

Senate Journal

Second Regular Session of the Forty-ninth Legislature of the State of Oklahoma

Sixteenth Legislative Day, Thursday, February 26, 2004

The Senate was called to order by Senator Rozell.

Roll Call:

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

Excused: Easley, Hobson and Taylor.—3.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend David Dunson, Highland Park Christian Church, Broken Arrow, the guest of Senator Riley.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 850, 851, 852, 868, 869, 874, 889, 890, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 960, 961, 962, 963, 964, 965, 966, 967, 968, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 993, 994, 995, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1057, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1112, 1131, 1134, 1146, 1204, 1226, 1234, 1267, 1271, 1291, 1308, 1314, 1347, 1349, 1374, 1382, 1384, 1389, 1394, 1410, 1429, 1488, 1502, 1503, 1504, 1525, 1526, 1560, 1589, 1592 and 1609 and SCRs 41 and 44 were each

correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 41 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

FOURTH READING

Senator Shurden moved to rescind the adoption of the **3rd CCR** to **SB 835**, which motion was declared adopted.

SB 835 was placed on pending consideration of the **3rd CCR**.

PENDING CONSIDERATION OF CCR

The **3rd CCR** on **SB 835** was rejected upon motion of Senator Shurden, further conference requested, and same Senate conferees appointed as follows: Shurden, Wilkerson, Gumm, Williamson, Smith.

GENERAL ORDER

SB 908 by Capps of the Senate and Jones of the House was called up for consideration.

Senator Capps moved to amend **SB 908**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Capps moved that **SB 908** be advanced, which motion was declared adopted.

THIRD READING

SB 908 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, Crutchfield, Dunlap, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Easley, Fair, Harrison, Hobson, Monson, Pruitt, Robinson and Taylor.--8.

The bill and emergency passed.

SB 908 was referred for engrossment.

INTRODUCTIONS

Senator Robinson introduced his grandchildren, Molly, Emily and Kaley Robinson, to the Senate. Senator Robinson asked unanimous consent, which was granted, that the girls be named Honorary Senators and Pages for this Legislative day; and Senator Laughlin introduced his mother, Dr. Monique Laughlin, to the Senate.

GENERAL ORDER

SB 1207 by Crutchfield of the Senate and Staggs of the House was called up for consideration.

Senator Crutchfield moved that **SB 1207** be advanced, which motion was declared adopted.

THIRD READING

SB 1207 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--41.

Nay: Price and Wilcoxson.--2.

Excused: Easley, Harrison, Hobson, Monson and Taylor.--5.

The bill passed.

SB 1207 was referred for engrossment.

GENERAL ORDER

SB 1268 by Smith of the Senate and Braddock of the House was called up for consideration.

Senator Smith moved to amend **SB 1268**, Page 1, Line 14, by restoring all stricken language, and by deleting after the word “intergovernmental” and before the word “governmental” the word “A” and inserting in lieu of the word “or”; Page 1, Line 19, by restoring all stricken language, and by deleting after the word “intergovernmental” and before the word “governmental” the word “A” and inserting the word “or”; and by amending the title to conform, which amendment was declared adopted.

Senator Smith moved that **SB 1268** be advanced, which motion was declared adopted.

THIRD READING

SB 1268 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Easley, Harrison, Helton, Hobson, Littlefield, Monson and Taylor.--7.

The bill passed.

SB 1268 was referred for engrossment.

GENERAL ORDER

SB 1269 by Smith of the Senate and Calvey of the House was called up for consideration.

Senator Smith moved that **SB 1269** be advanced, which motion was declared adopted.

THIRD READING

SB 1269 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Easley, Harrison, Hobson, Leftwich, Littlefield, Monson and Taylor.--7.

The bill passed.

SB 1269 was referred for engrossment.

GENERAL ORDER

SB 1385 by Capps of the Senate and Covey of the House was called up for consideration.

Representative Covey asked to be removed and Representative Braddock asked to be named principal House author on **SB 1385**, which was the order.

Senator Capps moved to amend **SB 1385**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Capps moved that **SB 1385** be advanced, which motion was declared adopted.

