

# Senate Journal

## Second Regular Session of the Forty-ninth Legislature of the State of Oklahoma Sixty-fifth Legislative Day, Friday, May 21, 2004

The Senate was called to order by Senator Rozell.

Roll Call:

Present: Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, 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, Wilcoxson, Wilkerson, Williams and Williamson.—47.

Excused: Ford.—1.

Senator Rozell declared a quorum present.

The prayer was offered by Shala Bartley, Victory Church, Oklahoma City, the guest of Senator Branan.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SCR 74** was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**HCR 1064** was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SB 1600** was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SCRs 67** and **71** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SRs 70** and **73** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

**MESSAGES FROM THE HOUSE**

Advising naming of House conferees as follows:

**HB 2554** - Paulk, Langmacher, Morgan (Fred), Hamilton, Ellis, Nance

Advising conference granted on Engrossed **SB 1398** and naming House conferees as follows: Ellis, Roan, Smithson, Wilson, Balkman, Armes, Taylor, Case

Advising passage of and returning the following Engrossed measure:

**SCR 73**

The above-numbered measure was referred for enrollment.

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

**SB 587** - coauthored by Calvey of the House

**SB 1135**

**SB 1269**

The above-numbered measures, as amended in conference, were referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1853, 1891, 2101, 2332, 2335, 2365, 2441, 2457, 2556** and **2557**.

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

**MESSAGE FROM THE HOUSE  
CONFERENCE COMMITTEE REPORTS**

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

**HB 2072**

**HB 2164 (2ND CCR)**

**HB 2265**

**HB 2305**

**HB 2306**

Conference committee reports were read on the above-numbered bills.

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

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

**SCR 53** - coauthored by Braddock, Gilbert, Hutchison, Langmacher, Lindley,  
McCarter, Roan, Toure of the House

**SCR 66**

House amendments were read on the above-numbered measures.

**UNANIMOUS CONSENT REQUEST  
MOTION TO RECONSIDER VOTES**

Senator Fisher asked unanimous consent, which was granted, to suspend the provisions of Rule 12-23A and that all motions to reconsider votes on Fourth Reading of Senate and House bills and joint resolutions be disposed of on the same day such motion is served.

**MOTION TO LIMIT DEBATE**

Pursuant to Senate Rule 12-17, Senator Fisher moved to limit debate to 30 minutes per side for the remainder of this legislative session, which motion was declared adopted.

**MOTION TO RECONSIDER VOTE**

Senator Shurden moved to reconsider the vote whereby **SB 835** passed.

Senator Corn moved to table the Shurden motion, which tabling motion was declared adopted.

**SB 835**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**MESSAGE FROM THE HOUSE**

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

**SB 1284**

The above-numbered measure, as amended in conference, was referred for enrollment.

**INTRODUCTION**

Senator Easley introduced her grandson, Korbyn Easley, to the Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2660** was adopted upon motion of Senator Robinson upon roll call as follows:

Aye: Cain, Capps, Corn, Crutchfield, Easley, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Monson, Morgan, Price, Rabon, Robinson, Rozell, Shurden, Taylor, Wilkerson and Williams.--28.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Fair, Johnson, Laughlin, Milacek, Myers, Nichols, Pruitt, Reynolds, Riley, Smith, Snyder, Wilcoxson and Williamson.--19.

Excused: Ford.--1.

Senator Robinson asked to coauthor **HB 2660**, which was the order.

**HB 2660**, as amended in conference, was read at length.

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

Aye: Branan, Cain, Capps, Coates, Corn, Crutchfield, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Taylor, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Nay: Aldridge, Brogdon, Coffee, Dunlap, Laughlin, Pruitt, Smith and Snyder.--8.

Excused: Ford.--1.

The bill passed.

Pursuant to Rule 12-23, Senator Robinson served notice that the vote be reconsidered whereby **HB 2660** passed.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1018** was rejected upon motion of Senator Fisher, further conference requested, and same Senate conferees appointed as follows: Shurden, Smith, Fisher, Morgan.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 998** was adopted upon motion of Senator Littlefield.

Senator Rabon asked to coauthor **SB 998**, which was the order.

**SB 998**, 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, Easley, Fair, Fisher, 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, Wilcoxson, Wilkerson, Williams and Williamson.--47.

Excused: Ford.--1.

The bill and emergency passed.

**SB 998**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1007** was adopted upon motion of Senator Littlefield.

**SB 1007**, 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, Easley, Fair, Fisher, 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, Wilcoxson, Wilkerson, Williams and Williamson.--47.

Excused: Ford.--1.

The bill and emergency passed.

**SB 1007**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1017** was adopted upon motion of Senator Littlefield.

**SB 1017**, 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, Easley, Fair, Fisher, Gumm, Harrison, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Lerblance, 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: Ford, Helton and Leftwich.--3.

