

Senate Journal

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

Sixty-seventh Legislative Day, Tuesday, May 25, 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 John Peoples, Faith Memorial Baptist Church, Oklahoma City, the guest of Senator Monson.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SCR 76 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 1017, 1019, 1021, 1162, 1164, 1317, 1392 and 1480 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SCR 66 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SRs 75, 76, 77 and 78 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

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

HB 2470 - Braddock, McCarter, Askins, Toure, Davis

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

SB 923 - emergency failed

SB 924 - emergency failed

SB 933

SB 944

SB 967

SB 998

SB 1007 - emergency failed

SB 1031 - emergency failed

SB 1053 - emergency failed

SB 1057

SB 1065 - emergency failed

SB 1066 - emergency failed

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

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

SB 974 - Mitchell, Bonny, Leist, Eddins, Case, Miller (Doug), Greenwood

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

SB 1534 - add Wilson, Morgan (Danny)

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

HB 2306 - Hamilton, Stanley, Greenwood, Lindley, McIntyre, Adkins, Braddock, Cox, Eddins, Morgan (Fred), Paulk, Piatt, Smithson, Staggs, Vaughn, Winchester, Wright

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS**

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

HB 1503 (4TH CCR)

HB 1571 - coauthored by Adkins, Blackwell, Case, DeWitt, Hastings, Ingmire, Nance, Peters, Pettigrew, Trebilcock

HB 2054 - emergency failed

HB 2060 - emergency failed

HB 2064 - emergency failed

HB 2223

HB 2274

HB 2288

HB 2528

HB 2577

HB 2616 (2ND CCR)

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

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

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

HB 2470 – Laster, Morgan, Smith

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1300** was adopted upon motion of Senator Price.

SB 1300, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson and Williamson.--41.

Nay: Laster.--1.

Excused: Fair, Helton, Morgan, Smith, Snyder and Williams.--6.

The bill and emergency passed.

SB 1300, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

INTRODUCTION

Senator Capps introduced his granddaughter, Lauren Ottaway, and her friend, Lindsey Parke, to the Senate.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Pruitt asked unanimous consent to suspend Rule 5-4 and refer **SR 79** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 79 by Pruitt was called up for consideration.

All other members of the Senate asked to coauthor **SR 79**, which was the order.

SR 79 was adopted upon motion of Senator Pruitt and referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1565** was adopted upon motion of Senator Monson upon roll call as follows:

Aye: Aldridge, Branan, Brogdon, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Monson, Myers, Nichols, Price, Rabon, Reynolds, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williamson.--36.

Nay: Cain, Easley, Maddox, Milacek, Morgan, Pruitt, Riley, Rozell, Taylor and Williams.--10.

Excused: Helton and Robinson.--2.

SB 1565, 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, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Lerblance, Littlefield, Monson, Myers, Nichols, Price, Rabon, Reynolds, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williamson.--35.

Nay: Cain, Easley, Lawler, Maddox, Milacek, Morgan, Pruitt, Riley, Robinson, Rozell, Taylor and Williams.--12.

Excused: Helton.--1.

The bill and emergency passed.

SB 1565, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1085**.

The above-numbered enrolled resolution was properly signed and ordered returned to the Honorable House.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1866, 1882, 2001, 2072, 2108, 2164, 2198, 2205 (2ND), 2213, 2226, 2250, 2299, 2305, 2314, 2336, 2373, 2440, 2527 and 2600**.

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

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

SB 917 - emergency failed

SB 921 - emergency failed

SB 1490

SB 1554

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

Advising passage of and transmitting for consideration Engrossed **HCR 1086**.

HCR 1086 – By Braddock of the House and Helton of the Senate.