THIRD READING

SB 1385 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--40.

Nay: Wilcoxson.--1.

Excused: Easley, Harrison, Hobson, Leftwich, Monson, Robinson and Taylor.--7.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Pruitt served notice that the vote be reconsidered whereby **SB 1385** passed.

GENERAL ORDER

SB 1408 by Smith of the Senate and Lamons of the House was called up for consideration.

Senator Smith moved that **SB 1408** be advanced, which motion was declared adopted.

THIRD READING

SB 1408 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lerblance, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Easley, Harrison, Hobson, Lawler, Leftwich, Littlefield, Monson, Robinson and Taylor.--9.

The bill passed.

SB 1408 was referred for engrossment.

GENERAL ORDER

SB 877 by Corn of the Senate and Nance of the House was called up for consideration.

Senator Corn moved to amend **SB 877**, Page 2, Line 7, by deleting after the first comma and before the second comma the words "at the Director's discretion" and by inserting in lieu thereof the words "pursuant to rules promulgated by the Oklahoma State Bureau of Investigation Commission for that purpose"; Page 2, Line 8, by inserting after the word "property" and before the word "to" the words ", as defined in Section 62.2 of this title,"; and Page 2, Line 9, by inserting after the period the words "The use of such donated equipment shall be limited to valid and authorized law enforcement efforts by the receiving agency.", which amendment was declared adopted.

Senator Corn moved that **SB 877** be advanced, which motion was declared adopted.

THIRD READING

SB 877 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, Crutchfield, Dunlap, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lerblance, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--37.

Nay: Fair.--1.

Excused: Easley, Harrison, Hobson, Lawler, Leftwich, Littlefield, Monson, Morgan, Robinson and Taylor.--10.

The bill passed.

SB 877 was referred for engrossment.

GENERAL ORDER

SB 1253 by Crutchfield of the Senate and Sweeden of the House was called up for consideration.

Senator Crutchfield moved that **SB 1253** be advanced, which motion was declared adopted.

THIRD READING

SB 1253 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lerblance, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williams.--37.

Excused: Easley, Harrison, Hobson, Lawler, Leftwich, Littlefield, Monson, Morgan, Robinson, Taylor and Williamson.--11.

The bill and emergency passed.

SB 1253 was referred for engrossment.

GENERAL ORDER

SB 1106 by Corn of the Senate and Adair of the House was called up for consideration.

Senator Rabon asked to coauthor **SB 1106**, which was the order.

Senator Corn moved to amend **SB 1106**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Corn moved to amend the floor substitute to **SB 1106**, Page 1, by striking the title, which amendment was declared adopted.

Senator Corn moved that **SB 1106** be advanced, which motion was declared adopted.

THIRD READING

SB 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williams.--40.

Excused: Easley, Harrison, Hobson, Leftwich, Littlefield, Morgan, Taylor and Williamson.--8.

The bill and emergency passed.

SB 1106 was referred for engrossment.

Senator Gumm presiding.

GENERAL ORDER

SB 1348 by Monson of the Senate and Dorman of the House was called up for consideration.

Senator Monson moved to amend **SB 1348**, Page 9, Line 19 through Page 11, Line 2, by deleting Section 9, renumbering subsequent sections, and by amending the title to conform, which amendment was declared adopted.

Senator Reynolds moved to amend **SB 1348**, Page 2, Lines 6 and 21; Page 5, Lines 9 and 17; Page 6, Line 4; Page 8, Line 16; and Page 9, Line 7, by deleting the language “December 22, 2003” and inserting in lieu thereof the language “December 20, 2003”, and by amending the title to conform, which amendment was declared adopted.

Senator Monson asked that **SB 1348** be laid for this legislative day, which was the order.

SB 1348 remains on General Order.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2218, 2242, 2249, 2314, 2322, 2326, 2327, 2334, 2335, 2362, 2385, 2390, 2397, 2421, 2435, 2506, 2526, 2552, 2572, 2607, 2620** and **2637** and **HJR 1050**.

HB 2218 – By Maddux, Liotta, Peterson (Pam), Pope and McClain of the House and Shurden of the Senate.

