

# Senate Journal

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

**Fortieth Legislative Day, Wednesday, April 8, 2009**

The Senate was called to order by Senator Sykes.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.—48.

Senator Sykes declared a quorum present.

The prayer was offered by Pastor Steve Lance, Noble Assembly of God, Noble, the guest of Senator Sparks.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**HBs 1077, 1473, 1482, 1576, 1759, 1873, 1949 and 2151** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SBs 303, 348, 446 and 694** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

### GENERAL ORDER

**HB 1294** by Murphey and Sherrer of the House and Brogdon of the Senate was called up for consideration.

Senator Brogdon moved that **HB 1294** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1294** 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, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Coffee, Easley, Johnson (M) and Jolley.--4.

The bill passed.

**HB 1294** was referred for engrossment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Ballenger asked unanimous consent to refer **SR 25** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 25** by Ballenger was called up for consideration.

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

**GENERAL ORDER**

**HB 1604** by Sullivan and Derby of the House and Bingman of the Senate was called up for consideration.

Senator Bingman asked unanimous consent to suspend Senate Rules to amend **HB 1604**, Page 1, by restoring the title, to which request objection was heard.

Senator Bingman moved to suspend Senate Rules to allow for an untimely amendment, which motion failed of adoption upon roll call as follows:

Aye: Aldridge, Anderson, Barrington, Bingman, Branan, Brogdon, Brown, Coates, Coffee, Crain, Easley, Ford, Halligan, Johnson (M), Jolley, Justice, Lamb, Marlatt, Mazzei, Myers, Newberry, Nichols, Reynolds, Russell, Schulz, Stanislawski and Sykes.--27.

Nay: Adelson, Ballenger, Bass, Burrage, Corn, Crutchfield, Eason McIntyre, Ellis, Garrison, Gumm, Ivester, Johnson (C), Laster, Leftwich, Lerblance, Paddack, Rice, Sparks, Sweeden, Wilson and Wyrick.--21.

Senator Bingman moved that **HB 1604** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1604** 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, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Marlatt, Mazzei, Myers, Newberry, Nichols, Reynolds, Rice, Schulz, Sparks, Stanislawski, Sweeden, Sykes and Wilson.--42.

Nay: Ballenger, Crutchfield, Lerblance, Paddack, Russell and Wyrick.--6.

The bill passed.

Pursuant to Rule 12-21, Senator Bingman served notice that the vote be reconsidered whereby **HB 1604** passed.

### **GENERAL ORDER**

**HB 1647** by Rousselot of the House and Garrison of the Senate was called up for consideration.

Senator Garrison moved that **HB 1647** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1647** 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, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--47.

Nay: Easley.--1.

The bill and emergency passed.

**HB 1647** was referred for engrossment.

### **GENERAL ORDER**

**HB 1419** by Cannaday of the House and Ellis of the Senate was called up for consideration.

Senator Ellis moved that **HB 1419** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1419** 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, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--48.

The bill passed.

**HB 1419** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1472** by Sanders et al of the House and Schulz and Marlatt of the Senate was called up for consideration.

Senator Schulz moved that **HB 1472** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1472** 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, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--48.

The bill and emergency passed.

**HB 1472** was referred for engrossment.

**GENERAL ORDER**

**HB 1747** by Blackwell of the House and Schulz of the Senate was called up for consideration.

Senator Schulz moved that **HB 1747** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1747** 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, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--48.

The bill and emergency passed.

**HB 1747** was referred for engrossment.

**GENERAL ORDER**

**HB 1882** by Jordan et al of the House and Schulz of the Senate was called up for consideration.

Senator Schulz moved that **HB 1882** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1882** 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, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--48.

The bill and emergency passed.

**HB 1882** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2154** by Armes of the House and Schulz of the Senate was called up for consideration.

Senator Sparks asked to coauthor **HB 2154**, which was the order.

Senator Schulz moved that **HB 2154** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2154** 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, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry,

Nichols, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes and Wyrick.--46.

Nay: Paddack and Wilson.--2.

The bill passed.

