

# Senate Journal

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

**Fortieth Legislative Day, Wednesday, April 9, 2003**

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.—45.

Excused: Crutchfield and Harrison.—2.

Vacancy: District 7.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Jim Crain, Del City Church of Christ, Del City, the guest of Senator Aldridge.

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

**HBs 1034, 1043, 1051, 1147, 1268, 1393, 1396, 1397, 1408, 1442, 1449, 1522, 1528, 1585, 1592, 1605, 1667, 1712, 1713, 1716** and **1770** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SBs 280, 393, 484, 493** and **515** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SR 17** was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

**UNANIMOUS CONSENT REQUEST  
WITHDRAWN FROM CALENDAR**

Senator Fisher asked unanimous consent, which was granted, that **HCR 1017** be stricken from the Calendar.

**GENERAL ORDER**

**HB 1117** by Nations of the House and Nichols of the Senate was called up for consideration.

Senator Nichols moved that **HB 1117** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1117** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson and Williamson.--37.

Excused: Crutchfield, Fair, Harrison, Leftwich, Littlefield, Maddox, Morgan, Robinson, Wilcoxson and Williams.--10.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1117** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1151** by Smith (Dale) of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 1151** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1151** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson and Williamson.--37.

Excused: Crutchfield, Fair, Harrison, Leftwich, Littlefield, Maddox, Morgan, Robinson, Wilcoxson and Williams.--10.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1151** was referred for engrossment.

**GENERAL ORDER**

**HB 1456** by Adair of the House and Shurden of the Senate was called up for consideration.

Senator Shurden moved that **HB 1456** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1456** was read for the third time at length.

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

Aye: Aldridge, Cain, Coates, Corn, Dunlap, Easley, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Milacek, Monson, Morgan, Price, Reynolds, Rozell, Shurden, Smith, Snyder, Wilkerson and Williamson.--27.

Nay: Branan, Brogdon, Coffee, Laughlin, Myers, Nichols, Rabon and Riley.--8.

Excused: Capps, Crutchfield, Fair, Harrison, Leftwich, Littlefield, Maddox, Pruitt, Robinson, Taylor, Wilcoxson and Williams.--12.

Vacancy: District 7.--1.

The bill passed.

**HB 1456** was referred for engrossment.

### **GENERAL ORDER**

**HB 1280** by Hutchison et al of the House and Kerr et al of the Senate was called up for consideration.

Senator Stipe was removed as coauthor on **HB 1280**.

Senator Kerr moved that **HB 1280** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1280** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Easley, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Snyder, Taylor, Wilcoxson, Wilkerson and Williamson.--37.

Nay: Dunlap.--1.

Excused: Crutchfield, Fair, Harrison, Leftwich, Littlefield, Maddox, Robinson, Smith and Williams.--9.

Vacancy: District 7.--1.

The bill passed.

**HB 1280** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1782** by Lamons of the House and Helton of the Senate was called up for consideration.

Senator Helton moved that **HB 1782** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1782** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williamson.--39.

Excused: Crutchfield, Easley, Fair, Harrison, Leftwich, Robinson, Taylor and Williams.--8.

Vacancy: District 7.--1.

The bill passed.

**HB 1782** was properly signed and ordered returned to the Honorable House.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Nichols asked unanimous consent to suspend Rule 5-4 and refer **SR 19** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 19** by Nichols was called up for consideration.

All other members of the Senate asked to coauthor **SR 19**, which was the order.

**SR 19** was adopted upon motion of Senator Nichols and referred for enrollment.

**GENERAL ORDER**

**HB 1259** by Wells of the House and Williamson of the Senate was called up for consideration.

Senator Williamson moved that **HB 1259** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1259** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williamson.--39.

Excused: Crutchfield, Easley, Fair, Harrison, Leftwich, Robinson, Taylor and Williams.--8.

Vacancy: District 7.--1.

The bill passed.

