

Senate Journal

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

Forty-first Legislative Day, Monday, April 18, 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, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.—47.

Excused: Taylor.—1.

Senator Gumm declared a quorum present.

The prayer was offered by Pastor Doug Passmore, First Baptist East, Lawton, the guest of Senator Barrington.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 390, 531, 538 and 1001 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

HBs 1329, 1503, 1507, 1544, 1622, 1725 and 1927 were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SR 19 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTION

Senator Crain introduced his father, Harold Crain, to the Senate.

GENERAL ORDER

HB 1229 by Braddock of the House and Kerr of the Senate was called up for consideration.

Senator Kerr moved that **HB 1229** be advanced, which motion was declared adopted.

THIRD READING

HB 1229 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, Coffee, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--41.

Excused: Capps, Coates, Corn, Harrison, Monson, Rabon and Taylor.--7.

The bill passed.

HB 1229 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1814 by Armes of the House and Shurden of the Senate was called up for consideration.

Senator Shurden asked that **HB 1814** be laid over temporarily, which was the order.

HB 1814 remains on General Order.

GENERAL ORDER

HB 1753 by Braddock et al of the House and Bass of the Senate was called up for consideration.

Senators Lerblance, Gumm, Anderson and Leftwich asked to coauthor **HB 1753**, which was the order.

Senator Bass moved that **HB 1753** be advanced, which motion was declared adopted.

THIRD READING

HB 1753 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, Coffee, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--41.

Excused: Capps, Coates, Corn, Harrison, Monson, Rabon and Taylor.--7.

The bill and emergency passed.

HB 1753 was referred for engrossment.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Cain asked unanimous consent to suspend Rule 5-4 and refer **HCR 1020** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1020 by Winchester et al of the House and Cain of the Senate was called up for consideration.

All other members of the Senate asked to coauthor **HCR 1020**, which was the order.

HCR 1020 was adopted upon motion of Senator Cain and properly signed and ordered returned to the Honorable House.

Senator Fisher moved that the Senate recess until 1:30 p.m., which motion was declared adopted.

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The Senate reconvened with Senator Corn presiding.

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

GENERAL ORDER

HB 1814 by Armes of the House and Shurden of the Senate was called up for further consideration.

Senator Shurden moved to amend **HB 1814**, Page 3, Line 12, by deleting after the word “or” and before the word “easements” the word “take” and inserting in lieu thereof the word “purchase”; Page 7, Line 22, by deleting after the word “or” and before the word “of” the word “taking” and inserting in lieu thereof the word “purchasing”; and Page 9, Line 15, by deleting after the second word “or” and before the word “easements” the word “take” and inserting in lieu thereof the word “purchase”, which amendment was declared adopted.

Senator Shurden moved that **HB 1814** be advanced, which motion was declared adopted.

THIRD READING

HB 1814 was read for the third time at length.

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

Aye: Aldridge, Barrington, Bass, Branan, Brogdon, Cain, Coates, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--41.

Excused: Adelson, Anderson, Capps, Coffee, Monson, Taylor and Wilcoxson.--7.

The bill and emergency passed.

HB 1814 was referred for engrossment.

GENERAL ORDER

HB 1230 by Piatt et al of the House and Gumm et al of the Senate was called up for consideration.

Senator Gumm moved that **HB 1230** be advanced, which motion was declared adopted.

THIRD READING

HB 1230 was read for the third time at length.

Senator Leftwich moved to reconsider the vote whereby **HB 1230** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1230 by Piatt et al of the House and Gumm et al of the Senate was called up for further consideration.

Senator Coates asked to coauthor **HB 1230**, which was the order.

