

Senate Journal

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

Forty-second Legislative Day, Tuesday, April 17, 2007

The Senate was called to order by Senator Brogdon.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.—47.

Excused: Sweeden.—1.

Senator Brogdon declared a quorum present.

The prayer was offered by Chaplain Major Ted Wilson, Oklahoma Army National Guard, Edmond, the guest of Senator Jolley.

REPORT OF ENGROSSED AND ENROLLED MEASURES

HBs 1297, 1327, 1412, 1477, 1682, 1695, 1794, 1804, 1933 and 2064 were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 129, 161, 698, 944 and 1006 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

GENERAL ORDER

HB 2082 by Jackson et al of the House and Myers et al of the Senate was called up for consideration.

Senators Paddack, Nichols, Schulz, Lerblance and Ford asked to coauthor **HB 2082**, which was the order.

Senator Myers moved that **HB 2082** be advanced, which motion was declared adopted.

THIRD READING

HB 2082 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, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Williamson, Wilson and Wyrick.--43.

Excused: Coffee, Morgan, Rabon, Sweeden and Wilcoxson.--5.

The bill passed.

HB 2082 was referred for engrossment.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Johnson (Constance) asked unanimous consent to suspend Rule 6-4 and refer **SCR 27** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 27 by Johnson (Constance) and Aldridge of the Senate and Banz of the House was called up for consideration.

Representative Banz asked to be removed and Representative Joyner asked to be named principal House author on **SCR 27**, which was the order.

Representative Banz and all other members of the Senate asked to coauthor **SCR 27**, which was the order.

SCR 27 was adopted upon motion of Senator Johnson (Constance) and referred for engrossment.

GENERAL ORDER

HB 1288 by Glenn and Auffet of the House and Ballenger of the Senate was called up for consideration.

Senator Sparks asked to coauthor **HB 1288**, which was the order.

Senator Ballenger moved to amend **HB 1288**, Page 2, Lines 2 through 7, by deleting all new language after the period on Line 2 and before the word “Nothing” on Line 7, which amendment was declared adopted.

Senator Ballenger moved to amend **HB 1288**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Ballenger moved that **HB 1288** be advanced, which motion was declared adopted.

THIRD READING

HB 1288 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, Brown, 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, Myers, Nichols, Paddock, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Williamson, Wilson and Wyrick.--45.

Excused: Morgan, Sweeden and Wilcoxson.--3.

The bill passed.

HB 1288 was referred for engrossment.

GENERAL ORDER

SCR 17 by Leftwich of the Senate and Terrill of the House was called up for consideration.

SCR 17 was adopted upon motion of Senator Leftwich and referred for engrossment.

GENERAL ORDER

HB 1393 by Richardson et al of the House and Ford of the Senate was called up for consideration.

Senator Ford moved that **HB 1393** be advanced, which motion was declared adopted.

THIRD READING

HB 1393 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Morgan and Sweeden.--2.

The bill and emergency passed.

HB 1393 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1387 by Terrill et al of the House and Wilson and Sparks of the Senate was called up for consideration.

Senator Wilson moved that **HB 1387** be advanced, which motion was declared adopted.

THIRD READING

HB 1387 was read for the third time at length.

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

Aye: Adelson, Ballenger, Barrington, Bass, Branan, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Justice, Laster, Leftwich, Lerblance, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Wilcoxson, Wilson and Wyrick.--33.

Nay: Aldridge, Anderson, Bingman, Brogdon, Brown, Easley, Johnson (M), Jolley, Lamb, Laughlin, Mazzei, Sykes and Williamson.--13.

Excused: Morgan and Sweeden.--2.

The bill and emergency passed.

HB 1387 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 27 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1383 by Ingmire of the House and Reynolds of the Senate was called up for consideration.

Senator Reynolds moved that **HB 1383** be advanced, which motion was declared adopted.

THIRD READING

HB 1383 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, Brown, Burrage, Coffee, Corn, Crain, Crutchfield, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Williamson, Wilson and Wyrick.--43.

Nay: Coates, Easley and Wilcoxson.--3.

Excused: Morgan and Sweeden.--2.

The bill passed.

HB 1383 was referred for engrossment.

GENERAL ORDER

HB 1650 by Peterson (Pam) et al of the House and Paddack and Johnson (Constance) of the Senate was called up for consideration.

Senator Paddack moved that **HB 1650** be advanced, which motion was declared adopted.

THIRD READING

HB 1650 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, Brown, 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, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Morgan and Sweeden.--2.

The bill passed.

HB 1650 was referred for engrossment.

