

Senate Journal

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

Twenty-fifth Legislative Day, Monday, March 15, 2010

The Senate was called to order by Senator Bingman.

Roll Call:

Present: 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, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Stanislawski, Sweeden, Sykes, Wilson and Wyrick.—43.

Excused: Adelson, Marlatt, Mazzei, Nichols and Sparks.—5.

Senator Bingman declared a quorum present.

The prayer was offered by Pastor Johnny Carnes, Faith Church of Glenpool, Glenpool, the guest of Senator Newberry.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 1328, 1340, 1389, 1650, 1796, 1936, 1996, 2099 and 2148 and SJRs 61 and 66 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Anderson introduced his daughters, Lauren and Kate; Senator Rice introduced his sons, Parker and Noah; Senator Gumm introduced his son, Jacob; and Senator Schulz introduced his wife, Reenie, and his son, Benjamin, to the Senate.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1479, 1574, 1903, 2310, 2324, 2647, 2686, 2695, 2703, 2753, 2800, 2814, 2815, 2852, 2888, 2932, 3123, 3127, 3190, 3287, 3311, 3344, 3354, 3385 and 3397** and **HJRs 1018, 1054, 1058 and 1070**.

HB 1479 – By Fields and Dorman of the House and Ivester of the Senate.

An Act relating to schools; amending Section 2, Chapter 290, O.S.L. 2005 (70 O.S. Supp. 2009, Section 3-155), which relates to the study and assessment of information and reports; modifying certain reporting dates; specifying certain content of study; allowing each local school district to study and assess ways to reduce information required of school district personnel; requiring input and participation from school district personnel; allowing each local school district to study and assess ways to reduce the number of tests required by students; requiring findings and recommendations to be included in Comprehensive Local Education Plan and forwarded to State Department of Education; providing for codification; providing an effective date; and declaring an emergency.

HB 1574 – By Coody and McDaniel (Jeannie) of the House and Barrington of the Senate.

(mental health - amending 43A O.S., Section 1-103 – definitions - effective date)

HB 1903 – By Blackwell of the House and Sykes of the Senate.

(state government - Ethics Commission – codification)

HB 2310 – By Murphey and Miller of the House and Sykes of the Senate.

(state government - Oklahoma Innovation, Efficiency and Accountability Act of 2010 - web-based licenses - Oklahoma State Licensing and Permitting Process Consolidation Pilot Initiative - license applications – codification – noncodification – recodification)

HB 2324 – By Murphey of the House and Stanislawski of the Senate.

(employee benefits – State and Education Employees Group Insurance Act – Employee Benefits Council – codification – noncodification - effective date)

HB 2647 – By Jordan of the House and Newberry of the Senate.

An Act relating to retiree health care insurance; amending 74 O.S. 2001, Sections 1316.2, as last amended by Section 2, Chapter 198, O.S.L. 2005 and 1316.3, as last amended by Section 3, Chapter 198, O.S.L. 2005 (74 O.S. Supp. 2009, Sections 1316.2 and 1316.3), which relate to payments to certain retirees of the Teachers' Retirement System of Oklahoma and the Oklahoma Public Employees Retirement System; authorizing suspension of insurance coverage; prescribing procedures related to acquisition of other health care insurance; authorizing reacquisition of insurance coverage and prescribing procedures related thereto; providing an effective date; and declaring an emergency.

HB 2686 – By Morrisette, Enns, Fields, Collins, Johnson, Hickman, Renegar, Bailey and DeWitt of the House and Coates, Corn and Justice of the Senate.

