

Senate Journal

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

Thirty-ninth Legislative Day, Wednesday, April 7, 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, Hobson, 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, Taylor, Wilkerson, Williams and Williamson.—46.

Excused: Wilcoxson.—1.

Vacancy: District 18.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Reverend Brent Parsons, First Baptist Church, Newcastle, the guest of Senator Lawler.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SCR 43 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1756, 1873, 1891, 2108, 2124, 2218, 2252, 2278, 2288, 2321, 2336, 2363, 2367, 2371, 2637 and 2714 and **HJR 1060** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 7 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SR 49 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following was introduced and read the first time:

SR 51 – By Hobson.

A Resolution expressing gratitude to Senator Mark Snyder for his service in the Oklahoma State Senate; and directing distribution.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to the following bills, requesting conference and House conferees to be named later as follows:

HB 2527

HB 2663

Advising concurrence in **SAs** to and passage of Engrossed **HB 2497**.

Advising naming of House conferees as follows:

HB 2527 - Vaughn, Askins, Braddock, Toure, Davis

HB 2663 – Adair, Staggs, Vaughn, Roberts, Ferguson

Advising passage of and returning the following Engrossed bills:

SB 1204

SB 1268

The above-numbered measures were referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Crutchfield asked unanimous consent to suspend Rule 5-4 and refer **HCR 1067** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1067 by Hilliard et al of the House and Crutchfield of the Senate was called up for consideration.

All other members of the Senate asked to coauthor **HCR 1067**, which was the order.

HCR 1067 was adopted upon motion of Senator Crutchfield and properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2557 by Nations and Nance of the House and Crutchfield of the Senate was called up for consideration.

Senator Rabon moved to amend **HB 2557**, Page 18, Line 6, by deleting after the word “Service” and before the first word “the” the language “Award,” and inserting in lieu thereof the language “Medal, the Distinguished Service Cross,”; Page 52, Line 19, by deleting after the semicolon the word “and”; and Page 53, Line 9, by inserting after the word “act” and before the period the following language “; and 87. American Legion License Plate – such plate shall be designed in consultation with the American Legion and issued to members of the American Legion. The fee for such plate shall be Five Dollars (\$5.00) and shall be in addition to all other registration fees provided by the Oklahoma Vehicle License and Registration Act” which amendment was declared adopted.

Senator Crutchfield moved that **HB 2557** be advanced, which motion was declared adopted.

THIRD READING

HB 2557 was read for the third time at length.

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

Aye: Aldridge, Branan, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Fisher, Ford, Gumm, Harrison, Helton, Horner, Kerr, Lawler, Leftwich, Lerblance, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--38.

Nay: Brogdon, Fair, Johnson and Laughlin.--4.

Excused: Hobson, Laster, Littlefield, Pruitt and Wilcoxson.--5.

Vacancy: District 18.--1.

The bill passed.

HB 2557 was referred for engrossment.

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Fisher, the request of the Honorable House for conference on the following bills was ordered granted and Senate conferees to be named later:

HB 2527
HB 2528
HB 2643
HB 2663

PENDING CONSIDERATION OF HAS

HAs to SB 1128 were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2005** was adopted upon motion of Senator Morgan.

HB 2005, as amended in conference, was read 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, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--44.

Excused: Laster, Pruitt and Wilcoxson.--3.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2005, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1053** and **1065**.

The above-numbered enrolled resolutions were properly signed and ordered returned to the Honorable House.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1876, 2182, 2230, 2249, 2322, 2472 and 2497.**

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

Advising passage of and returning the following Engrossed bills:

SB 840

SB 1583

SJR 41 - coauthored by McClain, Hutchison, Erwin of the House

The above-numbered measures were referred for enrollment.

Advising passage of and transmitting for consideration Engrossed **HCR 1063.**

HCR 1063 – By Covey of the House and Price of the Senate.

A Concurrent Resolution designating a section of highway on Spur 281 from Exit 108 on Interstate 40 to Pump Station Road as the Jesse Chisholm Memorial Highway; directing the Oklahoma Department of Transportation to place permanent markers; and directing distribution.

The above-numbered measure was read the first time.

Advising conference granted on Engrossed **SB** and naming House conferees as follows:

SB 1461 - Peters, Paulk, Lamons, Jones, Adkins, McCarter, Tyler

Advising the signing of and transmitting for signature Enrolled **HCR 1067.**

The above-numbered enrolled measure was 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 1122

SB 1263 - coauthored by Piatt of the House

SB 1335 - coauthored by Nance of the House

SB 1384

SB 1480 - coauthored by Nance, Turner of the House

SB 1525

SB 1556 - coauthored by Calvey, Askins of the House

SB 1565

SB 1598

House amendments were read on the above-numbered bills.

