

Senate Journal

First Regular Session of the Fifty-third Legislature of the State of Oklahoma

First Legislative Day, Tuesday, January 4, 2011

Pursuant to Article V, Section 26, of the Constitution of the State of Oklahoma, the Senate of the First Regular Session of the Fifty-third Legislature assembled in its Chamber at 12:00 noon.

The President of the Senate, Lieutenant Governor Askins, called the Senate to Order.

The invocation was offered by Pastor Johnny Bilby, Allen Freewill Baptist Church of Sapulpa.

The roll call was ordered on the twenty-four hold over members of the Senate:

Present: Anderson, Barrington, Crain, Eason McIntyre, Ellis, Ford, Garrison, Halligan, Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Mazzei, Newberry, Nichols, Paddock, Reynolds, Russell, Stanislawski, Wilson and Wyrick.—23.

Excused: Adelson.—1.

COMMUNICATION

Lieutenant Governor Askins directed the following Communication from the State Election Board be read on the certification of the newly elected members of the Senate.

November 12, 2010

The Honorable Brian Bingman
President Pro Tempore, Oklahoma State Senate
State Capitol
Oklahoma City, Oklahoma 73105

Sir:

Upon the face of the returns of the General Election, November 2, 2010, certified to this office by the several County Election Boards of the State, the candidates named in the list attached appear to have been regularly elected as Members of the Oklahoma State Senate for the districts indicated.

Certificates of Election have been issued to them by this Board, entitling each to participate in the preliminary organization of the Senate.

NAME	POL.	ADDRESS	DIST. NO.
Sean Burrage	D	Claremore	2
Mark Allen	R	Spiro	4
Josh Brecheen	R	Coalgate	6
Roger Ballenger	D	Okmulgee	8
Eddie Fields	R	Wynona	10
Brian Bingman	R	Sapulpa	12
Frank Simpson	R	Ardmore	14
John Sparks	D	Norman	16
Kim David	R	Wagoner	18
David Myers	R	Ponca City	20
Rob Johnson	R	Kingfisher	22
Anthony Sykes	R	Moore	24
Tom Ivester	D	Sayre	26
Harry Coates	R	Seminole	28
David Holt	R	Oklahoma City	30
Randy Bass	D	Lawton	32
Rick Brinkley	R	Owasso	34
Bill Brown	R	Broken Arrow	36
Mike Schulz	R	Altus	38
Cliff Branan	R	Oklahoma City	40
Cliff A. Aldridge	R	Choctaw	42
Ralph Shortey	R	Oklahoma City	44
Andrew Rice	D	Oklahoma City	46
Connie Johnson	D	Oklahoma City	48

Sincerely,

/s/PAUL ZIRIAX, Secretary
State Election Board

OATH OF OFFICE

Lieutenant Governor Askins announced that the Official Oath of Office as required by the Constitution was administered to twenty-three of the newly elected members on November 16, 2010 by Vice Chief Justice Steven W. Taylor and to Senator Andrew Rice on November 5, 2010 by Justice Rudolph J. Hargrave of the Oklahoma Supreme Court.

Lieutenant Governor Askins ordered the roll called on the newly elected members of the Senate.

Present: Aldridge, Allen, Ballenger, Bass, Bingman, Branam, Brecheen, Brinkley, Brown, Burrage, Coates, David, Fields, Holt, Ivester, Johnson (C), Johnson (R), Myers, Rice, Schulz, Shortey, Simpson, Sparks and Sykes.—24.

Lieutenant Governor Askins declared a quorum present.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Schulz moved that Senator Brian Bingman be elected President Pro Tempore of the Senate for the Fifty-third Legislature, which motion was seconded by Senator Andrew Rice.

The motion was declared adopted upon roll call as follows:

Ayes: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branam, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski Sykes, Wilson and Wyrick.—47.

Excused: Adelson.—1.

Having been duly elected by a majority of the members of the Senate, Senator Bingman was declared the President Pro Tempore of the Senate for the Fifty-third Legislature.

Senator Lamb moved that the President appoint a committee to escort President Pro Tempore Bingman to the President's desk.

The motion was declared adopted and the President appointed Senators David, Holt and Allen as the special committee.

Lieutenant Governor Askins addressed the Senate.

Lieutenant Governor Askins, on behalf of the Senate, congratulated President Pro Tempore Bingman and handed the gavel to the President Pro Tempore.

President Pro Tempore Bingman delivered the following address:

Thank you, Madam President, Senator Schulz and Senator Rice. I am humbled to be here today, and to lead the Oklahoma State Senate. Before I go further, I want to introduce and thank my family, without their love, understanding and patience; I would be unable to serve the citizens of Creek County and the great people of Oklahoma.

Senators, I am optimistic. We face challenges, but our history is marked by people who have achieved excellence in spite of adversity.

I am reminded of an Oklahoma oilman known as King of the Wildcatters Tom Slick, known early in his career as “dry hole Slick” because he had managed so many failed ventures. Tom Slick never quit trying to succeed no matter how many times he failed. Oftentimes allowing people, businesses and institutions the freedom to succeed includes allowing them the freedom to fail.

In Oklahoma at that time, still largely an unknown frontier for much of America, Tom Slick enjoyed the blessings of freedom through successes and failure. He learned from his mistakes and reaped rewards from his hard work. He was doggedly determined. In 1912, his fortunes changed when he struck the Wheeler Number One Well in Drumright, discovering the Cushing Oil Field.

Entrepreneurs like Tom Slick have brought change and created wealth and opportunity that does not otherwise exist. We need private-sector jobs and that requires an environment conducive to entrepreneurs. We should never allow government to get in the way.

Recently we have seen promising movement from companies like Boeing, bringing 550 highly skilled jobs to Oklahoma City from California. Baker Hughes announced the expansion of its northeast Oklahoma operation which will result in more than 600 more jobs. These developments are no accident; reforms to improve our business climate in Oklahoma are paying off. We were recently ranked in the top 10 for states friendly to business, but there is more to do.

As I’ve said before, Oklahoma is open for business and let the world know we are coming to get your jobs! It will require bold leadership to bring about extraordinary results. It is my challenge to you, my fellow senators, and to Gov. Fallin and to our colleagues in the House. It is time to be bold, to be the grandest state in the land.

