

Senate Journal

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

Fourteenth Legislative Day, Tuesday, February 23, 2010

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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.—47.

Excused: Mazzei.—1.

Senator Sykes declared a quorum present.

The prayer was offered by Pastor Jacob Sheriff, Victory Life Church, Durant, the guest of Senator Gumm.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 1280, 1318, 1359, 1645, 1697, 1754, 1775, 1883, 1895, 2038, 2063, 2102 and 2201 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2826 and 3006** and **HCR 1047**.

HB 2826 – By Peters of the House and Anderson of the Senate.

An Act relating to marriage; providing for creation of certain pro se forms; amending 43 O.S. 2001, Section 110, as last amended by Section 3, Chapter 302, O.S.L. 2003 (43

O.S. Supp. 2009, Section 110), which relates to automatic temporary injunction provisions; prohibiting the use of ex parte orders to remove certain children from domestic violence shelters; providing for codification; and providing an effective date.

HB 3006 – By Peterson of the House and Bingman of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 2001, Section 1505, as last amended by Section 1, Chapter 289, O.S.L. 2009 (19 O.S. Supp. 2009, Section 1505), which relates to county purchasing procedures; modifying requirement for approval of certain payments by board of county commissioners; amending 19 O.S. 2001, Section 177.2, which relates to certain county audit fees; providing for certification by State Auditor and Inspector related to funds for county audits; providing an effective date; and declaring an emergency.

HCR 1047 – By McDaniel (Randy), Faught and Reynolds of the House and Newberry of the Senate.

A Concurrent Resolution relating to the regulation of the insurance industry and the Tenth Amendment to the United States Constitution; and directing distribution.

The above-numbered measures were read the first time.

GENERAL ORDER

SB 1326 by Myers of the Senate and Watson of the House was called up for consideration.

Senator Myers moved that **SB 1326** be advanced, which motion was declared adopted.

THIRD READING

SB 1326 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), Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sykes, Wilson and Wyrick.--42.

Excused: Johnson (M), Jolley, Mazzei, Nichols, Sparks and Sweeden.--6.

The bill and emergency passed.

SB 1326 was referred for engrossment.

GENERAL ORDER

SB 1351 by Myers of the Senate and DeWitt of the House was called up for consideration.

Representative Hickman asked to coauthor **SB 1351**, which was the order.

Senator Myers moved that **SB 1351** be advanced, which motion was declared adopted.

THIRD READING

SB 1351 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Johnson (C), Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes and Wyrick.--41.

Nay: Brogdon, Ivester and Wilson.--3.

Excused: Johnson (M), Jolley, Mazzei and Nichols.--4.

The bill and emergency passed.

SB 1351 was referred for engrossment.

GENERAL ORDER

SB 1668 by Myers of the Senate and Duncan of the House was called up for consideration.

Senator Myers moved that **SB 1668** be advanced, which motion was declared adopted.

THIRD READING

SB 1668 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, Brogdon, Brown, Burrage, Coates, Coffee, Crain, Crutchfield, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Johnson (C), Jolley, Justice, Lamb, Laster, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Stanislawski and Sykes.--35.

Nay: Branan, Corn, Easley, Ivester, Leftwich, Lerblance, Rice, Sparks, Sweeden, Wilson and Wyrick.--11.

Excused: Johnson (M) and Mazzei.--2.

The bill passed.

SB 1668 was referred for engrossment.

GENERAL ORDER

SB 1782 by Myers of the Senate and DeWitt of the House was called up for consideration.

Senator Lerblance moved to amend **SB 1782**, Page 1, Line 19, by inserting after the word “district” and before the period the language “or regional university or two year college in The Oklahoma State System of Higher Education”, which amendment was declared adopted.

Senator Myers moved that **SB 1782** be advanced, which motion was declared adopted.

THIRD READING

SB 1782 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Sweeden, Sykes, Wilson and Wyrick.--46.