Senator Fisher moved that the Senate recess until 1:00 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 2142 by Hastings of the House and Coffee of the Senate was called up for consideration.

Senator Coffee moved that **HB 2142** be advanced, which motion was declared adopted.

THIRD READING

HB 2142 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, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price,

Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Williams and Williamson.--
39.

Excused: Corn, Lerblance, Morgan, Pruitt, Smith, Taylor, Wilcoxson and Wilkerson.--
8.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2142 was properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Williamson asked unanimous consent to suspend Rule 5-4 and refer **SR 51** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 51 by Hobson was called up for consideration.

All other members of the Senate, except Senator Snyder, asked to coauthor **SR 51**, which was the order.

SR 51 was adopted upon motion of Senator Williamson and referred for enrollment.

SPECIAL RECOGNITION OF SENATOR MARK SNYDER

Senator Snyder was honored by the Oklahoma State Senate for his 17 years of service. His portrait was displayed as a tribute in the Senate Chamber for this legislative day.

Senator Williamson addressed the Senate commending Senator Snyder for his contributions and leadership within the Republican Party. He also commended Senator Snyder for his years of service to the citizens of Senate District 41 in the Oklahoma State Senate. In addition, remarks were given by Senators Ford, Fair and Smith.

Senator Snyder addressed the Senate and introduced his family. His guests in attendance were his wife, Dianne; his daughters and son-in-laws, Shele and Gary Cook and Leah and Brad Jones; his grandchildren; Chandler and Kendall Cook and Paeton Jones; his mother, Alice Snyder; and his brothers, Fred and Bill Snyder. Senator Snyder also recognized his executive assistant, Frankie Lou Reeves, for her hard work and dedication.

GENERAL ORDER

HB 1864 by Erwin et al of the House and Shurden of the Senate was called up for consideration.

Senator Shurden moved that **HB 1864** be advanced, which motion was declared adopted.

THIRD READING

HB 1864 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, Coffee, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--40.

Excused: Coates, Corn, Harrison, Lerblance, Littlefield, Monson and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 1864 was referred for engrossment.

GENERAL ORDER

HCR 1051 by McCarter et al of the House and Helton of the Senate was called up for consideration.

Senators Kerr, Gumm and all other members of the Senate asked to coauthor **HCR 1051**, which was the order.

HCR 1051 was adopted upon motion of Senator Helton and properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2335 by Staggs of the House and Rabon of the Senate, considered on Page 1005, was called up for further consideration.

Senator Rabon moved to amend **HB 2335**, Page 4, Line 13, by inserting after the numeral “(4)” and before the word “charges” the word “labor”, which amendment was declared adopted.

Senator Rabon moved that **HB 2335** be advanced, which motion was declared adopted.

THIRD READING

HB 2335 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilkerson, Williams and Williamson.--39.

Excused: Coates, Helton, Lerblance, Littlefield, Maddox, Smith, Snyder and Wilcoxson.--8.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2335 was referred for engrossment.

Senator Gumm presiding.

GENERAL ORDER

HB 2284 by Balkman of the House and Price of the Senate was called up for consideration.

Senator Price moved that **HB 2284** be advanced, which motion was declared adopted.

THIRD READING

HB 2284 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Rozell, Shurden, Taylor, Wilkerson, Williams and Williamson.--39.

Excused: Coates, Lerblance, Littlefield, Maddox, Robinson, Smith, Snyder and Wilcoxson.--8.

Vacancy: District 18.--1.

The bill passed.

HB 2284 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2132 by Peters of the House and Dunlap of the Senate was called up for consideration.

Senator Dunlap moved that **HB 2132** be advanced, which motion was declared adopted.

THIRD READING

HB 2132 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilkerson, Williams and Williamson.--38.

Excused: Coates, Harrison, Lerblance, Littlefield, Maddox, Monson, Smith, Snyder and Wilcoxson.--9.

Vacancy: District 18.--1.

The bill passed.

HB 2132 was referred for engrossment.

GENERAL ORDER

HB 1018 by Leist of the House and Shurden of the Senate was called up for consideration.

Senator Shurden moved that **HB 1018** be advanced, which motion was declared adopted.

THIRD READING

HB 1018 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, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilkerson, Williams and Williamson.--37.

Excused: Capps, Coates, Coffee, Harrison, Lerblance, Littlefield, Maddox, Smith, Snyder and Wilcoxson.--10.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 1018 was referred for engrossment.

