

Senate Journal

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

Twenty-ninth Legislative Day, Tuesday, March 25, 2008

The Senate was called to order by Senator Williamson.

Roll Call:

Present: 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, Mazzei, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.—45.

Excused: Adelson, Lerblance and Morgan.—3.

Senator Williamson declared a quorum present.

The prayer was offered by Senator Gumm.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SRs 54 and 58 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE HAS TO SENATE BILLS

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

SB 1194
SB 1195
SB 1196
SB 1197
SB 1198
SB 1199

SB 1200

SB 1201 - coauthored by Hoskin and Kiesel of the House

SB 1202

SB 1203

SB 1204

SB 1205

SB 1206

SB 1207

SB 1208

SB 1209

SB 1210

SB 1211

SB 1212

SB 1213

House amendments were read on the above-numbered bills.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to the following bill, requesting further conference and House conferees to be named later with instructions as follows:

SB 811 - Page 2, Line 3 of the Conference Committee Substitute, strike the word "defendant" and add in lieu thereof the word "person"; Page 2, Lines 6 through 9 of the Conference Committee Substitute, strike the sentence beginning with the word "Preexisting" on Line 6 through the period on Line 9 and add in lieu thereof "A preexisting condition is a condition for which the person received medical treatment or advice, or a condition which was diagnosed in the six (6) months preceding the custody of the person by the law enforcement agency. An accidental injury sustained during the six (6) months preceding the custody of that person by the law enforcement agency will also be considered a preexisting condition."

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Laster asked unanimous consent to suspend Rule 6-4 and refer **SR 62** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 62 by Lerblance was called up for consideration.

All other members of the Senate asked to coauthor **SR 62**, which was the order.

SR 62 was adopted upon motion of Senator Laster and referred for enrollment.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

HB 2547 – Withdrawn from General Government and referred to Rules.

HB 2889 – Withdrawn from Rules and referred to Appropriations.

HB 3341 – Withdrawn from Appropriations and referred to Public Safety and Homeland Security.

HCR 1058 – Withdrawn from Health and Human Resources and referred to Finance.

Senator Laster moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 26, 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:

HB 2202 – General Government

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

HB 2203 – General Government

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

HB 2204 – General Government

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

HB 2205 – General Government

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Johnson (Constance), Sweeden

Nays: Crain

HB 2206 – General Government

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

HB 2208 – General Government

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

HB 2209 – General Government

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

HB 2533 – Judiciary

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

HB 2958 – Judiciary

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

HB 2974 – Judiciary

Ayes: Adelson, Bass, Crain, Crutchfield, Eason McIntyre, Lamb, Sykes
Nays: Williamson

HB 3278 – Judiciary – coauthored by Lamb of the Senate

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

DO PASS, As Amended:

HB 2469 – Judiciary

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

HB 2530 – Judiciary

Ayes: Adelson, Bass, Crain, Crutchfield, Eason McIntyre, Sykes, Williamson

HB 2566 – General Government

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

SECOND READING

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

HB 1441 – Appropriations

HB 1678 – Rules

HB 2196 – Rules

HB 2199 – Finance

HB 2211 – Rules

HB 2216 – Appropriations

- HB 2227** – Criminal Jurisprudence
- HB 2240** – Transportation
- HB 2458** – Judiciary
- HB 2462** – Education
- HB 2466** – General Government
- HB 2473** – Rules
- HB 2486** – Judiciary
- HB 2490** – Rules
- HB 2492** – Agriculture and Rural Development
- HB 2507** – Rules
- HB 2551** – Rules
- HB 2580** – Judiciary
- HB 2593** – Judiciary
- HB 2606** – Rules
- HB 2608** – Appropriations
- HB 2658** – Rules
- HB 2673** – Appropriations
- HB 2674** – General Government
- HB 2682** – Rules
- HB 2704** – Appropriations
- HB 2713** – Appropriations
- HB 2714** – Finance
- HB 2715** – Judiciary
- HB 2717** – Rules
- HB 2728** – Rules
- HB 2736** – Rules
- HB 2754** – Rules
- HB 2755** – Rules
- HB 2763** – Appropriations
- HB 2774** – Rules
- HB 2778** – Agriculture and Rural Development
- HB 2783** – Criminal Jurisprudence
- HB 2793** – Retirement and Insurance
- HB 2805** – Appropriations
- HB 2810** – Judiciary
- HB 2813** – Energy and Environment
- HB 2815** – Judiciary
- HB 2817** – Judiciary
- HB 2863** – Rules
- HB 2892** – Education
- HB 2948** – Finance
- HB 2953** – Rules
- HB 2954** – Rules
- HB 2955** – Judiciary

HB 2957 – Rules
HB 2963 – Judiciary
HB 3001 – Appropriations
HB 3003 – Energy and Environment
HB 3047 – Judiciary
HB 3060 – Health and Human Resources
HB 3068 – Rules
HB 3070 – Business and Labor
HB 3076 – Public Safety and Homeland Security
HB 3099 – Judiciary
HB 3100 – Veterans and Military Affairs
HB 3102 – Rules
HB 3103 – Rules
HB 3109 – Retirement and Insurance
HB 3110 – Rules
HB 3115 – Retirement and Insurance
HB 3118 – Rules
HB 3121 – Appropriations
HB 3135 – Energy and Environment
HB 3142 – Appropriations
HB 3143 – Health and Human Resources
HB 3145 – Appropriations
HB 3149 – Finance
HB 3158 – Appropriations
HB 3159 – Criminal Jurisprudence
HB 3162 – Rules
HB 3164 – Tourism and Wildlife
HB 3175 – Rules
HB 3194 – Rules
HB 3196 – Rules
HB 3197 – Rules
HB 3226 – Rules
HB 3229 – Rules
HB 3236 – Appropriations
HB 3253 – Rules
HB 3268 – Tourism and Wildlife
HB 3273 – Judiciary
HB 3279 – General Government
HB 3303 – Energy and Environment
HB 3325 – Appropriations
HB 3326 – Rules
HB 3328 – Rules
HB 3333 – Rules
HB 3334 – Rules

HB 3336 – Appropriations
HB 3337 – Finance
HB 3338 – Business and Labor
HB 3350 – Rules
HB 3355 – Rules
HB 3357 – Finance
HB 3358 – Rules
HB 3390 – Rules
HB 3391 – Appropriations
HB 3394 – Appropriations
HB 3395 – Appropriations
HB 3396 – Appropriations
HB 3397 – Appropriations
HJR 1053 – Rules
HJR 1065 – Rules
HJR 1077 – Rules
HJR 1081 – Appropriations
HJR 1084 – Rules
HJR 1089 – Rules
HJR 1099 – Rules

FIRST READING

The following was introduced and read the first time:

SR 64 – By Burrage.

A Resolution congratulating former Oklahoma State Senate President Pro Tempore Clem McSpadden upon receiving the Chester A. Reynolds Award; and directing distribution.

Pursuant to the Laster motion, the Senate adjourned at 1:50 p.m. to meet Wednesday, March 26, 2008, at 1:30 p.m.

JOURNAL CORRECTIONS

Page 970, Line 11 by deleting the following:
“**HB 2260** – Health and Human Resources”

Page 970, Line 18 by deleting the following:
“**HB 2583** – Finance”