

Senate Journal

First Regular Session of the Fiftieth Legislature of the State of Oklahoma

Twenty-sixth Legislative Day, Monday, March 21, 2005

The Senate was called to order by Senator Gumm.

Roll Call:

Present: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson and Wyrick.—46.

Excused: Pruitt and Wilson.—2.

Senator Gumm declared a quorum present.

The prayer was offered by Reverend Deron Spoo, First Baptist Church, Tulsa, the guest of Senator Crain.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 31, 148, 228, 232, 349, 368, 537, 627 and 722 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 11 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTION

Senator Justice introduced his grandson, Jaden Bray, to the Senate.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1016, 1191, 1226, 1304, 1308, 1327, 1344, 1356, 1361, 1385, 1393, 1397, 1414, 1444, 1457, 1475, 1550, 1590, 1617, 1621, 1622, 1629, 1637, 1646, 1647, 1665, 1704, 1735, 1748, 1786, 1807, 1811, 1815, 1823, 1852, 1858, 1861, 1879, 1900, 1908, 1917, 1922, 1964, 1992 and 2005 and HJR 1012.**

HB 1016 – By Gilbert, Covey and McCarter of the House and Cain of the Senate.

An Act relating to prescription drugs; amending Section 7, Chapter 374, O.S.L. 2004 (59 O.S. Supp. 2004, Section 367.7), which relates to the Utilization of Unused Prescription Medications Act; modifying required content of certain rules; and declaring an emergency.

HB 1191 – By Hiett, Armes, Balkman, Brannon, Denney, DePue, Hickman, Ingmire, Jackson, Johnson, Jones, Miller (Doug), Miller (Ken), Nations, Richardson, Roggow, Smithson, Terrill and Winchester of the House and Hobson, Crutchfield and Morgan of the Senate.

An Act relating to higher education finance; enacting the Oklahoma Higher Education Promise of Excellence Act of 2005; stating legislative intent; defining terms; authorizing issuance of certain obligations by Oklahoma State Regents for Higher Education; authorizing issuance of certain obligations by Board of Regents of the University of Oklahoma, acting for the benefit of the University of Oklahoma; authorizing issuance of obligations by Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, acting for the benefit of Oklahoma State University; authorizing pledge of lawfully available revenues; requiring affirmative approval by Oklahoma State Regents for Higher Education; specifying certain revenues not available for pledge; requiring statement of essential facts by Oklahoma State Regents for Higher Education; providing for communication of proposed issuances to certain elected officials; prescribing procedures related to disapproval of proposed issuance by Legislature; providing for use of Concurrent Resolution and prescribing procedures related thereto; imposing restriction related to maturity of obligations with respect to useful life of certain assets; amending Section 19, Chapter 2, O.S.L. 2002, as amended by Section 2, Chapter 448, O.S.L. 2002 (70 O.S. Supp. 2004, Section 3206.6), which relates to certain master leases; modifying property types for which master lease available; modifying provisions related to useful life of real or personal property; designating sum for purposes of permanent revolving lease fund; authorizing powers to authorized issuers of obligations pursuant to the Oklahoma Higher Education Promise of Excellence Act of 2005 with respect to issuance of obligations; specifying powers; prescribing procedures related to issuance of obligations by authorized issuers; providing for instruments to be negotiable pursuant to Uniform Commercial Code; providing for facsimile signatures; providing immunity from certain liability; providing for replacement bonds; stating character of obligations issued by authorized issuers; requiring application for certain credit rating by authorized issuers; providing for exclusion of interest from Oklahoma income tax; requiring financial statements; prescribing procedures related to deadlines for statements; requiring publication of financial statements; requiring authorized issuers to transmit lists of projects or capital assets to Governor, Speaker of the Oklahoma House of Representatives, President Pro Tempore of the State Senate and certain

