

Senate Journal

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

Thirty-ninth Legislative Day, Wednesday, April 13, 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.—47.

Excused: Rabon.—1.

Senator Gumm declared a quorum present.

The prayer was offered by Reverend Justin Ford, Sharon Baptist Church, Chickasha, the guest of Senator Justice.

REPORT OF ENGROSSED AND ENROLLED MEASURES

HBs 1310, 1327, 1434, 1493, 1545, 1804, 1834 and 2005 and HJR 1003 were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 647 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SR 18 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1347 by Terrill and Kiesel of the House and Paddack of the Senate was called up for consideration.

Senator Paddack moved that **HB 1347** be advanced, which motion was declared adopted.

THIRD READING

HB 1347 was read for the third time at length.

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

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

Excused: Hobson and Rabon.--2.

The bill passed.

HB 1347 was referred for engrossment.

GENERAL ORDER

HB 1312 by McCarter et al of the House and Bass et al of the Senate was called up for consideration.

Senators Riley and Nichols asked to coauthor **HB 1312**, which was the order.

Senator Bass moved that **HB 1312** be advanced, which motion was declared adopted.

THIRD READING

HB 1312 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill and emergency passed.

HB 1312 was referred for engrossment.

GENERAL ORDER

HB 1295 by Peters and Lamons of the House and Crutchfield of the Senate was called up for consideration.

Senator Crutchfield asked to be removed and Senator Cain asked to be named principal Senate author on **HB 1295**, which was the order.

Senator Crain asked to coauthor **HB 1295**, which was the order.

Senator Cain moved that **HB 1295** be advanced, which motion was declared adopted.

THIRD READING

HB 1295 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill and emergency passed.

HB 1295 was referred for engrossment.

GENERAL ORDER

HB 1444 by Coody and Duncan of the House and Barrington of the Senate was called up for consideration.

Senator Barrington moved that **HB 1444** be advanced, which motion was declared adopted.

THIRD READING

HB 1444 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill and emergency passed.

HB 1444 was referred for engrossment.

GENERAL ORDER

HB 1564 by Miller (Ken) and Adkins of the House and Jolley and Brogdon of the Senate, considered on Page 1033, was called up for further consideration.

Senator Jolley moved that **HB 1564** be advanced, which motion was declared adopted.

THIRD READING

HB 1564 was read for the third time at length.

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

Aye: 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, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley,

Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Monson and Rabon.--2.

The bill passed.

HB 1564 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1334 by Richardson and Nance of the House and Wyrick of the Senate, considered on Page 1010, was called up for further consideration.

Senator Wyrick moved to amend **HB 1334**, Page 3, Line 12, by deleting before the word “under” the words “performed on food animals and are”, which amendment was declared adopted.

Senator Williamson moved to amend **HB 1334**, Page 4, Line 19, by deleting before the first word “the” the words “sent to” and inserting in lieu thereof the words “received or refused by”, which amendment was declared adopted.

Senator Shurden moved to amend **HB 1334**, by striking his previous amendment, adopted on Page 1004, and Page 4, Line 9½, by inserting a new paragraph 12 to read as follows:

“12. Any individual that is certified in animal massage therapy and acquires liability insurance from engaging in animal massage therapy after referral from a licensed Veterinarian.”, which amendment was declared adopted.

Senator Wilcoxson moved to amend **HB 1334**, Page 5, Line 8, by deleting the new language “three (3)” and inserting in lieu thereof the language “five (5)”, which amendment was declared adopted.

Senator Wyrick moved to amend **HB 1334**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Wyrick moved that **HB 1334** be advanced, which motion was declared adopted.

THIRD READING

HB 1334 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill passed.

HB 1334 was referred for engrossment.

GENERAL ORDER

HB 1913 by Peters and Adkins of the House and Lamb of the Senate was called up for consideration.

Senator Branan asked to coauthor **HB 1913**, which was the order.

Senator Lamb moved that **HB 1913** be advanced, which motion was declared adopted.

THIRD READING

HB 1913 was read for the third time at length.

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

Aye: 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, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Pruitt and Rabon.--2.

The bill passed.

Senator Pruitt desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 47;
Excused: 1.

The emergency passed.

