

Senate Journal

First Regular Session of the Fiftieth Legislature of the State of Oklahoma

Sixteenth Legislative Day, Wednesday, March 2, 2005

The Senate was called to order by Senator Gumm.

Roll Call:

Present: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.—46.

Excused: Capps and Kerr.—2.

Senator Gumm declared a quorum present.

The prayer was offered by Senator Lamb.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 33, 37, 41, 245, 252, 268, 328, 344, 345, 420, 425, 442, 448, 557, 590, 621, 726, 777, 807, 812, 886, 913, 939, 944 and 983 and SJRs 5, 11 and 20 and SCR 7 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 6 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 362 by Coates of the Senate and Miller (Ken) of the House was called up for consideration.

Senator Coates moved that **SB 362** be advanced, which motion was declared adopted.

THIRD READING

SB 362 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--40.

Excused: Brogdon, Capps, Easley, Johnson, Kerr, Monson, Pruitt and Taylor.--8.

The bill passed.

SB 362 was referred for engrossment.

GENERAL ORDER

SB 8 by Wyrick of the Senate and Nance of the House was called up for consideration.

Senator Wyrick moved that **SB 8** be advanced, which motion was declared adopted.

THIRD READING

SB 8 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, Anderson, Barrington, Bass, Branan, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Hobson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--39.

Excused: Adelson, Brogdon, Capps, Harrison, Johnson, Kerr, Monson, Pruitt and Taylor.--9.

The bill and emergency passed.

SB 8 was referred for engrossment.

GENERAL ORDER

SB 908 by Fisher of the Senate and Piatt of the House was called up for consideration.

Senator Fisher 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, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--41.

Excused: Brogdon, Capps, Hobson, Kerr, Monson, Pruitt and Taylor.--7.

The bill passed.

SB 908 was referred for engrossment.

GENERAL ORDER

SB 546 by Adelson of the Senate and Balkman of the House was called up for consideration.

Senator Leftwich asked to coauthor **SB 546**, which was the order.

Senator Adelson moved to amend **SB 546**, Page 2, Line 15, by inserting after the period and before the word "Nothing" the following language "Provided further, the provisions of this paragraph shall not apply to any Department of Mental Health and Substance Abuse Services employee or any person whose facility contracts with the Department of Mental Health and Substance Abuse Services whose possession of any dangerous drug, as defined in Section 353.1 of this title, is for the purpose of delivery of a mental health consumer's medicine to the consumer's home or residence.", and by amending the title to conform, which amendment was declared adopted.

Senator Adelson moved that **SB 546** be advanced, which motion was declared adopted.

THIRD READING

SB 546 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Wilcoxson, Williamson, Wilson and Wyrick.--40.

Excused: Brogdon, Capps, Hobson, Kerr, Monson, Pruitt, Shurden and Taylor.--8.

The bill and emergency passed.

SB 546 was referred for engrossment.

GENERAL ORDER

SB 332 by Paddack of the Senate and Cox of the House was called up for consideration.

Senator Williamson asked to coauthor **SB 332**, which was the order.

Senator Paddack moved that **SB 332** be advanced, which motion was declared adopted.

THIRD READING

SB 332 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Wilcoxson, Williamson, Wilson and Wyrick.--40.

Excused: Brogdon, Capps, Hobson, Kerr, Monson, Pruitt, Shurden and Taylor.--8.

The bill passed.

SB 332 was referred for engrossment.

GENERAL ORDER

SB 259 by Cain of the Senate and Peters of the House was called up for consideration.

Senator Cain moved to amend **SB 259**, Page 3, Line 20, by inserting after the word “medications” and before the word “by” the following language “, first aid treatments and nutrition by oral, rectal, vaginal, otic, ophthalmic, nasal, skin, topical, transdermal and gastrostomy tube routes”, and by amending the title to conform, which amendment was declared adopted.

Senator Cain moved that **SB 259** be advanced, which motion was declared adopted.

THIRD READING

SB 259 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--42.

Excused: Capps, Hobson, Kerr, Monson, Pruitt and Taylor.--6.

The bill passed.

SB 259 was referred for engrossment.

