater permits; modifying requirements for approval of groundwater permits; and providing an effective date.

HB 1894 – By Bonny of the House and Capps of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2001, Section 2357.42, as amended by Section 1, Chapter 379, O.S.L. 2002 (68 O.S. Supp. 2003, Section 2357.42), which relates to income tax credits for qualified space transportation vehicle providers; modifying years for which certain tax credit allowed; modifying types of tax for which credit may be given; modifying date for certain notification; and declaring an emergency.

HB 1998 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(revenue and taxation – amending 68 O.S., Section 118 – written estimates – effective date)

HB 1999 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(revenue and taxation – amending 68 O.S., Section 118 – clarifying procedures – effective date)

HB 2000 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(revenue and taxation – amending 68 O.S., Section 118 – written estimates – effective date)

HB 2001 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(Oklahoma Capitol Improvement Authority – amending 73 O.S., Section 151 – effective date – emergency)

HB 2002 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(Oklahoma Capitol Improvement Authority – amending 73 O.S., Section 151 – clarifying language – effective date)

HB 2004 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(state government – amending 74 O.S., Section 840-1.3 – Oklahoma Personnel Act – effective date – emergency)

HB 2005 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(state government – amending 74 O.S., Section 840-1.3 – Oklahoma Personnel Act – effective date)

HB 2006 – By Mitchell and Bonny of the House and Morgan and Robinson of the Senate.

(state government personnel – amending 74 O.S., Section 3601.1 – full-time-equivalent state employees – effective date – emergency)

HB 2128 – By Morgan (Danny) and Leist of the House and Lerblance of the Senate.

An Act relating to intoxicating liquors; amending 37 O.S. 2001, Section 521, as last amended by Section 6, Chapter 484, O.S.L. 2003 (37 O.S. Supp. 2003, Section 521), which relates to acts authorized for licensees pursuant to the Oklahoma Alcoholic Beverage Control Act; modifying allowable acts for winemaker licensees; providing an effective date; and declaring an emergency.

HB 2129 – By Carey of the House and Gumm of the Senate.

An Act relating to revenue and taxation; authorizing income tax check off for support of training of court appointed special advocates; creating Income Tax Checkoff Revolving Fund for the Training of Court Appointed Special Advocates; prescribing procedures for

apportionment of revenues; prescribing procedures for payment of funds; providing for refund claim procedures; specifying distribution of certain monies; providing for codification; and providing an effective date.

HB 2135 – By Peters, Piatt, Carey and Adkins of the House and Coffee of the Senate.

An Act relating to trusts; creating the Family Wealth Preservation Trust Act; defining terms; making corpus and income of preservation trust exempt from attachment; allowing for preservation trust to be revocable or irrevocable; prohibiting act from increasing value of homestead exemption; prohibiting judicial body from forcing revocation of preservation trust; making certain transfers subject to the Uniform Fraudulent Transfer Act; providing for certain presumption; providing for codification; and providing an effective date.

HB 2213 – By Piatt and Adkins of the House and Crutchfield of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2001, Section 1356, as last amended by Section 66 of Enrolled House Bill No. 2725 of the 2nd Session of the 49th Oklahoma Legislature, which relates to sales tax exemptions; providing exemption for certain public trust authority; providing an effective date; and declaring an emergency.

HB 2225 – By Ingmire of the House and Helton of the Senate.

An Act relating to property; amending 60 O.S. 2001, Section 654, which relates to deposits held by utilities; requiring certain amount of unclaimed gas and electric utility deposits to be transferred and deposited in the Unclaimed Gas and Electric Utility Deposit Fund; creating the Unclaimed Gas and Electric Utility Deposit Fund; directing the Department of Human Services to manage the Fund for certain purpose; making the Fund a revolving fund; providing for appropriation, budgeting and expenditure of Fund; providing for codification; and providing an effective date.

HB 2230 – By Morgan (Danny) and Carey of the House and Rozell of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 1110, as amended by Section 2, Chapter 417, O.S.L. 2002 (47 O.S. Supp. 2003, Section 1110), which relates to motor vehicle registration; exempting certain vehicles registered with certain federally recognized Indian tribes from filing lien entry form with Oklahoma Tax Commission; validating liens on vehicles filed with certain federally recognized Indian tribes; and declaring an emergency.

HB 2284 – By Balkman of the House and Price of the Senate.

An Act relating to waters and water rights; amending 82 O.S. 2001, Section 1085.2, which relates to authority of Oklahoma Water Resources Board; expanding duties; amending 82 O.S. 2001, Sections 1603, as amended by Section 3, Chapter 46, O.S.L. 2002 and 1604, as amended by Section 4, Chapter 46, O.S.L. 2002 (82 O.S. Supp. 2003, Sections 1603 and 1604), which relate to the Oklahoma Floodplain Management Act; adding definition; expanding authority of floodplain boards; establishing accreditation standards for floodplain administrators; providing for codification; and providing an effective date.

HB 2293 – By Deutschendorf, Adair, Braddock, Brannon, Covey, Ellis, Gilbert, McCarter, Pope, Roan, Smithson, Sweeden, Toure, Turner and Walker of the House and Price of the Senate.