An Act relating to cedar trees; creating the Eastern Red Cedar Initiative Act of 2010; enacting the Eastern Red Cedar Registry Board Act; stating legislative intent; creating the Eastern Red Cedar Registry Board under authority of the State Board of Agriculture; providing membership, appointments and terms; creating the Eastern Red Cedar Registry; stating duties of the Board; requiring compliance with certain laws; providing for election of a chair and meeting; requiring an annual report; directing the Oklahoma Department of Agriculture, Food, and Forestry and other state agencies to provide support to the Board; authorizing Eastern Red Cedars from public land to be provided to certain harvesters under certain conditions; providing for the Board to issue permits for harvesting trees on state-owned land; creating the Eastern Red Cedar Revolving Fund; making the fund a continuing fund; providing for source of monies; stating purpose of funds; requiring payments to be made on warrants; allowing taxpayers to designate contributions to the Eastern Red Cedar Revolving Fund on income tax forms; specifying impact of contribution on tax liability; directing the Oklahoma Tax Commission to include opportunity for contributions; providing for instructions; providing for reduction of tax refunds; directing the State Treasurer to credit certain amount to the Revolving Fund; providing for payment of incremental costs; stating legislative intent that state entities use products and materials made from Eastern Red Cedar trees; requiring a purchasing preference be given to Eastern Red Cedar products and materials; specifying certain conditions; requiring implementation of a procurement program for Eastern Red Cedar products; amending Section 14, Chapter 504, O.S.L. 2004, as last amended by Section 19 of Enrolled Senate Bill No. 2113 of the 2nd Session of the 52nd Oklahoma Legislature, which relates to special license plates; creating the Eastern Red Cedar Tree License Plate; providing for design and purpose; providing for deposit of certain amount in the Eastern Red Cedar Revolving Fund; limiting expenditure of the monies; imposing duty upon the Oklahoma Department of Commerce with respect to certain economic incentives; amending Section 3, Chapter 340, O.S.L. 2007 (74 O.S. Supp. 2009, Section 5009.12), which relates to the Oklahoma Bioenergy Center; defining biofuels to include fuels derived from cedar trees; declaring legislative intent to promote cedar tree wood products and residue as an energy source; stating intent to promote cedar tree wood products and residue as a renewable energy fuel; providing for codification; providing for noncodification; providing an effective date; and declaring an emergency.

HB 2695 – By Tibbs and Smithson of the House and Barrington of the Senate.

An Act relating to state government; amending 74 O.S. 2001, Section 324.11, as last amended by Section 21, Chapter 439, O.S.L. 2009 (74 O.S. Supp. 2009, Section 324.11), which relates to building permits required before commencement of construction or major alteration of buildings or structures; providing exemption from fire sprinkler requirement for certain assisted living facilities; and providing an effective date.

HB 2703 – By McDaniel (Randy), Denney and Hickman of the House and Lamb of the Senate.

An Act relating to public finance; amending 62 O.S. 2001, Sections 853, as last amended by Section 55, Chapter 5, O.S.L. 2004 and 856, as last amended by Section 3, Chapter 210, O.S.L. 2005 (62 O.S. Supp. 2009, Sections 853 and 856), which relate to the Local Development Act; modifying definitions; modifying requirement related to certain districts created by agreement; modifying provisions related to certain ordinances or resolutions; amending 61 O.S. 2001, Section 127, as amended by Section 25, Chapter 271, O.S.L. 2006 (61 O.S. Supp. 2009, Section 127), which relates to certain contracts; and modifying reference to public entities.

HB 2753 – By Denney, Jones, Shumate, Kern, Sullivan, Wright (John), Tibbs, Nelson and Wesselhoft of the House and Coffee of the Senate.

An Act relating to schools; amending 70 O.S. 2001, Sections 3-132, as amended by Section 1, Chapter 257, O.S.L. 2007, 3-134, as amended by Section 2, Chapter 257, O.S.L. 2007 and 3-136, as amended by Section 1, Chapter 439, O.S.L. 2008 (70 O.S. Supp. 2009, Sections 3-132, 3-134 and 3-136), which relate to the Oklahoma Charter Schools Act; adding criteria for sponsorship of charter schools; deleting certain purpose of charter schools; deleting limitation on establishment of new schools; deleting requirement that the State Board of Education make a determination of exceeding certain limit; and modifying requirement to comply with graduation requirements.

HB 2800 – By Kiesel, Dorman and Murphey of the House and Rice of the Senate.

