

Senate Journal

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

Twenty-eighth Legislative Day, Wednesday, March 18, 2009

The Senate was called to order by Senator Bingman.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Brogdon, 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, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.—43.

Excused: Branan, Crain, Nichols, Rice and Sparks.—5.

Senator Bingman 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 MEASURE

SCR 10 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Lerblance introduced his wife, Frances, and his grandchildren, Alexandria and Zak Lerblance, to the Senate.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Brogdon asked unanimous consent to refer **SCR 6** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 6 by Brogdon of the Senate and Sears of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 6**, which was the order.

SCR 6 was adopted upon motion of Senator Brogdon and referred for engrossment.

Senator Brogdon presiding.**EXECUTIVE NOMINATION**

The following executive nomination has been approved by the committee named:

Regan, Peter J., Tulsa, to the Transportation Commission, to serve an eight year term ending February 15, 2017, succeeding Guy Berry. (Transportation Committee) Motion to confirm made by Senator Tom Adelson.

Motion to confirm the above named executive nomination was declared adopted upon roll call as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Brogdon, Burrage, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Paddack, Reynolds, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--41.

Excused: Branan, Brown, Crain, Jolley, Nichols, Rice and Sparks.--7.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Johnson (Constance) asked unanimous consent to refer **SR 14** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 14 by Johnson (Constance) was called up for consideration.

SR 14 was adopted upon motion of Senator Johnson (Constance) and referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Bingman asked unanimous consent to refer **SR 21** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 21 by Bingman was called up for consideration.

All other members of the Senate asked to coauthor **SR 21**, which was the order.

SR 21 was adopted upon motion of Senator Bingman and referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HCR 1005**.

HCR 1005 – By McNiel of the House and Bingman of the Senate.

A Concurrent Resolution designating the Larry Eugene Caldwell Memorial Bridge; directing the Department of Transportation to place permanent markers; and directing distribution.

The above-numbered measure was read the first time.

Advising passage of and returning the following Engrossed measures:

SCR 12

SCR 13 - coauthored by McCullough and Dorman of the House and Corn of the Senate

The above-numbered measures were referred for enrollment.

CHANGE IN COMMITTEE ASSIGNMENT

The following bill will be reassigned as follows:

HB 1366 – Withdrawn from Appropriations committee and referred to General Government.

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 19, 2009, at 9:00 a.m., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS, As Amended:

HB 1295 – Finance, coauthored by Ivester of the Senate

Ayes: Aldridge, Crutchfield, Ford, Gumm, Ivester, Jolley, Mazzei, Reynolds, Rice, Stanislawski
Nays: Wilson

HB 1297 – Finance

Ayes: Aldridge, Crutchfield, Ford, Gumm, Ivester, Johnson (Mike), Mazzei, Reynolds, Rice, Stanislawski
Nays: Wilson

HB 1618 – Finance, coauthored by Ivester of the Senate

Ayes: Aldridge, Crutchfield, Ford, Gumm, Ivester, Johnson (Mike), Jolley, Mazzei, Reynolds, Rice, Stanislawski, Wilson

HB 1919 – Finance, coauthored by Ivester of the Senate

Ayes: Aldridge, Crutchfield, Ford, Gumm, Ivester, Johnson (Mike), Mazzei, Reynolds, Rice, Stanislawski, Wilson

HB 1948 – Finance

Ayes: Crutchfield, Ford, Gumm, Ivester, Mazzei, Rice, Stanislawski, Wilson
Nays: Aldridge, Johnson (Mike), Jolley, Reynolds

HB 1949 – Finance

Ayes: Aldridge, Crutchfield, Ford, Gumm, Ivester, Johnson (Mike), Jolley, Mazzei, Rice, Stanislawski, Wilson
Nays: Reynolds

SECOND READING

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

- HB 1023** – General Government
- HB 1030** – Appropriations
- HB 1032** – Appropriations
- HB 1037** – Rules
- HB 1038** – Retirement and Insurance
- HB 1061** – General Government
- HB 1067** – Appropriations
- HB 1071** – Judiciary
- HB 1072** – Rules
- HB 1092** – Public Safety and Homeland Security
- HB 1097** – Finance
- HB 1112** – Appropriations
- HB 1114** – Appropriations
- HB 1115** – Appropriations
- HB 1116** – Appropriations
- HB 1117** – Appropriations
- HB 1118** – Appropriations
- HB 1119** – Appropriations
- HB 1120** – Appropriations
- HB 1121** – Appropriations
- HB 1122** – Appropriations
- HB 1123** – Appropriations
- HB 1165** – Appropriations
- HB 1299** – Judiciary
- HB 1301** – Appropriations
- HB 1309** – Judiciary
- HB 1326** – Judiciary
- HB 1329** – Rules
- HB 1330** – General Government
- HB 1333** – Education
- HB 1378** – Judiciary
- HB 1389** – Judiciary
- HB 1419** – Public Safety and Homeland Security
- HB 1422** – Appropriations
- HB 1448** – Appropriations
- HB 1449** – Judiciary
- HB 1460** – Judiciary
- HB 1468** – Finance
- HB 1480** – Finance
- HB 1483** – Energy and Environment