(revenue and taxation – income tax credits – certification process – codification)

HB 2332 – By Staggs of the House and Lawler of the Senate.

An Act relating to schools; amending 60 O.S. 2001, Section 177.2, which relates to issuance of bonds and indebtedness; deleting reference to nonpayable warrants; 62 O.S. 2001, Sections 310.1, 310.4, 471, 472, 474, 475, 477, 478, 479, 482, 485, 551 and 555, which relate to public finance; specifying exception to issuance of certain documents; modifying terminology; changing date for incurring new indebtedness; deleting references to school districts and school district personnel; modifying numbering system of certain documents; excluding school district treasurer; allowing the use of automated recordkeeping; clarifying language; allowing faxed affidavits; providing for issuance of alternative check; amending 68 O.S. 2001, Sections 3002, as last amended by Section 1, Chapter 44, O.S.L. 2003, 3004 and 3020 (68 O.S. Supp. 2003, Section 3002), which relate to revenue and taxation; deleting certain meeting dates; modifying certain meeting dates; deleting requirement for publication of temporary appropriation applications; adding use of checks for temporary appropriations; requiring school treasurer to deliver checks and warrants to successor; allowing for certain overdraft protection agreements; amending 70 O.S. 2001, Section 5-129, as last amended by Section 2, Chapter 290, O.S.L. 2003 (70 O.S. Supp. 2003, Section 5-129), which relates to the activity fund; changing deposit times; deleting certain deposit requirements; amending 70 O.S. 2001, Sections 5-134.1, as amended by Section 1, Chapter 95, O.S.L. 2003 and 5-135 (70 O.S. Supp. 2003, Section 5-134.1), which relate to school district budget procedures; deleting requirement for certain information to be included in statement of expenditures; expanding time period for adoption of a final budget; adding use of checks; allowing for delivery of certain document electronically; changing recording system; allowing for facsimile signature by treasurer; modifying procedure for maintaining evidence of payment of warrant or check; allowing the use of automated recordkeeping; allowing for use of an automated payment system; requiring certain controls; amending 70 O.S. 2001, Section 15-106.1, which relates to equipment purchases with bonds; allowing purchase of web-based software subscriptions; allowing issuance of certain bonds for certain length of time; amending 70 O.S. 2001, Section 18-200.1, as last amended by Section 31, Chapter 415, O.S.L. 2003 (70 O.S. Supp. 2003, Section 18-200.1), which relates to the State Aid formula; modifying amount used to calculate general fund balance penalty; excluding certain funds from carryover limitations; providing for registration of certificate of indebtedness or bonds; making it unlawful to make expenditures in excess of estimates; providing for civil action; providing penalty for willful excess payments by a treasurer; providing penalty for willful excess spending by a school district officer; providing due date for payment of school district checks; limiting actions to enforce liability; making it unlawful for a board of education to issue excess encumbrances; providing for unencumbered balances; providing for public notice of claims; providing for appropriation of certain unencumbered balance; repealing 70 O.S. 2001, Section 5-115a, which relates to computation of interest on warrants; repealing 70 O.S. 2001, Section 24-108, which relates to reserve for delinquent taxes; providing for codification; providing an effective date; and declaring an emergency.

HB 2350 – By Bengé, Lamons and Adkins of the House and Smith of the Senate.
(public health and safety – amending 63 O.S., Sections 3250.1, 3250.2, 3250.3, 3250.5, 3250.6 and 3250.8 – community hospitals public trust authorities – funds – emergency)

HB 2367 – By Jones of the House and Brogdon of the Senate.
An Act relating to motor vehicles; amending Section 1, Chapter 318, O.S.L. 2002 (47 O.S. Supp. 2003, Section 1151.2), which relates to the operation of golf carts by certain persons; expanding authorization for the operation of golf carts on city streets and roadways under certain conditions; and declaring an emergency.

HB 2369 – By Jones of the House and Laughlin of the Senate.
An Act relating to elections; amending 26 O.S. 2001, Section 13A-103, as amended by Section 8, Chapter 485, O.S.L. 2003 (26 O.S. Supp. 2003, Section 13A-103), which relates to school district elections; providing an exception to the school district election date in certain years; and providing an effective date.

HB 2373 – By McCarter, Balkman, Nance, Nations, Adkins, Blackburn, Blackwell, Deutschendorf, Easley, Hefner, Lindley and Wells of the House and Leftwich (Debbe), Maddox and Wilcoxson of the Senate.