**HB 1259** was referred for engrossment.

**GENERAL ORDER**

**HB 1603** by Perry of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1603** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1603** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williamson.--39.

Excused: Crutchfield, Easley, Fair, Harrison, Leftwich, Robinson, Taylor and Williams.--8.

Vacancy: District 7.--1.

The bill passed.

**HB 1603** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1599** by Pope of the House and Rabon of the Senate was called up for consideration.

Senator Rabon moved that **HB 1599** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1599** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Wilcoxson, Wilkerson and Williamson.--38.

Excused: Crutchfield, Easley, Fair, Harrison, Leftwich, Robinson, Snyder, Taylor and Williams.--9.

Vacancy: District 7.--1.

The bill passed.

**HB 1599** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1493** by Smith (Dale) of the House and Shurden of the Senate was called up for consideration.

Senator Shurden moved that **HB 1493** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1493** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williamson.--41.

Excused: Crutchfield, Fair, Harrison, Leftwich, Snyder and Williams.--6.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1493** was properly signed and ordered returned to the Honorable House.

**Senator Gumm presiding.**

### **GENERAL ORDER**

**HB 1106** by Balkman of the House and Monson of the Senate was called up for consideration.

Senator Monson moved that **HB 1106** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1106** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williamson.--40.

Excused: Crutchfield, Fair, Harrison, Leftwich, Pruitt, Snyder and Williams.--7.

Vacancy: District 7.--1.

The bill and emergency passed.



The Chair advised that Senator Pruitt, having been present in the Chamber during the vote on **HB 1106** and the emergency would be shown voting Nay in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 40; Nay: 1; Excused: 6; Vacancy: 1.

**HB 1106** was referred for engrossment.

### **GENERAL ORDER**

**HB 1358** by Vaughn of the House and Williamson of the Senate was called up for consideration.

Senator Williamson moved that **HB 1358** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1358** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson and Williamson.--42.

Excused: Crutchfield, Harrison, Leftwich, Snyder and Williams.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1358** was referred for engrossment.

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

Senator Rozell asked unanimous consent to suspend Rule 5-4 and refer **SR 18** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 18** by Rozell was called up for consideration.

Senators Aldridge, Coffee, Fisher, Nichols and Shurden and all other members of the Senate asked to coauthor **SR 18**, which was the order.

**SR 18** was adopted upon motion of Senator Rozell and referred for enrollment.

**GENERAL ORDER**

**HB 1527** by Ericson et al of the House and Reynolds of the Senate was called up for consideration.

Senator Reynolds moved that **HB 1527** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1527** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Helton, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Myers, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--38.

Excused: Crutchfield, Harrison, Hobson, Horner, Leftwich, Morgan, Nichols, Robinson and Snyder.--9.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1527** was properly signed and ordered returned to the Honorable House.

**MOTION TO RECONSIDER VOTE**

Senator Rabon moved to reconsider the vote whereby **HB 1008** passed, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Helton, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Crutchfield, Harrison, Hobson, Horner, Leftwich, Morgan, Robinson and Snyder.--8.

Vacancy: District 7.--1.

### **THIRD READING**

Senator Rabon moved to reconsider the vote whereby **HB 1008** was advanced, which motion was declared adopted.

### **GENERAL ORDER**

**HB 1008** was called up for further consideration.

Senator Rabon moved to amend **HB 1008**, Page 1, by restoring the title and the enacting clause, which amendment was declared adopted.

Senator Rabon moved that **HB 1008** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1008** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Helton, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Crutchfield, Harrison, Hobson, Horner, Morgan, Nichols, Robinson and Snyder.--8.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1008** was referred for engrossment.

**GENERAL ORDER**

**HB 1052** by Hastings of the House and Smith of the Senate was called up for consideration.

Senator Smith moved to amend **HB 1052**, Page 1, Line 23 by deleting after the word “filed” and before the word “for” the words “in district court” and inserting in lieu thereof the words “with the County Clerk”, which amendment was declared adopted.