The bill and emergency passed.

**SB 1017**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1019** was adopted upon motion of Senator Littlefield.

**SB 1019**, 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, Easley, Fair, Fisher, Gumm, Harrison, 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, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Ford and Helton.--2.

The bill and emergency passed.

**SB 1019**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1021** was adopted upon motion of Senator Littlefield.

**SB 1021**, 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, Easley, Fair, Fisher, Gumm, Harrison, 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, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Ford and Helton.--2.

The bill and emergency passed.

**SB 1021**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1031** was adopted upon motion of Senator Littlefield.

**SB 1031**, 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, Easley, Fair, Fisher, Gumm, Harrison, 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, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Ford and Helton.--2.

The bill and emergency passed.

**SB 1031**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **FOURTH READING**

**HB 2074**, considered on Page 1570, was called up for further consideration.

**HB 2074**, as amended in conference, 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, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, 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, Wilcoxson, Wilkerson, Williams and Williamson.--46.

Excused: Ford and Helton.--2.

The bill passed.

**HB 2074**, together with the conference committee report thereon, was ordered returned to the Honorable House.

#### **MESSAGES FROM THE HOUSE**

Advising changing of House conferees as follows:

**HB 2470** - remove Maddux, Vaughn

Advising naming of House conferees as follows:

**HB 1994** - Mitchell, Pope, Nance, Roberts, Perry, Bonny



Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

**SB 1405**

The above-numbered measure, as amended in conference, was referred for enrollment.

**MESSAGE FROM THE HOUSE  
CONFERENCE COMMITTEE REPORTS**

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

**HB 1867** - coauthored by Blackburn, Deutschendorf, Dank of the House

**HB 2001** - coauthored by Kirby, Calvey, Liotta, Winchester, Armes of the House

**HB 2213 (2ND CCR)**

**HB 2250** - coauthored by Calvey, Peters, Dank of the House

**HB 2299** - coauthored by Dank, Calvey, Peters of the House

**HB 2600** - coauthored by Calvey, Peters of the House

Conference committee reports were read on the above-numbered bills.

**CHANGE IN CONFEREES**

Advising change in Senate conferees as follows:

**SB 844** – remove GCCA and add Snyder, Morgan, Fisher

**HB 1742** – add Price

**FIRST READING**

The following was introduced and read the first time:

**SR 74** – By Rabon.

A Resolution commending Lacey Jones upon winning the State Class 4A High School Golf Championship; congratulating her for winning the title for four consecutive years; and directing distribution.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Rabon asked unanimous consent to suspend Rule 5-4 and refer **SR 74** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 74** by Rabon was called up for consideration.

**SR 74** was adopted upon motion of Senator Rabon and referred for enrollment.

**MESSAGES FROM THE HOUSE**

Advising the signing of and returning Enrolled **SCRs 67** and **71**.

The above-numbered enrolled measures were transmitted to the Secretary of State.

Advising fourth reading of and returning Enrolled **SB 1600**.

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

Advising changing of House conferees as follows:

**HB 1742** - remove Leist, Wilt, Armes, Miller (Ray) and add Erwin (1st conferee), Maddux, Hamilton, Ellis, Miller (Doug), Paulk

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

**SB 975** - emergency failed

The above-numbered measure, as amended in conference, was referred for enrollment.

Advising further conference granted and naming same House conferees on Engrossed:

**HB 1018** - Leist, Gilbert, Ferguson, Sweden, Dank

Advising rejection of **CCRs** to the following bills, requesting further conference and naming same House conferees as follows:

**HB 2110 (2ND CCR)** – Kirby, Askins, Braddock, Ingmire, Hastings, Roan, Newport  
**HB 2661** - Adair, Askins, Armes, Balkman, Bonny, Braddock, Case, Davis, Harrison, Leist, Pettigrew, Newport, Toure, Tyler

**MESSAGE FROM THE HOUSE  
CONFERENCE COMMITTEE REPORTS**

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

**HB 1866**

**HB 2226** - coauthored by Hilliard, Calvey, Cox, Mass, Hefner of the House

**HB 2336**

Conference committee reports were read on the above-numbered bills.

Senator Fisher moved that the Senate recess to the call of the Chair, 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.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 985** was adopted upon motion of Senator Kerr.

**SB 985**, 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, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilkerson, Williams and Williamson.--38.

Excused: Coates, Easley, Ford, Hobson, Laughlin, Monson, Nichols, Rabon, Taylor and Wilcoxson.--10.

The bill and emergency passed.

**SB 985**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **MOTION TO RECONSIDER VOTE**

Senator Robinson moved to reconsider the vote whereby **HB 2660** passed.

