

Senate Journal

First Regular Session of the Fifty-first Legislature of the State of Oklahoma

Eighth Legislative Day, Wednesday, February 14, 2007

The Senate was called to order by Senator Corn.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason, McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.—48.

Senator Corn declared a quorum present.

The prayer was offered by Father Stephen Vincent Hamilton, Saints Peter and Paul Catholic Church, Kingfisher, the guest of Senator Mike Johnson.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Ivester asked unanimous consent to suspend Rule 6-4 and refer **SCR 8** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 8 by Ivester and Reynolds of the Senate and Wesselhoft of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 8**, which was the order.

SCR 8 was adopted upon motion of Senator Ivester and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1146, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186** and **1187** and **HCR 1013**.

HB 1146 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Oklahoma Department of Libraries – appropriation - effective date – emergency)

HB 1163 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Court of Criminal Appeals – appropriation – effective date – emergency)

HB 1164 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Court of Criminal Appeals – appropriation - effective date – emergency)

HB 1165 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(District Attorneys Council - appropriation - effective date – emergency)

HB 1166 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(District Attorneys Council - appropriation - effective date – emergency)

HB 1167 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(district courts - State Judicial Revolving Fund - effective date – emergency)

HB 1168 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(district courts – State Judicial Revolving Fund – appropriation - effective date – emergency)

HB 1169 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Oklahoma Department of Emergency Management - appropriation - effective date – emergency)

HB 1170 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Oklahoma Department of Emergency Management – appropriation - effective date – emergency)

HB 1171 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the State Fire Marshal – appropriation - effective date – emergency)

HB 1172 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the State Fire Marshal – appropriation – effective date – emergency)

HB 1173 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma Indigent Defense System – appropriation - effective date – emergency)

HB 1174 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma Indigent Defense System – appropriation - effective date – emergency)

HB 1175 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma State Bureau of Investigation - appropriation - effective date – emergency)

HB 1176 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma State Bureau of Investigation - appropriation - effective date – emergency)

HB 1177 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Council on Judicial Complaints – appropriation - effective date – emergency)

HB 1178 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Council on Judicial Complaints – appropriation - effective date – emergency)

HB 1179 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Council on Law Enforcement Education and Training - appropriations - effective date – emergency)

HB 1180 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Council on Law Enforcement Education and Training - appropriations - effective date – emergency)

HB 1181 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Board of Medicolegal Investigations – appropriation – effective date – emergency)

HB 1182 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Board of Medicolegal Investigations – appropriation - effective date – emergency)

HB 1183 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Military Department of the State of Oklahoma – appropriation - effective date – emergency)

HB 1184 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Military Department of the State of Oklahoma – appropriation – effective date – emergency)

HB 1185 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Oklahoma State Bureau of Narcotics and Dangerous Drugs Control – appropriation - effective date - emergency)

HB 1186 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Oklahoma State Bureau of Narcotics and Dangerous Drugs Control – appropriation - effective date – emergency)

HB 1187 – By Bengé and Miller of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Pardon and Parole Board – appropriation - effective date - emergency)

HCR 1013 – By Morgan of the House and Coates of the Senate.
A Concurrent Resolution designating a creek in Lincoln County along Oklahoma State Highway 99 as Provaznik Creek; and directing distribution.

The above-numbered measures were read the first time.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 8 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

SB 424 – Withdrawn from Rules Committee and referred to Appropriations.

SB 518 – Withdrawn from Rules Committee and referred to Appropriations.

SB 827 – Withdrawn from Rules Committee and referred to Appropriations.

SB 1024 – Withdrawn from Rules Committee and referred to Education.

COMMITTEE REPORTS

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

DO PASS:

SB 128 – Education, coauthored by Luttrell (principal House author)

Ayes: Branan, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Nichols, Reynolds, Riley, Sparks, Wilcoxson, Williamson

SB 160 – General Government, coauthored by Blackwell (principal House author)

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Easley, Johnson (Constance), Sweden

SB 162 – General Government, coauthored by McCarter (principal House author)

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Easley, Johnson (Constance), Sweden

SB 379 – General Government, coauthored by Rousselot (principal House author)

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Easley, Johnson (Constance), Sweden

SB 482 – Education, coauthored by Coody (principal House author)

Ayes: Branan, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Nichols, Reynolds, Riley, Wilcoxson, Williamson

Nays: Corn

SB 607 – General Government, coauthored by Wright (principal House author)

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Easley, Johnson (Constance), Sweden

SB 763 – Judiciary, coauthored by Duncan (principal House author)

Ayes: Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

Nays: Adelson

SB 793 – Judiciary, coauthored by Duncan (principal House author)

Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 825 – Judiciary, coauthored by Sullivan (principal House author)

Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 937 – Business and Labor, coauthored by Steele (principal House author)

Ayes: Adelson, Brogdon, Burrage, Coates, Leftwich, Myers, Rice

SB 944 – Judiciary, coauthored by Duncan (principal House author)

Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 945 – Judiciary, coauthored by Sullivan (principal House author)

Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

DO PASS, As Amended:

SB 103 – Education, coauthored by Thomsen (principal House author)

Ayes: Branan, Corn, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Nichols, Paddack, Reynolds, Riley, Sparks, Wilcoxson, Williamson

CS for SB 374 – Education, coauthored by Brown (principal House author)

Ayes: Branan, Corn, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Nichols, Paddack, Reynolds, Riley, Sparks, Wilcoxson, Williamson

SB 490 – Judiciary, coauthored by Blackwell (principal House author)

Ayes: Bass, Crain, Lamb, Lerblance, Sykes, Williamson

Nays: Eason McIntyre

SB 496 – Education, coauthored by Kern (principal House author)

Ayes: Branan, Corn, Gumm, Jolley, Lerblance, Mazzei, Nichols, Reynolds, Riley, Sparks, Wilcoxson, Williamson

Nays: Eason McIntyre

CS for SB 500 – Education, coauthored by Luttrell (principal House author)

Ayes: Branan, Corn, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Nichols, Paddack, Reynolds, Riley, Sparks, Wilcoxson, Williamson

SB 513 – Judiciary, coauthored by Denney (principal House author)

Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 514 – Education, coauthored by Coody (principal House author)

Ayes: Branan, Corn, Eason McIntyre, Jolley, Mazzei, Nichols, Reynolds, Sparks, Wilcoxson, Williamson

Nays: Gumm, Lerblance, Riley

SB 519 – Education, coauthored by Corn of the Senate, and coauthored by Jones (principal House author)

Ayes: Branan, Corn, Gumm, Jolley, Lerblance, Mazzei, Nichols, Paddack, Reynolds, Riley, Sparks, Wilcoxson, Williamson

SB 661 – Education, coauthored by Wilcoxson, Adelson, Williamson of the Senate, and coauthored by Shumate (principal House author)

Ayes: Branan, Corn, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Reynolds, Riley, Sparks, Wilcoxson, Williamson

CS for SB 824 – Judiciary, coauthored by Cox (principal House author)

Ayes: Adelson, Bass, Crain, Lamb, Lerblance, Sykes, Williamson

Nays: Eason McIntyre

SB 1066 – Judiciary, coauthored by Peters (principal House author)

Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

EXECUTIVE NOMINATIONS

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

Bollenbach, Mel, Oklahoma City, as a member of the Oklahoma Horse Racing Commission - Finance

Edwards, Charlotte, Oklahoma City, as a member of the Oklahoma Lottery Commission Board of Trustees - Finance

Gard, Matt, Fairview, as a member of the Oklahoma Conservation Commission - Energy and Environment

Haynes, Henry, Vinita, as a member of the Board of Mental Health and Substance Abuse Services - Health and Human Resources

Hudson, Jerry, Tulsa, as a member of the Oklahoma State University Medical Authority - Health and Human Resources

Kaiser, Myra Block, Tulsa, as a member of the Oklahoma Arts Council - Tourism and Wildlife

Kemp, Thomas E., Norman, as a member of the Oklahoma Tax Commission - Finance

Lamb, Norman A., Enid, as a member of the Cabinet Secretary of Veterans Affairs - Veterans and Military Affairs

Maddux, Elmer, Mooreland, as a member of the Organ Donor Education and Awareness Program Advisory Council - Health and Human Resources

McGraw, Kyle, Oklahoma City, as a member of the Oklahoma Board of Licensed Alcohol and Drug Counselors - Health and Human Resources

McKamey, Bill, Tulsa, as a member of the Board of Regents of the Tulsa Community College - Education

Newsome, David, Tulsa, as a member of the Board of Dentistry - Health and Human Resources

Smicklas, John E., Norman, as a member of the Oklahoma Horse Racing Commission - Finance

Soder, Robert, Tulsa, as a member of the Construction Industries Board - Business and Labor

Senator Laughlin moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 15, 2007, at 9:30 a.m., which motion prevailed.

SECOND READINGS

The following were read for the second time:

SCR 9

HB 1143

HB 1144

HB 1145

HBs 1147 through 1162

Pursuant to the Laughlin motion, the Senate adjourned at 1:40 p.m. to meet Thursday, February 15, 2007, at 9:30 a.m.