Senator Leftwich moved to amend **HB 1230**, Page 1, Line 17½, by inserting a new Section 1 to read as follows:

“SECTION 1. AMENDATORY 68 O.S. 2001, Section 809, is amended to read as follows:

A. If any portion of the net estate, as herein determined, in excess of the deductions allowed in Section 808 of this title passes to the father, mother, child, child of husband or wife, adopted child or any lineal descendant, brother, sister, niece or nephew of decedent or of such adopted child, there shall be deducted from such net estate the portion of the net estate passing to such person or persons to the extent of and not exceeding a total aggregate exemption in amounts as follows, and the tax shall be paid on the remainder at the rates herein set out:

1. For the estate of a decedent who dies before January 1, 1999, the exemption shall be One Hundred Seventy-five Thousand Dollars (\$175,000.00);

2. For the estate of a decedent who dies on or after January 1, 1999, and before January 1, 2000, the exemption shall be Two Hundred Seventy-five Thousand Dollars (\$275,000.00);

3. For the estate of a decedent who dies on or after January 1, 2000, and before January 1, 2001, the exemption shall be Four Hundred Seventy-five Thousand Dollars (\$475,000.00);

4. For the estate of a decedent who dies on or after January 1, 2001, and before January 1, 2002, the exemption shall be Six Hundred Seventy-five Thousand Dollars (\$675,000.00);

5. For the estate of a decedent who dies on or after January 1, 2002, and before January 1, 2004, the exemption shall be Seven Hundred Thousand Dollars (\$700,000.00);

6. For the estate of a decedent who dies on or after January 1, 2004, and before January 1, 2005, the exemption shall be Eight Hundred Fifty Thousand Dollars (\$850,000.00);

7. For the estate of a decedent who dies on or after January 1, 2005, and before January 1, 2006, the exemption shall be Nine Hundred Fifty Thousand Dollars (\$950,000.00); ~~and~~

8. For the estate of a decedent who dies on or after January 1, 2006, the exemption shall be One Million Dollars (\$1,000,000.00) for the estate passing to any person except as otherwise provided by paragraphs 9 through 13 of this subsection;

9. For the estate of a decedent who dies on or after January 1, 2006, and before January 1, 2007, the exemption shall be Two Hundred Thousand Dollars (\$200,000.00) for the estate passing to a brother, sister, niece or nephew;

10. For the estate of a decedent who dies on or after January 1, 2007, and before January 1, 2008, the exemption shall be Four Hundred Thousand Dollars (\$400,000.00) for the estate passing to a brother, sister, niece or nephew;

11. For the estate of a decedent who dies on or after January 1, 2008, and before January 1, 2009, the exemption shall be Six Hundred Thousand Dollars (\$600,000.00) for the estate passing to a brother, sister, niece or nephew;

12. For the estate of a decedent who dies on or after January 1, 2009, and before January 1, 2010, the exemption shall be Eight Hundred Thousand Dollars (\$800,000.00) for the estate passing to a brother, sister, niece or nephew; and

13. For the estate of a decedent who dies on or after January 1, 2010, the exemption shall be One Million Dollars (\$1,000,000.00) for the estate passing to a brother, sister, niece or nephew.

B. 1. In addition to the exemption provided pursuant to subsection A of this section, for the estate of a decedent who dies on or after January 1, 1997, there shall be deducted the value of the assets used in a qualifying family business or farm passing to one or more qualifying heirs of the decedent to the extent of and not exceeding a total aggregate exemption of the amounts specified in this subsection. The additional exemption shall be in an amount as follows:

- a. for the estate of a decedent who dies before January 1, 1999, the exemption shall be Four Hundred Twenty-five Thousand Dollars (\$425,000.00),
- b. for the estate of a decedent who dies on or after January 1, 1999, and before January 1, 2000, the exemption shall be Three Hundred Twenty-five Thousand Dollars (\$325,000.00),
- c. for the estate of a decedent who dies on or after January 1, 2000, and before January 1, 2001, the exemption shall be One Hundred Twenty-five Thousand Dollars (\$125,000.00),
- d. for the estate of a decedent who dies on or after January 1, 2001, no additional exemption shall be allowed.