GENERAL ORDER

HB 1835 by Lindley of the House and Cain of the Senate was called up for consideration.

Senator Cain moved that **HB 1835** be advanced, which motion was declared adopted.

THIRD READING

HB 1835 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, Corn, Crutchfield, Fair, Fisher, Ford, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Milacek,

Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Snyder, Taylor, Wilkerson, Williams and Williamson.--36.

Excused: Capps, Coates, Coffee, Dunlap, Harrison, Lerblance, Littlefield, Maddox, Monson, Smith and Wilcoxson.--11.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 1835 was referred for engrossment.

GENERAL ORDER

HB 2274 by Case of the House and Rozell and Riley of the Senate was called up for consideration.

Senator Riley asked to be removed as coauthor on **HB 2274**, which was the order.

Senator Rozell moved that **HB 2274** be advanced, which motion was declared adopted.

THIRD READING

HB 2274 was read for the third time at length.

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

Aye: Capps, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Littlefield, Monson, Myers, Price, Rabon, Rozell, Shurden, Smith, Taylor, Wilkerson, Williams and Williamson.--28.

Nay: Aldridge, Branan, Brogdon, Cain, Lawler, Leftwich, Nichols, Pruitt, Reynolds, Riley, Robinson and Snyder.--12.

Excused: Coates, Coffee, Lerblance, Maddox, Milacek, Morgan and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill passed.

HB 2274 was referred for engrossment.

GENERAL ORDER

HB 2526 by Vaughn of the House and Laster of the Senate was called up for consideration.

Senator Laster moved to amend **HB 2526**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Laster moved to amend **HB 2526**, Page 7, Line 5, by deleting before the word “be” the word “shall” and inserting in lieu thereof the word “may”; and Page 10, Line 4, by inserting after the word “one” and before the word “caretaker” the words “parent or”, and by amending the title to conform, which amendment was declared adopted.

Senator Laster moved that **HB 2526** be advanced, which motion was declared adopted.

THIRD READING

HB 2526 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, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--40.

Excused: Coates, Coffee, Ford, Harrison, Lerblance, Morgan and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2526 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 7**.

The above-numbered enrolled measure was referred to the Governor.

GENERAL ORDER

HB 2293 by Deutschendorf et al of the House and Price et al of the Senate was called up for consideration.

Senator Price moved that **HB 2293** be advanced, which motion was declared adopted.

THIRD READING

HB 2293 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Helton, Hobson, Horner, Johnson, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--39.

Excused: Coates, Ford, Harrison, Kerr, Lerblance, Littlefield, Morgan and Wilcoxson.--8.

Vacancy: District 18.--1.

The bill passed.

HB 2293 was referred for engrossment.

GENERAL ORDER

HB 2195 by Deutschendorf et al of the House and Maddox of the Senate was called up for consideration.

Senator Maddox moved that **HB 2195** be advanced, which motion was declared adopted.

THIRD READING

HB 2195 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Williams and Williamson.--39.

Excused: Coates, Ford, Harrison, Lerblance, Littlefield, Morgan, Wilcoxson and Wilkerson.--8.

Vacancy: District 18.--1.

The bill passed.

Pursuant to Rule 12-23, Senator Maddox served notice that the vote be reconsidered whereby **HB 2195** passed.

GENERAL ORDER

HB 2460 by Smaligo of the House and Brogdon of the Senate was called up for consideration.

Senator Brogdon moved that **HB 2460** be advanced, which motion was declared adopted.

THIRD READING

HB 2460 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--39.

Nay: Helton and Price.--2.

Excused: Coates, Ford, Harrison, Lerblance, Littlefield and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2460 was referred for engrossment.

GENERAL ORDER

HB 2380 by Peters et al of the House and Williamson of the Senate was called up for consideration.

Senator Gumm asked to coauthor **HB 2380**, which was the order.

Senator Williamson moved that **HB 2380** be advanced, which motion was declared adopted.

THIRD READING

HB 2380 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Helton, Hobson, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--40.

Excused: Coates, Ford, Harrison, Horner, Lerblance, Littlefield and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill passed.

HB 2380 was referred for engrossment.

GENERAL ORDER

HB 1427 by Braddock and Nance of the House and Wilkerson et al of the Senate was called up for consideration.

Senator Wilkerson moved to amend **HB 1427**, Page 2, Lines 11 and 12, by deleting all language after the word "the" and before the semicolon on Line 12 and inserting in lieu thereof the language "Governor, that member to be selected by a statewide organization representing Chiefs of Police"; and Page 2, Line 13, by deleting all language after the word "the" and before the period and inserting in lieu thereof the language "Governor, that member to be selected by a statewide organization representing County Sheriffs", which amendment was declared adopted.

