

# Senate Journal

## First Regular Session of the Fifty-second Legislature of the State of Oklahoma

**Twenty-seventh Legislative Day, Tuesday, March 17, 2009**

The Senate was called to order by Senator Aldridge.

Roll Call:

Present: Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Brown, Burrage, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweden, Sykes, Wilson and Wyrick.—42.

Excused: Adelson, Branan, Brogdon, Crain, Nichols and Sparks.—6.

Senator Aldridge declared a quorum present.

The prayer was offered by Reverend James Robinson, First Baptist Church, Durant, the guest of Senator Gumm.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SRs 2 and 9** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

**SCRs 3, 5, 9 and 12** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

### INTRODUCTIONS

Senator Easley introduced her daughter-in-law, Michelle Easley, and her granddaughters, Madison and Miklynne Easley; Senator Russell introduced his son, Chris; Senator Gumm introduced his son, Jacob; Senator Burrage introduced his son, Carter; and Senator Eason McIntyre introduced her special guest, Jailah Shannon, to the Senate.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Justice asked unanimous consent to refer **SCR 10** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SCR 10** by Justice of the Senate and Osborn of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 10**, which was the order.

**SCR 10** was adopted upon motion of Senator Justice and referred for engrossment.

**FIRST READING**

The following was introduced and read the first time:

**SCR 13** – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

A Concurrent Resolution requiring state agencies receiving or anticipating receipt of funds pursuant to the American Recovery and Reinvestment Act to submit certain plan; prohibiting commitment or expenditure of such funds by certain agencies except under certain circumstances.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Johnson (Mike) asked unanimous consent to refer **SCR 13** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SCR 13** by Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House was called up for consideration.

All other members of the Senate, except Senator Corn, asked to coauthor **SCR 13**, which was the order.

**SCR 13** was adopted upon motion of Senator Johnson (Mike) and referred for engrossment.

## **DEDICATION**

Senator Charles Ford presented the painting “Andy Payne, Clerk of the Oklahoma State Supreme Court and Winner of the 1928 Trans-Continental Foot Race”. Senator Ford introduced the artist, Christopher Nick. Mr. Nick addressed the Senate. Senator Burrage also addressed the Senate.

The family of Andy Payne and Senator Sean Burrage presented the painting to the Senate as a gift.

## **REPORT OF ENGROSSED AND ENROLLED MEASURE**

**SCR 13** was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

## **CHANGE IN COMMITTEE ASSIGNMENT**

The following bill will be reassigned as follows:

**HB 1048** – Withdrawn from Finance committee and referred to General Government.

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 18, 2009, at 9:00 a.m., which motion prevailed.

## **SECOND READING**

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

**HB 1003** – Judiciary  
**HB 1012** – General Government  
**HB 1019** – General Government  
**HB 1021** – Judiciary  
**HB 1022** – General Government  
**HB 1026** – Judiciary  
**HB 1028** – Retirement and Insurance  
**HB 1044** – General Government  
**HB 1050** – Education  
**HB 1057** – Appropriations  
**HB 1063** – Judiciary  
**HB 1069** – Health and Human Services  
**HB 1081** – Rules

**HB 1095** – Education  
**HB 1298** – Appropriations  
**HB 1303** – Education  
**HB 1307** – Judiciary  
**HB 1315** – Judiciary  
**HB 1318** – Business and Labor  
**HB 1319** – Judiciary  
**HB 1321** – Appropriations  
**HB 1322** – Rules  
**HB 1332** – Appropriations  
**HB 1362** – Judiciary  
**HB 1365** – Public Safety and Homeland Security  
**HB 1371** – Appropriations  
**HB 1420** – General Government  
**HB 1424** – General Government  
**HB 1462** – Education  
**HB 1472** – Appropriations  
**HB 1473** – General Government  
**HB 1481** – Health and Human Services  
**HB 1518** – Education  
**HB 1520** – Judiciary  
**HB 1554** – Energy and Environment  
**HB 1564** – Transportation  
**HB 1569** – Health and Human Services  
**HB 1575** – Appropriations  
**HB 1581** – Education  
**HB 1591** – Education  
**HB 1599** – Public Safety and Homeland Security  
**HB 1603** – Judiciary  
**HB 1604** – Business and Labor  
**HB 1608** – General Government  
**HB 1615** – Judiciary  
**HB 1616** – Health and Human Services  
**HB 1627** – Health and Human Services  
**HB 1641** – Judiciary  
**HB 1645** – Transportation  
**HB 1707** – Judiciary  
**HB 1747** – Appropriations  
**HB 1759** – Appropriations  
**HB 1761** – Tourism and Wildlife  
**HB 1784** – Appropriations  
**HB 1821** – Business and Labor  
**HB 1837** – Appropriations  
**HB 1842** – Business and Labor

**HB 1866** – Appropriations  
**HB 1867** – Education  
**HB 1871** – Finance  
**HB 1872** – Agriculture and Rural Development  
**HB 1873** – Agriculture and Rural Development  
**HB 1882** – Education  
**HB 1887** – Appropriations  
**HB 1890** – Appropriations  
**HB 1897** – Health and Human Services  
**HB 1958** – Rules  
**HB 1959** – Rules  
**HB 2026** – Appropriations  
**HB 2029** – Health and Human Services  
**HB 2032** – Health and Human Services  
**HB 2040** – Health and Human Services  
**HB 2054** – Transportation  
**HB 2078** – Appropriations  
**HB 2080** – Appropriations  
**HB 2092** – Judiciary  
**HB 2093** – Judiciary  
**HB 2149** – Appropriations  
**HB 2161** – Education  
**HB 2176** – Appropriations  
**HB 2187** – Rules  
**HB 2249** – Appropriations  
**HB 2251** – Appropriations  
**HB 2263** – Appropriations  
**HB 2264** – Appropriations  
**HJR 1005** – Appropriations  
**HJR 1014** – Appropriations

## **FIRST READING**

The following was introduced and read the first time:

**SR 21** – By Bingman.

A Resolution praising Terrie Malone, the Oklahoma winner of the ANCOR award for Direct Support Professional; commending Bios and ANCOR for aiding those with disabilities; and directing distribution.

Pursuant to the Lamb motion, the Senate adjourned at 2:10 p.m. to meet Wednesday, March 18, 2009, at 9:00 a.m.