

Senate Journal

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

Eighth Legislative Day, Thursday, February 14, 2008

The Senate was called to order by Senator Brogdon.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, 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, Wilson and Wyrick.—46.

Excused: Branan and Williamson.—2.

Senator Brogdon declared a quorum present.

The prayer was offered by Reverend Darrell Meadow, Westside Holiness Church, Claremore, the guest of Senator Burrage.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SB 1830 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Lamb introduced his daughter, Lauren; and Senator Reynolds introduced his wife, Dr. Diane Means Reynolds, MD, and his daughter, Lori; and Senator Adelson introduced his brother, Dr. David Adelson, MD, to the Senate.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358** and **2359**.

HB 2336 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Council on Judicial Complaints – appropriation – effective date – emergency)

HB 2337 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Council on Judicial Complaints - appropriation - effective date – emergency)

HB 2338 – By Miller and Jones 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 2339 – By Miller and Jones 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 2340 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Board of Medicolegal Investigations – appropriation - effective date – emergency)

HB 2341 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Board of Medicolegal Investigations - appropriation - effective date – emergency)

HB 2342 – By Miller and Jones 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 2343 – By Miller and Jones 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 2344 – By Miller and Jones 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 2345 – By Miller and Jones 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 2346 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Pardon and Parole Board – appropriation – effective date - emergency)

HB 2347 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Pardon and Parole Board – appropriation - effective date – emergency)

HB 2348 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Department of Public Safety – appropriations - effective date – emergency)

HB 2349 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Department of Public Safety – appropriations – effective date – emergency)

HB 2350 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Supreme Court – appropriations – effective date – emergency)

HB 2351 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Supreme Court - appropriations - effective date - emergency)

HB 2352 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Workers' Compensation Court – appropriation - effective date – emergency)

HB 2353 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(Workers' Compensation Court - appropriation - effective date – emergency)

HB 2354 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(State Auditor and Inspector – appropriations - effective date – emergency)

HB 2355 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.
(State Auditor and Inspector – appropriations - effective date – emergency)

HB 2356 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(State Bond Advisor – appropriation – effective date – emergency)

HB 2357 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(State Bond Advisor - appropriation - effective date - emergency)

HB 2358 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Department of Central Services – appropriations - effective date – emergency)

HB 2359 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Department of Central Services – appropriations – effective date – emergency)

The above-numbered measures were read the first time.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

SB 1150 – Withdrawn from Rules and referred to Appropriations.

SB 1435 – Withdrawn from Rules and referred to Judiciary.

SB 2114 – Withdrawn from Rules and referred to Veterans and Military Affairs.

SB 2131 – Withdrawn from Appropriations and referred to Business and Labor.

SJR 59 – Withdrawn from Rules and referred to Appropriations.

Senator Laster moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 18, 2008, at 1:30 p.m., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS:

SB 1384 – Judiciary, coauthored by Billy (principal House author)

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

SB 1399 – General Government, coauthored by Joyner (principal House author)
Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Sweeden

SB 1468 – Criminal Jurisprudence, coauthored by Billy (principal House author)
Ayes: Brown, Eason McIntyre, Johnson (Constance), Justice, Leftwich, Lerblance, Nichols, Rice, Sykes

SB 1507 – General Government, coauthored by Dorman (principal House author)
Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Sweeden

SB 1546 – Judiciary, coauthored by McPeak (principal House author)
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 1580 – Transportation, coauthored by Liebmann (principal House author)
Ayes: Anderson, Branan, Coates, Crutchfield, Ford, Garrison, Justice, Leftwich, Myers, Rabon, Riley, Sweeden, Wyrick

SB 1647 – Judiciary, coauthored by Schwartz (principal House author)
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 1648 – Judiciary, coauthored by Harrison (principal House author)
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 1673 – Public Safety and Homeland Security, coauthored by Ingmire (principal House author)
Ayes: Ballenger, Barrington, Bingman, Brown, Burrage, Easley, Johnson (Constance), Jolley, Rice, Schulz

SB 1675 – Public Safety and Homeland Security, coauthored by Denney (principal House author)
Ayes: Ballenger, Barrington, Bingman, Brown, Burrage, Easley, Johnson (Constance), Jolley, Rice, Schulz

SB 1760 – Judiciary, coauthored by Peters (principal House author)
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

SB 1761 – Judiciary, coauthored by Peters (principal House author)
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

DO PASS, As Amended:

