

# Senate Journal

## Second Regular Session of the Forty-ninth Legislature of the State of Oklahoma Forty-fifth Legislative Day, Monday, April 19, 2004

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.—48.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Lynn E. Brack, First United Methodist Church, Weatherford, the guest of Senator Kerr.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**HB 2445** was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SBs 847, 1098, 1465, 1584** and **1600** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SCR 59** was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

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

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

**SB 472** - coauthored by Covey, Turner, Wilson of the House

**SB 909**

**SB 910**

**SB 911**

**SB 912**

**SB 913**

**SB 914**

**SB 915**

**SB 916**

**SB 917**

**SB 918**

**SB 919**

**SB 920**

**SB 922**

**SB 924**

**SB 926**

**SB 928**

**SB 930**

**SB 932**

**SB 1205**

**SB 1270**

**SB 1272** - coauthored by Deutschendorf, Easley, McCarter, Miller (Ray), Staggs, Wells, Askins, Blackburn, Braddock, Covey, Leist, Paulk, Roan, Sweeden, Piatt, Adair, Adkins, Armes, Balkman, Blackwell, Boren, Brannon, Carey, DeWitt, Dorman, Hamilton, Hefner, Ingmire, Jones, Kirby, Lamons, Mass, Morgan (Danny), Nance, Peterson (Ron), Pettigrew, Roberts, Smith, Smithson, Turner, Walker of the House

**SB 1372**

**SB 1522** - coauthored by Adkins, Morgan (Fred), Piatt, Staggs, Vaughn, Winchester, Brannon, Lamons, Harrison, Dorman, Dank, Nance of the House

**SB 1526** - coauthored by Nance of the House

**SB 1569**

**SB 1614**

House amendments were read on the above-numbered bills.

**PENDING CONSIDERATION OF HAS**

**HAs to SBs 1146 and 1270** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

Senator Reynolds objected to the motion to reject the **HAs** to **SB 1146**.

Senator Fisher pressed his motion to reject the **HAs** to **SB 1270**.

Senator Fisher, on behalf of Senator Crutchfield, withdrew the motion to reject the **HAs** to **SB 1146**.

### **GENERAL ORDER**

**HB 2627** by Miller (Doug) and Adkins of the House and Coffee and Snyder of the Senate was called up for consideration.

Senator Coffee moved that **HB 2627** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2627** 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, Dunlap, Easley, Fair, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Laster, Laughlin, Lawler, Littlefield, Monson, Myers, Nichols, Pruitt, Riley, Robinson, Shurden, Snyder, Taylor, Wilcoxson, Williams and Williamson.--32.

Nay: Crutchfield, Fisher, Kerr, Leftwich, Lerblance, Milacek, Morgan, Price, Rabon, Reynolds, Rozell and Wilkerson.--12.

Excused: Corn, Helton, Maddox and Smith.--4.

The bill passed.

**HB 2627** was referred for engrossment.

### **PENDING CONSIDERATION OF HAS**

**HAs** to **SBs 864, 1105** and **1119** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

**GENERAL ORDER**

**HB 2186** by Carey of the House and Gumm of the Senate was called up for consideration.

Senator Gumm moved to amend **HB 2186**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 2186** to the engrossed version of the bill.

Senator Gumm moved that **HB 2186** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2186** was read for the third time at length.

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

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

Nay: Shurden.--1.

Excused: Fair, Maddox, Smith and Snyder.--4.

The bill and emergency passed.

**HB 2186** was properly signed and 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 conference on the following bills was ordered granted and Senate conferees to be named later:

**HB 1694**  
**HB 1889**  
**HB 2101**  
**HB 2109**  
**HB 2110**

**HB 2112**  
**HB 2372**  
**HB 2375**  
**HB 2390**  
**HB 2403**  
**HB 2441**  
**HB 2460**  
**HB 2552**  
**HB 2600**  
**HB 2661**  
**HB 2681**  
**HB 2682**  
**HB 2683**  
**HB 2710**

**PENDING CONSIDERATION OF HAS**

**HAs to SB 1112** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

**GENERAL ORDER**

**HB 2198** by Leist of the House and Shurden of the Senate was called up for consideration.

Senator Shurden moved to amend **HB 2198**, Page 6, Lines 18 through 21, by deleting all language and inserting in lieu thereof the following:

“33. Remedial action and any subsequent related maintenance of property pursuant to and in compliance with an authorized environmental remediation program, order, or requirement of a federal or state environmental agency.” and by restoring the title.