Senator Wilkerson moved that **HB 1427** be advanced, which motion was declared adopted.

THIRD READING

HB 1427 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Helton, Hobson, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--41.

Excused: Coates, Ford, Harrison, Horner, Lerblance and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 1427 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Smith moved to reconsider the vote whereby **HB 2253** passed, which motion was declared adopted upon roll call as follows:

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

Excused: Coates, Ford, Harrison, Horner, Johnson, Lerblance, Taylor and Wilcoxson.--8.

Vacancy: District 18.--1.

THIRD READING

Senator Smith moved to reconsider the vote whereby **HB 2253** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 2253 by O'Neal of the House and Smith of the Senate was called up for further consideration.

Senator Smith moved to amend **HB 2253**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 2253** to the engrossed version of the bill.

Senator Smith moved that **HB 2253** be advanced, which motion was declared adopted.

THIRD READING

HB 2253 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Helton, Hobson, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--40.

Excused: Coates, Ford, Harrison, Horner, Lerblance, Taylor and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2253 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1896 by Lamons of the House and Helton of the Senate was called up for consideration.

Senator Corn moved to amend **HB 1896**, Page 1, Line 15 ½, by inserting a new Section 1 to read as follows:

“SECTION 1. AMENDATORY 47 O.S. 2001, Section 11-104, is amended to read as follows:

Every person riding an animal or driving any animal-driven vehicle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the

driver of a vehicle by this chapter, except those provisions of this chapter which by their very nature can have no application. Provided however, if such person is riding an animal upon a roadway at any time from one-half hour before sunset to one-half hour after sunrise or in inclement weather, that person shall be required to wear or display appropriate reflective material that shall be visible from both the front and rear at a distance of five hundred (500) feet under normal beam headlights.” and by renumbering subsequent sections and amending the title to conform, which amendment failed of adoption upon roll call as follows:

Aye: Cain, Capps, Corn, Fisher, Harrison, Helton, Hobson, Kerr, Laster, Monson, Robinson, Rozell and Williams.--13.

Nay: Aldridge, Branan, Brogdon, Coffee, Crutchfield, Dunlap, Fair, Gumm, Johnson, Laughlin, Lawler, Leftwich, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Shurden, Smith, Snyder, Wilkerson and Williamson.--26.

Excused: Coates, Ford, Horner, Lerblance, Littlefield, Morgan, Taylor and Wilcoxson.-8.

Vacancy: District 18.--1.

Senator Corn moved to amend **HB 1896**, Page 4, Line 8 ½, by inserting a new Section 3 to read as follows:

“SECTION 3. AMENDATORY 47 O.S. 2001, Section 1113, as amended by Section 3, Chapter 417, O.S.L. 2002 (47 O.S. Supp. 2003, Section 1113), is amended to read as follows:

A. 1. Upon the filing of a registration application and the payment of the fees provided for in the Oklahoma Vehicle License and Registration Act, the Oklahoma Tax Commission shall assign to the vehicle described in the application a distinctive number, and issue to the owner of the vehicle a certificate of registration and one license plate or a yearly decal for the year that a license plate is not issued. The yearly decal shall have an identification number and the last two numbers of the registration year for which it shall expire. Except as provided by Section 1113A of this title, the license plate shall be affixed to the exterior of the vehicle until a replacement license plate is applied for. The yearly decal will validate the license plate for each registration period other than the year the license plate is issued. The license plate and decal shall be of such size, color, design and numbering as the Tax Commission may direct. However, yearly decals issued to the owner of a vehicle who has filed an affidavit with the appropriate motor license agent in accordance with Section 7-607 of this title shall be a separate and distinct color from all other decals issued under this section.

2. The license plate shall be securely attached to the rear of the vehicle, except truck-tractor plates which shall be attached to the front of the vehicle. The Tax Commission may, with the concurrence of the Department of Public Safety, by Joint Rule, change and direct the manner, place and location of display of any vehicle license plate when such action is deemed in the public interest. The license plate, decal and all letters and numbers shall be

clearly visible at all times. The operation of a vehicle in this state, regardless of where such vehicle is registered, upon which the license plate is covered, overlaid or otherwise screened with any material, whether such material be clear, translucent, tinted or opaque, shall be a violation of this paragraph.