2. For the estate of a decedent who dies prior to January 1, 2001, the total exemption allowed pursuant to subsection A of this section and this subsection shall not exceed a total of Six Hundred Thousand Dollars (\$600,000.00) for any estate. For purposes of this subsection:

- a. "assets of a qualifying family business or farm" means real or tangible personal property owned by a qualifying business or farm and used as a farm or for farming purposes, or in a trade or business other than farming,
- b. "qualifying family business or farm" means any interest in a closely held family corporation, sole proprietorship, partnership, limited liability company, or other unincorporated family business engaged in the trade or business of farming or in a trade or business other than farming, where some or all of the assets thereof are held by a decedent or are held collectively by a decedent and one or more qualifying heirs of the decedent, provided the decedent, or at least one qualifying heir of the decedent, was receiving wages from the business or farm or was subject to the self employment tax on income earned from the business or farm on the date of the death of the decedent,
- c. "closely held family corporation" means any corporation if at least fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote, and at least fifty percent (50%) of all other classes of stock of the corporation are owned by the decedent and not more than ten (10) qualifying heirs, and
- d. "qualifying heir" means any heir as set forth in subsection A of this section.

C. In order to qualify for the exemption provided in subsection B of this section, the estate of the decedent shall submit the appropriate tax returns or tax schedules of the qualifying family business or farm for the five (5) taxable years prior to the death of the decedent showing proof of continuous operation of the qualifying family business or farm. The qualifying family business or farm shall also be required to continue the business or farm for a period of five (5) years following the date of death of decedent and shall submit each taxable year the appropriate tax returns or tax schedules to the Oklahoma Tax Commission as proof of continuous operation of the business or farm. If evidence of continuous operation is not submitted, the qualified heirs shall be liable for twenty percent (20%) of the total estate tax which would have been due if the business or farm had not qualified for the exemption provided for in subsection B of this section for each year evidence of continuous operation is not submitted.

D. It is declared to be intended by this section that where a portion of the net estate passes to any of the parties named herein, no greater amount shall be deducted from the net estate than passes to such person or persons combined and that the exemption shall in no event exceed the amounts specified in this section, regardless of the amount of the estate that may pass to any or all of such person or persons; provided, that when the property comprising the estate of the decedent consists of property within and property without the state, only the percentage of the exemptions and deductions enumerated in this section, and in Section 808 of this title, shall be allowed as the ratio of the value of the estate within this state bears to the value of the entire estate.”.

Senator Williamson moved to amend the Leftwich amendment to **HB 1230**, Page 1, by restoring the title.

Senator Leftwich asked to withdraw her amendment, which was the order.

Senator Rabon moved that **HB 1230** be advanced, which motion was declared adopted.

THIRD READING

HB 1230 was read for the third time at length.

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

Aye: Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, 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, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--42.

Excused: Adelson, Capps, Monson, Myers, Taylor and Wilcoxson.--6.

The bill passed.

Senator Myers desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43; Excused: 5.

The emergency passed.

HB 1230 was referred for engrossment.

GENERAL ORDER

HB 1665 by Askins of the House and Bass of the Senate was called up for consideration.

Senator Bass moved that **HB 1665** be advanced, which motion was declared adopted.

THIRD READING

HB 1665 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, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Monson, Taylor and Wilcoxson.--4.

The bill passed.

HB 1665 was referred for engrossment.

FIRST READING

The following were introduced and read the first time:

SCR 25 – By Coates of the Senate and Thompson of the House.

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 260, passed by the 1st Session of the 50th Oklahoma Legislature.

SR 24 – By Wilson.

A Resolution welcoming the Sequoyah High School girls and boys basketball teams to the Oklahoma State Capitol; congratulating and commending them for their championship season; and directing distribution.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Wilson asked unanimous consent to suspend Rule 5-4 and refer **SR 24** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 24 by Wilson was called up for consideration.

All other members of the Senate asked to coauthor **SR 24**, which was the order.

SR 24 was adopted upon motion of Senator Wilson and referred for enrollment.

GENERAL ORDER

HB 1609 by Miller (Doug) of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 1609** be advanced, which motion was declared adopted.

THIRD READING

HB 1609 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, Rabon, Reynolds, Riley, Shurden and Wyrick.--43.

Excused: Monson, Taylor, Wilcoxson, Williamson and Wilson.--5.

The bill passed.

HB 1609 was referred for engrossment.

INTRODUCTION

Senator Mazzei introduced his daughter, Maria, to the Senate.

