

Senate Journal

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

Forty-seventh Legislative Day, Wednesday, April 27, 2005

The Senate was called to order by Senator Gumm.

Roll Call:

Present: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.—48.

Senator Gumm declared a quorum present.

The prayer was offered by Reverend Terry Dennis, Baptist Retirement Village, Madill, the guest of Senator Gumm.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SCR 26 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1304, 1362, 1395, 1553, 1588, 1589, 1617, 1623, 1716, 1862, 1910, 1911 and **1967** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 529 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

GENERAL ORDER

HB 1502 by Roan and Nance of the House and Corn of the Senate was called up for consideration.

Senator Corn moved to amend **HB 1502**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Corn asked that **HB 1502** be laid over temporarily, which was the order.

HB 1502 remains on General Order.

GENERAL ORDER

HB 1908 by Shumate of the House and Crain of the Senate was called up for consideration.

Senator Crain moved to amend **HB 1908**, Page 4, Line 21, by inserting after the second word "of" and before the word "education" the words "high school"; Page 4, Line 22, by inserting after the word "alternative" and before the word "education" the words "high school"; and Page 5, Lines 3 through 8, by deleting after the period on Line 3 and before the word "No" on Line 8, all new language, which amendment was declared adopted.

Senator Crain moved to amend **HB 1908**, Page 1, by restoring the title, which amendment was withdrawn upon request of Senator Crain.

Senator Crain moved that **HB 1908** be advanced, which motion was declared adopted.

THIRD READING

HB 1908 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, Monson, Morgan, Nichols, Paddack, Rabon, Riley, Shurden, Taylor, Williamson, Wilson and Wyrick.--43.

Nay: Reynolds.--1.

Excused: Capps, Myers, Pruitt and Wilcoxson.--4.

The bill passed.

HB 1908 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 245 - coauthored by Adkins of the House

SB 283

SB 368 - coauthored by Johnson, DePue and Duncan of the House

SB 413

The above-numbers measures were referred for enrollment.

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

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

SB 349 - coauthored by Smithson, Brannon, Brown of the House

SB 498 - coauthored by Braddock, Brannon, Dorman, Harrison, Hyman, Kiesel, McDaniel, McMullen, Morgan (Danny), Morgan (Fred), Nance, Pruett, Roan, Rousselot, Shoemake, Smithson, Sullivan, Walker of the House

SB 575 - remove Braddock and substitute Adkins as principal House author, and coauthored by Braddock, Covey, McMullan, McCarter, Walker of the House

SB 642 - coauthored by Nance of the House

SB 648

SB 660 - coauthored by Brannon, Carey, Hilliard, Kiesel, Lamons, McDaniel, McMullen, Morgan (Danny), Nance, Nations, Pruett, Rousselot, Sherrer, Smithson of the House

SB 673

SB 729 - coauthored by Terrill, Peterson (Ron), Wesselhoft of the House

SB 1015 - coauthored by Gilbert, Jackson, Sullivan, Nations of the House

House amendments were read on the above-numbered bills.

GENERAL ORDER

HB 1238 by DeWitt of the House and Wyrick of the Senate was called up for consideration.

Senator Wyrick moved to amend **HB 1238**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1238** to the engrossed version of the bill.

Senator Wyrick moved that **HB 1238** be advanced, which motion was declared adopted.

THIRD READING

HB 1238 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, 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, Monson, Morgan, Nichols, Paddack, Rabon, Reynolds, Riley, Shurden, Taylor, Williamson, Wilson and Wyrick.--43.

Excused: Anderson, Capps, Myers, Pruitt and Wilcoxson.--5.

The bill passed.

HB 1238 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1360 by Case of the House and Monson of the Senate, previously considered on Page 1169, was called up for further consideration.

Senator Monson moved to amend **HB 1360**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Monson moved that **HB 1360** be advanced, which motion was declared adopted.

THIRD READING

HB 1360 was read for the third time at length.

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

Aye: Adelson, Bass, Branan, Cain, Coates, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Gumm, Harrison, Hobson, Johnson, Jolley, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Monson, Morgan, Paddack, Rabon, Shurden, Taylor, Williamson, Wilson and Wyrick.--31.

Nay: Aldridge, Anderson, Barrington, Brogdon, Coffee, Crain, Ford, Garrison, Justice, Mazzei, Nichols, Reynolds and Riley.--13.

Excused: Capps, Myers, Pruitt and Wilcoxson.--4.

The bill passed.

HB 1360 was referred for engrossment.

GENERAL ORDER

SCR 22 by Lerblance of the Senate and Armes of the House was called up for consideration.