HB 1913 was referred for engrossment.

GENERAL ORDER

HB 1516 by Morrisette of the House and Bass of the Senate was called up for consideration.

Senator Bass moved that **HB 1516** be advanced, which motion was declared adopted.

THIRD READING

HB 1516 was read for the third time at length.

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

Aye: 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, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Wilson and Wyrick.--44.

Nay: Myers.--1.

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

The bill passed.

HB 1516 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

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

SB 14 - coauthored by Roan of the House

SB 54

SB 314

SB 399 - coauthored by Dank of the House

SB 418 - coauthored by Morgan (Danny), Harrison, Hilliard, McMullen, Sherrer of the House

SB 569 - coauthored by Sullivan and Wright of the House

SB 661

SB 901 - coauthored by Sherrer of the House

House amendments were read on the above-numbered bills.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1016, 1242, 1250, 1298, 1511, 1566, 1626 and 1832.**

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

Advising passage of and returning the following Engrossed bill:

SB 363 - coauthored by McMullen of the House

The above-numbered measure was referred for enrollment.

Advising rejection of **SAs** to the following bills, requesting conference and House conferees to be named later as follows:

HB 1284

HB 1313

Advising passage of and transmitting for consideration Engrossed **HCRs 1017 and 1018.**

HCR 1017 – By Roan, Smithson, Adkins, Armes, Askins, Auffet, Balkman, Banz, Benge, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, DePue, DeWitt, Denney, Deutschendorf, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hastings, Hickman, Hiatt, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright and Young of the House and Corn of the Senate.

A Concurrent Resolution recognizing telecommunications personnel in the State of Oklahoma; designating “National Public Safety Telecommunicator’s Week”; and directing distribution.

HCR 1018 – By Lamons, Adkins, Armes, Askins, Auffet, Balkman, Banz, Benge, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, DePue, DeWitt, Denney, Deutschendorf, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hastings, Hickman, Hiatt, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright and Young of the House and Adelson of the Senate.

A Concurrent Resolution congratulating the Oklahoma State University Center for Health Sciences and College of Osteopathic Medicine for again being named one of the best medical schools in the nation; and directing distribution.

The above-numbered measures were read the first time.

GENERAL ORDER

HB 1453 by Denney et al of the House and Cain et al of the Senate was called up for consideration.

Senator Cain moved that **HB 1453** be advanced, which motion failed of adoption upon division of the question.

Senator Mazzei asked unanimous consent to strike the title on **HB 1453**, to which request objection was heard.

Senator Anderson moved to amend **HB 1453**, Page 1, by striking the title, which amendment failed of adoption upon roll call as follows:

Aye: Aldridge, Anderson, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--22.

Nay: Adelson, Bass, Cain, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Paddack, Shurden, Taylor, Wilson and Wyrick.--24.

Excused: Morgan and Rabon.--2.

Senator Cain moved that **HB 1453** be advanced, which motion was declared adopted.

THIRD READING

HB 1453 was read for the third time at length.

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

Aye: Adelson, Aldridge, Bass, Cain, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Mazzei, Monson, Paddack, Pruitt, Shurden, Taylor, Williamson, Wilson and Wyrick.--29.

Nay: Anderson, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Jolley, Justice, Lamb, Laughlin, Myers, Nichols, Reynolds, Riley and Wilcoxson.--17.

Excused: Morgan and Rabon.--2.

The bill passed.

Senators Myers, Barrington, Branan and Crain desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 13; Excused: 2.

The emergency passed.

HB 1453 was referred for engrossment.

GENERAL ORDER

HB 1390 by Brannon of the House and Garrison of the Senate was called up for consideration.

Senator Garrison moved that **HB 1390** be advanced, which motion was declared adopted.

THIRD READING

HB 1390 was read for the third time at length.

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

Aye: Adelson, Anderson, Barrington, Bass, Cain, Capps, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Myers, Paddack, Shurden, Taylor,

Wilson and Wyrick.--30.

Nay: Aldridge, Branan, Brogdon, Coffee, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Nichols, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--17.

Excused: Rabon.--1.

The bill passed and the emergency failed.

HB 1390 was referred for engrossment.

