

Senate Journal

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

Sixteenth Legislative Day, Thursday, February 25, 2010

The Senate was called to order by Senator Aldridge.

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 Aldridge 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 1295, 1305, 1321, 1325, 1331, 1376, 1387, 1394, 1637, 1714, 1855, 1956, 1964, 2073, 2142, 2151, 2318 and 2330 and SJRs 58 and 64 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 39 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

GENERAL ORDER

SB 1646 by Ballenger of the Senate and Shoemake of the House was called up for consideration.

Senator Ballenger asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 1646**.

Senator Ballenger moved to amend **SB 1646**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Ballenger moved that **SB 1646** be advanced, which motion was declared adopted.

THIRD READING

SB 1646 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, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (C), Johnson (M), Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 1646 was referred for engrossment.

GENERAL ORDER

SB 499 by Anderson of the Senate and Duncan of the House was called up for consideration.

Senator Anderson moved that **SB 499** be advanced, which motion was declared adopted.

THIRD READING

SB 499 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), Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Nay: Russell.--1.

Excused: Jolley, Leftwich and Mazzei.--3.

The bill passed.

SB 499 was referred for engrossment.

GENERAL ORDER

SB 1612 by Anderson and Johnson (Constance) of the Senate and McDaniel (Jeannie) of the House was called up for consideration.

Senator Anderson moved that **SB 1612** be advanced, which motion was declared adopted.

THIRD READING

SB 1612 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), Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

Excused: Jolley, Leftwich and Mazzei.--3.

The bill and emergency passed.

SB 1612 was referred for engrossment.

GENERAL ORDER

SB 1776 by Anderson and Johnson (Constance) of the Senate and Peters of the House was called up for consideration.

Senator Anderson moved that **SB 1776** be advanced, which motion was declared adopted.

THIRD READING

SB 1776 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), Justice, Lamb, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

Excused: Jolley, Leftwich and Mazzei.--3.

The bill passed.

SB 1776 was referred for engrossment.

GENERAL ORDER

SB 2197 by Anderson and Johnson (Constance) of the Senate and Cox of the House was called up for consideration.

Senator Anderson moved that **SB 2197** be advanced, which motion was declared adopted.

THIRD READING

SB 2197 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), Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--46.

Excused: Jolley and Mazzei.--2.

The bill passed.

SB 2197 was referred for engrossment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Johnson (Constance) asked unanimous consent to refer **SR 88** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 88 by Johnson (Constance) was called up for consideration.

All other members of the Senate asked to coauthor **SR 88**, which was the order.

SR 88 was adopted upon motion of Senator Johnson (Constance) and referred for enrollment.

Senator Sykes presiding.

GENERAL ORDER

SB 1765 by Bingman of the Senate and Armes of the House was called up for consideration.

Senator Bingman moved that **SB 1765** be advanced, which motion was declared adopted.

THIRD READING

SB 1765 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, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddock, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--46.

Excused: Brogdon and Mazzei.--2.

The bill and emergency passed.

SB 1765 was referred for engrossment.

GENERAL ORDER

SB 1917 by Aldridge of the Senate and Banz of the House was called up for consideration.

Senator Aldridge moved to amend **SB 1917**, Page 18, Lines 10 through 19, by deleting all language and renumbering subsequent paragraphs; Page 22, Line 22, by deleting after the semicolon “;” the word “and”; Page 23, Line 15, by inserting after the word “plate” and before the period “.” the language “; and”; and Page 23, Line 15½, by inserting the following:

“43. Armed Forces Veterans Motorcycle License Plate – such plates shall be designed for use on a motorcycle in consultation with A Brotherhood Aiming Toward Education of Oklahoma, Inc. (ABATE), and issued to any honorably discharged former member of the United States Armed Forces wishing to demonstrate support for the 45th Infantry Division Museum. Persons applying for such license plate must show proof of past military service. As provided in this section, a portion of the fee collected shall be deposited in the 45th Infantry Division Museum Fund created in Section 235.1 of Title 44 of the Oklahoma Statutes”, which amendment was declared adopted.

Senator Aldridge moved that **SB 1917** be advanced, which motion was declared adopted.

THIRD READING

SB 1917 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.

Excused: Brogdon and Mazzei.--2.