A Concurrent Resolution relating to emergency rules of the Oklahoma Strategic Military Planning Commission; allowing emergency rules OAC 457:10-1-1, OAC 457:10-1-2, OAC 457:10—1-3, OAC 457:10-1-4, OAC 457:10-1-5, OAC 457:10-1-6, OAC 457:10-1-7 and OAC 457:10-1-8 to be readopted as emergency rules; stating legislative intent; directing the Oklahoma Strategic Military Planning Commission to publish notice of rulemaking intent in “The Oklahoma Register” to begin the permanent rulemaking process; and directing distribution.

The above-numbered measure was read the first time.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1054** was adopted upon motion of Senator Wilkerson.

SB 1054, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, 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.

Excused: Helton.--1.

The bill passed.

SB 1054, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Gumm presiding.

PENDING CONSIDERATION OF CCR

The **2ND CCR** on **HB 2663**, considered on Page 1610, was called up for further consideration.

The **2ND CCR** on **HB 2663** was adopted upon motion of Senator Corn.

HB 2663, as amended in conference, was read at length.

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

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

Nay: Helton, Kerr, Littlefield, Maddox, Shurden and Wilkerson.--6.

Excused: Price, Smith and Snyder.--3.

The bill passed.

The Chair advised that Senator Smith, having been present in the Chamber during the vote on **HB 2663** would be shown voting Nay in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 39; Nay: 7; Excused: 2.

Senator Smith desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40; Nay: 6; Excused: 2.

The emergency passed.

HB 2663, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1059** was adopted upon motion of Senator Wilkerson.

SB 1059, as amended in conference, was read at length.

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

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

Excused: Snyder.--1.

The bill and emergency passed.

SB 1059, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1068** was adopted upon motion of Senator Wilkerson.

SB 1068, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, 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.--47.

Excused: Monson.--1.

The bill and emergency passed.

SB 1068, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1087** was adopted upon motion of Senator Wilkerson.

SB 1087, as amended in conference, was read at length.

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

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

Excused: Monson and Williams.--2.

The bill passed.

Pursuant to Rule 12-23, Senator Wilkerson served notice that the vote be reconsidered whereby **SB 1087** passed.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Robinson asked unanimous consent to suspend Rule 5-4 and refer **SCR 77** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 77 by Robinson of the Senate and Leist of the House was called up for consideration.

SCR 77 was adopted upon motion of Senator Robinson and referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1020** was adopted upon motion of Senator Littlefield.

SB 1020, 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, Cain, Capps, Corn, Crutchfield, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williams.--36.

Nay: Branan, Brogdon, Coates, Coffee, Dunlap, Johnson, Laughlin, Pruitt, Rabon and Williamson.--10.

Excused: Ford and Monson.--2.

The bill and emergency passed.

SB 1020, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Shurden moved to reconsider the vote whereby **HB 2341** failed, which motion was declared adopted upon roll call as follows:

Aye: Cain, Capps, Coates, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Nichols, Robinson, Rozell, Shurden, Smith, Taylor, Wilkerson and Williams.--26.

Nay: Aldridge, Branan, Brogdon, Coffee, Dunlap, Fair, Helton, Johnson, Laughlin, Milacek, Myers, Price, Pruitt, Rabon, Reynolds, Riley, Snyder, Wilcoxson and Williamson.--19.

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

HB 2341 was placed on Fourth Reading.

PENDING CONSIDERATION OF CCR

The **2ND CCR** on **SB 925** was adopted upon motion of Senator Rozell.

SB 925, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, 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.

Excused: Ford and Monson.--2.

The bill and emergency passed.

SB 925, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **4TH CCR** on **HB 1503** was adopted upon motion of Senator Rabon.

HB 1503, as amended in conference, was read at length.

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

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

Nay: Wilcoxson.--1.

Excused: Ford, Lerblance and Maddox.--3.

The bill passed.

Senator Lerblance desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45; Nay: 1; Excused: 2.

The emergency passed.

HB 1503, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **3RD CCR** on **SB 713** was adopted upon motion of Senator Williams.

SB 713, 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, Dunlap, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Littlefield, Maddox, Monson, Morgan, Myers, Nichols, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--38.