GENERAL ORDER

HB 1611 by Roggow and Wesselhoft of the House and Gumm of the Senate was called up for consideration.

Senator Gumm moved to amend **HB 1611**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Gumm moved that **HB 1611** be advanced, which motion was declared adopted.

THIRD READING

HB 1611 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, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--44.

Excused: Coffee, Monson, Taylor and Wilcoxson.--4.

The bill and emergency passed.

HB 1611 was referred for engrossment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Coates asked unanimous consent to suspend Rule 5-4 and refer **SCR 25** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 25 by Coates of the Senate and Thompson of the House was called up for consideration.

SCR 25 was adopted upon motion of Senator Coates and referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1001, 1608, 1668, 1695** and **1735**.

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

Advising the signing of and transmitting for signature Enrolled **HCR 1017**.

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

Advising fourth reading of and returning Enrolled **SBs 390, 531, 538 and 1001**.

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

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

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

SB 317 - coauthored by Nance of the House

SB 367

SB 448 - coauthored by Carey, Wesselhoft, Dank, Nance, Walker, Hyman of the House

SB 573 - coauthored by Wilt, Nance, Sullivan, Martin of the House

SB 586 - coauthored by Bingman, Dorman, Plunk, Askins, McCarter, Carey, Miller (Ray), Pruett, Balkman, Braddock, Harrison, Hilliard, Hyman, Kiesel, Mass, McPeak, Nations, Peters, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smithson, Terrill, Walker, Wilt of the House

SB 835

SB 908

SB 966 - coauthored by Kern, Dank, Wesselhoft of the House

SB 1012 - coauthored by Wesselhoft of the House

House amendments were read on the above-numbered bills.

GENERAL ORDER

HB 1243 by Piatt et al of the House and Gumm of the Senate was called up for consideration.

Senators Coates and Myers asked to coauthor **HB 1243**, which was the order.

Senator Gumm moved that **HB 1243** be advanced, which motion was declared adopted.

THIRD READING

HB 1243 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Monson, Taylor and Wilcoxson.--3.

The bill passed.

HB 1243 was referred for engrossment.

GENERAL ORDER

HB 1756 by Miller (Doug) of the House and Wilson of the Senate was called up for consideration.

Senator Wilson moved that **HB 1756** be advanced, which motion was declared adopted.

THIRD READING

HB 1756 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, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--44.

Nay: Brogdon.--1.

Excused: Monson, Taylor and Wilcoxson.--3.

The bill and emergency passed.

HB 1756 was referred for engrossment.

GENERAL ORDER

HB 1468 by Braddock and Wesselhoft of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 1468** be advanced, which motion was declared adopted.

THIRD READING

HB 1468 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Monson, Taylor and Wilcoxson.--3.

The bill passed.

Pursuant to Rule 12-23, Senator Laster served notice that the vote be reconsidered whereby **HB 1468** passed.

GENERAL ORDER

HB 1363 by Case of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved to amend **HB 1363**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1363** to the engrossed version of the bill.

Senator Aldridge moved that **HB 1363** be advanced, which motion was declared adopted.

THIRD READING

HB 1363 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Monson, Taylor and Wilcoxson.--3.

The bill passed.

HB 1363 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1858 by Morgan (Fred) et al of the House and Coffee of the Senate was called up for consideration.

Senator Coffee moved that **HB 1858** be advanced, which motion was declared adopted.

THIRD READING

HB 1858 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, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Monson, Taylor and Wilcoxson.--3.

The bill and emergency passed.

HB 1858 was referred for engrossment.

Senator Gumm presiding.

GENERAL ORDER

HB 1482 by Banz et al of the House and Bass et al of the Senate was called up for consideration.

Senator Bass moved to amend **HB 1482**, Page 1, by restoring the title, which amendment was withdrawn upon request of Senator Bass.

Senator Bass moved that **HB 1482** be advanced, which motion was declared adopted.

THIRD READING

HB 1482 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Monson, Taylor and Wilcoxson.--3.

The bill passed.

