

Senate Journal

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

Seventeenth Legislative Day, Thursday, March 3, 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.—45.

Excused: Capps, Monson and Taylor.—3.

Senator Gumm declared a quorum present.

The prayer was offered by Dr. Richard Dunn, Cornerstone Baptist Church, Enid, the guest of Senator Anderson.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 8, 14, 29, 45, 222, 257, 259, 287, 317, 321, 332, 342, 362, 365, 403, 440, 458, 466, 477, 489, 502, 545, 546, 548, 564, 608, 628, 635, 643, 648, 691, 740, 772, 789, 803, 814, 824, 877, 888, 908, 918, 923, 958 and 967 and SCR 4 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

UNANIMOUS CONSENT REQUEST WITHDRAWN FROM CALENDAR

Senator Fisher asked unanimous consent, which was granted, that **SJR 17** be stricken from the Calendar.

GENERAL ORDER

SB 977 by Adelson and Lawler of the Senate and Hamilton of the House was called up for consideration.

Senators Leftwich and Rabon asked to coauthor **SB 977**, which was the order.

Senator Adelson moved that **SB 977** be advanced, which motion was declared adopted.

THIRD READING

SB 977 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

SB 977 was referred for engrossment.

GENERAL ORDER

SB 821 by Bass et al of the Senate and Carey et al of the House was called up for consideration.

Senators Leftwich and Lawler asked to coauthor **SB 821**, which was the order.

Senator Bass moved that **SB 821** be advanced, which motion was declared adopted.

THIRD READING

SB 821 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

SB 821 was referred for engrossment.

GENERAL ORDER

SB 870 by Leftwich of the Senate and Hamilton of the House was called up for consideration.

Senators Reynolds and Nichols asked to coauthor **SB 870**, which was the order.

Senator Leftwich moved to amend **SB 870**, Page 12, Line 3 through Page 13, Line 8, by deleting Section 3, by renumbering subsequent sections, and Page 1, by restoring the title, which amendment was declared adopted.

Senator Leftwich moved that **SB 870** be advanced, which motion was declared adopted.

THIRD READING

SB 870 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

SB 870 was referred for engrossment.

GENERAL ORDER

SB 685 by Laughlin of the Senate and Hickman of the House was called up for consideration.

Senator Laughlin moved that **SB 685** be advanced, which motion was declared adopted.

THIRD READING

SB 685 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Laughlin served notice that the vote be reconsidered whereby **SB 685** passed.

GENERAL ORDER

SB 463 by Garrison of the Senate and Walker of the House was called up for consideration.

Senator Garrison moved that **SB 463** be advanced, which motion was declared adopted.

THIRD READING

SB 463 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

SB 463 was referred for engrossment.

GENERAL ORDER

SB 415 by Eason McIntyre of the Senate and Steele of the House was called up for consideration.

Senator Eason McIntyre moved that **SB 415** be advanced, which motion was declared adopted.

THIRD READING

SB 415 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill passed.

SB 415 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Branan moved to reconsider the vote whereby **SB 513** passed, which motion was declared adopted upon roll call 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

THIRD READING

Senator Branan moved to reconsider the vote whereby **SB 513** was advanced, which motion was declared adopted.

GENERAL ORDER

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

Senator Branan moved to amend the floor substitute to **SB 513**, Page 1, by restoring the title, 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

SB 513 was referred for engrossment.

GENERAL ORDER

SB 547 by Adelson et al of the Senate and Shelton and Steele of the House was called up for consideration.

Senators Leftwich and Easley asked to coauthor **SB 547**, which was the order.

Senator Adelson moved that **SB 547** be advanced, which motion was declared adopted.

THIRD READING

SB 547 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, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Johnson, Monson and Taylor.--4.

The bill and emergency passed.

SB 547 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Cain moved to reconsider the vote whereby **SB 422** failed, which motion was declared adopted upon roll call as follows:

Aye: Adelson, Anderson, Barrington, Bass, Branan, Cain, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Johnson, Kerr, Laster, Lawler, Leftwich, Lerblance, Morgan, Paddack, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Wilson and Wyrick.--31.

Nay: Aldridge, Brogdon, Coates, Coffee, Ford, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Pruitt and Williamson.--14.

Excused: Capps, Monson and Taylor.--3.

THIRD READING

SB 422 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, Cain, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lawler, Leftwich, Lerblance, Morgan, Paddack, Rabon, Riley, Shurden, Wilcoxson, Wilson and Wyrick.--28.

Nay: Aldridge, Branan, Brogdon, Coates, Coffee, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Pruitt, Reynolds and Williamson.--17.

Excused: Capps, Monson and Taylor.--3.

The bill passed and the emergency failed.

SB 422 was referred for engrossment.