Excused: Mazzei and Stanislawski.--2.

The bill passed.

SB 1782 was referred for engrossment.

GENERAL ORDER

SB 1313 by Paddack of the Senate and Thomsen of the House was called up for consideration.

Senator Paddack moved that **SB 1313** be advanced, which motion was declared adopted.

THIRD READING

SB 1313 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--47.

Excused: Mazzei.--1.

The bill passed.

SB 1313 was referred for engrossment.

GENERAL ORDER

SB 1831 by Sweeden of the Senate and Christian of the House was called up for consideration.

Senator Burrage asked to coauthor **SB 1831**, which was the order.

Senator Sweeden moved that **SB 1831** be advanced, which motion was declared adopted.

THIRD READING

SB 1831 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, Corn, Crutchfield, Easley, Eason McIntyre, Ellis, Garrison, Gumm, Johnson (C), Laster, Lerblance, Rice, Sparks, Sweeden, Wilson and Wyrick.--18.

Nay: Aldridge, Anderson, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Coates, Coffee, Crain, Ford, Halligan, Ivester, Johnson (M), Jolley, Justice, Lamb, Leftwich, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Stanislawski and Sykes.--29.

Excused: Mazzei.--1.

The bill failed.

Pursuant to Rule 12-21, Senator Sweeden served notice that the vote be reconsidered whereby **SB 1831** failed.

GENERAL ORDER

SB 2042 by Brown of the Senate and Sullivan of the House was called up for consideration.

Senator Brown moved that **SB 2042** be advanced, which motion was declared adopted.

THIRD READING

SB 2042 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, Myers, Newberry, Nichols, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sykes, Wilson and Wyrick.--44.

Nay: Easley, Paddack and Sweeden.--3.

Excused: Mazzei.--1.

The bill and emergency passed.

SB 2042 was referred for engrossment.

GENERAL ORDER

SB 2104 by Ballenger of the Senate and Sanders of the House was called up for consideration.

Senator Ballenger moved that **SB 2104** be advanced, which motion was declared adopted.

THIRD READING

SB 2104 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--47.

Excused: Mazzei.--1.

The bill passed.

SB 2104 was referred for engrossment.

GENERAL ORDER

SB 1365 by Coffee of the Senate and Russ of the House was called up for consideration.

Senator Gumm asked to coauthor **SB 1365**, which was the order.

Senator Coffee moved that **SB 1365** be advanced, which motion was declared adopted.

THIRD READING

SB 1365 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--47.

Excused: Mazzei.--1.

The bill passed.

SB 1365 was referred for engrossment.

GENERAL ORDER

SB 1600 by Crain of the Senate and Schwartz of the House was called up for consideration.

Senator Crain moved that **SB 1600** be advanced, which motion was declared adopted.

THIRD READING

SB 1600 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--47.

Excused: Mazzei.--1.

The bill passed.

SB 1600 was referred for engrossment.

GENERAL ORDER

SB 1818 by Crain of the Senate and Steele of the House was called up for consideration.

Senator Crain moved that **SB 1818** be advanced, which motion was declared adopted.

THIRD READING

SB 1818 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, Ellis, Ford, Garrison, Gumm, 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.--46.

Nay: Brogdon.--1.

Excused: Mazzei.--1.

The bill passed.

SB 1818 was referred for engrossment.

GENERAL ORDER

SB 1830 by Crain of the Senate and Nelson of the House was called up for consideration.

Senator Crain moved that **SB 1830** be advanced, which motion was declared adopted.

THIRD READING

SB 1830 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--47.

Excused: Mazzei.--1.

The bill and emergency passed.

SB 1830 was referred for engrossment.

GENERAL ORDER

SB 1342 by Aldridge of the Senate and Banz of the House was called up for consideration.

Senator Aldridge moved that **SB 1342** be advanced, which motion was declared adopted.