SCR 22 failed of adoption upon division of the question.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1809** and **1944**.

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

Advising fourth reading of and returning Enrolled **SB 529**.

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

Advising conference granted on Engrossed **SB 435** and naming House conferees as follows: Calvey, Rousselot, Terrill, Nance, Dank, Dorman.

Advising the naming of House conferees to Engrossed:

HB 1014 – Auffet, Calvey, Rousselot, Dank, Terrill, Nance, Morrissette

HB 1318 – Ingmire, Blackwell, Turner, Lamons, Nance, Perry, Case

HB 1329 – Reynolds, Wright, Wesselhoft, Roan, Johnson, Harrison, Sweeden

HB 1379 – Piatt, Blackwell, Turner, Ingmire, Kiesel, Roan, Nance, Perry

HB 1681 – Johnson, Calvey, Rousselot, Dorman, Bingman, Dank

HB 1754 – Miller (Doug), Case, Liebmann, Newport, Nations, Armes, Cooksey, Walker

HB 1823 – Miller (Ray), Calvey, Rousselot, Adkins, Morrissette, Nance, Terrill, Dank

HB 1834 – Jett, Tibbs, Hickman, Cargill, Dorman

INTRODUCTION

Senator Lawler introduced her husband, former Senator Larry Lawler, to the Senate.

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

HB 2028 by Morgan (Fred) of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 2028** be advanced, which motion was declared adopted.

THIRD READING

HB 2028 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, Capps, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Reynolds, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--41.

Excused: Coffee, Hobson, Jolley, Kerr, Pruitt, Rabon and Riley.--7.

The bill and emergency passed.

HB 2028 was properly signed and ordered returned to the Honorable House.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Lerblance asked unanimous consent to suspend Rule 5-4 and refer **SR 27** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 27 by Lerblance was called up for consideration.

All other members of the Senate asked to coauthor **SR 27**, which was the order.

SR 27 was adopted upon motion of Senator Lerblance and referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Jolley asked unanimous consent to suspend Rule 5-4 and refer **SR 26** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 26 by Jolley was called up for consideration.

All other members of the Senate asked to coauthor **SR 26**, which was the order.

SR 26 was adopted upon motion of Senator Jolley and referred for enrollment.

GENERAL ORDER

HB 1502 by Roan and Nance of the House and Corn of the Senate was called up for further consideration.

Senator Bass moved to amend the floor substitute to **HB 1502**, Page 55, Line 24 through Page 56, Line 2, by deleting Section 2 and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Corn moved to amend the floor substitute to **HB 1502**, Page 7, Line 31 through Page 14, Line 30, by deleting Section 5 and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Corn moved that **HB 1502** be advanced, which motion was declared adopted.

THIRD READING

HB 1502 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, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Taylor.--1.

The bill passed.

HB 1502 was referred for engrossment.

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

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

SB 983

House amendment was read on the above-numbered bill.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 522 - coauthored by Nations of the House

SB 580 - remove McCarter and substitute Calvey and principal House author, and coauthored by McCarter, Lindley, Wesselhoft of the House

The above-numbered measures were referred for enrollment.

GENERAL ORDER

HB 1550 by Wright and Wesselhoft of the House and Easley of the Senate was called up for consideration.

Senator Easley moved to amend **HB 1550**, Page 14, Line 15½, by inserting a new Section 5 to read as follows:

“SECTION 5. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

A. The Department of Labor shall conduct an immediate review of all administrative rules, internal policy statements, or agency statements which relate to the Oklahoma Welding Act, Section 1624 et seq. of Title 59 of the Oklahoma Statutes. The Department of Labor shall bring such administrative rules or agency or policy statements into agreement and compliance with the agency's statutory authority. The Department of Labor is authorized to use emergency rulemaking for this purpose.

B. A copy of this act shall be transmitted to the Commissioner of Labor. The review required in subsection A shall be completed on or before the effective date of this act. Upon completion thereof, the Commissioner of Labor shall make a full report to the Speaker of the House of Representatives, the Chairman of the Government Reform, Agency Oversight, and Administrative Rules Committee of the House, the President Pro Tempore of the Senate, and the Governor.”, and by renumbering subsequent section, which amendment failed of adoption upon roll call as follows:

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

Nay: Aldridge, Anderson, Barrington, Branan, Brogdon, Cain, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--24.

Senator Shurden moved to amend **HB 1550**, Page 5, Line 8, by inserting after the period and before the word “The” the words “Either House of”, which amendment failed of adoption upon roll call as follows:

Aye: Adelson, Bass, Corn, Crutchfield, Easley, Eason McIntyre, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Laughlin, Lawler, Lerblance, Morgan, Nichols, Rabon, Shurden, Taylor, Wilson and Wyrick.--22.

