

Senate Journal

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

Fifty-eighth Legislative Day, Thursday, May 13, 2010

The Senate was called to order by Senator Marlatt.

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, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddock, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweden, Wilson and Wyrick.—45.

Excused: Gumm, Mazzei and Sykes.—3.

Senator Marlatt declared a quorum present.

The prayer was offered by Reverend Bobbie Jean Merck, A Great Love, Inc., Toccoa, GA, the guest of Senator Coffee.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SR 124 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1064**.

The above-numbered enrolled measure was properly signed and ordered returned to the Honorable House.

**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 2320

HB 2963 - coauthored by McDaniel (Randy)

HB 3251

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

MOTION TO RECONSIDER VOTE

Senator Jolley moved to reconsider the vote whereby **HB 3284** passed.

Senator Lamb moved to table the Jolley motion, which tabling motion was declared adopted.

HB 3284, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1762** was adopted upon motion of Senator Leftwich.

Senator Garrison asked to coauthor **SB 1762**, which was the order.

SB 1762, as amended in conference, was read at length.

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

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

Excused: Gumm, Johnson (M), Mazzei and Sykes.--4.

The bill passed.

SB 1762, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Jolley presiding.

PENDING CONSIDERATION OF HAS

HAs to SB 859, considered on Page 1407, were called up for further consideration.

HAs to SB 859 were concurred in upon motion of Senator Bass.

SB 859, as amended by the Honorable House, was read at length.

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

Aye: Adelson, Ballenger, Barrington, Bass, Burrage, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Nichols, Paddack, Rice, Sparks, Sweeden, Wilson and Wyrick.--28.

Nay: Aldridge, Anderson, Bingman, Branan, Brogdon, Brown, Crain, Ford, Halligan, Jolley, Myers, Newberry, Reynolds, Russell, Schulz and Stanislawski.--16.

Excused: Gumm, Johnson (M), Mazzei and Sykes.--4.

The bill passed.

Senator Anderson desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 29; Nay: 15; Excused: 4.

The emergency failed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Marlatt presiding.

PENDING CONSIDERATION OF CCR

The **CCR on SB 421** was called up for consideration.

Senator Stanislawski asked that **SB 421** be laid over for this legislative day, which was the order.

SB 421 remains on pending consideration of CCR.

ELECTRONIC DISTRIBUTION

Senator Lamb notified the members of the Senate that, pursuant to the provisions of Senate Rule 5-6, copies of the Conference Committee Substitute for **SB 1962** have been made available electronically, via e-mail to all Senators and Executive assistants.

MESSAGES FROM THE HOUSE

Advising rejection of CCR's, requesting further conference and naming same conferees to Engrossed:

HB 2625 - Jones, Denney, Liebmann, Thomsen, Glenn, and Sherrer

HB 3260 - Blackwell, Richardson, Pruett, Smithson, and Jordan

HB 3261 - Blackwell, Jackson, Dorman, Liebmann, and Shoemake

Advising further conference granted and naming same conferees on Engrossed:

SB 828 - Blackwell, Thompson, Watson, Morgan, Walker, Johnson, Brannon, and Kirby

SB 1040 - Armes, Trebilcock, Schwartz, Sullivan, McNiel, Carey, Morgan, and Dorman

SB 1889 - Sullivan, Miller, Martin (Steve), and Morrissette

SB 1970 - McNiel, Jordan, McDaniel (Jeannie), Shumate, and Peters

Advising conference granted and naming House conferees on Engrossed:

SB 1903 - Sullivan, McDaniel (Randy), Moore, Auffet, and Carey

Advising the naming of House conferees to Engrossed:

HB 3052 - Kirby, Billy, Sears, Terrill, McNiel, Holland, Christian, Miller, Walker, Sherrer, McAffrey, and Kiesel

**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 2509 - remove Miller and substitute Benge as principal House author, remove Martin (Scott) as coauthor, remove Johnson (Mike) and substitute Bingman as principal Senate author.

HB 3126

Conference committee reports were read on the above-numbered bills.

SCs NAMED

Upon motion of Senator Lamb, Senate conferees were appointed as follows:

SB 673 – Anderson, Nichols, Lamb, Bingman, Rice, Leftwich

SB 1118 – GCCA

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Lamb, the request of the Honorable House for further conference was ordered granted and same Senate conferees appointed as follows:

HB 1888 – Sparks, Johnson (Mike), Stanislawski, Lamb, Bingman

HB 2266 – Sykes, Lamb, Johnson (Mike), Reynolds

HB 2625 – Burrage, Coates, Newberry, Russell, Leftwich

HB 2628 – Barrington, Sykes, Halligan, Johnson (Mike), Ballenger

HB 3260 – Marlatt, Schulz, Justice, Wyrick, Ellis

HB 3261 – Crain, Nichols, Jolley, Bingman, Ford, Johnson (Mike)

HB 3383 – Barrington, Reynolds, Coffee, Lamb, Jolley, Burrage, Laster

HB 3387 – Marlatt, Jolley, Aldridge, Crain, Adelson, Burrage

EXECUTIVE NOMINATIONS

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

Carver, Carol J., Elk City, as a member of the Oklahoma Motor Vehicle Commission - Business and Labor

Segler, Mike, Yukon, as a member of the Forensics Review Board - Public Safety and Homeland Security

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 17, 2010, at 1:30 p.m., which motion prevailed.

**BILL RELEASED
TIME EXPIRED TO RECONSIDER**

House amendments on **SB 1668** were properly signed and the above-numbered bill was referred for enrollment.

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 902 (2ND CCR)
SB 1280
SB 1590
SB 1592
SB 1714, coauthored by Collins of the House
SB 1901
SB 2063
SB 2093
SB 2203
SB 2291

MESSAGE FROM THE GOVERNOR

Advising his approval May 12, 2010, of Enrolled **SB 1404**.

Pursuant to the Lamb motion, the Senate adjourned at 10:35 a.m. to meet Monday, May 17, 2010, at 1:30 p.m.