Senator Smith moved to amend **HB 1052**, Page 2, Lines 18 through 20 by deleting all language after the word “support” on Line 18 through the word “support” on Line 20, which amendment was declared adopted.

Senator Smith moved that **HB 1052** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1052** was read for the third time at length.

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

Aye: Aldridge, Cain, Capps, Coates, Coffee, Corn, Easley, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Price, Rabon, Reynolds, Robinson, Rozell, Shurden, Smith, Taylor, Wilkerson, Williams and Williamson.--33.

Nay: Branan, Brogdon, Dunlap, Johnson, Laughlin, Myers, Nichols, Pruitt, Riley and Wilcoxson.--10.

Excused: Crutchfield, Harrison, Littlefield and Snyder.--4.

Vacancy: District 7.--1.

The bill passed.

**HB 1052** was referred for engrossment.

**GENERAL ORDER**

**HB 1271** by Newport et al of the House and Leftwich of the Senate was called up for consideration.

Senator Leftwich moved that **HB 1271** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1271** was read for the third time at length.

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

Aye: Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Nay: Aldridge and Pruitt.--2.

Excused: Crutchfield, Harrison, Littlefield and Snyder.--4.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1271** was referred for engrossment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Wilkerson asked unanimous consent to suspend Rule 5-4 and refer **SCR 15** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SCR 15** by Wilkerson of the Senate and Plunk of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 15**, which was the order.

**SCR 15** was adopted upon motion of Senator Wilkerson and referred for engrossment.

**GENERAL ORDER**

**HB 1146** by Balkman of the House and Reynolds of the Senate was called up for consideration.

Senator Reynolds moved to amend **HB 1146**, Page 1, Line 23 by deleting all language after the period on Line 23 through the period on Page 2, Line 2, and by amending the title to conform, which amendment was declared adopted.

Senator Reynolds moved that **HB 1146** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1146** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--43.

Nay: Fisher.--1.

Excused: Crutchfield, Harrison and Littlefield.--3.

Vacancy: District 7.--1.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Rozell served notice that the vote be reconsidered whereby **HB 1146** passed.

### **PENDING CONSIDERATION OF HAS**

**HAs** to **SBs 361** and **628** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

### **MESSAGES FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HBs 1061, 1075, 1087, 1123, 1126, 1299, 1464, 1474** and **1669**.

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

Advising the signing of and transmitting for signature Enrolled **HCR 1008**.

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

Advising fourth reading of and returning Enrolled **SBs 280, 393, 484, 493 and 515**.

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

Advising passage of and returning the following Engrossed bills:

**SB 10**  
**SB 334**

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 34**  
**SB 35**  
**SB 36**  
**SB 37**  
**SB 122**  
**SB 123**  
**SB 124**  
**SB 125**  
**SB 134**  
**SB 135**  
**SB 144**  
**SB 145**  
**SB 231**  
**SB 300**  
**SB 377**  
**SB 439**  
**SB 527**  
**SB 556**  
**SB 565** - coauthored by Miller (Doug), Morgan (Fred), Dank of the House  
**SB 583**  
**SB 715**  
**SB 724**

**SB 760****SB 803** - coauthored by Wilt of the House and Coffee of the Senate**SB 823**

House amendments were read on the above-numbered bills.

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

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The Senate reconvened with Senator Rozell presiding.

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

**GENERAL ORDER**

**HB 1580** by Askins of the House and Fisher of the Senate was called up for consideration.

Senator Fisher moved that **HB 1580** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1580** 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, Branan, Brogdon, Cain, Coates, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.-40.

Excused: Capps, Coffee, Crutchfield, Harrison, Helton, Littlefield and Rabon.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1580** was referred for engrossment.



**GENERAL ORDER**

**HB 1110** by Lindley et al of the House and Reynolds of the Senate was called up for consideration.

Senator Reynolds moved that **HB 1110** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1110** 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, Branan, Brogdon, Cain, Coates, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.-40.