GENERAL ORDER

HB 1390 by Kern et al of the House and Wilcoxson of the Senate was called up for consideration.

Senator Wilcoxson moved that **HB 1390** be advanced, which motion was declared adopted.

THIRD READING

HB 1390 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Myers, Nichols, Paddack, Rabon, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Morgan, Reynolds and Sweeden.--3.

The bill and emergency passed.

HB 1390 was referred for engrossment.

GENERAL ORDER

HB 1753 by Worthen et al of the House and Rabon of the Senate was called up for consideration.

Senator Rabon asked unanimous consent, which was granted, to suspend Senate Rule 13-4 as it pertains to **HB 1753**.

Senator Rabon moved to amend **HB 1753**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1753** to the engrossed version of the bill.

Senator Rabon moved that **HB 1753** be advanced, which motion was declared adopted.

THIRD READING

HB 1753 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, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Wilson and Wyrick.--42.

Nay: Brogdon, Myers and Williamson.--3.

Excused: Johnson (M), Morgan and Sweeden.--3.

The bill passed.

HB 1753 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1895 by Morrisette et al of the House and Ballenger et al of the Senate was called up for consideration.

Senator Ballenger moved to amend **HB 1895**, Page 1, Line 19 by changing “fifteen (15)” to “nineteen (19)”; and Page 2, Line 11 ½, by inserting new paragraphs 7 and 8 to read as follows:

“7. Two municipal chiefs of police each representing a municipality having a population of one hundred fifty thousand (150,000) or more, as determined by the latest Federal Decennial Census, appointed by the Oklahoma Association of Chiefs of Police;

8. Two municipal chiefs of police each representing a municipality having a population of between sixty thousand (60,000) and one hundred fifty thousand (150,000), as determined by the latest Federal Decennial Census, appointed by the Oklahoma Association of Chiefs of Police;” and by renumbering subsequent paragraphs; which amendment was declared adopted.

Senator Ballenger moved that **HB 1895** be advanced, which motion was declared adopted.

THIRD READING

HB 1895 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branam, Brogdon, Brown, 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, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Morgan and Sweeden.--2.

The bill and emergency passed.

HB 1895 was referred for engrossment.

GENERAL ORDER

HB 1868 by Tibbs and Shumate of the House and Paddack of the Senate was called up for consideration.

Senator Johnson (Constance) moved to amend **HB 1868**, Page 6, Line 5 ½, by inserting a new Section 3 to read as follows:

“SECTION 3. AMENDATORY 47 O.S. 2001, Section 2-309.8, is amended to read as follows: Section 2-309.8. §47-2-309.8. Service credit.

A. Any state employee who is employed in a commissioned officer position of the Oklahoma Highway Patrol Division, including the Capitol Patrol Section and the Lake Patrol Section of the Department of Public Safety, the Oklahoma State Bureau of Investigation, the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, the Alcoholic Beverage Laws Enforcement Commission, a Parks Ranger of the Tourism and Recreation Department, and a Pharmacy Inspector of the Pharmacy Board shall be eligible for service credit for employment prior to July 1, 1993, if the employee was in a commissioned officer position in the former Oklahoma Capitol Patrol Division, the former Mansion Security, and the former Training Center Security of the Department of Public Safety and the employee was a full-time, active employee eligible for all state employee benefits.

B. An eligible member of the System shall receive credit for all prior service as provided in subsection A of this section, provided the member is not receiving or eligible to receive retirement credit or benefits for such service in any other public retirement system. Service credit received pursuant to this section shall be used in determining the years of service for retirement and vesting purposes.

C. To receive credit for such service, an eligible member, as provided in this section, who became a member of the System prior to July 1, 1993, shall make application to the Board in writing for such service prior to ~~July 1, 2002~~ September 1, 2007.” and by renumbering subsequent sections and amending the title to conform.

Senator Paddack asked that **HB 1868** be laid over temporarily, which was the order.

HB 1868 remains on General Order pending consideration of the Johnson (Constance) amendment.

GENERAL ORDER

HB 2104 by Cargill et al of the House and Ford of the Senate was called up for consideration.

Senator Ford moved that **HB 2104** be advanced, which motion was declared adopted.

THIRD READING

HB 2104 was read for the third time at length.

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

Aye: Adelson, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Williamson, Wilson and Wyrick.--44.

Nay: Aldridge, Rabon and Wilcoxson.--3.

Excused: Sweeden.--1.

The bill passed.

HB 2104 was referred for engrossment.

GENERAL ORDER

HB 1432 by Hilliard of the House and Laughlin of the Senate was called up for consideration.