Senator Shurden asked that **HB 2198** be laid over temporarily, which was the order.

**HB 2198** remains on General Order pending consideration of the Shurden amendment.

**GENERAL ORDER**

**HB 2307** by Hamilton of the House and Cain of the Senate was called up for consideration.

Senator Cain moved that **HB 2307** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2307** was read for the third time at length.

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

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

Excused: Maddox and Smith.--2.

The bill passed.

**HB 2307** was properly signed and ordered returned to the Honorable House.

**PENDING CONSIDERATION OF HAS**

**HAs to SB 1405** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

**PENDING CONSIDERATION OF HAS**

**HAs to SB 1137** were concurred in upon motion of Senator Corn.

**SB 1137**, as amended by the Honorable House, 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, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Maddox and Smith.--2.

The bill passed.

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

**Senator Gumm presiding.**

**GENERAL ORDER**

**HB 2660** by Adair and Pope of the House and Hobson and Monson of the Senate was called up for consideration.

Senator Robinson moved that **HB 2660** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2660** was read for the third time at length.

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

Aye: Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Milacek, Monson, Morgan, Price, Rabon, Robinson, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--33.

Nay: Aldridge, Branan, Brogdon, Dunlap, Ford, Laughlin, Myers, Nichols, Pruitt, Reynolds, Riley and Snyder.--12.

Excused: Littlefield, Maddox and Smith.--3.

The bill passed.

**HB 2660** was referred for engrossment.

**GENERAL ORDER**

**HB 2226** by Ingmire and Adkins of the House and Morgan of the Senate was called up for consideration.

Senator Morgan moved that **HB 2226** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2226** 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, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Lerblance, Littlefield, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Nay: Cain, Crutchfield, Helton, Lawler, Milacek and Rabon.--6.

Excused: Maddox and Smith.--2.

The bill passed.

**HB 2226** was referred for engrossment.

### **GENERAL ORDER**

**HB 2505** by Hamilton et al of the House and Fair et al of the Senate was called up for consideration.

Senator Fair moved that **HB 2505** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2505** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Littlefield, Maddox and Smith.--3.

The bill passed.

**HB 2505** was referred for engrossment.

**GENERAL ORDER**

**HB 2198** by Leist of the House and Shurden of the Senate was called up for further consideration.

Senator Shurden moved to withdraw his prior amendment, which was the order.

Senator Shurden moved that **HB 2198** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2198** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Johnson, Littlefield, Maddox and Smith.--4.

The bill passed.

**HB 2198** was referred for engrossment.

**GENERAL ORDER**

**HB 2613** by Sweeden of the House and Monson of the Senate was called up for consideration.

Senator Monson moved that **HB 2613** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2613** was read for the third time at length.

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

Aye: Cain, Capps, Crutchfield, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Leftwich, Monson, Morgan, Robinson, Rozell, Taylor, Wilkerson and Williams.--17.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Corn, Dunlap, Easley, Fair, Ford, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Shurden, Smith, Snyder, Wilcoxson and Williamson.--31.

The bill failed.

Pursuant to Rule 12-23, Senator Monson served notice that the vote be reconsidered whereby **HB 2613** failed.

Senator Fisher moved that the Senate recess until 1:00 p.m., which motion was declared adopted.

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The Senate reconvened with Senator Rozell presiding.

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

#### **MESSAGE FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HB 1899**.

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

#### **FOURTH READING AND SIGNING RESCINDED**

Senator Fisher asked unanimous consent, which was granted, that the Senate rescind the signing of **HB 2472**.

Senator Fisher move to reconsider the vote whereby **HB 2472** was passed on Fourth Reading, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, 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, Rozell, Shurden, Smith,

Wilcoxson, Wilkerson and Williamson.--43.

Excused: Dunlap, Robinson, Snyder, Taylor and Williams.--5.

### **THIRD READING**

Senator Fisher moved to reconsider the vote whereby **HB 2472** was advanced, which motion was declared adopted upon roll call as follows:

Aye: Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, 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, Rozell, Shurden, Wilcoxson, Wilkerson and Williamson.--41.

Excused: Aldridge, Dunlap, Robinson, Smith, Snyder, Taylor and Williams.--7.

### **GENERAL ORDER**

**HB 2472** by Braddock of the House and Helton and Aldridge of the Senate was called up for consideration.

Senator Helton moved to amend **HB 2472**, Page 1, by striking the title, which amendment was declared adopted.