An Act relating to economic development; enacting the Oklahoma Quality Investment Act; stating legislative intent; defining terms; authorizing certain establishments to enter into Quality Investment agreements; specifying duration of agreement; specifying period for certain payments; stating method for computation of payments; authorizing certain analyses by or on behalf of Oklahoma Department of Commerce; imposing limitation upon investment payments; authorizing participation by certain political subdivisions; prescribing procedures for eligibility; prescribing requirements for eligible establishments; creating Quality Investment Payment Fund; providing for deposit of certain revenues; prescribing amount of revenues deposited; prescribing use of revenues; limiting liability based upon certain fund balance; prescribing procedures related to claims for investment payments; providing for reduction of payment amount based upon certain investment activity; imposing limitation upon time period for filing claim; requiring verification by Oklahoma Tax Commission; authorizing requests for additional information; providing for cessation of investment payments under certain circumstances; providing for applicability of provisions governing payments; imposing restriction related to additional incentive payments; providing for issuance of warrants; imposing restrictions related to eligibility for certain tax or other incentives based upon receipt of investment payments pursuant to Oklahoma Quality Investment Act; providing for promulgation of rules; prohibiting certain conduct related to claims and reports; authorizing punishment for criminal offenses; amending 25 O.S. 2001, Section 307, as amended by Section 1, Chapter 175, O.S.L. 2003 (25 O.S. Supp. 2003, Section 307), which relates to the Oklahoma Open Meeting Act; modifying provision related to executive sessions; modifying authority for sessions based upon efforts related to business location; authorizing executive sessions for the Quality Investment Committee; providing for codification; providing an effective date; and declaring an emergency.

HB 2399 – By Smith of the House and Laster of the Senate.

(Oklahoma Firefighters Pension and Retirement System – amending 11 O.S., Section 49-135 – restrictions on employment – contribution)

HB 2402 – By Covey of the House and Price of the Senate.

An Act relating to agriculture; amending 2 O.S. 2001, Sections 3-82, as last amended by Section 1, Chapter 410, O.S.L. 2003, 3-84 and 3-86 (2 O.S. Supp. 2003, Section 3-82), which relate to pesticide licensing; modifying certain fees; restricting sale of license; defining terms; providing for permits for pesticide producing establishments; providing for disclosure of certain records; requiring maintenance of certain records; deleting hearing for certain spraying; authorizing the Board to refuse reissuance of certain licenses; amending 2 O.S. 2001, Section 8-26, which relates to inspection of seeds; modifying fees; amending 2 O.S. 2001, Section 8-41.4, which relates to commercial feed; deleting maximum license fee; and providing an effective date.

HB 2442 – By Roan of the House and Corn of the Senate.

(state government – amending 74 O.S., Section 1316.2 – health care coverage – retirees – surviving spouses – effective date – emergency)

HB 2473 – By Braddock, Tyler, Balkman, Blackburn, Deutschendorf, Easley, Nance and Staggs of the House and Wilcoxson of the Senate.

(intoxicating liquors – low-point beer – codification – effective date)

HB 2477 – By Harrison of the House and Laster of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Sections 1210.508B and 1210.508C, which relate to the Reading Sufficiency Act; limiting certain students who are excluded from the reading goals and program of reading instruction; modifying reading skills; amending 70 O.S. 2001, Section 1210.515, which relates to demonstration of reading proficiency for driver license; deleting option to retake certain reading test; limiting alternative documentation option to certain students; providing an effective date; and declaring an emergency.

HB 2493 – By Adkins of the House and Coffee of the Senate.

(public health and safety – amending 63 O.S., Sections 1-1923 and 3250.8 – Long-Term Care Facility Advisory Board - report)

HB 2494 – By Adkins and Rice of the House and Coffee of the Senate.

(aircraft and airports – aircraft dealers – codification – effective date)

HB 2495 – By Wilt of the House and Dunlap of the Senate.

(public health and safety – amending 63 O.S., Section 1-1118 – sellers of food – licensing exemption – effective date)

HB 2497 – By Rice of the House and Fisher of the Senate.

An Act relating to labor; disqualifying persons for unemployment benefits under certain circumstances; amending 40 O.S. 2001, Section 2-209, which relates to the

Employment Security Act of 1980; adding definition; providing for codification; and declaring an emergency.

HB 2541 – By Lamons of the House and Helton of the Senate.

(oil and gas - amending 52 O.S., Section 318.5 - surface damages – appraisers – emergency)

HB 2613 – By Sweeden of the House and Monson of the Senate.

An Act relating to insurance; requiring coverage for comprehensive tobacco cessation programs; construing law; stating parameters of coverage; defining term; restricting applicability of act; providing for codification; and providing an effective date.

HB 2630 – By Braddock, Sullivan, Calvey, Case, Claunch, Deutschendorf, Ingmire and Nance of the House and Helton of the Senate.

An Act relating to higher education; stating legislative intent for the Oklahoma State Regents for Higher Education to review and change its policies on residency for certain military dependents; providing for noncodification; and declaring an emergency.

HB 2668 – By Staggs of the House and Robinson of the Senate.

An Act relating to insurance; amending 36 O.S. 2001, Section 941, which relates to motor vehicle insurance policies; prohibiting certain acts in relation to motor vehicle insurance policies; requiring certain provision in motor vehicle insurance policies; requiring certain provision in property and casualty insurance policies; prohibiting certain acts in relation to property and casualty insurance policies; providing for codification; and providing an effective date.

HB 2681 – By Hefner and Dorman of the House and Kerr of the Senate.

