

Senate Journal

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

Twenty-third Legislative Day, Monday, March 20, 2006

The Senate was called to order by Senator Corn.

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, Rabon, Reynolds, Riley, Shurden, Wilcoxson, Williamson, Wilson and Wyrick.—45.

Excused: Pruitt and Taylor.—2.

Vacancy: District 38.—1.

Senator Corn declared a quorum present.

The prayer was offered by Reverend Deron Spoo, First Baptist Church, Tulsa, the guest of Senator Easley.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 1625, 1772, 1816, 1832, 1858 and 1879 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SRs 71 and 73 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTIONS

Senator Brogdon introduced his wife, Donna; Senator Coffee introduced his daughter, Kate, and his wife, Lisa; Senator Lawler introduced her husband, former Senator Larry Lawler; and Senator Laughlin introduced his wife, Charlette, to the Senate.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Williamson asked unanimous consent to suspend Rule 5-4 and refer **HCR 1047** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1047 by Sullivan et al of the House and Williamson of the Senate was called up for consideration.

All other members of the Senate asked to coauthor **HCR 1047**, which was the order.

HCR 1047 was adopted upon motion of Senator Williamson upon roll call as follows:

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

Excused: Adelson, Capps, Hobson, Pruitt and Taylor.--5.

Vacancy: District 38.--1.

HCR 1047 was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SB 1227

The above-numbered measure was referred for enrollment.

Advising passage of and transmitting for consideration Engrossed **HBs 1499, 1672, 2029, 2030, 2072, 2117, 2141, 2155, 2352, 2362, 2387, 2409, 2453, 2458, 2461, 2468, 2477, 2516, 2518, 2541, 2552, 2600, 2634, 2656, 2690, 2699, 2708, 2748, 2755, 2762, 2784, 2785, 2804, 2809, 2819, 2820, 2822, 2867, 2875, 2878, 2895, 2906, 2908, 2934, 2935, 2937, 2940, 2955, 2980, 2982, 2984, 2999, 3001, 3011, 3012, 3023, 3024, 3038, 3042, 3084, 3115, 3116, 3119** (emergency failed), **3120** and **3124** and **HJR 1048, 1057** and **1058**.

HB 1499 – By Bingman, Liotta, Liebmann, Blackburn and Deutschendorf of the House and Laster of the Senate.

An Act relating to administrative hearings; creating the State Office of Tax Administrative Hearings Act; providing short title; stating purpose; defining terms; creating the State Office of Tax Administrative Hearings within the executive department; providing for judicial authority; providing for jurisdiction; providing for headquarters and other offices; providing for obtaining office space and other facilities; providing that the Office shall not be subject to the Oklahoma Sunset Law; providing that records are open records, with exceptions; providing for travel reimbursement; providing for the position of Chief Tax Administrative Law Judge; providing for appointment and term of office; providing for filling of vacancies; providing for qualifications; providing for removal from office; providing powers and duties of the Chief Tax Administrative Law Judge; providing for compensation and benefits; providing for an Administrator for the State Office of Tax Administrative Hearings; providing powers and duties of the Administrator; providing for compensation and benefits; providing for administrative law judges; providing qualifications for administrative law judges; providing for compensation and benefits; providing that administrative law judges are in the unclassified service; providing that administrative law judges are only under the supervision of the Chief Tax Administrative Law Judge; providing for part-time administrative law judges; prohibiting practice of law by the Chief Tax Administrative Law Judge and full-time administrative law judges; providing that the Code of Judicial Conduct applies to the Chief Tax Administrative Law Judge and administrative law judges; providing for assignment of cases, with exceptions; creating the State Office of Administrative Hearings Revolving Fund; providing for jurisdiction of the State Office of Tax Administrative Hearings; providing venue for hearings; providing for rules for pleadings; providing that hearing shall be held pursuant to the Administrative Procedures Act, rules of the State Office of Administrative Hearings, and applicable laws; providing for actions by the administrative law judge; requiring final decisions to be in writing and to include certain information; providing for reference of cases and other matters to the State Office of Administrative Hearings; providing for cases or other matters pending before a certain time; providing for transfer of certain materials to the State Office of Administrative Hearings; providing for transfer of certain employees from the Oklahoma Tax Commission to the State Office of Administrative Hearings; providing for the transfer of certain equipment and other property; providing for transfer of unexpended funds, certain financial obligations, personnel records, leave and benefits; providing for coordination of transfer; amending 68 O.S. 2001, Sections 207, 221, as amended by Section 1, Chapter 458, O.S.L. 2002, 225, as amended by Section 2, Chapter 458, O.S.L. 2002, 227 and 228 (68 O.S. Supp. 2005, Sections 221 and 225), which relate to reports or returns by taxpayers; modifying procedures for hearings and orders; modifying

procedure for hearings related to erroneous payments of taxes and claims for refund; amending 68 O.S. 2001, Section 2373, which relates to payment of refunds; providing for hearing; allowing for payment of refund; allowing for appeal of decision or order; providing for codification; and providing an effective date.

HB 1672 – By Nations, Denney, Martin, Cooksey and Richardson of the House and Hobson of the Senate.

An Act relating to crimes and punishments; providing reporting requirement; requiring certain information in report; providing immunity from civil liability; stating purpose for removal or care of animals; authorizing certain officers to determine custody specifications and custody orders; establishing bond procedures for custody and care of abused and abandoned animals; authorizing certain entities to petition for bond hearing; establishing bond hearing requirements; providing for forfeiture under certain circumstance; providing for the return of unused funds; providing for euthanasia; amending 21 O.S. 2001, Sections 1685, as amended by Section 1, Chapter 363, O.S.L. 2003 and 1686 (21 O.S. Supp. 2005, Section 1685), which relate to cruelty to animals and abandoned animals; modifying scope of certain crime; deleting certain lien requirement; providing for humane destruction of animals; modifying personnel authorized to perform certain acts; modifying definition; providing for codification; and providing an effective date.

HB 2029 – By Morgan (Fred), Sullivan, Duncan and Dank of the House and Coffee of the Senate.

An Act relating to education; creating the Education Quality and Protection Act; providing short title; stating legislative findings; stating purpose of the act; providing definitions; limiting the liability of educational entities and education employees for certain actions; stating standard of proof; limiting the liability of educational entities and education employees for certain reporting; prohibiting punitive or exemplary damages against an educational entity or education employee; making it unlawful to make a false criminal report against an education employee; providing punishment; limiting application for statements against certain persons; providing for effect on other laws; providing for the award of costs and attorney fees; authorizing expert witness fees; providing that existence of liability insurance is not a waiver of any defense; providing for the applicability of other laws; providing for codification; and providing an effective date.

HB 2030 – By Morgan (Fred) of the House and Coffee of the Senate.

An Act relating to class actions; clarifying applicability to class actions brought by mineral owners; providing method of calculating attorney fees for class action cases; providing for judicial discretion to modify the fee award; requiring attorney fees to include noncash benefits in certain circumstances; defining terms; amending 12 O.S. 2001, Section 993, which relates to interlocutory appeals from certain orders; modifying grounds for interlocutory appeals; providing that action in the trial court is stayed in certain circumstances; amending 12 O.S. 2001, Section 2023, which relates to class actions; requiring the court to hear and rule on certain motions before making a determination on certifying a class; providing effect of interlocutory appeal in certain circumstances; requiring potential class members to request inclusion in the class; providing for codification; and providing an effective date.

HB 2072 – By Cargill, Terrill, Dank, Adkins, Peterson (Ron), DePue and Morrissette of the House and Laster of the Senate.

(revenue and taxation - Retain Brain Act – codification – noncodification - effective date)

HB 2117 – By Cooksey, Blackwell, Askins, Nance, Banz, Billy, Coody, Dank, Denney, Kern, Martin, McDaniel, Peterson (Pam), Staggs, Tibbs and Winchester of the House and Leftwich of the Senate.

An Act relating to crimes and punishments; prohibiting human trafficking; providing penalty; defining terms; providing for codification; and providing an effective date.

HB 2141 – By DePue, Terrill and Dank of the House and Jolley and Coates of the Senate.

(revenue and taxation - amending 68 O.S., Section 1357 - sales tax exemptions - funerals - effective date - emergency)

HB 2155 – By Wright of the House and Easley of the Senate.

An Act relating to sunset; amending 53 O.S. 2001, Section 231, which relates to the Oklahoma Music Hall of Fame Board; re-creating the Board; amending 74 O.S. 2001, Sections 3907, as last amended by Section 6, Chapter 168, O.S.L. 2005 and 3908 (74 O.S. Supp. 2005, Section 3907), which relate to omnibus list of entities for sunset review; and updating termination date and list.

HB 2352 – By Bengé and Newport of the House and Crutchfield and Kerr of the Senate.

An Act relating to general appropriations for the expenses of various agencies of the executive, legislative and judicial departments of the state; making appropriations to the Oklahoma Arts Council, the State Board of Career and Technology Education, the State Board of Education, the Oklahoma Educational Television Authority, the Oklahoma State Regents for Higher Education, the Commissioners of the Land Office, the Oklahoma Department of Libraries, the Physician Manpower Training Commission, the Oklahoma Board of Private Vocational Schools, the Board of Trustees of the Oklahoma School of Science and Mathematics, the Oklahoma Center for the Advancement of Science and Technology, the Oklahoma Commission for Teacher Preparation, the Office of the State Auditor and Inspector, the Rural Economic Action Plan Fund of the State Treasury, the Office of the State Bond Advisor, the Department of Central Services, the Oklahoma Department of Emergency Management, the State Election Board, the Ethics Commission, the Office of State Finance, the Office of the Governor, the Oklahoma House of Representatives, the Legislative Service Bureau, the Office of the Lieutenant Governor, the Oklahoma Merit Protection Commission, the Military Department of the State of Oklahoma, the Office of Personnel Management, the Office of the Secretary of State, the Oklahoma State Senate, the Oklahoma Space Industry Development Authority, the Oklahoma Tax Commission, the Department of Transportation, the Office of the State Treasurer, the Oklahoma Health Care Authority, the State Department of Health, the J.D. McCarty Center for Children with Developmental Disabilities, the Department of Mental Health and Substance Abuse Services, the University Hospitals Authority, the Oklahoma

Department of Veterans Affairs, the Oklahoma Commission on Children and Youth, the Office of Handicapped Concerns, the Oklahoma Human Rights Commission, the Department of Human Services, the Oklahoma Indian Affairs Commission, the Office of Juvenile Affairs, the State Department of Rehabilitation Services, the Oklahoma Department of Agriculture, Food, and Forestry, the Oklahoma Capitol Complex and Centennial Commemoration Commission, the Oklahoma Department of Commerce, the Oklahoma Conservation Commission, the Department of Consumer Credit, the Corporation Commission, the Department of Environmental Quality, the Oklahoma Historical Society, the Oklahoma Horse Racing Commission, the State Insurance Department, the J.M. Davis Memorial Commission, the Department of Labor, the Department of Mines, the Oklahoma Scenic Rivers Commission, the Department of Securities, the Oklahoma Tourism and Recreation Department, the Oklahoma Water Resources Board, the Will Rogers Memorial Commission, the Alcoholic Beverage Laws Enforcement Commission, the Office of the Attorney General, the District Attorneys Council, the Department of Corrections, the Court of Criminal Appeals, the State Fire Marshal, the Oklahoma Indigent Defense System, the Oklahoma State Bureau of Investigation, the Council on Judicial Complaints, the Council on Law Enforcement Education and Training, the Board of Medicolegal Investigations, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the Pardon and Parole Board, the Department of Public Safety, the Supreme Court and the Workers' Compensation Court; stating amounts of appropriations; stating purposes and restrictions; authorizing and requiring certain expenditures; and providing an effective date.