Nay: Coffee, Corn, Crutchfield, Easley, Lawler, Lerblance, Milacek, Price and Pruitt.--9.

Excused: Ford.--1.

The bill and emergency passed.

SB 713, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1134** was adopted upon motion of Senator Corn.

SB 1134, 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, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Riley, Robinson, Rozell, Smith, Snyder, Taylor, Wilkerson and Williams.--42.

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

Excused: Ford, Reynolds and Shurden.--3.

The bill and emergency passed.

SB 1134, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

HB 2612

Conference committee report was read on the above-numbered bill.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 66**.

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

Advising fourth reading of and returning Enrolled **SBs 1017, 1019, 1021, 1162, 1164, 1317, 1392 and 1480**.

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

Advising conference granted on Engrossed **SB 969** and naming House conferees as follows: Adair, Tyler, Ferguson, Maddux, Lindley.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2265** was adopted upon motion of Senator Smith.

HB 2265, as amended in conference, was read at length.

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

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

Excused: Ford, Maddox and Reynolds.--3.

The bill and emergency passed.

HB 2265, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1419** was rejected upon motion of Senator Fisher, further conference requested, and same Senate conferees appointed as follows: Smith, Crutchfield, Corn.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1398** was adopted upon motion of Senator Crutchfield.

SB 1398, as amended in conference, was read at length.

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

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

Excused: Ford and Reynolds.--2.

The bill and emergency passed.

SB 1398, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **3RD CCR** on **HB 1734** was adopted upon motion of Senator Robinson.

HB 1734, 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, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Williams and Williamson.--41.

Nay: Cain, Laster, Lerblance and Wilkerson.--4.

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

The bill and emergency passed.

HB 1734, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1420** was adopted upon motion of Senator Laughlin.

SB 1420, as amended in conference, was read at length.

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

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

Excused: Ford, Maddox, Reynolds and Rozell.--4.

The bill and emergency passed.

SB 1420, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

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

HB 2208 - coauthored by Balkman, Bengé, Hastings, Hiatt, Ingmire, Jones, Lindley, Newport, Peterson (Ron), Pettigrew, Piatt, Roggog, Steele, Tibbs of the House

HB 2282

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

Senator Fisher moved that the Senate recess until 1:30 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 conference granted on Engrossed **SB** and naming House conferees as follows:

SB 1419 - Erwin, Mass, Hutchison, Taylor, Case, Maddux, Young

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1280** was adopted upon motion of Senator Robinson.

SB 1280, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Milacek, Monson, Morgan, Myers, Nichols, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Ford, Horner, Laughlin, Littlefield, Maddox, Price, Pruitt, Reynolds and Taylor.--9.

The bill and emergency passed.

SB 1280, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1261** was adopted upon motion of Senator Corn.

SB 1261, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williamson.--41.

Excused: Ford, Horner, Laughlin, Littlefield, Pruitt, Reynolds and Williams.--7.

The bill and emergency passed.

SB 1261, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2548** was adopted upon motion of Senator Aldridge.

HB 2548, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson and Williamson.--41.

Excused: Ford, Horner, Laughlin, Littlefield, Pruitt, Reynolds and Williams.--7.

The bill and emergency passed.

HB 2548, together with the conference committee report thereon, was ordered returned to the Honorable House.

INTRODUCTION

Senator Easley introduced her daughter-in-law, Michelle Easley; and her granddaughters, Madison and Miklynne Easley, to the Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1318** was adopted upon motion of Senator Monson.

SB 1318, as amended in conference, was read at length.

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

Aye: Branan, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fair, Gumm, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Nichols, Price, Rabon, Robinson, Smith, Taylor, Wilkerson and Williamson.--27.

Nay: Aldridge, Brogdon, Fisher, Harrison, Helton, Johnson, Laughlin, Maddox, Milacek, Myers, Pruitt, Rozell, Snyder, Wilcoxson and Williams.--15.

Excused: Easley, Ford, Littlefield, Reynolds, Riley and Shurden.--6.