The bill passed.

SB 1917 was referred for engrossment.

GENERAL ORDER

SB 1659 by Aldridge of the Senate and Wright (John) of the House was called up for consideration.

Senator Aldridge moved that **SB 1659** be advanced, which motion was declared adopted.

THIRD READING

SB 1659 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.

Excused: Brogdon and Mazzei.--2.

The bill passed.

SB 1659 was referred for engrossment.

GENERAL ORDER

SB 1684 by Aldridge of the Senate and Banz of the House was called up for consideration.

Senator Aldridge moved that **SB 1684** be advanced, which motion was declared adopted.

THIRD READING

SB 1684 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, 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: Brogdon and Mazzei.--2.

The bill and emergency passed.

SB 1684 was referred for engrossment.

Senator Aldridge presiding.

GENERAL ORDER

SB 1670 by Bass of the Senate and Sullivan of the House was called up for consideration.

Senators Lamb and Anderson asked to coauthor **SB 1670**, which was the order.

Senator Bass moved that **SB 1670** be advanced, which motion was declared adopted.

THIRD READING

SB 1670 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, 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: Brogdon and Mazzei.--2.

The bill and emergency passed.

SB 1670 was referred for engrossment.

GENERAL ORDER

SB 1771 by Anderson of the Senate and Johnson of the House was called up for consideration.

Senator Anderson moved to amend **SB 1771**, 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 Anderson moved that **SB 1771** be advanced, which motion was declared adopted.

THIRD READING

SB 1771 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, 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: Brogdon and Mazzei.--2.

The bill and emergency passed.

SB 1771 was referred for engrossment.

GENERAL ORDER

SB 2179 by Branan of the Senate and Thompson of the House was called up for consideration.

Senator Branan moved that **SB 2179** be advanced, which motion was declared adopted.

THIRD READING

SB 2179 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, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Nay: Reynolds.--1.

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

The bill and emergency passed.

SB 2179 was referred for engrossment.

GENERAL ORDER

SB 2231 by Branan of the Senate and Martin (Scott) of the House was called up for consideration.

Senators Jolley, Gumm and Leftwich asked to coauthor **SB 2231**, which was the order.

Senator Branan moved that **SB 2231** be advanced, which motion was declared adopted.

THIRD READING

SB 2231 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, 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, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

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

The bill passed.

SB 2231 was referred for engrossment.

GENERAL ORDER

SB 1764 by Bingman of the Senate and Benge of the House was called up for consideration.

Senators Jolley and Lamb asked to coauthor **SB 1764**, which was the order.

Senator Bingman moved that **SB 1764** be advanced, which motion was declared adopted.

THIRD READING

SB 1764 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, 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, Myers, Newberry, Paddack, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--42.

Nay: Aldridge and Reynolds.--2.

Excused: Brogdon, Coffee, Mazzei and Nichols.--4.

The bill and emergency passed.

SB 1764 was referred for engrossment.

GENERAL ORDER

SB 1785 by Bingman of the Senate and McCullough of the House was called up for consideration.

Senator Bingman moved that **SB 1785** be advanced, which motion was declared adopted.

THIRD READING

SB 1785 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill and emergency passed.

SB 1785 was referred for engrossment.

GENERAL ORDER

SB 1816 by Bingman et al of the Senate and Ownbey of the House was called up for consideration.

Senators Corn, Leftwich, Garrison and Russell asked to coauthor **SB 1816**, which was the order.

Senator Bingman moved that **SB 1816** be advanced, which motion was declared adopted.

THIRD READING

SB 1816 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 1816 was referred for engrossment.

GENERAL ORDER

SB 1335 by Coffee of the Senate and Benge of the House was called up for consideration.

Senator Sparks asked to coauthor **SB 1335**, which was the order.

Senator Halligan asked that **SB 1335** be laid over temporarily, which was the order.

SB 1335 remains on General Order.

GENERAL ORDER

SB 1373 by Crain of the Senate and Schwartz of the House was called up for consideration.

Senator Johnson (Constance) asked to coauthor **SB 1373**, which was the order.

Senator Crain moved that **SB 1373** be advanced, which motion was declared adopted.

THIRD READING

SB 1373 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 1373 was referred for engrossment.