HB 2362 – By Banz, Dank and Terrill of the House and Aldridge of the Senate.
(revenue and taxation - amending 68 O.S., Section 500.10 - motor fuel taxation - effective date – emergency)

HB 2387 – By Bengé of the House and Crutchfield of the Senate.
An Act relating to public finance; amending 62 O.S. 2001, Section 41.47, as amended by Section 3, Chapter 301, O.S.L. 2003 (62 O.S. Supp. 2005, Section 41.47), which relates to Program Budgeting Pilot Initiative; modifying name of certain committee; modifying purpose; modifying duties; providing for certain oversight; providing for submission of certain findings; providing for an appropriation; amending Section 2, Chapter 301, O.S.L. 2003 (62 O.S. Supp. 2005, Section 41.29-1), which relates to utilization of certain information by Office of State Finance; deleting evaluation report requirements; deleting utilization of report requirements by certain committees; deleting certain directive; providing for noncodification; and providing an effective date.

HB 2409 – By Jones, Balkman, Wesselhoft, Hickman, Cargill and Shelton of the House and Wilcoxson of the Senate.
(schools - steroid use education program – grants – codification - effective date)

HB 2453 – By Banz, Terrill, Rousselot, Dorman, Dank, McDaniel and Shelton of the House and Eason McIntyre of the Senate.
(revenue and taxation - amending 68 O.S., Section 1356 - sales tax exemptions - effective date - emergency)

HB 2458 – By Peterson (Pam) and Auffet of the House and Lamb of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2001, Sections 328.3, as last amended by Section 1, Chapter 377, O.S.L. 2005 and 328.15, as last amended by Section 2, Chapter 377, O.S.L. 2005 (59 O.S. Supp. 2005, Sections 328.3 and 328.15), which relate to the State Dental Act; modifying definition; deleting limitation on investigators licensed by the Board of Dentistry; and providing an effective date.

HB 2461 – By Coody, Nance, Terrill, Braddock, Calvey, DePue, Duncan, Hilliard, Hyman, Morgan (Fred), Roan, Sherrer and Walker of the House and Gumm of the Senate.

(revenue and taxation - amending 68 O.S., Section 1357 - sales tax exemptions - disabled veterans - effective date – emergency)

HB 2468 – By Jackson, DeWitt, Kiesel, Billy, Balkman, Braddock, Jones, Walker, Shoemake, Brannon and Smithson of the House and Leftwich of the Senate.

(state government – amending 74 O.S., Sections 1306 and 1371 – Oklahoma State Employees Benefits Act – effective date)

HB 2477 – By Rousselot, Duncan and Walker of the House and Easley of the Senate.

An Act relating to torts; providing organizations that hold charitable events and members of the organizations immunity from civil liability under certain circumstances; defining terms; providing for application of law to actions filed on or after a certain date; amending 51 O.S. 2001, Section 152, as last amended by Section 19, Chapter 368, O.S.L. 2004 (51 O.S. Supp. 2005, Section 152), which relates to The Governmental Tort Claims Act; modifying definitions; providing for codification; and providing an effective date.

HB 2516 – By Young, Askins, Blackwell, Cargill, Cooksey, DePue, Glenn, Liebmann, Miller (Ken), Morgan (Fred), Nance, Roan, Rousselot, Smithson, Ingmire, Wright, Covey and McCarter of the House and Leftwich of the Senate.

(public finance - amending 73 O.S., Section 168.8 - Oklahoma Capitol Improvement Authority – emergency)

HB 2518 – By Cox and Nance of the House and Paddock of the Senate.

An Act relating to Department of Corrections; amending 57 O.S. 2001, Section 623, as amended by Section 1, Chapter 56, O.S.L. 2002 (57 O.S. Supp. 2005, Section 623), which relates to on-site primary medical treatment programs; authorizing employment of certified medication aides; amending 63 O.S. 2001, Section 1-1950.3, as last amended by Section 12, Chapter 460, O.S.L. 2005 (63 O.S. Supp. 2005, Section 1-1950.3), which relates to nurses and medication aides; allowing certified medication aides to distribute medications in correctional facilities; and declaring an emergency.

HB 2541 – By Shumate, Shelton and Carey of the House and Eason McIntyre of the Senate.

An Act relating to motor vehicles; amending Section 12, Chapter 504, O.S.L. 2004, as amended by Section 4, Chapter 416, O.S.L. 2005 and amending Section 11, Chapter 504, O.S.L. 2004, as amended by Section 3, Chapter 416, O.S.L. 2005 and amending Section 14, Chapter 504, O.S.L. 2004, as amended by Section 5, Chapter 416, O.S.L. 2005 (47 O.S.

Supp. 2005, Sections 1135.3, 1135.2, and 1135.5), which relates to special license plates; creating the Delta Sigma Theta license plate; creating the Omega Psi Phi license plate; creating the Alpha Phi Alpha license plate; creating the 50th Anniversary of the Interstate System of Highways license plate; creating the Kappa Alpha Psi license plate; creating the Zeta Phi Beta license plate; creating the Sigma Gamma Rho license plate; creating the Phi Beta Sigma license plate; creating the Multiple Sclerosis License Plate; specifying eligibility; creating the Korea Defense Service Medal License Plate; creating the 180th Infantry License Plate; specifying eligibility; creating the Oklahoma Association for the Deaf License Plate; allowing for personalization of license plate; specifying use of funds; creating the Oklahoma Association for the Deaf License Plate Revolving Fund; appropriating funds; providing for codification; and providing an effective date.

HB 2552 – By DePue of the House and Bass of the Senate.

(state property – Oklahoma Capitol Improvement Authority – Deferred Maintenance Program – codification – effective date – emergency)

HB 2600 – By Wright of the House and Easley of the Senate.

An Act relating to statutes and reports; specifying certain powers of Administrative Law Judges; amending 75 O.S. 2001, Section 310, which relates to the Administrative Procedures Act; providing for expedition of certain cases; modifying the appellate process; repealing 75 O.S. 2001, Section 311.1, which relates to the Administrative Procedures Act; providing for codification; and providing an effective date.

HB 2634 – By Balkman of the House and Lamb of the Senate.

An Act relating to state government; creating the Paperwork Reduction Act of 2006; directing state agencies to study ways to reduce and simplify data and information collected from certain other entities; authorizing agencies to retain a consultant or expert; specifying scope of study; requiring reports; providing for codification; providing an effective date; and declaring an emergency.

HB 2656 – By Winchester and Roggow of the House and Laster of the Senate.

An Act relating to children; amending 10 O.S. 2001, Sections 7001-1.3, as last amended by Section 3, Chapter 422, O.S.L. 2004, 7003-5.3, as amended by Section 18, Chapter 327, O.S.L. 2002 and 7003-5.5 (10 O.S. Supp. 2005, Sections 7001-1.3 and 7003-5.3), which relate to the Oklahoma Children's Code; modifying scope of certain definitions; modifying certain placement restriction; authorizing the juvenile court to modify certain orders; stating requirements of certain order; specifying procedures for surviving orders; directing all juvenile court orders be mailed to certain persons; authorizing enforcement or modification of certain order under certain circumstances; amending 10 O.S. 2001, Sections 7102, as last amended by Section 1, Chapter 184, O.S.L. 2005, 7110, as last amended by Section 3, Chapter 184, O.S.L. 2005 and 7110.2, as last amended by Section 4, Chapter 184, O.S.L. 2005 (10 O.S. Supp. 2005, Sections 7102, 7110 and 7110.2), which relate to Oklahoma Child Abuse Reporting and Prevention Act; modifying scope of certain definitions; modifying requirements of multidisciplinary teams; providing classification and eligibility requirements for child advocacy centers; modifying eligibility requirements for allocated funds; amending 10 O.S. 2001, Section 7510-1.5, as last amended by Section 6,

Chapter 415, O.S.L. 2004 (10 O.S. Supp. 2005, Section 7510-1.5), which relates to subsidized adoptions programs; modifying annual certification requirement; clarifying assistance eligibility requirement; modifying scope of assistance payment exception; amending 63 O.S. 2001, Section 1-227.9, as amended by Section 1, Chapter 250, O.S.L. 2004 (63 O.S. Supp. 2005, Section 1-227.9), which relates to the Child Abuse Training and Coordination Council; modifying membership of Council; and declaring an emergency.

HB 2690 – By Walker, Hiatt, Blackwell, Denney, Glenn, Ellis, Roggow, Billy, DeWitt, Pruett, Hickman, Dorman, Rousselot, Armes and Braddock of the House and Capps of the Senate.

(economic development – amending 68 O.S., Section 1370.7 – joint regional economic development authorities – tax levy – effective date)

HB 2699 – By Johnson of the House and Coffee of the Senate.

(public finance – amending 62 O.S., Section 41.5u - contracts for customized computer software - effective date)

HB 2708 – By Jackson of the House and Laughlin of the Senate.