legislators; providing for issuance of obligations for certain designated capital outlay projects; specifying projects; providing for amount of projects; authorizing the Oklahoma Capitol Improvement Authority to acquire and construct certain property and to provide funding for certain repairs, refurbishments, improvements and projects; authorizing borrowing of certain amount of money for certain purposes; authorizing issuance of certain obligations; stating legislative intent; limiting costs for certain projects; providing for payment of certain fees and costs; prescribing procedures for issuance of certain obligations; authorizing certain agreements; providing for use of interest earnings; exempting certain obligations, transfers and interest from taxation; authorizing investment of funds; prescribing procedures for investment; authorizing Oklahoma Capitol Improvement Authority to issue obligations in certain circumstance; making certain provisions applicable to such Authority; authorizing refinancing of obligations; authorizing payment of fees and hiring of personnel; stating purpose for certain issuance of bonds; allowing maturity of obligations to be extended; providing terms and conditions for certain obligations; amending 70 O.S. 2001, Section 3206, which relates to the Oklahoma State Regents for Higher Education; authorizing issuance of obligations and imposing certain restrictions; amending 70 O.S. 2001, Section 3305, which relates to the Board of Regents for the University of Oklahoma; authorizing issuance of obligations and imposing certain restrictions; amending 70 O.S. 2001, Section 3412, as amended by Section 5, Chapter 194, O.S.L. 2002 (70 O.S. Supp. 2004, Section 3412), which relates to the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges; authorizing issuance of obligations and imposing certain restrictions; stating legislative intent with respect to certain institutions of higher education and the Tulsa metropolitan area; providing for codification; providing for noncodification; providing for severability; and declaring an emergency.

HB 1226 – By Nance, Brown, Glenn, Hyman, Roan and Shoemake of the House and Riley of the Senate.

An Act relating to fees; amending 28 O.S. 2001, Section 153, as last amended by Section 4, Chapter 525, O.S.L. 2004 (28 O.S. Supp. 2004, Section 153), which relates to court costs in criminal cases; increasing sheriff's service fee; and providing an effective date.

HB 1304 – By Trebilcock of the House and Gumm of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 6-303, as last amended by Section 9, Chapter 390, O.S.L. 2004 (47 O.S. Supp. 2004, Section 6-303), which relates to driving while license is canceled, denied, suspended or revoked; prohibiting waiver of certain fine; amending 47 O.S. 2001, Sections 11-902, as last amended by Section 1, Chapter 548, O.S.L. 2004 and 11-902a (47 O.S. Supp. 2004, Section 11-902), which relate to persons under the influence of alcohol or other intoxicating substance; modifying requirements for ignition interlock device; requiring installation for certain period of time; specifying that Department of Public Safety shall not require installment of device on certain vehicles; providing for exceptions; requiring written permission; requiring compliance with certain laws; expanding scope of prohibited acts; and providing for an effective date.

HB 1308 – By Turner, Kiesel, Shoemake, Brown and Glenn of the House and Shurden of the Senate.

(volunteer fire departments - amending 74 O.S., Section 325.1 – Training – Council - effective date)

HB 1327 – By Askins, Morrissette, Piatt, Wilt and Lindley of the House and Monson of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2001, Section 1-702b, as last amended by Section 1, Chapter 431, O.S.L. 2004 (10 O.S. Supp. 2004, Section 1-702b), which relates to hospitals and related institutions; extending certain deadlines; amending Section 2, Chapter 431, O.S.L. 2004 (63 O.S. Supp. 2004, Section 1-702d), which relates to Uncompensated Care Equalization Committee; modifying date for submission of recommendations to the Legislature; and providing an effective date.

HB 1344 – By Banz, Blackwell, McCarter, Braddock and Walker of the House and Crutchfield of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 18-200.1, as last amended by Section 2, Chapter 533, O.S.L. 2004 (70 O.S. Supp. 2004, Section 18-200.1), which relates to the State Aid Formula; modifying carryover amount for certain school districts; deleting certain carryover amount levels; providing an effective date; and declaring an emergency.

HB 1356 – By Kern, Wesselhoft, DePue and Duncan of the House and Riley of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 24-101.3, as amended by Section 1, Chapter 182, O.S.L. 2003 (70 O.S. Supp. 2004, Section 24-101.3), which relates to out-of-school suspensions; modifying circumstances under which a school district may provide certain education plans; authorizing school district to give a certain grade to certain students suspended for certain time and reason; and providing an effective date.

HB 1361 – By Case of the House and Lamb of the Senate.

An Act relating to contracts; enacting the Homeowner Construction Defect Protection Act; providing definitions; providing notice procedure; specifying method for contractor response; specifying method for purchaser response; authorizing contractor to make inspection upon request; providing certain options for remedy; enumerating certain items as inadmissible as evidence; providing limitation on damages; allowing the recovery of certain fees under certain circumstances; providing for extension of time periods by written agreement; declaring the Homeowner Construction Defect Protection Act procedures as an exclusive remedy; prohibiting the extension of certain limitation periods; providing limitation of the Homeowner Construction Defect Protection Act on certain rights of a contractor; specifying procedures for defects discovered after initial claim; providing for codification; and providing an effective date.

