

Senate Journal

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

Third Legislative Day, Wednesday, February 8, 2006

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 (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.—47.

Vacancy: District 38.—1.

Senator Gumm declared a quorum present.

The prayer was offered by Reverend Trace Morgan, First Baptist Church, Stillwater, the guest of Senator Morgan.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SCRs 36 and 37 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTION

Senator Adelson introduced his father, Stephen Adelson, to the Senate.

GENERAL ORDER

SB 1264 by Crutchfield and Kerr of the Senate and Bengé and Newport of the House was called up for consideration.

Senator Kerr was removed as Senate coauthor and Senators Rabon and Corn asked to be named Senate coauthors on **SB 1264**, which was the order.

Senator Corn moved to amend **SB 1264**, 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 moved that **SB 1264** be advanced, which motion was declared adopted.

THIRD READING

SB 1264 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 (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Taylor.--1.

Vacancy: District 38.—1.

The bill and emergency passed.

SB 1264 was referred for engrossment.

GENERAL ORDER

SB 1022 by Morgan of the Senate and Hiatt of the House was called up for consideration.

Senator Jolley asked to coauthor **SB 1022**, which was the order.

Senator Adelson moved to amend **SB 1022**, Page 20, Line 12, by deleting the word “or” and inserting in lieu thereof a comma and by inserting after the word “League” and before the first word “is” the words “, Major League Baseball or any minor league affiliated with Major League Baseball,”.

Senator Adelson moved to amend his amendment to **SB 1022**, Page 20, Line 14, by inserting after the word “municipality” and before the word “is” the words “or county”.

Senator Adelson moved to withdraw his previous amendments to **SB 1022**, which was the order.

Senator Adelson moved to amend **SB 1022**, Page 20, Lines 7 through 14, by deleting all language and inserting in lieu thereof the following language:

“51. Sales of tickets made on or after September 21, 2005, and complimentary or free tickets for admission issued on or after September 21, 2005, which have a value equivalent to the charge that would have otherwise been made, for admission to a professional athletic event in which a team in the National Basketball Association is a participant, which is held in a facility owned or operated by a municipality, a county or a public trust of which a municipality or a county is the sole beneficiary, and sales of tickets made on or after the effective date of this act, and complimentary or free tickets for admission issued on or after the effective date of this act, which have a value equivalent to the charge that would have otherwise been made, for admission to a professional athletic event in which a team in the National Hockey League, Central Hockey League, Major League Baseball or any affiliated minor league, is a participant, which is held in a facility owned or operated by a municipality, a county or a public trust of which a municipality or a county is the sole beneficiary”, which amendment was declared adopted.

*Senator Pruitt asked to be shown not voting on the amendment to **SB 1022** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

Senator Morgan moved that **SB 1022** be advanced, which motion was declared adopted.

THIRD READING

SB 1022 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, Barrington, Bass, Branan, Brogdon, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Gumm, Harrison, Hobson, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Williamson, Wilson and Wyrick.--39.

Nay: Anderson, Cain, Garrison, Laster, Shurden and Wilcoxson.--6.

Excused: Taylor.--1.

Vacancy: District 38.--1.

*Not Voting: Pruitt.—1.

The bill and emergency passed.

*Senator Pruitt asked to be shown not voting on **SB 1022** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SB 1022 was referred for engrossment.

GENERAL ORDER

SJR 63 by Morgan of the Senate was called up for consideration.

Representative Walker asked to be named Principal House author on **SJR 63**, which was the order. Senator Coffee and all other members of the Senate asked to coauthor **SJR 63**, which was the order.

Senator Morgan moved that **SJR 63** be advanced, which motion was declared adopted.

THIRD READING

SJR 63 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 (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Taylor.--1.

Vacancy: District 38.--1.

The bill and emergency passed.

SJR 63 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed resolution:

SCR 38 - coauthored by all House members

The above-numbered measure was referred for enrollment.

CHANGE IN COMMITTEE ASSIGNMENTS

Senator Fisher asked unanimous consent, which was granted, that the following bills be reassigned as follows:

- SB 1593** – withdrawn from Rules Committee and referred to Appropriations.
- SB 1644** – withdrawn from Appropriations Committee and referred to Education.
- SB 1792** – withdrawn from Appropriations Committee and referred to Education.
- SB 1958** – withdrawn from Appropriations Committee and referred to Education.
- SB 1993** – withdrawn from Rules Committee and referred to Appropriations.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 9, 2006, at 9:30 a.m., which motion prevailed.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar:

DO PASS:

- SB 1554** – Judiciary, coauthored by Duncan (principal House author)
- SB 1706** – Judiciary, coauthored by Miller (Ray) (principal House author)

DO PASS, As Amended:

- SB 1470** – Judiciary, coauthored by Dank (principal House author)
- SB 1716** – Judiciary, coauthored by Morgan (Fred) (principal House author)

Pursuant to the Fisher motion, the Senate adjourned at 2:35 p.m. to meet Thursday, February 9, 2006, at 9:30 a.m.