Senator Morgan presiding.**GENERAL ORDER**

SB 339 by Kerr and Corn of the Senate and McCarter and Calvey of the House was called up for consideration.

Senator Reynolds asked to coauthor **SB 339**, which was the order.

Senator Kerr moved to amend **SB 339**, Page 6, Line 12, by deleting after the word "the" and before the period the word "Commission" and inserting in lieu thereof the word "Authority", and by amending the title to conform, which amendment was declared adopted.

Senator Kerr moved that **SB 339** be advanced, which motion was declared adopted.

THIRD READING

SB 339 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

SB 339 was referred for engrossment.

GENERAL ORDER

SB 580 by Kerr and Corn of the Senate and McCarter and Calvey of the House was called up for consideration.

Senator Reynolds asked to coauthor **SB 580**, which was the order.

Senator Kerr moved to amend **SB 580**, Page 17, Line 6, by inserting after the word “attend” and before the word “meetings” the language “three (3) consecutive regular Board”, and by amending the title to conform, which amendment was declared adopted.

Senator Kerr moved that **SB 580** be advanced, which motion was declared adopted.

THIRD READING

SB 580 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Excused: Capps, Monson, Nichols and Taylor.--4.

The bill and emergency passed.

SB 580 was referred for engrossment.

GENERAL ORDER

SB 659 by Eason McIntyre of the Senate and Ellis of the House was called up for consideration.

Senator Adelson asked to coauthor **SB 659**, which was the order.

Senator Eason McIntyre moved to amend **SB 659**, Page 3, Lines 13 through 19, by deleting all language and by inserting in lieu thereof the following language:

- “A. There is hereby created the “Buffalo Soldiers Heritage Corridor” Advisory Committee. The Committee shall consist of five (5) members as follows:
1. The Executive Director of the Oklahoma Tourism and Recreation Department or or designee;
 2. The Executive Director of the Oklahoma Historical Society or designee; and
 3. The Governor shall appoint three (3) members, one of whom shall be from the Greenwood Cultural District, one of whom shall be from the All-Black Towns, and one of whom shall be from the public at large.”,

and by amending the title to conform, which amendment was declared adopted.

Senator Pruitt moved to amend **SB 659**, Page 1, by striking the title.

Senator Eason McIntyre moved to table the Pruitt amendment, which tabling motion failed of adoption upon roll call as follows:

Aye: Adelson, Bass, Cain, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Lawler, Leftwich, Lerblance, Morgan, Paddack, Rabon, Shurden, Wilson and Wyrick.--22.

Nay: Aldridge, Anderson, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Lamb, Laster, Laughlin, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--23.

Excused: Capps, Monson and Taylor.--3.

Senator Pruitt pressed his motion to amend **SB 659**, Page 1, by striking the title, which amendment was declared adopted.

Senator Eason McIntyre moved that **SB 659** be advanced, which motion was declared adopted.

THIRD READING

SB 659 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, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Capps, Monson and Taylor.--3.

The bill passed.

SB 659 was referred for engrossment.

GENERAL ORDER

SB 44 by Lawler of the Senate and McCarter of the House was called up for consideration.

Senator Lawler moved to amend **SB 44**, 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 Lawler moved that **SB 44** be advanced, which motion failed of adoption upon division of the question.

Senator Lawler asked that **SB 44** be laid over for this legislative day, which was the order.

SB 44 remains on General Order.

GENERAL ORDER

SB 487 by Wilson of the Senate and Wright of the House, previously considered on Page 475, was called up for further consideration.

Senator Wilson moved to amend **SB 487**, Page 2, Line 11, by inserting after the word "election" and before the period the words "on premises of a private residence"; Page 2, Line 10 and Page 3, Line 3, by deleting after the word "than" the language "five (5)" and

inserting in lieu thereof the language “ten (10)”, and by amending the title to conform, which amendment was declared adopted.

Senator Riley moved to amend **SB 487**, Page 1, Line 28 through Page 2, Line 4, by restoring all stricken language, and by amending the title to conform, which amendment was declared adopted.

Senator Wilson moved that **SB 487** be advanced, which motion was declared adopted.

THIRD READING

SB 487 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, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Justice, Kerr, Lamb, Laster, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Williamson, Wilson and Wyrick.--37.

Nay: Cain, Eason McIntyre, Jolley, Laughlin, Lawler, Leftwich, Shurden and Wilcoxson.--8.

Excused: Capps, Monson and Taylor.--3.

The bill and emergency passed.

SB 487 was referred for engrossment.

GENERAL ORDER

SB 335 by Capps and Corn of the Senate and Cox of the House was called up for consideration.

Senator Corn moved that **SB 335** be advanced, which motion was declared adopted.

THIRD READING

SB 335 was read for the third time at length.