HB 1482 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 25 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1326 by McCarter et al of the House and Lawler of the Senate was called up for consideration.

Representative Worthen asked to coauthor **HB 1326**, which was the order.

Senator Lawler moved that **HB 1326** be advanced, which motion was declared adopted.

THIRD READING

HB 1326 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, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Monson, Taylor and Wilcoxson.--3.

The bill and emergency passed.

HB 1326 was referred for engrossment.

GENERAL ORDER

HB 1688 by Cox and Smaligo of the House and Shurden of the Senate was called up for consideration.

Senator Lawler moved to amend **HB 1688**, Page 25, Line 6, by inserting after the word “maneuver” and before the comma the words “and cardio-pulmonary resuscitation”, which amendment was declared adopted.

Senator Shurden moved that **HB 1688** be advanced, which motion was declared adopted.

THIRD READING

HB 1688 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, Cain, Capps, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Jolley, Kerr, Lamb, Laster, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Wilson and Wyrick.--37.

Nay: Branan, Brogdon, Coffee, Johnson, Justice, Laughlin, Myers, Pruitt and Williamson.--9.

Excused: Taylor and Wilcoxson.--2.

The bill passed.

HB 1688 was referred for engrossment.

GENERAL ORDER

HB 1556 by Jackson et al of the House and Myers et al of the Senate was called up for consideration.

Senator Myers moved that **HB 1556** be advanced, which motion was declared adopted.

THIRD READING

HB 1556 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, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Cain, Taylor and Wilcoxson.--3.

The bill passed.

HB 1556 was referred for engrossment.

GENERAL ORDER

HB 1240 by Benge et al of the House and Riley of the Senate was called up for consideration.

Senator Riley moved that **HB 1240** be advanced, which motion was declared adopted.

THIRD READING

HB 1240 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, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--44.

Excused: Cain, Leftwich, Taylor and Wilcoxson.--4.

The bill and emergency passed.

HB 1240 was referred for engrossment.

GENERAL ORDER

HB 1536 by Peterson (Ron) of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 1536** be advanced, which motion was declared adopted.

THIRD READING

HB 1536 was read for the third time at length.

Senator Aldridge asked that **HB 1536** be laid over temporarily, which was the order.

HB 1536 remains on Third Reading.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Adelson asked unanimous consent to suspend Rule 5-4 and refer **SR 23** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 23 by Adelson et al was called up for consideration.

SR 23 was adopted upon motion of Senator Adelson and referred for enrollment.

THIRD READING

HB 1536 was called up for further consideration.

HB 1536 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, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--44.

Excused: Cain, Kerr, Taylor and Wilcoxson.--4.

The bill and emergency passed.

HB 1536 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1811 by Armes of the House and Corn of the Senate was called up for consideration.

Senator Corn moved that **HB 1811** be advanced, which motion was declared adopted.

THIRD READING

HB 1811 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, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Williamson, Wilson and Wyrick.--43.

Nay: Laster and Shurden.--2.

Excused: Cain, Taylor and Wilcoxson.--3.

The bill passed.

HB 1811 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SB 246 - coauthored by Askins, Wesselhoft 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 1295

HB 1308

HB 1329

HB 1347

HB 1379

HB 1485

HB 1754

HB 1804

HB 1834

GENERAL ORDER

HB 2058 by Trebilcock and Miller (Ken) of the House and Ford of the Senate was called up for consideration.

Senator Ford moved that **HB 2058** be advanced, which motion was declared adopted.

THIRD READING

HB 2058 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, 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, Paddock, Pruitt, Rabon, Reynolds, Riley, Williamson, Wilson and Wyrick.--44.

Nay: Shurden.--1.

Excused: Cain, Taylor and Wilcoxson.--3.

The bill passed.

HB 2058 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 the following bills was ordered granted and Senate conferees to be named later:

HB 1295

HB 1308

HB 1329

HB 1347

HB 1379

HB 1485

HB 1606

HB 1754

HB 1804

HB 1834

GENERAL ORDER

HB 1649 by Winchester and Wesselhoft of the House and Monson of the Senate was called up for consideration.