GENERAL ORDER

SB 603 by Corn of the Senate and McCarter of the House was called up for consideration.

Senator Corn moved that **SB 603** be advanced, which motion was declared adopted.

THIRD READING

SB 603 was read for the third time at length.

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

Aye: Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Harrison, Hobson, Laster, Lawler, Leftwich, Morgan, Rabon, Taylor and Wilson.--16.

Nay: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Crain, Ford, Garrison, Gumm, Johnson, Jolley, Justice, Lamb, Laughlin, Lerblance, Mazzei, Myers, Nichols, Paddack, Reynolds, Riley, Shurden, Wilcoxson, Williamson and Wyrick.--28.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill failed.

Pursuant to Rule 12-23, Senator Corn served notice that the vote be reconsidered whereby **SB 603** failed.

GENERAL ORDER

SB 257 by Leftwich and Corn of the Senate and Lamons of the House was called up for consideration.

Senator Leftwich moved that **SB 257** be advanced, which motion was declared adopted.

THIRD READING

SB 257 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 257 was referred for engrossment.

GENERAL ORDER

SB 628 by Mazzei of the Senate and Young of the House was called up for consideration.

Senator Lawler asked to coauthor **SB 628**, which was the order.

Senator Mazzei moved that **SB 628** be advanced, which motion was declared adopted.

THIRD READING

SB 628 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 628 was referred for engrossment.

GENERAL ORDER

SB 466 by Crain of the Senate and Sullivan of the House was called up for consideration.

Senator Crain moved that **SB 466** be advanced, which motion was declared adopted.

THIRD READING

SB 466 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich,

Lerblance, Mazzei, Morgan, Myers, Nichols, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Nay: Paddack.--1.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill and emergency passed.

SB 466 was referred for engrossment.

GENERAL ORDER

SB 691 by Fisher of the Senate and Young of the House was called up for consideration.

Senator Fisher moved that **SB 691** be advanced, which motion was declared adopted.

THIRD READING

SB 691 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 691 was referred for engrossment.

INTRODUCTIONS

Senator Laughlin introduced his mother, Dr. Monique Laughlin; and his cousins, Don and Marilyn Swimm, to the Senate.

GENERAL ORDER

SB 548 by Laster of the Senate and Morgan (Fred) of the House was called up for consideration.

Senator Laster moved that **SB 548** be advanced, which motion was declared adopted.

THIRD READING

SB 548 was read for the third time at length.

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

Aye: Adelson, Aldridge, Barrington, Bass, Brogdon, Cain, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Johnson, Justice, Laster, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Paddack, Rabon, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--34.

Nay: Anderson, Branan, Coffee, Ford, Jolley, Lamb, Laughlin, Nichols and Reynolds.-9.

Excused: Capps, Hobson, Kerr, Monson and Pruitt.--5.

The bill passed.

SB 548 was referred for engrossment.

GENERAL ORDER

SB 803 by Cain of the Senate and Glenn of the House was called up for consideration.

Senator Cain moved that **SB 803** be advanced, which motion was declared adopted.

THIRD READING

SB 803 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden,

Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Fisher, Kerr, Monson and Pruitt.--5.

The bill and emergency passed.

SB 803 was referred for engrossment.

GENERAL ORDER

SB 923 by Crutchfield of the Senate and Case of the House was called up for consideration.

Senator Mazzei asked to coauthor **SB 923**, which was the order.

Senator Crutchfield moved that **SB 923** be advanced, which motion was declared adopted.

THIRD READING

SB 923 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Coffee, Kerr, Monson and Pruitt.--5.

The bill passed.

SB 923 was referred for engrossment.

GENERAL ORDER

SB 321 by Lerblance of the Senate and Mass of the House was called up for consideration.

Senator Lerblance moved that **SB 321** be advanced, which motion was declared adopted.

THIRD READING

SB 321 was read for the third time at length.

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

Aye: Adelson, Barrington, Bass, Cain, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Jolley, Justice, Lamb, Laster, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Paddack, Rabon, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--35.

Nay: Aldridge, Anderson, Brogdon, Coffee, Johnson, Laughlin, Myers, Nichols, Pruitt and Reynolds.--10.