HB 1385 – By Smaligo and Nance of the House and Jolley of the Senate.

(state government – amending 74 O.S., Section 840-5.5 – Oklahoma Personnel Act – unclassified service)

HB 1393 – By Kern of the House and Wilcoxson of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 10-105, as amended by Section 14, Chapter 434, O.S.L. 2003 (70 O.S. Supp. 2004, Section 10-105), which relates to compulsory school attendance; adding community service penalty for violations by certain persons; providing an effective date; and declaring an emergency.

HB 1397 – By Braddock and Askins of the House and Kerr of the Senate.

(revenue and taxation - amending six sections in Title 68 - Small Business Capital Formation Incentive Act - effective date)

HB 1414 – By Newport of the House and Myers of the Senate.

An Act relating to state government; amending 74 O.S. 2001, Sections 1370, as last amended by Section 3, Chapter 405, O.S.L. 2004 and 1371, as last amended by Section 1, Chapter 414, O.S.L. 2004 (74 O.S. Supp. 2004, Sections 1370 and 1371), which relate to the Oklahoma State Employees Benefits Act; allowing certain elected officials not to participate in certain benefit plans; prohibiting certain elected officials not participating in benefit plan from receiving basic plan benefits and flexible benefits; and providing an effective date.

HB 1444 – By Coody and Duncan of the House and Barrington of the Senate.

(schools - legislative findings - State Board of Education to conduct a data reporting reduction and simplification study – noncodification – codification - emergency)

HB 1457 – By Dank of the House and Williamson of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 6-194, as amended by Section 2, Chapter 295, O.S.L. 2003 (70 O.S. Supp. 2004, Section 6-194), which relates to professional development programs; modifying teacher selection process for local professional development committees; modifying components for professional development programs; requiring teachers to complete a certain number of professional development points per year; providing an effective date; and declaring an emergency.

HB 1475 – By Askins and Nance of the House and Coffee of the Senate.

An Act relating to crimes and punishments; establishing the Oklahoma Crime Victims' Justice Task Force; providing for membership; providing for appointment of chair and vice-chair; providing for travel reimbursement; providing for administrative support; providing for duties; requiring certain report to Governor and Legislature; providing for noncodification; and declaring an emergency.

HB 1550 – By Wright of the House and Easley of the Senate.

An Act relating to statutes and reports; amending 75 O.S. 2001, Sections 250.4a, 250.6, 257.1 and 303, as last amended by Section 1, Chapter 317, O.S.L. 2003 (75 O.S. Supp. 2004, Section 303), which relate to the Administrative Procedures Act; requiring state agencies to conduct internal review of its rules by certain date; modifying time period for review of preemptive rules; modifying procedure for distribution of the Administrative Code; modifying requirement for calling of certain hearings; requiring the Department of

Labor to conduct review of certain rules; requiring report; providing for noncodification; and providing an effective date.

HB 1590 – By Adkins of the House and Laster of the Senate.

(telecommunications - Task Force on Emergency 911 Wireless Telecommunications – noncodification – emergency)

HB 1617 – By Bengé of the House and Morgan of the Senate.

(public health and safety – amending 63 O.S., Section 5015 – Oklahoma Health Care Authority – effective date)

HB 1621 – By Kern and Wesselhoft of the House and Wilcoxson of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 11-103.6, as last amended by Section 1, Chapter 82, O.S.L. 2004 (70 O.S. Supp. 2004, Section 11-103.6), which relates to curriculum standards; requiring the State Board of Education to adopt certain core curriculum standards for certain grades by a certain date; describing contents of the standards; establishing criteria for promotion to the next grade; requiring certain intervention and summer programs or academies; prohibiting promotion if criteria is not met; requiring a certain reading instruction program; making exception for certain students; and providing an effective date.

HB 1622 – By Kern and Wesselhoft of the House and Brogdon of the Senate.

An Act relating to school employees; amending 70 O.S. 2001, Section 5-139, which relates to payroll deductions; allowing school employees to make certain request; requiring school districts to terminate or initiate certain payroll deductions upon request of employee; and prohibiting certain payment of future dues.