In 103 years of statehood, we have been through crises and we are now in another season of economic stress. Unlike the federal government, our budget must be balanced in

the wake of a shortfall that is estimated at \$600 million. State pensions have an unfunded liability totaling more than \$16 billion. We have made great strides in recent years with education reforms and funding, infrastructure improvements and tax reductions. But our future is in jeopardy if we do not correctly address our financial deficit.

I look up at my grandchildren and ask myself if I will leave this place better for them or leave problems for them to clean up? Let the Oklahoma Legislature never be like Congress in Washington D.C. — self-serving with little regard for future generations.

We can continue down our current path to create prosperity and attract jobs or we can return to the past. The choice is ours. We can pass our most pressing problems on to the next generation or we can courageously confront the problems that hold us back.

State Government -- like Oklahoma families -- must learn to live within its means. We must remember who we work for and always know that it is our job to serve and provide services at affordable levels. We must remember it is their money, not ours. When they cut back; we cut back. It's about setting priorities. If you believe in funding education, in building our transportation infrastructure, in upholding our promise to fund retired teachers and workers' pensions, then you must understand that to maintain this course, our government is due for substantial change.

Our children cannot be neglected; the education we provide them will determine the caliber of society we maintain in the future. There are third world countries that outperform some of our schools in testing and that is not the fault of our children, but the consequence of US failing to expect more from them.

Funding education has always been a priority, but money alone will not solve these problems. (Senator Stanislawski) We do need to recognize that creativity and learning are not limited to the classroom, and in an information society there are other options outside of traditional schooling that we should explore. (Senator Eason-McIntyre) We must allow parents the freedom to choose the place of their child's education and bring accountability and competitiveness to our schools. Our children deserve the best and we need to bring our system up to 21st century standards.

Long-term unfunded liabilities threaten our financial security, which is why I have created the Select Committee on Pensions to address a multi-billion-dollar problem that we can no longer afford to ignore. Senator Mazzei has worked diligently on this issue and I am confident that this committee under his leadership will find solutions. The current system is unsustainable and has the potential to hurt our bond rating. It will take courage to fix, but we must fulfill our obligations. It's the Oklahoma way.

Lawsuit reform and workers comp reform have both been addressed in the past couple of years. But we must do more. Doctors are still fleeing our state to seek a better

environment in which to practice. Businesses are still paying some of the highest rates in the region.

In order for us to compete, we must boldly address these issues. We are not done until we are truly competitive and exceed surrounding states. We should never settle for less than the best.

Oklahomans are good in every way. We're committed first to our faith, then to help a neighbor. We are survivors, and we never give up (and just the like Sooners and the Pokes, or Senator Halligan would prefer me to say the Pokes and the Sooners) WE ARE ALL winners!

Tom Slick never gave up. His many dry holes only taught him to succeed. When war broke out, the Cushing oil field supplied much of the energy needs of our country through the First World War. He NOT only changed his own personal fortunes, he helped provide for the security of our nation.

We must be the leader of the other 49 states in this union. We should always strive for first place. It's the Oklahoma way to improve not only ourselves, but our country and the world. Whether it is our scientists seeking to solve the mysteries of human disease or our companies looking to develop new energy sources, Oklahoma is poised to be a leader.

Our solutions will not be Republican or Democrat ideas. They will be OUR ideas and OUR solutions, and it will take every ounce of talent and cooperation to achieve our goals. Good ideas come from both sides of the aisle, and as a team, we will continue to be the grandest state in the land.

In closing, let me say that this year will be about courage, responsibility, and innovation, an opportunity to be bold. And we must always remember the promises we made to our constituents. It is our job to do what we said we would do.

I look forward to working with you and I am honored to be here today and serve with you in the senate. God bless the great country that we live in and God bless the state of Oklahoma.

INTRODUCTIONS

President Pro Tempore Bingman introduced his wife, Paula; his daughter and son-in-law, Annie and Steve Bilby; his grandchildren, Merritt, Blake and Ellie; and his guests, Barbara Bilby and her grandson, Trey, to the Senate.

President Pro Tempore Bingman introduced former President Pro Tempore Coffee to the Senate.

SENATE RULES

Senator Schulz moved that the Code of Conduct and the Rules for the Fifty-second Legislature, as amended by the proposal that have been distributed, be adopted as the Code of Conduct and Rules for the Fifty-third Legislature, which motion was declared adopted.

The Code of Conduct and Senate Rules for the Fifty-third Legislature, as amended and adopted, read as follows:

**SENATE RULES
FOR THE
~~FIFTY-SECOND~~ FIFTY-THIRD OKLAHOMA LEGISLATURE (~~2009-2010~~ 2011-
2012)**

**BEING THE STANDING RULES FOR
CONDUCTING BUSINESS OF
THE STATE SENATE OF OKLAHOMA,
~~FIFTY-SECOND~~ FIFTY-THIRD OKLAHOMA LEGISLATURE (~~2009-2010~~ 2011-
2012)**

CODE OF CONDUCT AND STANDARDS

**CHAPTER 1
APPLICATION, PURPOSE, INTERPRETATION
AND AMENDMENT OF THE RULES**

RULE 1-1. AUTHORITY AND APPLICATION. The Oklahoma State Senate hereby adopts these rules pursuant to the authority of Section 30 of Article V of the Oklahoma Constitution. Upon adoption by a majority of the members of the Senate unless and until amended, the following rules shall be the rules for the conduct of business by the Senate.

RULE 1-2. PURPOSE. The purpose of the rules is to provide the members of the Senate with uniform, easily understood procedures for the conduct of business.

RULE 1-3. INTERPRETATION. When the Senate is in daily session, interpretation of the rules shall be made by the President Pro Tempore or by an elected member of the Senate designated by the President Pro Tempore as Presiding Officer pursuant to Senate Rule 2-4; when a committee is meeting, interpretation of the rules shall be made by the committee chair, or in the chair's absence the vice-chair, of the committee; and at all other times interpretation of the rules shall be made by the President Pro Tempore of the Senate. Such interpretations shall be final unless an appeal of a ruling is made successfully in the following manner:

A. Before other business is transacted by the Senate or by the committee, a member of the Senate or the committee may appeal the ruling by offering a substitute ruling.