An Act relating to public lands; amending 64 O.S. 2001, Section 1.3, which relates to trust lands; authorizing the Commissioners of the Land Office to exchange trust property in certain circumstances; authorizing the Commissioners to retain realtors for certain purposes; providing for selection of realtors; exempting selection process from the Oklahoma Central Purchasing Act; allowing the Commission to pay retained realtors on commission; providing for codification; providing an effective date; and declaring an emergency.

HB 2682 – By Hefner, Dorman and Blackwell of the House and Kerr of the Senate.

An Act relating to state land; amending 62 O.S. 2001, Section 194, which relates to the State Land Reimbursement Fund; directing the Commissioners of the Land Office to annually transfer certain funds to the State Land Reimbursement Fund; and providing an effective date.

HB 2697 – By Ferguson of the House and Lawler of the Senate.

An Act relating to motor vehicles; amending Section 69, Chapter 411, O.S.L. 2003 (47 O.S. Supp. 2003, Section 12-602) which relates to motorcycle headlamps; deleting limitation on number of motorcycle headlamps; and declaring an emergency.

The above-numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 2192**.

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

THIRD READING

SB 1425 was read for the third time at length.

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

Aye: Cain, Fair, Fisher, Gumm, Harrison, Hobson, Laster, Leftwich, Monson, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--18.

Nay: Aldridge, Branan, Brogdon, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Ford, Helton, Horner, Johnson, Kerr, Laughlin, Lawler, Lerblance, Maddox, Milacek, Myers, Nichols, Price, Rabon, Reynolds, Riley and Snyder.--26.

Excused: Littlefield, Morgan and Pruitt.--3.

Vacancy: District 18.--1.

The bill failed.

Pursuant to Rule 12-23, Senator Cain served notice that the vote be reconsidered whereby **SB 1425** failed.

GENERAL ORDER

SB 969 by Morgan and Robinson of the Senate and Mitchell and Bonny of the House was called up for consideration.

Senator Morgan asked to be removed and Senator Hobson asked to be named Principal Senate author on **SB 969**; and Representative Mitchell asked to be removed and Representative Adair asked to be named Principal House author on **SB 969**, which was the order.

Senators Taylor and Morgan and Representative Mitchell asked to coauthor **SB 969**, which was the order.

Senator Taylor moved to amend **SB 969**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Taylor moved that **SB 969** be advanced, which motion was declared adopted.

THIRD READING

SB 969 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Pruitt.--1.

Vacancy: District 18.--1.

*Not Voting: Leftwich.—1.

The bill and emergency passed.

*Senator Leftwich asked to be shown not voting on **SB 969** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SB 969 was referred for engrossment.

GENERAL ORDER

SB 1300 by Price of the Senate and Covey of the House was called up for consideration.

Senator Price moved to amend **SB 1300**, Page 1, by striking the title, which amendment was declared adopted.

Senator Price moved that **SB 1300** be advanced, which motion was declared adopted.

THIRD READING

SB 1300 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Hobson and Pruitt.--2.

Vacancy: District 18.--1.

The bill passed.

SB 1300 was referred for engrossment.

GENERAL ORDER

SB 1430 by Robinson of the Senate and Dorman of the House was called up for consideration.

Senator Robinson moved that **SB 1430** be advanced, which motion was declared adopted.

THIRD READING

SB 1430 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, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Fair, Hobson, Morgan, Pruitt and Shurden.--5.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1430 was referred for engrossment.

Senator Rabon presiding.

GENERAL ORDER

SB 1565 by Monson of the Senate and Nations of the House was called up for consideration.

Senator Monson moved to amend **SB 1565**, Page 1, by striking the title, which amendment was declared adopted.

Senator Monson moved to amend **SB 1565**, Page 1, Line 26 through Page 4, Line 21, by deleting Sections 1 through 4 and inserting a new Section 1 to read as follows:

“SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

A. On or before November 1, 2004, the Senate Finance Committee and the House Banking and Finance Committee shall undertake a joint interim study of supervised lenders and the lending industry for loans made pursuant to Section 3-508B of Title 14A of the Oklahoma Statutes.

B. The study shall address issues affecting consumers of supervised loans, including: the practice and impact of loan renewals, the structure and impact of finance and other charges and the reaffirmation of debts in bankruptcy.

C. The findings of the study shall be transmitted to the Speaker Pro Tempore of the Oklahoma Senate and the Speaker of the Oklahoma House of Representatives no later than December 31, 2004.”, and by renumbering subsequent sections, which amendment was declared adopted.

Senator Fisher moved to amend the Monson amendment to **SB 1565**, by deleting paragraph B of Section 1, as amended, which motion declared adopted.

Senator Monson moved to amend **SB 1565**, Page 7, Line 12, deleting Section 6 and inserting a new Section 6 to read as follows:

“SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.”, which amendment was declared adopted.

Senator Monson moved that **SB 1565** be advanced, which motion was declared adopted.

THIRD READING

SB 1565 was read for the third time at length.

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

Aye: Cain, Coffee, Crutchfield, Fair, Fisher, Harrison, Hobson, Horner, Johnson, Laster, Littlefield, Monson, Morgan, Price, Pruitt, Robinson, Rozell, Smith, Taylor and Williams.--20.

