

# Senate Journal

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

**Forty-third Legislative Day, Wednesday, April 20, 2005**

The Senate was called to order by Senator Gumm.

Roll Call:

Present: Adelson, Aldridge, Anderson, Barrington, Bass, 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, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.—47.

Excused: Branam.—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

**SCR 24** was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**HBs 1116, 1321, 1337, 1385, 1397, 1408, 1411, 1426, 1461, 1500, 1547, 1558, 1562, 1584, 1605, 1612, 1637, 1652, 1654, 1656, 1680, 1693, 1708, 1722, 1755, 1810, 1837, 1860, 1898, 1963, 1985 and 1992** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SBs 19, 604, 803 and 902** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SCRs 4 and 8** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SR 15** was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

### **GENERAL ORDER**

**HB 1598** by McPeak et al of the House and Garrison of the Senate was called up for consideration.

Senator Garrison moved that **HB 1598** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1598** was read for the third time at length.

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

Aye: Adelson, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Kerr, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Reynolds, Taylor, Williamson, Wilson and Wyrick.--34.

Nay: Aldridge, Anderson, Barrington, Bass, Brogdon, Justice, Lawler, Rabon, Riley, Shurden and Wilcoxson.--11.

Excused: Branan, Capps and Pruitt.--3.

The bill passed.

**HB 1598** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1779** by Rousselot et al of the House and Easley of the Senate was called up for consideration.

Senator Easley moved that **HB 1779** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1779** 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, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Branan and Capps.--2.

The bill and emergency passed.

**HB 1779** was referred for engrossment.

**Senator Corn presiding.**

#### **GENERAL ORDER**

**HB 1807** by Cargill et al of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 1807** be advanced, which motion was declared adopted.

#### **THIRD READING**

**HB 1807** was read for the third time at length.

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

Aye: Adelson, Aldridge, Barrington, Bass, Cain, Coates, Coffee, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Monson, Morgan, Paddack, Pruitt, Riley, Taylor, Wilcoxson, Williamson and Wilson.--34.

Nay: Anderson, Brogdon, Corn, Crain, Jolley, Mazzei, Myers, Nichols, Rabon, Reynolds, Shurden and Wyrick.--12.

Excused: Branan and Capps.--2.

The bill passed.

**HB 1807** was referred for engrossment.

**GENERAL ORDER**

**HB 1728** by Harrison of the House and Lerblance of the Senate was called up for consideration.

Senator Lerblance moved that **HB 1728** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1728** 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, 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, Monson, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Branan, Capps and Pruitt.--3.

The bill passed.

**HB 1728** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1480** by Lamons and Peters of the House and Adelson of the Senate was called up for consideration.

Senator Adelson moved that **HB 1480** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1480** 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, 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, Monson, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Branan, Capps and Pruitt.--3.

The bill and emergency passed.

**HB 1480** was referred for engrossment.

### **GENERAL ORDER**

**HB 1780** by Rousselot et al of the House and Easley et al of the Senate was called up for consideration.

Senators Coates and Corn asked to coauthor **HB 1780**, which was the order.

Senator Easley moved that **HB 1780** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1780** 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, 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, Monson, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Branan, Capps and Pruitt.--3.

The bill passed.

**HB 1780** was referred for engrossment.

### **GENERAL ORDER**

**HB 1711** by Calvey of the House and Gumm of the Senate was called up for consideration.

Senator Gumm moved that **HB 1711** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1711** 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, 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, Monson, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Branan, Capps and Pruitt.--3.

The bill and emergency passed.

**HB 1711** was referred for engrossment.

**GENERAL ORDER**

**HB 1747** by Sullivan et al of the House and Mazzei of the Senate was called up for consideration.

Senators Lamb and Coates asked to coauthor **HB 1747**, which was the order.

Senator Mazzei moved to amend **HB 1747**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1747** to the engrossed version of the bill.

Senator Mazzei asked that **HB 1747** be laid over for this legislative day, which was the order.

**HB 1747** remains on General Order.

**GENERAL ORDER**

**HB 1267** by Ingmire of the House and Lerblance of the Senate was called up for consideration.

Senator Lerblance asked that **HB 1267** be laid over temporarily, which was the order.

**HB 1267** remains on General Order.

**MESSAGES FROM THE HOUSE**

Advising naming of House conferees as follows:

**HB 1606** - Miller (Doug), Armes, Covey, Smaligo, Askins, DeWitt

Advising fourth reading of and transmitting for signature Enrolled **HBs 1013, 1226** and **1468**.

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

Advising passage of and transmitting for consideration Engrossed **HCR 1015**.

**HCR 1015** – By DePue, Wesselhoft and Carey of the House and Eason McIntyre of the Senate.

A Concurrent Resolution encouraging the State of Oklahoma and all Oklahoma employers to strongly support and encourage the practice of breast-feeding; and directing distribution.

