

Senate Journal

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

Forty-eighth Legislative Day, Thursday, April 26, 2007

The Senate was called to order by Senator Jolley.

Roll Call:

Present: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.—43.

Excused: Aldridge, Corn, Ivester, Rabon and Rice.—5.

Senator Jolley declared a quorum present.

The prayer was offered by Reverend YoYo Collins, Trinity Ministries, Yesendi Co., Inc., Salina, the guest of Senator Easley.

REPORT OF ENGROSSED AND ENROLLED MEASURES

HBs 1002, 1016, 1051, 1090, 1094, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1122, 1284, 1343, 1494, 1579, 1593, 1595, 1717, 1760, 1772, 1777, 1816, 1819, 1872, 1930, 1941, 1960, 1963, 2051, 2069 and 2100 were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 499 and 996 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SRs 31 and 33 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTIONS

Senator Barrington introduced his guests, Tyler and Trey Rhoades, to the Senate.

PENDING CONSIDERATION OF HAS

HAs to SBs 519, 704, 748 and 1112 were rejected upon motion of Senator Laster, conference requested, and Senate conferees to be named later.

GENERAL ORDER

HB 1696 by Morgan of the House and Coates of the Senate was called up for consideration.

Senator Coates moved that **HB 1696** be advanced, which motion was declared adopted.

THIRD READING

HB 1696 was read for the third time at length.

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

Aye: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Aldridge, Corn, Ivester, Rabon and Rice.--5.

The bill passed.

HB 1696 was referred for engrossment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Johnson (Mike) asked unanimous consent to suspend Rule 6-4 and refer **SR 32** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 32 by Johnson (Mike) was called up for consideration.

All other members of the Senate asked to coauthor **SR 32**, which was the order.

SR 32 was adopted upon motion of Senator Johnson (Mike) and referred for enrollment.

GENERAL ORDER

HJR 1003 by Bengé and Miller of the House and Crutchfield et al of the Senate was called up for consideration.

Senator Crutchfield moved that **HJR 1003** be advanced, which motion was declared adopted.

THIRD READING

HJR 1003 was read for the third time at length.

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

Aye: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Schulz, Sparks, Sweden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Aldridge, Corn, Ivester, Rabon and Rice.--5.

The resolution passed.

HJR 1003 was referred for engrossment.

GENERAL ORDER

HB 1926 by McDaniel (Jeannie) of the House and Riley of the Senate was called up for consideration.

Senator Johnson (Constance) asked to coauthor **HB 1926**, which was the order.

Senator Riley moved that **HB 1926** be advanced, which motion was declared adopted.

THIRD READING

HB 1926 was read for the third time at length.

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

Aye: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Burrage, Coates, Coffee, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--42.

Nay: Brown.--1.

Excused: Aldridge, Corn, Ivester, Rabon and Rice.--5.

The bill passed.

HB 1926 was referred for engrossment.

GENERAL ORDER

HB 1321 by Auffet and Smithson of the House and Wilson of the Senate was called up for consideration.

Senator Wilson moved that **HB 1321** be advanced, which motion was declared adopted.

THIRD READING

HB 1321 was read for the third time at length.

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

Aye: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Coates, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Justice, Laster, Leftwich, Lerblance, Morgan, Myers, Paddack, Riley, Schulz, Sparks, Sweeden, Wilcoxson, Williamson, Wilson and Wyrick.--31.

Nay: Brogdon, Brown, Coffee, Johnson (M), Jolley, Lamb, Laughlin, Mazzei, Nichols, Reynolds and Sykes.--11.

Excused: Aldridge, Corn, Ivester, Rabon and Rice.--5.

*Not Voting: Burrage.—1.

The bill passed.

*Senator Burrage asked to be shown not voting on **HB 1321** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

HB 1321 was referred for engrossment.

GENERAL ORDER

HB 1034 by Cox of the House and Wyrick of the Senate was called up for consideration.

Senator Wyrick moved that **HB 1034** be advanced, which motion was declared adopted.

THIRD READING

HB 1034 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, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--42.

Excused: Aldridge, Coffee, Corn, Ivester, Rabon and Rice.--6.

The bill and emergency passed.

HB 1034 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 469** were concurred in upon motion of Senator Easley.

SB 469, as amended by the Honorable House, was read at length.

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

Aye: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison,

Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--42.

Excused: Aldridge, Coffee, Corn, Ivester, Rabon and Rice.--6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to **SB 739** were concurred in upon motion of Senator Myers.

SB 739, as amended by the Honorable House, was read at length.

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

Aye: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Aldridge, Corn, Ivester, Rabon and Rice.--5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

EXECUTIVE NOMINATIONS

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

Caneday, Lowell, Stillwater, as a member of the Board of Trustees for Quartz Mountain Arts and Conference Center and Nature Park - Education

Davis, D. Casey, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission - General Government

Henry, Jan Ralls, D.D.S., Oklahoma City, as a member of the Oklahoma Arts Council - Tourism and Wildlife

Hester, John, Frederick, as a member of the Board of Regents of Western Oklahoma State College - Education

**BILL RELEASED
TIME EXPIRED TO RECONSIDER**

HB 2103 was referred for engrossment.

Senator Laster moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 30, 2007, at 1:30 p.m., which motion prevailed.

Pursuant to the Laster motion, the Senate adjourned at 10:20 a.m. to meet Monday, April 30, 2007, at 1:30 p.m.