B. Once a motion to adopt a substitute ruling is made, no other business shall be transacted until the motion is disposed of by the Senate or by the committee.

C. A motion to adopt a substitute ruling shall be subject to all other Senate Rules pertaining to motions.

RULE 1-4. AMENDMENT. Any Senate Rule may be amended upon two-thirds vote of the members of the Senate.

RULE 1-5. SUSPENSION. Except as provided in subsection F of Rule 12-21, any Senate Rule may be suspended upon two-thirds vote of the members of the Senate.

CHAPTER 2 SENATE OFFICERS

RULE 2-1. OFFICERS. Officers of the Senate shall be:

The President, who shall be the Lieutenant Governor of the State of Oklahoma;

The President Pro Tempore, who shall be the Presiding Officer of the Senate;

Such other officers as may be designated by the Majority and Minority caucuses; provided, the Majority Floor Leader shall serve as acting President Pro Tempore in the event that the President Pro Tempore vacates the office on a temporary basis. If the President Pro Tempore shall vacate the office on a permanent basis, the Majority Floor Leader shall serve as acting President Pro Tempore until such time as the Senate shall elect a new President Pro Tempore; and

The Secretary.

RULE 2-2. ELECTION. The President Pro Tempore shall be elected by a majority of the members of the Senate when the Senate convenes on the first Tuesday after the first Monday in January of each odd-numbered year. The Secretary of the Senate, who shall not be a member of the Senate, shall be elected by a majority of the members following election of the President Pro Tempore and announcement of the other officers.

RULE 2-3. TERMS. The terms of all member officers of the Senate shall begin on the first Tuesday after the first Monday in January of each odd-numbered year and shall be for two years; provided, however, that the designee of the Majority Caucus for the office of President Pro Tempore and the designee of the Minority Caucus for Minority Floor Leader shall assume the duties of and have the full authority of their respective offices on the fifteenth day following the General Election.

RULE 2-4. DUTIES OF THE PRESIDENT PRO TEMPORE.

A. The President Pro Tempore shall be the chief executive officer of the Senate and shall prescribe all policies not otherwise provided by law or by the rules.

The President Pro Tempore shall serve as Presiding Officer of the Senate during its daily sessions but may designate another member of the Senate to serve as Presiding Officer at such times as the President Pro Tempore deems appropriate. Wherever the title "Presiding Officer" appears in the rules it shall mean the President Pro Tempore or an elected member of the Senate designated by the President Pro Tempore as Presiding Officer.

B. The President Pro Tempore may refer any matter concerning exercise of the Senate's discretionary powers and duties under Section 30 of Article V of the Oklahoma Constitution to a standing committee or select committee as the President Pro Tempore deems appropriate.

C. The President Pro Tempore shall determine the duties to be performed for the Senate by the Secretary of the Senate and shall designate a Chief of Staff to be responsible for staff duties not assigned to the Secretary of the Senate. The President Pro Tempore or a designee shall be responsible for the issuance of all warrants and vouchers and the maintenance of an accurate account of expenditures by the Senate.

**CHAPTER 3
STAFF**

RULE 3-1. EXECUTIVE ASSISTANTS. Each member of the Senate shall be entitled to designate an executive assistant. Executive assistants shall serve at the discretion of, and perform such duties as prescribed by, the individual member of the Senate for whom employed, subject to such policies as may be established by the President Pro Tempore.

RULE 3-2. LEADERSHIP STAFF. The President Pro Tempore shall be entitled to employ a leadership staff. Leadership staff shall serve at the discretion of, for such compensation pursuant to law as may be determined by, and perform such duties as prescribed by, the President Pro Tempore.

RULE 3-3. SERVICE STAFF. The Chief of Staff, subject to the review and supervision of the President Pro Tempore, shall be authorized to employ service staff. Service staff shall be employed according to policies established by the President Pro Tempore and shall receive such compensation pursuant to law as may be determined by, and perform such duties as prescribed by, the President Pro Tempore.

**CHAPTER 4
RECORDS, AUDITS AND PROPERTY**

RULE 4-1. OPEN RECORDS. All official records of the proceedings of the Senate and its committees shall be open for public inspection during regular office hours.

RULE 4-2. MANDATORY AUDIT. The President Pro Tempore shall cause an audit of the Senate's expenditures to be made at least once each fiscal year.

RULE 4-3. PHYSICAL PROPERTY. The President Pro Tempore shall be responsible for the physical property of the Senate and for that portion of the Capitol assigned to the Senate. The Chief of Staff, under direction of the President Pro Tempore, shall be authorized to perform routine repairs, maintenance and upkeep on such property and facilities.

RULE 4-4. SUPPLIES AND EQUIPMENT. The use of Senate supplies and equipment, including Senate postage meters, is restricted to official Senate business. Questions of compliance shall be resolved by the President Pro Tempore or, at the discretion of the President Pro Tempore, the Rules Committee.

**CHAPTER 5
LEGISLATION**

RULE 5-1. LEGISLATION. Legislation to be considered by the Senate shall be limited to Senate Bills, Senate Joint Resolutions, Senate Concurrent Resolutions, Senate Resolutions, House Bills, House Joint Resolutions and House Concurrent Resolutions.

RULE 5-2. INTRODUCTION. Except as may be limited by Senate Rule 16-1, Senate Bills, Senate Joint Resolutions, Senate Concurrent Resolutions and Senate Resolutions may be introduced at any time beginning on the fifteenth day of November of each even-numbered year and ending at the time of sine die adjournment of the Second Session during the following even-numbered year. Legislation may be introduced by presentation to the Secretary of the Senate, together with as many copies as may be prescribed by the Secretary of the Senate. Each Senate Bill or Resolution shall be assigned a number by the Secretary of the Senate. House Bills, House Joint Resolutions and House Concurrent Resolutions may be introduced upon receipt of a message from the House of Representatives advising passage and engrossment of the measure.