The above-numbered measure was read the first time.

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

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

**SB 304**

**SB 356**

**SB 561**

**SB 705** - coauthored by Nance, Roan, Trebilcock, Blackburn, Braddock, Brannon, Smithson of the House

**SB 821** - coauthored by Bingman, Dorman, Liotta, Rousselot, Braddock, Balkman, Benge, Cargill, Jones, McCarter, Newport, Peters, Roggow, Smaligo, Winchester, Blackburn, Banz, Brannon, Brown, DePue, Glenn, Harrison, Hilliard, Hyman, Johnson, Kiesel, Lamons, McDaniel, Miller (Ken), Miller (Ray), Nance, Roan, Sherrer, Shumate, Smithson, Sullivan, Sweeden, Turner of the House

**SB 830** - coauthored by Wesselhoft of the House

**SB 909** - coauthored by Dorman, Rousselot of the House

**SB 932**

House amendments were read on the above-numbered bills.

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 Mazzei presiding.

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

**Senator Gumm presiding.**

### **GENERAL ORDER**

**HB 1267** by Ingmire of the House and Lerblance of the Senate was called up for further consideration.

Senator Lerblance moved that **HB 1267** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1267** 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, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Paddack, Rabon, Taylor, Wilson and Wyrick.--26.

Nay: Aldridge, Barrington, Brogdon, Coates, Coffee, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley, Shurden and Wilcoxson.--19.

Excused: Branan, Crain and Williamson.--3.

The bill passed.

**HB 1267** was referred for engrossment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Shurden asked unanimous consent to suspend Rule 5-4 and refer **SR 22** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 22** by Morgan et al was called up for consideration.

All other members of the Senate asked to coauthor **SR 22**, which was the order.

**SR 22** was adopted upon motion of Senator Shurden and referred for enrollment.

**REPORT OF ENGROSSED AND ENROLLED MEASURE**

**SR 22** was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

**MESSAGES FROM THE HOUSE**

Advising the signing of and returning Enrolled **SCRs 4 and 8**.

The above-numbered enrolled measures were transmitted to the Secretary of State.

Advising fourth reading of and returning Enrolled **SBs 19, 604, 803 and 902**.

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

Advising rejection of **SAs** to **HB 1297**, requesting conference and House conferees to be named later.

Advising passage of and returning the following Engrossed bills:

**SB 36** - coauthored by Brannon, Smithson, Hyman of the House

**SB 321**

**SB 460**

**SB 733** - coauthored by Mass, Hamilton, Sherrer of the House

The above-numbered measures were referred for enrollment.

**GENERAL ORDER**

**HB 1704** by Coody et al of the House and Lawler of the Senate was called up for consideration.

Senator Corn asked to coauthor **HB 1704**, which was the order.

Senator Lawler moved that **HB 1704** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1704** 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, Brogdon, Capps, Coates, Corn, Crutchfield, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Rabon, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--39.

Nay: Aldridge, Cain, Johnson and Reynolds.--4.

Excused: Branan, Coffee, Crain, Easley and Pruitt.--5.

The bill and emergency passed.

**HB 1704** was referred for engrossment.

**Senator Rabon presiding.**

**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 1312**

**HB 1318**

**HB 1386**

**HB 1405**

**HB 1435**

**HB 1575**  
**HB 1913**

**GENERAL ORDER**

**HB 1524** by Lindley and Nance of the House and Eason McIntyre of the Senate was called up for consideration.

Senator Gumm moved to amend **HB 1524**, Page 1, Line 20 by inserting after the word “person” and before the word “shall” the following language “, including but not limited to any municipality or political subdivision of the state,”; and Page 3, Line 5½ by inserting a new paragraph F to read as follows:

“F. Notwithstanding any ordinance in effect as of the effective date of this act, no municipality or political subdivision of the state, or any official thereof, may enact or enforce any ordinance or rule that requires any registration or licensing fee for any service animal as defined in this section that is used for the purpose of guiding or assisting a disabled person who has a sensory, mental, or physical impairment. Any official violating the provisions of this paragraph shall be guilty of a misdemeanor punishable by a fine of not less than Fifty Dollars (\$50.00).”, and by relettering subsequent paragraph and amending the title to conform, which amendment was declared adopted.

Senator Eason McIntyre moved that **HB 1524** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1524** was read for the third time at length.

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

Aye: Adelson, Anderson, Barrington, Bass, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Laster, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilson and Wyrick.-38.

Nay: Aldridge, Brogdon, Lamb, Laughlin, Myers, Wilcoxson and Williamson.--7.

Excused: Branan, Crain and Pruitt.--3.