An Act relating to probate procedure; authorizing an executor or administrator to have control of certain social networking, microblogging or e-mail accounts of the deceased; providing for codification; and providing an effective date.

HB 2814 – By Key, Coody, Tibbs and Nelson of the House and Brogdon of the Senate.

An Act relating to schools; requiring State Board of Education to adopt social studies core curriculum with courses of instruction that include certain subjects; requiring State Textbook Committee to adopt textbooks incorporating certain subjects; amending 70 O.S. 2001, Section 1210.508, as last amended by Section 8, Chapter 456, O.S.L. 2009 (70 O.S. Supp. 2009, Section 1210.508), which relates to certain criterion-referenced tests; including certain subjects in end-of-instruction test for United States history; providing for codification; providing for noncodification; and providing an effective date.

HB 2815 – By Key of the House and Anderson of the Senate.

(public finance - Oklahoma Clean Energy Finance Program Act - Energy Office - Clean Energy Program Fund - providing for implementation of program - loan application procedures - providing for reporting to certain committees of the Legislature - Rural Clean Energy Project Finance Program Act – bonds - computation of rates for clean energy delivery – codification - effective date – emergency)

HB 2852 – By Wright (John), Reynolds and Faught of the House and Aldridge of the Senate.

An Act relating to statutes and reports; amending 75 O.S. 2001, Sections 250.3 and 253, which relate to the Administrative Procedures Act; modifying definitions; defining terms; modifying procedure for emergency rules; and providing an effective date.

HB 2888 – By Moore of the House and Brown of the Senate.

(state government - Legislative Oversight Committee on State Employee Benefits - membership - amending 74 O.S., Sections 1370 and 1371 - flexible benefit requirements – codification - effective date)

HB 2932 – By Coody, McDaniel (Jeannie) and Cannaday of the House and Ford of the Senate.

(Teachers’ Retirement System of Oklahoma - establishment of the retirement system – terminology - effective date)

HB 3123 – By Dorman, Osborn, Smithson, Billy, Ownbey, Renegar, Bailey, Sanders and Russ of the House and Schulz of the Senate.

An Act relating to revenue and taxation; amending Section 3, Chapter 515, O.S.L. 2004 (68 O.S. Supp. 2009, Section 2358.7), which relates to volunteer firefighter tax credits; modifying credit structure; increasing credit amounts; expanding credit categories; modifying credit eligibility requirements; requiring documentation; prescribing procedures with respect to credit claims; imposing restrictions on credit availability; providing for certain determinations; limiting claim of credit to once annually; and providing an effective date.

HB 3127 – By Dorman of the House and Crain of the Senate.

An Act relating to public finance; amending 62 O.S. 2001, Section 867, as last amended by Section 6, Chapter 367, O.S.L. 2008 (62 O.S. Supp. 2009, Section 867), which relates to the Local Development Act; modifying provisions related to certain reports; requiring supplements to reports; requiring annual report; providing for filing of report; and providing an effective date.

HB 3190 – By Sanders and Hickman of the House and Anderson of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2001, Section 15.2, as last amended by Section 85, Chapter 1, O.S.L. 2005 (59 O.S. Supp. 2009, Section 15.2), which relates to the Oklahoma Accountancy Act; re-creating the Oklahoma Accountancy Board; modifying the membership, qualifications, and terms of the Board; amending 59 O.S. 2001, Sections 15.1A, as last amended by Section 1, Chapter 45, O.S.L. 2009, 15.8, as last amended by Section 4, Chapter 45, O.S.L. 2009, 15.9, as last amended by Section 5, Chapter 45, O.S.L. 2009, 15.11, as last amended by Section 7, Chapter 45, O.S.L. 2009, Section 8, Chapter 312, O.S.L. 2002, as last amended by Section 9, Chapter 45, O.S.L. 2009, 15.13, as last amended by Section 10, Chapter 45, O.S.L. 2009, 15.14, as last amended by Section 12, Chapter 45, O.S.L. 2009, 15.14A, as amended by Section 13, Chapter 45, O.S.L. 2009, 15.14B, as last amended by Section 14, Chapter 45, O.S.L. 2009, 15.15, as last amended by Section 15, Chapter 45, O.S.L. 2009, 15.15A, as last amended by