GENERAL ORDER

HB 1720 by Benge of the House and Laughlin of the Senate was called up for consideration.

Senator Laughlin moved that **HB 1720** be advanced, which motion was declared adopted.

THIRD READING

HB 1720 was read for the third time at length.

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

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

Nay: Garrison.--1.

Excused: Rabon.--1.

The bill passed.

HB 1720 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 479** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

GENERAL ORDER

HB 1751 by Case et al of the House and Monson of the Senate was called up for consideration.

Senator Monson moved that **HB 1751** be advanced, which motion was declared adopted.

THIRD READING

HB 1751 was read for the third time at length.

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

Aye: Adelson, Anderson, Barrington, Bass, Cain, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Justice, Kerr, Lamb, Leftwich, Lerblance, Monson, Paddack, Shurden, Taylor, Williamson, Wilson and Wyrick.-28.

Nay: Branan, Brogdon, Coates, Coffee, Crain, Johnson, Jolley, Laster, Laughlin, Lawler, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley and Wilcoxson.--17.

Excused: Aldridge, Morgan and Rabon.--3.

The bill passed and the emergency failed.

HB 1751 was referred for engrossment.

GENERAL ORDER

HB 1575 by McCarter et al of the House and Crutchfield of the Senate was called up for consideration.

Senator Gumm asked to coauthor **HB 1575**, which was the order.

Senator Crutchfield moved that **HB 1575** be advanced, which motion was declared adopted.

THIRD READING

HB 1575 was read for the third time at length.

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

Aye: 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, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

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

The bill and emergency passed.

HB 1575 was referred for engrossment.

GENERAL ORDER

HB 1386 by Smaligo et al of the House and Lerblance of the Senate was called up for consideration.

Senator Lerblance moved that **HB 1386** be advanced, which motion was declared adopted.

THIRD READING

HB 1386 was read for the third time at length.

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

Aye: 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, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Morgan and Rabon.--2.

The bill and emergency passed.

HB 1386 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 647**.

The above-numbered enrolled measure was referred to the Governor.

GENERAL ORDER

HB 1457 by Dank of the House and Williamson of the Senate was called up for consideration.

Senator Williamson moved to amend **HB 1457**, Page 3, Lines 16 through 19, by deleting all language after the word “programs.” on Line 16 through the period on Line 19, and Page 1, by restoring the title, which amendment was declared adopted.

Senator Monson moved to amend **HB 1457**, Page 3, Lines 10 and 11, by restoring all stricken language and deleting all new language; and Page 3, Line 15, by deleting after the word “implementing” and before the word “education” the words “racial and ethnic” and inserting in lieu thereof the word “multicultural”.

Senator Williamson moved that **HB 1457** be advanced, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Anderson, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Gumm, Johnson, Jolley, Justice, Lamb, Laughlin, Leftwich, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--24.

Nay: Adelson, Bass, Cain, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Harrison, Hobson, Kerr, Laster, Lawler, Lerblance, Monson, Paddack, Shurden, Taylor, Wilson and Wyrick.--22.

Excused: Morgan and Rabon.--2.

THIRD READING

HB 1457 was read for the third time at length.

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

Aye: 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, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Morgan and Rabon.--2.

The bill and emergency passed.

HB 1457 was referred for engrossment.

GENERAL ORDER

HB 1535 by Peterson (Ron) of the House and Laster of the Senate was called up for consideration.

Senator Laster moved to amend **HB 1535**, Page 29, Line 1, by deleting after the stricken word “~~company~~” and before the comma the word “investor” and inserting in lieu thereof the word “insurer”; and Page 29, Line 11, by deleting after the word “more” and before the second comma “,” the word “subsidiaries” and inserting the word “subsidies”, and by amending the title to conform, which amendment was declared adopted.

Senator Laster moved that **HB 1535** be advanced, which motion was declared adopted.

THIRD READING

HB 1535 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson and Wyrick.--46.

Excused: Rabon and Wilson.--2.

The bill passed.

HB 1535 was referred for engrossment.

GENERAL ORDER

HB 1001 by Winchester et al of the House and Cain et al of the Senate was called up for consideration.

Senators Jolley, Wilcoxson and Lamb asked to coauthor **HB 1001**, which was the order.