Excused: Branana, Capps and Kerr.--3.

The bill passed.

The Chair advised that Senator Branana, having been present in the Chamber during the vote on **SB 321** would be shown voting Nay in compliance with Rule 14-1B. The vote thereby resulted as follows: Aye: 35; Nay: 11; Excused: 2.

SB 321 was referred for engrossment.

Senator Taylor presiding.

GENERAL ORDER

SB 648 by Laster of the Senate and Harrison of the House was called up for consideration.

Senator Leftwich asked to coauthor **SB 648**, which was the order.

Senator Laster moved that **SB 648** be advanced, which motion was declared adopted.

THIRD READING

SB 648 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branana, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm,

Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Nay: Shurden.--1.

Excused: Capps and Kerr.--2.

The bill passed.

SB 648 was referred for engrossment.

GENERAL ORDER

SB 958 by Gumm et al of the Senate and Covey of the House was called up for consideration.

Senators Easley, Branan, Myers, Mazzei, Barrington, Crain, Ford, Adelson, Jolley, Brogdon, Lamb, Justice, Wilson, Eason McIntyre, Coffee, Williamson, Aldridge, Wilcoxson, Coates, Lerblance, Pruitt, Laughlin, Garrison, Crutchfield, Reynolds and Bass asked to coauthor **SB 958**, which was the order.

Senator Gumm moved to amend **SB 958**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Gumm moved that **SB 958** be advanced, which motion was declared adopted.

THIRD READING

SB 958 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Nay: Shurden and Taylor.--2.

Excused: Capps and Kerr.--2.

The bill and emergency passed.

SB 958 was referred for engrossment.

GENERAL ORDER

SB 365 by Coates of the Senate and Covey of the House was called up for consideration.

Senator Laughlin asked to coauthor **SB 365**, which was the order.

Senator Coates moved that **SB 365** be advanced, which motion was declared adopted.

THIRD READING

SB 365 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Capps and Kerr.--2.

The bill passed.

SB 365 was referred for engrossment.

GENERAL ORDER

SB 888 by Fisher of the Senate and Piatt of the House was called up for consideration.

Senator Fisher moved that **SB 888** be advanced, which motion was declared adopted.

THIRD READING

SB 888 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Capps and Kerr.--2.

The bill passed.

SB 888 was referred for engrossment.

GENERAL ORDER

SB 918 by Gumm of the Senate and Covey of the House was called up for consideration.

Senators Garrison, Adelson and Leftwich asked to coauthor **SB 918**, which was the order.

Senator Gumm moved that **SB 918** be advanced, which motion was declared adopted.

THIRD READING

SB 918 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Nay: Taylor.--1.

Excused: Capps and Kerr.--2.

The bill and emergency passed.

SB 918 was referred for engrossment.

GENERAL ORDER

SB 513 by Branan of the Senate and Miller (Ken) of the House was called up for consideration.

Senators Jolley, Brogdon, Pruitt, Laughlin, Mazzei, Coates, Myers, Reynolds, Barrington, Anderson, Lamb, Riley, Wilcoxson, Ford, Nichols, Crain, Eason McIntyre, Easley and Garrison asked to coauthor **SB 513**, which was the order.

Senator Branan moved to amend **SB 513**, 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 Wilson moved to amend the floor substitute to **SB 513**, Page 2, Lines 19 and 20, by deleting all language after the first word "person" on Line 19 through the word "agency" on Line 20, which amendment was declared adopted.

Senator Branan moved that **SB 513** be advanced, which motion was declared adopted.

THIRD READING

SB 513 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Capps and Kerr.--2.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Branan served notice that the vote be reconsidered whereby **SB 513** passed.

GENERAL ORDER

SB 789 by Laster of the Senate and Morgan (Fred) of the House was called up for consideration.

Senators Wilson, Garrison and Easley asked to coauthor **SB 789**, which was the order.

Senator Laster moved that **SB 789** be advanced, which motion was declared adopted.

THIRD READING

SB 789 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Coffee and Kerr.--3.

The bill passed.

SB 789 was referred for engrossment.

GENERAL ORDER

SB 824 by Leftwich of the Senate and Roan of the House was called up for consideration.

