

# Senate Journal

**Second Regular Session of the Fifty-third Legislature**

**of the State of Oklahoma**

**Thirty-sixth Legislative Day, Tuesday, April 10, 2012**

The Senate was called to order by Senator Ford.

Roll Call:

Present: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.—47.

Vacancy: District 20.—1.

Senator Ford declared a quorum present.

The prayer was offered by Reverend Dan Barrick, Enid First Assembly, Enid, the guest of Senator Anderson.

## **REPORT OF ENGROSSED AND ENROLLED MEASURES**

**HBs 2330, 2510, 2523 and 2925** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SBs 284, 1006, 1043, 1065, 1213, 1214, 1346 and 1706** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**MESSAGE FROM THE HOUSE**

Advising the Honorable Senate that the House of Representatives is ready to convene in Joint Session.

Senator Schulz moved that the Senate meet with the House in Joint Session and that the Senate stand in recess to the call of the Chair, which motion prevailed.

\*

**JOINT SESSION**

The Third Joint Session of the Second Regular Session of the Fifty-third Legislature was called to order by the President of the Senate, Lieutenant Governor Todd Lamb.

Senator Schulz moved that the attendance roll call of the Senate be considered the attendance roll call of the Senate in Joint Session, which motion was declared adopted.

Representative DeWitt moved that the attendance roll call of the House of Representatives be considered the attendance roll call of the House in Joint Session, which motion was declared adopted.

President Lamb declared quorums of the Senate and House present and Joint Session duly assembled.

The invocation was offered by Pastor Ken Price, Sapulpa First Church of God, Sapulpa.

Posting of the Colors was presented by the 45<sup>th</sup> Infantry Brigade Combat Team.

Adjutant General, Major General Miles L. Deering, addressed the Joint Session and conducted the program commemorating the 45<sup>th</sup> Infantry Division Appreciation Day.

Adjutant General, Major General Miles L. Deering introduced Lieutenant Governor Todd Lamb who addressed the Joint Session.

Colonel Brent Wright read a formal Proclamation from Governor Mary Fallin recognizing 45<sup>th</sup> Infantry Appreciation Day and presented the Proclamation to Major General Deering.

Upon motion of Representative DeWitt, the Third Joint Session was ordered dissolved at the hour of 10:40 a.m.

\*

The Senate reconvened with Senator Ford presiding.

Senator Ford questioned the presence of a quorum and ordered the roll called, following which a quorum was declared present.

## **GENERAL ORDER**

**HB 2573** by Ownbey and Vaughan of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved to amend **HB 2573** on Page 1, Line 23, after the word “or” and before the word “by”, by deleting the word “catch” and inserting the word “take”; on Page 2, Line 16, after the word “or” and before the word “on”, by deleting the word “catch” and inserting the word “take”; on Page 3, Line 2, after the first comma and before the second comma, by deleting the word “catch” and inserting the word “take”; on Page 3, Line 8, after the first comma and before the second comma, by deleting the word “catch” and inserting the word “take” and by amending the title to conform, which amendment was declared adopted.

Senator Simpson moved that **HB 2573** be advanced, which motion was declared adopted.

## **THIRD READING**

**HB 2573** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (R), Jolley, Justice, Laster, Lerblance, McAffrey, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--38.

Excused: Adelson, Anderson, Coates, Ivester, Johnson (C), Marlatt, Mazzei, Nichols and Russell.--9.

Vacancy: District 20.--1.

The bill passed.

**HB 2573** was referred for engrossment.

**GENERAL ORDER**

**HB 2212** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2212** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2212** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--39.

Excused: Adelson, Anderson, Coates, Ivester, Johnson (C), Mazzei, Nichols and Russell.--8.

Vacancy: District 20.--1.

The bill passed.

**HB 2212** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2213** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2213** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2213** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford,

Garrison, Halligan, Holt, Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Adelson, Anderson, Coates, Ivester, Johnson (C), Nichols and Russell.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2213** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2214** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2214** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2214** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Adelson, Anderson, Coates, Ivester, Nichols and Russell.--6.

Vacancy: District 20.--1.

The bill passed.