Senator Laughlin moved to amend **HB 1432**, Page 3, Line 4 through Page 5, Line 14, by deleting Section 2, and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Laughlin moved that **HB 1432** be advanced, which motion was declared adopted.

THIRD READING

HB 1432 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, Brown, 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, Sykes, Wilcoxson, Wilson and Wyrick.--46.

Excused: Sweeden and Williamson.--2.

The bill passed.

HB 1432 was referred for engrossment.

GENERAL ORDER

HB 1055 by Gilbert of the House and Eason McIntyre of the Senate was called up for consideration.

Senator Eason McIntyre moved that **HB 1055** be advanced, which motion was declared adopted.

THIRD READING

HB 1055 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, Brown, 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, Sykes, Wilcoxson, Wilson and Wyrick.--46.

Excused: Sweeden and Williamson.--2.

The bill passed.

HB 1055 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1795 by Armes of the House and Justice of the Senate was called up for consideration.

Senator Justice moved that **HB 1795** be advanced, which motion was declared adopted.

THIRD READING

HB 1795 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, Brown, 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, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Sweeden.--1.

The bill passed.

HB 1795 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1674 by Thomsen et al of the House and Lamb of the Senate was called up for consideration.

Senator Lamb moved that **HB 1674** be advanced, which motion was declared adopted.

THIRD READING

HB 1674 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Sweeden.--1.

The bill and emergency passed.

HB 1674 was referred for engrossment.

GENERAL ORDER

HB 1764 by Blackwell and Jett of the House and Laughlin of the Senate was called up for consideration.

Senator Laughlin moved that **HB 1764** be advanced, which motion was declared adopted.

THIRD READING

HB 1764 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Sweeden.--1.

The bill and emergency passed.

HB 1764 was referred for engrossment.

GENERAL ORDER

HB 1282 by Duncan et al of the House and Lerblance of the Senate was called up for consideration.

Senators Nichols, Leftwich, Barrington and Sykes asked to coauthor **HB 1282**, which was the order.

Senator Lerblance moved that **HB 1282** be advanced, which motion was declared adopted.

THIRD READING

HB 1282 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, Brown, Burrage, Coates, 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, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Coffee and Sweeden.--2.

The bill passed.

HB 1282 was referred for engrossment.

GENERAL ORDER

HB 1808 by Terrill et al of the House and Mazzei et al of the Senate was called up for consideration.

Senators Leftwich and Reynolds asked to coauthor **HB 1808**, which was the order.

Senator Mazzei moved that **HB 1808** be advanced, which motion was declared adopted.

THIRD READING

HB 1808 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, Brown, 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, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Sweeden.--1.

The bill passed.

HB 1808 was referred for engrossment.

GENERAL ORDER

HB 2019 by Shelton et al of the House and Lerblance of the Senate was called up for consideration.

Senator Johnson (Constance) asked to coauthor **HB 2019**, which was the order.

Senator Lerblance moved that **HB 2019** be advanced, which motion was declared adopted.

THIRD READING

HB 2019 was read for the third time at length.

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

Aye: Adelson, Ballenger, Barrington, Bass, Branan, Burrage, Coates, Coffee, Corn, Crutchfield, Eason McIntyre, Garrison, Gumm, Johnson (C), Johnson (M), Justice, Laster, Leftwich, Lerblance, Morgan, Nichols, Paddack, Rabon, Rice, Sparks, Wilson and Wyrick.-27.

Nay: Aldridge, Anderson, Bingman, Brogdon, Brown, Crain, Easley, Ford, Ivester, Jolley, Lamb, Laughlin, Mazzei, Myers, Reynolds, Riley, Schulz, Sykes and Wilcoxson.--19.

Excused: Sweeden and Williamson.--2.

The bill passed.

HB 2019 was referred for engrossment.

Senator Laster moved that the Senate recess until 1:30 p.m., which motion was declared adopted.

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The Senate reconvened with Senator Jolley presiding.

Senator Jolley questioned the presence of a quorum and ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1340** and **2152**.

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

GENERAL ORDER

HB 1669 by Dorman and Hickman of the House and Barrington of the Senate was called up for consideration.

Senator Barrington moved that **HB 1669** be advanced, which motion was declared adopted.

THIRD READING

HB 1669 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, Brown, Burrage, Coates, 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, Schulz, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Nay: Riley and Sparks.--2.

Excused: Coffee and Sweeden.--2.

The bill passed.

HB 1669 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2085 by Jackson et al of the House and Mazzei et al of the Senate was called up for consideration.