Senator Leftwich moved that **SB 824** be advanced, which motion was declared adopted.

THIRD READING

SB 824 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Hobson and Kerr.--3.

The bill and emergency passed.

SB 824 was referred for engrossment.

GENERAL ORDER

SB 477 by Crain of the Senate and Sullivan of the House was called up for consideration.

Senator Crain moved that **SB 477** be advanced, which motion was declared adopted.

THIRD READING

SB 477 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Hobson and Kerr.--3.

The bill passed.

SB 477 was referred for engrossment.

GENERAL ORDER

SB 772 by Crain of the Senate and Terrill of the House was called up for consideration.

Senator Crain moved that **SB 772** be advanced, which motion was declared adopted.

THIRD READING

SB 772 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei,

Monson, Morgan, Myers, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Nay: Nichols.--1.

Excused: Capps, Easley, Hobson and Kerr.--4.

The bill passed.

SB 772 was referred for engrossment.

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

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The Senate reconvened with Senator Gumm presiding.

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

GENERAL ORDER

SB 222 by Morgan and Crutchfield of the Senate and Bengé and Newport of the House was called up for consideration.

Senator Morgan moved to amend **SB 222**, 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 Morgan moved that **SB 222** be advanced, which motion was declared adopted.

THIRD READING

SB 222 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor,

Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Easley, Kerr, Monson and Pruitt.--5.

The bill and emergency passed.

SB 222 was referred for engrossment.

THIRD READING

SB 29, previously considered on page 438, was read for the third time at length.

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

Aye: Adelson, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Paddack, Rabon, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--40.

Nay: Aldridge, Nichols and Reynolds.--3.

Excused: Capps, Johnson, Kerr, Monson and Pruitt.--5.

The bill and emergency passed.

SB 29 was referred for engrossment.

GENERAL ORDER

SB 608 by Corn of the Senate and Miller (Ray) of the House was called up for consideration.

Senator Corn moved that **SB 608** be advanced, which motion was declared adopted.

THIRD READING

SB 608 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm,

Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Kerr, Monson, Morgan and Pruitt.--5.

The bill passed.

SB 608 was referred for engrossment.

GENERAL ORDER

SB 440 by Myers of the Senate and DeWitt of the House was called up for consideration.

Senator Gumm asked to coauthor **SB 440**, which was the order.

Senator Jolley moved to amend **SB 440**, Page 6, Line 9, by inserting after the word “and” the word “shall”, which amendment was declared adopted.

Senator Myers moved that **SB 440** be advanced, which motion was declared adopted.

THIRD READING

SB 440 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson and Wyrick.--43.

Excused: Capps, Kerr, Monson, Pruitt and Wilson.--5.

The bill passed.

Senator Wilson desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44; Excused: 4.

The emergency passed.

SB 440 was referred for engrossment.

Senator Rabon presiding.

GENERAL ORDER

SB 545 by Shurden of the Senate and Liotta of the House was called up for consideration.

Senators Leftwich and Lawler asked to coauthor **SB 545**, which was the order.

Senator Shurden moved that **SB 545** be advanced, which motion was declared adopted.

THIRD READING

SB 545 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 545 was referred for engrossment.

GENERAL ORDER

SB 967 by Crain of the Senate and Sullivan of the House was called up for consideration.

Senator Crain moved that **SB 967** be advanced, which motion was declared adopted.

THIRD READING

SB 967 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 967 was referred for engrossment.

GENERAL ORDER

SB 45 by Hobson and Laughlin of the Senate and Askins of the House was called up for consideration.

Senator Gumm moved that **SB 45** be advanced, which motion was declared adopted.

THIRD READING

SB 45 was read for the third time at length.

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

Aye: Adelson, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Aldridge, Capps, Kerr, Monson and Pruitt.--5.

The bill and emergency passed.

SB 45 was referred for engrossment.

GENERAL ORDER

SB 342 by Wilson of the Senate and Walker of the House was called up for consideration.

Senator Wilson moved that **SB 342** be advanced, which motion was declared adopted.