**HB 2214** was properly signed and ordered returned to the Honorable House.

**CONFERENCE COMMITTEE APPOINTMENTS – GCCA**

President Pro Tempore Bingman announced the appointment of the following Senators as conferees on the General Conference Committee on Appropriations:

**GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS**

Jolley, Chair  
Justice, Vice-Chair

Ballenger	Mazzei
Branan	McAffrey
Brinkley	Newberry
Burrage	Nichols
Crain	Paddack
David	Stanislawski
Ford	Sykes
Halligan	Wilson
Ivester	Wyrick
Marlatt	

**GENERAL ORDER**

**HB 2215** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2215** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2215** was read for the third time at length.

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

Aye: Aldridge, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Simpson, Sparks, Stanislawski, Wilson and Wyrick.--36.

Nay: Allen, Shortey, Sykes and Treat.--4.

Excused: Adelson, Anderson, Coates, Ivester, Johnson (C), Nichols and Russell.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2215** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2216** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2216** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2216** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Adelson, Anderson, Bingman, Coates, Ivester, Nichols and Russell.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2216** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2217** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2217** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2217** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Mazzei, McAffrey, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Adelson, Anderson, Coates, Ivester, Marlatt, Nichols and Russell.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2217** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2218** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2218** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2218** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Mazzei, McAffrey, Newberry, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Adelson, Anderson, Bingman, Coates, Ivester, Marlatt and Nichols.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2218** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2219** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2219** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2219** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Adelson, Anderson, Coates, Mazzei and Nichols.--5.

Vacancy: District 20.--1.

The bill passed.

**HB 2219** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2220** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2220** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2220** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance,

Marlatt, McAffrey, Newberry, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Nay: Shortey.--1.

Excused: Adelson, Anderson, Bingman, Coates, Mazzei and Nichols.--6.

Vacancy: District 20.--1.

The bill passed.

**HB 2220** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2221** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2221** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2221** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Nay: Shortey.--1.

Excused: Adelson, Anderson, Bingman, Coates, Mazzei and Nichols.--6.

Vacancy: District 20.--1.

The bill passed.

**HB 2221** was properly signed and ordered returned to the Honorable House.

## **GENERAL ORDER**

**HB 2222** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2222** be advanced, which motion was declared adopted.

## **THIRD READING**

**HB 2222** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Adelson, Anderson, Bingman, Coates, Mazzei and Nichols.--6.

Vacancy: District 20.--1.

The bill passed.

**HB 2222** was properly signed and ordered returned to the Honorable House.

## **MESSAGE FROM THE HOUSE**

Advising passage of and transmitting for consideration Engrossed **HCR 1037**.

**HCR 1037** – By Denney, Wright, Enns and Nollan of the House and Halligan of the Senate.

A Concurrent Resolution congratulating Miss Anna-Marie Ahrberg upon her selection as the Distinguished Young Woman of Oklahoma for 2012; wishing her the best for further competition; and directing distribution.

The above-numbered measure was read the first time.

**MESSAGE FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HBs 2260, 2453, 2458, 2623 and 2713.**

The above-numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

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

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

**SB 456**

**SB 1183** - (Emergency Failed)

**SB 1196** - coauthored by McCullough

**SB 1406**

**SB 1497**

**SB 1588** - coauthored by Pittman

**SB 1638** - (Emergency Failed)

**SB 1814** - coauthored by Wesselhoft, Bennett, Roberts (Dustin), McCullough, Walker and Roan

House amendments were read on the above-numbered bills.

**MESSAGES FROM THE HOUSE**

Advising passage of and returning the following Engrossed bills:

**SB 1069** - coauthored by Cox of the House

**SB 1127**

**SB 1179** - coauthored by Cox of the House

**SB 1187** - coauthored by Cox of the House

**SB 1188**

**SB 1263**

**SB 1277**

**SB 1425** - (Emergency Failed)

**SB 1546** - coauthored by Cox and Walker of the House

The above-numbered measures were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 284, 1006, 1043, 1065, 1213, 1214, 1346** and **1706**.

The above-numbered enrolled measures were referred to the Governor.

### **SC NAMED**

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

**SB 132** – GCCA

**HB 2121** – GCCA

Senator Schulz moved that the Senate recess until 1:30 p.m., which motion was declared adopted.

\*

The Senate reconvened with Senator Sykes presiding.

Senator Sykes questioned the presence of a quorum and ordered the roll called, following which a quorum was declared present.

### **GENERAL ORDER**

**HB 3093** by Williams et al of the House and Fields of the Senate was called up for consideration.

Senator Garrison asked to coauthor **HB 3093**, which was the order.

Senator Fields moved that **HB 3093** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 3093** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Branan, Brecheen, Brown, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Stanislawski, Sykes, Treat, Wilson and Wyrick.--37.