**HB 2154** was referred for engrossment.

### **GENERAL ORDER**

**HB 1518** by Inman and Kern of the House and Reynolds of the Senate was called up for consideration.

Senator Reynolds moved that **HB 1518** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1518** 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, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Crain, Crutchfield, Ford, Halligan, Ivester, Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Schulz, Sparks, Stanislawski, Sykes and Wyrick.--36.

Nay: Ballenger, Corn, Easley, Eason McIntyre, Ellis, Garrison, Johnson (C), Lerblance, Russell, Sweeden and Wilson.--11.

Excused: Gumm.--1.

The bill and emergency passed.

Pursuant to Rule 12-21, Senator Reynolds served notice that the vote be reconsidered whereby **HB 1518** passed.

### **GENERAL ORDER**

**HB 1872** by Hickman of the House and Justice of the Senate was called up for consideration.

Senator Justice moved that **HB 1872** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1872** was read for the third time at length.

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

Aye: Adelson, Aldridge, Ballenger, Barrington, Bass, Bingman, Brogdon, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Anderson, Branan, Coffee and Gumm.--4.

The bill passed.

**HB 1872** was properly signed and ordered returned to the Honorable House.

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

Senator Reynolds asked unanimous consent to refer **SCR 17** direct to the Calendar for consideration, which was the order.

### **GENERAL ORDER**

**SCR 17** by Reynolds of the Senate was called up for consideration.

Representative Key asked to be named principal House author on **SCR 17**, which was the order.

All other members of the Senate asked to coauthor **SCR 17**, which was the order.

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

### **GENERAL ORDER**

**HB 1065** by Faught et al of the House and Crain of the Senate was called up for consideration.



Senator Crain moved that **HB 1065** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1065** was read for the third time at length.

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

Aye: Adelson, Aldridge, Ballenger, Barrington, Bass, Bingman, Brogdon, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Anderson, Branan, Coffee and Gumm.--4.

The bill passed.

**HB 1065** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2030** by Steele et al of the House and Coffee of the Senate was called up for consideration.

Senators Jolley, Leftwich, Stanislawski and Ivester asked to coauthor **HB 2030**, which was the order.

Senator Jolley moved that **HB 2030** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2030** was read for the third time at length.

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

Aye: Adelson, Aldridge, Ballenger, Barrington, Bass, Bingman, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Anderson, Branan, Gumm, Mazzei and Reynolds.--5.

The bill passed.

**HB 2030** was properly signed and ordered returned to the Honorable House.

#### **PENDING CONSIDERATION OF HAS**

**HAs** to **SB 1103** were concurred in upon motion of Senator Jolley.

Senators Leftwich, Marlatt and Russell asked to coauthor **SB 1103**, which was the order.

**SB 1103**, 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, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

Excused: Anderson, Gumm and Mazzei.--3.

The bill passed.

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

#### **GENERAL ORDER**

**HB 1608** by Sullivan et al of the House and Crain of the Senate was called up for consideration.

Senator Corn asked to coauthor **HB 1608**, which was the order.

Senator Crain moved that **HB 1608** be advanced, which motion was declared adopted.

#### **THIRD READING**

**HB 1608** 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, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Anderson, Coffee, Gumm, Mazzei and Rice.--5.

The bill and emergency passed.

**HB 1608** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1097** by Dank et al of the House and Brogdon and Ivester of the Senate was called up for consideration.

Senator Corn moved to amend **HB 1097**, Page 1, Line 17 and Page 3, Lines 6, 10 and 21, by deleting the word “transferable”; Page 3, Lines 2 through 4, by deleting all language after the word “credits” on Line 2 and before the period on Line 4; and Page 3, Lines 11 and 12, by deleting the language “by tax credit purchasers”, which amendment was declared adopted.

Senator Brogdon moved that **HB 1097** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1097** 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, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Anderson, Coffee, Gumm, Mazzei and Rice.--5.

The bill and emergency passed.

**HB 1097** was referred for engrossment.

**GENERAL ORDER**

**HB 1729** by Cox of the House and Crain of the Senate was called up for consideration.

Senator Crain moved that **HB 1729** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1729** was read for the third time at length.