THIRD READING

SB 342 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 342 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1235, 1273, 1294, 1390, 1416, 1513, 1625, 1710, 1738, 1760, 1800 and 1810 and HJR 1007.**

HB 1038 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Oklahoma School of Science and Mathematics – appropriation - budget procedures - effective date – emergency)

HB 1039 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Oklahoma School of Science and Mathematics – appropriation – funds – effective date – emergency)

HB 1040 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(science and technology entities – appropriation – budget procedures – effective date – emergency)

HB 1041 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(science and technology entities - appropriation - budget procedures - effective date – emergency)

HB 1042 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(State Auditor and Inspector – appropriations – effective date – emergency)

HB 1043 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(State Auditor and Inspector – appropriations – Rural Economic Action Plan Fund – effective date – emergency)

HB 1044 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(State Election Board – appropriation – effective date – emergency)

HB 1045 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(State Election Board – appropriation – effective date – emergency)

HB 1046 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Office of State Finance – appropriation - effective date – emergency)

HB 1047 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Office of State Finance – appropriation - effective date – emergency)

HB 1235 – By DeWitt, Dank and Wesselhoft of the House and Riley of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 6-182, which relates to the Oklahoma Teacher Preparation Act; modifying process for selection of mentor teacher; providing an effective date; and declaring an emergency.

HB 1273 – By Brannon of the House and Corn of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 6-189.1, as amended by Section 1, Chapter 291, O.S.L. 2002 (70 O.S. Supp. 2004, Section 6-189.1), which relates to certification of mathematics teachers; allowing certain teachers with mathematics certification or endorsement to teach at grade five level under certain circumstances; providing an effective date; and declaring an emergency.

HB 1294 – By Lamons, Duncan, Hilliard, Ingmire, Nance, Sherrer, Wesselhoft and Winchester of the House and Gumm of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 589, which relates to false reporting of a crime; prohibiting false report of missing child that activates early alert warning system; providing penalties; and providing an effective date.

HB 1390 – By Brannon of the House and Garrison of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 6-189, as last amended by Section 83, Chapter 5, O.S.L. 2004 (70 O.S. Supp. 2004, Section 6-189), which relates to licensure and certification; modifying requirements for alternative certification for superintendent of schools and principal; requiring filing of a plan; providing for consideration of work and coursework experience; directing certain persons to make recommendation for standard certification; setting duration of certificate; providing for requirements of certain participants; providing an effective date; and declaring an emergency.

HB 1416 – By Peterson (Pam) of the House and Mazzei of the Senate.

An Act relating to children; amending 10 O.S. 2001, Sections 7503-2.6 and 7505-3.2, which relate to adoption; modifying certain age requirement; allowing certain person to execute an extrajudicial consent; providing that extrajudicial consent operate as a waiver under certain circumstances; clarifying certain costs and expenses; prohibiting the court clerk from charging filing fee under certain circumstances; and providing an effective date.

HB 1513 – By Dank, Wesselhoft and Balkman of the House and Coffee of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 509.9, which relates to discrimination against employee organizations; prohibiting school districts from denying certain professional associations equal access to employees; providing certain examples of access; and providing for reimbursement of certain costs.

HB 1625 – By Wilt, Carey and Smithson of the House and Ford of the Senate.

(revenue and taxation – amending 68 O.S., Section 1356 – sales tax exemptions – governmental and nonprofit entities – effective date – emergency)

HB 1710 – By Calvey, Adkins, Dank, Rousselot and Terrill of the House and Gumm of the Senate.

(revenue and taxation – amending 68 O.S., Sections 223, 1009, 1010 and 1022 – gross production tax – effective date – emergency)

HB 1738 – By Terrill, Morgan (Fred), Wesselhoft, Dank, Nance and McMullen of the House and Gumm of the Senate.

(revenue and taxation - amending 68 O.S., Section 1205 - franchise tax - exemption - effective date - emergency)

HB 1760 – By Denney and Nance of the House and Wilcoxson of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 6-122.3, which relates to the Alternative Placement teaching certificate; adding a minimum age and a minimum

grade point average requirement; authorizing exception to grade point average requirement; modifying work experience requirement; modifying amount of postbaccalaureate work experience required; providing an effective date; and declaring an emergency.