The bill passed.

SB 1318, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1422** was adopted upon motion of Senator Corn.

SB 1422, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, 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 and Williams.--45.

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

The bill and emergency passed.

SB 1422, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Wilkerson moved to reconsider the vote whereby **SB 1087** passed, which motion was 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, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Littlefield and Reynolds.--2.

The Chair advised that Senator Littlefield, having been present in the Chamber during the vote on **SB 1087** would be shown voting Nay in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 46; Nay: 1; Excused: 1.

FOURTH READING

SB 1087, as amended in conference, was read at length.

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

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

Excused: Monson, Price and Reynolds.--3.

The bill passed.

The Chair advised that Senator Monson, having been present in the Chamber during the vote on **SB 1087** would be shown voting Nay in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 45; Nay: 1; Excused: 2.

SB 1087, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

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

*

The Senate reconvened with Senator Rozell presiding.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1346** was adopted upon motion of Senator Monson.

SB 1346, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, 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.--47.

Excused: Taylor.--1.

The bill passed.

SB 1346, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **2ND CCR** on **HB 1427** was adopted upon motion of Senator Wilkerson.

Senator Kerr asked to coauthor **HB 1427**, which was the order.

HB 1427, as amended in conference, was read at length.

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

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

Nay: Aldridge, Brogdon, Dunlap and Snyder.--4.

Excused: Morgan and Taylor.--2.

The bill and emergency passed.

HB 1427, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1394** was adopted upon motion of Senator Wilkerson.

SB 1394, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, 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.--47.

Excused: Taylor.--1.

The bill and emergency passed.

SB 1394, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **2ND CCR** on **SB 601** was adopted upon motion of Senator Smith.

SB 601, as amended in conference, was read at length.

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

Aye: 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, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Aldridge, Price, Snyder and Taylor.--4.

The bill passed.

SB 601, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

SB 1146 - coauthored by Case of the House

The above-numbered measure, as amended in conference, was referred for enrollment.

FOURTH READING

HB 2341 was called up for further consideration.

HB 2341, as amended in conference, was read at length.

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

Aye: Cain, Capps, Coates, Corn, Crutchfield, Easley, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Leftwich, Lerblance, Littlefield, Maddox, Monson, Reynolds, Robinson, Rozell, Shurden, Smith, Wilkerson and Williams.--26.

Nay: Aldridge, Branan, Brogdon, Coffee, Dunlap, Fair, Helton, Laster, Laughlin, Lawler, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Riley, Wilcoxson and Williamson.--19.

Excused: Morgan, Snyder and Taylor.--3.

The bill passed.

HB 2341, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2060** was adopted upon motion of Senator Littlefield.

HB 2060, as amended in conference, was read at length.

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

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

Excused: Morgan, Snyder and Taylor.--3.

The bill passed.

HB 2060, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Gumm presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2064** was adopted upon motion of Senator Littlefield.

HB 2064, as amended in conference, was read at length.

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

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

Excused: Morgan, Snyder and Taylor.--3.

The bill passed.

HB 2064, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2054** was adopted upon motion of Senator Littlefield.

HB 2054, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, 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, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Coffee, Snyder and Taylor.--3.

The bill passed.

HB 2054, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2528** was adopted upon motion of Senator Williamson.

HB 2528, as amended in conference, was read at length.

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

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

Excused: Morgan, Snyder and Taylor.--3.

The bill and emergency passed.

HB 2528, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1121** was adopted upon motion of Senator Rabon.

SB 1121, as amended in conference, was read at length.

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

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

Excused: Harrison, Maddox, Snyder and Taylor.--4.

The bill passed.

SB 1121, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1120** was adopted upon motion of Senator Rabon.

SB 1120, as amended in conference, was read at length.

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

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

Excused: Morgan, Snyder and Taylor.--3.

The bill passed.