Senator Fisher moved to table the Robinson motion, which tabling motion was declared adopted.

**HB 2660**, together with the conference committee report thereon, was ordered returned to the Honorable House.

**Senator Gumm presiding.**

#### **MESSAGE FROM THE HOUSE**

Advising passage of and returning the following Engrossed measures:

**SCR 64**  
**SCR 65**  
**SCR 70**  
**SCR 72**

The above-numbered measures were referred for enrollment.

#### **MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORTS**

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

**HB 1734 (3RD CCR)** – coauthored by Harrison, Wilkerson, Helton, Crutchfield, Lawler of the Senate  
**HB 2718**

Conference committee reports were read on the above-numbered bills.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 933** was adopted upon motion of Senator Capps.

**SB 933**, as amended in conference, was read 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, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--39.

Excused: Coates, Easley, Ford, Hobson, Monson, Nichols, Rabon, Snyder and Taylor.-  
-9.

The bill passed.

**SB 933**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 967** was adopted upon motion of Senator Capps.

**SB 967**, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Cain, Capps, Coffee, Corn, Crutchfield, Dunlap, Fair, Fisher, Gumm, Harrison, Helton, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Price, Pruitt, Reynolds, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--37.

Nay: Brogdon, Myers and Riley.--3.

Excused: Coates, Easley, Ford, Hobson, Monson, Nichols, Rabon and Taylor.--8.

The bill passed.

**SB 967**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **2ND CCR** on **SB 377** was adopted upon motion of Senator Rozell.

**SB 377**, 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, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Easley, Ford, Monson, Morgan, Nichols, Rabon and Taylor.--7.

The bill and emergency passed.

**SB 377**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 944** was adopted upon motion of Senator Capps.

**SB 944**, as amended in conference, 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, Crutchfield, Dunlap, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--41.

Excused: Easley, Ford, Monson, Morgan, Nichols, Rabon and Taylor.--7.

The bill passed.

**SB 944**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 917** was adopted upon motion of Senator Rozell.

**SB 917**, 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, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Myers, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Wilcoxson, Wilkerson, Williams and Williamson.--40.

Excused: Easley, Ford, Monson, Morgan, Nichols, Rabon, Snyder and Taylor.--8.

The bill and emergency passed.

**SB 917**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**CHANGE IN CONFEREES**

Advising change in Senate conferees as follows:

**HB 1742** – remove Shurden, Helton, Littlefield, Laughlin, Nichols, Price and add GCCA

**MESSAGE FROM THE HOUSE**

Advising rejection of **CCRs** to the following bills, requesting further conference and naming same House conferees as follows:

**HB 2187** - Carey, Piatt, Covey, Morgan (Danny), Cargill

**HB 2416** - Stanley, Hilliard, Pettigrew, Mass, Armes, Roberts, Maddux, Vaughn, Carey

Advising rejection of **CCR** to the following bill, requesting further conference and changing House conferees as follows:

**HB 2598** - remove Ellis and show McIntyre as first conferee

**PENDING SENATE ACTION  
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Fisher, the request of the Honorable House for further conference was ordered granted and same Senate conferees appointed as follows:

**HB 2110** – Wilkerson, Laster, Rozell, Smith, Nichols

**HB 2661** – Hobson, Cain, Coffee, Johnson, Laughlin, Lerblance, Monson, Rozell, Smith, Morgan

Senator Fisher moved that the Senate recess to the call of the Chair, which motion was declared adopted.

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The Senate reconvened with Senator Gumm presiding.

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

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 921** was adopted upon motion of Senator Rozell.

**SB 921**, 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, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Ford, Monson, Rabon and Taylor.--4.

The bill and emergency passed.

**SB 921**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.



**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 923** was adopted upon motion of Senator Rozell.

**SB 923**, 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, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Ford, Monson, Rabon and Taylor.--4.

The bill and emergency passed.

**SB 923**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 924** was adopted upon motion of Senator Rozell.

**SB 924**, 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, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--44.

Excused: Ford, Monson, Rabon and Taylor.--4.

The bill and emergency passed.

**SB 924**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **2ND CCR** on **SB 141** was adopted upon motion of Senator Smith.

**SB 141**, as amended in conference, was read 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, Crutchfield, Dunlap, Easley, Fair, Fisher, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Nay: Aldridge and Gumm.--2.

Excused: Ford, Monson, Rabon and Taylor.--4.

The bill and emergency passed.

**SB 141**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**PENDING SENATE ACTION  
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Fisher, the request of the Honorable House for further conference was ordered granted and same Senate conferees appointed as follows:

**HB 2187** – Gumm, Smith, Laster, Coates, Rozell

**HB 2416** – Shurden, Horner, Nichols

**HB 2598** – Rozell, Corn, Fisher, Morgan, Williamson

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1490**, considered on Page 1572, was called up for further consideration.