Section 16, Chapter 45, O.S.L. 2009, 15.24, as last amended by Section 19, Chapter 45, O.S.L. 2009, 15.25, as last amended by Section 20, Chapter 45, O.S.L. 2009, and 15.37, as last amended by Section 24, Chapter 45, O.S.L. 2009 (59 O.S. Supp. 2009, Section 15.1A, 15.8, 15.9, 15.11, 15.12A, 15.13, 15.14, 15.14A, 15.14B, 15.15, 15.15A, 15.24, 15.25 and 15.37), which relate to definitions, examination application, issuance of certificates, use of titles, license from another state, reciprocity, registration and renewal, permits, penalty, annual fee, firm permits, suspension, fraud, and audit services; modifying language and references; adding definitions to Oklahoma Accountancy Act; requiring applicant to pay for national criminal history search; requiring CPA and PA to make application for certain credential within certain time after passing exam; requiring certain continuing education hours after failure to apply for credential as CPA or PA; authorizing rules for waiver of time limits for application upon certain military service and good causes; clarifying person's title; including license of public accountant; exempting certain person from reinstatement; requiring proof of licensure in certain jurisdictions for firm permit; requiring a preissuance review; requiring national criminal history search and payment of costs for reinstatement of license; deleting language; providing an effective date; and declaring an emergency.

HB 3287 – By McNiel of the House and Newberry of the Senate.
(revenue and taxation - amending Sections 2357.301, 2357.302, 2357.303 and 2357.304 - definitions - engineering services - effective date)

HB 3311 – By Martin (Scott), Faught, Dorman and Murphey of the House and Sparks of the Senate.
(statutes and reports - amending 75 O.S., Section 308 - Administrative Procedures Act - effective date)

HB 3344 – By Christian of the House and Barrington of the Senate.
An Act relating to intoxicating liquors; creating Oklahoma Charity Games Act Revenue Revolving Fund; stating authorized revenue sources for fund; authorizing expenditures by Alcoholic Beverage Laws Enforcement Commission; amending 37 O.S. 2001, Section 514, which relates to the ABLE Commission; expanding the disciplinary powers of the ABLE Commission; allowing recoupment of certain costs; providing for codification; and providing an effective date.

HB 3354 – By Duncan, Thompson, Osborn, Johnson, Christian, Martin (Steve), Tibbs and Key of the House and Sykes of the Senate.
An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1290.13, which relates to the Oklahoma Self-Defense Act; making certain information confidential; and providing an effective date.

HB 3385 – By Terrill, Dorman, Christian and Billy of the House and Bingman of the Senate.
(state government - accrual of annual leave in lieu of compensation - eligible employees - procedures - accrual limitations - cash compensation – codification – emergency)

HB 3397 – By McNiel of the House and Lamb of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2001, Section 2357.61, as last amended by Section 3, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.61), which relates to the Small Business Capital Formation Incentive Act; defining terms; modifying definition; amending 68 O.S. 2001, Section 2357.62, as last amended by Section 4, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.62), which relates to credits for investment in qualified small business capital companies; extending duration of credits; requiring certain proof of expenditures; requiring Oklahoma Tax Commission to prescribe forms; limiting aggregate investment per small business venture; amending 68 O.S. 2001, Section 2357.63, as last amended by Section 5, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.63), which relates to credits for investment in qualified small business capital companies made in conjunction with certain other investments; extending duration of credits; limiting aggregate investment per small business venture; amending Section 11, Chapter 281, O.S.L. 2006, as amended by Section 6, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.63B), which relates to recapture events; modifying definition; amending 68 O.S. 2001, Section 2357.72, as last amended by Section 7, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.72), which relates to the Rural Venture Capital Formation Incentive Act; defining terms; modifying definition; amending 68 O.S. 2001, Section 2357.73, as last amended by Section 8, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.73), which relates to credits for investment in qualified rural small business capital companies; extending duration of credits; requiring certain proof of expenditures; requiring Oklahoma Tax Commission to prescribe forms; limiting aggregate investment per rural small business venture; amending 68 O.S. 2001, Section 2357.74, as last amended by Section 9, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.74), which relates to credits for investment in qualified rural small business capital companies made in conjunction with certain other investments; extending duration of credits; limiting aggregate investment per rural small business venture; amending Section 22, Chapter 281, O.S.L. 2006, as amended by Section 10, Chapter 440, O.S.L. 2008 (68 O.S. Supp. 2009, Section 2357.74B), which relates to recapture events; and modifying definition.