HB 1629 – By Jones of the House and Brogdon of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 5-117, as last amended by Section 1, Chapter 71, O.S.L. 2004 (70 O.S. Supp. 2004, Section 5-117), which relates to powers and duties of school district boards of education; modifying power relating to school district elections; modifying power relating to expenditure of money for informational purposes; prohibiting the use of school district personnel and resources to influence an election; prohibiting a school district employee from providing materials to students to influence legislation; establishing certain rights; listing certain permitted activities; listing certain prohibited activities; directing the Attorney General to publish a guideline for school districts; authorizing the Attorney General and district attorneys to initiate compliance suits; providing penalties for violations; providing for repayment of misused funds; directing payment of certain penalties; providing definitions; providing for codification; and declaring an emergency.

HB 1637 – By Nance of the House and Leftwich of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 2001, Section 1407, which relates to county budget board; modifying language; and providing an effective date.

HB 1646 – By Winchester, Duncan, Wesselhoft and McDaniel of the House and Justice of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 8-103, as amended by Section 12, Chapter 434, O.S.L. 2003 (70 O.S. Supp. 2004, Section 8-103), which relates to student transfers; modifying student transfer application limitation for certain students transferring to certain types of programs; and declaring an emergency.

HB 1647 – By Winchester, Coody, McDaniel, Shumate and Wesselhoft of the House and Lawler of the Senate.

An Act relating to schools; creating the Oklahoma Kids Fitness Challenge Act; requiring the State Board of Education to establish a physical activity program for certain students; authorizing school districts to participate in the program; providing for certain physical activity options for the program; directing the Board to adopt a Walk Across Oklahoma activity plan; stating the plan challenges; providing certain content for the plan; allowing certain exception from requirements; providing for codification; providing an effective date; and declaring an emergency.

HB 1665 – By Askins of the House and Bass of the Senate.

An Act relating to public finance; amending 62 O.S. 2001, Section 901, which relates to the Long-Range Capital Planning Commission; modifying certain reporting requirements; modifying required content of certain plan; modifying membership of Policy Advisory Committee; and providing an effective date.

HB 1704 – By Coody, Jones, Blackwell, Wright, Sullivan, Dank and Peterson (Pam) of the House and Lawler of the Senate.

(schools – amending 70 O.S., Section 1210.229-6 – character education programs – pilot projects – effective date – emergency)

HB 1735 – By Gilbert of the House and Adelson of the Senate.

An Act relating to torts; amending 76 O.S. 2001, Section 19, as last amended by Section 17, Chapter 168, O.S.L. 2004 (76 O.S. Supp. 2004, Section 19), which relates to access to medical records; modifying conditions governing access to certain mental health and substance abuse treatment records; and declaring an emergency.

HB 1748 – By Sullivan of the House and Reynolds of the Senate.

An Act relating to contracts; amending Sections 2 and 3, Chapter 256, O.S.L. 2004, as amended by Sections 2 and 3, Chapter 425, O.S.L. 2004, Section 4, Chapter 256, O.S.L. 2004, Section 5, Chapter 256, O.S.L. 2004, as amended by Section 4, Chapter 425, O.S.L. 2004, and Sections 6 and 7, Chapter 256, O.S.L. 2004 (15 O.S. Supp. 2004, Sections 622, 623, 624, 625, 626 and 627), which relate to the Fair Pay for Construction Act; modifying certain definitions; adding certain definitions; removing monetary requirement on construction contracts; providing for certain method of progress payments; clarifying method of making reductions for certain payments; modifying certain notice procedures; removing reference to material supplier; modifying reference to certain construction contract; modifying procedures for suspension of performance; modifying reference for calculation of interest; modifying method of providing for retainage; adding certain

exceptions; modifying items declared to be void and unenforceable; and providing an effective date.

HB 1786 – By Dank and Wesselhoft of the House and Wilcoxson of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 11-103.2, which relates to academic scholar program; modifying requirements for earning Oklahoma Scholars Academic Excellence status; amending 70 O.S. 2001, Section 11-103.6, as last amended by Section 1, Chapter 82, O.S.L. 2004 (70 O.S. Supp. 2004, Section 11-103.6), which relates to curriculum standards; providing for high school graduation core curriculum option; requiring school districts to issue an Oklahoma Scholars Diploma by a certain date; providing for automatic enrollment in the Oklahoma Scholars core curriculum; allowing parents to opt out of Oklahoma Scholars core curriculum; listing courses required for Oklahoma Scholars core curriculum; providing for additional curriculum requirements for graduation; requiring school district to offer certain courses; defining certain terms; allowing credit for courses taken in eighth grade; repealing 70 O.S. 2001, Sections 11-103.6d and 11-103.6e, which relate to the certificate of distinction; providing for codification; providing an effective date; and declaring an emergency.