Senator Monson moved that **HB 1649** be advanced, which motion was declared adopted.

THIRD READING

HB 1649 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, 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, Rabon,

Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--44.

Excused: Cain, Capps, Taylor and Wilcoxson.--4.

The bill and emergency passed.

HB 1649 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1425 by Jones and Nance of the House and Riley of the Senate was called up for consideration.

Senator Riley moved to amend **HB 1425**, 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 Riley moved that **HB 1425** be advanced, which motion was declared adopted.

THIRD READING

HB 1425 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, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Cain, Taylor and Wilcoxson.--3.

The bill passed.

HB 1425 was referred for engrossment.

GENERAL ORDER

HB 1360 by Case of the House and Monson of the Senate was called up for consideration.

Senator Monson moved to amend **HB 1360**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Monson moved that **HB 1360** be advanced, which motion was declared adopted.

THIRD READING

HB 1360 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, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Lamb, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Paddack, Rabon, Shurden, Williamson, Wilson and Wyrick.--27.

Nay: Anderson, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Laughlin, Mazzei, Myers, Nichols, Pruitt, Reynolds and Riley.--18.

Excused: Cain, Taylor and Wilcoxson.--3.

The bill passed.

HB 1360 was referred for engrossment.

GENERAL ORDER

HB 1419 by Kiesel and Dorman of the House and Laster of the Senate was called up for consideration.

Senator Leftwich asked to coauthor **HB 1419**, which was the order.

Senator Laster moved that **HB 1419** be advanced, which motion was declared adopted.

THIRD READING

HB 1419 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, 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, Rabon, Reynolds, Riley, Shurden, Wilson and Wyrick.--44.

Excused: Cain, Taylor, Wilcoxson and Williamson.--4.

The bill passed.

HB 1419 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 926 were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

GENERAL ORDER

HB 1681 by Johnson and Dorman of the House and Kerr and Johnson of the Senate was called up for consideration.

Senator Kerr moved that **HB 1681** be advanced, which motion was declared adopted.

THIRD READING

HB 1681 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, 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, Rabon, Reynolds, Riley, Shurden, Wilson and Wyrick.--44.

Excused: Cain, Taylor, Wilcoxson and Williamson.--4.

The bill passed.

HB 1681 was referred for engrossment.

GENERAL ORDER

HB 1226 by Nance et al of the House and Riley of the Senate was called up for consideration.

Representatives Brannon and Smithson asked to coauthor **HB 1226**, which was the order.

Senator Riley moved that **HB 1226** be advanced, which motion was declared adopted.

THIRD READING

HB 1226 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, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Cain, Taylor and Wilcoxson.--3.

The bill passed.

Pursuant to Rule 12-23, Senator Riley served notice that the vote be reconsidered whereby **HB 1226** passed.

GENERAL ORDER

HB 1634 by Ellis of the House and Rabon of the Senate was called up for consideration.

Senator Rabon moved that **HB 1634** be advanced, which motion was declared adopted.

THIRD READING

HB 1634 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, Capps, Coates, Coffee, Corn, Crain, Crutchfield, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--44.

Excused: Cain, Easley, Taylor and Wilcoxson.--4.

The bill passed.

HB 1634 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1625 by Wilt et al of the House and Ford and Corn of the Senate was called up for consideration.

Senators Gumm and Coates asked to coauthor **HB 1625**, which was the order.

Senator Ford moved that **HB 1625** be advanced, which motion was declared adopted.

THIRD READING

HB 1625 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, 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Cain, Taylor and Wilcoxson.--3.

The bill and emergency passed.

HB 1625 was referred for engrossment.

GENERAL ORDER

HB 1647 by Winchester et al of the House and Lawler of the Senate was called up for consideration.

Senator Leftwich asked to coauthor **HB 1647**, which was the order.

Senator Lawler moved that **HB 1647** be advanced, which motion was declared adopted.

THIRD READING

HB 1647 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, 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, Rabon, Reynolds, Shurden, Wilson and Wyrick.--43.

Nay: Riley.--1.

Excused: Cain, Taylor, Wilcoxson and Williamson.--4.