The bill passed.

**HB 1524** was referred for engrossment.

**Senator Gumm presiding.**

### **GENERAL ORDER**

**HB 1467** by DeWitt of the House and Shurden of the Senate was called up for consideration.

Senator Shurden moved that **HB 1467** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1467** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Branan, Crain, Lawler and Pruitt.--4.

The bill and emergency passed.

**HB 1467** was referred for engrossment.

### **GENERAL ORDER**

**HB 1465** by Sherrer et al of the House and Lerblance of the Senate was called up for consideration.

Senator Lerblance moved that **HB 1465** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1465** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Branan, Crain and Lawler.--3.

The bill passed.

**HB 1465** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1398** by Covey and McMullen of the House and Laughlin et al of the Senate was called up for consideration.

Senator Coates asked to coauthor **HB 1398**, which was the order.

Senator Laughlin moved that **HB 1398** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1398** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Branan, Crain and Kerr.--3.

The bill and emergency passed.

**HB 1398** was referred for engrossment.

**GENERAL ORDER**

**HB 1713** by Calvey and Nance of the House and Adelson et al of the Senate was called up for consideration.

Senator Adelson moved that **HB 1713** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1713** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Branan, Crain, Kerr and Rabon.--4.

The bill passed.

Senator Kerr desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45; Excused: 3.

The emergency passed.

**HB 1713** was referred for engrossment.

**GENERAL ORDER**

**HB 1944** by Shelton of the House and Eason McIntyre of the Senate was called up for consideration.

Senator Eason McIntyre moved that **HB 1944** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1944** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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.--45.

Excused: Branan, Crain and Rabon.--3.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Aldridge served notice that the vote be reconsidered whereby **HB 1944** passed.

**Senator Corn presiding.**

**GENERAL ORDER**

**HB 1845** by Worthen and Balkman of the House and Pruitt of the Senate was called up for consideration.

Senator Pruitt moved that **HB 1845** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1845** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Branan, Crain, Lawler and Rabon.--4.

The bill and emergency passed.

**HB 1845** was referred for engrossment.

### **GENERAL ORDER**

**HB 1774** by Hastings of the House and Lerblance of the Senate was called up for consideration.

Senator Lerblance moved that **HB 1774** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1774** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Branan, Crain, Lawler and Rabon.--4.

The bill passed.

**HB 1774** was referred for engrossment.

### **GENERAL ORDER**

**HB 1738** by Terrill et al of the House and Gumm of the Senate was called up for consideration.

Senator Jolley asked to coauthor **HB 1738**, which was the order.

Senator Gumm moved that **HB 1738** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1738** 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, Brogdon, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Nay: Cain.--1.

Excused: Branan, Crain, Lawler and Rabon.--4.

The bill and emergency passed.

**HB 1738** was referred for engrossment.

### **GENERAL ORDER**

**HB 1971** by Perry and Nance of the House and Coffee of the Senate was called up for consideration.

Senators Gumm, Corn and Coates asked to coauthor **HB 1971**, which was the order.

Senator Coffee moved that **HB 1971** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1971** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Branan, Crain, Lawler and Rabon.--4.

The bill passed.

**HB 1971** was referred for engrossment.

**GENERAL ORDER**

**HB 1862** by Blackwell of the House and Adelson of the Senate was called up for consideration.

Senator Adelson moved to amend **HB 1862**, Page 1, Line 18, by restoring the stricken language, which amendment was declared adopted.

Senator Adelson moved that **HB 1862** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1862** was read for the third time at length.

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

Aye: Adelson, Bass, Cain, Capps, Crutchfield, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lerblance, Monson, Morgan, Paddack, Rabon, Shurden, Taylor, Wilson and Wyrick.--22.

Nay: Aldridge, Anderson, Barrington, Brogdon, Coates, Corn, Easley, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Lawler, Leftwich, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--23.

Excused: Branan, Coffee and Crain.--3.

The bill failed.

Pursuant to Rule 12-23, Senator Adelson served notice that the vote be reconsidered whereby **HB 1862** failed.

**BILL RECALLED FROM ENGROSSMENT**

**HB 1360** was recalled from Engrossment and Enrollment.

**SENATE RULE SUSPENDED**

Senator Monson asked unanimous consent, which was granted, to suspend Senate Rule 12-23 as it pertains to **HB 1360**.

Pursuant to Rule 12-23, Senator Monson served notice that the vote be reconsidered whereby **HB 1360** passed.

### **MOTION TO RECONSIDER VOTE**

Senator Monson moved to reconsider the vote whereby **HB 1360** passed, which motion was declared adopted upon roll call as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Branam and Crain.--2.

### **THIRD READING**

Senator Monson moved to reconsider the vote whereby **HB 1360** was advanced, which motion was declared adopted.