Senator Crain asked to coauthor **HB 2085**, which was the order.

Senator Mazzei moved that **HB 2085** be advanced, which motion was declared adopted.

THIRD READING

HB 2085 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, Brown, 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, Riley, Schulz, Sparks, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Nay: Brogdon and Sykes.--2.

Excused: Rice and Sweeden.--2.

The bill passed.

HB 2085 was referred for engrossment.

GENERAL ORDER

HB 1619 by Johnson (Rob) and Roan of the House and Leftwich of the Senate was called up for consideration.

Senator Leftwich moved that **HB 1619** be advanced, which motion was declared adopted.

THIRD READING

HB 1619 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, Brown, 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, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Sweeden.--1.

The bill passed.

HB 1619 was referred for engrossment.

GENERAL ORDER

HB 1915 by Richardson and Winchester of the House and Justice of the Senate was called up for consideration.

Senator Sparks asked to coauthor **HB 1915**, which was the order.

Senator Justice moved that **HB 1915** be advanced, which motion was declared adopted.

THIRD READING

HB 1915 was read for the third time at length.

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

Aye: Aldridge, Anderson, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Eason McIntyre, Ford, Ivester, Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Mazzei, Myers, Paddack, Rabon, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson and Wilson.--36.

Nay: Ballenger, Easley, Garrison, Gumm, Johnson (C), Lerblance, Morgan and Wyrick.--8.

Excused: Adelson, Nichols, Reynolds and Sweeden.--4.

The bill passed.

HB 1915 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE HAs TO SENATE BILLS

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

SB 69 - coauthored by Martin (Steve) and Hoskin of the House

SB 81 - coauthored by Roan, McAffrey and Walker of the House

SB 138 - coauthored by Hilliard, Roan, Walker, Pruett and Ellis of the House

SB 563 - coauthored by Hoskin of the House

SB 623

SB 639

SB 677

SB 678

SB 704

SB 748 - coauthored by Martin (Steve) of the House

SB 814 - coauthored by Sears of the House

SB 833

SB 854

SB 1048

SB 1069

SB 1092 - coauthored by Collins, Dorman and Martin (Scott) of the House

SB 1130 - coauthored by Faught and McDaniel (Randy) of the House

House amendments were read on the above-numbered bills.

GENERAL ORDER

HB 1868 by Tibbs and Shumate of the House and Paddock of the Senate was called up for further consideration.

Senator Johnson (Constance) asked that her prior amendment be withdrawn, which was the order.

Senator Corn moved to amend **HB 1868**, Page 6, Line 5 ½, by inserting new Sections 3 through 7 to read as follows:

“SECTION 3. AMENDATORY 47 O.S. 2001, Section 2-116, is amended to read as follows:

Section 2-116. Whenever the Department of Public Safety is authorized or required to give any notice under this act or other law regulating the operation of vehicles, unless a different method of giving such notice is otherwise expressly prescribed, such notice shall be given either by personal delivery thereof to the person to be so notified or by deposit in the United States mail of such notice in an envelope with first class postage prepaid, addressed to such person at the address as shown by the records of the Department. The giving of notice by mail is complete upon the expiration of ten (10) days after such deposit of said notice. Proof of the giving of notice in either such manner may be made by the certificate of any officer or employee of the Department or affidavit of any person over eighteen (18) years of age, naming the person to whom such notice was given and specifying the time, place and manner of the giving thereof. Failure of the person to receive notice because of failure to notify the Department of a change in his or her current mailing address, as required by Section 6-116 of this title, shall not be sufficient grounds for the person to protest the notice.

SECTION 4. AMENDATORY 47 O.S. 2001, Section 6-106, as last amended by Section 26, Chapter 16, O.S.L. 2006 (47 O.S. Supp. 2006, Section 6-106), is amended to read as follows:

Section 6-106. A. 1. Every application for a driver license or identification card shall be made by the applicant upon a form furnished by the Department of Public Safety.

2. Every original, renewal, or replacement application for a driver license or identification card made by a male applicant who is at least sixteen (16) but less than twenty-six (26) years of age shall include a statement that by submitting the application, the applicant is consenting to registration with the Selective Service System. The pertinent information from the application shall be forwarded by the Department to the Data Management Center of the Selective Service System in order to register the applicant as required by law; with the Selective Service System. Any applicant refusing to sign the consent statement shall be denied a driver license or identification card.

3. Every applicant for a driver license or identification card shall provide to the Department at the time of application both primary and secondary proofs of identity. The Department shall promulgate rules prescribing forms of primary and secondary identification acceptable for an original Oklahoma driver license.