Excused: Adelson, Bass, Bingman, Brinkley, Burrage, Coates, Ivester, Mazzei, Shortey and Sparks.--10.

Vacancy: District 20.--1.

The bill passed.

**HB 3093** was referred for engrossment.

### **GENERAL ORDER**

**HB 2511** by Coody of the House and Justice of the Senate was called up for consideration.

Senator Justice moved that **HB 2511** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2511** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, McAffrey, Newberry, Paddack, Russell, Schulz, Simpson, Stanislawski, Sykes, Treat, Wilson and Wyrick.--37.

Excused: Adelson, Bass, Bingman, Coates, Ivester, Marlatt, Mazzei, Nichols, Shortey and Sparks.--10.

Vacancy: District 20.--1.

The bill and emergency passed.

**HB 2511** was referred for engrossment.

### **GENERAL ORDER**

**HB 2917** by Richardson of the House and Justice of the Senate was called up for consideration.

Senator Justice moved that **HB 2917** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2917** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Adelson, Bass, Bingman, Coates, Ivester, Mazzei and Shortey.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2917** was properly signed and ordered returned to the Honorable House.

**FIRST READING**

The following was introduced and read the first time:

**SCR 35** – By Crain and Eason McIntyre of the Senate and Shumate and Scott of the House.

A Concurrent Resolution praising the cooperative efforts of local and federal law enforcement agencies and city leaders in the response to the shooting rampage that occurred on Friday, April 6, in north Tulsa; expressing condolences to the families of those killed and hopes for a swift recovery for survivors; and directing distribution.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Crain asked unanimous consent to refer **SCR 35** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SCR 35** by Crain and Eason McIntyre of the Senate was called up for consideration.

All other members of the Senate asked to coauthor **SCR 35**, which was the order.

**SCR 35** was adopted upon motion of Senator Crain and referred for engrossment.

**GENERAL ORDER**

**HB 2242** by Denney and Pittman of the House and Halligan of the Senate was called up for consideration.

Senator Allen asked to coauthor **HB 2242**, which was the order.

Senator Halligan moved that **HB 2242** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2242** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Bass, Coates, Mazzei and Shortey.--4.

Vacancy: District 20.--1.

The bill passed.

**HB 2242** was referred for engrossment.

**EXECUTIVE NOMINATIONS**

The following executive nominations have been approved by the committees named:

Aduddell, Curtis T., Edmond, to the Oklahoma State Board of Examiners for Long Term Care Administrators, to serve a two year term ending October 31, 2013, a new position. (Health and Human Services Committee) Motion to confirm made by Senator Rob Johnson.

Bracken, Sandra J., Choctaw, to the State Banking Board, to serve an unexpired term ending May 6, 2012, succeeding David Burrage. (Finance Committee) Motion to confirm made by Senator Charlie Laster.

Bracken, Sandra J., Choctaw, to the State Banking Board, to serve a six year term ending May 6, 2018, succeeding herself. (Finance Committee) Motion to confirm made by Senator Charlie Laster.

Donaho, Marceline J., Seminole, to the Board of Regents of Seminole State College, to serve a seven year term ending July 1, 2019, succeeding herself. (Education Committee) Motion to confirm made by Senator Dan Newberry on behalf of Senator Harry Coates.

Ervin, Michael D., Wewoka, to the Board of Regents of Seminole State College, to serve a seven year term ending July 1, 2018, succeeding William Huser. (Education Committee) Motion to confirm made by Senator Dan Newberry on behalf of Senator Harry Coates.

Grammer, Tracy L., Norman, to the Board of Examiners for Speech-Language Pathology and Audiology, to serve a three year term ending August 17, 2015, succeeding herself. (Health and Human Services Committee) Motion to confirm made by Senator John Sparks.

Humphreys, Kirk D., Oklahoma City, to the Board of Regents of the University of Oklahoma, to serve a seven year term ending March 21, 2019, succeeding John Bell. (Education Committee) Motion to confirm made by Senator Constance N. Johnson.

Jackson, Tommy J. Sr., Antlers, to the State Board of Registration of Foresters, to serve a five year term ending June 1, 2016, succeeding himself. (Agriculture and Rural Development Committee) Motion to confirm made by Senator Jerry Ellis.