Senator Helton moved that **HB 2472** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2472** 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, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Wilcoxson, Wilkerson and Williamson.--41.

Excused: Dunlap, Monson, Morgan, Robinson, Snyder, Taylor and Williams.--7.

The bill passed.

**HB 2472** was referred for engrossment.

## **EXECUTIVE NOMINATIONS**

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

Adwan, Teresa B., Tulsa, to the Board of Regents of the University of Science and Arts of Oklahoma, to serve a seven year term ending June 30, 2011, succeeding F. Thomas Cordell. (Education Committee) Motion to confirm made by Senator Williamson.

Bailey, Michael Lynn, Durant, to the Board of Regents of Eastern Oklahoma State College, to serve a seven year term ending June 1, 2011, succeeding himself. (Education Committee) Motion to confirm made by Senator Gumm.

Betow, Gary Lowell, Tulsa, to the Commission on Consumer Credit, to serve a five year term ending January 1, 2009, succeeding Donald Philbin. (Business and Labor Committee) Motion to confirm made by Senator Williamson.

Darr, Charles Boyd, III, Oklahoma City, to the Construction Industries Board, to serve a four year term ending November 1, 2007, succeeding a new position. (Business and Labor Committee) Motion to confirm made by Senator Fair.

Dearth, Andrew, Tecumseh, to the Oklahoma Professional Boxing Commission, to serve a three year term ending June 30, 2007, succeeding himself. (Business and Labor Committee) Motion to confirm made by Senator Laster.

Gibson, George T., Oklahoma City, to the State Board of Registration for Professional Engineers and Land Surveyors, to serve a six year term ending June 28, 2010, succeeding himself. (Business and Labor Committee) Motion to confirm made by Senator Coffee.

Hancock, Walter Joe, Hobart, to the Board of Trustees for the Quartz Mountain Arts and Conference Center and Nature Park, to serve a seven year term ending June 30, 2011, succeeding Gwen Sims. (Education Committee) Motion to confirm made by Senator Capps.

Hanstein, Mark T., D.D.S., Oklahoma City, to the Oklahoma Professional Boxing Commission, to serve a three year term ending June 30, 2006, succeeding a new position. (Business and Labor Committee) Motion to confirm made by Senator Branam.

Hort, Mitchell Wayne, Yukon, to the Construction Industries Board, to serve a four year term ending November 1, 2007, succeeding a new position. (Business and Labor Committee) Motion to confirm made by Senator Johnson.

Howell, James F., Midwest City, to the Board of Regents for Rose State College, to serve a seven year term ending July 1, 2011, succeeding William P. Bowden. (Education Committee) Motion to confirm made by Senator Aldridge.

Huser, William D., Wewoka, to the Board of Regents of Seminole State College, to serve a seven year term ending July 1, 2011, succeeding Dale Nichols. (Education Committee) Motion to confirm made by Senator Coates.

Longacre, John T., IV, Kellyville, to the Oklahoma Used Motor Vehicle and Parts Commission, to serve an unexpired term ending June 30, 2006, succeeding Sam Grubb. (Business and Labor Committee) Motion to confirm made by Senator Fisher.

Morgan, Trace, Stillwater, to the State Board for Property and Casualty Rates, to serve a four year term expiring December 31, 2007, succeeding himself. (Business and Labor Committee) Motion to confirm made by Senator Morgan.

Morgan, Trace, Stillwater, to the State Board for Property and Casualty Rates, to serve an unexpired term ending December 31, 2003, succeeding Al Jennings. (Business and Labor Committee) Motion to confirm made by Senator Morgan.

Petete, Vicky, Ada, to the Oklahoma Accountancy Board, to serve a five year term ending June 30, 2009, succeeding Tom Dugger. (Business and Labor Committee) Motion to confirm made by Senator Wilkerson.

Pope, Billy Gene, Loyal, to the Board of Regents for Redlands Community College, to serve a seven year term ending April 22, 2011, succeeding Richard Riley. (Education Committee) Motion to confirm made by Senator Milacek.

VanMeter, Martin McWhorter, Durant, to the Oklahoma Real Estate Commission, to serve a three year term ending July 1, 2007, succeeding Patricia Schafer. (Business and Labor Committee) Motion to confirm made by Senator Gumm.

Vaughan, Jack Preston, Prague, to the Commission on Consumer Credit, to serve a five year term ending February 15, 2009, succeeding Dennis Bly. (Business and Labor Committee) Motion to confirm made by Senator Coates.