HB 1800 – By Worthen of the House and Coffee of the Senate.

An Act relating to the Oklahoma Open Records Act; amending 51 O.S. 2001, Section 24A.16, as amended by Section 1, Chapter 430, O.S.L. 2003 (51 O.S. Supp. 2004, Section 24A.16), which relates to educational records; modifying requirement that certain information be made public; clarifying scope of directory information; and providing an effective date.

HB 1810 – By Armes and Nance of the House and Bass of the Senate.

(revenue and taxation – amending 68 O.S., Section 3603 – Oklahoma Quality Jobs Program Act – definitions – effective date – emergency)

HJR 1007 – By Smaligo of the House and Riley of the Senate.

A Joint Resolution calling a Constitutional Convention to alter, revise, or amend the present constitution of the State of Oklahoma or to propose a new constitution; fixing the time and place thereof; providing for representation to the Convention; providing for election of officers and organization; providing for compensation of delegates; providing for submission of constitutional changes to the voters of the state; providing for submission of this joint resolution to a vote of the people; providing a ballot title; and directing filing.

The above-numbered measures were read the first time.

GENERAL ORDER

SB 12 by Wyrick of the Senate and Lamons of the House was called up for consideration.

Senator Wyrick moved that **SB 12** be advanced, which motion was declared adopted.

THIRD READING

SB 12 was read for the third time at length.

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

Aye: Adelson, Anderson, Bass, Cain, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Laster, Lawler, Leftwich, Lerblance, Morgan, Paddack, Rabon, Shurden, Taylor, Wilson and Wyrick.--24.

Nay: Aldridge, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Reynolds, Riley, Wilcoxson and Williamson.--20.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill failed.

GENERAL ORDER

SB 564 by Gumm of the Senate and Balkman of the House was called up for consideration.

Senator Gumm moved that **SB 564** be advanced, which motion was declared adopted.

THIRD READING

SB 564 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 564 was referred for engrossment.

Senator Gumm presiding.

GENERAL ORDER

SB 558 by Shurden of the Senate and Liotta of the House was called up for consideration.

Senator Shurden moved that **SB 558** be advanced, which motion was declared adopted.

THIRD READING

SB 558 was read for the third time at length.

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

Aye: Adelson, Bass, Crutchfield, Easley, Eason McIntyre, Gumm, Harrison, Hobson, Laster, Lawler, Leftwich, Morgan, Paddack, Rabon, Shurden, Taylor, Wilson and Wyrick.--18.

Nay: Aldridge, Anderson, Barrington, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Fisher, Ford, Garrison, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Reynolds, Riley, Wilcoxson and Williamson.--25.

Excused: Capps, Kerr, Lerblance, Monson and Pruitt.--5.

The bill failed.

Pursuant to Rule 12-23, Senator Shurden served notice that the vote be reconsidered whereby **SB 558** failed.

GENERAL ORDER

SB 403 by Wilson of the Senate and Miller (Doug) of the House was called up for consideration.

Senator Wilson moved that **SB 403** be advanced, which motion was declared adopted.

THIRD READING

SB 403 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Hobson, Kerr, Monson and Pruitt.--5.

The bill passed.

SB 403 was referred for engrossment.

GENERAL ORDER

SB 502 by Wilcoxson of the Senate and Ingmire and Dank of the House was called up for consideration.

Senator Wilcoxson moved to amend **SB 502**, Page 2, Line 9, by inserting after the word “guidelines” and before the period the following language “as determined by the State Board of Education pursuant to the requirements of the No Child Left Behind Act of 2001, P.L. No. 107-110”; Page 2, Lines 19 and 20 by deleting all new language; and Page 3, Lines 3 through 11, by deleting all new language, and by amending the title to conform, which amendment was declared adopted.

Senator Wilcoxson moved that **SB 502** be advanced, which motion was declared adopted.

THIRD READING

SB 502 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, Anderson, Barrington, Branan, Brogdon, Cain, Coates, Coffee, Crain, Fisher, Ford, Gumm, Hobson, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Reynolds, Riley, Wilcoxson and Williamson.--25.