3. Upon payment of the annual registration fee provided in Section 1133 of this title, the Tax Commission or a motor license agent may issue a permanent nonexpiring license plate to an owner of one hundred or more commercial motor vehicles and for vehicles registered under the provisions of Section 1120 of this title. Upon payment of the annual registration fee, the Tax Commission shall issue a certificate of registration that shall be carried at all times in the vehicle for which it is issued. Provided, if the registrant submits its application through electronic means, such qualified owners of one hundred or more commercial motor vehicles, properly registered pursuant to the provisions of Section 1133 of this title, may elect to receive a permanent certificate of registration that shall be carried at all times in the vehicle for which it is issued.

B. The license plates required under the provisions of this title shall conform to the requirements and specifications listed hereinafter:

1. Each license plate shall have a space for the placement of the yearly decals for each succeeding year of registration after the initial issue;

2. The provisions of the Oklahoma Vehicle License and Registration Act regarding the issuance of yearly decals shall not apply to the issuance of apportioned license plates, including license plates for state vehicles, and exempt plates for governmental entities and fire departments organized pursuant to Section 592 of Title 18 of the Oklahoma Statutes;

3. Within the limits herein prescribed the Tax Commission shall redesign the official vehicle license plates which currently bear the legend "Oklahoma OK" or "Oklahoma is OK!" and substitute therefor the legend "Oklahoma Native America" as further described in this paragraph. Except for personalized license plates and license plates issued for motorcycles and mopeds, the emblem on the state flag of Oklahoma as provided for in Section 91 of Title 25 of the Oklahoma Statutes shall be a part of all license plates issued after December 31, 1988. The Tax Commission may continue to issue license plates with the legend "Oklahoma is OK!" or "Oklahoma OK" until any inventory of such license plates is depleted but the Tax Commission shall not produce or cause to be produced any additional license plates with these legends. Except for personalized license plates, license plates issued for commercial vehicles, and license plates issued for motorcycles and mopeds, the "Oklahoma Native America" emblem shall be a part of all license plates issued after December 31, 1993. The specifications for lettering style and appearance for the legend "Oklahoma Native America" shall be provided to the Tax Commission by the Oklahoma Tourism and Recreation Department. The license plates shall be issued with the letters and numerals in the colors of green and white. All license plates and decals shall be made with reflectorized material as a background to the letters, numbers and characters impressed thereon. The reflectorized material shall be of such a nature as to provide effective and dependable brightness during the service period for which the license plate or decal is issued;

4. Except as otherwise provided in this subsection, the Tax Commission shall design appropriate official license plates for all state vehicles. Such license plates shall be permanent in nature and designed in such manner as to remain with the vehicle for the

duration of the vehicle's life span or until the title is transferred to a nongovernmental owner;

5. Within the limits prescribed in this section, the Tax Commission shall design appropriate official license plates for vehicles of the Oklahoma Highway Patrol. The license plates shall have the legend "Oklahoma OK" and shall contain the letters "OHP" followed by the state seal and the badge number of the Highway Patrol officer to whom the vehicle is assigned. The words "Oklahoma Highway Patrol" shall also be included on such license plates;

6. Within the limits prescribed in this section, the Tax Commission shall design appropriate official license plates for vehicles of the Oklahoma Military Department. Such license plates shall have the legend "Oklahoma OK" and shall contain the letters "OMD" followed by the state seal and three numbers or letters as designated by the Adjutant General. The words "Oklahoma Military Department" shall also be included on such license plates.

C. Where the applicant has satisfactorily shown that the applicant owns the vehicle sought to be registered but is unable to produce documentary evidence of the ownership, a license plate may be issued upon approval by the Tax Commission. In such instances the reason for not issuing a certificate of title shall be indicated on the receipt given to the applicant. It shall still be the duty of the applicant to immediately take all necessary steps to obtain the Oklahoma certificate of title and it shall be unlawful for the applicant to sell the vehicle until the certificate has been obtained in the applicant's name.

D. The certificate of registration provided for in this section shall be in convenient form, and the certificate of registration, or a certified copy or photostatic copy thereof, duly authenticated by the Tax Commission, shall be carried at all times in or upon commercial vehicles so registered, in such manner as to permit a ready examination thereof upon demand by any peace officer of the state or duly authorized employee of the Department of Public Safety. Any such officer or agent may seize and hold such commercial vehicle when the operator of the same does not have the registration certificate in the operator's possession or when any such officer or agent determines that the registration certificate has been obtained by misrepresentation of any essential or material fact or when any number or identifying information appearing on such certificate has been changed, altered, obliterated or concealed in any way, until the proper registration or identification of such vehicle has been made or produced by the owner thereof.