An Act relating to public safety; amending 12 O.S. 2001, Section 1637, which relates to change of name; stating effective date; providing statutory references; amending 43 O.S. 2001, Sections 5, as amended by Section 1, Chapter 33, O.S.L. 2005, 6, 8 and 121 (43 O.S. Supp. 2005, Section 5), which relate to marriage application, license, endorsement and return of license and restoration of name; modifying application requirements; requiring completion and return of certain documents; modifying marriage license requirements; directing completion and endorsement of marriage certificate; clarifying endorsement requirements of certain persons; requiring married persons to endorse certificate; directing restoration of former name under certain circumstances; amending 47 O.S. 2001, Section 1-160, which relates to definition of school bus; modifying scope of definition; amending 47 O.S. 2001, Section 6-102, as last amended by Section 1, Chapter 457, O.S.L. 2005, 6-103, as last amended by Section 3, Chapter 392, O.S.L. 2003, 6-103.1, 6-105, as last amended by Section 2, Chapter 457, O.S.L. 2005, Section 4, Chapter 457, O.S.L. 2005, 6-107, as amended by Section 16, Chapter 397, O.S.L. 2002, 6-107.3, 6-107.4, 6-107.5, 6-110.2, as amended by Section 1, Chapter 219, O.S.L. 2003, 6-111, as last amended by Section 2, Chapter 36, O.S.L. 2005, 6-205, as last amended by Section 50, Chapter 1, O.S.L. 2005, 6-205.1, as last amended by Section 7, Chapter 390, O.S.L. 2004, 6-205.2, as last amended by Section 3, Chapter 394, O.S.L. 2005, 6-206, as amended by Section 16, Chapter 392, O.S.L. 2003, and 6-211, as amended by Section 17, Chapter 392, O.S.L. 2003 (47 O.S. Supp. 2005, Sections 6-102, 6-103, 6-105, 6-105.3, 6-107, 6-110.2, 6-111, 6-205, 6-205.1, 6-205.2, 6-206 and 6-211), which relate to driver licenses; modifying scope of certain definition; modifying certain designation; clarifying driver license restriction; providing statutory references; providing gender-neutral descriptions; clarifying certain references; providing for replacement of identification cards; deleting certain fee requirement; expanding scope of fee requirement; providing statutory references; increasing certain age requirement; clarifying certain application requirement; clarifying certain references; providing statutory references; providing age limitation; modifying scope of certain definition; directing the denial of license or permit until eligible; authorizing certain persons

to apply for driving privileges under certain circumstances; deleting certain restriction; clarifying eligibility requirement; providing statutory references; clarifying certain references; stating effective date; directing development of certain rule; providing statutory references; deleting certain license revocation requirement; clarifying and expanding revocation requirements; prohibiting modification of revocation period; removing certain effective dates; clarifying scope of disqualifying offenses; providing for suspension of driving privilege; providing certain time limitation; providing statutory references; modifying certain bond requirement; amending 47 O.S. 2001, Section 1151, as last amended by Section 7, Chapter 284, O.S.L. 2005 (47 O.S. Supp. 2005, Section 1151), which relates to offenses and penalties; providing statutory reference; modifying certain penalty; and providing an effective date.

HB 2748 – By Thompson, Roan, Smithson, Nance, Bingman, Brannon, Brown, Glenn, Hilliard, Hyman, Jett, Miller (Ray), Shoemake, Sullivan and Walker of the House and Shurden of the Senate.

(corrections - amending 57 O.S., Section 37 - facilities - maximum capacity - effective date)

HB 2755 – By Blackwell, Ingmire, McMullen, DeWitt, Hickman and Walker of the House and Laughlin and Garrison of the Senate.

(public lands – amending 64 O.S., Section 371 – Public Building Fund – amending 62 O.S., Section 194 – State Land Reimbursement Fund – effective date – emergency)

HB 2762 – By Perry, Nance, Blackwell, McDaniel, Pruett, Dorman, Rousselot, Lamons and Balkman of the House and Pruitt of the Senate.

An Act relating to possession and use of alcohol and other intoxicating substances by persons under twenty-one years of age; prohibiting certain acts; providing penalty; creating cause of action; limiting scope of action; defining term; requiring school principals to give certain notice to parent or legal guardian; amending 70 O.S. 2001, Section 24-102, which relates to searches; authorizing certain searches at least once a semester and at other times; amending 63 O.S. 2001, Sections 938 and 940, which relate to investigation of deaths; expanding list of types of deaths requiring investigation; requiring that written reports of certain deaths be filed within certain time; requiring that copy of report be given to certain persons; providing for codification; and providing an effective date.

HB 2784 – By Smaligo of the House and Coffee of the Senate.

(public finance - amending 60 O.S., Section 178.6 - public trusts - effective date)

HB 2785 – By Smaligo and Nance of the House and Jolley of the Senate.

An Act relating to expungements; amending 74 O.S. 2001, Section 150.12, as last amended by Section 1, Chapter 378, O.S.L. 2005 (74 O.S. Supp. 2005, Section 150.12), which relates to mandatory reporting of fingerprint and criminal history information; adding authorization for electronic taking and transmittal of fingerprints; providing certain exception to payment of fee for expungement orders; and providing an effective date.

HB 2804 – By Reynolds, Harrison and Steele of the House and Brogdon of the Senate.
(waters and water rights - Citizens Lake Committee - stating purpose – codification – emergency)

HB 2809 – By Trebilcock, Nance, Shelton, Duncan, DePue and Martin of the House and Corn of the Senate.
(motor vehicles - amending 47 O.S., Sections 2-105.4, 2-105.6 and 2-105.7 - salaries of the Highway Patrolman - emergency)

HB 2819 – By Banz, Calvey, Wesselhoft and Case of the House and Capps and Aldridge of the Senate.
(state government - Center for Supplier Excellence Act - OCAST - amending 74 O.S., Section 5060.4 - codification - noncodification - effective date - emergency)

HB 2820 – By Peterson (Pam) and Shelton of the House and Williamson of the Senate.
An Act relating to public health and safety; providing definitions; requiring certain service providers to register with the State Department of Health; requiring the keeping of certain records; providing for penalty; providing exemption; providing for codification; and providing an effective date.

HB 2822 – By DeWitt, Pruett, Hickman, Denney, Roggow, Glenn, Ellis, Billy, Walker and Auffet of the House and Wyrick of the Senate.
(motor vehicles – amending eleven sections in Title 47 – certain permits – Motor License Agents – effective date – emergency)

HB 2867 – By Worthen of the House and Gumm of the Senate.
An Act relating to state government; amending 74 O.S. 2001, Section 840-5.10, as amended by Section 4, Chapter 353, O.S.L. 2003 (74 O.S. Supp. 2005, Section 840-5.10), which relates to CompSource Oklahoma; making certain positions unclassified; making certain incentive compensation program permanent; providing an effective date; and declaring an emergency.

HB 2875 – By Case, Askins, Braddock, Cargill, Eddins, Hastings, Ingmire, Liotta, Martin, McCarter, Morgan (Fred), Piatt, Smithson, Staggs, Wilt, Wright and Young of the House and Corn of the Senate.
An Act relating to state government; transferring the powers and duties of the Oklahoma State Employees Benefits Council to the State and Education Employees Group Insurance Board; providing for transfer of property, equipment, liabilities and obligations; providing for the administration and enforcement of certain rules; requiring certain study to be done; providing for the disposition of the employees of the Oklahoma State Employees Benefits Council; amending 74 O.S. 2001, Sections 1302, 1303, as amended by Section 1, Chapter 345, O.S.L. 2004, 1306, as last amended by Section 1, Chapter 450, O.S.L. 2005 and 1321, as last amended by Section 4, Chapter 198, O.S.L. 2005 (74 O.S. Supp. 2005, Sections 1303, 1306 and 1321), which relate to the State and Education Employees Group Insurance Act; adding purposes; adding definitions; modifying powers and duties of the

State and Education Employees Group Insurance Board; deleting references to the Oklahoma State Employee Benefits Council; amending 74 O.S. 2001, Sections 1366, Section 10, Chapter 439, O.S.L. 2002, 1370, as last amended by Section 3, Chapter 450, O.S.L. 2005, 1371, as last amended by Section 1, Chapter 414, O.S.L. 2004, 1372, as amended by Section 1, Chapter 369, O.S.L. 2003, 1373 and Section 1, Chapter 501, O.S.L. 2002, as last amended by Section 1, Chapter 310, O.S.L. 2004 (74 O.S. Supp. 2005, Sections 1366.1, 1370, 1371, 1372 and 1374), which relate to the Oklahoma State Employees Benefits Act; modifying administration of flexible benefits plan; changing and updating references; deleting obsolete language; deleting procedure for entering into certain contracts; deleting certain employee provisions; clarifying duty to design a basic plan; creating a contract committee within the Oklahoma Insurance Department; providing for membership, reimbursement, and duties of the committee; directing the Insurance Commissioner to provide certain support to the committee; providing for contracts with an independent health care actuarial firm; directing the Department of Central Services to provide staff assistance; requiring certain information to be kept confidential; providing for certain contracts between the State and Education Employees Group Insurance Board and the Insurance Commissioner; specifying source of monies for certain contracts; modifying contract requirements; deleting requirements for the Board to offer certain plans; deleting certain premium payment requirements; deleting certain contracting requirements; modifying bid acceptance requirements for health maintenance organizations; deleting obsolete primary care physician options provisions; deleting obsolete notification requirement; changing responsibility for plan participation determinations and appeals; modifying appeal hearing procedures; amending 74 O.S. 2001, Sections 1382, 1383 and 1384, which relate to the Wellness Program Act; transferring the Wellness Council to the Office of Personnel Management; updating references to reflect the transfer; requiring the Board to provide funding for certain employees; requiring funding to continue until termination of programs; transferring the Wellness Program Fund to the Office of Personnel Management; amending 63 O.S. 2001, Section 2623, which relates to medical savings accounts; updating reference; amending 74 O.S. 2001, Section 85.12, as last amended by Section 1, Chapter 156, O.S.L. 2005 (74 O.S. Supp. 2005, Section 85.12), which relates to the Oklahoma Central Purchasing Act; deleting exception to the act; amending 74 O.S. 2001, Section 840-2.27D, as last amended by Section 94, Chapter 5, O.S.L. 2004 (74 O.S. Supp. 2005, Section 840-2.27D), which relates to the Oklahoma Personnel Act; updating reference; repealing 74 O.S. 2001, Sections 1361, 1362, 1363, 1364, 1365, as last amended by Section 2, Chapter 450, O.S.L. 2005, Section 3, Chapter 489, O.S.L. 2002, 1368 and 1369 (74 O.S. Supp. 2005, Sections 1365 and 1366.2), which relate to the Oklahoma State Employees Benefits Act; providing for codification; providing for recodification; providing for effective dates; and declaring an emergency.

HB 2878 – By Glenn, Billy, Ellis, Roggow, Denney, Hickman, Pruett, Walker, DeWitt, Blackwell and Armes of the House and Johnson (Mike) of the Senate.

