

Senate Journal

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

Thirty-third Legislative Day, Monday, March 29, 2010

The Senate was called to order by Senator Aldridge.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, 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, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.—46.

Excused: Mazzei and Rice.—2.

Senator Aldridge declared a quorum present.

The prayer was offered by Reverend Dylan Cole, Wayne United Methodist Church, Oklahoma City, the guest of Senator Sparks.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SRs 93, 98, 101 and 102 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Garrison asked unanimous consent to refer **SR 104** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 104 by Garrison was called up for consideration.

All other members of the Senate asked to coauthor **SR 104**, which was the order.

SR 104 was adopted upon motion of Senator Garrison and referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Branan asked unanimous consent to refer **SR 79** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 79 by Branan was called up for consideration.

All other members of the Senate asked to coauthor **SR 79**, which was the order.

SR 79 was adopted upon motion of Senator Branan and referred for enrollment.

GENERAL ORDER

HB 2357 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2357**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2357** be advanced, which motion was declared adopted.

THIRD READING

HB 2357 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb,

Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill and emergency passed.

HB 2357 was referred for engrossment.

GENERAL ORDER

HB 2358 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2358**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2358** be advanced, which motion was declared adopted.

THIRD READING

HB 2358 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

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

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill passed.

HB 2358 was referred for engrossment.

GENERAL ORDER

HB 2359 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2359**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2359** be advanced, which motion was declared adopted.

THIRD READING

HB 2359 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

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

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill passed.

HB 2359 was referred for engrossment.

GENERAL ORDER

HB 2360 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2360**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2360** be advanced, which motion was declared adopted.

THIRD READING

HB 2360 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

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

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill and emergency passed.

HB 2360 was referred for engrossment.

GENERAL ORDER

HB 2361 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2361**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2361** be advanced, which motion was declared adopted.

THIRD READING

HB 2361 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Nay: Russell.--1.

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill and emergency passed.

HB 2361 was referred for engrossment.

GENERAL ORDER

HB 2362 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2362**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2362** be advanced, which motion was declared adopted.

THIRD READING

HB 2362 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

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

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill passed.

HB 2362 was referred for engrossment.

GENERAL ORDER

HB 2363 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2363**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2363** be advanced, which motion was declared adopted.

THIRD READING

HB 2363 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

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

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill passed.

HB 2363 was referred for engrossment.

GENERAL ORDER

HB 2364 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Burrage asked to coauthor **HB 2364**, which was the order.

Senator Johnson (Mike) moved to amend **HB 2364**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2364** be advanced, which motion was declared adopted.

THIRD READING

HB 2364 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

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

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill passed.

HB 2364 was referred for engrossment.

GENERAL ORDER

HB 2365 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2365**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2365** be advanced, which motion was declared adopted.

THIRD READING

HB 2365 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

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

Excused: Brogdon, Coffee, Mazzei and Rice.--4.

The bill passed.

HB 2365 was referred for engrossment.

GENERAL ORDER

HB 2366 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2366**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2366** be advanced, which motion was declared adopted.

THIRD READING

HB 2366 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill passed.

HB 2366 was referred for engrossment.

GENERAL ORDER

HB 2367 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2367**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2367** be advanced, which motion was declared adopted.

THIRD READING

HB 2367 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branam, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddock, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2367 was referred for engrossment.

GENERAL ORDER

HB 2369 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2369**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2369** be advanced, which motion was declared adopted.

THIRD READING

HB 2369 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2369 was referred for engrossment.

GENERAL ORDER

HB 2370 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2370**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HB 2370** be advanced, which motion was declared adopted.

THIRD READING

HB 2370 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2370 was referred for engrossment.

GENERAL ORDER

HJR 1055 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HJR 1055**, Page 1, by striking the resolving clause, which amendment was declared adopted.

Senator Johnson (Mike) moved that **HJR 1055** be advanced, which motion was declared adopted.

THIRD READING

HJR 1055 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The resolution passed.

HJR 1055 was referred for engrossment.

GENERAL ORDER

HB 2437 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2437**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Crain moved that **HB 2437** be advanced, which motion was declared adopted.

THIRD READING

HB 2437 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2437 was referred for engrossment.