E. The purchaser of a new or used manufactured home shall, within thirty (30) days of the date of purchase, register the home with the Tax Commission or a motor license agent pursuant to the provisions of Section 1117 of this title. For a new manufactured home, it shall be the responsibility of the dealer selling the home to place a temporary license plate on the home in the same manner as provided in Section 1128 of this title for other new motor vehicles. For the first year that any manufactured home is registered in this state, the Tax Commission shall issue a metal license plate which shall be affixed to the manufactured home. The temporary dealer license plate or the metal license plate shall be displayed on the manufactured home at all times when upon a public roadway; provided, a repossession affidavit issued pursuant to Sections 1110 and 1126 of this title shall be permissible in lieu of a current license plate and decal for the purposes of removing a repossessed manufactured home to a secure location. Manufactured homes previously registered and subject to ad valorem taxation as provided by law shall have a decal affixed

at the time ad valorem taxes are paid for such manufactured home; provided, for a manufactured home permanently affixed to real estate, no decal or license plate shall be required to be affixed and the owner thereof shall be given a receipt upon payment of ad valorem taxes due on the home. The Tax Commission shall make sufficient plates and decals available to the various motor license agents of the state in order for an owner of a manufactured home to acquire the plate or decal. A One Dollar (\$1.00) fee shall be charged for issuance of any plate or decal. The fee shall be apportioned each month to the General Revenue Fund of the State Treasury.

F. The manufactured home license plate shall be designed so that it is easily visible for purposes of verification by a county assessor that the manufactured home is properly assessed for ad valorem taxation. The plate shall be designed for a yearly decal. In the first year of registration, a decal shall be issued for placement on the license plate indicating payment of applicable registration fees and excise taxes. In the second and all subsequent years for which the manufactured home is subject to ad valorem taxation, an annual decal shall be affixed to the license plate as evidence of payment of ad valorem taxes. The Tax Commission shall issue decals to the various county treasurers of the state in order for a manufactured home owner to obtain such decal each year. Upon presentation of a valid ad valorem tax receipt, the manufactured home owner shall be issued the annual decal.

G. Upon the registration of a manufactured home in this state for the first time or upon discovery of a manufactured home previously registered within this state for which the information required by this subsection is not known, the Tax Commission shall obtain:

1. The name of the owner of the manufactured home;
2. The serial number or identification number of the manufactured home;
3. A legal description or address of the location for the home;
4. The actual retail selling price of the manufactured home excluding Oklahoma taxes;
5. The certificate of title number for the home; and
6. Any other information which the Tax Commission deems to be necessary.

The application for registration shall also include the school district in which the manufactured home is located or is to be located. The information shall be entered into a computer data system which shall be used by the Tax Commission to provide information to county assessors upon request by the assessor. The assessor may request any information from the system in order to properly assess a manufactured home for ad valorem taxation.”, and by renumbering subsequent section and amending the title to conform, which amendment was declared adopted upon division of the question.

Senator Rabon moved to amend **HB 1896**, Page 2, Lines 17 through 19, by restoring the stricken language; Page 2, Line 17, by deleting the numeral “2004” and inserting in lieu thereof the numeral “2006”; and Page 2, Line 18, by deleting after the word “subsection” and before the word “be” the word “shall” and inserting in lieu thereof the word “may”, and by amending the title to conform, which amendment was declared adopted.

Senator Helton moved that **HB 1896** be advanced, which motion was declared adopted.

THIRD READING

HB 1896 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, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--41.

Excused: Ford, Lerblance, Littlefield, Milacek, Taylor and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill passed.

HB 1896 was referred for engrossment.

GENERAL ORDER

HB 2305 by Hamilton et al of the House and Shurden et al of the Senate was called up for consideration.

Senator Shurden moved that **HB 2305** be advanced, which motion was declared adopted.

THIRD READING

HB 2305 was read for the third time at length.

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

Aye: Cain, Capps, Coates, Corn, Crutchfield, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Lawler, Leftwich, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Rozell, Shurden, Wilkerson and Williams.--27.

Nay: Aldridge, Branan, Brogdon, Coffee, Dunlap, Fair, Laster, Laughlin, Reynolds, Riley, Smith, Snyder and Williamson.--13.

Excused: Ford, Lerblance, Littlefield, Milacek, Robinson, Taylor and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill passed.

Senators Laster, Snyder and Branan desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 30; Nay: 10; Excused: 7; Vacancy: 1.

The emergency failed.

Pursuant to Rule 12-23, Senator Shurden served notice that the vote be reconsidered whereby **HB 2305** passed and the emergency failed.

GENERAL ORDER

HB 1853 by Turner and Adkins of the House and Wilkerson et al of the Senate was called up for consideration.

Senator Wilkerson moved that **HB 1853** be advanced, which motion was declared adopted.