An Act relating to signs; amending Sections 85 and 86, Chapter 363, O.S.L. 2005 (74 O.S. Supp. 2005, Sections 2284 and 2285), which relate to the Tourism Signage Act; increasing membership to the Oklahoma Tourism Signage Advisory Task Force; directing the Oklahoma Tourism Signage Advisory Task Force to review certain rules and make

recommendations; specifying certain meeting requirements; and providing an effective date.

HB 2895 – By McMullen, Askins, Braddock, Covey, Blackwell, Hickman, Johnson and Jackson of the House and Lawler of the Senate.

An Act relating to motor vehicles; creating the Harvest Regulation Reform Act of 2006; providing for availability of permits; providing for fee; specifying permit information requirements; providing for permit extensions; providing for filing; providing scale location limitations; amending 47 O.S. 2001, Section 1134, which relates to fees for farm vehicles; modifying permit requirements; providing for codification; and providing an effective date.

HB 2906 – By Peterson (Ron) and Rousselot of the House and Easley of the Senate.
(public finance - amending 62 O.S., Sections 2004 and 2006 - Rural Economic Action Plan - effective date – emergency)

HB 2908 – By Peterson (Ron) of the House and Pruitt of the Senate.

An Act relating to insurance; creating privilege for insurance compliance self-evaluative audit; prohibiting person performing audit from being examined; allowing for voluntary submission of audit document; allowing document certain protections; limiting privilege if waived; providing for in camera determination by court for civil or criminal proceedings; allowing for filing of petition if request made for audit; allowing court to compel disclosure if certain conditions are met; requiring entity claiming privilege to prove privilege; allowing for stipulations to privilege; limiting scope of privilege; defining terms; providing for applicability of act; limiting effect of act on other statutory privileges; providing for codification; and declaring an emergency.

HB 2934 – By Peterson (Ron) of the House and Aldridge of the Senate.

An Act relating to insurance; amending 36 O.S. 2001, Section 1628, which relates to securities deposited under the Oklahoma Insurance Code; modifying definitions; providing an effective date; and declaring an emergency.

HB 2935 – By Liotta, Bingman, Dorman, Liebmann and Rousselot of the House and Mazzei of the Senate.

(public finance - risk assessments – codification - effective date – emergency)

HB 2937 – By Liotta, Dorman and Rousselot of the House and Shurden of the Senate.

An Act relating to state government; amending 74 O.S. 2001, Section 78, as amended by Section 1, Chapter 511, O.S.L. 2004 (74 O.S. Supp. 2005, Section 78), which relates to the Fleet Management Division; requiring report; requiring certain rules to be promulgated; restricting the use of certain vehicles; requiring the titling of certain vehicles; providing for codification; providing an effective date; and declaring an emergency.

HB 2940 – By Liotta, Armes, Billy, Bingman, Denney, DeWitt, Dorman, Ellis, Glenn, Hickman, Liebmann, Pruett, Roggow, Rousselot, Walker, Balkman, Braddock, Cargill, Dank, Jones, McCarter, Nations, Peters, Smaligo, Trebilcock, Winchester, Benge, Askins, Auffet, Blackburn, Coody, Cooksey, DePue, Deutschendorf, Duncan, Hiatt, Jett, Johnson,

Kern, Martin, McMullen, Peterson (Pam), Richardson, Sullivan, Terrill, Thompson and Tibbs of the House and Shurden and Myers of the Senate.

(transportation - amending 47 O.S., Section 1104 – fees - amending 68 O.S., Sections 500.6 and 1004 - Motor Fuel Tax Code - amending 69 O.S., Sections 636.1, 664 and 1521 - transportation financing – codification - effective date – emergency)

HB 2955 – By Hickman, Armes, DeWitt, Denney, Blackwell, Billy, Ellis, Glenn, Pruett, Roggow, Walker and Braddock of the House and Laughlin of the Senate.

(agriculture - Oklahoma Department of Agriculture, Food, and Forestry – plan – codification – emergency)

HB 2980 – By Jett of the House and Gumm of the Senate.

An Act relating to economic development; enacting the Oklahoma International Marketing and Development Act of 2006; making designations of counties as Foreign Trade Zones; imposing certain duties upon state governmental entities with respect to web sites and information publications; imposing duty upon Oklahoma Department of Commerce with respect to certain publication; requiring translation of information into designated foreign languages; providing for codification; providing for noncodification; providing an effective date; and declaring an emergency.

HB 2982 – By Jett of the House and Corn of the Senate.

An Act relating to prisons and reformatories; amending 57 O.S. 2001, Section 549.1, as amended by Section 1, Chapter 59, O.S.L. 2003 (57 O.S. Supp. 2005, Section 549.1), which relates to the purchase of prison industries goods and services; clarifying statutory language; directing the Department of Corrections to provide labor and produce materials for historic sites and state parks upon request of certain agencies; and providing an effective date.

HB 2984 – By Jett, Hilliard, Hyman, Roan and Shoemake of the House and Shurden of the Senate.

An Act relating to the environment; amending 2 O.S. 2001, Section 16-24.1, which relates to lawful burning; expanding certain instances of lawful burning; amending 21 O.S. 2001, Sections 1753.3 and 1761.1, which relate to litter; modifying definition; providing penalties for flaming or glowing litter; providing for additional penalties for flaming or glowing litter during a burn ban; and providing an effective date.

HB 2999 – By Winchester, McMullen, Smithson and Brannon of the House and Johnson (Mike) of the Senate.

(children - Department of Human Services - cooperative agreements - repealing nine sections in Title 10 - Department of Juvenile Justice – codification - effective date)

HB 3001 – By Cooksey, Balkman, Braddock, Nations, Terrill, Walker, Martin, Richardson, DePue and Nance of the House and Aldridge of the Senate.

An Act relating to public health and safety; requiring State Department of Health to establish and implement program to fund certain entities; providing certain qualifications for services; directing submission of annual status reports; allowing for contracting with

certain providers; stating exception; requiring promulgation of rules; defining phrase; stating information, counseling and services to be provided; creating the Alternatives-to-Abortion Services Revolving Fund; specifying purpose; providing for deposits and expenditures; providing restrictions upon use of fund; providing for codification; and providing an effective date.

HB 3011 – By Morgan (Fred) of the House and Laster of the Senate.

An Act relating to the Uniform Commercial Code; amending 12A O.S. 2001, Sections 3-103, 3-106, 3-116, 3-119, 3-305, 3-309, 3-312, 3-419, 3-602, 3-604 and 3-605, which relate to Article 3 of the Uniform Commercial Code pertaining to negotiable instruments; adding definitions; removing definitions covered by other articles; modifying terminology to reflect inscription of information in medium other than written document; eliminating certain discharge provision covered by another provision of law; providing for consistency in application of laws; modifying circumstances for which a person not in possession of an instrument is entitled to enforcement; providing effect of signature by accommodation party; providing for recourse by accommodation party against accommodated party; providing effect of payment if payment is to person formerly entitled to enforcement; providing adequacy of notice; providing when payment discharges obligation; providing that transferees and certain other parties are deemed to have notice of payment after certain date; defining term; providing for discharge of secondary obligors; and providing an effective date.

HB 3012 – By Morgan (Fred) of the House and Laster of the Senate.

An Act relating to the Uniform Commercial Code; amending 12A O.S. 2001, Sections 4-102, 4-104, as amended by Section 56, Chapter 140, O.S.L. 2005, 4-105, 4-212, 4-301 and 4-403 (12A O.S. Supp. 2005, Section 4-104), which relate to Article 4 of the Uniform Commercial Code which pertains to bank deposits and collections; stating applicable law for certain liability; eliminating definition now covered by another article; modifying reference to definition in another article; modifying terminology to reflect inscription of information in medium other than written document; modifying circumstances under which payor bank may revoke settlement and recover any settlement made; amending 12A O.S. 2001, Section 4A-505, which relates to period of objection to debit of consumer accounts; allowing for modification of period, with limitation; and providing an effective date.

HB 3023 – By Roggow and Winchester of the House and Corn of the Senate.

(public finance - amending 68 O.S., Section 1004 - REAP Water Projects Fund - revenue - codification – effective date - emergency)

HB 3024 – By Roggow and Balkman of the House and Laster of the Senate.

An Act relating to waters and water rights; amending 82 O.S. 2001, Section 1020.16, which relates to licensing of well drillers and pump installers; adding procedures and requirements for licensing of certain persons by the Oklahoma Water Resources Board; authorizing certain inspection; adding authorization for certain administrative fines; stating legislative findings; authorizing the towing and impoundment of certain equipment; providing requirements and procedures regarding towing and impoundment; providing for codification; and declaring an emergency.

HB 3038 – By Cargill of the House and Coffee of the Senate.

An Act relating to courts; authorizing business courts accept assignments of certain cases; listing certain legal actions to be assigned to business courts; clarifying parties of actions subject to business courts; listing certain legal actions prohibited from business courts; providing for codification; and providing an effective date.

HB 3042 – By Peters of the House and Cain of the Senate.

An Act relating to children; amending 10 O.S. 2001, Section 601.1 which relates to membership of the Oklahoma Commission on Children and Youth; modifying terms of office; and declaring an emergency.

HB 3084 – By Morgan (Fred) of the House and Laster of the Senate.

An Act relating to the Uniform Commercial Code; amending 12A O.S. 2001, Sections 2A-103, as last amended by Section 2, Chapter 473, O.S.L. 2005, 2A-211, 2A-303 and 2A-506 (12A O.S. Supp. 2005, Section 2A-103), which relate to Article 2A of the Uniform Commercial Code, pertaining to leases; modifying definitions; modifying scope of warranties; clarifying limitations on alienability of interest under lease contract; excluding consumer leases and actions for indemnity from statute of limitation provision; amending Section 16, Chapter 139, O.S.L. 2005 (12A O.S. Supp. 2005, Section 1-303), which relates to course of performance, course of dealing, and usage of trade; modifying statutory reference; and providing an effective date.

HB 3115 – By Peterson (Ron), Terrill, Tibbs, Rousselot, Morgan (Danny), Lamons, Worthen, Thompson, Smithson, Brannon, McDaniel, Dorman and Pruett of the House and Williamson of the Senate.

(motor vehicle insurance - online verification system - amending 36 O.S., Sections 3636 and 942 - amending 3 sections in Title 47 - suspension of driving privilege – codification - effective date – emergency)

HB 3116 – By Peterson (Ron) and Nance of the House and Fisher of the Senate.

(revenue and taxation - amending seven sections in Title 68 - cigarette and tobacco tax - Joint Committee on State-Tribal Relations – codification – emergency)

HB 3119 – By Terrill, Dank and Rousselot of the House and Rabon and Corn of the Senate.

