

# Senate Journal

## First Regular Session of the Forty-ninth Legislature of the State of Oklahoma

**Tenth Legislative Day, Monday, February 17, 2003**

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Aldridge, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laughlin, Laster, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Stipe, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.—47.

Excused: Branana.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Oscar Aguero, Heart O-The Hills Baptist Church, Summerfield, the guest of Senator Corn.

### COMMUNICATION

The following Communication from the State Election Board was read:

February 17, 2003

The Honorable Cal Hobson  
President Pro Tempore of the Senate  
State Capitol  
Oklahoma City, Oklahoma 73105

Sir:

This is to certify that pursuant to 26 O.S., § 12-106, the State Election Board on February 14, 2003, issued a Certificate of Election to Charles Laster, for the Special Election filling the vacancy of the office of State Senator, District 17.

Sincerely,

/s/ Michael Clingman, Secretary  
State Election Board

## **OATH OF OFFICE**

The official Oath of Office, as required by the Constitution, was administered to Senator Charles Laster by Justice Joseph M. Watt of the Oklahoma Supreme Court.

## **COMMITTEES APPOINTED**

President Pro Tempore Hobson has appointed Senator Laster to the following Standing Senate Committees:

Appropriations

    General Government and Transportation Subcommittee on Appropriations

Education

Judiciary

Energy, Environment and Communications

Retirement and Group Health

## **INTRODUCTIONS**

Senator Laster introduced his wife, Kathy; his children, Kara and Luke; his sister, Patti Laster; and his mother, Barbara Laster; Senator Kerr introduced his son and daughter-in-law, Roger and Tamara Kerr; his daughter, Robin Wenk; and his grandchildren, Kennedy and Kaleb Kerr and Braxton and Kerrstin Wenk; Senator Littlefield introduced his son, Creed, to the Senate.

## **REPORT OF ENGROSSED AND ENROLLED MEASURE**

**SCR 6** was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**MESSAGE FROM THE HOUSE**

Advising passage of and transmitting for consideration Engrossed **HB 1108**.

**HB 1108** – By Turner of the House and Shurden of the Senate.  
(water and water rights - amending 82 O.S., Section 1324.16 - water districts - training workshops - emergency )

The above-numbered measure was read the first time.

**CHANGE IN COMMITTEE ASSIGNMENT**

Senator Fisher asked unanimous consent, which was granted, that the following bills be reassigned as follows:

**SB 553** – Withdrawn from Rules Committee and referred to Judiciary.

**SB 713** – Withdrawn from Rules Committee and referred to Education.

**SB 822** – Withdrawn from Rules Committee and referred to Finance.

**COMMUNICATION**

February 13, 2003

The Honorable Cal Hobson  
President Pro Tempore of the Senate  
422 State Capitol  
Oklahoma City, Oklahoma 73105

Dear President Pro Tempore Hobson:

Enclosed is a copy of the Executive Declaration of Emergency Conditions, pursuant to the provisions of Article X, Section 23 of the Oklahoma Constitution.

If our office may be of further assistance, please let us know.

Sincerely,

/s/Dawn Amundsen  
Assistant Secretary of State

EXECUTIVE DECLARATION OF  
EMERGENCY CONDITIONS

I, Brad Henry, pursuant to the provisions of Section 23 of Article X of the Oklahoma Constitution, hereby declare that an emergency exists in the State of Oklahoma by reason of a lack of adequate funding for programs vital to the continued economic, educational, and social development of Oklahomans, and for health and safety issues.

Having declared that emergency conditions exist, I request the Senate and House of Representatives to concur in this declaration of emergency and to appropriate Twenty-five Million Four Hundred Eighty-six Thousand, One Hundred Sixty-five Dollars (\$25,486,165) from the Constitutional Reserve Fund for the following purpose in the following amount:

To the State Board of Education to provide supplemental funding to the public schools through the state aid formula for the current fiscal year FY 2003 in the sum of up to Twenty-five Million Four Hundred Eighty-six Thousand, One Hundred Sixty-five Dollars (\$25,486,165).

Copies of this Declaration shall be distributed to the Speaker of the Oklahoma House of Representatives, the President Pro Tempore of the Oklahoma State Senate, and the Director of State Finance.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma this 13<sup>th</sup> day of February, 2003.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

/s/Brad Henry

Attest:

/s/Dawn Amundsen  
Assistant Secretary of State

**EXECUTIVE NOMINATION**

The following executive nomination was read and referred to committee as indicated:

Frank, Claudia Pat, Tahlequah, as a member of the State Board of Education -  
Education

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 18, 2003, 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:

**SB 19** – General Government, coauthored by Capps of the Senate, and coauthored by Leist (principal House author)

**SB 243** – Veterans, Military Affairs, and Public Safety, coauthored by Staggs (principal House author)

**SB 430** – Finance, coauthored by Toure (principal House author)

**SB 561** – Human Resources

DO PASS, As Amended:

**SB 358** – General Government, coauthored by Hefner (principal House author)

**CS for SB 591** – Human Resources, coauthored by Askins (principal House author)

**SB 602** – Human Resources, coauthored by Leist (principal House author)

**SB 658** – Human Resources, coauthored by Nations (principal House author)

**SB 674** – Human Resources, coauthored by Braddock (principal House author)

**SB 677** – Human Resources, coauthored by Askins (principal House author)

**SB 710** – Human Resources, coauthored by Carey (principal House author)

**SB 727** – Veterans, Military Affairs, and Public Safety, coauthored by Paulk (principal House author)

## **FIRST READING**

The following was introduced and read the first time:

**SR 6** – By Corn.

A Resolution congratulating and honoring Kyle Anderson; recognizing his outstanding record; and directing distribution.

Pursuant to the Fisher motion, the Senate adjourned at 1:50 p.m. to meet Tuesday, February 18, 2003, at 1:30 p.m.