The **CCR** on **SB 1490** was adopted upon motion of Senator Littlefield.

**SB 1490**, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Cain, Capps, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Kerr, Laster, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Price, Riley, Robinson, Rozell, Shurden, Snyder, Wilcoxson, Wilkerson and Williams.--35.

Nay: Brogdon, Coates, Coffee, Johnson, Laughlin, Pruitt, Reynolds, Smith and Williamson.--9.

Excused: Ford, Monson, Rabon and Taylor.--4.

The bill passed.

**SB 1490**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1088** was adopted upon motion of Senator Kerr.

**SB 1088**, as amended in conference, 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, Crutchfield, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Littlefield, Maddox, Milacek, Morgan, Myers, Nichols, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--42.

Nay: Dunlap.--1.

Excused: Ford, Monson, Price, Rabon and Taylor.--5.

The bill passed.

**SB 1088**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1216** was adopted upon motion of Senator Laughlin.

**SB 1216**, as amended in conference, was read at length.

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

Aye: Aldridge, Branan, Brogdon, Coates, Coffee, Dunlap, Fair, Fisher, Gumm, Helton, Hobson, Laughlin, Leftwich, Lerblance, Maddox, Myers, Nichols, Pruitt, Reynolds, Riley, Shurden, Smith, Snyder, Wilcoxson, Wilkerson, Williams and Williamson.--27.

Nay: Cain, Capps, Corn, Crutchfield, Easley, Harrison, Horner, Johnson, Kerr, Laster, Lawler, Milacek, Robinson and Rozell.--14.

Excused: Ford, Littlefield, Monson, Morgan, Price, Rabon and Taylor.--7.

The bill passed.

Senators Capps, Cain, Laster, Robinson, Lawler and Crutchfield desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 8; Excused: 7.

The emergency passed.

**SB 1216**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1406** was adopted upon motion of Senator Robinson.

**SB 1406**, as amended in conference, 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, Crutchfield, Dunlap, Easley, Fair, Fisher, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Lerblance, Maddox, Milacek, Myers, Nichols, Price, Pruitt, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Wilcoxson, Wilkerson and Williamson.--41.

Excused: Ford, Littlefield, Monson, Morgan, Rabon, Taylor and Williams.--7.

The bill passed.

**SB 1406**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**MESSAGE FROM THE HOUSE**

Advising the signing of and transmitting for signature Enrolled **HB 2660**.

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

**SCs NAMED**

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

**SB 1398** – Crutchfield, Wilkerson, Laster, Rozell, Smith, Nichols

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 24, 2004, at 10:00 a.m., which motion prevailed.

**CONFERENCE COMMITTEE REPORTS SUBMITTED**

Conference committee reports were read on the following bills:

**SB 925 (2ND CCR)**

**SB 965**, remove Morgan and substitute Capps as principal Senate author, remove Mitchell and substitute Braddock as principal House author, and coauthored by Mitchell of the House and remove Robinson of the Senate as coauthor

**SB 1020**

**SB 1120**

**SB 1128**, coauthored by Wilt of the House

**SB 1134**

**SB 1185**, coauthored by Calvey of the House

**SB 1261**

**SB 1275**

**SB 1300**

**SB 1318**, remove Rabon and substitute Monson as principal Senate author, remove Easley and substitute Carey as principal House author and coauthored by Easley (Mary) of the Senate

**SB 1410**

**SB 1420**

**SB 1422**

**SB 1525**

**SB 1527**

**SB 1539 (2ND CCR)**

**SB 1554**

**FIRST READING**

The following were introduced and read the first time:

**SR 75** – By Gumm.

A Resolution declaring Tuesday, June 8, 2004, “Big Lots! Day” in the State of Oklahoma; and directing distribution.

**SR 76** – By Gumm.

A Resolution commending the Tishomingo High School Boys Track team upon winning the 2004 Class 3A State Championship; congratulating them for their convincing victory; and directing distribution.

**SR 77** – By Gumm.

A Resolution commending the Rock Creek High School Academic Team upon winning the 2004 State Class A Academic Team Championship; congratulating them for two consecutive victories; recognizing individual team members; and directing distribution.

**SR 78** – By Gumm.

A Resolution commending the Coalgate High School Girls Track team upon winning the 2004 State Class 2A State Championship; congratulating the Lady Cats for winning their first state championship although the school has no track facilities; and directing distribution.

Pursuant to the Fisher motion, the Senate adjourned at 2:50 p.m. to meet Monday, May 24, 2004, at 10:00 a.m.

**JOURNAL CORRECTION**

Page 1527, Line 15 ½ by inserting:

“Senator Easley asked to be removed as a House coauthor on **SB 587**, which was the order.”