B. Every applicant for a driver license shall state upon the application the following information:

1. Full name;
2. Date of birth;
3. Sex;
4. Residence address, and county of residence, and mailing to be displayed on the license;

5. Mailing address, if different than the residence address to be maintained by the Department for the purpose of giving notice, if necessary, as required by Section 2-116 of this title;

~~5.~~ 6. Medical information, as determined by the Department, which shall assure the Department that the person is not prohibited from being licensed as provided by paragraph 7 of subsection A of Section 6-103 of this title;

~~6.~~ 7. Whether the applicant is deaf or hard-of-hearing;

~~7.~~ 8. A brief description of the applicant, as determined by the Department;

~~8.~~ 9. Whether the applicant has previously been licensed, and, if so, when and by what state or country, and whether any license has ever been suspended or revoked, or whether an application has ever been refused, and, if so, the date of and reason for the suspension, revocation or refusal;

~~9.~~ 10. Whether the applicant is an alien eligible to be considered for licensure and is not prohibited from licensure pursuant to paragraph 9 of subsection A of Section 6-103 of this title;

~~10. Effective September 1, 2005, whether~~ 11. Whether the applicant has:

- a. previously been licensed and, if so, when and by what state or country, and
- b. held more than one license at the same time during the immediately preceding ten (10) years; and

~~11.~~ 12. Social security number.

No person shall request the Department to use the social security number of that person as the driver license number. Upon renewal or replacement of any driver license issued after the effective date of this act, the licensee shall advise the Department or the motor license agent if the present driver license number of the licensee is the social security number of the licensee. If the driver license number is the social security number, the Department or the motor license agent shall change the driver license number to a computer-generated alphanumeric identification.

C. In addition to the requirements of subsections A and B of this section, every applicant for a commercial driver license with a hazardous material endorsement shall submit to a security threat assessment performed by the Transportation Security Administration of the Department of Homeland Security as required by and pursuant to 49 C.F.R., Part 1572, which shall be used to determine whether the applicant is eligible for the endorsement pursuant to federal law and regulation.

The Department of Public Safety shall notify each commercial driving school of the passage of this section, and each commercial driving school shall notify prospective students of its school of the hazardous material endorsement requirement.

D. Whenever application is received from a person previously licensed in another jurisdiction, the Department shall request a copy of the driving record from the other jurisdiction and, effective September 1, 2005, from all other jurisdictions in which the person was licensed within the immediately previous ten (10) years. When received, the driving record shall become a part of the driving record of the person in this state with the same force and effect as though entered on the driver's record in this state in the original instance.

E. Whenever the Department receives a request for a driving record from another licensing jurisdiction, the record shall be forwarded without charge.

SECTION 5. AMENDATORY 47 O.S. 2001, Section 6-111, as last amended by Section 16, Chapter 311, O.S.L. 2006 (47 O.S. Supp. 2006, Section 6-111), is amended to read as follows:

Section 6-111. A. 1. The Department of Public Safety shall, upon payment of the required fee, issue to every applicant qualifying ~~therefore~~ therefor a Class A, B, C or D driver license or identification card as applied for, which license or card shall bear thereon a distinguishing alphanumeric identification assigned to the licensee or cardholder, date of issuance and date of expiration of the license or card, the full name, signature or computerized signature, date of birth, ~~mailing~~ residence address, sex, a color photograph or computerized image of the licensee or cardholder and security features as determined by the Department. The photograph or image shall depict a full front unobstructed view of the entire face of the licensee or cardholder. When any person is issued both a driver license and an identification card, the Department shall ensure the information on both the license and the card are the same, unless otherwise provided by law.

2. A driver license or identification card issued by the Department on or after March 1, 2004, shall bear thereon the county of residence of the licensee or cardholder.

3. The Department may cancel the distinguishing number, when that distinguishing number is another person's Social Security number, assign a new distinguishing alphanumeric identification, and issue a new license or identification card without charge to the licensee or cardholder.

4. The Department may promulgate rules for inclusion of the height and a brief description of the licensee or cardholder on the face of the card or license identifying the licensee or cardholder as deaf or hard-of-hearing.

5. It is unlawful for any person to apply, adhere, or otherwise attach to a driver license or identification card any decal, sticker, label, or other attachment. Any law enforcement officer is authorized to remove and dispose of any unlawful decal, sticker, label, or other attachment from the driver license of a person. The law enforcement officer, the employing agency of the officer, the Department of Public Safety, and the State of Oklahoma shall be immune from any liability for any loss suffered by the licensee, cardholder, or the owner of the decal, sticker, label, or other attachment caused by the removal and destruction of the decal, sticker, label, or other attachment.