HB 1487 – Energy and Environment
HB 1488 – Finance
HB 1489 – Appropriations
HB 1505 – Appropriations
HB 1506 – Appropriations
HB 1508 – Appropriations
HB 1509 – Judiciary
HB 1511 – Education
HB 1512 – Education
HB 1513 – Rules
HB 1570 – Judiciary
HB 1576 – Appropriations
HB 1584 – Appropriations
HB 1592 – Appropriations
HB 1598 – Judiciary
HB 1600 – Judiciary
HB 1606 – Judiciary
HB 1625 – Judiciary
HB 1656 – General Government
HB 1661 – Finance
HB 1662 – Judiciary
HB 1674 – Judiciary
HB 1676 – Appropriations
HB 1682 – Appropriations
HB 1704 – Appropriations
HB 1717 – Appropriations
HB 1734 – Judiciary
HB 1737 – Appropriations
HB 1740 – Appropriations
HB 1741 – Appropriations
HB 1742 – Health and Human Services
HB 1748 – Appropriations
HB 1750 – Energy and Environment
HB 1755 – Appropriations
HB 1763 – Appropriations
HB 1775 – Judiciary
HB 1780 – Appropriations
HB 1786 – Finance
HB 1790 – Appropriations
HB 1795 – Public Safety and Homeland Security
HB 1802 – Finance
HB 1813 – Transportation
HB 1834 – Appropriations
HB 1845 – Judiciary

- HB 1864** – Appropriations
- HB 1885** – Appropriations
- HB 1888** – Appropriations
- HB 1892** – Judiciary
- HB 1909** – Finance
- HB 1934** – Appropriations
- HB 1935** – Retirement and Insurance
- HB 1952** – Appropriations
- HB 1953** – Finance
- HB 1963** – Judiciary
- HB 1964** – Appropriations
- HB 1965** – Appropriations
- HB 1975** – Retirement and Insurance
- HB 2001** – Finance
- HB 2004** – Appropriations
- HB 2010** – Education
- HB 2013** – Public Safety and Homeland Security
- HB 2015** – Appropriations
- HB 2016** – Appropriations
- HB 2028** – Judiciary
- HB 2031** – Finance
- HB 2034** – Finance
- HB 2056** – Business and Labor
- HB 2062** – Finance
- HB 2067** – Finance
- HB 2070** – Business and Labor
- HB 2071** – Agriculture and Rural Development
- HB 2082** – Appropriations
- HB 2089** – Appropriations
- HB 2090** – Finance
- HB 2108** – Retirement and Insurance
- HB 2125** – Appropriations
- HB 2126** – Education
- HB 2154** – Tourism and Wildlife
- HB 2158** – Tourism and Wildlife
- HB 2159** – Agriculture and Rural Development
- HB 2167** – Appropriations
- HB 2174** – Judiciary
- HB 2175** – Retirement and Insurance
- HB 2189** – Education
- HB 2204** – Finance
- HB 2210** – Judiciary
- HB 2228** – Appropriations
- HB 2246** – Rules

HB 2247 – Finance
HJR 1009 – Health and Human Services
HJR 1016 – Finance
HJR 1017 – Judiciary
HJR 1021 – Judiciary
HJR 1022 – Rules
HJR 1026 – Finance
HJR 1029 – Finance
HJR 1035 – Appropriations
HJR 1041 – Judiciary

FIRST READING

The following was introduced and read the first time:

SR 22 – By Paddack.

A Resolution recognizing March 25, 2009, as the centennial of East Central University; applauding students and alumni; extending commendations to faculty, administration, and staff; challenging the school to continue; and directing distribution.

Pursuant to the Lamb motion, the Senate adjourned at 9:30 a.m. to meet Thursday, March 19, 2009, at 9:00 a.m.

JOURNAL CORRECTION

Page 1033, Line 13, by deleting “**SB 1048**” and inserting “**HB 1048**”.