SB 1144 – General Government, coauthored by Schwartz (principal House author)
Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Sweeden

SB 1145 – Public Safety and Homeland Security, coauthored by Jackson (principal House author)

Ayes: Ballenger, Barrington, Bingman, Brown, Burrage, Easley, Johnson (Constance), Jolley, Rice, Schulz

SB 1168 – General Government, coauthored by Gumm of the Senate, and coauthored by Hickman (principal House author)

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Sweeden

CS for SB 1178 – Public Safety and Homeland Security, coauthored by Peterson (Ron) (principal House author)

Ayes: Ballenger, Barrington, Bingman, Brown, Burrage, Easley, Johnson (Constance), Jolley, Rice, Schulz

SB 1182 – Business and Labor, coauthored by DeWitt (principal House author)

Ayes: Adelson, Burrage, Coates, Johnson (Mike), Leftwich, Myers, Rice

Nays: Brogdon

SB 1412 – Public Safety and Homeland Security, coauthored by Wright (principal House author)

Ayes: Barrington, Bingman, Brown, Easley, Johnson (Constance), Jolley, Schulz

Nays: Ballenger, Burrage, Rice

SB 1413 – Public Safety and Homeland Security, coauthored by Duncan (principal House author)

Ayes: Bingman, Brown, Easley, Johnson (Constance), Jolley, Schulz

Nays: Ballenger, Barrington, Burrage, Rice

SB 1440 – Judiciary, coauthored by Derby (principal House author)

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

CS for SB 1457 – General Government, coauthored by Benge (principal House author)

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Sweeden

SB 1529 – Business and Labor, remove Leftwich and substitute Coates as principal Senate author, and coauthored by Leftwich of the Senate, and coauthored by Peterson (Ron) (principal House author)

Ayes: Adelson, Brogdon, Burrage, Coates, Johnson (Mike), Leftwich, Myers, Rice

SB 1547 – Judiciary, coauthored by Harrison (principal House author)

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

SB 1570 – General Government, coauthored by Sullivan (principal House author)

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Crain, Sweeden

SB 1608 – Business and Labor, coauthored by Sullivan (principal House author)
Ayes: Adelson, Brogdon, Burrage, Coates, Johnson (Mike), Leftwich, Myers, Rice

SB 1621 – Judiciary, coauthored by Sullivan (principal House author)
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Williamson
Nays: Sykes

SB 1634 – Education, coauthored by Jones (principal House author)
Ayes: Branan, Corn, Eason McIntyre, Jolley, Lerblance, Mazzei, Nichols, Paddack, Reynolds, Sparks, Wilcoxson, Williamson

SB 1735 – Agriculture and Rural Development, coauthored by Richardson (principal House author)
Ayes: Barrington, Crutchfield, Ford, Garrison, Ivester, Justice, Rabon, Schulz, Wilson, Wyrick

SB 1770 – Judiciary, coauthored by Coates of the Senate, and coauthored by Banz (principal House author)
Ayes: Bass, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson
Nays: Adelson, Crain

CS for SB 1793 – Public Safety and Homeland Security, coauthored by Adkins (principal House author)
Ayes: Ballenger, Barrington, Bingman, Brown, Burrage, Easley, Johnson (Constance), Jolley, Rice, Schulz

FAILED:

SB 1414 – Public Safety and Homeland Security
Ayes: Bingman, Brown, Easley, Johnson (Constance), Schulz
Nays: Ballenger, Barrington, Burrage, Jolley, Rice

SB 1446 – Judiciary
Ayes: Adelson, Bass, Eason McIntyre, Lerblance
Nays: Crain, Lamb, Sykes, Williamson

SB 1470 – Criminal Jurisprudence
Ayes: Eason McIntyre, Johnson (Constance), Lerblance, Rice
Nays: Brown, Corn, Justice, Lamb, Leftwich, Mazzei, Nichols, Sykes, Wyrick

SB 1664 – Judiciary
Ayes: Crain, Lamb, Sykes, Williamson
Nays: Adelson, Bass, Eason McIntyre, Lerblance

SB 1852 – Judiciary

Ayes: Adelson, Bass, Eason McIntyre, Lerblance

Nays: Crain, Lamb, Sykes, Williamson

SECOND READING

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

SB 1959 – Health and Human Resources

Pursuant to the Laster motion, the Senate adjourned at 9:25 a.m. to meet Monday, February 18, 2008, at 1:30 p.m.