GENERAL ORDER

SB 2270 by Crain of the Senate and Sullivan of the House was called up for consideration.

Senator Crain moved that **SB 2270** be advanced, which motion was declared adopted.

THIRD READING

SB 2270 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, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--45.

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

The bill passed.

SB 2270 was referred for engrossment.

GENERAL ORDER

SB 2203 by Crain of the Senate and Sullivan of the House was called up for consideration.

Senator Crain moved that **SB 2203** be advanced, which motion was declared adopted.

THIRD READING

SB 2203 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, 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.--44.

Excused: Brogdon, Coates, Coffee and Mazzei.--4.

The bill passed.

SB 2203 was referred for engrossment.

GENERAL ORDER

SB 1814 by Crain of the Senate and Sullivan of the House was called up for consideration.

Senator Crain moved that **SB 1814** be advanced, which motion was declared adopted.

THIRD READING

SB 1814 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, 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.--44.

Excused: Brogdon, Coates, Coffee and Mazzei.--4.

The bill passed.

SB 1814 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 39**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

GENERAL ORDER

SB 1692 by Myers of the Senate and Watson of the House was called up for consideration.

Senator Myers asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 1692**.

Senator Myers moved to amend **SB 1692**, Page 2, Line 14, by inserting after the word “or” the word “a”; Page 2, Line 15 after the word “designee” by inserting the following language “appointed by the Governor. Members appointed prior to the effective date of this act shall continue to serve until the activities of the Commission are terminated. Vacancies on the Commission shall be filled by the original appointing authority.”; and Page 2, Line 18, by striking the following language “20, 2010” and inserting therein “31, 2011” to read as follows “December 31, 2011”, which amendment was declared adopted.

Senator Myers moved that **SB 1692** be advanced, which motion was declared adopted.

THIRD READING

SB 1692 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, 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.--44.

Excused: Brogdon, Coates, Coffee and Mazzei.--4.

The bill and emergency passed.

SB 1692 was referred for engrossment.

GENERAL ORDER

SB 1337 by Sykes of the Senate and Terrill of the House was called up for consideration.

Senator Jolley asked to coauthor **SB 1337**, which was the order.

Senator Sykes moved that **SB 1337** be advanced, which motion was declared adopted.

THIRD READING

SB 1337 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, 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.--44.

Excused: Brogdon, Coates, Coffee and Mazzei.--4.

The bill passed.

SB 1337 was referred for engrossment.

GENERAL ORDER

SB 1938 by Sykes of the Senate and Johnson of the House was called up for consideration.

Senator Sykes moved that **SB 1938** be advanced, which motion was declared adopted.

THIRD READING

SB 1938 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, Corn, 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.--43.

Excused: Brogdon, Coates, Coffee, Marlatt and Mazzei.--5.

The bill passed.

SB 1938 was referred for engrossment.

GENERAL ORDER

SB 2018 by Sykes of the Senate and Johnson of the House was called up for consideration.

Senators Garrison and Ellis asked to coauthor **SB 2018**, which was the order.

Senator Sykes moved that **SB 2018** be advanced, which motion was declared adopted.

THIRD READING

SB 2018 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, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (M), Jolley, Justice, Lamb, Laster, Leftwich, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes and Wyrick.--41.

Nay: Eason McIntyre, Johnson (C), Lerblance and Wilson.--4.

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

The bill passed.

SB 2018 was referred for engrossment.

GENERAL ORDER

SB 2260 by Russell of the Senate and Wesselhoft of the House was called up for consideration.

Senators Jolley and Garrison asked to coauthor **SB 2260**, which was the order.

Senator Russell moved that **SB 2260** be advanced, which motion was declared adopted.

THIRD READING

SB 2260 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, 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.--44.

Excused: Brogdon, Coffee, Corn and Mazzei.--4.

The bill passed.

SB 2260 was referred for engrossment.

GENERAL ORDER

SB 2303 by Sykes of the Senate and Terrill of the House was called up for consideration.

Senator Paddack asked to coauthor **SB 2303**, which was the order.

Senator Sykes moved that **SB 2303** be advanced, which motion was declared adopted.

THIRD READING

SB 2303 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, Branan, 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, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.--44.

Excused: Bingman, Brogdon, Corn and Mazzei.--4.