(revenue and taxation – poultry litter – credit – codification – effective date)

HB 2242 – By Gilbert and Nance of the House and Laster and Riley of the Senate.

(mental health – amending 68 O.S., Section 5-207 – reimbursement – fees – codification – effective date)

HB 2249 – By Case of the House and Riley of the Senate.

An Act relating to the Oklahoma Juvenile Code; amending 10 O.S. 2001, Section 7307-1.2, as amended by Section 1, Chapter 132, O.S.L. 2002 (10 O.S. Supp. 2003, Section 7307-1.2), which relates to confidential juvenile records; providing an exception to confidentiality requirement; and providing an effective date.

HB 2314 – By Lindley of the House and Corn of the Senate.

An Act relating to mental health; amending 43A O.S. 2001, Sections 3-313 and 3-314.1, as amended by Sections 15 and 16, Chapter 488, O.S.L. 2002 (43A O.S. Supp. 2003, Section 3-313 and 3-314.1), which relate to domestic violence and sexual assault shelter records; requiring certain reporting; and providing an effective date.

HB 2322 – By Cox and Pettigrew of the House and Horner of the Senate.

An Act relating to insurance; prohibiting lender from requiring certain insurance coverage in certain loans; restricting coverage of term replacement value; defining terms; providing for determination of replacement value; providing for codification; and providing an effective date.

HB 2326 – By Tyler and Davis of the House and Milacek of the Senate.

An Act relating to roads, bridges and ferries; providing requirements for the naming of certain transportation structures; providing for codification; and providing an effective date.

HB 2327 – By Tyler of the House and Milacek of the Senate.

An Act relating to roads, bridges and ferries; amending 69 O.S. 2001, Section 1001, which relates to sale, lease or exchange of unneeded property; authorizing the Department of Transportation to transfer certain surplus materials to local government; providing requirements and limitations for such transfers; and providing an effective date.

HB 2334 – By Staggs of the House and Lawler of the Senate.

An Act relating to schools; stating legislative findings; establishing the Oklahoma Mathematics Initiative; stating content of the Initiative; establishing the Oklahoma Mathematics Initiative Committee; requiring certain certification for mathematic teachers; stating purpose of the Committee; providing for membership; directing the State Board of Education to adopt certain mathematics training modules; providing for training modules to be offered to teachers through summer mathematics academies; stating purpose and goal of the summer mathematics academies; requiring summer mathematics academies to be accepted as professional development; providing for instruction through peer coaching; authorizing the State Department of Education to identify and select peer coaches; providing for follow-up professional development opportunities; requiring certain focus for the first and subsequent academies; requiring summer mathematics academies to be offered at multiple locations; directing the Board to adopt training modules for administrators; providing for administration of summer mathematics academies for administrators; stating content of administrator training modules; requiring peer coaches to meet at certain times for certain purposes and attend certain conferences; providing for teacher stipends; making stipends contingent upon funding; directing the Board to develop a long-range plan for the Initiative; requiring the Department to issue an annual report; stating content of the report; providing for codification; providing for noncodification; providing an effective date; and declaring an emergency.

HB 2335 – By Staggs of the House and Rabon of the Senate.

(revenue and taxation – amending 68 O.S., Section 1354 – sales tax levy – effective date – emergency)

HB 2362 – By Covey and Nance of the House and Milacek of the Senate.

An Act relating to motor vehicles; providing for licensing for certain promoters; providing for certain conditions; providing for licensing of certain manufacturers and dealers for certain promotions; providing for special license; providing fee amounts; providing for the deposit of certain fees; providing certain exception under certain circumstances; providing certain promoter requirements for participation; providing for applicability of the act to dealers; providing for certain exclusion to excise tax; providing for codification; and providing an effective date.

HB 2385 – By Cox of the House and Robinson of the Senate.