GENERAL ORDER

HB 2438 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2438**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Crain moved that **HB 2438** be advanced, which motion was declared adopted.

THIRD READING

HB 2438 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2438 was referred for engrossment.

GENERAL ORDER

HB 2439 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2439**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Crain moved that **HB 2439** be advanced, which motion was declared adopted.

THIRD READING

HB 2439 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2439 was referred for engrossment.

GENERAL ORDER

HB 2440 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2440**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Crain moved that **HB 2440** be advanced, which motion was declared adopted.

THIRD READING

HB 2440 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2440 was referred for engrossment.

GENERAL ORDER

HB 2441 by Miller and Martin (Scott) of the House and Johnson (Mike) and Myers of the Senate was called up for consideration.

Senator Johnson (Mike) moved to amend **HB 2441**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Crain moved that **HB 2441** be advanced, which motion was declared adopted.

THIRD READING

HB 2441 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Coffee, Leftwich, Mazzei and Rice.--5.

The bill and emergency passed.

HB 2441 was referred for engrossment.

GENERAL ORDER

HB 3026 by Benge et al of the House and Coffee of the Senate was called up for consideration.

Senator Ivester asked to coauthor **HB 3026**, which was the order.

Senator Bingman moved that **HB 3026** be advanced, which motion was declared adopted.

THIRD READING

HB 3026 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Brogdon, Leftwich, Mazzei, Reynolds and Rice.--5.

The bill and emergency passed.

HB 3026 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2992 by Enns of the House and Anderson of the Senate was called up for consideration.

Senator Anderson asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **HB 2992**.

Senator Anderson moved to amend **HB 2992**, Page 1, Line 23 ½, by inserting a new Section 1 to read as follows:

"SECTION 1. AMENDATORY 19 O.S. 2001, Section 1234, is amended to read as follows:

Section 1234. A. Any county creating a road improvement district pursuant to the provisions of Sections 1230 through 1262 of this title, except as provided for in Section 1236 of this title, shall provide notice to the affected record title holders of private property and an opportunity to protest against said improvements. However, property zoned for agricultural use in the proposed road improvement districts shall not be assessed without the concurrence of the owners of such property and such record title owners of such zoned property shall not be included in the percentage of land area required to file for protest pursuant to this section and Section 1236 of this title. Any number of roads, streets, avenues, lanes, alleys, or other public places, or parts thereof, to be improved may be included in one notice. Any protest or objection shall be made and considered separately as to each road, street, avenue, lane, alley, or other public place, or parts thereof. For purposes of protest in accordance with this section, disconnected parts of the same street shall be treated as separate streets.

B. Upon the filing of said plans, plat, typical section, and preliminary estimate of the cost of such work or improvements with the county clerk, the board of county commissioners shall examine the same and, if found satisfactory, shall by resolution adopt and approve the same and declare the improvement necessary to be done. Said resolution shall be published in six consecutive issues of a daily newspaper or two consecutive issues of a weekly newspaper published in the county and having a general circulation within the county. The resolution shall provide that the record title holders of more than forty percent

(40%) of the area of land liable to assessment to pay for the improvement of any road, street, avenue, lane, alley, or other public place, or part thereof, choosing to protest such road improvement shall file with the county clerk of said county their protest in writing against the improvement within fifteen (15) days after the last publication of the resolution. If such protest is not filed within the specified period, the county shall have the power to cause such improvements to be made and to contract for such improvements and to levy assessments for the payment of such improvements. Any number of roads, streets, avenues, lanes, alleys, or other public places, or parts thereof, to be improved may be included in one resolution. After any road, street, avenue, lane, alley, or other public place, or part thereof, has been protested by the record title holders of more than forty percent (40%) of the land liable to assessment for such improvement, the board of county commissioners of said county shall not include the same in proceedings pursuant to the provisions of Sections 1230 through 1262 of this title for a period of six (6) months except upon petitions as provided by Section 1236 of this title.

C. If sufficient protests are filed as to any one or more of such roads, streets, avenues, lanes, alleys, or other public places, or parts thereof, the same shall be eliminated from said proceedings, but the other roads, streets, avenues, lanes, alleys, or other public places, or parts thereof, as to which sufficient protests have not been filed shall not be affected thereby. The provisions of this subsection shall not apply to any development pursuant to the provisions of Section 1236 of this title.