Excused: Capps, Coffee, Crutchfield, Harrison, Helton, Littlefield and Rabon.--7.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1110** was referred for engrossment.

**GENERAL ORDER**

**HB 1326** by Nance of the House and Smith of the Senate was called up for consideration.

Senator Nichols moved that **HB 1326** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1326** 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, Branan, Brogdon, Cain, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Excused: Capps, Crutchfield, Harrison, Helton and Rabon.--5.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1326** was referred for engrossment.

### **GENERAL ORDER**

**HB 1535** by Covey of the House and Price of the Senate was called up for consideration.

Senator Price moved to amend **HB 1535**, Page 1, by striking the title, which amendment was declared adopted.

Senator Price moved that **HB 1535** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1535** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Littlefield, Maddox, Milacek, Monson, Morgan, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Crutchfield, Harrison, Helton, Leftwich, Myers and Rabon.--6.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1535** was referred for engrossment.

**GENERAL ORDER**

**HB 1089** by Peterson of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1089** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1089** was read for the third time at length.

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

Aye: Aldridge, Brogdon, Cain, Coates, Corn, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Price, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilkerson, Williams and Williamson.--34.

Nay: Branan, Coffee, Lawler, Nichols, Pruitt, Snyder and Wilcoxson.--7.

Excused: Capps, Crutchfield, Harrison, Helton, Myers and Rabon.--6.

Vacancy: District 7.--1.

The bill passed.

**HB 1089** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1301** by Benge of the House and Smith of the Senate was called up for consideration.

Senator Smith moved to amend **HB 1301**, Page 1, by striking the title, which amendment was declared adopted.

Senator Smith moved that **HB 1301** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1301** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fair, Fisher, Ford, Gumm, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Crutchfield, Easley, Harrison, Helton, Morgan and Rabon.--6.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1301** was referred for engrossment.

**Senator Gumm presiding.**

### **GENERAL ORDER**

**HB 1108** by Turner of the House and Shurden of the Senate was called up for consideration.

Senator Shurden moved to amend **HB 1108** by deleting Sections 1, 2, 3, 4, 5, 6, 8 and 9, and by renumbering subsequent section, which amendment was declared adopted.

Senator Shurden moved that **HB 1108** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1108** was read for the third time at length.

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

Aye: Easley, Fisher, Hobson, Kerr, Leftwich, Littlefield, Maddox, Morgan, Price, Robinson, Rozell, Shurden, Taylor and Williams.--14.

Nay: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fair, Ford, Gumm, Horner, Johnson, Laster, Laughlin, Lawler, Milacek, Monson, Myers, Nichols, Pruitt, Reynolds, Riley, Smith, Snyder, Wilcoxson, Wilkerson and Williamson.--29.

Excused: Crutchfield, Harrison, Helton and Rabon.--4.

Vacancy: District 7.--1.

The bill failed.

Pursuant to Rule 12-23, Senator Shurden served notice that the vote be reconsidered whereby **HB 1108** failed.

#### **PENDING CONSIDERATION OF HAS**

**HAs** to **SBs 243** and **606** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

#### **PENDING CONSIDERATION OF HAS**

**HAs** to **SB 742**, considered on Page 1037, were concurred in upon motion of Senator Morgan.

**SB 742**, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fair, Fisher, Ford, Gumm, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Nay: Snyder.--1.

Excused: Crutchfield, Easley, Harrison, Helton, Hobson and Rabon.--6.

Vacancy: District 7.--1.

The bill passed.

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

#### **GENERAL ORDER**

**HB 1406** by Toure of the House and Smith of the Senate was called up for consideration.

Senator Smith moved to amend **HB 1406**, Page 1, Line 10 ½ by inserting a new Section 1 amending 51 O.S. Supp. 2002, Section 152, and by renumbering subsequent sections, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Smith asked that **HB 1406** be laid over temporarily, which was the order.