### **GENERAL ORDER**

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

Senator Monson asked that **HB 1360** be laid over for this legislative day, which was the order.

**HB 1360** remains on General Order.

### **GENERAL ORDER**

**HB 1986** by Ingmire et al of the House and Lerblance of the Senate was called up for consideration.

Senators Corn, Fisher, Coates and Gumm asked to coauthor **HB 1986**, which was the order.

Senator Lerblance moved to amend **HB 1986**, Page 3, Line 7, by inserting after the word "date" and before the semicolon the words "that expires less than sixty (60) months from the date of purchase", and by amending the title to conform, which amendment was declared adopted.

Senator Lerblance moved that **HB 1986** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1986** was read for the third time at length.

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

Aye: Adelson, Bass, Cain, Capps, Coates, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Kerr, Lamb, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Myers, Paddack, Pruitt, Rabon, Reynolds, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--35.

Nay: Aldridge, Anderson, Barrington, Brogdon, Coffee, Ford, Justice, Laughlin, Mazzei, Nichols and Riley.--11.

Excused: Branan and Crain.--2.

The bill passed.

**HB 1986** was referred for engrossment.

**MESSAGE FROM THE HOUSE**

Advising passage of and returning the following Engrossed measure:

**SCR 11**

The above-numbered measure was referred for enrollment.

**GENERAL ORDER**

**HB 1570** by Walker et al of the House and Rabon and Johnson of the Senate was called up for consideration.

Senator Rabon moved that **HB 1570** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1570** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Branan and Crain.--2.

The bill and emergency passed.

**HB 1570** was referred for engrossment.

### **MOTION TO RECONSIDER VOTE**

Senator Nichols moved to reconsider the vote whereby **HB 1227** passed, which motion was declared adopted upon roll call as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Branan and Crain.--2.

### **THIRD READING**

Senator Nichols moved to reconsider the vote whereby **HB 1227** was advanced, which motion was declared adopted.

### **GENERAL ORDER**

**HB 1227** by Nance of the House and Crain of the Senate was called up for consideration.

Senator Nichols moved to amend **HB 1227**, Page 1, by striking the title, which amendment was declared adopted.

Senator Nichols moved that **HB 1227** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1227** 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Branan and Crain.--2.

The bill passed.

**HB 1227** was referred for engrossment.

### **GENERAL ORDER**

**HJR 1019** by Armes et al of the House and Gumm of the Senate was called up for consideration.

Senators Kerr and Corn asked to coauthor **HJR 1019**, which was the order.

Senator Gumm moved that **HJR 1019** be advanced, which motion was declared adopted.

### **THIRD READING**

**HJR 1019** was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Brogdon, Cain, Capps, Coates, Coffee, Corn, 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, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Branan and Crain.--2.

The resolution passed.

**HJR 1019** was referred for engrossment.

## **MESSAGES FROM THE HOUSE**

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

**HB 1390**  
**HB 1498**  
**HB 1544**  
**HB 1680**  
**HB 1681**  
**HB 1753**

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1253, 1294, 1434, 1452 and 1607.**

## **CHANGE IN COMMITTEE ASSIGNMENTS**

The following measure was reassigned as follows:

**HCR 1009** – Withdrawn from Rules Committee and referred Direct to Calendar.

## **PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Fisher, the request of the Honorable House for conference on **HB 1297** was ordered granted and Senate conferees to be named later.

## **EXECUTIVE NOMINATIONS**

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

Bell, John M., M.D., Norman, as a member of the Board of Regents of the University of Oklahoma - Education

Cassidy, Mike, Frederick, as a member of the Environmental Quality Board - Energy and Environment

Henneke, David, Enid, as a member of the State Board of Corrections - General Government

Leonard, Sonia Diane, Edmond, as a member of the Crime Victims Compensation Board - Judiciary

Logan, Theodore "Ted", Midwest City, as a member of the State Board of Corrections  
- General Government

Van Gordon, Roderick B., Harrah, as a member of the Committee of Home Inspector  
Examiners - Business and Labor

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to  
convene Thursday, April 21, 2005, at 9:30 a.m., which motion prevailed.

## **SECOND READING**

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

**HCR 1015** – Health and Human Resources

Pursuant to the Fisher motion, the Senate adjourned at 3:00 p.m. to meet Thursday,  
April 21, 2005, at 9:30 a.m.

## **JOURNAL CORRECTION**

Page 1105, Line 11, by inserting the following language "The above amendment  
restores **HB 1425** to the engrossed version of the bill."

Page 1105, 4<sup>th</sup> Line from the bottom, as it pertains to **HB 1425**, by deleting "referred  
for engrossment" and inserting in lieu thereof the words "properly signed and ordered  
returned to the Honorable House"