THIRD READING

SB 1342 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, Crain, Crutchfield, Eason McIntyre, Ford, Halligan, Ivester, Johnson (M), Jolley, Justice, Lamb, Leftwich, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes and Wilson.--36.

Nay: Corn, Easley, Ellis, Garrison, Gumm, Johnson (C), Laster, Lerblance, Rice and Wyrick.--10.

Excused: Coffee and Mazzei.--2.

The bill passed.

SB 1342 was referred for engrossment.

GENERAL ORDER

SB 1903 by Aldridge of the Senate and Sullivan of the House was called up for consideration.

Senator Brown asked to coauthor **SB 1903**, which was the order.

Senator Aldridge moved that **SB 1903** be advanced, which motion was declared adopted.

THIRD READING

SB 1903 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, Eason McIntyre, Ellis, Ford, Garrison, Gumm, 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.

Nay: Adelson and Easley.--2.

Excused: Mazzei.--1.

The bill passed.

SB 1903 was referred for engrossment.

GENERAL ORDER

SB 1812 by Anderson of the Senate and Jackson of the House was called up for consideration.

Senator Anderson moved that **SB 1812** be advanced, which motion was declared adopted.

THIRD READING

SB 1812 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--47.

Excused: Mazzei.--1.

The bill passed.

SB 1812 was referred for engrossment.

GENERAL ORDER

SB 2111 by Burrage of the Senate and Jones of the House was called up for consideration.

Senator Leftwich asked to coauthor **SB 2111**, which was the order.

Senator Burrage moved that **SB 2111** be advanced, which motion was declared adopted.

THIRD READING

SB 2111 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Anderson, Mazzei, Russell and Sparks.--4.

The bill and emergency passed.

SB 2111 was referred for engrossment.

GENERAL ORDER

SB 2223 by Burrage of the Senate and Sherrer of the House was called up for consideration.

Senator Jolley asked to coauthor **SB 2223**, which was the order.

Senator Burrage moved that **SB 2223** be advanced, which motion was declared adopted.

THIRD READING

SB 2223 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 2223 was referred for engrossment.

GENERAL ORDER

SB 1344 by Ellis and Gumm of the Senate and Bailey of the House was called up for consideration.

Senators Russell, Jolley and Lamb asked to coauthor **SB 1344**, which was the order.

Senator Ellis moved that **SB 1344** be advanced, which motion was declared adopted.

THIRD READING

SB 1344 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 1344 was referred for engrossment.

GENERAL ORDER

SB 1298 by Gumm of the Senate and Carey of the House was called up for consideration.

Senator Gumm moved that **SB 1298** be advanced, which motion was declared adopted.

THIRD READING

SB 1298 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Anderson, Mazzei, Myers and Sparks.--4.

The bill passed.

SB 1298 was referred for engrossment.

GENERAL ORDER

SB 1713 by Gumm of the Senate and Buck of the House was called up for consideration.

Senator Gumm moved to amend **SB 1713**, Page 2, Line 4, by striking after the number "70" and before the word "from", the word "east"; Page 2, Lines 4 and 5, by striking after the word "the" and before the word "County" the word "Bryan", and inserting in lieu thereof the words "Bryan/Marshall"; and Page 2, Line 6 by striking the word "Rudolph" and inserting in lieu thereof the word "Rudolf", which amendment was declared adopted.

Senator Gumm asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 1713**.

Senator Gumm moved to amend **SB 1713**, Page 1, Lines 12 and 13, by striking after the word "of" on Line 12 through the word "Madill" on Line 13 and insert in lieu thereof the following language "United States Highway 70 from the Marshall/Bryan county line extending west to the intersection of United States Highway 377 within the City of Madill limits", which amendment was declared adopted.

Senator Gumm moved that **SB 1713** be advanced, which motion was declared adopted.

THIRD READING

SB 1713 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 1713 was referred for engrossment.