Nay: Aldridge, Branan, Brogdon, Coates, Corn, Dunlap, Ford, Gumm, Helton, Kerr, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Myers, Nichols, Rabon, Reynolds, Riley, Shurden, Snyder, Wilcoxson, Wilkerson and Williamson.--26.

Excused: Capps.--1.

Vacancy: District 18.--1.

The bill failed.

Pursuant to Rule 12-23, Senator Monson served notice that the vote be reconsidered whereby **SB 1565** failed.

GENERAL ORDER

SB 1551 by Laster and Taylor of the Senate and Dorman of the House was called up for consideration.

Senator Laster moved that **SB 1551** be advanced, which motion was declared adopted.

THIRD READING

SB 1551 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Nay: Monson.--1.

Vacancy: District 18.--1.

The bill passed.

SB 1551 was referred for engrossment.

GENERAL ORDER

SB 1265 by Smith of the Senate and Case of the House was called up for consideration.

Senator Smith moved that **SB 1265** be advanced, which motion was declared adopted.

THIRD READING

SB 1265 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Lawler and Robinson.--2.

Vacancy: District 18.--1.

The bill passed.

SB 1265 was referred for engrossment.

GENERAL ORDER

SB 1167 by Morgan of the Senate and Wells of the House was called up for consideration.

Senator Morgan moved to amend **SB 1167**, Page 2, Line 5, by inserting after the parenthesis “)” and before the comma the words “and the Department of Environmental Quality has been designated by the United States Environmental Protection Agency as lead agency for CERCLA activities at the site”; and Page 2, Line 7 by inserting after the word “conducting” the word “those”, which amendment was declared adopted.

Senator Morgan moved that **SB 1167** be advanced, which motion was declared adopted.

THIRD READING

SB 1167 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, Crutchfield, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Nay: Dunlap.--1.

Excused: Corn.--1.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1167 was referred for engrossment.

GENERAL ORDER

SB 1622 by Laster of the Senate and Nations of the House was called up for consideration.

Senator Laster moved to amend **SB 1622**, Page 12, Line 6, by deleting after the word “a” and before the word “Oklahoma” the word “The” and by inserting in lieu thereof the words “As funds are appropriated or as new funds become available, the”; and Page 12, Line 8 through Page 13, Line 16, by deleting all language and inserting in lieu thereof the following language “a new methodology for calculating state Medicaid program reimbursements to nursing facilities. The new reimbursement methodology shall be implemented within six (6) months after the determination of available funding”, which amendment was declared adopted.

Senator Laster moved to amend **SB 1622**, Page 14, Line 21, by deleting all language and inserting in lieu thereof the following language:

“Section 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall

take effect and be in full force from and after its passage and approval.”, which amendment was declared adopted.

Senator Laster moved that **SB 1622** be advanced, which motion was declared adopted.

THIRD READING

SB 1622 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, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Corn.--1.

Vacancy: District 18.--1.

The bill passed.

SB 1622 was referred for engrossment.

GENERAL ORDER

SB 1520 by Rozell of the Senate and Wilson of the House was called up for consideration.

Senator Shurden asked to coauthor **SB 1520**, which was the order.

Senator Shurden moved to amend **SB 1520**, Page 11, Line 6 ½, by inserting a new Section 2 to read as follows:

“SECTION 2. AMENDATORY 47 O.S. 2001, Section 230.23, is amended to read as follows:

Section 230.23.

As used in the Motor Carrier Act of 1995:

1. “Person” means any individual, firm, copartnership, limited partnership, corporation, limited liability corporation, company, association, or joint-stock association and includes any trustee, receiver, assignee, or personal representative thereof;

2. “Commission” means the Oklahoma Corporation Commission;

3. "License" means the license issued under authority of the laws of the State of Oklahoma to motor carriers and private carriers;

4. "Interstate Registration Certificate" (IRC) means a document issued by the Commission granting permission to operate upon the highways of the State of Oklahoma in interstate commerce exempt from federal motor carrier regulation;

5. "Motor vehicle" means any automobile, truck, truck-tractor, trailer or semitrailer or any motor bus or any self-propelled vehicle not operated or driven upon fixed rails or tracks;

6. "Motor carrier of persons or property" means any person, except a carrier of household goods or used emigrant movables, operating upon any public highway for the transportation of passengers or property for compensation or for hire or for commercial purposes, and not operating exclusively within the limits of an incorporated city or town within this state. Provided, the provisions of the Motor Carrier Act of 1995 shall not apply to the following vehicles and equipment when such vehicles and equipment are being used for the following:

- a. cabs and bus companies engaged in the transportation of passengers and their baggage, not operated between two or more cities and towns, when duly licensed by a municipal corporation in which they might be doing business,
- b. any person or governmental authority furnishing transportation for school children to and from public schools or to and from public-school-related extracurricular activities under contract with, and sponsored by, a public school board; provided, that motor vehicles and equipment operated for the purposes shall qualify in all respects for the transportation of school children under the Oklahoma School Code and the rules of the State Board of Education adopted pursuant thereto.
- c. transport trucks transporting liquefied petroleum gases intrastate which are owned or operated by a person subject to and licensed by the Oklahoma Liquefied Petroleum Gas Regulation Act,
- d. transportation of livestock and farm products in the raw state, when any of such commodities move from farm to market or from market to farm on a vehicle or on vehicles owned and operated by a bona fide farmer not engaged in motor vehicle transportation on a commercial scale, ~~and~~
- e. tour buses as defined by Section 1171 of this title; and
- f. a private carrier who owns and operates single axle vehicles for the purpose of hauling sand, rock, gravel, asphaltic mixtures or other similar road building material.