Kelly, Albert C. "Kell", Bristow, to the Oklahoma Turnpike Authority, to serve an eight year term ending July 1, 2020, succeeding himself. (Transportation Committee) Motion to confirm made by Senator Brian Bingman.

Kerr, Elizabeth H., Edmond, to the Board of Trustees of the Teachers' Retirement System of Oklahoma, to serve a four year term ending July 1, 2015, succeeding Cathy Conway. (Retirement and Insurance Committee) Motion to confirm made by Senator Clark Jolley.

Newton, Charles E., Edmond, to the Oklahoma Securities Commission, to serve a six year term ending July 27, 2017, succeeding himself. (Finance Committee) Motion to confirm made by Senator Greg Treat.

Thompson, R.H. Mick, Edmond, as the State Banking Commissioner, to serve a four year term ending September 1, 2016, succeeding himself. (Finance Committee) Motion to confirm made by Senator Clark Jolley.

Ware, Stacie M., Broken Arrow, to the Oklahoma State Board of Examiners for Long Term Care Administrators, to serve a two year term ending October 31, 2013, a new position. (Health and Human Services Committee) Motion to confirm made by Senator Tom Adelson.

White, Ronald H., Oklahoma City, to the Oklahoma State Regents for Higher Education, to serve a nine year term ending May 15, 2021, succeeding himself. (Education Committee) Motion to confirm made by Senator Cliff Branan.

Motions to confirm the above-named executive nominations were declared adopted upon roll call as follows:

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Bass, Coates and Shortey.--3.

Vacancy: District 20.--1.

## **GENERAL ORDER**

**HB 2244** by Denney et al of the House and Halligan of the Senate was called up for consideration.

Senator Halligan moved that **HB 2244** be advanced, which motion was declared adopted.

## **THIRD READING**

**HB 2244** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Bass, Bingman, Coates, Jolley and Shortey.--5.

Vacancy: District 20.--1.

The bill passed.

**HB 2244** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2306** by Coody of the House and Halligan of the Senate was called up for consideration.

Senator Halligan moved to amend **HB 2306**, Page 1, by striking the title, which amendment was declared adopted.

Senator Halligan moved that **HB 2306** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2306** 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, Allen, Anderson, Ballenger, Barrington, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Bass, Bingman, Coates, Jolley, Mazzei and Shortey.--6.

Vacancy: District 20.--1.

The bill and emergency passed.

**HB 2306** was properly signed and referred for engrossment.

### **GENERAL ORDER**

**HB 2710** by Jackson and Pittman 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 2710**.

Senator Anderson moved to amend **HB 2710**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Anderson moved that **HB 2710** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2710** 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, Allen, Anderson, Ballenger, Barrington, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Bass, Bingman, Coates, Jolley, Mazzei, Nichols and Shortey.--7.

Vacancy: District 20.--1.

The bill and emergency passed.

**HB 2710** was referred for engrossment.

### **GENERAL ORDER**

**HB 2942** by Derby and Ritze of the House and Anderson of the Senate was called up for consideration.

Senator Anderson moved that **HB 2942** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2942** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Branan, Brecheen, Brinkley, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Bass, Bingman, Brown, Coates, Jolley, Mazzei and Shortey.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2942** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2223** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2223** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2223** 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, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Simpson, Sparks, Stanislawski, Treat, Wilson and Wyrick.--37.

Nay: Allen, Russell and Sykes.--3.

Excused: Barrington, Bass, Bingman, Coates, Jolley, Mazzei and Shortey.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2223** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2224** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2224** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2224** 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, Branan, Brecheen, Brinkley, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Simpson, Sparks, Wilson and Wyrick.--33.

Nay: Allen, Holt, Russell, Stanislawski, Sykes and Treat.--6.

Excused: Barrington, Bass, Bingman, Brown, Coates, Jolley, Mazzei and Shortey.--8.

Vacancy: District 20.--1.

The bill passed.

**HB 2224** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2226** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2226** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2226** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Branan, Brecheen, Brinkley, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Simpson, Sparks, Stanislawski, Treat, Wilson and Wyrick.--37.

Nay: Russell and Sykes.--2.

Excused: Barrington, Bass, Bingman, Brown, Coates, Jolley, Mazzei and Shortey.--8.

Vacancy: District 20.--1.

The bill passed.

**HB 2226** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2227** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2227** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2227** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--40.

Excused: Barrington, Bass, Bingman, Coates, Jolley, Mazzei and Shortey.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2227** was properly signed and ordered returned to the Honorable House.