(illegal immigration – Oklahoma Taxpayer and Citizen Protection Act – amending 21 O.S., Section 1550.42 - identification documentation – amending 26 O.S., Section 4-112 – voter registration – codification – noncodification – effective dates)

HB 3120 – By Hiatt, Morgan (Fred), Sullivan, Blackwell, Armes, Denney, DeWitt, Roggow, Billy, Hickman and Cox of the House and Coffee of the Senate.

An Act relating to tort reform; creating the Common Sense in the Courtroom Act of 2006; providing short title; amending 5 O.S. 2001, Sections 7 and 9, which relate to attorney fees; modifying maximum percentage of allowable attorney fees; providing exception; prohibiting attorney fees for punitive damages; providing for determination of attorney fees in class actions; requiring plaintiffs to sign representation agreements;

providing method of calculating attorney fees for class action cases; providing for judicial discretion to modify the fee award; requiring attorney fees to include noncash benefits in certain circumstances; defining terms; establishing a statute of repose for product liability actions; amending Section 2, Chapter 368, O.S.L. 2004 (12 O.S. Supp. 2005, Section 130) and 12 O.S. 2001, Sections 134 and 137, which relate to venue; modifying venue for certain actions; authorizing the court to decline to exercise jurisdiction under the doctrine of forum non conveniens; providing factors that the court may consider; providing that improper venue does not toll statute of limitations; requiring each plaintiff to establish venue in cases in which there are multiple plaintiffs; providing for interlocutory appeal; amending 12 O.S. 2001, Sections 683 and 684, as amended by Sections 3 and 4, Chapter 368, O.S.L. 2004 (12 O.S. Supp. 2005, Sections 683 and 684), which relate to dismissal; modifying procedure for dismissal without court order; providing that certain actions shall be dismissed with prejudice; amending Section 7, Chapter 368, O.S.L. 2004 (12 O.S. Supp. 2005, Section 727.1), which relates to interest on judgments; limiting applicability of prejudgment interest to actions filed prior to a certain date; amending 12 O.S. 2001, Section 832, which relates to contribution; limiting right to contribution; amending 12 O.S. 2001, Section 990.4, as last amended by Section 6, Chapter 1, O.S.L. 2005 (12 O.S. Supp. 2005, Section 990.4), which relates to stay of enforcement of judgments, decrees and final orders; providing maximum amount for bond; modifying court authority to lower amount of bond; requiring the court to enter certain orders to prevent dissipation or diversion; amending 12 O.S. 2001, Section 993, which relates to interlocutory appeals from certain orders; modifying grounds for interlocutory appeals; providing standard for making certain determination; requiring the Supreme Court to make certain determination within certain time; providing that action in the trial court is stayed in certain circumstances; amending 12 O.S. 2001, Section 1101, which relates to offer of judgment; clarifying language; amending 12 O.S. 2001, Sections 2004, as amended by Section 7, Chapter 402, O.S.L. 2002, 2008, 2009 and 2011, as amended by Section 10, Chapter 368, O.S.L. 2004 (12 O.S. Supp. 2005, Sections 2004 and 2011), which relate to the Oklahoma Pleading Code; modifying time limit for service; modifying monetary threshold for which amount of damages is not specified; limiting the amount of damages that may be recovered under certain circumstances; modifying definition; amending Section 1, Chapter 370, O.S.L. 2004 (12 O.S. Supp. 2005, Section 2011.1), which relates to frivolous claims or defenses; modifying definition; providing for pretrial conferences; providing monetary requirement; limiting amount of damages that may be recovered; amending 12 O.S. 2001, Section 2023, which relates to class actions; requiring the court to hear and rule on certain motions before making a determination on certifying a class; providing effect of interlocutory appeal in certain circumstances; requiring potential class members to request inclusion in the class; providing procedure for summary judgment; providing that evidence of remarriage of a surviving spouse is admissible in wrongful death actions; amending 12 O.S. 2001, Section 2702, which relates to testimony by experts; providing requirements for expert testimony; providing role of the court; providing for interpretation; amending 12 O.S. 2001, Section 3226, as last amended by Section 3, Chapter 519, O.S.L. 2004 (12 O.S. Supp. 2005, Section 3226), which relates to discovery; eliminating requirement that a party produce certain agreement; requiring certain disclosures prior to discovery request; stating legislative intent in construing the Oklahoma Consumer Protection Act; amending 15 O.S. 2001, Sections 754 and 761.1, which relate to liability under the Oklahoma Consumer Protection Act; modifying

exclusions from the Oklahoma Consumer Protection Act; requiring actual damages incurred by person bringing private action; amending 23 O.S. 2001, Section 9.1, as amended by Section 1, Chapter 462, O.S.L. 2002 (23 O.S. Supp. 2005, Section 9.1), which relates to punitive damages; modifying factors to be considered in awarding punitive damages; requiring presentation of prima facie evidence for punitive damages claims prior to certain discovery; limiting punitive damage award based on net worth of defendant, with exceptions; providing for determination of net worth; providing that portion of punitive damage award in medical liability actions escheats to the state to certain fund; amending Section 18, Chapter 368, O.S.L. 2004 (23 O.S. Supp. 2005, Section 15), which relates to joint and several liability; modifying exceptions to severability; providing exception; providing for reduction of damages if the plaintiff has settled with one or more persons; amending 23 O.S. 2001, Section 61, which relates to the measure of damages for the breach of obligations not arising from contract; providing that compensation from collateral sources shall be admitted into evidence and may be deducted from damages awarded; providing proof of certain losses must be in the form of a net loss after reduction for income tax payments or unpaid tax liability; providing limits of liability for noneconomic damages for certain actions; defining term; amending 47 O.S. 2001, Section 11-1112, as last amended by Section 1, Chapter 361, O.S.L. 2005 (47 O.S. Supp. 2005, Section 11-1112), which relates to child passenger restraint systems; eliminating prohibitions against admissibility of certain evidence in civil actions; limiting liability for certain entities; amending Sections 4 and 7, Chapter 390, O.S.L. 2003 and Section 24, Chapter 368, O.S.L. 2004 (63 O.S. Supp. 2005, Sections 1-1708.1D, 1-1708.1G and 1-1708.1I), which relate to the Affordable Access to Health Care Act; requiring receipt of compensation for injury be admitted into evidence for certain purposes; limiting recovery for payment of medical bills; removing courts right to make certain determination; providing limits of liability in certain civil actions against hospitals, hospital systems and certain persons, with exceptions; requiring written acknowledgment; limiting applicability of prejudgment interest to medical liability actions filed prior to a certain date; mandating certain qualifications for expert witnesses; modifying criteria for determining if an expert is qualified to offer expert testimony; providing for payment of future losses in medical liability actions; amending 63 O.S. 2001, Section 1-1709.1, as last amended by Section 2, Chapter 558, O.S.L. 2004 (63 O.S. Supp. 2005, Section 1-1709.1), which relates to peer review information; providing that certain information, recommendations and actions are not subject to discovery; creating the Education Quality and Protection Act; providing short title; stating legislative findings; stating purpose of the act; providing definitions; limiting the liability of educational entities and education employees for certain actions; stating standard of proof; limiting the liability of educational entities and education employees for certain reporting; prohibiting punitive or exemplary damages against an educational entity or education employee; making it unlawful to make a false criminal report against an education employee; providing punishment; limiting application for statements against certain persons; providing for effect on other laws; providing for the award of costs and attorney fees; authorizing expert witness fees; providing that existence of liability insurance is not a waiver of any defense; providing for the applicability of other laws; amending 76 O.S. 2001, Sections 10 and 14, as amended by Sections 26 and 30, Chapter 368, O.S.L. 2004, and as renumbered by Section 67, Chapter 368, O.S.L. 2004 (2 O.S. Supp. 2005, Sections 16-71.1 and 16-71.5), which relate to the Oklahoma Limitation of Liability for Farming and Ranching Land Act; clarifying

scope of application; eliminating inconsistent reference to standard of care; amending 76 O.S. 2001, Section 25, which relates to professional review bodies; providing that certain information is not subject to discovery; prohibiting testimony by certain persons; amending 76 O.S. 2001, Section 31 and Section 34, Chapter 368, O.S.L. 2004 (76 O.S. Supp. 2005, Section 32), which relate to civil immunity for volunteers, charitable organizations, not-for-profit corporations and volunteer medical professionals; modifying definition; expanding immunity for volunteer medical professionals; creating the Common Sense Consumption Act; providing short title; stating legislative intent; defining terms; providing immunity from civil liability for certain claims; providing exception; providing pleading requirements; providing for stay of discovery and other proceedings in certain circumstances; providing scope of claims covered; creating the Product Liability Act; providing short title; defining terms; providing that a manufacturer or seller shall not be liable for inherently unsafe products; providing procedures and requirements in actions alleging design defect; providing elements a claimant must prove in certain actions against manufacturers or sellers of firearms or ammunition; limiting liability of nonmanufacturing sellers; providing rebuttable presumption in actions relating to pharmaceutical products; providing rebuttable presumption concerning compliance with government standards; defining term; making evidence regarding measures taken after injury inadmissible; requiring filing of certain affidavit and procedures therefor; limiting liability of certain corporations for successor asbestos-related liabilities; repealing Section 8, Chapter 368, O.S.L. 2004 (12 O.S. Supp. 2005, Section 832.1), which relates to indemnification product liability actions; repealing Section 9, Chapter 390, O.S.L. 2003 (12 O.S. Supp. 2005, Section 150), which relates to medical liability actions; repealing 23 O.S. 2001, Section 103, which relates to personal injury actions asserted in bad faith; repealing 47 O.S. 2001, Section 12-420, as amended by Section 13, Chapter 50, O.S.L. 2005 (47 O.S. Supp. 2005, Section 12-420), which relates to inadmissibility of evidence in civil actions of failure to use seatbelt; repealing Section 6, Chapter 390, O.S.L. 2003, as amended by Section 21, Chapter 368, O.S.L. 2004, and Section 22, Chapter 368, O.S.L. 2004 (63 O.S. Supp. 2005, Sections 1-1708.1F and 1-1708.1F-1), which relate to limits on noneconomic damages in medical liability actions; providing for codification; providing for noncodification; providing severability; and providing an effective date.

HB 3124 – By Hiatt, Terrill, Adkins, Dank, Balkman, Calvey, Cooksey, Denney, DePue, Duncan, Johnson, Jones, Martin, Miller (Doug), Miller (Ken), Morgan (Fred), Nance, Peterson (Pam), Sullivan, Sweeden, Winchester and Worthen of the House and Mazzei of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2001, Section 2355, as last amended by Section 10, Chapter 381, O.S.L. 2005 (68 O.S. Supp. 2005, Section 2355), which relates to income tax rates upon individuals; modifying rate applicable to certain increment of income; and providing an effective date.

