

Senate Journal

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

Ninth Legislative Day, Monday, February 18, 2008

The Senate was called to order by Senator Corn.

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, Sweeden, Sykes, Wilcoxson, Wilson and Wyrick.—47.

Excused: Williamson.—1.

Senator Corn declared a quorum present.

The prayer was offered by Reverend Dr. Michelle Moulden, Vernon AME Church, Tulsa, the guest of Senator Eason McIntyre.

INTRODUCTIONS

Senator Brown introduced his granddaughter, Haylee VanCuren; Senator Anderson introduced his daughters, Lauren and Katlyn; and Senator Sykes introduced his father, David Sykes, to the Senate.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2560, 2662, 3111 and 3278.**

HB 2360 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of State Finance – appropriation – effective date – emergency)

HB 2361 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of State Finance – appropriation - effective date – emergency)

HB 2362 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the Governor – appropriation - effective date – emergency)

HB 2363 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the Governor – appropriation - effective date – emergency)

HB 2364 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma House of Representatives – appropriation - effective date – emergency)

HB 2365 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma House of Representatives – appropriation – effective date – emergency)

HB 2366 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Legislative Service Bureau - appropriations - effective date - emergency)

HB 2367 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Legislative Service Bureau – appropriations - effective date – emergency)

HB 2368 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the Lieutenant Governor – appropriation - effective date – emergency)

HB 2369 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the Lieutenant Governor – appropriation – effective date – emergency)

HB 2370 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Merit Protection Commission – appropriation - effective date – emergency)

HB 2371 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Merit Protection Commission – appropriation - effective date – emergency)

HB 2372 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of Personnel Management - appropriation - effective date – emergency)

HB 2373 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of Personnel Management – appropriation - effective date – emergency)

HB 2374 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the Secretary of State - appropriation - effective date – emergency)

HB 2375 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the Secretary of State – appropriation - effective date – emergency)

HB 2376 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma State Senate - appropriation - effective date – emergency)

HB 2377 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma State Senate – appropriation - effective date – emergency)

HB 2378 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma Tax commission – appropriation – effective date – emergency)

HB 2379 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Oklahoma Tax Commission – appropriation - effective date – emergency)

HB 2380 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Department of Transportation - appropriation - effective date – emergency)

HB 2381 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Department of Transportation - appropriation - effective date – emergency)

HB 2382 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the State Treasurer – appropriations – effective date – emergency)

HB 2383 – By Miller and Jones of the House and Crutchfield, Johnson (Mike), Adelson and Myers of the Senate.

(Office of the State Treasurer – appropriations - effective date – emergency)

HB 2560 – By Martin (Steve), Kern and Terrill of the House and Ford of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1738, as amended by Section 13, Chapter 460, O.S.L. 2002 (21 O.S. Supp. 2007, Section 1738), which relates to seizure and forfeiture proceedings; authorizing forfeiture of property for violation of certain laws; and providing an effective date.

HB 2662 – By McDaniel (Randy) of the House and Leftwich of the Senate.

An Act relating to labor; requiring Oklahoma Employment Security Commission to implement certain electronic filing procedures; providing for codification; and declaring an emergency.

HB 3111 – By Peterson (Ron), Kern and Terrill of the House and Jolley of the Senate.

An Act relating to health care coverage legislation; specifying time period for introduction of bills mandating certain health coverage; providing exception to time period for introduction; requiring report assessing impacts of certain health coverage; exempting Legislature from payment for report; providing requirements of report; requiring actuarial analysis for report; providing for codification; and providing an effective date.

HB 3278 – By Duncan, Coody, Ingmire, Jackson, McCullough, Peterson (Ron), Roan and Tibbs of the House and Burrage of the Senate.

An Act relating to contracts; defining term; limiting scope of a debt cancellation agreement; providing for codification; and providing an effective date.

The above-numbered measures were read the first time.

CHANGE IN COMMITTEE ASSIGNMENT

The following bill will be reassigned as follows:

SB 2061 – Withdrawn from Rules and referred to Appropriations.

Senator Laughlin moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 19, 2008, at 1:30 p.m., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS:

SB 1148 – Finance, coauthored by Jackson (principal House author)

Ayes: Aldridge, Corn, Gumm, Ivester, Johnson (Mike), Mazzei, Nichols, Paddack, Reynolds, Sparks, Wilcoxson, Wilson

SB 1192 – Health and Human Resources, coauthored by Johnson (Constance) of the Senate, and coauthored by Sullivan (principal House author)

Ayes: Anderson, Crain, Johnson (Constance), Lamb, Leftwich, Rice, Wilcoxson, Wilson

SB 1405 – Health and Human Resources, coauthored by Wright (principal House author)

Ayes: Anderson, Crain, Johnson (Constance), Lamb, Leftwich, Rice, Wilcoxson, Wilson

SB 1421 – Health and Human Resources, coauthored by Peters (principal House author)

Ayes: Anderson, Crain, Johnson (Constance), Lamb, Leftwich, Rice, Wilcoxson, Wilson

SB 1554 – Energy and Environment, coauthored by Adkins (principal House author)

Ayes: Bingman, Branan, Brogdon, Burrage, Crutchfield, Easley, Gumm, Ivester, Lerblance, Myers, Paddack, Williamson

SB 1577 – Health and Human Resources, coauthored by Cox (principal House author)

Ayes: Anderson, Crain, Johnson (Constance), Lamb, Leftwich, Rice, Wilcoxson, Wilson

SB 1674 – Education, coauthored by Brown (principal House author)

Ayes: Branan, Corn, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Nichols, Paddack, Reynolds, Riley, Sparks, Wilcoxson