Senator Cain moved to amend **HB 1001**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Cain moved to amend the floor substitute on **HB 1001**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Cain moved that **HB 1001** be advanced, which motion was declared adopted.

THIRD READING

HB 1001 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson and Wyrick.--46.

Excused: Rabon and Wilson.--2.

The bill and emergency passed.

HB 1001 was referred for engrossment.

GENERAL ORDER

HB 1288 by Cox and Nance of the House and Paddack of the Senate was called up for consideration.

Senator Paddack moved that **HB 1288** be advanced, which motion was declared adopted.

THIRD READING

HB 1288 was read for the third time at length.

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

Aye: 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, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson and Wyrick.--45.

Excused: Nichols, Rabon and Wilson.--3.

The bill passed.

HB 1288 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SBs 41** and **811** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

GENERAL ORDER

HB 1600 by McPeak of the House and Garrison of the Senate was called up for consideration.

Senator Garrison moved that **HB 1600** be advanced, which motion was declared adopted.

THIRD READING

HB 1600 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill and emergency passed.

HB 1600 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1379 by Piatt et al of the House and Crutchfield of the Senate was called up for consideration.

Senator Crutchfield moved that **HB 1379** be advanced, which motion was declared adopted.

THIRD READING

HB 1379 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill passed.

HB 1379 was referred for engrossment.

PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Fisher, the request of the Honorable House for conference on **HBs 1284** and **1313** was ordered granted and Senate conferees to be named later.

GENERAL ORDER

HB 1014 by Auffet et al of the House and Wilson and Rabon of the Senate was called up for consideration.

Senator Wilson moved that **HB 1014** be advanced, which motion was declared adopted.

THIRD READING

HB 1014 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Williamson, Wilson and Wyrick.--46.

Nay: Wilcoxson.--1.

Excused: Rabon.--1.

The bill passed.

HB 1014 was referred for engrossment.

Senator Paddack presiding.

GENERAL ORDER

HB 1405 by Young et al of the House and Crutchfield and Myers of the Senate was called up for consideration.

Senator Bass asked to coauthor **HB 1405**, which was the order.

Senator Crutchfield moved that **HB 1405** be advanced, which motion was declared adopted.

THIRD READING

HB 1405 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill passed.

HB 1405 was referred for engrossment.

GENERAL ORDER

HB 1384 by Smaligo et al of the House and Adelson and Eason McIntyre of the Senate was called up for consideration.

Senators Lawler, Barrington, Pruitt, Crain, Williamson, Lerblance, Myers, Ford, Mazzei, Riley and Easley asked to coauthor **HB 1384**, which was the order.

Senator Adelson moved to amend **HB 1384**, Page 8, Line 2, by inserting after the word “System” and before the period the following words “and the facility for which the application is made is used wholly for the desulphurization of gasoline or diesel fuel as defined in section 2817.3 of this title”, which amendment was declared adopted.

Senator Adelson moved that **HB 1384** be advanced, which motion was declared adopted.

THIRD READING

HB 1384 was read for the third time at length.

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

Aye: 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, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Nay: Monson.--1.

Excused: Rabon.--1.

The bill passed.

HB 1384 was referred for engrossment.

GENERAL ORDER

HB 1823 by Miller (Ray) et al of the House and Lerblance of the Senate was called up for consideration.

Senator Lerblance moved that **HB 1823** be advanced, which motion was declared adopted.

THIRD READING

HB 1823 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill and emergency passed.

HB 1823 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Wyrick moved to reconsider the vote whereby **HB 1993** passed and the emergency failed, which motion was declared adopted upon roll call as follows:

Aye: 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, Paddack, Pruitt, Reynolds, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Nay: Nichols and Riley.--2.

Excused: Rabon.--1.

THIRD READING

Senator Wyrick moved to reconsider the vote whereby **HB 1993** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1993 by Jackson of the House and Wyrick of the Senate was called up for further consideration.