Watkins, Lou, Stillwater, to the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, to serve an eight year term ending April 4, 2012, succeeding herself. (Education Committee) Motion to confirm made by Senator Morgan.

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, Easley, 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, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williamson.--45.

Excused: Robinson, Snyder and Williams.--3.

**GENERAL ORDER**

**HB 2554** by Nations of the House and Nichols of the Senate was called up for consideration.

Senator Nichols moved to amend **HB 2554**, 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 Nichols moved that **HB 2554** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2554** 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, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Taylor, Wilkerson and Williamson.--39.

Nay: Coffee, Laughlin, Lerblance, Pruitt and Wilcoxson.--5.

Excused: Corn, Robinson, Snyder and Williams.--4.

The bill passed.

**HB 2554** was referred for engrossment.

**GENERAL ORDER**

**HB 2494** by Adkins and Rice of the House and Coffee of the Senate was called up for consideration.

Senator Coffee moved that **HB 2494** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2494** 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, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williamson.--42.

Nay: Laughlin.--1.

Excused: Corn, Dunlap, Robinson, Snyder and Williams.--5.

The bill passed.

**HB 2494** was referred for engrossment.

### **REQUEST OF THE HONORABLE HOUSE**

The Honorable Senate request the Honorable House to return the engrossed Senate Amendments to engrossed **HB 2724** for the purpose to be returned to the Senate Engrossing and Enrolling.

### **DEDICATION**

Senator Ford presented the painting “Ambassador Jeane J. Kirkpatrick”. Senator Ford addressed the Senate and introduced the artist, Mike Wimmer, to the Senate. Mr. Wimmer addressed the Senate.

Senator Ford introduced Lieutenant Governor Mary Fallin, who addressed the Senate. Lieutenant Governor Fallin presented the painting to the Senate as a gift.

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

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The Senate reconvened with Senator Rozell presiding.

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

### **MESSAGES FROM THE HOUSE**

Advising the signing of and returning Enrolled **SCR 59**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

Advising fourth reading of and returning Enrolled SBs **847, 1098, 1465, 1584** and **1600**.

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

Advising passage of and returning the following Engrossed bill:

**SB 1211** - Remove as coauthor Phillips of the House and coauthored by Paulk of the House

The above-numbered measure was referred for enrollment.

### **GENERAL ORDER**

**HB 2034** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Capps moved to amend **HB 2034**, 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 Capps moved that **HB 2034** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2034** 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, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Rozell, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--37.

Nay: Cain and Shurden.--2.

Excused: Corn, Ford, Hobson, Littlefield, Maddox, Rabon, Robinson, Smith and Taylor.--9.

The bill and emergency passed.

**HB 2034** was referred for engrossment.

### **GENERAL ORDER**

**HB 2041** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Capps moved to amend **HB 2041**, 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 Capps moved that **HB 2041** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2041** 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, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Corn, Ford, Hobson, Littlefield, Maddox, Monson, Rabon, Robinson and Smith.--9.

The bill and emergency passed.

**HB 2041** was referred for engrossment.

### **GENERAL ORDER**

**HB 2028** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Capps moved to amend **HB 2028**, 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 Capps moved that **HB 2028** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2028** 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, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Corn, Ford, Hobson, Littlefield, Milacek, Rabon, Robinson, Smith and Snyder.--9.

The bill and emergency passed.

**HB 2028** was referred for engrossment.

**GENERAL ORDER**

**HB 2025** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Capps moved to amend **HB 2025**, 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 Capps moved that **HB 2025** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2025** 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, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Corn, Ford, Hobson, Littlefield, Rabon, Robinson and Smith.--7.

The bill and emergency passed.

**HB 2025** was referred for engrossment.

### **GENERAL ORDER**

**HB 2023** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Capps moved to amend **HB 2023**, 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 Capps moved that **HB 2023** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2023** 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, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Corn, Ford, Hobson, Littlefield, Rabon and Robinson.--6.

The bill and emergency passed.

**HB 2023** was referred for engrossment.

**Senator Gumm presiding.**

### **GENERAL ORDER**

**HB 1965** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 1965**, 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 Wilkerson moved that **HB 1965** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1965** was read for the third time at length.

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

Aye: Cain, Capps, Coates, Coffee, Crutchfield, Dunlap, Easley, Fair, Ford, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

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

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

The bill and emergency passed.