SB 1828 – Education, coauthored by Shumate (principal House author)

Ayes: Corn, Eason McIntyre, Gumm, Jolley, Lerblance, Mazzei, Nichols, Paddack, Reynolds, Riley, Wilcoxson

SB 1829 – Health and Human Resources, coauthored by Johnson (Constance) of the Senate, and coauthored by Pittman (principal House author)

Ayes: Anderson, Crain, Johnson (Constance), Lamb, Leftwich, Rice, Wilcoxson, Wilson

SB 2111 – Agriculture and Rural Development, coauthored by Shannon (principal House author)

Ayes: Barrington, Crutchfield, Ford, Garrison, Ivester, Justice, Rabon, Schulz, Sykes, Wyrick

Nays: Wilson

DO PASS, As Amended:

SB 1138 – Finance, coauthored by Aldridge, Corn, Gumm, Sparks, Wilcoxson of the Senate, and coauthored by McDaniel (Randy) (principal House author)

Ayes: Aldridge, Corn, Gumm, Ivester, Johnson (Mike), Mazzei, Nichols, Paddack, Reynolds, Sparks, Wilcoxson, Wilson

SB 1146 – Finance, coauthored by Corn of the Senate, and coauthored by Proctor (principal House author)

Ayes: Aldridge, Corn, Gumm, Ivester, Johnson (Mike), Mazzei, Nichols, Paddack, Reynolds, Sparks, Wilcoxson, Wilson

SB 1158 – Finance, coauthored by McDaniel (Jeannie) (principal House author)

Ayes: Aldridge, Corn, Gumm, Ivester, Johnson (Mike), Mazzei, Nichols, Paddack, Reynolds, Sparks, Wilcoxson, Wilson

SB 1171 – Finance, coauthored by Jackson (principal House author)

Ayes: Aldridge, Corn, Gumm, Ivester, Johnson (Mike), Mazzei, Nichols, Paddack, Sparks, Wilcoxson, Wilson

Nays: Reynolds

SB 1515 – Business and Labor, coauthored by Wesselhoft (principal House author)

Ayes: Brogdon, Burrage, Coates, Johnson (Mike), Leftwich, Myers, Rice

SB 1536 – Retirement and Insurance, coauthored by Peterson (Ron) (principal House author)

Ayes: Adelson, Aldridge, Bass, Brown, Corn, Jolley, Mazzei, Sparks, Sykes

SB 1555 – Energy and Environment, coauthored by Liebmann (principal House author)

Ayes: Bingman, Branan, Brogdon, Burrage, Crutchfield, Easley, Gumm, Ivester, Lerblance, Myers, Paddack, Williamson

CS for SB 1609 – Retirement and Insurance, coauthored by Brown (principal House author)

Ayes: Adelson, Aldridge, Bass, Brown, Corn, Jolley, Riley, Sparks, Sykes

Nays: Mazzei

SB 1645 – Health and Human Resources, coauthored by Johnson (Constance) of the Senate, and coauthored by Jackson (principal House author)

Ayes: Anderson, Crain, Johnson (Constance), Lamb, Leftwich, Rice, Wilcoxson, Wilson

SB 1685 – Finance, coauthored by Jones (principal House author)

Ayes: Aldridge, Gumm, Ivester, Johnson (Mike), Mazzei, Nichols, Paddack, Reynolds, Sparks, Wilcoxson, Wilson

SB 1725 – Public Safety and Homeland Security, coauthored by Johnson (Constance) of the Senate, and coauthored by Tibbs (principal House author)

Ayes: Ballenger, Barrington, Bingman, Brown, Burrage, Easley, Johnson (Constance), Jolley, Rice, Schulz

SB 1803 – Retirement and Insurance, coauthored by Luttrell (principal House author)

Ayes: Adelson, Aldridge, Bass, Brown, Corn, Jolley, Mazzei, Riley, Sparks, Sykes

SB 1853 – Health and Human Resources, coauthored by Joyner (principal House author)

Ayes: Anderson, Crain, Johnson (Constance), Lamb, Leftwich, Rice, Wilcoxson, Wilson

SB 1859 – Agriculture and Rural Development, coauthored by DeWitt (principal House author)

Ayes: Barrington, Crutchfield, Ford, Garrison, Ivester, Justice, Rabon, Schulz, Sykes, Wilson, Wyrick

SB 1863 – Retirement and Insurance, coauthored by Peterson (Ron) (principal House author)

Ayes: Adelson, Aldridge, Bass, Brown, Corn, Jolley, Mazzei, Riley, Sparks, Sykes

FAILED:

SB 1441 – Education

Ayes: Branan, Mazzei, Riley, Wilcoxson

Nays: Corn, Gumm, Eason McIntyre, Lerblance, Nichols, Reynolds, Sparks

SB 1560 – Finance

Ayes: Gumm, Johnson (Mike), Nichols, Reynolds, Sparks, Wilson

Nays: Aldridge, Corn, Ivester, Mazzei, Paddack, Wilcoxson

SB 1801 – Finance

Ayes: Corn, Gumm, Paddack, Sparks, Wilson

Nays: Aldridge, Ivester, Johnson (Mike), Mazzei, Nichols, Reynolds, Wilcoxson

SECOND READING

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

SB 1194 – Direct To Calendar
SB 1195 – Direct To Calendar
SB 1196 – Direct To Calendar
SB 1197 – Direct To Calendar
SB 1198 – Direct To Calendar
SB 1199 – Direct To Calendar
SB 1200 – Direct To Calendar
SB 1201 – Direct To Calendar
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Pursuant to the Laughlin motion, the Senate adjourned at 1:40 p.m. to meet Tuesday, February 19, 2008, at 1:30 p.m.