HJR 1048 – By Newport, Dank, Terrill, Morgan (Fred) and Calvey of the House and Lamb of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 8C of Article X of the Constitution

of the State of Oklahoma; modifying provisions related to valuation of certain homesteads; modifying definition of gross household income; providing ballot title; and directing filing.

HJR 1057 – By Liotta, Duncan, Calvey, Dank, Perry, Tibbs, Armes, Auffet, Billy, Coody, Cooksey, Denney, DePue, Dorman, Harrison, Jones, Kern, Martin, McMullen, McPeak, Miller (Doug), Nance, Peterson (Pam), Peterson (Ron), Pruett, Reynolds, Rousselot, Sherrer, Shumate, Sullivan, Terrill, Thompson, Trebilcock and Wesselhoft of the House and Jolley of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 24 of Article II of the Constitution of the State of Oklahoma; providing criteria to assist the determination of the type of use for certain property; providing ballot title; and directing filing.

HJR 1058 – By Wesselhoft, Banz, Nance, Morrissette, Terrill, Dank, Dorman, Rousselot, Lindley, Calvey, Liotta, Morgan (Fred), Perry and Braddock of the House and Leftwich of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 8E of Article X of the Constitution of the State of Oklahoma; modifying provisions related to homestead exemption for certain disabled veterans; providing for homestead exemption amount based upon disability percentage; imposing certain limitations with respect to disability percentage; providing ballot title; and directing filing.

The above-numbered measures were read the first time.

INTRODUCTIONS

Senator Mike Johnson introduced his granddaughter, Kensington Judith Lynn Johnson, his daughter-in-law, Michelle Johnson, and his wife, Judy; and Senator Branan introduced his wife Connell, his children, Langley and Ford, his mother, Lettie Douglass, Connell's parents, Dr. Mark and Leila Sullivan, and Connell's grandmother, Francis Bennett, to the Senate. Senator Coffee asked unanimous consent, which was granted, that Langley and Ford be named Honorary President Pro Tempores for this legislative day.

CHANGE IN COMMITTEE ASSIGNMENT

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

HB 2685 – withdrawn from Appropriations Committee and referred to Business and Labor.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1497, 2055, 2098, 2109, 2111, 2116, 2121, 2147, 2157, 2158, 2356, 2366, 2376, 2399, 2412, 2431, 2469, 2474, 2485, 2505, 2540, 2558, 2561, 2581, 2684, 2688, 2747, 2761, 2763, 2766, 2811, 2829, 2844, 2864, 2958, 2960, 2986, 3002, 3004, 3008, 3009, 3041, 3045, 3078, 3122, 3123 and 3125 and HJR 1035, 1051 and 1066.**

HB 1497 – By Winchester of the House and Laster of the Senate.

(motor vehicles – amending Sections 582, 591.10 and 591.11 - used motor vehicle and parts dealers - effective date – emergency)

HB 2055 – By Trebilcock, Lamons and Nations of the House and Anderson of the Senate.

An Act relating to ethics; prohibiting certain persons and entities from making political contributions during certain period of time; prohibiting certain persons from accepting political contributions during certain period of time; providing exceptions; providing penalties; defining term; prohibiting knowingly paying or receiving contributions in certain places; providing exception; providing penalty; amending Rule 257:20-1-4 of the Rules of the Ethics Commission (74 O.S. 2001, Ch. 62, App.), which relates to the misuse of office by state officers or state employees; prohibiting legislators and statewide elective officers from appearing in certain announcements and ads during certain period of time; defining terms; providing for codification; and providing an effective date.

HB 2098 – By Dank, Terrill and Liebmann of the House and Coffee of the Senate.

(revenue and taxation - amending 68 O.S., Section 2358 - taxable income – exemption - effective date)

HB 2109 – By Martin, Duncan, Kiesel, Nance and Peterson (Pam) of the House and Ford of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1533.1, as amended by Section 1, Chapter 279, O.S.L. 2004 (21 O.S. Supp. 2005, Section 1533.1), which relates to identity theft; modifying penalty; and providing an effective date.

HB 2111 – By Cox and Nance of the House and Wyrick of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 644, as last amended by Section 9, Chapter 348, O.S.L. 2005 (21 O.S. Supp. 2005, Section 644), which relates to assault and battery; providing penalties for certain prohibited acts; amending Section 1, Chapter 209, O.S.L. 2003 (21 O.S. Supp. 2005, Section 1125), which relates to restrictions on sex offenders; expanding scope of crime; modifying penalties; amending 22 O.S. 2001, Sections 60.6, as last amended by Section 16, Chapter 348, O.S.L. 2005 and 60.9 (22 O.S. Supp. 2005, Section 60.6), which relate to Protection from Domestic Abuse Act; modifying penalties; requiring the arrest of persons under certain circumstances; expanding exemptions; amending 57 O.S. 2001, Section 584, as last amended by Section 9, Chapter 465, O.S.L. 2005 and Section 1, Chapter 223, O.S.L. 2003 (57 O.S. Supp. 2005, Sections 584 and 590), which relate to registration requirements and

residency restrictions of convicted sex offenders; expanding scope of registration requirements; modifying address verification requirement; clarifying prohibited act; modifying penalties; and providing an effective date.

HB 2116 – By Cooksey and Terrill of the House and Paddock of the Senate.
(public health and safety - chronic kidney disease - cost savings – codification - effective date)

HB 2121 – By Sherrer, Adkins, Dorman, Auffet, Brannon, Brown, Covey, DePue, Duncan, Hilliard, Hyman, Kiesel, Lindley, McCarter, McMullen, Morgan (Danny), Pruett, Roan, Rousselot, Shoemake, Smithson and Turner of the House and Paddock of the Senate.
(revenue and taxation - tax credit – wildfires – codification - effective date)

HB 2147 – By Piatt of the House and Gumm of the Senate.
An Act relating to banks and banking; creating Task Force for the Study of State Banking Services; providing for membership of Task Force; requiring organizational meeting; providing for selection of officers; prescribing quorum requirement; authorizing meetings; requiring study of certain laws related to banking services; authorizing final report; prescribing procedures with respect to report; providing for travel reimbursement; providing for travel reimbursement to legislators; requiring staff assistance; requiring assistance and access to information with respect to state entities; providing for applicability of Oklahoma Open Meeting Act and Oklahoma Open Records Act; providing for termination of authority; providing for codification; providing an effective date; and declaring an emergency.

HB 2157 – By Piatt of the House and Lerblance of the Senate.
An Act relating to banks and trust companies; amending 6 O.S. 2001, Section 427, which relates to banks serving as a trustee of a bond issue of a public body; providing penalty; and providing an effective date.

HB 2158 – By Kern, Calvey, Terrill, Duncan and DePue of the House and Aldridge of the Senate.
(libraries – expending funds – action and policies – reimbursement – codification – effective date)

HB 2356 – By Liotta, Askins, Braddock, Covey, Deutschendorf, Gilbert, Hyman, Kiesel, Lindley, McCarter, Nations, Roan, Shelton, Shoemake, Staggs and Walker of the House and Capps of the Senate.
An Act relating to economic development; amending 74 O.S. 2001, Section 5060.4, as amended by Section 5, Chapter 484, O.S.L. 2002 (74 O.S. Supp. 2005, Section 5060.4), which relates to the Oklahoma Center for the Advancement of Science and Technology; modifying definitions; authorizing development and implementation of Oklahoma Nanotechnology Applications Project; designating certain areas of focus for purposes of program; authorizing Board of Directors to make awards of funds or professional service contracts based upon certain findings; providing for purpose of awards; providing for codification; providing an effective date; and declaring an emergency.

HB 2366 – By Jett of the House and Riley of the Senate.

An Act relating to children; amending 10 O.S. 2001, Section 1116.2, as amended by Section 2, Chapter 445, O.S.L. 2002 (10 O.S. Supp. 2005, Section 1116.2), which relates to postadjudication review boards; authorizing transfer of appointment under certain circumstances; providing for the appeal of certain appointment decision; amending 10 O.S. 2001, Sections 7302-3.1, 7302-5.4, 7302-6.3, 7302-6.6, 7302-6.9, 7303-1.2, 7303-4.6, as last amended by Section 1, Chapter 226, O.S.L. 2005, 7303-5.3, as amended by Section 5, Chapter 473, O.S.L. 2002 and 7303-8.6 (10 O.S. Supp. 2005, Sections 7303-4.6 and 7303-5.3), which relate to the Oklahoma Juvenile Code; authorizing Office of Juvenile Affairs to enter into certain contracts with certain persons; requiring motion be filed prior to certain date; clarifying purpose for retaining custody of child; clarifying custody provision of child retained under court jurisdiction for certain purposes; authorizing inspection of mail; providing an exception; requiring notification under certain circumstances; deleting specified youth camp; authorizing Department to enter into certain contracts; modifying statement of intent; deleting regimented juvenile training program requirements, eligibility and administrative provisions; prohibiting placement of child in jail, lockup or detention facility for violation of certain municipal ordinances; providing time limitations for placement of child in detention facility; providing an exception; replacing military mentor program with counseling program; deleting certain definition; modifying scope of disposition orders; allowing Office of Juvenile Affairs and court to request certain agreement under certain circumstance; prohibiting transportation of juveniles under certain circumstance; and providing an effective date.

HB 2376 – By Shoemake, Brown, Covey, Glenn, Hyman, McCarter and Walker of the House and Garrison of the Senate.

(economic development - Oklahoma Livestock Industry Development Act of 2006 – codification - effective date – emergency)

HB 2399 – By Hastings of the House and Crain of the Senate.

(public health and safety – amending 63 O.S., Section 1-1950.1 – criminal arrest checks – effective date)

HB 2412 – By Jackson and Braddock of the House and Bass of the Senate.

An Act relating to cities and towns; amending 11 O.S. 2001, Section 43-101.1, as last amended by Section 1, Chapter 335, O.S.L. 2004 (11 O.S. Supp. 2005, Section 43-101.1), which relates to buildings and zoning; modifying municipal authorization to enact certain ordinance; modifying area of restriction or prohibition; expanding certain conduct subject to restriction or prohibition; clarifying certain reference; expanding the type of operations that are subject to protection by ordinance; and providing an effective date.

HB 2431 – By Piatt, Hyman and Hilliard of the House and Crutchfield of the Senate.