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

Aye: Adelson, Aldridge, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Anderson, Coffee, Gumm, Mazzei and Rice.--5.

The bill passed.

**HB 1729** was properly signed and ordered returned to the Honorable House.

**Senator Jolley presiding.**

**GENERAL ORDER**

**HB 1909** by Thomsen et al of the House and Stanislawski and Ivester of the Senate was called up for consideration.

Senator Stanislawski moved that **HB 1909** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1909** was read for the third time at length.

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

Aye: Adelson, Aldridge, Ballenger, Barrington, Bass, Bingman, Branan, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm,

Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Wilson and Wyrick.--43.

Nay: Brogdon, Brown and Sykes.--3.

Excused: Anderson and Coffee.--2.

The bill passed.

**HB 1909** was referred for engrossment.

### **GENERAL ORDER**

**HB 1008** by Carey and Rousselot of the House and Gumm of the Senate was called up for consideration.

Senator Gumm moved that **HB 1008** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1008** was read for the third time at length.

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

Aye: Adelson, Aldridge, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--46.

Excused: Anderson and Coffee.--2.

The bill passed.

**HB 1008** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1601** by Sullivan et al of the House and Coffee et al of the Senate was called up for consideration.

Senator Sykes moved to amend **HB 1601**, Page 1, Line 24 through Page 2, Line 2, by deleting all new language, and by amending the title to conform.

Senator Corn moved that **HB 1601** be advanced, which motion failed of adoption upon roll call as follows:

Aye: Adelson, Ballenger, Bass, Burrage, Corn, Crutchfield, Easley, Eason McIntyre, Ellis, Garrison, Gumm, Ivester, Johnson (C), Laster, Leftwich, Lerblance, Paddock, Rice, Sparks, Sweeden, Wilson and Wyrick.--22.

Nay: Aldridge, Anderson, Barrington, Bingman, Branan, Brogdon, Brown, Coates, Coffee, Crain, Ford, Halligan, Johnson (M), Jolley, Justice, Lamb, Marlatt, Mazzei, Myers, Newberry, Reynolds, Russell, Schulz, Stanislawski and Sykes.--25.

Excused: Nichols.--1.

Senator Sykes pressed adoption of his previous amendment, which amendment was declared adopted.

The above amendment restores **HB 1601** to the engrossed version of the bill.

Senator Sykes moved that **HB 1601** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1601** 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, Bingman, Branan, Brogdon, Brown, Coates, Coffee, Crain, Ford, Halligan, Johnson (M), Jolley, Justice, Lamb, Marlatt, Mazzei, Myers, Newberry, Nichols, Reynolds, Russell, Schulz, Stanislawski and Sykes.--26.

Nay: Adelson, Ballenger, Bass, Burrage, Corn, Crutchfield, Easley, Eason McIntyre, Ellis, Garrison, Gumm, Ivester, Johnson (C), Laster, Leftwich, Lerblance, Paddock, Rice, Sparks, Sweeden, Wilson and Wyrick.--22.

The bill passed.

Pursuant to Rule 12-21, Senator Sykes served notice that the vote be reconsidered whereby **HB 1601** passed.

**GENERAL ORDER**

**HB 2054** by Thompson et al of the House and Marlatt of the Senate was called up for consideration.

Senator Marlatt moved that **HB 2054** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2054** 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, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sykes, Wilson and Wyrick.--44.

Nay: Ballenger.--1.

Excused: Brogdon, Coffee and Sweeden.--3.

The bill passed.

**HB 2054** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2078** by Wesselhoft of the House and Stanislawski of the Senate was called up for consideration.

Senator Stanislawski moved that **HB 2078** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2078** 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, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sykes, Wilson and Wyrick.--45.

Excused: Brogdon, Coffee and Sweeden.--3.

The bill passed.

**HB 2078** was referred for engrossment.

### **GENERAL ORDER**

**HB 1064** by Sherrer of the House and Burrage of the Senate was called up for consideration.

Senator Burrage moved that **HB 1064** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1064** 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, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sykes, Wilson and Wyrick.--45.

Excused: Brogdon, Coffee and Sweeden.--3.