THIRD READING

HB 1853 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, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--39.

Nay: Pruitt.--1.

Excused: Fisher, Ford, Lerblance, Littlefield, Milacek, Taylor and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill passed.

HB 1853 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 1267

SB 1495

The above-numbered measures were referred for enrollment.

GENERAL ORDER

HB 2306 by Hamilton et al of the House and Shurden et al of the Senate was called up for consideration.

Senator Shurden 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: Branan, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Fair, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Lawler, Leftwich, Maddox, Monson, Morgan, Rabon, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson and Williams.--28.

Nay: Aldridge, Brogdon, Dunlap, Laster, Laughlin, Myers, Nichols, Price, Pruitt, Reynolds, Riley and Williamson.--12.

Excused: Fisher, Ford, Lerblance, Littlefield, Milacek, Taylor and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill passed and the emergency failed.

Pursuant to Rule 12-23, Senator Shurden served notice that the vote be reconsidered whereby **HB 2306** passed and the emergency failed.

GENERAL ORDER

HB 2112 by Kirby et al of the House and Leftwich (Debbe) of the Senate was called up for consideration.

Senator Leftwich moved that **HB 2112** be advanced, which motion was declared adopted.

THIRD READING

HB 2112 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, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--41.

Excused: Ford, Lerblance, Littlefield, Milacek, Taylor and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill passed.

HB 2112 was referred for engrossment.

GENERAL ORDER

HB 2299 by Tibbs et al of the House and Monson of the Senate was called up for consideration.

Representative Cargill asked to coauthor **HB 2299**, which was the order.

Senator Monson moved that **HB 2299** be advanced, which motion was declared adopted.

THIRD READING

HB 2299 was read for the third time at length.

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

Aye: Cain, Capps, Coates, Corn, Crutchfield, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laughlin, Leftwich, Maddox, Monson, Morgan, Rabon, Robinson, Rozell, Shurden, Smith, Wilkerson and Williams.--24.

Nay: Aldridge, Branan, Brogdon, Coffee, Dunlap, Fair, Johnson, Laster, Lawler, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Snyder and Williamson.--17.

Excused: Ford, Lerblance, Littlefield, Milacek, Taylor and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill failed.

Pursuant to Rule 12-23, Senator Monson served notice that the vote be reconsidered whereby **HB 2299** failed.

GENERAL ORDER

HB 1866 by Gilbert et al of the House and Cain et al of the Senate was called up for consideration.

Senator Gumm asked to coauthor **HB 1866**, which was the order.

Senator Cain moved that **HB 1866** be advanced, which motion was declared adopted.

THIRD READING

HB 1866 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, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--41.

Excused: Ford, Lerblance, Littlefield, Milacek, Taylor and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill passed.

HB 1866 was referred for engrossment.

Senator Rabon presiding.

GENERAL ORDER

HB 1693 by Tyler and Adkins of the House and Williams and Taylor of the Senate was called up for consideration.

Senator Riley asked to coauthor **HB 1693**, which was the order.

Senator Williams moved to amend **HB 1693**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1693** to the engrossed version of the bill.

Senator Williams moved that **HB 1693** be advanced, which motion was declared adopted.

THIRD READING

HB 1693 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, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Fair, Fisher, Ford, Gumm, Harrison, Helton, Horner, Kerr, Laster, Laughlin, Leftwich, Maddox, Myers, Nichols, Price, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--34.

Nay: Branan, Dunlap, Johnson, Lawler and Rabon.--5.

Excused: Hobson, Lerblance, Littlefield, Milacek, Monson, Morgan, Pruitt and Wilcoxson.--8.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 1693 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SB 1123

The above-numbered measure was referred for enrollment.

GENERAL ORDER

HB 1803 by Askins et al of the House and Price and Corn of the Senate was called up for consideration.

Senator Price moved that **HB 1803** be advanced, which motion was declared adopted.

THIRD READING

HB 1803 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, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--41.

Excused: Hobson, Lerblance, Milacek, Morgan, Pruitt and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill passed.

HB 1803 was referred for engrossment.

GENERAL ORDER

HB 2668 by Staggs of the House and Robinson of the Senate was called up for consideration.

Senator Robinson moved that **HB 2668** be advanced, which motion was declared adopted.

THIRD READING

HB 2668 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, Harrison, Helton, Horner, Johnson, Kerr, Laster,

Laughlin, Lawler, Maddox, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--38.

Excused: Hobson, Leftwich, Lerblance, Littlefield, Milacek, Morgan, Pruitt, Taylor and Wilcoxson.--9.

Vacancy: District 18.--1.

The bill passed.