An Act relating to tourism and recreation; providing certain employees at Murray State Park or Lake Murray Lodge with employment opportunities with a successor operator; requiring employees to be qualified for employment; directing the Oklahoma Tourism and Recreation Department to develop a severance package for employees affected by certain closures; creating the Oklahoma State Park Trust Fund; making the Oklahoma Tourism and

Recreation Commission trustees of the Trust Fund; providing for utilization of Trust Fund; requiring the Commission to give certain priority for funding; specifying sources of monies for the Trust Fund; limiting expenditure of Trust Fund monies; directing the Commission to utilize oil and gas royalty payments for certain purposes; requiring the Commission to give priority for funding to certain state parks; establishing duties of the Commission as trustees of the Trust Fund; authorizing the Commission to procure liability insurance; directing the Commission to utilize certain investment policy; requiring all investments of the Trust Fund to comply with certain guidelines; providing for placement of Trust Fund with a custodian; establishing duties and requirements for the custodian; directing the Commission to develop an investment plan; requiring the Commission to compile quarterly financial reports and an annual report; stating contents of the reports; prohibiting a fiduciary of the Trust Fund to cause certain transactions to occur; prohibiting a fiduciary from taking certain actions; allowing a fiduciary to make certain investments and provide certain services; specifying actions that make a person or financial institution a fiduciary of the Trust Fund; providing for codification; and declaring an emergency.

HB 2469 – By Case, Covey, Lindley, Blackburn, McCarter, Dorman, Walker, Blackwell and Armes of the House and Bass and Easley of the Senate.

(revenue and taxation - amending 68 O.S., Section 2357.32A - Oklahoma income tax credits - zero-emission facilities - effective date)

HB 2474 – By Perry of the House and Hobson of the Senate.

An Act relating to roads, bridges and ferries; amending 69 O.S. 2001, Section 1709, which relates to turnpikes; authorizing the Oklahoma Turnpike Authority to enter into certain transactions; requiring certain approval by the Oklahoma State Bond Advisor and the Council of Bond Oversight; and declaring an emergency.

HB 2485 – By Nance, Sullivan, Glenn, Wright, Balkman, Dank, Shelton and Brown of the House and Laster of the Senate.

(public health and safety - amending 63 O.S., Section 2-101 - Uniform Controlled Dangerous Substances Act – codification - effective date)

HB 2505 – By Tibbs and Nance of the House and Williamson of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 2001, Section 991f, which relates to restitution; adding considerations for calculation of restitution; expanding procedures for collection; and providing an effective date.

HB 2540 – By Kern of the House and Reynolds of the Senate.

An Act relating to schools; allowing boards of education of school districts to employ persons licensed and certified pursuant to section; stating requirements for one-year internship; providing additional qualifications for one-year internship; requiring school districts to report internships to the State Board of Education; providing for evaluation of person upon completion of internship; clarifying application of certain laws; requiring the Board to review candidate submissions from school districts; directing the State Board of Education to issue a license to teach to persons who meet certain requirements; providing

for issuance of a temporary license; specifying responsibility for cost of criminal history record; providing for codification; and providing an effective date.

HB 2558 – By Peters and Adkins of the House and Crain of the Senate.

(revenue and taxation – exemption from sales tax – codification – effective date – emergency)

HB 2561 – By Peters, Askins and Morrissette of the House and Paddock of the Senate.

An Act relating to domestic violence; amending 10 O.S. 2001, Section 7003-3.7, which relates to the Oklahoma Children’s Code; requiring annual, specialized training for certain persons; providing for the development of certain manual; requiring certification; requiring public access to manual; requiring annual review and periodic revisions to manual; amending 12 O.S. 2001, Section 1633, which relates to change of name; providing exception for publication of notice for domestic violence victims; amending 21 O.S. 2001, Section 644, as last amended by Section 9, Chapter 348, O.S.L. 2005 (21 O.S. Supp. 2005, Section 644), which relates to domestic abuse; modifying scope of treatment or counseling requirement; amending 22 O.S. 2001, Section 1602, as amended by Section 17, Chapter 348, O.S.L. 2005 (22 O.S. Supp. 2005, Section 1602), which relates to the Domestic Violence Fatality Review Board; modifying membership of Board; amending 43 O.S. 2001, Sections 107.3, as last amended by Section 20, Chapter 3, O.S.L. 2003, 109, 111.1 and Section 8, Chapter 400, O.S.L. 2002 (43 O.S. Supp. 2005, Sections 107.3 and 112.3), which relate to custody of children; requiring annual, specialized training for guardian ad litem; providing for the development of certain manual; requiring certification; requiring public access to manual; requiring annual review and periodic revisions to manual; providing for determination of domestic violence; providing for admissibility of certain convictions and orders; defining term; authorizing visitation under certain circumstances; providing guidelines for visitation order; stating factors to be considered by the court; requiring termination of visitation under certain circumstances; requiring address be kept confidential upon request; prohibiting access to certain records; providing for finding of domestic violence; and providing an effective date.

HB 2581 – By Jones of the House and Cain of the Senate.

(public health and safety - Oklahoma Health Care Authority – codification - effective date)

HB 2684 – By Newport of the House and Anderson of the Senate.

An Act relating to workers’ compensation; providing for execution of certain affidavits by certain persons and providing procedures; authorizing the Insurance Commissioner to collect certain fees; providing for deposit of certain fees; prohibiting certain activities; providing penalties; amending 85 O.S. 2001, Section 11, which relates to liability for compensation; modifying reference; providing for codification; and declaring an emergency.

HB 2688 – By Ellis, DeWitt, Blackwell, Armes, Dorman, Denney, Billy, Braddock, Glenn, Hickman, Pruett, Roggow, Walker and Hiett of the House and Shurden of the Senate.

(revenue and taxation - amending 68 O.S., Section 2358 - taxable income - rehabilitation costs - effective date)

HB 2747 – By Calvey of the House and Rabon of the Senate.

An Act relating to intoxicating liquors; amending 37 O.S. 2001, Section 231, as last amended by Section 1, Chapter 479, O.S.L. 2005 (37 O.S. Supp. 2005, Section 231), which relates to low-point beer; authorizing manufacturers, importers, wholesalers, or other holders of basic permits for low-point beer issued by the United States Secretary of the Treasury to offer discounts based upon the volume of low-point beer purchased by retailers; requiring discount to be offered equally to all purchasing retailers; and providing an effective date.

HB 2761 – By Balkman, Duncan, Auffet, Denney, Ingmire, Kern, Lamons, Nance, Peterson (Pam), Shelton, Sherrer and Wesselhoft of the House and Nichols of the Senate.

(Oklahoma Identity Theft Act - security freeze requirements – violations – codification - effective date)

HB 2763 – By Roggow, Hickman, Pruett, Walker, DeWitt, Billy, Ellis, Glenn, Denney, Dorman, Rousselot, Armes and Hiett of the House and Anderson of the Senate.

(revenue and taxation - income tax credit – equity investment – codification - effective date)

HB 2766 – By Roggow of the House and Rabon of the Senate.

An Act relating to state government; exempting certain temporary employees of the Department of Environmental Quality from full-time-equivalency limitations; limiting temporary full-time-equivalency employees to certain percentage of total full-time-equivalency employee limit; providing for codification; providing an effective date; and declaring an emergency.

HB 2811 – By Denney and McDaniel of the House and Paddock 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 certain criteria; deleting certain criteria; defining term; deleting Alternative Placement Program terminology; adding certain requirements; deleting certain requirements; updating statutory language; deleting State Board of Education authority to grant exceptions and provide for adjunct teachers; modifying reporting requirement; modifying teacher education program requirements; authorizing the State Board of Education to suspend or revoke an Alternative Placement teaching certificate; providing an effective date; and declaring an emergency.

HB 2829 – By Billy of the House and Laster of the Senate.

An Act relating to fees; requiring payment of fee by defendants convicted of certain crimes; requiring fee be paid to municipality where arrest made; directing fee be placed in

revolving fund for certain purpose; defining term; providing for codification; and providing an effective date.

HB 2844 – By Steele, Hamilton, Shelton and Lindley of the House and Adelson of the Senate.

An Act relating to professions and occupations; enacting the Drug Reimportation Act; authorizing the Board of Pharmacy to designate Canadian pharmacies to fill prescriptions of residents of this state; providing for inspections; specifying requirements for pharmacies to qualify for designation; providing procedures and standards for filling prescriptions; prohibiting certain actions; requiring reports; requiring certain approval prior to implementation of act; providing for codification; and providing an effective date.

HB 2864 – By Coody of the House and Corn of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 431, which relates to escaped prisoners; clarifying certain procedural issues concerning escaped inmates; amending 22 O.S. 2001, Section 991d, as last amended by Section 3, Chapter 374, O.S.L. 2005 (22 O.S. Supp. 2005, Section 991d), which relates to supervision fees; modifying fee collection requirements; requiring determination of payment methods; authorizing charge of certain fee; amending 57 O.S. 2001, Sections 549, as last amended by Section 3, Chapter 159, O.S.L. 2005 and 563.3, as amended by Section 2, Chapter 476, O.S.L. 2005 (57 O.S. Supp. 2005, Sections 549 and 563.3), which relate to the Oklahoma Corrections Act of 1967; expanding scope of powers and duties of State Board of Corrections; modifying performance monitoring requirements and fee provisions; amending 57 O.S. 2001, Section 583, as last amended by Section 2, Chapter 123, O.S.L. 2005 (57 O.S. Supp. 2005, Section 583), which relates to the Sex Offenders Registration Act; expanding scope of information to be provided to offenders; authorizing enactment of certain ordinance; providing for codification; and declaring an emergency.

HB 2958 – By Calvey, Terrill, Dorman, Adkins, Balkman, Billy, Cox, Dank, Denney, Jones, Martin, Miller (Doug), Morgan (Fred), Peterson (Pam), Richardson, Sullivan, Thompson and Wesselhoft of the House and Coffee of the Senate.

An Act relating to revenue and taxation; authorizing income tax credit for certain minor children; defining terms; specifying amount of credit; prohibiting use of credit based upon use of child care expense credit; prohibiting use of tax credit to reduce tax liability below certain amount; providing for codification; and providing an effective date.

HB 2960 – By Sullivan, Smithson, Roan, Sherrer, Nance, Terrill, Hilliard and Balkman of the House and Laster of the Senate.

(courts - amending 20 O.S., Sections 106.3B and 106.9 - court reporters – effective date)

HB 2986 – By Jones, DeWitt, Sullivan, Walker, Cooksey, Denney, Martin, Richardson and Steele of the House and Paddack of the Senate.

(Teachers' Retirement System of Oklahoma - Education Employees Service Incentive Plan ("EESIP") - amending 70 O.S., Sections 17-101 and 17-108.1 - Teachers' Retirement

System - amending 74 O.S., Section 902 – codification - noncodification - effective date - emergency)

HB 3002 – By Morgan (Fred) of the House and Laster of the Senate.