RULE 5-3. FORM. No legislation shall be introduced in the Senate, except for House Bills, House Joint Resolutions and House Concurrent Resolutions, unless that legislation shall include a Title and an Enacting or Resolving Clause.

RULE 5-4. RESTRICTIONS. For consideration by the Senate, Senate Concurrent Resolutions, Senate Resolutions and House Concurrent Resolutions shall be limited to the following purposes:

- A. Memorializing Congress, the President of the United States, or an executive agency of the federal government: ;
- B. Communicating with another entity of state government, or a subdivision thereof: ;
- C. Disapproving an administrative rule: ;
- D. Expressing legislative intent: ;
- E. Expressing policies of the Senate: ; and
- F. Such other purposes specifically approved by the President Pro Tempore.

RULE 5-5. AUTHORS AND COAUTHORS. After introduction in the Senate of any bill or resolution, no Senator or Representative shall be shown or removed as author or coauthor on the face of the bill or resolution unless the Senator or Representative shall submit a written or electronic request to be so shown to the ~~Chief of Staff~~ Secretary of the Senate or person designated by the ~~Chief of Staff~~ Secretary of the Senate. The change in authorship shall be shown on the face of the next official version of the bill or resolution; provided, however, a printed substitute for or an electronic version of a bill or resolution may ~~reflect~~ be shown in parentheses, and the electronic voting machine may display immediately, any author or coauthor changes that have been submitted.

While a Senate Bill, Senate Joint Resolution or Senate Concurrent Resolution is within the physical control of the Senate, the principal Senate author of the bill or resolution shall have full and complete discretion in determining who the principal House author of the bill or resolution shall be.

RULE 5-6. ~~COPIES~~ DISTRIBUTION OF LEGISLATION.

A. No legislation or amendment shall be considered by the Senate unless a copy has been distributed to the desks of all members of the Senate, or has been made available to all members electronically on a legislative day previous to consideration of the legislation.

B. Except as otherwise provided in this rule, no conference committee substitute shall be considered by the full Senate unless copies of such conference committee substitute shall have either:

1. Been distributed to the desks of all members of the Senate; or
2. Been made available to all members electronically and the members are notified of such electronic availability;

and such distribution and notification of electronic availability occurs prior to the adjournment of the Senate on a legislative day previous to consideration of the measure.

An announcement on the Senate floor, while the Senate is in session, of electronic availability shall constitute sufficient notification.

C. Subsection B of this rule shall not be applicable to

1. Appropriation bills, or
2. Any measure which is exempt from Senate Rule 16-1.

D. For purposes of this rule, an “appropriation bill” shall mean a measure which has been recommended by the General Conference Committee on Appropriations or which affects the receipt, expenditure or budgeting of state funds or funds under the control of an entity created by state law.

~~E. No bill or joint resolution may be considered by the full Senate after noon on the last Friday in May or an earlier day set for sine die adjournment pursuant to the provisions of Rule 12-19 unless copies of such measure have:~~

- ~~1. Been distributed to the desks of all members of the Senate; or~~
- ~~2. Been made available to all members electronically, and the members are notified of such electronic availability;~~

~~at least four hours prior to consideration of the measure. An announcement on the Senate floor, while the Senate is in session, of electronic availability shall constitute sufficient notification.~~

RULE 5-7. FINAL ACTION. If final action is such as to defeat an amendment, a bill or a resolution, no other amendment, bill or resolution having the same effect and covering the same specific or substantially similar subject matter shall be considered by the Senate during either session of the current Legislature, unless otherwise approved by the President Pro Tempore. Action constituting “final action” includes:

1. Failure of the motion “Do Pass” or “Do Pass as Amended” on a vote in a committee, if a motion to reconsider the vote on Third Reading or Fourth Reading fails to prevail, if a motion to table the motion to reconsider prevails, or
2. If a vote is taken on Third Reading or Fourth Reading and the measure fails to receive the required number of votes for passage, and
 - a. no notice is served to reconsider the vote,
 - b. a motion to reconsider the vote fails to prevail or expires, or
 - c. a motion to table the motion to reconsider prevails, or
3. In the case of an amendment, if the amendment fails to receive the required number of votes for adoption or if a motion to table prevails or the amendment is not adopted.

RULE 5-8. FINANCIAL IMPACT VERIFICATION. A. No amendment, bill or resolution which creates or expands a requirement for insurance coverage provided to state employees by a state agency shall be considered by the Senate or any committee thereof unless such amendment, bill or resolution is accompanied by documentation of the fiscal impact of the proposal on the policyholders and the state agency. ~~The chair of the committee to which the bill or resolution is assigned shall request documentation of the fiscal impact of the bill or resolution prior to placing the bill or resolution on an agenda to be considered at a meeting of the committee. The chair shall determine if the bill or resolution, or a proposed committee amendment to the bill or resolution, is subject to the provisions of this subsection. Unless the chair determines that the bill or resolution will not be placed on an agenda to be considered at a meeting of the committee, if such determination is made, the chair shall notify the principal Senate author of the bill or resolution, or the Senator proposing the amendment, in writing or electronically, and shall request~~ The President Pro Tempore shall prescribe procedures for such documentation to be obtained from the Oklahoma State and Education Employees Group Insurance Board or the Oklahoma Health Care Authority, as applicable, ~~to provide documentation of the fiscal impact to all policyholders and to the agency.~~

The chair of a committee to which a bill or resolution subject to the provisions of this subsection is assigned may request the Majority Floor Leader to suspend the provisions of paragraph 4 or 6 of subsection A or paragraph 4 or 6 of subsection B of Rule 16-1; provided, any such suspension shall not suspend or affect any of the remaining dates set forth in Rule 16-1.