The bill passed.

SB 2303 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2289, 2305, 2319, 2650, 2696, 2827, 2882, 2890, 2959, 2992, 3075** and **3158**.

HB 2289 – By Wright (John) of the House and Aldridge of the Senate.

An Act relating to sunset; amending 59 O.S. 2001, Section 475.3, as last amended by Section 3, Chapter 115, O.S.L. 2005 (59 O.S. Supp. 2009, Section 475.3), which relates to the State Board of Licensure for Professional Engineers and Land Surveyors; re-creating the Board; and modifying termination date.

HB 2305 – By Bailey, Billy, Renegar, Sullivan and Cooksey of the House and Ellis of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2001, Section 858-301, as last amended by Section 1, Chapter 174, O.S.L. 2007 (59 O.S. Supp. 2009, Section 858-301), which relates to the Oklahoma Real Estate License Code; modifying exceptions from licensing; defining term; providing an effective date; and declaring an emergency.

HB 2319 – By Murphey and Pittman of the House and Sykes of the Senate.

An Act relating to state government; amending 74 O.S. 2001, Section 3921, which relates to the termination of certain entities; providing for termination of task forces or similar advisory entities; prescribing time period for termination; and providing an effective date.

HB 2650 – By Sullivan of the House and Sykes and Coffee of the Senate.

An Act relating to workers' compensation; amending 85 O.S. 2001, Section 12, as amended by Section 14, Chapter 1, 1st Extraordinary Session, O.S.L. 2005 (85 O.S. Supp. 2009, Section 12), which relates to liability of certain employers; requiring injured employees to select certain type of legal action; prohibiting immunity for certain willful intentional injuries; defining term; specifying burden of proof; and providing an effective date.

HB 2696 – By Roan and Luttrell of the House and Crutchfield of the Senate.

An Act relating to roads, bridges and ferries; designating the Master Sergeant Houston K. Blackburn Memorial Highway; designating the PFC Lonnie D. Loyd, Jr. Memorial Highway; designating the George Freas Memorial Bridge; designating the Fallen Heroes Memorial Bridge; designating the 95th Division Memorial Highway; designating the E. A. Woods Memorial Highway; designating the Representative Opio Toure Memorial Highway; designating the State Representative Tim Pope Memorial Bridge; designating the USMC Cpl. Jeremy D. Allbaugh Memorial Highway; providing for placement of permanent markers; providing for codification; and declaring an emergency.

HB 2827 – By Peters and Kern of the House and Anderson of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 2001, Section 40.3, as amended by Section 4, Chapter 466, O.S.L. 2002 (22 O.S. Supp. 2009, Section 40.3), which relates to emergency temporary orders of protection; authorizing victim of certain crimes to request emergency temporary order of protection; deleting certain filing requirement; amending 22 O.S. 2001, Sections 60.1, as last amended by Section 14, Chapter 348, O.S.L. 2005, 60.2, as last amended by Section 1, Chapter 189, O.S.L. 2008, 60.4, as last amended by Section 128, Chapter 234, O.S.L. 2009 and Section 5, Chapter 466, O.S.L. 2002 (22 O.S. Supp. 2009, Sections 60.1, 60.2, 60.4 and 60.15), which relate to the Protection from Domestic Abuse Act; modifying definition of stalking; authorizing petitioner of protective order to request custody and control of animal; authorizing court to enter certain order; modifying certain notice requirement; updating statutory reference; amending 22 O.S. 2001, Section 1105, as last amended by Section 1, Chapter 128, O.S.L. 2005 (22 O.S. Supp. 2009, Section 1105), which relates to discharging defendants on bail; directing courts to

consider specified circumstances prior to determining bond and conditions of release; and providing an effective date.

HB 2882 – By Luttrell of the House and Sweeden of the Senate.

An Act relating to roads, bridges and ferries; designating the Tribal Elder Parrish Williams Memorial Highway; designating the Dr. Martin Luther King, Jr. Memorial Parkway; providing for placement of permanent markers; providing for codification; and providing effective date.

HB 2890 – By Moore of the House and Aldridge of the Senate.