SB 1120, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

INTRODUCTION

Senator Helton introduced his daughter, Kayla Helton, to the Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2718** was adopted upon motion of Senator Reynolds.

HB 2718, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Capps, Coates, Coffee, 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, Reynolds, Riley, Robinson, Rozell, Shurden, Wilcoxson, Wilkerson and Williamson.--39.

Nay: Cain, Corn, Rabon and Williams.--4.

Excused: Littlefield, Morgan, Smith, Snyder and Taylor.--5.

The bill passed.

Pursuant to Rule 12-23, Senator Corn served notice that the vote be reconsidered whereby **HB 2718** passed.

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 369

SB 844

SB 911

SB 1158

SB 1272 – coauthored by Easley (Mary) of the Senate

SB 1461

SB 1471 – remove Morgan and substitute Wilkerson as principal Senate author, and coauthored by Coffee of the Senate, and remove Braddock and substitute Smaligo as principal House author, and coauthored by Walker of the House

SB 1614

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1471** was adopted upon motion of Senator Wilkerson.

Senator Capps and Kerr asked to coauthor **SB 1471**, which was the order.

SB 1471, as amended in conference, was read at length.

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

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

Excused: Littlefield, Morgan, Price, Smith, Snyder and Taylor.--6.

The bill and emergency passed.

SB 1471, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1185** was adopted upon motion of Senator Shurden.

SB 1185, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, 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, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Littlefield, Morgan, Snyder and Taylor.--4.

The bill passed.

SB 1185, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1272** was adopted upon motion of Senator Corn.

Senator Rabon asked to coauthor **SB 1272**, which was the order.

SB 1272, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, 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, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Snyder and Taylor.--2.

The bill passed.

SB 1272, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SJR 30** was adopted upon motion of Senator Monson.

Senators Williams, Johnson and Leftwich asked to coauthor **SJR 30**, which was the order.

SJR 30, as amended in conference, was read 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, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Milacek, Monson, Morgan, Myers, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Maddox, Nichols, Snyder and Taylor.--4.

The resolution passed.

SJR 30, together with the conference committee report thereon, was ordered transmitted to the Honorable House and read at length as follows:

SJR 30 – By Monson, Williams, Johnson and Leftwich of the Senate and Pope, Lindley, Nance, Case, Pettigrew and Hastings of the House

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 8C of Article X of the Oklahoma Constitution; establishing date after which new income limits apply; modifying income limits for determining fair cash value of certain homesteads; establishing method of determining income thresholds based on homestead location; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 49TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 8C of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 8C. A. Despite any provision to the contrary, beginning January 1, ~~1997~~ 2005, the fair cash value, as determined by law, on each homestead of an individual head of household whose gross household income from all sources for the preceding calendar year did not exceed ~~Twenty five Thousand Dollars (\$25,000.00)~~ an amount as provided in subsection B of this section, and which individual head of household is sixty-five (65) years of age or older, shall not exceed the fair cash value placed upon the property during the first year in which the individual head of household was sixty-five (65) years of age or older and

had gross household income from all sources of ~~Twenty-five Thousand Dollars (\$25,000.00)~~ or less which did not exceed an amount as provided in subsection B of this section. Subject to the limitations of this section, the fair cash value shall not exceed such amount as long as the individual head of household who is sixty-five (65) years of age or older owns and occupies the property and as long as the gross household income from all sources does not exceed ~~Twenty-five Thousand Dollars (\$25,000.00)~~ in any calendar year an amount as provided in subsection B of this section. If any improvements are made to the property, the fair cash value of the improvements shall be assessed in accordance with law by the county assessor and added to the assessed value of the property. Once the fair cash value of the improvements has been added to the fair cash value of the property, the total fair cash value shall not exceed the revised valuation of the property so long as the individual head of household who is sixty-five (65) years of age or older owns and occupies the property and so long as the gross household income from all sources does not exceed ~~Twenty-five Thousand Dollars (\$25,000.00)~~ in a calendar year an amount as provided in subsection B of this section. For any individual head of household who is sixty-five (65) years of age or older prior to January 1, 1997, and has gross household income from all sources of Twenty-five Thousand Dollars (\$25,000.00) or less in calendar year 1996, the fair cash value of the real property shall be the fair cash value placed upon the property on January 1, 1997. If the individual head of household ceases to own and occupy the property or if the gross household income from all sources exceeds ~~Twenty-five Thousand Dollars (\$25,000.00)~~ in a calendar year an amount as provided in subsection B of this section, the fair cash value of the property shall be determined as if the provisions of Section 8 of Article X of the Constitution of the State of Oklahoma or any other provisions relating to a limitation on the fair cash value of locally assessed real property had been in effect during the time the property was valued pursuant to the provisions of this section.

