

# Senate Journal

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

**Fifteenth Legislative Day, Wednesday, February 24, 2010**

The Senate was called to order by Senator Bingman.

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 Bingman 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 1298, 1313, 1326, 1333, 1342, 1344, 1351, 1365, 1600, 1636, 1668, 1713, 1715, 1782, 1812, 1818, 1830, 1889, 1903, 1916, 2042, 2104, 2111, 2139 and 2223** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**SR 84** was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

### INTRODUCTION

Senator Brown introduced former Senator Scott Pruitt to the Senate.

**GENERAL ORDER**

**SB 1637** by Aldridge of the Senate and Billy of the House was called up for consideration.

Representative Hilliard asked to coauthor **SB 1637**, which was the order.

Senator Aldridge moved that **SB 1637** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1637** 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, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, 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.--43.

Nay: Ellis.--1.

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

The bill and emergency passed.

**SB 1637** was referred for engrossment.

**GENERAL ORDER**

**SB 1855** by Crain of the Senate and Cox of the House was called up for consideration.

Senator Gumm asked to coauthor **SB 1855**, which was the order.

Senator Gumm moved to amend **SB 1855**, Page 3, Line 23 ½, by inserting new Sections 2, 3 and 4 to read as follows:

“SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-114.1a of Title 63, unless there is created a duplication in numbering, reads as follows:

A. Each county department of health shall perform an annual audit of lead toxicity screens of children ages six (6) months to seventy two (72) months as provided for in

Section 1-114.1 of Title 63 of the Oklahoma Statutes. Each audit shall include information on the number of screened and unscreened children in the specified age group.

B. Each county department of health shall report the results of the audit to the Legislature within thirty (30) days of completion. An administrator of a county department of health who knowingly or recklessly fails to report the results of the audit within the specified amount of time shall be subject to disciplinary action, including but not limited to, suspension or dismissal.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-114.1b of Title 63, unless there is created a duplication in numbering, reads as follows:

The State Department of Health shall annually designate one week of the year as "Heavy Metals Safety Week". As part of Heavy Metals Safety Week, the Department shall develop and implement a heavy metals safety campaign.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 114.1c of Title 63, unless there is created a duplication in numbering, reads as follows:

The State Department of Health, in conjunction with the State Board of Education, shall coordinate the development and implementation of an elementary education learning unit and a related public advertising campaign devoted to the effects of exposure to heavy metals. The learning unit and public advertising campaign shall focus on the dangers facing children and others exposed to heavy metals, the possible sources of lead exposure, and ways lead exposure may be prevented.", and by renumbering subsequent section and amending the title to conform, which amendment was declared adopted.

Senator Crain moved that **SB 1855** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1855** 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, 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.--44.

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

The bill passed.

**SB 1855** was referred for engrossment.

**GENERAL ORDER**

**SB 1376** by Burrage of the Senate and Thompson of the House was called up for consideration.

Senator Branan asked to coauthor **SB 1376**, which was the order.

Senator Burrage moved that **SB 1376** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1376** was read for the third time at length.

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

Aye: Aldridge, Ballenger, Barrington, Bass, Bingman, Branan, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--42.

Nay: Adelson and Johnson (M).--2.

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

The bill passed.

**SB 1376** was referred for engrossment.

**GENERAL ORDER**

**SB 2142** by Russell of the Senate and Banz of the House was called up for consideration.

Senator Gumm asked to coauthor **SB 2142**, which was the order.

Senator Russell moved that **SB 2142** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 2142** 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, 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.--44.

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

The bill and emergency passed.

**SB 2142** was referred for engrossment.

### **GENERAL ORDER**

**SB 1964** by Ford of the Senate and Jones of the House was called up for consideration.

Senator Ford moved that **SB 1964** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1964** 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, 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, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--42.

Nay: Myers.--1.

Excused: Anderson, Brogdon, Coffee, Mazzei and Sparks.--5.

The bill passed.

**SB 1964** was referred for engrossment.

### **GENERAL ORDER**

**SB 1295** by Rice of the Senate and Cox of the House was called up for consideration.

Senator Rice moved that **SB 1295** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1295** 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, 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.--44.

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

The bill passed.