~~If a floor amendment or conference committee amendment is proposed which may be subject to the provisions of this subsection, the Majority Floor Leader shall inform the chair of the committee to which the bill or resolution was originally assigned and the chair shall request documentation of the fiscal impact of the amendment as provided in this subsection prior to consideration of the amendment by the Senate. If the bill or resolution was not originally assigned to a committee, the Majority Floor Leader may request such documentation or may request another member of the Senate to do so on his or her behalf.~~

B. No amendment, bill or resolution which creates a direct fiscal impact on state tax revenues shall be considered by the Senate or any committee thereof unless such amendment, bill or resolution is accompanied by documentation of the fiscal impact of such amendment, bill or resolution. ~~The chair of the committee to which the bill or resolution is assigned shall request documentation of the fiscal impact of the bill or resolution prior to placing the bill or resolution on an agenda to be considered at a meeting of the committee. The chair shall determine if the bill or resolution, or a proposed committee amendment to the bill or resolution, is subject to the provisions of this subsection. Unless the chair determines that the bill or resolution will not be placed on an agenda to be considered at a meeting of the committee, if such determination is made by the chair, the chair shall notify the principal Senate author of the bill or resolution, or the Senator proposing the amendment, in writing or electronically, and shall request documentation of the fiscal impact. Unless otherwise requested by the chair, such documentation shall be prepared by~~ The President Pro Tempore shall prescribe procedures for such documentation to be obtained from the Oklahoma Tax Commission pursuant to the provisions of Section 118 of

Title 68 of the Oklahoma Statutes, or from another source as designated by the President Pro Tempore.

~~If a floor amendment or conference committee amendment is proposed which may be subject to the provisions of this subsection, the Majority Floor Leader shall inform the chair of the committee to which the bill or resolution was originally assigned and the chair shall request documentation of the fiscal impact of the amendment as provided in this subsection prior to consideration of the amendment by the Senate. If the bill or resolution was not originally assigned to a committee, the Majority Floor Leader may request such documentation or may request another member of the Senate to do so on his or her behalf.~~

CHAPTER 6 PROPOSALS

RULE 6-1. PROPOSALS. Any member of the Senate may ~~at any time~~ submit in writing to the President Pro Tempore a proposal for study or consideration by the Senate, subject to such deadlines for interim studies as may be established by the President Pro Tempore.

CHAPTER 7 COMMITTEES

RULE 7-1. TYPES AND NUMBER. There shall be two types of Senate committees established by the President Pro Tempore, to-wit: standing committees and select committees. The President Pro Tempore shall appoint the chair and vice-chair of each standing committee and of each select committee.

The President Pro Tempore may establish, and appoint the members of, as many ad hoc subcommittees of each standing committee as the President Pro Tempore deems appropriate. There shall be as many select committees as are created by the President Pro Tempore.

RULE 7-2. MEMBERSHIP. Membership on standing committees and on select committees shall be subject to the following:

A. The President Pro Tempore shall appoint, subject to the approval of the Senate, the Majority Caucus members and the chair and vice-chair of each standing committee.

B. The Minority Floor Leader shall appoint, subject to the approval of the Senate, the Minority Caucus members of each standing committee, other than a Minority Caucus member who is appointed as a chair or vice-chair of a committee by the President Pro Tempore.

C. Membership of standing committees shall be approved by a majority vote of members of the Senate. In the event of a vacancy or extended absence of a member of the Senate, a replacement member may be appointed by the President Pro Tempore or the Minority Floor Leader, as appropriate. Any such appointment shall be approved by a majority vote of members of the Senate.

~~C. D.~~ The President Pro Tempore shall appoint all members of select committees.

~~D. E.~~ The President Pro Tempore and Majority Floor Leader shall each be ex officio and voting members of all standing and select Senate committees.

RULE 7-3. DUTIES OF THE RULES COMMITTEE. The Rules Committee shall ~~prescribe a Code of Conduct and Standards for Members of the Senate and Staff and shall~~ determine any ~~other~~ policies of the Senate submitted to it by the President Pro Tempore.

RULE 7-4. DUTIES OF LEGISLATION COMMITTEES. Each legislative committee shall be responsible for the formulation of legislative programs and determination of nonlegislative matters within the jurisdiction prescribed by the President Pro Tempore; shall inquire into the administration and execution of all laws within the same jurisdiction; shall consider such proposals as may be submitted to the committee by the President Pro Tempore; and shall be responsible for the continuing codification of all laws within the prescribed jurisdiction.

RULE 7-5. DUTIES OF SELECT COMMITTEES. Select committees shall be responsible for such duties as are prescribed at the time of their formation. No select committee shall be formed without its duties being expressly stated at the time of its formation. If a select committee is appointed for the purpose of conducting an investigation, the Senator requesting the investigation shall not serve as chair of the committee.

RULE 7-6. AUTHORITY OF COMMITTEES. Any Senate committee is authorized to issue process, compel attendance of witnesses, and to administer oaths to any person appearing before the committee. Any Senate committee which considers legislation is empowered to consolidate bills or resolutions, to develop committee substitutes for such bills or resolutions, to amend such bills or resolutions and to develop a committee bill or resolution irrespective of any other legislation.

RULE 7-7. PROCEDURES. The following procedures shall be observed by all legislation committees of the Senate:

A. Subject to such exceptions as are provided hereinafter, committees of the Senate shall comply with provisions of the Oklahoma Open Meeting Act. A copy of all notices required by said Act shall be provided to the Chief of Staff, who shall designate the appropriate place for such notices to be posted. The Chief of Staff shall cause to be posted one such notice on the bulletin board of the Senate located in a place in the Capitol accessible to the public and on the Senate web site and shall take such other actions as may be deemed appropriate to provide adequate notice to the public.

B. The chair of a committee shall schedule meetings of the committee. Meetings at a time other than the regularly scheduled meeting time of a committee shall not conflict with any regularly scheduled meeting of any other committee, except with the consent of the President Pro Tempore.

C. The agenda for any meeting of a committee shall be set by the chair and shall include the date, time and place of the meeting. A copy of the agenda shall be provided to members of the committee and to authors of legislation to be considered by the committee at least twenty-four (24) hours prior to the meeting unless otherwise approved by the President Pro Tempore. An agenda for a meeting scheduled to meet prior to or during the first three days of session may reflect a measure for which assignment to the committee is anticipated, and the committee may act upon the measure; provided, the report of the committee's action on any such measure shall not be filed prior to the assignment of the measure; further provided, if the measure is not assigned to the committee during the first three days of session, any committee action on the measure taken prior to or during those days shall be of no force or effect and shall not be reported.