Nay: Aldridge, Anderson, Barrington, Branan, Brogdon, Cain, Capps, Coates, Coffee, Crain, Fisher, Ford, Johnson, Jolley, Justice, Lamb, Leftwich, Mazzei, Monson, Myers, Paddack, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--26.

Senator Jolley moved to amend **HB 1550**, Page 6, Lines 12 through 14, by deleting subparagraph f and by relettering subsequent subparagraphs, which amendment was declared adopted.

Senator Easley moved that **HB 1550** be advanced, which motion was declared adopted.

THIRD READING

HB 1550 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, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--48.

The bill passed.

HB 1550 was referred for engrossment.

INTRODUCTIONS

Senator Morgan introduced his sister and brother-in-law, Kathy and John Duffy, and his niece and her friend, Sarah Duffy and Katie Skonezny, to the Senate.

GENERAL ORDER

HB 1506 by Roan et al of the House and Crutchfield and Corn of the Senate was called up for consideration.

Senator Gumm asked to coauthor **HB 1506**, which was the order.

Senator Crutchfield moved that **HB 1506** be advanced, which motion was declared adopted.

THIRD READING

HB 1506 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, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--48.

The bill and emergency passed.

HB 1506 was referred for engrossment.

GENERAL ORDER

HB 1539 by Peterson (Ron) of the House and Corn of the Senate was called up for consideration.

Senator Corn moved to amend **HB 1539**, Page 4, Line 21, by inserting after the word “to” and before the word “a” the words “one or more of the following options: either (i)”; Page 4, Line 22, by inserting after the comma and before the word “with” the words “(ii) normal wear and tear, or (iii) both,”; Page 5, Lines 1 and 2, by deleting all language after the word “to,” on Line 1 and before the word “towing” on Line 2; and Page 24, Line 18, through Page 25, Line 15, by deleting SECTION 15; and by renumbering subsequent sections, which amendment was declared adopted.

Senator Corn moved that **HB 1539** be advanced, which motion was declared adopted.

THIRD READING

HB 1539 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, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Nay: Cain.--1.

The bill passed.

HB 1539 was referred for engrossment.

Senator Rabon presiding.

GENERAL ORDER

HB 1265 by Balkman of the House and Gumm of the Senate was called up for consideration.

Senator Gumm moved that **HB 1265** be advanced, which motion was declared adopted.

THIRD READING

HB 1265 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, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Wilson and Wyrick.--47.

Excused: Williamson.--1.

The bill passed.

HB 1265 was referred for engrossment.

GENERAL ORDER

HB 2035 by Morgan (Fred) of the House and Laster of the Senate was called up for consideration.

Senator Laster moved that **HB 2035** be advanced, which motion was declared adopted.

THIRD READING

HB 2035 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, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon,

Reynolds, Riley, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Nay: Shurden.--1.

The bill passed.

HB 2035 was properly signed and ordered returned to the Honorable House.

**UNANIMOUS CONSENT REQUEST
MOTION TO RECONSIDER VOTES**

Senator Fisher asked unanimous consent, which was granted to suspend the provisions of Rule 12-23B and that all motions to reconsider votes on Third Reading of House bills and joint resolutions served this week be disposed of before the close of business on Thursday, April 28, 2005.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SB 587 - coauthored by Shelton, Dorman, Gilbert of the House

The above-numbered measure was referred for enrollment.

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 SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Fisher, the request of the Honorable House for conference on **HBs 1233, 1240, 1337, 1467, 1480, 1570, 1586, 1698, 1738, 1774 and 2058** was ordered granted and Senate conferees to be named later.

MOTION TO RECONSIDER VOTE

Senator Wilcoxson moved to reconsider the vote whereby **HB 1621** passed.

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

HB 1621 was referred for engrossment.

GENERAL ORDER

HB 1554 by DeWitt et al of the House and Lawler of the Senate, previously considered on Page 1111, was called up for further consideration.

Senator Lawler asked to be removed and Senator Laster asked to be named principal Senate author on **HB 1554**, which was the order.

Senator Lawler asked to coauthor **HB 1554**, which was the order.

Senator Laster moved to amend **HB 1554**, 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 Laster moved that **HB 1554** be advanced, which motion was declared adopted.

THIRD READING

HB 1554 was read for the third time at length.

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

Aye: Adelson, Bass, Cain, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Paddack, Rabon, Shurden, Taylor, Wilson and Wyrick.--26.

Nay: Aldridge, Anderson, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--22.

The bill passed.

HB 1554 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Branan moved to reconsider the vote whereby **HB 1715** passed.