D. Any person, firm, corporation, administrator, or guardian holding the title to said lands liable to assessment may enter a protest or objection.

E. The finding of the board as to the sufficiency or insufficiency of the protest shall be conclusive and binding for all purposes and against all persons. The board shall have the power to have hearings on said protest and compel the attendance of witnesses under oath to determine the sufficiency of said protest. No action or suit to question the findings of the board on the sufficiency of said protests shall be commenced later than fifteen (15) days after such finding. Not less than ten (10) days before the hearing the county clerk shall notify each record title holder of lots or tracts of land within said district as shown by the current ownership rolls prepared and certified by the county clerk within sixty (60) days last preceding the date of the notification in the following manner:

1. By mailing a postal card directly to said record title holder at his last-known address as shown by the ownership roll, notifying said record title holder of the initiation of proceedings and advising him that his property will be liable to assessment and referring him to the issues of the newspaper in which the resolution is or will be published. If titles to several tracts appear to be held by the same person, all may be included in the same notification; or

2. In lieu of the mailing of a postal card, the county clerk may mail to each record title holder a copy of the newspaper publication.

Proof of the notification given shall be made by certificate of the clerk which shall be filed in his office. Failure of any one of said record title holders to receive said notification shall not invalidate any of the proceedings made pursuant to the provisions of this section.", and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Anderson moved that **HB 2992** be advanced, which motion was declared adopted.

THIRD READING

HB 2992 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--42.

Excused: Brogdon, Coffee, Leftwich, Mazzei, Reynolds and Rice.--6.

The bill passed.

Pursuant to Rule 12-21, Senator Anderson served notice that the vote be reconsidered whereby **HB 2992** passed.

GENERAL ORDER

HB 3312 by Martin (Scott) et al of the House and Anderson of the Senate was called up for consideration.

Senator Anderson moved that **HB 3312** be advanced, which motion was declared adopted.

THIRD READING

HB 3312 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--42.

Excused: Brogdon, Coffee, Leftwich, Mazzei, Reynolds and Rice.--6.

The bill passed.

HB 3312 was properly signed and ordered returned to the Honorable House.

CHANGE IN COMMITTEE ASSIGNMENT

The following bill will be reassigned as follows:

HB 2695 – Withdrawn from Health and Human Service committee and referred to Public Safety and Homeland Security

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 1287

SB 1645 - coauthored by Cooksey and Sherrer

SB 1679

SB 1890 - coauthored by McCullough, Cooksey, Derby, Thompson, Tibbs, Kern and Walker

SB 1891 - coauthored by Cooksey, McCullough, Derby, Thompson, Kern, Tibbs, Wright (John), Walker, Faught, McDaniel (Randy) and Wesselhoft of the House and Marlatt and Aldridge of the Senate

SB 1902 - coauthored by Cooksey, Derby, Faught, Wesselhoft, Kern, Wright (John), Billy and Tibbs of the House and Marlatt of the Senate

The above-numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE HAS TO SENATE BILLS

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

SB 1528

SB 1529

SB 1530

SB 1531

SB 1532

SB 1533

SB 1534

SB 1535

SB 1536

SB 1537

SB 1538
SB 1539
SB 1540
SB 1541
SB 1542
SB 1543
SB 1544
SB 1545
SB 1546
SB 1547
SB 1548
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SB 1566
SB 1567
SB 1568
SB 1569
SB 1570
SB 1571
SB 1572
SB 1573
SB 1574
SB 1575
SB 1576
SB 1577
SB 1578
SB 1579
SB 1580
SB 1581
SB 1582
SB 1583, coauthored by Martin (Scott)

SB 1584, coauthored by Martin (Scott)

House amendments were read on the above-numbered bills.

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS**

Transmitting the following bills, together with the conference committee reports thereon, advising adoption of the conference committee reports and passage of the measures as amended:

HB 2264 - coauthored by Brown, Wright (John), and Walker

HB 2485 - coauthored by Cooksey

The conference committee reports were read on the above-numbered bills.