HJR 1018 – By Dorman and Bailey of the House and Corn of the Senate.

A Joint Resolution relating to revenue and taxation; providing income tax checkoff; allowing taxpayer to designate portion of tax liability into fund; directing placement of funds; creating the Oklahoma Department of Emergency Management Disaster Response Revolving Fund; allowing Oklahoma Department of Emergency Management to distribute monies in fund; specifying method of payment of funds; allowing refund for certain donations; providing time limit for refund; providing for codification; and providing an effective date.

HJR 1054 – By Ritze, Reynolds, Ortega, Murphey, Moore, Peters, Terrill, Thompson, Martin (Steve), Key, Christian, Faught, Kern, Tibbs, Sanders and Jett of the House and Brogdon and Sykes of the Senate.

(proposed amendment to the Constitution – new Section 5 to Article XIX – health care systems – ballot title – filing)

HJR 1058 – By Wesselhoft, Williams, Dorman, Inman and Kern of the House and Leftwich of the Senate.

(proposed amendment to Section 23 of Article X -Constitution - Constitutional Reserve Fund - natural disaster expenses - ballot title – filing)

HJR 1070 – By Wright (Harold) of the House and Burrage of the Senate.

(proposed amendment to Section 1 of Article XIII-B – Constitution – membership of the Board of Regents of Oklahoma Colleges – ballot title – filing)

The above-numbered measures were read the first time.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to committee as indicated:

Codding, Julian, Edmond, as a member of the Used Motor Vehicle and Parts Commission - Business and Labor

Davis, Jim, Holdenville, as a member of the Used Motor Vehicle and Parts Commission - Business and Labor

Downing, Carl, Oklahoma City, as a member of the Oklahoma Human Rights Commission - Health and Human Services

Evans, Stan, Oklahoma City, as a member of the Oklahoma Human Rights Commission - Health and Human Services

Fahler, Cassidy, Tulsa, as a member of the Commission on Consumer Credit - Business and Labor

Gibson, George Thomas, Oklahoma City, as a member of the State Board of Registration for Professional Engineers and Land Surveyors - Business and Labor

Gurley, Michael D., Tulsa, as a member of the Oklahoma Uniform Building Code Commission - Business and Labor

Latham, Norman Cartray, Sapulpa, as a member of the Oklahoma Used Motor Vehicle and Parts Commission - Business and Labor

Lempicki, Antoinette "Toni", Tulsa, as a member of the State Board of Licensed Social Workers - Health and Human Services

Sanner, Mike, Jones, as a member of the Oklahoma Accountancy Board - Business and Labor

Stuteville, Eric, Durant, as a member of the Oklahoma Motor Vehicle Commission - Business and Labor

Senator Lamb moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 16, 2010, at 9:30 a.m., which motion prevailed.