HB 1807 – By Cargill, Morgan (Fred), Sullivan and Nance of the House and Laster of the Senate.

An Act relating to courts; amending 20 O.S. 2001, Sections 92.1, 92.8a, 92.15a, as amended by Section 5, Chapter 490, O.S.L. 2002 and 92.27 (20 O.S. Supp. 2004, Section 92.15a), which relate to judges of the district court; modifying election process for certain district court and associate district court judges; providing for retention ballot for certain incumbent judges; providing procedure for filling vacancies; providing for election if incumbent judge does not seek reelection; and providing an effective date.

HB 1811 – By Armes of the House and Corn of the Senate.

An Act relating to the Oklahoma Chiropractic Practice Act; amending 59 O.S. 2001, Sections 161.4, as last amended by Section 2, Chapter 269, O.S.L. 2004, 161.5, as amended by Section 3, Chapter 269, O.S.L. 2004, 161.6, as last amended by Section 4, Chapter 269, O.S.L. 2004, 161.7, as amended by Section 5, Chapter 269, O.S.L. 2004, 161.11 and 161.12, as last amended by Sections 9 and 10, Chapter 269, O.S.L. 2004 (59 O.S. Supp. 2004, Sections 161.4, 161.5, 161.6, 161.7, 161.11 and 161.12), which relate to the Board of Chiropractic Examiners; restricting membership of Board; deleting obsolete language; providing for certain specialties; providing for background checks; providing for certain training; removing certain definitions; providing for certain disciplinary actions; amending Section 8, Chapter 269, O.S.L. 2004 (59 O.S. Supp. 2004, Section 161.10a), which relates to continuing education; providing for certain seminars; modifying certain effective date; modifying certain education requirements; requiring certain board authorization; requiring registration of chiropractic claims consultants; providing for certain certificate; providing for codification; and providing an effective date.

HB 1815 – By Armes of the House and Justice of the Senate.

An Act relating to pesticides; amending 2 O.S. 2001, Section 3-85, which relates to enforcement of certain pesticide rules; providing for authority to regulate use of pesticides; and providing an effective date.

HB 1823 – By Miller (Ray), Dorman, Nance, Brannon and Smithson of the House and Lerblance of the Senate.

(revenue and taxation - amending 68 O.S., Section 1356 - sales tax exemption - foster parent organizations - effective date – emergency)

HB 1852 – By Tibbs of the House and Riley of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 509.6, which relates to negotiations between school employees and districts; providing for vote on a negotiated agreement; requiring a vote on the final offer made by a district prior to impasse; providing for next action if final offer is approved or disapproved; and establishing certain voting guidelines for negotiated agreements or final offers.

HB 1858 – By Morgan (Fred), Blackwell and Smithson of the House and Coffee of the Senate.

(Uniform Retirement System for Justices and Judges – amending 20 O.S., Section 1102 – teaching position – codification – effective date – emergency)

HB 1861 – By Blackwell of the House and Pruitt of the Senate.

(schools - amending 70 O.S., Sections 9-104 and 9-109 - school transportation equipment - safety belt usage – emergency)

HB 1879 – By Morgan (Fred), Richardson, Cooksey, DeWitt, Balkman, Banz, Blackwell, Dank, DePue, Jackson, Johnson, Liebmann, Martin, Reynolds, Smaligo, Sullivan, Wilt and Young of the House and Shurden of the Senate.

An Act relating to the Attorney General; amending 74 O.S. 2001, Section 18b, which relates to the duties of the Attorney General; modifying duties of the Attorney General; and providing an effective date.

HB 1900 – By Jones, Brannon, Dank, Deutschendorf, Nations, Shumate, Coody, Hilliard and Sherrer of the House and Crutchfield of the Senate.

(schools – Student Tracking and Reporting (STAR) Pilot Program – effective date – emergency)

HB 1908 – By Shumate of the House and Crain of the Senate.