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 30, 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 1889 – Tourism and Wildlife

Ayes: Anderson, Barrington, Eason McIntyre, Ellis, Ford, Garrison, Justice, Schulz, Sweeden, Wyrick

HB 2571 – Veterans and Military Affairs, coauthored by Walker, Luttrell, Morgan of the House

Ayes: Aldridge, Barrington, Bass, Burrage, Ivester, Reynolds, Russell, Schulz

HB 2626 – Energy and Environment

Ayes: Bingman, Coates, Crutchfield, Easley, Gumm, Ivester, Johnson (Mike), Myers, Rice, Sykes

HB 2697 – Energy and Environment, coauthored by Gumm of the Senate

Ayes: Bingman, Coates, Crutchfield, Easley, Gumm, Ivester, Johnson (Mike), Myers, Rice, Sykes

HB 2912 – Energy and Environment, coauthored by Gumm of the Senate

Ayes: Bingman, Coates, Crutchfield, Easley, Gumm, Ivester, Johnson (Mike), Myers, Rice, Sykes

HB 3314 – Energy and Environment, coauthored by Gumm of the Senate

Ayes: Bingman, Coates, Crutchfield, Easley, Gumm, Ivester, Johnson (Mike), Myers, Rice, Sykes

DO PASS, As Amended:

CS for HB 1554 – Energy and Environment

Ayes: Bingman, Coates, Crutchfield, Easley, Gumm, Ivester, Johnson (Mike), Myers, Rice

Nays: Sykes

HB 2274 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

CS for HB 2292 – Veterans and Military Affairs, coauthored by Ritze of the House

Ayes: Aldridge, Barrington, Bass, Burrage, Ivester, Reynolds, Russell, Schulz

HB 2302 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

HB 2310 – Appropriations

Ayes: Anderson, Bass, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

HB 2313 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

CS for HB 2321 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes

Nays: Wilson

HB 2551 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

CS for HB 2556 – Energy and Environment, coauthored by Gumm of the Senate

Ayes: Bingman, Coates, Crutchfield, Easley, Gumm, Ivester, Johnson (Mike), Myers, Rice

Nays: Sykes

HB 2566 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Wilson

Nays: Sykes

HB 2567 – Appropriations, coauthored by Anderson of the Senate, and coauthored by Pittman of the House

Ayes: Anderson, Bass, Bingman, Crain, Easley, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Paddack, Stanislawski, Sykes, Wilson

Nays: Crutchfield

HB 2572 – Appropriations, coauthored by Easley, Gumm, Leftwich, Sykes of the Senate, and coauthored by Bailey of the House

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

HB 2585 – Tourism and Wildlife

Ayes: Anderson, Barrington, Eason McIntyre, Ellis, Ford, Garrison, Justice, Schulz, Sweeden, Wyrick

HB 2595 – Tourism and Wildlife

Ayes: Anderson, Barrington, Eason McIntyre, Ellis, Ford, Garrison, Justice, Schulz, Sweeden, Wyrick

HB 2596 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

HB 2631 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Paddack, Stanislawski, Sykes, Wilson

HB 2644 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

HB 2647 – Retirement and Insurance, coauthored by Jackson of the House

Ayes: Aldridge, Brown, Coffee, Russell, Stanislawski
Nays: Ballenger, Bass, Leftwich, Sparks

HB 2701 – Tourism and Wildlife

Ayes: Anderson, Barrington, Eason McIntyre, Ellis, Ford, Garrison, Justice, Schulz, Sweeden, Wyrick

HB 2717 – Appropriations, coauthored by Kirby of the House

Ayes: Anderson, Bass, Bingman, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Laster, Leftwich, Lerblance, Myers, Stanislawski, Wilson
Nays: Sykes

HB 2724 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

HB 2732 – Appropriations, coauthored by Bass of the Senate

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Stanislawski, Sykes, Wilson

HB 2748 – Appropriations, coauthored by Leftwich of the Senate

Ayes: Anderson, Bass, Bingman, Crain, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Wilson
Nays: Crutchfield, Sykes

HB 2775 – Appropriations, coauthored by Jett, Pittman of the House

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Myers, Paddack, Stanislawski, Sykes, Wilson