B. The income threshold for the gross household income from all sources for an individual head of household under this section shall not exceed the amount determined by the United States Department of Housing and Urban Development to be the estimated median income for the preceding year for the county or metropolitan statistical area which includes such county. The Oklahoma Tax Commission shall provide such information to each county assessor each year as soon as such information becomes available.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____

State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure amends the Oklahoma Constitution. It amends Section 8C of Article 10. This measure changes the way the fair cash value of a homestead is figured. It applies to individuals over 65 years of age. It changes the income limit for the head of household. The income limit would change from more than \$25,000 to the

estimated median income for each individual county or the metropolitan statistical area which includes the individual county.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

- YES, FOR THE AMENDMENT
- NO, AGAINST THE AMENDMENT

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS

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

HB 2070

HB 2218 - coauthored by Harrison, Littlefield of the Senate

HB 2375

HB 2382

HB 2574 - remove Rice and substitute Morgan (Danny) as principal House author, and coauthored by Rice and Adkins of the House

HB 2637

HB 2723

HJR 1063

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HJR 1063** was rejected upon motion of Senator Fisher, further conference requested, and same Senate conferees appointed as follows: GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1589** was adopted upon motion of Senator Wilkerson.

SB 1589, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, 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, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Fisher, Ford, Littlefield, Snyder and Taylor.--5.

The bill passed.

SB 1589, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Morgan asked unanimous consent to suspend Rule 5-4 and refer **HCR 1078** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1078 by Ingmire et al of the House and Morgan of the Senate was called up for consideration.

All other members of the Senate asked to coauthor **HCR 1078**, which was the order.

HCR 1078 was adopted upon motion of Senator Morgan and properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1410** was adopted upon motion of Senator Shurden.

Senator Rabon asked to coauthor **SB 1410**, which was the order.

SB 1410, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, 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, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Nay: Pruitt.--1.

Excused: Fisher, Ford, Snyder and Taylor.--4.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Pruitt served notice that the vote be reconsidered whereby **SB 1410** passed.

Senator Rabon presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1867** was adopted upon motion of Senator Robinson.

HB 1867, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, 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, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Excused: Ford, Helton, Littlefield, Snyder and Taylor.--5.

The bill and emergency passed.

HB 1867, together with the conference committee report thereon, was ordered returned to the Honorable House.

FIRST READING

The following were introduced and read the first time:

SCR 78 – By Lawler of the Senate and McCarter and Dorman of the House.

A Concurrent Resolution designating Pikey's Crossing; directing the Oklahoma Historical Society and Department of Transportation to cause certain markers to be placed on certain bridge; and directing distribution.

SCR 79 – By Hobson of the Senate and Adair of the House.

A Concurrent Resolution authorizing the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, acting on behalf of the Oklahoma State University College of Osteopathic Medicine, to issue certain revenue bonds pursuant to Sections 4001 through 4017 of Title 70 of the Oklahoma Statutes; and directing distribution.

SCR 80 – By Hobson of the Senate and Adair of the House.