**HB 1965** was referred for engrossment.

### **GENERAL ORDER**

**HB 2077** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 2077**, 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 Wilkerson moved that **HB 2077** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2077** 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, Dunlap, Easley, Fair, 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, Williams and Williamson.--44.

Excused: Corn, Fisher, Ford and Littlefield.--4.

The bill and emergency passed.

**HB 2077** was referred for engrossment.

### **GENERAL ORDER**

**HB 2079** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 2079**, 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 Wilkerson moved that **HB 2079** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2079** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, 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, Williams and Williamson.--46.

Excused: Ford and Littlefield.--2.

The bill and emergency passed.

**HB 2079** was referred for engrossment.

**GENERAL ORDER**

**HB 2081** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 2081**, 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 Wilkerson moved that **HB 2081** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2081** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, 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, Williams and Williamson.--46.

Excused: Ford and Littlefield.--2.

The bill and emergency passed.

**HB 2081** was referred for engrossment.

**GENERAL ORDER**

**HB 2083** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 2083**, 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 Wilkerson moved that **HB 2083** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2083** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, 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, Williams and Williamson.--47.

Excused: Littlefield.--1.

The bill and emergency passed.

**HB 2083** was referred for engrossment.

**GENERAL ORDER**

**HB 2085** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 2085**, 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 Wilkerson moved that **HB 2085** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2085** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, 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, Williams and Williamson.--46.

Excused: Littlefield and Morgan.--2.

The bill and emergency passed.

**HB 2085** was referred for engrossment.

### **GENERAL ORDER**

**HB 2089** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 2089**, 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 Wilkerson moved that **HB 2089** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2089** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, 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, Williams and Williamson.--46.

Excused: Ford and Littlefield.--2.

The bill and emergency passed.

**HB 2089** was referred for engrossment.

### **GENERAL ORDER**

**HB 2332** by Staggs of the House and Lawler of the Senate was called up for consideration.

Senator Lawler moved to amend **HB 2332**, Page 43, Line 4, by inserting after the word "warrant" and before the word "is" the words "or check", which amendment was declared adopted.

Senator Lawler moved that **HB 2332** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2332** 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, Coffee, Corn, Crutchfield, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--41.

Nay: Branan, Brogdon, Riley and Wilcoxson.--4.

Excused: Dunlap, Ford and Littlefield.--3.

The bill and emergency passed.

**HB 2332** was referred for engrossment.

### **GENERAL ORDER**

**HB 1838** by Smithson and Nance of the House and Helton and Corn of the Senate was called up for consideration.

Senator Helton moved to amend **HB 1838**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Helton moved to amend **HB 1838**, Page 16, Lines 1 through 2, by deleting after the word "commitment" on Line 1 and before the word "of" on Line 2 the words "or voluntary inpatient treatment", and by amending the title to conform, which amendment was declared adopted.

Senator Helton moved that **HB 1838** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1838** 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, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Dunlap, Ford, Littlefield, Riley and Robinson.--5.

The bill passed.

**HB 1838** was referred for engrossment.

### **PENDING CONSIDERATION OF HAS**

**HAs** to **SB 1207** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

### **GENERAL ORDER**

**HB 2358** by Smith and Adkins of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 2358** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2358** was read for the third time at length.

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

Aye: Capps, Coates, Coffee, Corn, Crutchfield, Easley, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Morgan, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--35.

Nay: Aldridge, Branan, Brogdon, Cain, Fair, Milacek, Monson, Myers, Smith and Snyder.--10.

Excused: Dunlap, Littlefield and Robinson.--3.

The bill passed.

**HB 2358** was referred for engrossment.

**MESSAGES FROM THE HOUSE**

Advising passage of and returning the following Engrossed bill:

**SB 1220**

The above-numbered measure was referred for enrollment.

Advising that the House grants the request of the Honorable Senate and returns the Engrossed Senate Amendments to **HB 2724** to correct an error in engrossing.

**GENERAL ORDER**

**HJR 1063** by Staggs of the House and Rozell of the Senate was called up for consideration.

Senator Rozell moved that **HJR 1063** be advanced, which motion was declared adopted.

**THIRD READING**

**HJR 1063** was read for the third time at length.

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

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

Nay: Pruitt and Wilcoxson.--2.

Excused: Ford, Littlefield and Robinson.--3.

The resolution passed.