An Act relating to insurance; amending 36 O.S. 2001, Sections 311, as last amended by Section 1, Chapter 150, O.S.L. 2003 and 321, as amended by Section 3, Chapter 307, O.S.L. 2002 (36 O.S. Supp. 2003, Sections 311 and 321), which relate to the Insurance Department; providing conditions for renewal of license or certificate of authority; adding certain entities and contracts to fee list; exempting certain filings from fees; requiring domestic insurers to keep certain information current; defining term; amending 36 O.S. 2001, Sections 629 and 630, which relate to authorization of insurance companies; changing term insurer to insurance company; amending 36 O.S. 2001, Section 903, which relates to rating organizations; modifying definition of homeowner's insurance to exclude certain dwellings; amending 36 O.S. 2001, Section 1250.2, as amended by Section 53, Chapter 197, O.S.L. 2003 (36 O.S. Supp. 2003, Section 1250.2), which relates to the Unfair Claims Settlement Practices Act; modifying definition of Insurer to include certain organizations; amending 36 O.S. 2001, Sections 1435.6, as amended by Section 13, Chapter 307, O.S.L. 2002 and 1435.13 (36 O.S. Supp. 2003, Section 1435.6), which relate to the Oklahoma Producer Licensing Act; allowing for retesting after thirty days; prohibiting waiver of fees; allowing for revocation of license if censured or placed on probation in other jurisdiction; amending 36 O.S. 2001, Section 1450, which relates to the Third-party Administrator Act; requiring partners in entity to be licensed; requiring notification of termination; amending 36 O.S. 2001, Section 1902, which relates to rehabilitation and liquidation; requiring adoption of certain court rules to assign certain judicial proceedings; amending 36 O.S. 2001, Sections 6532, as amended by Section 1, Chapter 439, O.S.L. 2002, 6534, as amended by Section 2, Chapter 439, O.S.L. 2002 and 6542, as amended by Section 7, Chapter 439, O.S.L. 2002 (36 O.S. Supp. 2003, Sections 6532, 6534 and 6542), which relate to the Health Insurance High Risk Pool Act; modifying definition of federally defined eligible individual; modifying eligibility requirements to include certain individuals; expanding eligibility for coverage to certain persons; providing exemption from preexisting conditions limitation for certain persons; repealing 36 O.S. 2001, Section 1435.38, which relates to the Oklahoma Producer Licensing Act; providing for codification; providing an effective date; and declaring an emergency.

HB 2390 – By Calvey, Adkins, Nance, Greenwood, Dank and Tibbs of the House and Aldridge of the Senate.

(revenue and taxation - amending 68 O.S., Sections 1356 and 1357 - exemptions from sales tax - effective date – emergency)

HB 2397 – By Harrison, Adkins and Nance of the House and Laster of the Senate.

An Act relating to district attorneys; amending 19 O.S. 2001, Section 215.29, which relates to the authority of district attorneys to carry firearms; authorizing assistant district attorneys to carry firearms under certain circumstances; and providing an effective date.

HB 2421 – By Pope, Kirby, Nance, Langmacher, Adkins, Armes, Blackwell, Braddock, Case, Deutschendorf, DeWitt, Ferguson, Gilbert, Hastings, Ingmire, McCarter, Peterson (Pam), Pettigrew, Roggow, Steele, Tibbs, Trebilcock and Winchester of the House and Rabon of the Senate.

(revenue and taxation - amending ten sections in Title 68 - sales and use tax - district court –income tax rates - effective dates – emergency)

HB 2435 – By Askins and Nance of the House and Wilkerson of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 759, as amended by Section 12, Chapter 461, O.S.L. 2003 (47 O.S. Supp. 2003, Section 759), which relates to the Board of Tests for Alcohol and Drug Influence; adding laboratories eligible to do certain collection and analysis; exempting certain laboratories from uniform standards; and providing an effective date.

HB 2506 – By Roberts of the House and Corn of the Senate.

An Act relating to state government; repealing 74 O.S. 2001, Section 1319, which relates to maximum insurance allowed for certain persons under the State and Education Employees Group Insurance Plan; and declaring an emergency.

HB 2526 – By Vaughn of the House and Laster of the Senate.