SECOND READING

The following were read for the second time and referred to committee as indicated:

- HB 1043** – Appropriations
- HB 2276** – Public Safety and Homeland Security
- HB 2290** – General Government
- HB 2320** – Business and Labor
- HB 2321** – Appropriations
- HB 2325** – Public Safety and Homeland Security
- HB 2326** – Business and Labor
- HB 2331** – Appropriations
- HB 2332** – Appropriations
- HB 2345** – Agriculture and Rural Development
- HB 2540** – Judiciary
- HB 2551** – Appropriations
- HB 2569** – Appropriations
- HB 2573** – General Government
- HB 2582** – Retirement and Insurance
- HB 2584** – Education
- HB 2596** – Appropriations
- HB 2604** – Appropriations
- HB 2610** – Appropriations
- HB 2615** – Finance
- HB 2623** – Appropriations
- HB 2625** – Business and Labor
- HB 2641** – Finance
- HB 2646** – Appropriations
- HB 2648** – Judiciary
- HB 2649** – Appropriations
- HB 2664** – Judiciary
- HB 2678** – Health and Human Services
- HB 2701** – Tourism and Wildlife
- HB 2710** – Finance
- HB 2717** – Appropriations
- HB 2720** – Appropriations

HB 2723 – Appropriations
HB 2724 – Appropriations
HB 2731 – Retirement and Insurance
HB 2748 – Appropriations
HB 2749 – Appropriations
HB 2751 – Appropriations
HB 2771 – Health and Human Services
HB 2772 – Business and Labor
HB 2774 – Appropriations
HB 2783 – Appropriations
HB 2828 – Appropriations
HB 2831 – Appropriations
HB 2844 – Transportation
HB 2846 – Finance
HB 2865 – Judiciary
HB 2889 – Retirement and Insurance
HB 2906 – Appropriations
HB 2907 – Public Safety and Homeland Security
HB 2919 – Appropriations
HB 2920 – Health and Human Services
HB 2929 – Education
HB 2935 – Finance
HB 2942 – Judiciary
HB 2946 – Judiciary
HB 2962 – Appropriations
HB 2967 – Transportation
HB 2968 – Judiciary
HB 2971 – Appropriations
HB 2973 – Appropriations
HB 2983 – Appropriations
HB 2986 – Health and Human Services
HB 2990 – Appropriations
HB 2994 – Judiciary
HB 3015 – Finance
HB 3021 – Judiciary
HB 3024 – Finance
HB 3025 – Finance
HB 3031 – Appropriations
HB 3032 – Appropriations
HB 3052 – Appropriations
HB 3053 – Transportation
HB 3055 – General Government
HB 3056 – Appropriations
HB 3061 – Appropriations

- HB 3076** – Appropriations
- HB 3078** – Appropriations
- HB 3126** – Education
- HB 3128** – Retirement and Insurance
- HB 3155** – Health and Human Services
- HB 3161** – Finance
- HB 3166** – Finance
- HB 3167** – Finance
- HB 3173** – Appropriations
- HB 3202** – Agriculture and Rural Development
- HB 3203** – Agriculture and Rural Development
- HB 3204** – Agriculture and Rural Development
- HB 3206** – Appropriations
- HB 3213** – Retirement and Insurance
- HB 3220** – Appropriations
- HB 3240** – Public Safety and Homeland Security
- HB 3241** – Health and Human Services
- HB 3242** – General Government
- HB 3258** – Appropriations
- HB 3260** – Tourism and Wildlife
- HB 3267** – Appropriations
- HB 3286** – Finance
- HB 3289** – Judiciary
- HB 3304** – Finance
- HB 3315** – Finance
- HB 3339** – Appropriations
- HB 3342** – Appropriations
- HB 3378** – Appropriations
- HB 3380** – Appropriations
- HB 3382** – Appropriations
- HB 3387** – Rules
- HB 3393** – Appropriations

FIRST READING

The following were introduced and read the first time:

SCR 48 – By Brown of the Senate and Kirby of the House.

A Concurrent Resolution designating the Honor and Remember Flag as the State of Oklahoma’s emblem of the service and sacrifice by those in the United States Armed Forces who have given their lives in the line of duty; and directing distribution.

SR 95 – By Ballenger.

A Resolution declaring April 5-9, 2010, “County Government Week” in Oklahoma; and directing distribution.

Pursuant to the Lamb motion, the Senate adjourned at 1:50 p.m. to meet Tuesday, March 16, 2010, at 9:30 a.m.