D. A quorum shall be present when any committee votes on any matter. Any member of a committee may request a quorum call at any time the committee is meeting. A number equal to a majority of the appointed members of the committee shall constitute a quorum.

E. The chair, or in the chair's absence the vice-chair, of the committee, or a designee, shall preside at meetings of the committee.

F. When considering legislation or conducting other business, committees shall observe the following procedures:

1. No person shall address the committee unless first recognized by the chair for that purpose.

2. When a legislative measure is taken up for consideration, the Senate author shall be recognized for explanation of the measure.

3. The Senate author shall be given the opportunity to answer questions put by members of the committee or other persons recognized by the chair.

4. The chair shall provide opportunity for presentation of amendments to the legislation by the Senate author or by any member of the committee. Any amendment must be seconded to receive further consideration. Provided, the Senate author or any member of the committee offering a committee substitute must submit the proposed committee substitute in writing or electronically to the chair no later than noon on the legislative day before the meeting of the committee. ~~A committee substitute shall be considered a public record from the time it is submitted to the chair.~~ The chair may, at his or her discretion, waive the deadline set forth in this rule. When a committee substitute is submitted, the chair may approve the substitute to be heard by the committee and the committee substitute shall be considered a public record from the time of such approval.

5. Amendments and motions may be adopted by a voice vote; provided, however, that the Senate author, or any member of the committee, may require a roll call vote.

6. Amendments shall be considered in the order they appear in the legislation, or in the order they are presented to the clerk of the committee; provided, an amendment to restore the title or enacting clause shall be considered after disposition of all other amendments. The chair shall resolve any conflict resulting from claimed priority of presentation.

7. The author of an amendment shall explain the amendment and be afforded the opportunity to answer questions about the amendment put by members of the committee, the author of the legislation, or other persons recognized by the chair.

8. The chair may recognize any person for debate or comment on the proposed legislation or amendments thereto. The chair may limit the amount of time for any such debate or comment.

9. The vote on a recommendation by the committee to the Senate concerning a legislative measure shall be by recorded roll call and shall require a majority vote of a quorum of the members of the committee for passage. The only permitted recommendations to the Senate on a legislative measure are "DO PASS" or "DO PASS, AS AMENDED". A tie vote in a committee on the motion of "DO PASS" or "DO PASS, AS AMENDED" shall result in failure of the motion. All committee votes reflecting the votes of each member present and voting on the motion of "DO PASS" or "DO PASS, AS AMENDED" shall be entered in the Journal.

G. Except for legislation containing appropriations, all legislation originating in the Senate which is recommended by a committee to the Senate shall contain an Enacting or Resolving Clause and both a Senate and a House author.

H. The chair may assign to any subcommittee any legislation, proposal or inquiry; provided, however, no subcommittee shall be permitted to report directly to the Senate, but rather shall report to the parent committee.

I. No person shall cause materials to be distributed at any committee meeting without first having obtained approval of the chair. The person causing the materials to be distributed shall be identified in writing on the face of such materials. Any document or other material distributed to all members of a committee of the Senate during a meeting which is open to the public shall be considered a public record from the time of such distribution.

J. 1. An amendment affecting a retirement system, as such term is defined in the Oklahoma Pension Legislation Actuarial Analysis Act, to a bill or resolution which has not been submitted to the legislative actuary as provided in the Act, shall be deemed to be out of order. If such a committee amendment is deemed to be out of order after its adoption, the committee or the full Senate may amend the bill or resolution to its form prior to the amendment. If such amendment is not made, the bill or resolution shall be returned to the committee from which it was reported.

2. An amendment which creates or expands a requirement for insurance coverage provided to state employees by a state agency which is not accompanied by written documentation of the fiscal impact thereof ~~requested by the chair of the committee~~ as required in subsection A of Rule 5-8, shall be deemed to be out of order. If such a committee amendment is deemed to be out of order after its adoption, the committee or the full Senate may amend the bill or resolution to its form prior to the amendment. If such amendment is not made, the bill or resolution shall be returned to the committee from which it was reported.

3. An amendment which creates a direct fiscal impact on state tax revenues which is not accompanied by written documentation of the fiscal impact thereof ~~requested by the chair of the committee~~ as required in subsection B of Rule 5-8, shall be deemed to be out of order. If such a committee amendment is deemed to be out of order after its adoption, the committee or the full Senate may amend the bill or resolution to its form prior to the amendment. If such amendment is not made, the bill or resolution shall be returned to the committee from which it was reported.

CHAPTER 8 COMMITTEE OF THE WHOLE

RULE 8-1. COMMITTEE OF THE WHOLE. Without prior notice, the Senate may, by motion approved by a majority of the members of the Senate, declare itself a Committee of the Whole, at which time the President Pro Tempore or a member designated by the President Pro Tempore shall chair the Committee of the Whole. Rules applicable to other Senate committees shall be applied to the Committee of the Whole, except those rules relating to notice.

RULE 8-2. REPORTS. Once the Committee of the Whole has reported a bill or resolution "DO PASS" or "DO PASS, AS AMENDED", to the Senate, that bill or resolution shall be considered on Third Reading and shall be voted upon without consideration of amendments or debate.

CHAPTER 9 EXECUTIVE NOMINATIONS

RULE 9-1. REFERRAL OF EXECUTIVE NOMINATIONS. When Executive Nominations shall be made by the Governor or other appointing authority to the Senate, said nominations shall be referred for consideration to the standing committee which has in its jurisdiction the entity to which the nomination relates.

RULE 9-2. REJECTION. No person whose nomination has been rejected by the Senate shall be eligible to be later confirmed by the Senate during the same session for appointment to the same position. If an executive nomination is not approved during the regular session in which it is submitted, it shall be deemed rejected. If an interim executive nomination is not approved during the first regular session following its submission it shall be deemed rejected. The President Pro Tempore shall notify the appointing authority of

the rejection of an executive nomination by the Senate, and shall likewise notify the chief executive of the entity to which the nomination relates.

**CHAPTER 10
PROCEDURES FOR DAILY SESSIONS**

RULE 10-1. TIME AND PLACE OF DAILY SESSIONS.