**SB 1295** was referred for engrossment.

### **GENERAL ORDER**

**SB 1394** by Jolley of the Senate and McDaniel (Randy) of the House was called up for consideration.

Senator Jolley moved that **SB 1394** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1394** 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, 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: Coffee, Mazzei and Sparks.--3.

The bill passed.

**SB 1394** was referred for engrossment.

### **GENERAL ORDER**

**SB 1997** by Jolley of the Senate and Sanders of the House was called up for consideration.

Senator Jolley moved to amend **SB 1997**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Jolley asked that **SB 1997** be laid over for this legislative day, which was the order.

**SB 1997** remains on General Order.

### **MESSAGE FROM THE HOUSE**

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

**SB 738** - Benge, Miller, Martin (Scott), Cox, Ritze, Lamons, McAffrey

**SB 956** - Peterson, Duncan, Jordan, Cooksey, Rousselot, Pittman

### **GENERAL ORDER**

**SB 1714** by Justice of the Senate and Morrissette of the House was called up for consideration.

Senator Justice moved that **SB 1714** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1714** 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--41.

Nay: Adelson, Brogdon, Ivester and Russell.--4.

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

The bill passed.

**SB 1714** was referred for engrossment.

### **GENERAL ORDER**

**SB 1956** by Justice of the Senate and Armes of the House was called up for consideration.

Senator Justice moved that **SB 1956** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1956** 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, 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Brown, Coffee, Mazzei and Sparks.--4.

The bill and emergency passed.

**SB 1956** was referred for engrossment.

### **GENERAL ORDER**

**SB 1321** by Gumm of the Senate and Terrill of the House was called up for consideration.

Senator Russell asked to coauthor **SB 1321**, which was the order.

Senator Gumm moved that **SB 1321** be advanced, which motion was declared adopted.



**THIRD READING**

**SB 1321** 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, Burrage, 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.--43.

Excused: Brown, Coates, Coffee, Mazzei and Sparks.--5.

The bill passed.

**SB 1321** was referred for engrossment.

**GENERAL ORDER**

**SB 2151** by Gumm of the Senate and Carey of the House was called up for consideration.

Senator Gumm moved to amend **SB 2151**, Page 7, Line 5, by inserting after the comma and before the word “the” the following language “the suspension or revocation is not related to any drug- or alcohol-related offense other than the one for which the participant is serving in drug court. Further,” and Page 7, Line 10, by inserting after the word “fees” and before the period the following language “and any outstanding fines, fees or court-ordered restitution”, and by amending the title to conform, which amendment was declared adopted.

Senator Gumm moved to amend **SB 2151**, Page 1, by striking the title, which amendment was declared adopted.

Senator Gumm moved that **SB 2151** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 2151** 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, Burrage, 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.--43.

Excused: Brown, Coates, Coffee, Mazzei and Sparks.--5.

The bill passed.

**SB 2151** was referred for engrossment.

### **GENERAL ORDER**

**SB 1387** by Leftwich of the Senate and Christian of the House was called up for consideration.

Senator Leftwich moved that **SB 1387** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1387** 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, Burrage, 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.--43.

Excused: Brown, Coates, Coffee, Mazzei and Sparks.--5.

The bill passed.

**SB 1387** was referred for engrossment.

### **GENERAL ORDER**

**SB 1305** by Paddack of the Senate and Coody of the House was called up for consideration.

Senator Paddack moved that **SB 1305** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1305** 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, 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: Brown, Mazzei and Sparks.--3.

The bill passed.

**SB 1305** was referred for engrossment.

**GENERAL ORDER**

**SB 1331** by Paddack of the Senate and Coody of the House was called up for consideration.

Senator Paddack moved that **SB 1331** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1331** 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, 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, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Nay: Reynolds.--1.

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

The bill and emergency passed.

**SB 1331** was referred for engrossment.

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

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The Senate reconvened with Senator Sykes presiding.

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

### **GENERAL ORDER**

**SB 2330** by Ford of the Senate and Denney of the House was called up for consideration.

Senator Ford asked that **SB 2330** be laid over temporarily, which was the order.

