

# Senate Journal

## Second Regular Session of the Forty-ninth Legislature of the State of Oklahoma Fifty-sixth Legislative Day, Thursday, May 6, 2004

The Senate was called to order by Senator Rozell.

Roll Call:

Present: 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, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.—46.

Excused: Dunlap and Taylor.—2.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Doug McClure, First Baptist Church, Hugo, the guest of Senator Rabon.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SCR 67** was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**SBs 1503, 1507 and 1526** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

### PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1254** was adopted upon motion of Senator Gumm.

**SB 1254**, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Nay: Milacek.--1.

Excused: Dunlap, Littlefield, Maddox, Pruitt and Taylor.--5.

The bill and emergency passed.

**SB 1254**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

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

Advising fourth reading of and transmitting for signature Enrolled **HBs 2129, 2488 and 2552**.

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

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1207** was adopted upon motion of Senator Crutchfield.

**SB 1207**, as amended in conference, was read at length.

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

Aye: Cain, Capps, Corn, Crutchfield, Easley, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Nichols, Rabon, Reynolds, Robinson, Rozell, Shurden, Wilkerson and Williams.--27.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Fair, Johnson, Laughlin, Milacek, Myers, Pruitt, Riley, Smith, Snyder, Wilcoxson and Williamson.--16.

Excused: Dunlap, Littlefield, Maddox, Price and Taylor.--5.

The bill passed.

**SB 1207**, together with the conference committee report thereon, was ordered transmitted 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 bill was ordered granted and Senate conferees appointed as follows:

**HB 1018** – Shurden, Smith, Fisher, Morgan

**CHANGE IN CONFEREES**

Advising change in Senate conferees as follows:

**HB 2429** – add Coffee

**SCs NAMED**

Upon motion of Senator Fisher, Senate conferees were appointed as follows:

**SB 1565** – GCCA

**HB 1530** – Lerblance, Gumm, Horner, Aldridge

**INTRODUCTION**

Senator Williamson introduced former Senator Don Rubottom to the Senate.

**PENDING CONSIDERATION OF HAS**

**HAs** to **SB 1516** were concurred in upon motion of Senator Fisher.

**SB 1516**, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, 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, Wilcoxson, Wilkerson,

Williams and Williamson.--42.

Excused: Dunlap, Littlefield, Maddox, Smith, Snyder and Taylor.--6.

The bill and emergency passed.

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

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

**HAs to SB 1434** were concurred in upon motion of Senator Corn.

**SB 1434**, as amended by the Honorable House, was read at length.

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

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

Excused: Dunlap, Ford, Littlefield, Maddox, Smith and Taylor.--6.

The bill and emergency passed.

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

#### **MESSAGES FROM THE HOUSE**

Advising concurrence in **SAs** to and passage of Engrossed **HB 2121**.

Advising fourth reading of and returning Enrolled **SBs 1503, 1507** and **1526**.

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

Advising further conference granted and naming House conferees on Engrossed

**HB 1530** - Roberts, Cox, Winchester, Peterson (Pam), Morgan (Danny)

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

**SB 756** - Roberts, Staggs, McCarter, Ferguson, Blackburn, Case

**SB 1144** - Covey, Ellis, Lindley, Worthen, Wright, Sweeden, Dank, Cox

**SB 1158** - Mass, Kirby, Hefner, Hastings, Sweeden, Dank

**SB 1232** - Winchester, Ericson, Greenwood, Eddins, Mitchell, Bonny, Leist, Gilbert

**SB 1325** - Ericson, Nance, Balkman, Lamons, Steele, Carey, Mitchell, Bonny, Harrison, Askins

**SB 1413** - Newport, Miller (Doug), Erwin, Wilt, Hefner, Roan, Hamilton, Leist

**SB 1534** - Peterson (Pam), Staggs, Ferguson, Vaughn, Miller (Ray), Blackburn, Brannon, Dorman

**SB 1539** - Covey, Dorman, McClain, Nance, Tibbs, Paulk, Lamons, Maddux

Advising changing of House conferees as follows:

**HB 1670** - remove Roggow and add Blackwell

**HB 1882** - add Bonny

**HB 2660** - add Boren

Advising naming of House conferees as follows:

**HB 1018** - Leist, Gilbert, Ferguson, Sweeden, Dank

**HB 1830** - Leist, Roberts, Vaughn, Ferguson, Brannon, Smithson, Dank, Wells

**HB 2577** - Newport, Morgan (Fred), Phillips, Carey, Hefner, Paulk, Lamons, Askins

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 10, 2004, at 1:30 p.m., which motion prevailed.

#### **MOTION EXPIRED**

Time expired for consideration of the motion to reconsider whereby **SB 1357** failed.

#### **CONFERENCE COMMITTEE REPORT SUBMITTED**

Conference committee report was read on the following bill:

**SB 1299**

**MESSAGE FROM THE GOVERNOR**

Advising his approval May 5, 2004, of Enrolled **SBs 816, 978, 980, 982, 1067, 1071, 1106, 1109, 1110, 1174, 1236, 1256, 1347, 1511 and 1561.**

Pursuant to the Fisher motion, the Senate adjourned at 10:00 a.m. to meet Monday, May 10, 2004, at 1:30 p.m.