**HJR 1063** was referred for engrossment.

**GENERAL ORDER**

**HB 2271** by Coleman of the House and Reynolds of the Senate was called up for consideration.

Senator Reynolds moved to amend **HB 2271**, Page 2, Line 3, by deleting after the word “or” and before the word “charges” the word “all”; Page 2, Line 4, by restoring the stricken language; Page 2, Line 4, by inserting after the word “arrest” the words “, or all charges are dismissed on the merits”; and Page 1, by restoring the title, which amendment was declared adopted.

Senator Reynolds moved that **HB 2271** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2271** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Leftwich, Littlefield, Price and Robinson.--4.

The bill passed.

Pursuant to Rule 12-23, Senator Reynolds served notice that the vote be reconsidered whereby **HB 2271** passed.

**PENDING CONSIDERATION OF HAS**

**HAs to SB 1332** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

**GENERAL ORDER**

**HB 2318** by Wilson of the House and Shurden and Gumm of the Senate was called up for consideration.

Senator Shurden moved to amend **HB 2318**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 2318** to the engrossed version of the bill.

Senator Shurden moved that **HB 2318** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2318** was read for the third time at length.

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

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

Excused: Leftwich and Littlefield.--2.

The bill and emergency passed.

**HB 2318** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2536** by Walker et al of the House and Corn of the Senate was called up for consideration.

Senator Rabon asked to coauthor **HB 2536**, which was the order.

Senator Corn moved to amend **HB 2536**, Page 2, Line 20 ½, by inserting a new paragraph 14 to read as follows:

“14. A person selected by the Board of the Oklahoma Education Association.”, which amendment was declared adopted.

Senator Corn moved that **HB 2536** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2536** 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, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Nay: Brogdon.--1.

Excused: Littlefield and Reynolds.--2.

The bill and emergency passed.

**HB 2536** was referred for engrossment.

**MESSAGES FROM THE HOUSE**

Advising passage of and returning the following Engrossed bill:

**SB 1191** - coauthored by Greenwood, Piatt, Peters of the House

The above-numbered measure was referred for enrollment.

Advising concurrence in **SAs** to and passage of Engrossed **HBs 2139** and **2442**.

**GENERAL ORDER**

**HB 2541** by Lamons of the House and Helton of the Senate was called up for consideration.

Senator Helton moved that **HB 2541** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2541** was read for the third time at length.

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

Aye: Capps, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Helton, Hobson, Laster, Monson, Morgan, Nichols, Riley, Robinson, Smith and Williamson.--17.

Nay: Aldridge, Branan, Brogdon, Cain, Coates, Coffee, Corn, Ford, Harrison, Horner, Johnson, Kerr, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Myers, Price, Pruitt, Rabon, Reynolds, Rozell, Shurden, Snyder, Taylor, Wilcoxson and Wilkerson.--29.

Excused: Littlefield and Williams.--2.

The bill failed.

Pursuant to Rule 12-23, Senator Helton served notice that the vote be reconsidered whereby **HB 2541** failed.

### **REPORT OF ENGROSSED AND ENROLLED MEASURE**

**HB 2724** was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2134** by Peters and Adkins of the House and Riley of the Senate, considered on Page 1118, was called up for further consideration.

Senator Williamson's prior amendment was withdrawn, which was the order.

Senator Riley moved that **HB 2134** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2134** was read for the third time at length.

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

Aye: Aldridge, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Ford, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Nay: Branan, Laughlin, Maddox, Milacek, Shurden and Snyder.--6.

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

The bill passed.

**HB 2134** was referred for engrossment.

### **GENERAL ORDER**

**HB 2474** by Braddock of the House and Coffee of the Senate was called up for consideration.

Senator Coffee moved to amend **HB 2474**, Page 10, Line 19 ½ , by inserting a new paragraph 6 to read as follows:

“6. Any nonparticipating manufacturer may request, by facsimile transmission or other means to the Attorney General’s Tobacco Enforcement Unit, information regarding its current compliance status pursuant to this Act and to Sections 600.21 through 600.23 of Title 37 of the Oklahoma Statutes. Upon receipt of such request, the Attorney General shall inform the requesting nonparticipating manufacturer of its current compliance status before close of business within three (3) business days.”; and by amending the title to conform, which amendment was declared adopted.

Senator Coffee moved that **HB 2474** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2474** was read for the third time at length.

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

Aye: Capps, Coates, Coffee, Corn, Dunlap, Fair, Gumm, Hobson, Horner, Laster, Milacek, Monson, Morgan, Myers, Robinson and Snyder.--16.