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

Aye: Aldridge, Anderson, Barrington, Bass, Branan, Cain, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Gumm, Harrison, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Pruitt, Reynolds, Riley, Shurden, Wilcoxson, Williamson and Wyrick.--38.

Nay: Adelson, Brogdon, Garrison, Paddack, Rabon and Wilson.--6.

Excused: Capps, Hobson, Monson and Taylor.--4.

The bill passed.

SB 335 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1257, 1258, 1277, 1290, 1386, 1403, 1453, 1461, 1471, 1543 and 1634.**

HB 1048 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Office of the Governor – appropriation – budget procedures – effective date – emergency)

HB 1049 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Office of the Governor – appropriation - budget procedures - effective date – emergency)

HB 1050 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Oklahoma House of Representatives – appropriation – effective date – emergency)

HB 1051 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Oklahoma House of Representatives – appropriation – effective date – emergency)

HB 1052 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Legislative Service Bureau – appropriations - effective date – emergency)

HB 1053 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Legislative Service Bureau – appropriations – effective date – emergency)

HB 1054 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Office of the Lieutenant Governor - appropriation - effective date – emergency)

HB 1055 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Office of the Lieutenant Governor – appropriation – effective date – emergency)

HB 1056 – By Bengé and Newport of the House and Morgan and Crutchfield of the Senate.

(Office of the Secretary of State – appropriation - effective date – emergency)

HB 1257 – By Peterson (Pam), Wesselhoft, Adkins, Balkman, Banz, Calvey, Cargill, Coody, Cooksey, Dank, Denney, Duncan, Hamilton, Ingmire, Jones, Kern, Liotta, Martin, McCarter, Morgan (Fred), Nance, Newport, Perry, Reynolds, Smaligo, Steele, Thompson, Tibbs, Trebilcock and Winchester of the House and Wilcoxson of the Senate.

An Act relating to crimes and punishments; creating the Oklahoma Unborn Victims of Violence Act of 2005; amending 12 O.S. 2001, Section 1053, which relates to limitation of actions for wrongful death; providing for recovery of damages for death of unborn child; providing for exceptions; prohibiting prosecution of mother of unborn child; amending 21 O.S. 2001, Sections 652, 713, 714 and 715, which relate to crimes against the person; expanding scope of crimes to include death of unborn child; providing for exceptions; prohibiting prosecution of mother of unborn child; adding penalty for causing death of an unborn child; exempting certain requirements for establishment of proof; providing for codification; providing for noncodification; and providing an effective date.

HB 1258 – By Peterson (Pam), Adkins, Balkman, Banz, Calvey, Coody, Denney, Duncan, Hamilton, Kern, Morgan (Fred), Nance, Peters, Peterson (Ron), Reynolds, Smaligo, Tibbs, Wesselhoft and Winchester of the House and Williamson of the Senate.

An Act relating to crimes and punishments; defining terms; establishing crime for prescribing certain drugs; providing for certain criteria; providing for exceptions; requiring compliance with certain federal laws; requiring the preparation of certain reports; providing for inspection of certain reports; providing for exceptions; providing for certain punishment; authorizing sanctions by certain licensing boards; providing for codification; and providing an effective date.

HB 1277 – By Peters, McCarter, Nance, Winchester and Wesselhoft of the House and Riley of the Senate.

An Act relating to domestic abuse; amending 10 O.S. 2001, Section 7104, which relates to report of criminally inflicted injuries; modifying reporting procedures; amending 10 O.S. 2001, Section 7307-1.4, which relates to inspection and disclosure of juvenile court records; modifying list of persons authorized to inspect juvenile court records; establishing reporting standards for health care professionals; requiring report of domestic abuse under certain circumstances; directing to whom report shall be made; requiring documentation of injuries and treatment; requiring referral to domestic abuse and victim services programs; requiring certain documents be provided to law enforcement upon request; establishing

immunity for health care professionals from civil and criminal liability; providing immunity from liability under certain circumstances; providing for presumption of good faith; providing for codification; and providing an effective date.

HB 1290 – By Cox and Nance of the House and Paddock of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2001, Section 5030.1, which relates to Medicaid Drug Utilization Review Board; making certain records subject to the Open Records Act; providing criteria for certain decisions; requiring certain reports; amending 63 O.S. 2001, Section 5030.5, as amended by Section 2, Chapter 411, O.S.L. 2002 (63 O.S. Supp. 2004, Section 5030.5), which relates to prior authorizations; providing for consideration of certain information; providing for public notice; providing for opportunity for certain presentation; and declaring an emergency.

HB 1386 – By Smaligo, Adkins, Dorman and Lamons of the House and Lerblance of the Senate.