An Act relating to officers; amending 51 O.S. 2001, Section 156, as last amended by Section 1, Chapter 102, O.S.L. 2006 (51 O.S. Supp. 2009, Section 156), which relates to The Governmental Tort Claims Act; modifying information contained in notice of claim; and providing an effective date.

HB 2959 – By Wright (Harold) of the House and Sykes of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 954A, which relates to removal of abandoned motor vehicles; authorizing certain licensed wreckers and towing service operators to perform services under certain circumstances; requiring court order or written authorization to disclose certain information; directing the Department of Public Safety and the Oklahoma Tax Commission to render certain assistance; and providing an effective date.

HB 2992 – By Enns of the House and Anderson of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 2001, Section 1238, which relates to assessments; modifying certain notice requirement; amending 19 O.S. 2001, Section 1248, which relates to assessments; updating certain terminology; requiring notice include the manner of payment; amending 19 O.S. 2001, Section 1250, which relates to assessments; removing county clerk bonding requirement; modifying certain notice requirement; requiring notice of titleholder within certain time period; providing penalty for nonpayment; providing lack of notice does not invalidate assessment; amending 19 O.S. 2001, Section 1257, which relates to assessments; modifying certain required issuance of bonds to permissive; amending 19 O.S. 2001, Section 1258, which relates to assessments; requiring payment within certain time period; and providing an effective date.

HB 3075 – By Hamilton, Reynolds, Faught, Kern, Wright (John), Thompson and Ritze of the House and Justice of the Senate.

An Act relating to public health and safety; mandating certain sign posting for facilities that perform, induce, or prescribe for abortions or where the means for an abortion are provided; specifying wording of sign; specifying typeface of sign; specifying areas of sign posting; establishing penalty for noncompliance; authorizing certain civil actions; providing for certain disclosure to minors; providing for certain certification by minors; repealing Sections 8, 9 and 10, Chapter 36, O.S.L. 2008 (63 O.S. Supp. 2009, Sections 1-737.1, 1-737.2 and 1-737.3), which relate to mandating sign posting for certain facilities; providing for codification; and declaring an emergency.

HB 3158 – By Osborn, Faught and Sherrer of the House and Justice of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 2001, Section 471.6, as last amended by Section 2, Chapter 290, O.S.L. 2009 (22 O.S. Supp. 2009, Section 471.6), which relates to the Oklahoma Drug Court Act; authorizing extension of supervision period; and providing an effective date.

The above-numbered measures were read the first time.

GENERAL ORDER

SB 1998 by Newberry of the Senate and Jordan of the House was called up for consideration.

Senator Newberry asked that **SB 1998** be laid over for this legislative day, which was the order.

SB 1998 remains on General Order.

GENERAL ORDER

SB 1335 by Coffee and Sparks of the Senate and Bengé of the House was called up for further consideration.

Senator Johnson (Constance) asked to coauthor **SB 1335**, which was the order.

Senator Halligan moved that **SB 1335** be advanced, which motion was declared adopted.

THIRD READING

SB 1335 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, Burrage, Coates, 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, Schulz, Sparks, Stanislawski, Sweeden, Wilson and Wyrick.--40.

Nay: Brown, Reynolds, Russell and Sykes.--4.

Excused: Brogdon, Coffee, Corn and Mazzei.--4.

The bill and emergency passed.

SB 1335 was referred for engrossment.

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS**

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 2351
HB 2352
HB 2353
HB 2355
HB 2356 - coauthored by Hilliard
HB 2381
HB 2401
HB 2411
HB 2421 - coauthored by Duncan
HB 2431
HB 2433
HB 2435
HB 2455
HB 2461
HB 2491
HB 2497
HB 2499
HB 2501 - coauthored by Dorman
HB 2505
HB 2511

Conference committee reports 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, March 1, 2010, at 1:30 p.m., which motion prevailed.

FIRST READING

The following were introduced and read the first time:

SR 89 – By Newberry.

A Resolution declaring the official motto of the State of Oklahoma to be: “Oklahoma — In God We Trust!”

SR 90 – By Johnson (Constance).

A Resolution welcoming Greg Mortenson; honoring the sponsors of Pennies for Peace — Oklahoma; and directing distribution.

Pursuant to the Lamb motion, the Senate adjourned at 11:45 a.m. to meet Monday, March 1, 2010, at 1:30 p.m.