

# Senate Journal

## First Regular Session of the Fifty-first Legislature of the State of Oklahoma

Thirty-sixth Legislative Day, Wednesday, April 4, 2007

The Senate was called to order by Senator Leftwich.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.—47.

Excused: Brown.—1.

Senator Leftwich declared a quorum present.

The prayer was offered by Marvin Burns, Ph.D., Dean of the School of Agriculture and Applied Sciences, Langston University, the guest of Senator Justice.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SCR 24** was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SRs 26** and **27** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

### GENERAL ORDER

**HB 1038** by Sherrer of the House and Burrage of the Senate was called up for consideration.

Senator Burrage moved that **HB 1038** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1038** was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Brown and Johnson (C).--2.

The bill passed.

**HB 1038** was properly signed and ordered returned to the Honorable House.

### **UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR**

Senator Wyrick asked unanimous consent to suspend Rule 6-4 and refer **SR 25** direct to the Calendar for consideration, which was the order.

### **GENERAL ORDER**

**SR 25** by Justice and Wyrick was called up for consideration.

All other members of the Senate asked to coauthor **SR 25**, which was the order.

**SR 25** was adopted upon motion of Senator Wyrick and referred for enrollment.

### **UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR**

Senator Nichols asked unanimous consent to suspend Rule 6-4 and refer **SR 28** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 28** by Nichols was called up for consideration.

All other members of the Senate asked to coauthor **SR 28**, which was the order.

**SR 28** was adopted upon motion of Senator Nichols and referred for enrollment.

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

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

**SB 714** - coauthored by Blackwell, Duncan, Joyner, Derby, Cooksey, Shannon, McCullough, Braddock, Peterson (Ron), Tibbs, Coody, Faught, Kern, Key, Murphey, Peterson (Pam), Reynolds, Sullivan and Terrill of the House

**SCR 23** - coauthored by all other House Members

House amendments were read on the above-numbered bills.

**MESSAGES FROM THE HOUSE**

Advising the signing of and returning Enrolled **SCR 24**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

Advising fourth reading of and transmitting for signature Enrolled **HB 1914**.

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

Pursuant to Article 5, Section 30 of the Oklahoma Constitution the House grants the request of the Honorable Senate to adjourn for more than three days beginning Thursday, April 5 and ending Monday, April 9.

**COMMITTEE REPORTS**

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

**DO PASS:**

**HB 1596** – Judiciary, remove Coffee and substitute Mazzei as principal Senate author  
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

**HB 1612** – Judiciary  
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

**HB 1772** – Judiciary  
Ayes: Adelson, Crain, Lamb, Sykes, Williamson  
Nays: Bass, Eason McIntyre, Lerblance

**DO PASS, As Amended:**

**HB 1284** – Judiciary  
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lerblance, Sykes, Williamson

**HB 1384** – Judiciary  
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

**HB 1682** – Judiciary, coauthored by Sykes of the Senate  
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

**CS for HB 1930** – Judiciary  
Ayes: Adelson, Bass, Crain, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson

**CS for HB 2050** – Judiciary  
Ayes: Adelson, Bass, Eason McIntyre, Lamb, Lerblance, Sykes, Williamson  
Nays: Crain

**BILLS THAT FAILED IN COMMITTEE**

**HJR 1042** – Judiciary  
Ayes: Crain, Lamb, Sykes, Williamson  
Nays: Adelson, Bass, Eason McIntyre, Lerblance

**EXECUTIVE NOMINATIONS**

The following executive nominations were read and referred to committee as indicated:

Bradley, Hank, Oklahoma City, as a member of the Oklahoma Development Finance Authority - Finance

Bradley, Hank, Oklahoma City, as a member of the Oklahoma Industrial Finance Authority - Finance

Senator Laughlin moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 9, 2007, at 1:30 p.m., which motion prevailed.

Pursuant to the Laughlin motion, the Senate adjourned at 10:25 a.m. to meet Monday, April 9, 2007, at 1:30 p.m.