An Act relating to public utility corporations; authorizing an electric public utility corporation to continue offering electric service in areas incorporated into cities or towns without a franchise; requiring payment of certain fee; providing for codification; and declaring an emergency.

HB 1403 – By Thompson, McCarter, Nance, Morgan (Fred) and Wesselhoft of the House and Lamb and Coffee of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 11-902, as last amended by Section 1, Chapter 548, O.S.L. 2004 (47 O.S. Supp. 2004, Section 11-902), which relates to persons under the influence of alcohol or other intoxicating substance; modifying certain offense to include unborn children; modifying age limitation for certain offense; requiring installation of ignition interlock device under certain circumstance for certain period of time; providing exception; providing penalty; and providing an effective date.

HB 1453 – By Denney, McCarter and Nance of the House and Cain of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2001, Sections 330.51, 330.52 and 330.58, which relate to Nursing Home Administrators Act; modifying definitions; modifying membership; modifying duties of the Board; providing for additional duties; providing for certain rulemaking; providing for certain investigations; establishing timeline; authorizing exemptions; providing for public registry of complaints; requiring certain contents of registry; providing for certain complaint processes; requiring certain records become public; providing for notice; providing for hearing; providing for appeal; providing for codification; and declaring an emergency.

HB 1461 – By Sherrer and Nance of the House and Easley of the Senate.

An Act relating to crimes and punishments; 21 O.S. 2001, Section 1220, as last amended by Section 1, Chapter 386, O.S.L. 2004 (21 O.S. Supp. 2004, Section 1220), which relates to transporting intoxicating beverage or low-point beer; clarifying scope of prohibited act; and providing an effective date.

HB 1471 – By DeWitt of the House and Coates of the Senate.

An Act relating to agriculture; providing for certain jurisdiction for seeds; preempting local jurisdiction for seeds; providing for codification; and providing an effective date.

HB 1543 – By Calvey, Wesselhoft, Balkman, Banz, Billy, Blackwell, Cargill, Cooksey, Covey, Dank, DeWitt, Hamilton, Harrison, Hickman, Hilliard, Jett, Jones, Kern, Liotta, Martin, McCarter, McMullen, Miller (Ken), Morgan (Fred), Nance, Newport, Perry, Peterson (Pam), Peterson (Ron), Reynolds, Rousselot, Sherrer, Smaligo, Steele, Tibbs, Trebilcock, Walker and Winchester of the House and Williamson of the Senate.

An Act relating to public health and safety; defining terms; requiring certain persons to receive specified information; providing exceptions; specifying time limitations; requiring certification; requiring State Department of Health to publish and update certain materials; requiring maintenance of a web site; providing for emergency abortions; requiring reporting; requiring the State Department of Health to prepare certain abortion reports; providing for confidentiality and anonymity; providing for liability; authorizing certain actions; making certain acts subject to certain disciplinary action; providing exception; providing for additional remedies; providing for construction of act; enacting the Family Protection Act; providing short title; defining terms; prohibiting abortions on certain persons without certain notice; providing procedures related to the notice; specifying penalties; authorizing actual and punitive damages; providing for severability; providing for codification; and declaring an emergency.

HB 1634 – By Ellis of the House and Rabon of the Senate.

An Act relating to cities and towns; amending 11 O.S. 2001, Section 16-204, which relates to aldermanic city elections; modifying election terms for certain positions; and providing an effective date.

The above-numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1005**.

The above-numbered enrolled measure was 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 Monday, March 7, 2005, at 1:30 p.m., which motion prevailed.

SECOND READING

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

- HB 1028** – Direct To Calendar
- HB 1029** – Direct To Calendar
- HB 1030** – Direct To Calendar
- HB 1031** – Direct To Calendar
- HB 1032** – Direct To Calendar
- HB 1033** – Direct To Calendar
- HB 1034** – Direct To Calendar
- HB 1035** – Direct To Calendar
- HB 1036** – Direct To Calendar
- HB 1037** – Direct To Calendar
- HB 1235** – Education
- HB 1250** – Judiciary
- HB 1251** – Judiciary
- HB 1273** – Education
- HB 1294** – Judiciary
- HB 1310** – Transportation
- HB 1358** – Finance
- HB 1388** – Judiciary
- HB 1390** – Education
- HB 1416** – Judiciary
- HB 1452** – Business and Labor
- HB 1511** – Business and Labor
- HB 1513** – Education
- HB 1531** – Appropriations
- HB 1545** – Veterans and Military Affairs
- HB 1738** – Finance
- HB 1800** – Judiciary
- HB 2033** – Judiciary
- HB 2056** – Judiciary

Pursuant to the Fisher motion, the Senate adjourned at 10:50 a.m. to meet Monday, March 7, 2005, at 1:30 p.m.