

Senate Journal

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

Thirty-third Legislative Day, Tuesday, April 1, 2008

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, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.—48.

Senator Brogdon declared a quorum present.

The prayer was offered by Reverend Bud Ross, Central Church of Christ, Ada, the guest of Senator Paddack.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SB 706 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SR 65 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following were introduced and read the first time:

SCR 69 – By Mazzei and Williamson of the Senate and Peterson (Pam) of the House. A Concurrent Resolution congratulating the Williams Companies upon the occasion of its centennial; commending its contributions to the state; and providing distribution.

SR 68 – By Anderson.

A Resolution honoring Army Staff Sergeant Chris Hake; mourning his loss; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HCRs 1047** and **1067**.

HCR 1047 – By Dorman of the House and Ford of the Senate.

A Concurrent Resolution describing Oklahoma Historical Society competition to select official Rock and Roll Song; specifying how and when nominated songs shall be narrowed by an expert panel; specifying composition of expert panel; specifying that the public will be allowed to vote for the official Rock and Roll Song; providing that winning song will be presented to the Oklahoma Legislature in 2009.

HCR 1067 – By Dank, Adkins, Armes, Auffet, Banz, Benge, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, DeWitt, Denney, Derby, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Johnson (Rob), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen and Wright of the House and Lamb of the Senate.

A Concurrent Resolution declaring April 2008 as Autism Awareness Month; and directing distribution.

The above-numbered measures were read the first time.

MESSAGE FROM THE HOUSE HAS TO SENATE BILLS

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

SB 923 - coauthored by Collins, Jett, Roan, Walker, Piatt and Lindley of the House

SB 1238

SB 1239

SB 1240

SB 1241

SB 1244
SB 1245
SB 1246
SB 1247
SB 1248
SB 1249
SB 1252
SB 1253
SB 1254
SB 1255
SB 1256
SB 1257
SB 1258
SB 1259
SB 1260
SB 1261

House amendments were read on the above-numbered bills.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Anderson asked unanimous consent to suspend Rule 6-4 and refer **SR 68** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 68 by Anderson was called up for consideration.

All other members of the Senate asked to coauthor **SR 68**, which was the order.

SR 68 was adopted upon motion of Senator Anderson and referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Corn asked unanimous consent to suspend Rule 6-4 and refer **SCRs 66** and **67** and **SR 60** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 66 by Corn of the Senate and Brannon of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 66**, which was the order.

SCR 66 was adopted upon motion of Senator Corn and referred for engrossment.

GENERAL ORDER

SCR 67 by Corn of the Senate and Brannon of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 67**, which was the order.

SCR 67 was adopted upon motion of Senator Corn and referred for engrossment.

GENERAL ORDER

SR 60 by Corn was called up for consideration.

All other members of the Senate asked to coauthor **SR 60**, which was the order.

SR 60 was adopted upon motion of Senator Corn and referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Eason McIntyre asked unanimous consent to suspend Rule 6-4 and refer **SCR 68** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 68 by Eason McIntyre of the Senate and Shumate of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 68**, which was the order.

SCR 68 was adopted upon motion of Senator Eason McIntyre and referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 924, previously considered on Page 993, were called up for further consideration.

HAs to SB 924 were concurred in upon motion of Senator Wilcoxson.

SB 924, as amended by the Honorable House, was read at length.

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

Aye: Adelson, Aldridge, Anderson, Barrington, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Ford, Gumm, Ivester, Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Rabon, Reynolds, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson and Wilson.--39.

Nay: Ballenger, Bass, Easley, Eason McIntyre, Johnson (C), Rice, Sweeden and Wyrick.--8.

Excused: Garrison.--1.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SR 68 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

HB 2474 – Withdrawn from Appropriations and referred to Transportation.

HB 2490 – Withdrawn from Rules and referred to Retirement and Insurance.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 706**.

The above-numbered enrolled measure was referred to the Governor.

Senator Laster moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 2, 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:

HB 2466 – General Government

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Easley, Johnson (Constance), Sweden

HB 2492 – Agriculture and Rural Development

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

HB 2557 – General Government

Ayes: Aldridge, Anderson, Ballenger, Bass, Brown, Easley, Johnson (Constance), Sweden

HB 2585 – Agriculture and Rural Development

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

HB 2674 – General Government

Ayes: Aldridge, Ballenger, Bass, Bingman, Brown, Crain, Easley, Johnson (Constance), Sweden

HB 2778 – Agriculture and Rural Development

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

HB 2969 – General Government

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Easley, Johnson (Constance), Sweden

HB 3187 – Agriculture and Rural Development

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

DO PASS, As Amended:

HB 2470 – General Government

Ayes: Aldridge, Anderson, Ballenger, Bass, Bingman, Brown, Easley, Johnson (Constance), Sweeden

HB 3123 – General Government

Ayes: Ballenger, Bass, Bingman, Brown, Crain, Easley, Johnson (Constance), Sweeden

Nays: Aldridge, Anderson

Pursuant to the Laster motion, the Senate adjourned at 2:20 p.m. to meet Wednesday, April 2, 2008, at 1:30 p.m.