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

HB 1715 was referred for engrossment.

GENERAL ORDER

HB 2047 by Hiett et al of the House and Coffee of the Senate was called up for consideration.

Senator Coffee moved to amend **HB 2047**, 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 Coffee moved that **HB 2047** be advanced, which motion was declared adopted.

THIRD READING

HB 2047 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, Brogdon, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Reynolds, Riley, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--37.

Nay: Adelson, Cain, Easley, Eason McIntyre, Hobson, Lawler, Leftwich, Lerblance, Monson, Rabon and Shurden.--11.

The bill passed.

HB 2047 was referred for engrossment.

GENERAL ORDER

HB 1686 by Deutschendorf et al of the House and Lawler of the Senate was called up for consideration.

Representative Deutschendorf asked to be removed and Representative Hamilton asked to be named principal House author on **HB 1686**, which was the order.

Representatives Hilliard and Sherrer asked to be removed as coauthors on **HB 1686**, which was the order.

Senators Williamson, Gumm, Garrison, Corn, Leftwich, Easley, Nichols, Reynolds, Laughlin, Ford, Johnson, Barrington, Coffee, Myers, Brogdon, Coates, Branan, Mazzei, Lamb, Anderson, Crain, Pruitt, Wilcoxson, Justice, Jolley, Riley and Aldridge asked to coauthor **HB 1686**, which was the order.

Senator Lawler moved to amend **HB 1686**, 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 to amend the floor substitute to **HB 1686**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Lawler moved that **HB 1686** be advanced, which motion was declared adopted.

THIRD READING

HB 1686 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, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Fisher, Ford, Garrison, Gumm, Harrison, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Nay: Cain, Eason McIntyre, Hobson and Monson.--4.

The bill and emergency passed.

Pursuant to Rule 12-23, Senator Lawler served notice that the vote be reconsidered whereby **HB 1686** passed.

SENATE RULE SUSPENDED

Senator Fisher asked unanimous consent, which was granted, that Senate Rule 5-7 be suspended for this legislative day as it pertains to **HB 2046**.

GENERAL ORDER

HB 2046 by Hiett et al of the House and Pruitt of the Senate was called up for consideration.

Senators Williamson, Riley, Wilcoxson, Nichols, Reynolds, Barrington, Anderson, Lamb, Ford, Justice, Jolley, Brogdon, Branan, Myers, Coates, Aldridge and Mazzei asked to coauthor **HB 2046**, which was the order.

Senator Pruitt moved to amend **HB 2046**, 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 Pruitt moved that **HB 2046** be advanced, which motion failed of adoption upon roll call as follows:

Aye: Aldridge, Anderson, Barrington, Branan, Brogdon, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Nichols, Pruitt, Reynolds, Riley, Wilcoxson and Williamson.--22.

Nay: Adelson, Bass, Cain, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lawler, Leftwich, Lerblance, Monson, Morgan, Paddack, Rabon, Shurden, Taylor, Wilson and Wyrick.--26.

Senator Pruitt asked that **HB 2046** be laid over for this legislative day, which was the order.

HB 2046 remains on General Order.

PENDING CONSIDERATION OF HAS

HAs to SB 461 were rejected upon motion of Senator Fisher, conference requested, and Senate conferees to be named later.

GENERAL ORDER

HB 1670 by Nations of the House and Rabon of the Senate was called up for consideration.

Senator Rabon moved to amend **HB 1670**, Page 1, by striking the title, which amendment was declared adopted.

Senator Rabon moved that **HB 1670** be advanced, which motion was declared adopted.

THIRD READING

HB 1670 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, Capps, 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, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--48.

The bill passed.

HB 1670 was referred for engrossment.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 28, 2005, at 9:00 a.m., which motion prevailed.

FIRST READING

The following were introduced and read the first time:

SCR 27 – By Crutchfield.

A Concurrent Resolution authorizing the Board of Regents of Oklahoma Colleges, acting on behalf of Southeastern Oklahoma State University, to issue certain revenue bonds pursuant to Section 4002.1 of Title 70 of the Oklahoma Statutes; and directing distribution.

SR 29 – By Brogdon.

A Resolution commending The Bama Companies, Inc., of Tulsa, Oklahoma, for outstanding and exemplary business practices; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising his approval April 27, 2005, of Enrolled **SBs 36, 321, 460** and **733**.

Pursuant to the Fisher motion, the Senate adjourned at 4:45 p.m. to meet Thursday, April 28, 2005, at 9:00 a.m.

JOURNAL CORRECTION

Page 1334, Line 2 by deleting the numeral “**1495**” and inserting “**1485**”