6. The Department of Public Safety shall develop by rule an alternative procedure whereby a person applying for a renewal or replacement Class D license or identification card, when the person satisfactorily demonstrates to the Department the inability to appear

personally to be photographed because the person is not in the state at the time of renewal or at a time a replacement is required by the person, may be issued a license or card; provided, immediately upon returning to Oklahoma, the person shall obtain a replacement license or card as provided in Section 6-114 of this title.

B. The Department may issue a temporary permit to an applicant for a driver license permitting such applicant to operate a motor vehicle while the Department is completing its investigation and determination of all facts relative to such applicant's privilege to receive a license. Such permit must be in the immediate possession of the driver while operating a motor vehicle, and it shall be invalid when the applicant's driver license has been issued or for good cause has been refused.

C. 1. The Department may issue a restricted commercial driver license to seasonal drivers eighteen (18) years of age or older for any of the following specific farm-related service industries:

- a. farm retail outlets and suppliers,
- b. agri-chemical businesses,
- c. custom harvesters, and
- d. livestock feeders.

The applicant shall hold a valid Oklahoma driver license and shall meet all the requirements for a commercial driver license. The restricted commercial driver license shall not exceed a total of one hundred eighty (180) days within any twelve-month period.

2. The restricted commercial driver license shall not be valid for operators of commercial motor vehicles beyond one hundred fifty (150) miles from the place of business or the farm currently being served. Such license shall be limited to Class B vehicles. Holders of such licenses who transport hazardous materials which are required to be placarded shall be limited to the following:

- a. diesel fuel in quantities of one thousand (1,000) gallons or less,
- b. liquid fertilizers in vehicles with total capacities of three thousand (3,000) gallons or less, and
- c. solid fertilizers that are not mixed with any organic substance.

No other placarded hazardous materials shall be transported by holders of such licenses.

SECTION 6. AMENDATORY 47 O.S. 2001, Section 6-116, as amended by Section 4, Chapter 234, O.S.L. 2003 (47 O.S. Supp. 2006, Section 6-116), is amended to read as follows:

Section 6-116. A. Whenever any person, after applying for or receiving a driver license or identification card, shall:

1. Change the mailing address named in such application ~~or~~;
2. Change the residence address displayed on the license or card issued to the person;
3. Move from the person's previous county ~~or residence~~; or
- ~~3.~~ 4. Change the name of a licensee by marriage or otherwise, such person shall

notify the Department of Public Safety as provided in subsection B of this section.

B. Within ten (10) days such person shall notify the Department of Public Safety in writing of the number of any driver license and identification card then held by the person and, as applicable:

1. Both the old and new mailing addresses;
2. Both the old and new residence addresses;
3. Both the old and new counties of residence; or

~~3. 4. Both the former and new names, and of the number of any driver license and identification card then held by the person.~~

C. The Department of Public Safety shall not:

1. Change a county of residence unless the person specifically notifies the Department of such change; and

2. Presume that a new mailing address which is a different county than the old mailing address means that the person has changed his or her county of residence, and shall not change the county of residence unless specifically notified of such change.

SECTION 7. AMENDATORY 47 O.S. 2001, Section 6-117, as last amended by Section 6, Chapter 204, O.S.L. 2006 (47 O.S. Supp. 2006, Section 6-117), is amended to read as follows:

Section 6-117. A. The Department of Public Safety shall file every application for a driver license or identification card received by the Department and shall maintain suitable indexes containing:

1. All applications denied and on each thereof note the reasons for the denial;

2. All applications granted;

3. The name of every person whose driving privilege has been suspended, revoked, cancelled, or disqualified by the Department and after each such name note the reasons for the action. Any notation of suspension of the driving privilege of a person for reason of nonpayment of a fine shall be removed from the driving record after the person has paid the fine and the driving privilege of the person is reinstated as provided for by law; ~~and~~

4. The county of residence, the name, date of birth, and mailing address of each person residing in that county who is eighteen (18) years of age or older, and who is the holder of a current driver license or a current identification card issued by the Department of Public Safety for the purpose of ascertaining names of all persons qualified for jury service as required by Section 18 of Title 38 of the Oklahoma Statutes; and

5. The name, driver license number, and mailing address of every person for the purpose of giving notice, if necessary, as required by Section 2-116 of this title.