Nay: Aldridge, Branan, Brogdon, Cain, Crutchfield, Easley, Fisher, Ford, Harrison, Johnson, Kerr, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--30.

Excused: Helton and Littlefield.--2.

The bill failed.

Pursuant to Rule 12-23, Senator Coffee served notice that the vote be reconsidered whereby **HB 2474** failed.

**GENERAL ORDER**

**HB 1867** by Worthen and Nance of the House and Robinson of the Senate was called up for consideration.

Senator Robinson moved to amend **HB 1867**, Page 3, Line 3 through Page 16, Line 7, by deleting Sections 2, 3, 4, 5, 6 and 7; and Page 1, by striking the title, which amendment was declared adopted.

Senator Robinson moved that **HB 1867** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1867** was read for the third time at length.

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

Aye: Cain, Capps, Coates, Corn, Crutchfield, Easley, Fair, Fisher, Gumm, Harrison, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Robinson, Rozell, Taylor, Wilkerson and Williams.--24.

Nay: Aldridge, Branan, Brogdon, Coffee, Dunlap, Johnson, Laughlin, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Shurden, Smith, Snyder, Wilcoxson and Williamson.--21.

Excused: Ford, Helton and Littlefield.--3.

The bill failed.

Pursuant to Rule 12-23, Senator Robinson served notice that the vote be reconsidered whereby **HB 1867** failed.

**GENERAL ORDER**

**HB 2087** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 2087**, 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 Wilkerson moved that **HB 2087** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2087** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Helton, Littlefield and Smith.--3.

The bill and emergency passed.

**HB 2087** was referred for engrossment.

**Senator Rozell presiding.**

**GENERAL ORDER**

**HB 2032** by Mitchell and Bonny of the House and Morgan and Robinson of the Senate was called up for consideration.

Senator Capps moved to amend **HB 2032**, 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 Capps moved that **HB 2032** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2032** was read for the third time at length.

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

Aye: Aldridge, Cain, Capps, Corn, Crutchfield, Easley, Fair, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Monson, Morgan, Nichols, Price, Rabon, Robinson, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--33.

Nay: Branan, Brogdon, Coates, Coffee, Dunlap, Johnson, Milacek, Myers, Pruitt, Riley and Williamson.--11.

Excused: Helton, Littlefield, Reynolds and Smith.--4.

The bill passed.

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

Aye: Cain, Capps, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Maddox, Monson, Morgan, Price, Rabon, Robinson, Rozell, Shurden, Taylor, Wilkerson and Williams.--26.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Fair, Ford, Johnson, Laughlin, Milacek, Myers, Nichols, Pruitt, Reynolds, Riley, Snyder, Wilcoxson and Williamson.--19.

Excused: Helton, Littlefield and Smith.--3.

The emergency failed.

**HB 2032** was referred for engrossment.

## **GENERAL ORDER**

**HB 2382** by Pettigrew of the House and Robinson and Monson of the Senate was called up for consideration.

Senator Robinson moved that **HB 2382** be advanced, which motion was declared adopted.

## **THIRD READING**

**HB 2382** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, 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, Williams and Williamson.--45.

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

The bill and emergency passed.

**HB 2382** was referred for engrossment.

### GENERAL ORDER

**HB 2270** by Coleman of the House and Reynolds of the Senate was called up for consideration.

Senator Reynolds moved to amend **HB 2270**, Page 1, Line 23 ½, by inserting a new subsection C to read as follows:

“C. Any person who shall devise any secret plan, scheme or program of action to cause serious bodily harm or death of another person with intent to perform such malicious act of violence, whether alone or by conspiring with others, shall be guilty of a felony, punishable upon conviction thereof by imprisonment for a period of not more than ten (10) years.”

Senator Reynolds asked that **HB 2270** be laid over temporarily, which was the order.

**HB 2270** remains on General Order pending consideration of the Reynolds amendment.

### GENERAL ORDER

**HB 2470** by Braddock of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 2470** be advanced, which motion was declared adopted.

### THIRD READING

**HB 2470** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, 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, Williams and Williamson.--45.

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

The bill passed.

**HB 2470** was referred for engrossment.

### **PENDING CONSIDERATION OF HAS**

**HAs to SB 1299** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

### **INTRODUCTION**

Senator Johnson introduced his wife, Judy, to the Senate.

### **GENERAL ORDER**

**HB 2690** by Ferguson of the House and Corn of the Senate was called up for consideration.

Senator Corn moved that **HB 2690** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2690** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, 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, Williams and Williamson.--45.