A. On the first Tuesday following the first Monday in January of each odd numbered year, the Senate shall convene in its chamber on the fourth floor of the Capitol at twelve o'clock noon for the purposes only of performing the duties as required by Section 5 of Article VI of the Constitution and organizing pursuant to the provisions of Article V of the Constitution and shall recess not later than five o'clock p.m. of that same day until the following first Monday in February of the same year, beginning at twelve o'clock noon.

B. On the first Monday in February of each year, the Senate shall convene in its chamber on the fourth floor of the Capitol at twelve o'clock noon. Thereafter, the Senate shall meet in daily sessions as necessary in the chamber until sine die adjournment. The time of each daily session shall be announced on the preceding legislative day; provided, however, that in the event no such announcement is made, the Senate shall convene at 1:30 p.m.

C. The Senate may convene in a location other than its chamber in the event that the President Pro Tempore determines that a natural disaster or national security emergency prevents the Senate from meeting in its chamber.

RULE 10-2. GALLERIES AND HALLWAYS. The President Pro Tempore or a designee is empowered to assign seats in the galleries of the Senate and is empowered to order the galleries and hallways of the Senate cleared to preserve order or to ensure the safety of the members of the Senate. Firearms and weapons are not allowed on the Senate floor, in the gallery, or in the Senate area without permission of the Chief of Staff. Conduct in the galleries of the Senate shall conform to the following:

1. No food, drink, signs, placards, noisemakers, flash cameras or any other item which might cause distraction or disturb the decorum of the Senate shall be allowed in the galleries;

2. Applause shall not be permitted;

3. Articles carried by visitors may be required to be checked at the door to the galleries by a Senate employee; and

4. Visitors in the galleries shall be required to conduct themselves with dignity and in an orderly fashion.

RULE 10-3. ATTENDANCE. No business of the Senate shall be conducted without a quorum of its members being in attendance, other than a motion to adjourn, adjourn to a time certain, or operate under call of the Senate pursuant to Rule 10-5, made by the President Pro Tempore or a member designated by the President Pro Tempore. A majority

of the members elected to the Senate shall constitute a quorum. A member of the Senate who is absent from a daily session shall be shown as "excused."

RULE 10-4. QUORUM CALL. Any member of the Senate may, at any time, request the Presiding Officer to question the presence of a quorum. Upon such request, the Presiding Officer shall determine whether a quorum is present, and no further business shall be conducted until it is determined that a quorum is present.

RULE 10-5. CALL OF THE SENATE. The Senate may, by majority vote of the members present, operate under Call of the Senate, in which case the President Pro Tempore is empowered to compel the attendance of all members of the Senate and is empowered to confine the members of the Senate to the chamber.

RULE 10-6. DECORUM. The decorum of members of the Senate and employees of the Senate during the daily sessions of the Senate shall be determined by the Code of Conduct and Standards for Members of the Senate and Staff and shall be enforced by the Presiding Officer.

RULE 10-7. PERSONAL PRIVILEGE. Personal privilege shall be granted to a member of the Senate only to permit such member to respond to a public attack on the rights, integrity or reputation of a member of the Senate, or upon the Senate collectively or any committee or employee of the Senate. Remarks made by a member of the Senate who is granted personal privilege shall be confined to such a response.

RULE 10-8. INTRODUCTIONS. No persons shall be introduced individually in the galleries, except that a member of the Senate may introduce family members. It shall also be permissible to introduce officials from other states and countries or other persons approved in advance by the Majority Floor Leader.

RULE 10-9. PRIVILEGES OF THE FLOOR. No person shall be permitted in the Senate chamber or the lobbies at the front or rear of the chamber during the daily sessions of the Senate except members and former members of the Senate, employees of the Senate designated by the President Pro Tempore, members of the House of Representatives, the Governor and Lieutenant Governor, former Governors and former Lieutenant Governors, spouses, children and grandchildren of members of the Senate, and any person who is permitted on the floor by a majority vote of those present; provided, however, that the above privileges shall exclude any person registered as a lobbyist under the statutes of Oklahoma. All persons permitted in the Senate chamber during the daily sessions of the Senate shall conduct themselves in accordance with the provisions of the Code of Conduct for Members of the Senate and Staff. No person other than those specified in this rule shall be permitted in the Senate Lounge, unless accompanied by a member of the Senate.

RULE 10-10. SENATE LOUNGE AND ANTEROOMS. The President Pro Tempore may prescribe policies restricting the use of the Senate lounge and any rooms adjoining the lounge or the Senate chamber.

**CHAPTER 11
ORDER OF BUSINESS FOR DAILY SESSIONS**

RULE 11-1. ORDER OF BUSINESS. The Order of Business for each daily session of the Senate shall be:

Prayer

Executive Nominations

General Order

Third Reading

House Amendments to Senate Bills and Resolutions

Conference Committee Reports

Fourth Reading

Committee Reports

Second Reading

First Reading

Communications

Other Business

Provided, no business shall be considered by the Senate during the daily session unless it has been approved by the Majority Floor Leader or the President Pro Tempore or unless it is otherwise specifically allowed under the Senate rules.

**CHAPTER 12
FLOOR PROCEDURES**

RULE 12-1. PRESIDING OFFICER'S AUTHORITY. The Presiding Officer shall maintain order in the Senate. No Senator or other person shall be permitted to address the Senate without first having been recognized by the Presiding Officer. The Presiding Officer may require a Senator to disclose the purpose of a request for recognition prior to acting upon such request. The Presiding Officer shall immediately recognize the Majority Floor Leader at his or her request notwithstanding the previous request of any other Senator, but otherwise may exercise discretion in granting recognition when more than one Senator seeks recognition.

RULE 12-2. ORDER OF CONSIDERATION OF LEGISLATION. The Majority Floor Leader, or a designee, shall determine the order in which legislation is considered by the Senate.

RULE 12-3. PLACEMENT OF MEASURES ON GENERAL ORDER.

A. All bills and resolutions reported by a committee of the Senate or referred directly to the calendar shall be placed on General Order.