An Act relating to marriage and family; amending 43 O.S. 2001, Sections 112, as last amended by Section 22, Chapter 3, O.S.L. 2003 and 118, as last amended by Section 3, Chapter 393, O.S.L. 2004 (43 O.S. Supp. 2004, Sections 112 and 118), which relate to divorce and alimony; modifying age requirement for persons entitled to child support under certain circumstances; adding child care subsidy as a reason for naming the Department of Human Services a necessary party to a certain action; providing for notice; providing

requirements; allowing for calculation of child support in cases of joint custody; and providing an effective date.

HB 1917 – By Blackburn of the House and Corn of the Senate.

An Act relating to contracts; amending 15 O.S. 2001, Section 754, which relates to the Oklahoma Consumer Protection Act; adding certain exemption; providing for jurisdiction in certain actions; allowing administrative investigations and hearings by certain regulatory body; authorizing certain regulatory body to impose certain remedies; providing for codification; and providing an effective date.

HB 1922 – By Dorman, Askins, Braddock, Deutschendorf, Duncan, Sweeden, Wesselhoft, Brannon, McMullen, Nance and Smithson of the House and Branam of the Senate.

(revenue and taxation – amending 68 O.S., Section 2358 – terminated employee – codification – effective date)

HB 1964 – By Blackburn, Morrissette, Nance and Winchester of the House and Gumm of the Senate.

(revenue and taxation - amending 68 O.S., Section 2357.41 - rehabilitation expenditures - credit eligibility - effective date)

HB 1992 – By Jones, Dank, Hilliard, Sherrer, Wesselhoft and Winchester of the House and Williamson of the Senate.

(schools – Academic Achievement Award Program – repealing 70 O.S., Section 3-152 – codification – effective date – emergency)

HB 2005 – By Askins, Duncan, Kiesel and Wilt of the House and Cain of the Senate.

(amending nine sections in Title 63 – Oklahoma Interpreter for the Deaf Act – amending 12 O.S., Section 2506.1 – definitions – effective date)

HJR 1012 – By Morgan (Fred), Perry, Auffet, Dorman, Duncan, Ellis, Hilliard, Jackson, Kiesel, McMullen, Pruett and Sherrer of the House and Rabon of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution by adding a new section to Article II to be designated as Section 36; recognizing certain right of the citizens of this state related to game and fish; recognizing hunting, fishing and trapping heritage; vesting the Wildlife Conservation Commission with certain power and authority; allowing reasonable regulation; limiting operation of law; providing ballot title; and directing filing.

The above-numbered measures were read the first time.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 22, 2005, at 1:30 p.m., which motion prevailed.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar:

DO PASS:

- HB 1278** – Business and Labor
- HB 1323** – Business and Labor
- HB 1536** – Business and Labor
- HB 1608** – Business and Labor
- HB 1656** – Business and Labor

SECOND READING

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

- HB 1001** – Appropriations
- HB 1002** – Business and Labor
- HB 1012** – Finance
- HB 1013** – Judiciary
- HB 1014** – Finance
- HB 1097** – Direct To Calendar
- HB 1098** – Direct To Calendar
- HB 1099** – Direct To Calendar
- HB 1100** – Direct To Calendar
- HB 1101** – Direct To Calendar
- HB 1102** – Direct To Calendar
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- HB 1193** – Direct To Calendar
- HB 1201** – Direct To Calendar
- HB 1202** – Direct To Calendar
- HB 1203** – Direct To Calendar
- HB 1218** – Finance
- HB 1219** – Appropriations
- HB 1224** – Judiciary
- HB 1228** – Finance
- HB 1229** – Agriculture and Rural Development
- HB 1231** – Appropriations
- HB 1241** – Judiciary
- HB 1242** – Appropriations
- HB 1248** – Finance
- HB 1249** – Appropriations
- HB 1255** – General Government
- HB 1262** – Transportation
- HB 1276** – Appropriations
- HB 1287** – Appropriations