B. The Department shall file all collision reports and abstracts of court records of convictions received by it pursuant to the laws of this state and maintain convenient records of the records and reports or make suitable notations in order that an individual record of a person showing the convictions of the person and the traffic collisions in which the person has been involved shall be readily ascertainable and available for the consideration of the Department of Public Safety upon any application for a driver license or renewal of a driver license and at other suitable times. Any abstract, index or other entry relating to a driving record according to the licensing authority in another state or a province of Canada may be posted upon the driving record of any resident of this state when notice thereof is received by documentation or by electronic transmission. The individual record of a person shall not include any collision reports and abstracts of court records involving a collision in which the person was not issued a citation or if a citation is issued and the person was not convicted.

C. 1. The Commissioner and the officers of the Department as the Commissioner may designate are hereby authorized to prepare under the seal of the Department and deliver upon request a copy of any collision report on file with the Department, charging a fee of Seven Dollars (\$7.00). However, the Department shall not be required to furnish

personal information from the collision report which is contrary to the provisions of the Driver's Privacy Protection Act, 18 United States Code, Sections 2721 through 2725.

2. Notwithstanding the provisions of paragraph 1 of this subsection, the Department is authorized to enter into contracts to supply information regarding vehicles reported to be involved in collisions. For each vehicle, the information shall be limited to that which only describes the vehicle and the collision. The Department shall not be required to provide any information regarding the owner or operator of the vehicle or any information which would conflict with Section 2-110 or Section 1109 of this title.

D. The Department of Public Safety or any motor license agent upon request shall prepare and furnish to any authorized person a Motor Vehicle Report of any person subject to the provisions of the motor vehicle laws of this state. However, the Department shall not be required to furnish personal information from a driving record contrary to the provisions of the Driver's Privacy Protection Act, 18 United States Code, Sections 2721 through 2725. The Motor Vehicle Report shall be a summary of the driving record of the person and shall include the enumeration of any motor vehicle collisions, reference to convictions for violations of motor vehicle laws, and any action taken against the privilege of the person to operate a motor vehicle, as shown by the files of the Department for the three (3) years preceding the date of the request. The Department shall not be required to release to any person, in whole or in part and in any format, a driving index, as described in subsection A of this section, except as otherwise provided for by law. For each Motor Vehicle Report furnished by the Department of Public Safety, the Department shall collect the sum of Ten Dollars (\$10.00). For each Motor Vehicle Report furnished by a motor license agent, the agent shall collect the sum of Ten Dollars (\$10.00), Eight Dollars (\$8.00) of which shall be paid to the Oklahoma Tax Commission for deposit in the General Revenue Fund in the State Treasury and Two Dollars (\$2.00) of which shall be retained by the motor license agent. Persons sixty-five (65) years of age or older shall not be required to pay a fee for their own Motor Vehicle Report furnished by the Department or a motor license agent. For purposes of this subsection, a Motor Vehicle Report shall include a report which indicates that no driving record is on file with the Department of Public Safety for the information received by the Department in the request for the Motor Vehicle Report.

E. The Department of Public Safety may develop procedures whereby an employer of a person:

1. Who has a Class A, B or C driver license; and
2. Who operates a commercial motor vehicle in the course of his or her employment with the employer,

may automatically be notified, pursuant to a fee schedule established by the Department, should the driving record of a person reflect a traffic conviction in any court or an administrative action by the Department which alters the status of the commercial driving privileges of the person.

F. All monies received by the Commissioner of Public Safety and the officers and employees of the Department shall be remitted to the State Treasurer to be credited to the General Revenue Fund in the State Treasury except as otherwise provided for by law.", and by renumbering subsequent sections and amending the title to conform, which amendment was declared adopted.

Senator Paddack moved that **HB 1868** be advanced, which motion was declared adopted.

THIRD READING

HB 1868 was read for the third time at length.

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

Aye: Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Adelson, Nichols and Sweeden.--3.

The bill passed.

HB 1868 was referred for engrossment.

GENERAL ORDER

HB 1884 by Cargill and Terrill of the House and Lamb of the Senate was called up for consideration.

Senator Lamb moved that **HB 1884** be advanced, which motion was declared adopted.

THIRD READING

HB 1884 was read for the third time at length.

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

Aye: Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, 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, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Adelson, Nichols and Sweeden.--3.

The bill and emergency passed.

HB 1884 was referred for engrossment.

GENERAL ORDER

HB 1916 by Richardson et al of the House and Justice of the Senate was called up for consideration.

Senators Barrington and Schulz asked to coauthor **HB 1916**, which was the order.

Senator Justice moved that **HB 1916** be advanced, which motion was declared adopted.

THIRD READING

HB 1916 was read for the third time at length.