7. "Corporate family" means a group of corporations consisting of a parent corporation and all subsidiaries in which the parent corporation owns directly or indirectly one hundred percent (100%) interest;

8. "Intercorporate hauling" means the transportation of property, by motor vehicle, for compensation, by a carrier which is a member of a corporate family, as defined in the Motor Carrier Act of 1995, when the transportation for compensation is provided for other members of the corporate family;

9. "Private carrier" means any person engaged in transportation upon public highways, of persons or property, or both, but not as a motor carrier, and includes any person who transports property by motor vehicle where such transportation is incidental to or in furtherance of any commercial enterprise of such person, other than transportation;

10. "Market" means the point at which livestock and farm products in the raw state were first delivered by the producer of the livestock and farm products in the raw state, upon the sale thereof;

11. "Public highway" means every public street, road or highway, or thoroughfare in this state, used by the public, whether actually dedicated to the public and accepted by the proper authorities or otherwise; and

12. "Commercial enterprise" means all undertakings entered into for private gain or compensation, including all industrial pursuits, whether the undertakings involve the handling of or dealing in commodities for sale or otherwise.", and by renumbering subsequent section and amending the title to conform, which amendment was declared adopted.

Senator Rozell moved that **SB 1520** be advanced, which motion was declared adopted.

THIRD READING

SB 1520 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, Fair, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--44.

Excused: Fisher, Littlefield and Williamson.--3.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1520 was referred for engrossment.

GENERAL ORDER

SB 1366 by Nichols of the Senate and Sullivan of the House was called up for consideration.

Senator Nichols moved that **SB 1366** be advanced, which motion was declared adopted.

THIRD READING

SB 1366 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--45.

Excused: Littlefield and Williamson.--2.

Vacancy: District 18.--1.

The bill passed.

SB 1366 was referred for engrossment.

GENERAL ORDER

SB 1405 by Williams of the Senate and Lindley and Gilbert of the House was called up for consideration.

Senator Williams moved to amend **SB 1405**, Page 1, by restoring the title to read as follows "An act relating to poor persons; designating the Oklahoma 2-1-1 Advisory Collaborative as the official state coordinating entity for 2-1-1 Call Centers in Oklahoma; providing for codification; and declaring an emergency.", which amendment was declared adopted.

Senator Williams moved that **SB 1405** be advanced, which motion was declared adopted.

THIRD READING

SB 1405 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--43.

Excused: Littlefield, Monson, Morgan and Williamson.--4.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1405 was referred for engrossment.

Senator Robinson presiding.

GENERAL ORDER

SB 1449 by Wilcoxson of the Senate and Coleman of the House was called up for consideration.

Senator Wilcoxson moved that **SB 1449** be advanced, which motion was declared adopted.

THIRD READING

SB 1449 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--44.

Excused: Littlefield, Morgan and Williamson.--3.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1449 was referred for engrossment.

GENERAL ORDER

SB 1529 by Gumm of the Senate and Leist of the House was called up for consideration.

Senator Gumm moved to amend **SB 1529**, Page 28, Lines 3 through 5, by deleting paragraph D, which amendment was declared adopted.

Senator Gumm moved that **SB 1529** be advanced, which motion was declared adopted.

THIRD READING

SB 1529 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, Fisher, Gumm, Harrison, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Monson, Morgan, Price, Rabon, Robinson, Rozell, Shurden, Taylor, Wilkerson and Williams.--25.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Fair, Ford, Helton, Johnson, Laughlin, Maddox, Milacek, Myers, Nichols, Pruitt, Reynolds, Riley, Smith, Snyder and Wilcoxson.--21.

Excused: Williamson.--1.

Vacancy: District 18.--1.

The bill passed.

Pursuant to Rule 12-23, Senator Gumm served notice that the vote be reconsidered whereby **SB 1529** passed.

GENERAL ORDER

SB 1614 by Smith of the Senate and Ingmire of the House was called up for consideration.

Senator Smith moved that **SB 1614** be advanced, which motion was declared adopted.

THIRD READING

SB 1614 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williams.--39.

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

Excused: Monson, Morgan, Snyder and Williamson.--4.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1614 was referred for engrossment.

GENERAL ORDER

SB 1617 by Corn of the Senate and Brannon of the House was called up for consideration.

Senator Corn moved that **SB 1617** be advanced, which motion was declared adopted.

THIRD READING

SB 1617 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Maddox, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--40.

Excused: Laughlin, Littlefield, Milacek, Monson, Morgan, Smith and Williamson.--7.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1617 was referred for engrossment.

Senator Gumm presiding.