An Act relating to the Uniform Commercial Code; amending Sections 16 and 17, Chapter 139, O.S.L. 2005 (12A O.S. Supp. 2005, Sections 1-303 and 1-304), which relate to negotiable instruments; providing scope of obligation of good faith; amending 12A O.S. 2001, Section 7-209, as amended by Section 14, Chapter 140, O.S.L. 2005 (12A O.S. Supp. 2005, Section 7-209), which relates to warehouse liens; correcting language relating to persons against whom lien or security interest is not effective; amending 12A O.S. 2001, Section 1-9-705, as amended by Section 7, Chapter 153, O.S.L. 2004 (12A O.S. Supp. 2005, Section 1-9-705), which relates to effectiveness of certain actions under Article 9 of the Uniform Commercial Code; providing rules applicable to certain financing statements; repealing 12A O.S. 2001, Section 2-208, which relates to course of performance and practical construction; and declaring an emergency.

HB 3004 – By Morgan (Fred), Perry, Blackwell, Nance, Dank and Steele of the House and Coffee of the Senate.

(crimes and punishments – amending 21 O.S., Section 1040.75 – materials harmful to minors – effective date)

HB 3008 – By Morgan (Fred) of the House and Lamb of the Senate.

(crimes and punishments - appropriating funds - codification – noncodification - effective date)

HB 3009 – By Morgan (Fred) of the House and Crain of the Senate.

(abstracting - amending 36 O.S., Section 5001 - Title Insurers - amending ten sections in Title 74 - Oklahoma Abstractors Law - repealing 74 O.S., Section 227.16 – codification - effective date)

HB 3041 – By Hastings of the House and Pruitt of the Senate.

An Act relating to insurance; amending 36 O.S. 2001, Section 6451, which relates to the Oklahoma Risk Retention Act; modifying reference; amending Section 8, Chapter 334, O.S.L. 2004 (36 O.S. Supp. 2005, Section 6470.1), which relates to the Captive Insurance Company Act; modifying reference; and providing an effective date.

HB 3045 – By Hastings of the House and Crain of the Senate.

(public finance - Oklahoma Substandard Housing Remediation Incentive Act - tax credits – codification - effective date)

HB 3078 – By Pruett, Billy, Armes, DeWitt, Denney, Blackwell, Ellis, Glenn, Hickman, Roggow, Walker and Braddock of the House and Gumm of the Senate.

(rural economic development - Rural Equity Capital Access and Promotion Act - amending 3 sections in Title 68 - Rural Business Venture Capital Formation Incentive Act – codification - effective dates)

HB 3122 – By Hiett, Terrill, Adkins, Dank, Balkman, Bingman, Cargill, Denney, DePue, Duncan, Peterson (Pam), Peterson (Ron), Sullivan, Wesselhoft and Winchester of the House and Coates of the Senate.

An Act relating to revenue and taxation; creating tax credit for contributions to certain charitable organizations; specifying amount of credit; defining terms; providing for codification; and providing an effective date.

HB 3123 – By Hiett, Nations, Steele, Denney, Balkman and Winchester of the House and Coffee of the Senate.

(medical research facility development – University Hospitals Authority – amending 63 O.S., Sections 3208, 3215 and 3217 – codification – emergency)

HB 3125 – By Hiett, Hickman, Pruett, Walker, DeWitt, Billy, Roggow, Ellis, Glenn, Denney, Terrill, Dank, Armes, Blackwell, Askins, Banz, Braddock, Calvey, Case, Cooksey, Covey, DePue, Dorman, Duncan, Hilliard, Jett, Johnson, Jones, Kern, Lamons, Liebmann, Lindley, Martin, McCarter, McMullen, Miller (Doug), Miller (Ken), Morgan (Fred), Nance, Peterson (Pam), Peterson (Ron), Rousselot, Sherrer, Sullivan, Thompson, Wesselhoft, Winchester and Worthen of the House and Laughlin of the Senate.

An Act relating to revenue and taxation; repealing 68 O.S. 2001, Sections 801, 802, 802.1, 803, 804, 805, as amended by Section 5, Chapter 458, O.S.L. 2002, 806, 807, as amended by Section 11, Chapter 472, O.S.L. 2003, 808, 809, 810, 811, as amended by Section 2, Chapter 535, O.S.L. 2004, 812, 813, 814, 815, as last amended by Section 3, Chapter 535, O.S.L. 2004, 815.1, 816, 816.1, 817, 818, 819, 820, 821, 822, 823, 824 and 825 (68 O.S. Supp. 2005, Sections 805, 807, 811 and 815), which relate to the imposition and collection of a tax on the estate of a decedent; and declaring an emergency.

HJR 1035 – By Benge, McPeak, Dorman, Auffet, Calvey, Hilliard and Terrill of the House and Crutchfield of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 23 of Article X of the Constitution of the State of Oklahoma; modifying maximum amount of surplus funds to be placed in the Constitutional Reserve Fund; providing ballot title; and directing filing.

HJR 1051 – By Calvey, Terrill, Dank, Adkins, Peterson (Ron), Morgan (Fred) and Nance of the House and Reynolds of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 8C of Article X of the Constitution of the State of Oklahoma; modifying provisions related to gross household income limitation for purposes of valuation of certain homesteads; authorizing elections by counties; authorizing waiver or repeal of gross household income limitation; prescribing process for conduct of elections; providing for effect of certain election outcome; prohibiting conduct of election within specified period after certain election outcome; providing ballot title; and directing filing.

HJR 1066 – By Calvey and Liebmann of the House and Shurden of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6 of Article XXVIII of the Constitution of the State of Oklahoma; modifying prohibition of sales of alcoholic beverages by package stores on certain days; providing ballot title; and directing filing.

The above-numbered measures were read the first time.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 21, 2006, at 1:30 p.m., which motion prevailed.

SECOND READING

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

HB 1517 – Appropriations
HB 1580 – Judiciary
HB 1863 – Finance
HB 2078 – Appropriations
HB 2081 – Finance
HB 2087 – Appropriations
HB 2102 – Health and Human Resources
HB 2115 – Appropriations
HB 2122 – Sunset Review
HB 2126 – Sunset Review
HB 2128 – Sunset Review
HB 2129 – Sunset Review
HB 2130 – Sunset Review
HB 2131 – Sunset Review
HB 2138 – Education
HB 2151 – Sunset Review
HB 2152 – Sunset Review
HB 2153 – Sunset Review
HB 2154 – Sunset Review
HB 2355 – Energy and Environment
HB 2370 – Appropriations
HB 2372 – Energy and Environment
HB 2395 – Retirement and Group Health
HB 2408 – Finance
HB 2413 – Appropriations
HB 2414 – Judiciary
HB 2421 – General Government

- HB 2424** – General Government
- HB 2425** – General Government
- HB 2463** – Finance
- HB 2465** – Appropriations
- HB 2483** – Finance
- HB 2486** – Finance
- HB 2487** – Public Safety and Homeland Security
- HB 2499** – Judiciary
- HB 2507** – Energy and Environment
- HB 2517** – Business and Labor
- HB 2529** – Judiciary
- HB 2538** – Judiciary
- HB 2539** – Finance
- HB 2548** – Finance
- HB 2554** – Appropriations
- HB 2556** – Appropriations
- HB 2559** – Judiciary
- HB 2560** – Appropriations
- HB 2577** – Appropriations
- HB 2578** – Appropriations
- HB 2588** – Finance
- HB 2589** – Education
- HB 2594** – Public Safety and Homeland Security
- HB 2603** – Energy and Environment
- HB 2605** – Agriculture and Rural Development
- HB 2608** – Education
- HB 2609** – Appropriations
- HB 2611** – General Government
- HB 2612** – General Government
- HB 2615** – Judiciary
- HB 2617** – Finance
- HB 2618** – Appropriations
- HB 2619** – Judiciary
- HB 2628** – Finance
- HB 2643** – Veterans and Military Affairs
- HB 2646** – Agriculture and Rural Development
- HB 2653** – Appropriations
- HB 2660** – Judiciary
- HB 2661** – Appropriations
- HB 2664** – Appropriations
- HB 2680** – General Government
- HB 2681** – Judiciary
- HB 2691** – Energy and Environment
- HB 2693** – Appropriations

HB 2696 – Public Safety and Homeland Security
HB 2698 – Finance
HB 2704 – Finance
HB 2707 – Judiciary
HB 2709 – Health and Human Resources
HB 2741 – Health and Human Resources
HB 2749 – Finance
HB 2750 – Judiciary
HB 2754 – Judiciary
HB 2756 – Education
HB 2758 – Appropriations
HB 2760 – Judiciary
HB 2788 – Energy and Environment
HB 2794 – Business and Labor
HB 2796 – General Government
HB 2807 – General Government
HB 2810 – Finance
HB 2812 – Finance
HB 2814 – Health and Human Resources
HB 2823 – Rules
HB 2827 – Finance
HB 2830 – Appropriations
HB 2831 – Commerce
HB 2833 – Finance
HB 2842 – Appropriations
HB 2865 – Appropriations
HB 2877 – Aerospace, Communications and Technology
HB 2882 – Appropriations
HB 2884 – Health and Human Resources
HB 2889 – General Government
HB 2907 – Health and Human Resources
HB 2911 – Business and Labor
HB 2918 – Finance
HB 2926 – Public Safety and Homeland Security
HB 2927 – Education
HB 2964 – Public Safety and Homeland Security
HB 3003 – Judiciary
HB 3015 – Energy and Environment
HB 3019 – Transportation
HB 3020 – Energy and Environment
HB 3040 – Judiciary
HB 3044 – Judiciary
HB 3085 – Judiciary
HB 3126 – Finance

MESSAGE FROM THE GOVERNOR

Advising his approval March 16, 2006, of Enrolled **SBs 1193, 1263, 1265, 1267, 1269, 1270 and 1271.**

Pursuant to the Fisher motion, the Senate adjourned at 2:00 p.m. to meet Tuesday, March 21, 2006, at 1:30 p.m.

JOURNAL CORRECTION

Page 882, Line 3, by deleting “2489” and inserting in lieu thereof “2498”

Page 883, Lines 8 -12, by deleting all language for **HB 2489** and inserting in lieu thereof:

HB 2498 – By Trebilcock of the House and Pruitt of the Senate.

An Act relating to education; amending 70 O.S. 2001, Section 6-104, which relates to sick leave; updating and clarifying statutory language; authorizing school districts to allow teachers to receive payment for or carryover unused sick leave; providing an effective date; and declaring an emergency.