A Concurrent Resolution authorizing the Board of Regents of the University of Oklahoma, acting on behalf of the University of Oklahoma Health Sciences Center, to issue certain revenue bonds pursuant to Sections 4001 through 4017 of Title 70 of the Oklahoma Statutes; and directing distribution.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Crutchfield asked unanimous consent to suspend Rule 5-4 and refer **SCR 80** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 80 by Hobson of the Senate and Adair of the House was called up for consideration.

Senator Fair asked to coauthor **SCR 80**, which was the order.

SCR 80 was adopted upon motion of Senator Hobson and referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2288** was adopted upon motion of Senator Gumm.

HB 2288, as amended in conference, was read at length.

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

Aye: Branan, Cain, Capps, Coates, 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, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Nay: Aldridge, Brogdon, Coffee and Dunlap.--4.

Excused: Snyder and Taylor.--2.

The bill and emergency passed.

HB 2288, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

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

HB 1437 - Brannon, Ferguson, Walker, Staggs, Bengé, Turner, Ingmire, and adding Toure as first conferee

HB 2109 (2ND CCR) - Kirby, Askins, McCarter, Hutchison, Erwin, Sullivan, Wilt, Armes, Roggow

Advising concurrence in **SAs** to and passage of Engrossed **HCR 1064**.

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

SB 141 (2ND CCR) - coauthored by Calvey of the House

SB 868 (2NDCCR)

SB 1210

SB 1340

SB 1406

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

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS**

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

HB 1823

HB 2372 - coauthored by Rabon of the Senate

HB 2626

HB 2667:coauthored by Lindley of the House

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2208** was adopted upon motion of Senator Monson.

Senator Leftwich asked to coauthor **HB 2208**, which was the order.

HB 2208, as amended in conference, was read at length.

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

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

Excused: Johnson, Smith, Snyder and Taylor.--4.

The bill passed.

HB 2208, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 972

SB 974

SB 1077

SB 1203

SB 1212**SB 1232****PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 974** was adopted upon motion of Senator Robinson.

SB 974, as amended in conference, was read at length.

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

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

Excused: Johnson, Snyder and Taylor.--3.

The bill and emergency passed.

SB 974, 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 further conference was ordered granted and same Senate conferees appointed as follows:

HB 2109 – Wilkerson, Laster, Lerblance, Smith, Laughlin

MOTION TO RECONSIDER VOTE

Senator Pruitt moved to reconsider the vote whereby **SB 1410** passed, which motion was 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, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--45.

Excused: Morgan, Snyder and Taylor.--3.

FOURTH READING

Senator Shurden moved to reconsider the vote whereby **SB 1410** was advanced and the **CCR** was adopted, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1410** was rejected upon motion of Senator Shurden, further conference requested, and same Senate conferees appointed as follows: Shurden, Wilkerson, Laster, Rozell, Smith, Nichols.

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SCR 46 - coauthored by all other House members

The above-numbered measure was referred for enrollment.

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

HB 1994 - Mitchell, Pope, Nance, Roberts, Perry, Bonny

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

HB 2554 (2nd CCR) - remove Nations and substitute Morgan (Danny) as principal House author, and coauthored by Paulk of the House and Coates of the Senate and remove Morgan (Danny) and substitute Paulk as principal House author and coauthored by Armes, Kirby of the House

Conference committee report was read on the above-numbered bill.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 26, 2004, at 9:30 a.m., which motion prevailed.

**BILL RELEASED
TIME EXPIRED TO RECONSIDER**

HB 2718, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 479 (3RD CCR)
SB 905
SB 969

MESSAGE FROM THE GOVERNOR

Advising his approval May 25, 2004, of Enrolled **SBs 927, 929, 931, 954, 962, 989, 1060, 1105, 1144, 1155 and 1478**.

Pursuant to the Fisher motion, the Senate adjourned at 4:40 p.m. to meet Wednesday, May 26, 2004, at 9:30 a.m.

JOURNAL CORRECTION

Page 1585, Line 11, as it pertains to **HB 2226**, by deleting after the word "Hilliard" the language ", Calvey, Cox, Mass, Hefner"