GENERAL ORDER

SB 1402 by Robinson of the Senate and Lindley of the House was called up for consideration.

Senator Robinson moved to amend **SB 1402**, Page 2, Line 9 ½, by inserting a new paragraph E to read as follows:

“E. Any person who encourages, permits or allows a dog owned or kept by such person to fight, injure, disable or kill a service dog used for the benefit of any handicapped person in this state, or to interfere with a service dog in any place where the service dog resides or is performing, shall, upon conviction, be guilty of a misdemeanor punishable as provided in subsection C of this section. In addition to the penalty imposed, the court shall order the violator to make restitution to the service dog’s owner for actual costs and expenses incurred as a direct result of any injury, disability or death caused to such service dog, including but not limited to costs of replacing and training any new service dog when a service dog is killed, disabled or unable to perform due to injury. For purpose of this subsection, when a handicapped person informs the owner of a dog that the dog is a threat to a service dog and requests the owner to control or contain the dog and the owner disregards the request, the owner shall be deemed to have encouraged, permitted or allowed any resulting injury to or interference with a service dog.” which amendment was declared adopted.

Senator Robinson moved that **SB 1402** be advanced, which motion was declared adopted.

THIRD READING

SB 1402 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, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--40.

Excused: Cain, Ford, Laughlin, Monson, Morgan, Smith and Williamson.--7.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1402 was referred for engrossment.

GENERAL ORDER

SB 1176 by Williams and Smith of the Senate and Rice of the House was called up for consideration.

Senator Williams moved to amend **SB 1176**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Williams moved that **SB 1176** be advanced, which motion was declared adopted.

THIRD READING

SB 1176 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, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Harrison, Laughlin, Monson, Morgan and Smith.--5.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1176 was referred for engrossment.

GENERAL ORDER

SB 1252 by Hobson of the Senate and Adair of the House was called up for consideration.

Senator Wilkerson moved to amend **SB 1252**, Page 1, by striking the title, which amendment was declared adopted.

Senator Wilkerson moved that **SB 1252** be advanced, which motion was declared adopted.

THIRD READING

SB 1252 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, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Nay: Brogdon, Pruitt and Smith.--3.

Excused: Capps, Harrison, Laughlin and Monson.--4.

Vacancy: District 18.--1.

The bill passed.

SB 1252 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 996 were concurred in upon motion of Senator Kerr.

SB 996, 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, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--40.

Nay: Brogdon, Pruitt and Williamson.--3.

Excused: Harrison, Laughlin, Monson and Morgan.--4.

Vacancy: District 18.--1.

The bill and emergency passed.

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

GENERAL ORDER

SB 1539 by Helton of the Senate and Covey of the House was called up for consideration.

Senator Helton moved that **SB 1539** be advanced, which motion was declared adopted.

THIRD READING

SB 1539 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Capps, Harrison, Hobson, Laughlin, Monson and Morgan.--6.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1539 was referred for engrossment.

GENERAL ORDER

SB 841 by Johnson et al of the Senate and Young of the House was called up for consideration.

Senator Lawler asked to coauthor **SB 841**, which was the order.

Senator Johnson moved that **SB 841** be advanced, which motion was declared adopted.

THIRD READING

SB 841 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--40.

Nay: Rozell.--1.

Excused: Harrison, Hobson, Laughlin, Monson, Morgan and Williamson.--6.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 841 was referred for engrossment.

GENERAL ORDER

SB 1319 by Wilcoxson of the Senate and Nance of the House was called up for consideration.

Senator Crutchfield asked to coauthor **SB 1319**, which was the order.

Senator Wilcoxson moved to amend **SB 1319**, Page 1, by striking the title, which amendment was declared adopted.

Senator Wilcoxson moved that **SB 1319** be advanced, which motion was declared adopted.

THIRD READING

SB 1319 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, Fair, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds,

Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Fisher, Harrison, Hobson, Laughlin, Monson and Morgan.--6.

Vacancy: District 18.--1.

The bill passed.

SB 1319 was referred for engrossment.

GENERAL ORDER

SB 1411 by Nichols of the Senate and Nations of the House was called up for consideration.

Senator Nichols moved that **SB 1411** be advanced, which motion was declared adopted.

THIRD READING

SB 1411 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, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Cain, Harrison, Hobson, Laughlin, Maddox, Monson and Morgan.--7.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1411 was referred for engrossment.

GENERAL ORDER

SB 900 by Pruitt and Easley of the Senate and Morgan (Fred) of the House was called up for consideration.

Senator Pruitt moved that **SB 900** be advanced, which motion was declared adopted.

THIRD READING

SB 900 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Harrison, Hobson, Laughlin, Monson and Reynolds.--5.

Vacancy: District 18.--1.

The bill passed.

SB 900 was referred for engrossment.

GENERAL ORDER

SB 1199 by Shurden of the Senate and Erwin of the House was called up for consideration.

Senator Shurden moved to amend **SB 1199**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Shurden moved to amend the floor substitute on **SB 1199**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Shurden moved that **SB 1199** be advanced, which motion was declared adopted.