GENERAL ORDER

SB 1889 by Stanislawski of the Senate and Sullivan of the House was called up for consideration.

Senator Stanislawski moved that **SB 1889** be advanced, which motion was declared adopted.

THIRD READING

SB 1889 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 1889 was referred for engrossment.

GENERAL ORDER

SB 1636 by Justice of the Senate and Osborn of the House was called up for consideration.

Senator Justice moved that **SB 1636** be advanced, which motion was declared adopted.

THIRD READING

SB 1636 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill and emergency passed.

SB 1636 was referred for engrossment.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Paddack asked unanimous consent to refer **SR 84** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 84 by Paddack was called up for consideration.

All other members of the Senate asked to coauthor **SR 84**, which was the order.

SR 84 was adopted upon motion of Senator Paddack and referred for enrollment.

GENERAL ORDER

SB 1715 by Justice of the Senate and Osborn of the House was called up for consideration.

Senators Jolley, Corn and Russell asked to coauthor **SB 1715**, which was the order.

Senator Justice moved that **SB 1715** be advanced, which motion was declared adopted.

THIRD READING

SB 1715 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, Coffee, Corn, Crain, Crutchfield, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Anderson, Easley, Mazzei and Sparks.--4.

The bill and emergency passed.

SB 1715 was referred for engrossment.

GENERAL ORDER

SB 1333 by Ford of the Senate and Denney of the House was called up for consideration.

Senator Ford moved to amend **SB 1333**, Page 13, Lines 6 through 12, by deleting after the word “day” on Line 6, and before the word “training” on Line 12 all language and inserting in lieu thereof the following language “. Credit may be granted for courses that meet the criteria set forth in subsection B or D of this section. Technical”, which amendment was declared adopted.

Senator Ford moved that **SB 1333** be advanced, which motion was declared adopted.

THIRD READING

SB 1333 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, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Eason McIntyre, Ellis, Ford, Gumm, 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.--43.

Nay: Bass, Crutchfield, Easley and Garrison.--4.

Excused: Mazzei.--1.

The bill and emergency passed.

SB 1333 was referred for engrossment.

GENERAL ORDER

SB 1916 by Ford of the Senate and Peters of the House was called up for consideration.

Senator Ford moved that **SB 1916** be advanced, which motion was declared adopted.

THIRD READING

SB 1916 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, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

Excused: Corn, Marlatt and Mazzei.--3.

The bill passed.

SB 1916 was referred for engrossment.

GENERAL ORDER

SB 2139 by Ford of the Senate and Coody of the House was called up for consideration.

Senator Ford moved that **SB 2139** be advanced, which motion was declared adopted.

THIRD READING

SB 2139 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, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Corn, Mazzei, Paddack and Reynolds.--4.

The bill and emergency passed.

SB 2139 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to the following bills, requesting conference and House conferees to be named later as follows:

HB 2264

HB 2266

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Lamb, the request of the Honorable House for conference on **HBs 1741, 1786, 1802, 1948 and 1964** and **HJR 1026 and 1029** was ordered granted and bills referred to GCCA.

Upon motion of Senator Lamb, the request of the Honorable House for conference on the following bills was ordered granted and Senate conferees appointed as follows:

HB 1072 – Brogdon, Lamb, Reynolds, Burrage, Johnson (Mike), Schulz, Marlatt

HB 1888 – Sparks, Johnson (Mike), Stanislawski, Lamb, Bingman

SCs NAMED

Upon motion of Senator Lamb, Senate conferees were appointed as follows:

SB 489 – GCCA

SB 738 – Coffee, Lamb, Jolley, Leftwich, Johnson (Mike)

SB 956 – Lamb, Jolley, Anderson, Burrage, Schulz

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 24, 2010, at 10:00 a.m., which motion prevailed.

Pursuant to the Lamb motion, the Senate adjourned at 12:05 p.m. to meet Wednesday, February 24, 2010, at 10:00 a.m.