HB 1292 – Appropriations
HB 1293 – Appropriations
HB 1295 – Appropriations
HB 1297 – Finance
HB 1298 – General Government
HB 1303 – Judiciary
HB 1305 – Judiciary
HB 1309 – Appropriations
HB 1324 – Transportation
HB 1326 – Appropriations
HB 1335 – Finance
HB 1337 – Business and Labor
HB 1338 – Business and Labor
HB 1342 – Finance
HB 1347 – Appropriations
HB 1357 – Appropriations
HB 1362 – Retirement and Group Health
HB 1363 – Retirement and Group Health
HB 1378 – General Government
HB 1395 – Judiciary
HB 1398 – Finance
HB 1410 – Retirement and Group Health
HB 1411 – Appropriations
HB 1425 – Health and Human Resources
HB 1431 – Appropriations
HB 1435 – Appropriations
HB 1455 – Judiciary
HB 1465 – Judiciary
HB 1467 – Appropriations
HB 1473 – Retirement and Group Health
HB 1480 – Appropriations
HB 1485 – Public Safety and Homeland Security
HB 1486 – Appropriations
HB 1490 – Finance
HB 1491 – Finance
HB 1492 – Appropriations
HB 1493 – Judiciary
HB 1498 – Finance
HB 1503 – Health and Human Resources
HB 1506 – Appropriations
HB 1524 – Public Safety and Homeland Security
HB 1530 – Appropriations
HB 1538 – Judiciary
HB 1539 – Judiciary

HB 1544 – Appropriations
HB 1547 – Finance
HB 1553 – Judiciary
HB 1554 – Judiciary
HB 1556 – Finance
HB 1558 – Appropriations
HB 1564 – General Government
HB 1566 – Judiciary
HB 1570 – Finance
HB 1575 – Tourism and Wildlife
HB 1577 – Finance
HB 1581 – Business and Labor
HB 1584 – Business and Labor
HB 1587 – Judiciary
HB 1588 – Finance
HB 1589 – Energy and Environment
HB 1592 – Energy and Environment
HB 1598 – Public Safety and Homeland Security
HB 1600 – Education
HB 1603 – Judiciary
HB 1605 – Finance
HB 1610 – Judiciary
HB 1612 – Finance
HB 1618 – Appropriations
HB 1619 – Finance
HB 1626 – Business and Labor
HB 1627 – Appropriations
HB 1633 – Agriculture and Rural Development
HB 1649 – Finance
HB 1650 – General Government
HB 1653 – Appropriations
HB 1657 – Business and Labor
HB 1667 – Finance
HB 1670 – General Government
HB 1681 – Finance
HB 1686 – Appropriations
HB 1688 – Appropriations
HB 1693 – Finance
HB 1695 – Health and Human Resources
HB 1707 – Appropriations
HB 1708 – Finance
HB 1711 – Finance
HB 1713 – Finance
HB 1715 – Finance

HB 1725 – Health and Human Resources
HB 1728 – Finance
HB 1751 – Aerospace, Communications and Technology
HB 1753 – Appropriations
HB 1755 – Appropriations
HB 1779 – Finance
HB 1788 – Appropriations
HB 1792 – Retirement and Group Health
HB 1809 – Agriculture and Rural Development
HB 1812 – Health and Human Resources
HB 1813 – Appropriations
HB 1832 – Aerospace, Communications and Technology
HB 1837 – Education
HB 1848 – Finance
HB 1853 – Appropriations
HB 1854 – Health and Human Resources
HB 1855 – Appropriations
HB 1857 – Appropriations
HB 1859 – Appropriations
HB 1862 – Appropriations
HB 1875 – Education
HB 1889 – Judiciary
HB 1898 – Appropriations
HB 1910 – Energy and Environment
HB 1927 – Appropriations
HB 1939 – General Government
HB 1944 – Public Safety and Homeland Security
HB 1961 – Business and Labor
HB 1963 – Appropriations
HB 1967 – Appropriations
HB 1970 – Education
HB 1971 – Appropriations
HB 1973 – Business and Labor
HB 1985 – Judiciary
HB 2028 – Judiciary
HB 2035 – Judiciary
HB 2046 – Judiciary
HB 2058 – Judiciary

FIRST READING

The following were introduced and read the first time:

SCR 14 – By Riley of the Senate and Bengel of the House.

A Concurrent Resolution recognizing the need for a designated day to honor first responders; honoring Homeland Emergency Response Operators (HEROs); designating September 11, 2005, “HERO Day” in the State of Oklahoma; and directing distribution.

SCR 15 – By Morgan of the Senate and DePue of the House.

A Concurrent Resolution recognizing the historical significance of Guthrie, Oklahoma; designating Guthrie an Official Centennial Site; and directing distribution.

SCR 16 – By Jolley of the Senate and Newport of the House.

A Concurrent Resolution congratulating Father Ken Armstrong for his 25 years of service in the Episcopal Priesthood; and directing distribution.

Pursuant to the Fisher motion, the Senate adjourned at 1:40 p.m. to meet Tuesday, March 22, 2005, at 1:30 p.m.