The bill and emergency passed.

HB 1647 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1276 by Peters of the House and Riley of the Senate was called up for consideration.

Senator Riley moved that **HB 1276** be advanced, which motion was declared adopted.

THIRD READING

HB 1276 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, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Paddack, Pruitt, Rabon, Riley, Shurden, Wilson and Wyrick.--40.

Nay: Brogdon, Laughlin, Nichols and Reynolds.--4.

Excused: Cain, Taylor, Wilcoxson and Williamson.--4.

The bill and emergency passed.

HB 1276 was referred for engrossment.

GENERAL ORDER

HB 1554 by DeWitt et al of the House and Lawler of the Senate was called up for consideration.

Senator Lawler asked that **HB 1554** be laid over for this legislative day, which was the order.

HB 1554 remains on General Order.

GENERAL ORDER

HB 1618 by Benge et al of the House and Riley of the Senate was called up for consideration.

Senator Riley moved to amend **HB 1618**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1618** to the engrossed version of the bill.

Senator Riley moved that **HB 1618** be advanced, which motion was declared adopted.

THIRD READING

HB 1618 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, 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, Rabon, Reynolds, Riley, Shurden, Wilson and Wyrick.--44.

Excused: Cain, Taylor, Wilcoxson and Williamson.--4.

The bill passed.

HB 1618 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1698 by Hamilton et al of the House and Shurden of the Senate was called up for consideration.

Representative Wesselhoft asked to coauthor **HB 1698**, which was the order.

Senator Shurden moved to amend **HB 1698**, Page 1, Line 18, by deleting after the first comma and before the numeral "888" the language "Sections 886 through", which amendment was declared adopted.

Senator Shurden moved that **HB 1698** be advanced, which motion was declared adopted.

THIRD READING

HB 1698 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--45.

Excused: Pruitt, Taylor and Wilcoxson.--3.

The bill and emergency passed.

HB 1698 was referred for engrossment.

GENERAL ORDER

HB 1577 by Piatt et al of the House and Coffee and Capps of the Senate was called up for consideration.

Senators Kerr and Laughlin asked to coauthor **HB 1577**, which was the order.

Senator Coffee moved that **HB 1577** be advanced, which motion was declared adopted.

THIRD READING

HB 1577 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--46.

Excused: Taylor and Wilcoxson.--2.

The bill and emergency passed.

HB 1577 was referred for engrossment.

GENERAL ORDER

HB 1235 by DeWitt et al of the House and Riley of the Senate was called up for consideration.

Senator Riley moved that **HB 1235** be advanced, which motion was declared adopted.

THIRD READING

HB 1235 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--46.

Excused: Taylor and Wilcoxson.--2.

The bill and emergency passed.

HB 1235 was referred for engrossment.

GENERAL ORDER

HB 1275 by Peters and Nance of the House and Riley of the Senate was called up for consideration.

Senator Riley moved that **HB 1275** be advanced, which motion was declared adopted.

THIRD READING

HB 1275 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, Rabon, Reynolds, Riley, Shurden, Williamson, Wilson and Wyrick.--46.

Excused: Taylor and Wilcoxson.--2.

The bill passed.

HB 1275 was referred for engrossment.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 19, 2005, at 10:00 a.m., which motion prevailed.

MESSAGE FROM THE GOVERNOR

Advising his approval April 18, 2005, of Enrolled **SBs 328, 747, 772** and **967** and veto of **SB 920**.

The veto message reads as follows:

April 18, 2005

To the Honorable President Pro Tempore
and Members of the Oklahoma Senate
First Session, Fiftieth Oklahoma Legislature

Enrolled Senate Bill No. 920

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED Senate Bill 920. This legislation is unconstitutional, violating Oklahoma Constitution Article 7 Section 7 by improperly delegating final judicial decision making authority to referees. In addition, it sets forth no qualifying criteria for a referee.

By the Governor of the State of Oklahoma
/s/ Brad Henry

Pursuant to the Fisher motion, the Senate adjourned at 4:05 p.m. to meet Tuesday, April 19, 2005, at 10:00 a.m.