Nay: Adelson, Bass, Corn, Crutchfield, Easley, Eason McIntyre, Garrison, Harrison, Laster, Lawler, Leftwich, Lerblance, Morgan, Paddack, Rabon, Shurden, Taylor, Wilson and Wyrick.--19.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed and the emergency failed.

SB 502 was referred for engrossment.

UNANIMOUS CONSENT REQUEST WITHDRAWN FROM CALENDAR

Senator Fisher asked unanimous consent, which was granted, that **SBs 274** and **297** be stricken from the Calendar.

GENERAL ORDER

SB 458 by Riley of the Senate and Lamons of the House was called up for consideration.

Senator Riley moved that **SB 458** be advanced, which motion was declared adopted.

THIRD READING

SB 458 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill and emergency passed.

SB 458 was referred for engrossment.

GENERAL ORDER

SB 317 by Lawler of the Senate and DeWitt of the House was called up for consideration.

Senator Lawler moved that **SB 317** be advanced, which motion was declared adopted.

THIRD READING

SB 317 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden,

Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Pruitt.--4.

The bill passed.

SB 317 was referred for engrossment.

GENERAL ORDER

SB 287 by Leftwich and Corn of the Senate and Calvey and Banz of the House was called up for consideration.

Senators Aldridge and Lawler asked to coauthor **SB 287**, which was the order.

Senator Leftwich moved that **SB 287** be advanced, which motion was declared adopted.

THIRD READING

SB 287 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Kerr, Monson, Morgan and Pruitt.--5.

The bill passed.

SB 287 was referred for engrossment.

GENERAL ORDER

SB 489 by Riley and Gumm of the Senate and Miller (Doug) of the House was called up for consideration.

Senator Riley moved that **SB 489** be advanced, which motion was declared adopted.

THIRD READING

SB 489 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Shurden, Taylor, Williamson, Wilson and Wyrick.--42.

Nay: Wilcoxson.--1.

Excused: Capps, Kerr, Monson, Pruitt and Rabon.--5.

The bill passed.

SB 489 was referred for engrossment.

GENERAL ORDER

SB 740 by Myers and Gumm of the Senate and Young of the House was called up for consideration.

Senators Bass, Garrison, Lawler and Leftwich asked to coauthor **SB 740**, which was the order.

Senator Myers moved that **SB 740** be advanced, which motion was declared adopted.

THIRD READING

SB 740 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Kerr, Monson, Pruitt and Rabon.--5.

The bill passed.

SB 740 was referred for engrossment.

GENERAL ORDER

SB 487 by Wilson of the Senate and Wright of the House was called up for consideration.

Senator Wilson asked that **SB 487** be laid over for this legislative day, which was the order.

SB 487 remains on General Order.

GENERAL ORDER

SB 635 by Fisher of the Senate and Peters of the House was called up for consideration.

Senator Fisher moved that **SB 635** be advanced, which motion was declared adopted.

THIRD READING

SB 635 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Kerr, Monson and Rabon.--4.

The bill passed.

SB 635 was referred for engrossment.

GENERAL ORDER

SB 14 by Wyrick of the Senate and Nance of the House was called up for consideration.

Senator Williamson moved to amend **SB 14**, Page 1, by striking the title, which amendment was declared adopted.

Senator Wyrick moved that **SB 14** be advanced, which motion was declared adopted.

THIRD READING

SB 14 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--42.

Excused: Branam, Capps, Kerr, Monson, Morgan and Rabon.--6.

The bill passed.

SB 14 was referred for engrossment.

GENERAL ORDER

SB 643 by Riley of the Senate and Peters of the House was called up for consideration.

Senator Riley moved that **SB 643** be advanced, which motion was declared adopted.

THIRD READING

SB 643 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branam, Brogdon, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich,

Lerblance, Mazzei, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--43.

Excused: Capps, Kerr, Monson, Morgan and Rabon.--5.

The bill passed.

SB 643 was referred for engrossment.

GENERAL ORDER

SB 814 by Leftwich of the Senate and Miller (Ray) of the House was called up for consideration.

Representatives Cox and Balkman asked to coauthor **SB 814**, which was the order.

Senator Leftwich moved that **SB 814** be advanced, which motion was declared adopted.