The bill passed.

**HB 1064** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1069** by Tibbs et al of the House and Paddack and Johnson (Constance) of the Senate was called up for consideration.



Senator Paddack moved that **HB 1069** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1069** 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, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sykes, Wilson and Wyrick.--45.

Excused: Brogdon, Coffee and Sweeden.--3.

The bill passed.

**HB 1069** was referred for engrossment.

### **GENERAL ORDER**

**HB 2010** by Coody and Kern of the House and Paddack of the Senate was called up for consideration.

Senator Paddack moved that **HB 2010** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2010** 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, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sykes, Wilson and Wyrick.--45.

Excused: Brogdon, Coffee and Sweeden.--3.

The bill and emergency passed.

**HB 2010** was referred for engrossment.

#### **MESSAGES FROM THE HOUSE**

Advising fourth reading of and returning Enrolled **SBs 303, 348, 446 and 694**.

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

Advising fourth reading of and transmitting for signature Enrolled **HBs 1007, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1022, 1023, 1049, 1092, 1296, 1318, 1334, 1365, 1420, 1470, 1583 and 1779**.

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

Advising passage of and returning the following Engrossed bills:

**SB 662** - coauthored by Benge and all other House Members

**SB 692** - coauthored by Reynolds, Osborn, Faught, McDaniel (Randy) and Wright  
(John)

**SB 1161**

The above-numbered measures were referred for enrollment.

#### **MESSAGE FROM THE HOUSE HAs TO SENATE BILLS**

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

**SB 290** - coauthored by Pittman, Fields and Wright (John)

**SB 546**

**SB 572** - coauthored by Cox and Derby

**SB 1020** - coauthored by Cooksey, McCullough, Reynolds, Cox, Fields, Ownbey,  
Kern, Wright (Harold), Dank, Peterson, Ortega and Nelson

**SB 1123** - coauthored by Faught, Moore, Reynolds, Duncan, Dank and Kern

House amendments were read on the above-numbered bills.

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 13, 2009, at 1:30 p.m., which motion prevailed.

**MESSAGE FROM THE GOVERNOR**

Advising his veto April 8, 2009, of Enrolled **SB 4**.

The veto message reads as follows:

April 8, 2009

To the Honorable President Pro Tempore  
and Members of the Oklahoma Senate  
First Session of the Fifty Second Oklahoma Legislature

**ENROLLED SB 4**

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED Senate Bill 4.

The right to vote is among our most precious freedoms, guaranteed to all eligible U.S. citizens regardless of their race, gender, religion, income level or social status, and policymakers must be especially careful when tinkering with this fundamental right. By mandating new identification requirements, Senate Bill 4 would have established an unnecessary impediment to exercising this most basic freedom in conflict with Article III, Sec. 5 of the Oklahoma Constitution which states, "All elections shall be free and equal. No power, civil or military, shall ever interfere to prevent the free exercise of the right of suffrage, ..." A small but still important minority of registered voters, many of whom are senior citizens or the working poor, do not have easy access to an official form of identification, and, therefore, could be discouraged from participating in the electoral process by the restrictions contained in SB 4.

Respected, non-partisan advocacy organizations such as the League of Women Voters and the American Association of Retired Persons oppose voter identification laws, citing projections that as many as 21 million eligible voters, including 78,000 in Oklahoma, do not have appropriate identifying credentials and could be negatively impacted by such legislation.

Oklahoma already has a model state election system, one that has earned national praise for its accuracy and efficiency and has operated without the taint of voter fraud. It is not in the best interest of the election system or Oklahoma citizens for the Legislature to enact new participation requirements for registered voters and additional and potentially confusing verification duties for election workers that could cause undue delays and longer waiting lines at the polls, potentially discouraging even more citizens from voting.

At a time when it is difficult to attract more than half of the registered voters to the polls at any given election, we must make voting easier and more convenient for registered voters, not more difficult and confusing.

By the Governor of the State of Oklahoma  
/s/Brad Henry

Pursuant to the Lamb motion, the Senate adjourned at 12:10 p.m. to meet Monday, April 13, 2009, at 1:30 p.m.