Senator Wyrick moved to amend **HB 1993**, Page 4, Line 22, by striking the existing language “national criminal history records search”; Page 5, Line 1, after the stricken word “investigation” and before the word “which” insert the new language “security threat assessment performed by the Transportation Security Administration of the Department of Homeland Security as required by and pursuant to 49 C.F.R., Part 1572,”; Page 7, Line 7, delete the new language “national” and strike the existing language “criminal history” and delete the new language “records search”; Page 7, Line 9, after the stricken word “Investigation” and before the word “which” insert the new language “security threat assessment performed by the Transportation Security Administration of the Department of Homeland Security as required by and pursuant to 49 C.F.R., Part 1572,”; Page 17, Line 16 through Page 21, Line 12, by deleting Section 4 of the bill and renumbering subsequent sections, and by amending the title to conform, which amendment was declared adopted.

Senator Wyrick moved that **HB 1993** be advanced, which motion was declared adopted.

THIRD READING

HB 1993 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill and emergency passed.

HB 1993 was referred for engrossment.

GENERAL ORDER

HB 1435 by Hilliard et al of the House and Crutchfield and Garrison of the Senate was called up for consideration.

Senator Crutchfield moved that **HB 1435** be advanced, which motion was declared adopted.

THIRD READING

HB 1435 was read for the third time at length.

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

Aye: 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, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Rabon.--1.

The bill and emergency passed.

HB 1435 was referred for engrossment.

GENERAL ORDER

HB 1754 by Miller (Doug) of the House and Garrison of the Senate was called up for consideration.

Senator Garrison moved to amend **HB 1754**, Page 1, by striking the title, which amendment was declared adopted.

Senator Garrison moved to amend **HB 1754**, Page 8, Lines 10, 14, and 16, by deleting after the word "goods", the words "or services", which amendment was declared adopted.

Senator Garrison moved that **HB 1754** be advanced, which motion was declared adopted.

THIRD READING

HB 1754 was read for the third time at length.

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

Aye: Adelson, Anderson, Bass, Cain, Capps, Crain, Crutchfield, Easley, Eason McIntyre, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Monson, Morgan, Myers, Paddack, Riley, Shurden, Taylor, Wilson and Wyrick.--28.

Nay: Aldridge, Barrington, Branan, Brogdon, Coates, Coffee, Corn, Fisher, Ford, Johnson, Jolley, Justice, Lamb, Mazzei, Nichols, Pruitt, Reynolds, Wilcoxson and Williamson.--19.

Excused: Rabon.--1.

The bill passed.

HB 1754 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED MEASURE

HB 1001 was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Alexopoulos, Jenny, D.O., Tulsa, as a member of the State Board of Health - Health and Human Resources

Love, Glenda, Tulsa, as a member of the Board of Trustees for Oklahoma State University/Tulsa - Education

Talley, Michael Roger, M.D., Okeene, as a member of the Physician Manpower Training Commission - Health and Human Resources

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 14, 2005, at 9:00 a.m., which motion prevailed.

SECOND READING

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

SCR 23 – Appropriations

SCR 24 – Transportation

SR 20 – Energy and Environment

FIRST READING

The following were introduced and read the first time:

SCR 24 – By Kerr of the Senate and Covey of the House.

A Concurrent Resolution praising the memory of the late Joe M. Morgan; directing the Department of Transportation to name a bridge in his honor; and directing distribution.

SR 19 – By Laster and Capps.

A Resolution praising the life and career of Shawnee, Oklahoma, astronaut Gordon Cooper; mourning his loss; and directing distribution.

SR 20 – By Shurden.

A Resolution requesting the President of the United States to temporarily suspend stockpiling oil in the Strategic Petroleum Reserve; further asking President Bush to release enough barrels of oil from the Strategic Petroleum Reserve to affect the market and lower the price of petroleum products for the American consumer; and directing distribution.

SR 21 – By Hobson.

A Resolution commending State Treasurer Robert A. Butkin; wishing him well upon the occasion of his retirement as State Treasurer; and directing distribution.

SR 22 – By Morgan, Taylor, Shurden and Hobson.

A Resolution recognizing, honoring and thanking Ronald James Henderson for his years of dedicated public service; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising his approval April 13, 2005, of Enrolled **SBs 653** and **685**.

Pursuant to the Fisher motion, the Senate adjourned at 4:05 p.m. to meet Thursday, April 14, 2005, at 9:00 a.m.