HB 2668 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SB 1582

The above-numbered measure was referred for enrollment.

GENERAL ORDER

HB 2303 by Mitchell et al of the House and Monson of the Senate was called up for consideration.

Senator Monson moved that **HB 2303** be advanced, which motion was declared adopted.

THIRD READING

HB 2303 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, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--41.

Excused: Hobson, Lerblance, Milacek, Morgan, Pruitt and Wilcoxson.--6.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2303 was referred for engrossment.

GENERAL ORDER

HB 1875 by Langmacher of the House and Price of the Senate was called up for consideration.

Senator Gumm moved to amend **HB 1875**, Page 3, Line 3 through Page 7, Line 16, by deleting Sections 2 and 3, and renumbering subsequent section, which amendment was declared adopted upon division of the question.

Senator Price moved that **HB 1875** be advanced, which motion was declared adopted.

THIRD READING

HB 1875 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, Capps, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Ford, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Maddox, Monson, Myers, Price, Reynolds, Riley, Robinson, Rozell, Smith, Snyder, Taylor, Williams and Williamson.--32.

Nay: Cain, Coates, Gumm, Leftwich, Nichols, Rabon and Wilkerson.--7.

Excused: Hobson, Lerblance, Littlefield, Milacek, Morgan, Pruitt, Shurden and Wilcoxson.--8.

Vacancy: District 18.--1.

The bill passed.

HB 1875 was referred for engrossment.

GENERAL ORDER

HB 2109 by Kirby of the House and Wilkerson of the Senate was called up for consideration.

Senator Wilkerson moved that **HB 2109** be advanced, which motion was declared adopted.

THIRD READING

HB 2109 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, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilkerson, Williams and Williamson.--40.

Excused: Hobson, Lerblance, Littlefield, Milacek, Morgan, Pruitt and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill passed.

HB 2109 was referred for engrossment.

GENERAL ORDER

HB 2713 by Toure of the House and Smith of the Senate was called up for consideration.

Senator Smith moved to amend **HB 2713**, Page 7, Line 11 through Page 13, Line 2, by deleting Section 4; Page 32, Line 3 through Page 61, Line 18, by deleting Sections 10 through 44 and by inserting a new Section 9 to read as follows:

“SECTION 9. This act shall become effective November 1, 2004.” and renumbering sections and amending the title to conform, which amendment was declared adopted.

Senator Smith moved that **HB 2713** be advanced, which motion was declared adopted.

THIRD READING

HB 2713 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, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Monson, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilkerson, Williams and Williamson.--40.

Excused: Hobson, Lerblance, Milacek, Morgan, Pruitt, Snyder and Wilcoxson.--7.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2713 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 2095** and **2096**.

Advising rejection of **SAs** to the following bills, requesting conference and House conferees to be named later as follows:

HB 1858
HB 2125
HB 2208
HB 2359
HB 2361
HB 2421
HB 2451
HB 2623

Advising passage of and returning the following Engrossed bill:

SB 1096 - coauthored by Nance, Peters of the House

The above-numbered measure was referred for enrollment.

GENERAL ORDER

HB 2667 by Askins of the House and Monson of the Senate was called up for consideration.

Senator Monson moved that **HB 2667** be advanced, which motion was declared adopted.

THIRD READING

HB 2667 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, Fair, Fisher, Ford, Gumm, Harrison, Helton, Horner, Kerr, Laster, Laughlin, Lawler, Leftwich, Maddox, Monson, Myers, Nichols, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilkerson, Williams and Williamson.--36.

Nay: Dunlap, Price and Snyder.--3.

Excused: Hobson, Johnson, Lerblance, Littlefield, Milacek, Morgan, Pruitt and Wilcoxson.--8.

Vacancy: District 18.--1.

The bill and emergency passed.

HB 2667 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 1288

SJR 42

The above-numbered measures were referred for enrollment.

EXECUTIVE NOMINATIONS

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

Davis, D. Casey, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission - General Government

Hull, John "Tommy", Pawhuska, as a member of the Commission on Marginally Producing Oil and Gas Wells - Energy, Environment and Communications

Watkins, Lou, Stillwater, as a member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges - Education

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 8, 2004, at 9:30 a.m., which motion prevailed.

MESSAGES FROM THE GOVERNOR

Advising his approval April 6, 2004, of Enrolled **SB 1529**.

Advising his approval April 7, 2004, of Enrolled **SBs 450, 1115, 1169, 1295 and 1608**.

Pursuant to the Fisher motion, the Senate adjourned at 5:05 p.m. to meet Thursday, April 8, 2004, at 9:30 a.m.