**HB 1406** remains on General Order.

### **GENERAL ORDER**

**HB 1451** by Toure et al of the House and Morgan of the Senate was called up for consideration.

Senator Kerr moved to amend **HB 1451**, Page 3, Line 8 ½ by inserting a new paragraph 16 to read as follows:

“16. A member of the Oklahoma Lumbermens Association to be appointed by the Speaker.”, which amendment was declared adopted.

Senator Morgan moved that **HB 1451** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1451** 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, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fair, Fisher, Ford, Gumm, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Reynolds, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--38.

Excused: Crutchfield, Easley, Harrison, Helton, Hobson, Littlefield, Pruitt, Rabon and Riley.--9.

Vacancy: District 7.--1.

The bill and emergency passed.

**HB 1451** was referred for engrossment.

**GENERAL ORDER**

**HB 1406**, as previously amended, was called up for further consideration.

Senator Smith moved that **HB 1406** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1406** 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, Branan, Brogdon, Cain, Capps, Coates, Corn, Dunlap, Fair, Fisher, Gumm, Horner, Johnson, Kerr, Laster, Laughlin, Leftwich, Milacek, Monson, Morgan, Myers, Price, Reynolds, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--33.

Nay: Lawler and Nichols.--2.

Excused: Coffee, Crutchfield, Easley, Ford, Harrison, Helton, Hobson, Littlefield, Maddox, Pruitt, Rabon and Riley.--12.

Vacancy: District 7.--1.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Smith served notice that the vote be reconsidered whereby **HB 1406** passed.

**PENDING CONSIDERATION OF HAS**

**HAs** to **SB 724** were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

**GENERAL ORDER**

**HB 1744** by Miller (Doug) of the House and Nichols of the Senate was called up for consideration.

Senator Nichols moved that **HB 1744** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1744** was read for the third time at length.

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

Aye: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Dunlap, Fair, Fisher, Gumm, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Morgan, Myers, Nichols, Price, Reynolds, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--36.

Nay: Milacek.--1.

Excused: Crutchfield, Easley, Ford, Harrison, Helton, Hobson, Littlefield, Pruitt, Rabon and Riley.--10.

Vacancy: District 7.--1.

The bill passed.

**HB 1744** was referred for engrossment.

**GENERAL ORDER**

**HB 1324** by Tibbs of the House and Smith of the Senate was called up for consideration.

Senator Smith moved that **HB 1324** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1324** was read for the third time at length.

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

Aye: Corn, Horner, Robinson, Smith, Snyder, Taylor and Wilkerson.--7.

Nay: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Dunlap, Fair, Fisher, Gumm, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Reynolds, Rozell, Shurden, Wilcoxson and Williamson.--29.

Excused: Crutchfield, Easley, Ford, Harrison, Helton, Hobson, Littlefield, Pruitt, Rabon, Riley and Williams.--11.



Vacancy: District 7.--1.

The bill failed.

### **EXECUTIVE NOMINATIONS**

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

Crews, Harold, Yukon, as a member of the State Fire Marshal Commission - General Government

Henley, Glo, Edmond, as a member of the State Election Board - General Government

Roland, Shirley Odell, Tulsa, as a member of the Commission on Consumer Credit - Business and Labor

Rose, Sandra Rae, Norman, as a member of the Air Quality Advisory Council - Energy, Environment and Communications

Roy, Johnny, Edmond, as a member of the Oklahoma Science and Technology Research and Development Board - Aerospace and Technology

### **MESSAGES FROM THE HOUSE**

Advising passage of and returning the following Engrossed bill:

#### **SB 338**

The above-numbered measure was referred for enrollment.

Advising concurrence in **SAs** to and passage of Engrossed **HB 1415**.

Advising rejection of **SAs** to **HB 1640**, requesting conference and House conferees to be named later.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 10, 2003, at 9:00 a.m., which motion prevailed.

Pursuant to the Fisher motion, the Senate adjourned at 2:50 p.m. to meet Thursday, April 10, 2003, at 9:00 a.m.