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

Aye: Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Johnson (M), Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--42.

Nay: Brogdon, Jolley and Mazzei.--3.

Excused: Adelson, Morgan and Sweeden.--3.

The bill passed.

Senators Jolley and Mazzei desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44; Nay: 1; Excused: 3.

The emergency passed.

HB 1916 was referred for engrossment.

GENERAL ORDER

HB 2070 by Bengé and Sears of the House and Mazzei of the Senate was called up for consideration.

Senator Mazzei moved that **HB 2070** be advanced, which motion was declared adopted.

THIRD READING

HB 2070 was read for the third time at length.

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

Aye: Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Myers, Nichols, Paddack, Rabon, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--44.

Nay: Gumm.--1.

Excused: Adelson, Morgan and Sweeden.--3.

The bill passed.

HB 2070 was referred for engrossment.

GENERAL ORDER

HCR 1010 by Peterson (Ron) of the House and Paddack of the Senate was called up for consideration.

HCR 1010 was adopted upon motion of Senator Paddack and referred for engrossment.

GENERAL ORDER

HB 2087 by Jordan et al of the House and Leftwich of the Senate was called up for consideration.

Senator Leftwich moved that **HB 2087** be advanced, which motion was declared adopted.

THIRD READING

HB 2087 was read for the third time at length.

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

Aye: Adelson, Ballenger, Burrage, Coates, Corn, Crutchfield, Easley, Eason McIntyre, Garrison, Gumm, Ivester, Johnson (C), Laster, Leftwich, Lerblance, Morgan, Myers, Nichols, Paddack, Rabon, Rice, Riley, Sparks, Wilson and Wyrick.--25.

Nay: Aldridge, Anderson, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Coffee, Crain, Ford, Johnson (M), Jolley, Justice, Lamb, Laughlin, Mazzei, Reynolds, Schulz, Sykes, Wilcoxson and Williamson.--22.

Excused: Sweeden.--1.

The bill passed.

HB 2087 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 129, 161, 698, 944** and **1006**.

The above-numbered enrolled measures were referred to the Governor.

GENERAL ORDER

HB 1589 by Jones et al of the House and Eason McIntyre of the Senate was called up for consideration.

Senator Eason McIntyre moved that **HB 1589** be advanced, which motion was declared adopted.

THIRD READING

HB 1589 was read for the third time at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bingman, Branan, Brogdon, Brown, Coffee, Crain, Crutchfield, Eason McIntyre, Ford, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Myers, Nichols, Rabon, Reynolds, Riley, Schulz, Sykes, Wilcoxson and Williamson.--33.

Nay: Ballenger, Bass, Burrage, Coates, Corn, Easley, Garrison, Ivester, Paddack, Rice, Sparks, Wilson and Wyrick.--13.

Excused: Morgan and Sweeden.--2.

The bill and emergency passed.

HB 1589 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 42 - coauthored by Ivester of the Senate

SB 60

SB 437 - coauthored by Walker of the House

SB 482

SB 994 - coauthored by Lamons of the House

SCR 27 - coauthored by all other House Members

The above-numbered measures were referred for enrollment.

EXECUTIVE NOMINATIONS

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

Holton, F. L., Poteau, as a member of the Board of Regents for Carl Albert State College - Education

Perry, Michael Ray, Claremore, as a member of the Oklahoma State Bureau of Investigation Commission - Judiciary

Senator Laster moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 18, 2007, at 9:00 a.m., which motion prevailed.

SECOND READING

The following were read for the second time: **SCR 28** and **SR 31**.

FIRST READING

The following were introduced and read the first time:

SCR 29 – By Corn of the Senate and Smithson of the House.

A Concurrent Resolution congratulating Randy Tonche for winning the Oklahoma Class 3A State Wrestling Championship at 215 pounds; praising his athletic prowess; and directing distribution.

SCR 30 – By Corn of the Senate and Smithson of the House.

A Concurrent Resolution congratulating Grant Daffin for winning two consecutive Oklahoma Class 3A State Wrestling Championships at 135 pounds; commending the Sallisaw High School wrestling program; and directing distribution.

SCR 31 – By Wilson of the Senate and Hoskin of the House.

A Concurrent Resolution recognizing the heroism of Billy Walkabout; mourning his loss; and directing distribution.

SR 32 – By Johnson (Mike).

A Resolution declaring April 2007 Autism Awareness Month; and directing distribution.

Pursuant to the Laster motion, the Senate adjourned at 2:35 p.m. to meet Wednesday, April 18, 2007, at 9:00 a.m.