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

The bill and emergency passed.

**HB 2690** was referred for engrossment.

**GENERAL ORDER**

**HB 2250** by Paulk et al of the House and Robinson of the Senate was called up for consideration.

Senator Robinson moved that **HB 2250** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2250** was read for the third time at length.

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

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

Nay: Lerblance, Milacek and Smith.--3.

Excused: Hobson and Morgan.--2.

The bill passed.

**HB 2250** was referred for engrossment.

**GENERAL ORDER**

**HB 2270** by Coleman of the House and Reynolds of the Senate was called up for further consideration.

Senator Reynolds moved to amend his prior amendment, Line 1, by deleting the word "secret", which was the order.

Senator Reynolds pressed adoption of his prior amendment, as amended, which motion was declared adopted.

Senator Reynolds moved to amend **HB 2270**, Page 1, by restoring the title to read as follows:

"An Act relating to crimes and punishments: amending 21 O.S. 2001, Section 1378, which relates to endeavoring to perform acts involving serious bodily injury or death;

modifying language; prohibiting certain plan, scheme or program of action; stating penalty; and declaring an emergency.”, which amendment was declared adopted.

Senator Reynolds moved that **HB 2270** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2270** was read for the third time at length.

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

Aye: Branan, Brogdon, Cain, Capps, Coates, Crutchfield, Easley, Fair, Fisher, Gumm, Harrison, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Lerblance, Littlefield, Maddox, Myers, Price, Reynolds, Riley, Rozell, Shurden, Smith, Taylor, Wilkerson, Williams and Williamson.--31.

Nay: Coffee, Corn, Dunlap, Helton, Lawler, Milacek, Monson, Nichols, Pruitt, Rabon, Robinson, Snyder and Wilcoxson.--13.

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

The bill passed.

Senator Dunlap desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32; Nay: 12; Excused: 4.

The emergency passed.

**HB 2270** was referred for engrossment.

**Senator Rabon presiding.**

### **GENERAL ORDER**

**HB 2693** by Ferguson of the House and Corn of the Senate was called up for consideration.

Senator Corn moved that **HB 2693** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2693** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Ford, Hobson and Morgan.--3.

The bill passed.

**HB 2693** was referred for engrossment.

**GENERAL ORDER**

**HB 2282** by Mitchell of the House and Robinson of the Senate was called up for consideration.

Senator Robinson moved to amend **HB 2282**, Page 2, Line 7, by inserting after the period the language "Provided, municipalities of five thousand (5000) population or less, shall not be charged more than fifty dollars (\$50.00) for such fee.", which amendment was declared adopted.

Senator Robinson moved that **HB 2282** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2282** 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, Dunlap, Fair, Fisher, Harrison, Helton, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Maddox, Monson, Morgan, Price, Rabon, Robinson, Rozell, Shurden, Taylor, Wilkerson and Williams.--26.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Easley, Ford, Gumm, Johnson, Milacek, Myers, Nichols, Pruitt, Reynolds, Riley, Smith, Snyder, Wilcoxson and Williamson.--19.

Excused: Hobson, Laughlin and Littlefield.--3.

The bill passed.

Pursuant to Rule 12-23, Senator Robinson served notice that the vote be reconsidered whereby **HB 2282** passed.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 20, 2004, at 10:00 a.m., which motion prevailed.

### **FIRST READING**

The following were introduced and read the first time:

**SR 56** – By Hobson.

A Resolution expressing gratitude to Senator Rick Littlefield for his service in the Oklahoma State Senate; and directing distribution.

**SR 57** – By Hobson.

A Resolution expressing gratitude to Senator Maxine Cissel Horner for her service in the Oklahoma State Senate; and directing distribution.

### **MESSAGE FROM THE GOVERNOR**

Advising his approval April 19, 2004, of Enrolled **SBs 899, 1234, 1399, 1435, 1488** and **1558**.

Pursuant to the Fisher motion, the Senate adjourned at 4:30 p.m. to meet Tuesday, April 20, 2004, at 10:00 a.m.

### **JOURNAL CORRECTION**

Page 1161, 7<sup>th</sup> Line from the bottom, as it pertains to the Williamson amendment to **HB 2259**, insert the following:

“C. Any person knowingly issuing a marriage license in violation of this section shall be guilty of a misdemeanor.”

And Page 1162, Line 2 by inserting after the period, the following language:

“It makes issuing a marriage license in violation of this section a misdemeanor.”