An Act relating to children; amending 10 O.S. 2001, Section 7003-8.7, which relates to the Oklahoma Children’s Code; modifying method of reimbursement of certain expenses for services performed on behalf of a deprived child; clarifying type of expenses; removing certain court discretion; modifying who may receive payments; providing for payment of child support for deprived children; providing for orders establishing paternity; providing for content; providing for filing and procedures thereto; providing for confidentiality; providing for determination of child support; specifying enforcement procedures; requiring promulgation of rules; providing for codification; and declaring an emergency.

HB 2552 – By Hilliard, Askins, Roan, Braddock, Carey, Gilbert, Hamilton, McCarter, McClain, Miller (Ray), Nations, Sweeden and Walker of the House and Leftwich (Debbe) of the Senate.

An Act relating to public health and safety; creating Breast and Cervical Cancer Treatment Revolving Fund; stating purpose; providing for codification; and providing an effective date.

HB 2572 – By Morgan (Fred), Ferguson, Calvey, Cargill, Case, Dank, Dorman, Greenwood, Hastings, Jones, Liotta, Newport, Peters, Peterson (Pam), Peterson (Ron), Wilt, Winchester and Wright of the House and Williams of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 3-118.1, as amended by Section 1, Chapter 446, O.S.L. 2002 (70 O.S. Supp. 2003, Section 3-118.1), which relates to budget and operations performance reviews; authorizing the Office of Accountability and Education Oversight Board to select school districts annually for review; allowing certain governmental officials to request a performance review of a school district; providing for the cost of such requested review; updating language relating to use of legislative

appropriations; directing the Office of Accountability to engage in certain outreach and technical assistance; providing an effective date; and declaring an emergency.

HB 2607 – By Peterson (Ron) of the House and Smith of the Senate.

(economic development – amending 68 O.S., Section 1370.7 – sales tax – voter approval – effective date - emergency)

HB 2620 – By Covey, Sweeden, Armes, Boren, Braddock, Carey, DeWitt, Dorman, Morgan (Danny), Pope and Roggow of the House and Price of the Senate.

An Act relating to agriculture; creating the Oklahoma Beef Improvement and Market Development Act; providing for legislative intent; creating Oklahoma Beef Council; establishing duties of Council; defining terms; providing for appointment of Board members; defining purpose of Council; providing for authority of Council; authorizing acceptance of certain funds; providing for payments; authorizing assessment; establishing collection of assessment; providing for penalties; creating exemption from assessment; providing for refund of assessment; providing for adoption of rules; creating the Oklahoma Beef Council Revolving Fund; specifying contents of and procedures related to the fund; providing for codification; and providing an effective date.

HB 2637 – By Steele of the House and Laster of the Senate.

(motor vehicles - motor-driven cycles – codification - effective date)

HJR 1050 – By Pettigrew of the House and Milacek of the Senate.

(motor vehicles – amending 47 O.S., Section 1104 – motor fuel tax – effective date)

The above-numbered measures were read the first time.

EXECUTIVE NOMINATIONS

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

Adams, Kendall R., Broken Arrow, as a member of the Highway Construction Material Technician Certification Board - Transportation

Bower, Jerry S., Choctaw, as a member of the State Fire Marshal Commission - General Government

Ezell, Cheri Ann, Enid, as a member of the State Board of Career and Technology Education - Education

Galvin, Jennifer B., Bartlesville, as a member of the Environmental Quality Board - Energy, Environment and Communications

Gilliam, Sr., Melvin R., Tulsa, as a member of the State Board of Career and Technology Education - Education

Jenkins, Robert Francis, Arcadia, as a member of the Board of Regents for Oklahoma City Community College - Education

Perkins, Joe R., Owasso, as a member of the Alcoholic Beverage Laws Enforcement Commission - Judiciary

Stricklin, Toney, Lawton, as a member of the State Board of Career and Technology Education - Education

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 1, 2004, at 10:00 a.m., which motion prevailed.

FIRST READING

The following was introduced and read the first time:

SCR 45 – By Fisher of the Senate and Rice of the House.

A Concurrent Resolution commending the career and praising the life of Jenkin Lloyd Jones; extending condolences to his family and friends; and directing distribution.

Pursuant to the Fisher motion, the Senate adjourned at 11:15 a.m. to meet Monday, March 1, 2004, at 10:00 a.m.