HB 2778 – Appropriations, coauthored by Collins, Pittman of the House

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

CS for HB 2836 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson
Nays: Gumm

HB 2888 – Retirement and Insurance, remove Brown and substitute Aldridge as principal Senate author

Ayes: Aldridge, Ballenger, Bass, Brown, Leftwich, Russell, Sparks, Stanislawski

HB 2927 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Myers, Paddack, Stanislawski, Sykes

Nays: Crutchfield, Gumm, Lerblance, Wilson

HB 2929 – Education

Ayes: Branan, Brown, Corn, Easley, Eason McIntyre, Ford, Gumm, Halligan, Jolley, Lerblance, Paddack, Reynolds, Sparks, Stanislawski

HB 2963 – Tourism and Wildlife

Ayes: Anderson, Barrington, Eason McIntyre, Ellis, Ford, Garrison, Justice, Schulz, Sweeden, Wyrick

HB 2965 – Appropriations, coauthored by Gumm of the Senate

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Myers, Paddack, Sykes

Nays: Lerblance, Wilson

HB 2973 – Appropriations, coauthored by Walker of the House

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

HB 2991 – Appropriations

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

HB 2999 – Appropriations, remove Brown and substitute Crain as principal Senate author, and coauthored by Pittman of the House

Ayes: Anderson, Bass, Bingman, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Wilson

Nays: Sykes

CS for HB 3028 – Energy and Environment, coauthored by Branan, Gumm, Ivester, Rice of the Senate, and coauthored by Morgan of the House

Ayes: Bingman, Coates, Crutchfield, Easley, Gumm, Ivester, Johnson (Mike), Myers, Rice, Sykes

HB 3029 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Crutchfield, Easley, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Mazzei, Paddack, Stanislawski
Nays: Gumm

HB 3031 – Appropriations

Ayes: Bass, Bingman, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Lamb, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Wilson
Nays: Brogdon, Sykes

HB 3035 – Appropriations

Ayes: Bingman, Brogdon, Corn, Crain, Crutchfield, Ford, Gumm, Halligan, Johnson (Mike), Justice, Lamb, Leftwich, Myers, Paddack, Stanislawski, Sykes
Nays: Bass, Easley, Laster, Lerblance, Wilson

HB 3052 – Appropriations, coauthored by Garrison, Gumm, Leftwich of the Senate, and coauthored by Cox, Inman, Pittman, Shelton of the House

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Lamb, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

HB 3170 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Corn, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Stanislawski, Sykes, Wilson

HB 3171 – Appropriations, coauthored by Pittman of the House

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Crutchfield, Easley, Ford, Gumm, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski

CS for HB 3213 – Retirement and Insurance

Ayes: Aldridge, Ballenger, Bass, Brown, Leftwich, Russell, Sparks, Stanislawski

HB 3231 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Wilson

HB 3260 – Tourism and Wildlife

Ayes: Anderson, Barrington, Eason McIntyre, Ellis, Ford, Garrison, Justice, Schulz, Sweeden, Wyrick

HB 3338 – Appropriations, coauthored by Pittman of the House

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Crutchfield, Easley, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

HB 3379 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Crutchfield, Easley, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

HB 3381 – Appropriations, coauthored by Crain of the Senate

Ayes: Anderson, Bass, Bingman, Crain, Crutchfield, Easley, Ford, Gumm, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson

HB 3383 – Veterans and Military Affairs

Ayes: Aldridge, Barrington, Bass, Burrage, Ivester, Reynolds, Russell

HB 3385 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Easley, Ford, Halligan, Johnson (Mike), Justice, Laster, Leftwich, Lerblance, Myers, Paddack, Stanislawski, Sykes, Wilson
Nays: Crutchfield

HJR 1084 – Appropriations

Ayes: Anderson, Bass, Bingman, Brogdon, Crain, Ford, Halligan, Johnson (Mike), Justice, Myers, Stanislawski, Sykes
Nays: Corn, Crutchfield, Easley, Gumm, Laster, Leftwich, Lerblance, Wilson

Pursuant to the Lamb motion, the Senate adjourned at 2:25 p.m. to meet Tuesday, March 30, 2010, at 1:30 p.m.