**SB 2330** remains on General Order.

### **GENERAL ORDER**

**SB 2073** by Stanislawski of the Senate and McDaniel (Randy) of the House was called up for consideration.

Senator Stanislawski moved to amend **SB 2073**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Stanislawski moved that **SB 2073** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 2073** 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, Coates, 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, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--43.

Excused: Anderson, Burrage, Coffee, Mazzei and Reynolds.--5.

The bill passed.

**SB 2073** was referred for engrossment.

### **GENERAL ORDER**

**SB 2318** by Jolley of the Senate and Jones of the House was called up for consideration.

Senator Paddack asked to coauthor **SB 2318**, which was the order.

Senator Jolley moved that **SB 2318** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 2318** 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, Coates, 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, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Burrage, Coffee, Mazzei and Reynolds.--4.

The bill passed.

**SB 2318** was referred for engrossment.

### **GENERAL ORDER**

**SJR 59** by Newberry and Jolley of the Senate and Thompson of the House was called up for consideration.

Senators Sykes, Coffee, Brogdon, Branan, Schulz, Stanislawski, Ford, Brown, Aldridge, Barrington, Lamb, Bingman, Russell, Justice, Marlatt and Coates asked to coauthor **SJR 59**, which was the order.

Senator Newberry moved to amend **SJR 59**, Page 1, by striking the title, which amendment was declared adopted.

Senator Newberry moved that **SJR 59** be advanced, which motion was declared adopted.

### **THIRD READING**

**SJR 59** was read for the third time at length.

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

Aye: Aldridge, Anderson, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Coates, Coffee, Corn, Crain, Ellis, Ford, Gumm, Halligan, Johnson (M), Jolley, Justice, Lamb, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Stanislawski and Sykes.--30.

Nay: Adelson, Ballenger, Crutchfield, Easley, Eason McIntyre, Garrison, Ivester, Johnson (C), Laster, Leftwich, Lerblance, Rice, Sparks, Sweeden, Wilson and Wyrick.--16.

Excused: Burrage and Mazzei.--2.

The resolution passed.

Pursuant to Rule 12-21, Senator Newberry served notice that the vote be reconsidered whereby **SJR 59** passed.

### **MESSAGES FROM THE HOUSE**

Advising passage of and transmitting for consideration Engrossed **HBs 2274, 2285, 2530, 2621, 2656** and **2934**.

**HB 2274** – By Thomsen, Pittman, Cannaday, Smithson and Walker of the House and Anderson of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Section 1-118.1, which relates to the technology center school district building fund; expanding uses of the building fund; clarifying language; and declaring an emergency.

**HB 2285** – By Wright (John) of the House and Aldridge of the Senate.

An Act relating to sunset; amending 63 O.S. 2001, Section 1-1923, as amended by Section 1, Chapter 25, O.S.L. 2004 (63 O.S. Supp. 2009, Section 1-1923), which relates to the Long-Term Care Facility Advisory Board; re-creating the Board; and modifying termination date.

**HB 2530** – By Schwartz of the House and Justice, Leftwich and Johnson (Mike) of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2001, Section 3021, as last amended by Section 15, Chapter 2, O.S.L. 2009 (59 O.S. Supp. 2009, Section 3021), which relates to the Elevator Safety Act; modifying exemptions; and providing an effective date.

**HB 2621** – By Glenn, Brannon and Trebilcock of the House and Wyrick of the Senate.

An Act relating to roads, bridges and ferries; designating the Fern Holland Memorial Highway, the Tommy Azlin Memorial Highway, the Joe Hemphill Memorial Bridge, the F.L. Holton Memorial Bridge, the State Representative Tim Pope Memorial Bridge and the USMC Cpl. Jeremy D. Allbaugh Memorial Highway; providing for placement of permanent markers; providing for codification; and providing an effective date.

**HB 2656** – By Sullivan, Reynolds, Faught and Duncan of the House and Crain of the Senate.

An Act relating to public health and safety; stating legislative intent; defining terms; prohibiting recovery of damages in certain circumstances for wrongful birth and wrongful life actions; excepting specific circumstances; repealing Section 14, Chapter 36, O.S.L. 2008 (63 O.S. Supp. 2009, Section 1-741.11), which prohibits the recovery of damages in certain circumstances for wrongful birth and wrongful life actions; providing for codification; and declaring an emergency.

