

# Senate Journal

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

**Thirty-second Legislative Day, Thursday, March 25, 2010**

The Senate was called to order by Senator Jolley.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.—44.

Excused: Branan, Marlatt, Mazzei and Reynolds.—4.

Senator Jolley declared a quorum present.

The prayer was offered by Dr. Anthony Jordan, Baptist General Convention of Oklahoma, Oklahoma City, the guest of Senator Lamb.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SCR 45** was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**HBs 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393** and **2394** were each correctly engrossed and, together with engrossed SAs, properly signed and ordered returned to the Honorable House.

**MESSAGE FROM THE HOUSE  
HAS TO SENATE MEASURES**

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

**SB 1527**

**SJR 59** - coauthored by Ritze, Murphey, Faught, Ownbey, Trebilcock, Tibbs, Sears, McDaniel (Randy), Derby, McCullough, Osborn, Martin (Steve), Wright (John), Wesselhoft, Sanders, Kern, and Key

House amendments were read on the above-numbered measures.

**PENDING SENATE ACTION  
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Lamb, the request of the Honorable House for conference on **HB 2485** was ordered granted and Senate conferees appointed as follows: GCCA.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Bingman asked unanimous consent to refer **SR 98** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 98** by Bingman was called up for consideration.

All other members of the Senate asked to coauthor **SR 98**, which was the order.

**SR 98** was adopted upon motion of Senator Bingman and referred for enrollment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Justice asked unanimous consent to refer **SR 101** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 101** by Justice was called up for consideration.

All other members of the Senate asked to coauthor **SR 101**, which was the order.

**SR 101** was adopted upon motion of Senator Justice and referred for enrollment.

#### **FIRST READING**

The following was introduced and read the first time:

**SR 102** – By Anderson.

A Resolution recognizing the many achievements and accomplishments of Lew Meibergen; congratulating him upon his selection as the winner of the Governor's Outstanding Achievement Award in Agriculture; and directing distribution.

#### **UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR**

Senator Anderson asked unanimous consent to refer **SR 102** direct to the Calendar for consideration, which was the order.

#### **GENERAL ORDER**

**SR 102** by Anderson was called up for consideration.

All other members of the Senate asked to coauthor **SR 102**, which was the order.

**SR 102** was adopted upon motion of Senator Anderson and referred for enrollment.

#### **UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR**

Senator Leftwich asked unanimous consent to refer **SR 93** direct to the Calendar for consideration, which was the order.

#### **GENERAL ORDER**

**SR 93** by Leftwich was called up for consideration.

Senator Johnson (Constance) and all other members of the Senate asked to coauthor **SR 93**, which was the order.

**SR 93** was adopted upon motion of Senator Leftwich and referred for enrollment.

**CHANGE IN COMMITTEE ASSIGNMENT**

The following bill will be reassigned as follows:

**HB 2835** – Withdrawn from Rules committee and referred to Business and Labor

**EXECUTIVE NOMINATIONS**

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

Atkinson, Kurtis L., Edmond, as a member of the State Board of Registration for Foresters - Agriculture

Barrick, Sam, Ardmore, as a member of the Board of Trustees for the Ardmore Higher Education Program - Education

Hernandez, Elvia, Guymon, as a member of the Oklahoma Human Rights Commission - Health and Human Services

Hobson, Elaine, Norman, as a member of the Oklahoma Educational Television Authority - Education

Hopkins, Jimmy Lance, Tulsa, as a member of the Oklahoma Indigent Defense System Board - Judiciary

Jones, Jake, III, Oklahoma City, as a member of the Oklahoma Indigent Defense System Board - Judiciary

Lawson, Holbrook C., Tulsa, as a member of the Oklahoma Arts Council - Education

Mitchelson, Michael, Edmond, as a member of the Oklahoma Capital Investment Board - Finance

Taylor, Paul David, Oklahoma City, as a member of the Alcoholic Beverage Laws Enforcement Commission - Judiciary

Turnbo, Steve, Tulsa, as a member of the Will Rogers Memorial Commission - Tourism and Wildlife

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 29, 2010, 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 2171** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2541** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2733** – Judiciary, coauthored by Pittman of the House

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2865** – Judiciary

Ayes: Anderson, Corn, Crain, Newberry, Sykes

Nays: Laster, Paddack

**HB 2934** – Judiciary, coauthored by Paddack, Sykes of the Senate, and coauthored by Pittman, Wesselhoft of the House

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2964** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 3169** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 3323** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 3340** – Judiciary, coauthored by Tibbs of the House

Ayes: Anderson, Corn, Crain, Laster, Paddack, Sykes

DO PASS, As Amended:

**HB 1658** – Judiciary, coauthored by Luttrell, Wesselhoft of the House

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2552** – Judiciary, coauthored by Jett, Thompson of the House

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2615** – Finance

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

**HB 2648** – Judiciary, coauthored by Kern of the House

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2652** – Judiciary

Ayes: Anderson, Crain, Newberry, Paddack, Sykes

Nays: Corn, Laster

**HB 2939** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 2944** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 3158** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 3294** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**HB 3394** – Judiciary

Ayes: Anderson, Corn, Crain, Laster, Newberry, Paddack, Sykes

**FIRST READING**

The following were introduced and read the first time:

**SR 103** – By Branan and Coffee.

A Resolution congratulating the Putnam City High School Pirates boys basketball team for winning the 2010 Class 6A State Basketball Championship; commending their program; and directing distribution.

**SR 104** – By Garrison.

A Resolution congratulating the Boynton-Moton High School Lady Cardinals girls basketball team for winning the 2010 Class B State Championship; commending them for winning the first girls basketball state championship in the school's history; and directing distribution.

Pursuant to the Lamb motion, the Senate adjourned at 10:20 a.m. to meet Monday, March 29, 2010, at 1:30 p.m.

**JOURNAL CORRECTION**

Page 962, Line 9, by inserting the following:

“Representative Jackson asked to be removed and Representative Trebilcock asked to be named principal House author on **SB 479**, which was the order. Representative Jackson asked to be named coauthor on **SB 479**, which was the order.”