THIRD READING

SB 1199 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, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Ford, Gumm, Helton, Johnson, Kerr, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Rabon, Reynolds, Robinson, Shurden, Smith, Snyder, Taylor, Wilkerson and Williamson.--32.

Nay: Brogdon, Cain, Fisher, Horner, Laster, Morgan, Pruitt, Riley, Rozell, Wilcoxson and Williams.--11.

Excused: Harrison, Hobson, Laughlin and Monson.--4.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1199 was referred for engrossment.

GENERAL ORDER

SB 1122 by Rabon of the Senate and Pope of the House was called up for consideration.

Senator Rabon moved that **SB 1122** be advanced, which motion was declared adopted.

THIRD READING

SB 1122 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Harrison, Hobson, Laughlin and Monson.--4.

Vacancy: District 18.--1.

The bill passed.

SB 1122 was referred for engrossment.

GENERAL ORDER

SB 1573 by Williams of the Senate and Easley of the House was called up for consideration.

Senator Williams moved that **SB 1573** be advanced, which motion was declared adopted.

THIRD READING

SB 1573 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, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Nay: Branan and Brogdon.--2.

Excused: Harrison, Hobson, Laughlin, Monson and Smith.--5.

Vacancy: District 18.--1.

The bill passed.

SB 1573 was referred for engrossment.

GENERAL ORDER

SB 1547 by Wilcoxson of the Senate and Greenwood of the House was called up for consideration.

Senator Wilcoxson moved that **SB 1547** be advanced, which motion was declared adopted.

THIRD READING

SB 1547 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, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Harrison, Hobson, Laughlin, Monson, Smith and Snyder.--6.

Vacancy: District 18.--1.

The bill passed.

SB 1547 was referred for engrossment.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Wilcoxson asked unanimous consent to suspend Rule 5-4 and refer **SCR 49** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 49 by Wilcoxson of the Senate and Greenwood of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 49**, which was the order.

SCR 49 was adopted upon motion of Senator Wilcoxson and referred for engrossment.

GENERAL ORDER

SB 1574 by Corn of the Senate and Smithson of the House was called up for consideration.

Senator Corn moved to amend **SB 1574**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Corn moved that **SB 1574** be advanced, which motion was declared adopted.

THIRD READING

SB 1574 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Hobson, Laughlin, Littlefield, Monson, Smith and Snyder.--6.

Vacancy: District 18.--1.

The bill and emergency passed.

SB 1574 was referred for engrossment.

GENERAL ORDER

SB 902 by Pruitt of the Senate and Peterson (Ron) of the House was called up for consideration.

Senator Pruitt moved that **SB 902** be advanced, which motion was declared adopted.

THIRD READING

SB 902 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, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Corn, Hobson, Kerr, Laughlin, Monson and Snyder.--6.

Vacancy: District 18.--1.

The bill passed.

SB 902 was referred for engrossment.

GENERAL ORDER

SB 1220 by Nichols of the Senate and Ericson and Lamons of the House was called up for consideration.

Senator Nichols moved that **SB 1220** be advanced, which motion was declared adopted.

THIRD READING

SB 1220 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, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Horner, Johnson, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Corn, Hobson, Kerr, Laughlin, Milacek, Monson, Smith and Snyder.--8.

Vacancy: District 18.--1.

The bill passed.

SB 1220 was referred for engrossment.

GENERAL ORDER

SB 1459 by Rabon of the Senate and Carey of the House was called up for consideration.

Senator Rabon moved to amend **SB 1459**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Rabon moved that **SB 1459** be advanced, which motion was declared adopted.

THIRD READING

SB 1459 was read for the third time at length.

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

Aye: Crutchfield, Dunlap, Fisher, Gumm, Harrison, Helton, Horner, Laster, Littlefield, Morgan, Rabon, Robinson, Rozell, Taylor and Wilkerson.--15.

Nay: Aldridge, Brogdon, Cain, Capps, Coates, Coffee, Corn, Fair, Ford, Johnson, Lawler, Leftwich, Lerblance, Maddox, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Shurden, Smith, Wilcoxson, Williams and Williamson.--25.

Excused: Branan, Hobson, Kerr, Laughlin, Milacek, Monson and Snyder.--7.

Vacancy: District 18.--1.

The bill failed.

Pursuant to Rule 12-23, Senator Rabon served notice that the vote be reconsidered whereby **SB 1459** failed.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene March 10, 2004, at 9:30 a.m., which motion prevailed.

SECOND READING

The following were read for the second time and referred to committee as indicated:

HB 1985 – Direct To Calendar

HB 2007 – Direct To Calendar

HB 2136 – Judiciary

HB 2194 – Education

HB 2246 – Business and Labor

HB 2362 – Transportation

FIRST READING

The following was introduced and read the first time:

SR 42 – By Nichols and Hobson.

A Resolution designating March 11, 2004, "Oklahoma Mesonet Day" in the State of Oklahoma; thanking Dr. Ken Crawford and Dr. Ron Elliott; and directing distribution.

Pursuant to the Fisher motion, the Senate adjourned at 5:10 p.m. to meet March 10, 2004, at 9:30 a.m.