**HB 2934** – By Luttrell, Duncan, Smithson, Cannaday and Walker of the House and Anderson and Stanislawski of the Senate.

An Act relating to prisons and reformatories; amending 22 O.S. 2001, Section 991a, as last amended by Section 132, Chapter 234, O.S.L. 2009 (22 O.S. Supp. 2009, Section 991a), which relates to sentencing; expanding information court may require sex offenders provide; amending 57 O.S. 2001, Section 584, as last amended by Section 6, Chapter 404, O.S.L. 2009 (57 O.S. Supp. 2009, Section 584), which relates to sex offender registration; requiring registrants provide certain information; allowing access to certain information by Internet entities; requiring Internet entities provide certain information; requiring updates of information; allowing fee; providing for promulgation of rules; defining term; and providing an effective date.

The above-numbered measures were read the first time.

Advising passage of and returning the following Engrossed resolution:

**SCR 39**

The above-numbered measure was referred for enrollment.

**GENERAL ORDER**

**SJR 64** by Coffee and Jolley of the Senate and Bengé of the House was called up for consideration.

Senator Coffee moved that **SJR 64** be advanced, which motion was declared adopted.

**THIRD READING**

**SJR 64** was read for the third time at length.

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

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

Nay: Adelson, Ballenger, Crutchfield, Easley, Eason McIntyre, Ellis, Ivester, Johnson (C), Laster, Leftwich, Lerblance, Rice, Sparks, Sweeden, Wilson and Wyrick.--16.

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

The resolution passed.

**SJR 64** was referred for engrossment.

**GENERAL ORDER**

**SJR 58** by Coffee and Jolley of the Senate and Bengé of the House was called up for consideration.

Senator Coffee moved that **SJR 58** be advanced, which motion was declared adopted.



**THIRD READING**

**SJR 58** was read for the third time at length.

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

Aye: Aldridge, Anderson, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Coates, Coffee, Corn, Crain, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski and Sykes.--35.

Nay: Adelson, Ballenger, Crutchfield, Easley, Eason McIntyre, Johnson (C), Lerblance, Rice, Sweeden, Wilson and Wyrick.--11.

Excused: Burrage and Mazzei.--2.

The resolution passed.

**SJR 58** was referred for engrossment.

**GENERAL ORDER**

**SB 1325** by Anderson of the Senate and Enns of the House was called up for consideration.

Senator Anderson moved that **SB 1325** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1325** 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, 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.

Excused: Burrage and Mazzei.--2.

The bill passed.

**SB 1325** was referred for engrossment.

### **GENERAL ORDER**

**SB 2330** by Ford of the Senate and Denney of the House was called up for further consideration.

Senator Ford moved to amend **SB 2330**, Page 1, by striking the title, which amendment was declared adopted.

Senator Ford moved that **SB 2330** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 2330** 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, Coates, Coffee, Corn, Crain, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Russell, Schulz, Sparks, Stanislawski, Sweeden and Sykes.--40.

Nay: Crutchfield, Easley, Eason McIntyre, Rice, Wilson and Wyrick.--6.

Excused: Burrage and Mazzei.--2.

The bill and emergency passed.

**SB 2330** was referred for engrossment.

### **MOTION TO RECONSIDER VOTE**

Senator Anderson moved to reconsider the vote whereby **SB 1887** failed, which motion was declared adopted upon roll call as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bingman, Branan, Brown, 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, Paddack, Reynolds, Rice, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--41.

Nay: Bass, Brogdon, Corn and Russell.--4.

Excused: Burrage, Mazzei and Nichols.--3.

Senator Anderson moved to reconsider the vote whereby **SB 1887** was advanced, which motion was declared adopted.

Senator Anderson asked that **SB 1887** be laid over for this legislative day, which was the order.

**SB 1887** remains on General Order.

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 25, 2010, at 9:30 a.m., which motion prevailed.

#### **FIRST READING**

The following was introduced and read the first time:

**SR 88** – By Johnson (Constance).

A Resolution thanking Sheila Ford for her service; wishing her well upon the occasion of her retirement; and directing distribution.

Pursuant to the Lamb motion, the Senate adjourned at 4:40 p.m. to meet Thursday, February 25, 2010, at 9:30 a.m.