THIRD READING

SB 814 was read for the third time at length.

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

Aye: Adelson, Barrington, Bass, Brogdon, Cain, Coates, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Johnson, Justice, Laster, Lawler, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Reynolds, Riley, Shurden, Taylor, Wilson and Wyrick.--31.

Nay: Aldridge, Anderson, Branan, Coffee, Crain, Ford, Jolley, Lamb, Laughlin, Pruitt, Wilcoxson and Williamson.--12.

Excused: Capps, Kerr, Monson, Morgan and Rabon.--5.

The bill passed.

SB 814 was referred for engrossment.

GENERAL ORDER

SCR 4 by Mazzei of the Senate and Reynolds of the House was called up for consideration.

Senator Garrison asked to coauthor **SCR 4**, which was the order.

SCR 4 was adopted upon motion of Senator Mazzei and referred for engrossment.

GENERAL ORDER

SB 877 by Leftwich and Gumm of the Senate and Winchester of the House was called up for consideration.

Senator Leftwich 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: Adelson, Aldridge, Barrington, Bass, Branan, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Lamb, Laster, Lawler, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Wilson and Wyrick.--38.

Nay: Anderson, Brogdon, Laughlin and Pruitt.--4.

Excused: Capps, Kerr, Monson, Morgan, Rabon and Williamson.--6.

The bill passed.

SB 877 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HCR 1005**.

HCR 1005 – By Lamons, Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengel, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hastings, Hickman, Hiatt, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds,

Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright and Young of the House and Hobson, Taylor and Adelson of the Senate.

A Concurrent Resolution praising and commending Madison Maxey for her achievements in Chinese and Japanese languages and her selection to represent the great State of Oklahoma and the United States of America as a diplomat to Japan with the Youth for Understanding organization; and directing distribution.

The above-numbered measure was read the first time.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Taylor asked unanimous consent to suspend Rule 5-4 and refer **HCR 1005** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1005 by Lamons et al of the House and Hobson et al of the Senate was called up for consideration.

All other members of the Senate asked to coauthor **HCR 1005**, which was the order.

HCR 1005 was adopted upon motion of Senator Taylor and properly signed and ordered returned to the Honorable House.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 3, 2005, at 9:00 a.m., which motion prevailed.

SECOND READING

The following were read for the second time and referred as indicated:

HB 1005 – Finance

HB 1007 – Finance

HB 1018 – Direct To Calendar

HB 1019 – Direct To Calendar

HB 1020 – Direct To Calendar

HB 1021 – Direct To Calendar

HB 1022 – Direct To Calendar

HB 1023 – Direct To Calendar

HB 1024 – Direct To Calendar
HB 1025 – Direct To Calendar
HB 1026 – Direct To Calendar
HB 1027 – Direct To Calendar
HB 1211 – Sunset Review
HB 1212 – Sunset Review
HB 1230 – Finance
HB 1233 – Finance
HB 1234 – Finance
HB 1239 – Finance
HB 1245 – Finance
HB 1253 – Sunset Review
HB 1256 – Finance
HB 1265 – Finance
HB 1278 – Business and Labor
HB 1289 – Finance
HB 1323 – Business and Labor
HB 1341 – Appropriations
HB 1360 – Appropriations
HB 1379 – Judiciary
HB 1405 – Appropriations
HB 1419 – Appropriations
HB 1450 – Judiciary
HB 1459 – Appropriations
HB 1476 – Finance
HB 1502 – Judiciary
HB 1507 – Judiciary
HB 1583 – Appropriations
HB 1607 – Business and Labor
HB 1608 – Business and Labor
HB 1609 – Appropriations
HB 1654 – General Government
HB 1662 – Business and Labor
HB 1680 – Finance
HB 1692 – Finance
HB 1762 – General Government
HB 1880 – Appropriations

FIRST READING

The following was introduced and read the first time:

SR 9 – By Wyrick.

A Resolution commending the life and career of Senator Bob Gee; extending condolences; and directing distribution.

Pursuant to the Fisher motion, the Senate adjourned at 3:50 p.m. to meet Thursday, March 3, 2005, at 9:00 a.m.