**Senator David presiding.**

### **GENERAL ORDER**

**HB 2231** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2231** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2231** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Simpson, Sparks, Stanislawski, Treat, Wilson and Wyrick.--38.

Nay: Russell.--1.

Excused: Barrington, Bass, Bingman, Coates, Jolley, Mazzei, Shortey and Sykes.--8.

Vacancy: District 20.--1.

The bill passed.

**HB 2231** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2232** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Garrison asked to coauthor **HB 2232**, which was the order.

Senator Aldridge moved that **HB 2232** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2232** 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, Barrington, Branan, Brinkley, Burrage, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Nichols, Paddack, Schulz, Sparks, Stanislawski, Wilson and Wyrick.--27.

Nay: Allen, Ballenger, Brecheen, Brown, Childers, David, Holt, Newberry, Russell, Simpson, Sykes and Treat.--12.

Excused: Bass, Bingman, Coates, Crain, Eason McIntyre, Jolley, Mazzei and Shortey.-  
-8.

Vacancy: District 20.--1.

The bill passed.

**HB 2232** was properly signed and ordered returned to the Honorable House.

**Senator Sykes presiding.**

### **GENERAL ORDER**

**HB 2233** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2233** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2233** 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, Branan, Brinkley, Brown, Burrage, Childers, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Simpson, Sparks, Wilson and Wyrick.--33.

Nay: Allen, Brecheen, Russell, Stanislawski, Sykes and Treat.--6.

Excused: Bass, Bingman, Coates, Crain, Eason McIntyre, Jolley, Mazzei and Shortey.-  
-8.

Vacancy: District 20.--1.

The bill passed.

**HB 2233** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2234** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2234** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2234** was read for the third time at length.

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

Aye: Adelson, Aldridge, Barrington, Brinkley, Brown, Burrage, Crain, David, Ellis, Fields, Ford, Garrison, Johnson (C), Johnson (R), Justice, Laster, Lerblance, McAffrey, Nichols, Paddack, Schulz, Simpson, Sparks, Wilson and Wyrick.--25.

Nay: Allen, Anderson, Ballenger, Branan, Brecheen, Childers, Eason McIntyre, Halligan, Holt, Ivester, Marlatt, Newberry, Russell, Stanislawski, Sykes and Treat.--16.

Excused: Bass, Bingman, Coates, Jolley, Mazzei and Shortey.--6.

Vacancy: District 20.--1.

The bill passed.

**HB 2234** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2235** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2235** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2235** 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, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford,

Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Paddack, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--38.

Nay: Allen and Russell.--2.

Excused: Bass, Bingman, Coates, Jolley, Mazzei, Nichols and Shortey.--7.

Vacancy: District 20.--1.

The bill passed.

**HB 2235** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2237** by Faught of the House and Aldridge of the Senate was called up for consideration.

Senator Aldridge moved that **HB 2237** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2237** 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, Branan, Brecheen, Brinkley, Brown, Burrage, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--39.

Nay: Allen, Childers and Russell.--3.

Excused: Bingman, Coates, Jolley, Mazzei and Shortey.--5.

Vacancy: District 20.--1.

The bill passed.

**HB 2237** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2521** by Kern and Peterson of the House and Paddack of the Senate was called up for consideration.

Senator Paddack moved that **HB 2521** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2521** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Bingman, Coates, Jolley, Mazzei and Shortey.--5.

Vacancy: District 20.--1.

The bill passed.

**HB 2521** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2727** by Inman and Hoskin of the House and Paddack of the Senate was called up for consideration.

Senator Paddack moved that **HB 2727** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2727** was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Laster,

Lerblance, Marlatt, McAffrey, Newberry, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Bingman, Coates, Jolley, Mazzei, Nichols and Shortey.--6.

Vacancy: District 20.--1.

The bill passed.

**HB 2727** was properly signed and ordered returned to the Honorable House.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 11, 2012, at 9:30 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 2090** – Finance

Ayes: Ballenger, Brinkley, Childers, David, Ford, Halligan, Ivester, Mazzei, Russell, Simpson, Treat, Wilson

**HB 2841** – Finance

Ayes: Ballenger, Brinkley, Childers, David, Ford, Halligan, Ivester, Mazzei, Russell, Simpson, Treat, Wilson

Pursuant to the Schulz motion, the Senate adjourned at 2:55 p.m. to meet Wednesday, April 11, 2012, at 9:30 a.m.