B. When a committee report is filed, the clerk shall indicate on the face of the report the date and time the report was filed.

C. A bill or resolution reported from committee shall be placed on General Order at the beginning of the legislative day following the legislative day that a committee report is filed; ~~if the report is .~~ Committee reports shall not be filed not later than 4:30 p.m. ~~If a committee report is filed after 4:30 p.m. on a legislative day, the bill or resolution shall be placed on General Order at the beginning of the second legislative day following the filing of the report.~~

D. Bills and resolutions referred directly to the calendar shall be placed on General Order at the beginning of the legislative day following the day of such referral.

E. A list of bills and resolutions on General Order, including a copy of the text of such bills and resolutions and the date such bills and resolutions were placed on General Order, shall be published electronically and a paper copy shall be made available each legislative day by request to all members of the Senate.

RULE 12-4. AMENDMENTS. A. Amendments to bills or resolutions shall be in writing and shall be considered only if submitted as follows:

1. Once legislation has been placed on General Order as provided in Rule 12-3, any floor amendment to such legislation may be filed on the legislative day of such placement or the following legislative day. An amendment must be filed no later than 4:30 p.m. of a legislative day to be considered filed on such legislative day;

2. Any amendment ~~to~~ which directly amends a previously-submitted floor amendment shall be filed no later than 4:30 p.m. of the legislative day following the day which is the last legislative day for filing a floor amendment as provided in paragraph 1 of this rule; and

3. A floor amendment or an amendment to a floor amendment may be withdrawn by its author at any time before it is voted upon.

B. If any amendment to a bill or resolution is filed as provided in this subsection, a copy of the text of such amendment shall be provided or made available electronically to each member of the Senate and the bill or resolution shall not be voted upon until on or

after the legislative day following the legislative day specified for filing an amendment to a floor amendment as provided in paragraph 2 of this rule.

C. This rule shall not apply to an amendment offered by the author of a bill or resolution:

1. To strike the title or enacting or resolving clause; or
2. To make non-substantive changes or technical corrections, subject to the approval of the Majority Floor Leader.

D. 1. An amendment affecting a retirement system, as such term is defined in the Oklahoma Pension Legislation Actuarial Analysis Act, to a bill or resolution which has not been submitted to the legislative actuary as provided in the Act, shall be deemed to be out of order.

2. An amendment which creates or expands a requirement for insurance coverage provided to state employees by a state agency which is not accompanied by written documentation of the fiscal impact thereof ~~requested by the chair of the committee to which the bill or resolution was assigned~~ as required in subsection A of Rule 5-8, shall be deemed to be out of order.

3. An amendment which creates a direct fiscal impact on state tax revenues which is not accompanied by written documentation of the fiscal impact thereof ~~requested by the chair of the committee to which the bill or resolution was assigned~~ as required in subsection B of Rule 5-8, shall be deemed to be out of order.

RULE 12-5. CONSIDERATION OF MEASURES ON GENERAL ORDER.

A. On General Order, the following procedure shall be observed:

1. Explanation of the bill or resolution by the Senate author;
2. Questions;
3. Consideration of amendments; and
4. Advancement.

B. Amendments shall be considered in the order in which they are submitted unless otherwise directed by the Majority Floor Leader; provided, an amendment to restore a title or enacting or resolving clause shall be considered after disposition of all other amendments. Once an amendment is read, it shall be explained by its author, who shall then answer questions concerning the amendment. If the author of the amendment is not in attendance at the time an amendment is read, the amendment shall be considered withdrawn unless another member of the Senate has taken or immediately takes coauthorship of the amendment and provides an explanation. An amendment shall be considered a public record from the time it is placed upon the clerk's desk.

C. After the final vote on third reading of any bill or joint resolution, no amendment to the measure shall be considered, by unanimous consent or otherwise, unless the final vote and advancement of the measure are properly reconsidered according to the Senate Rules.

D. For any bill which has been recommended to the full Senate by a Senate committee with a stricken title or enacting clause, the title or enacting clause shall not be restored as part of an amendment proposing a floor substitute, but an amendment to restore the title or enacting clause may be considered separately.

RULE 12-6. ADVANCEMENT. Once a motion to advance has been adopted, the bill or resolution shall be considered engrossed and on Third Reading.

RULE 12-7. THIRD READING. Upon Third Reading of a bill or resolution, the Senate shall not consider amendments, but shall debate passage of the bill or resolution and then vote upon passage.

RULE 12-8. HOUSE AMENDMENTS. Upon receipt of House amendments to Senate bills or resolutions, the Senate author shall make a motion either to accept the amendments, in which case a successful vote on the motion shall automatically advance the bill to Fourth Reading and final passage, or to reject the amendments and request a conference with the House.

RULE 12-9. CONFERENCE COMMITTEES. The President Pro Tempore shall appoint members of the Senate to serve on conference committees with members of the House of Representatives at such times and in such numbers as the President Pro Tempore deems appropriate.

RULE 12-10. CONFERENCE COMMITTEE REPORTS.

A. Any Conference Committee Report shall be considered by the Senate only when a majority of the Senate conferees and a majority of the House conferees have signed the report and only when the report is limited to matters germane to the bill or resolution. Provided:

1. An amendment affecting a retirement system as such term is defined in the Oklahoma Pension Legislation Actuarial Analysis Act to a bill or resolution reported from a conference committee which has not been submitted to the legislative actuary as provided in the Act shall be deemed to be out of order and the bill or resolution shall be returned to the conference committee from which it was reported with instructions to remove the amendment;

2. An amendment which creates or expands a requirement for insurance coverage provided to state employees by a state agency to a bill or resolution reported from a conference committee which is not accompanied by written documentation of the fiscal impact thereof requested by the chair of the Senate standing committee to which the bill was originally assigned, as required in subsection A of Rule 5-8, shall be deemed to be out

of order and the bill or resolution shall be returned to the conference committee from which it was reported with instructions to remove the amendment; and

3. An amendment which creates a direct fiscal impact on state tax revenues to a bill or resolution reported from a conference committee which is not accompanied by written documentation of the fiscal impact thereof ~~requested by the chair of the Senate standing committee to which the bill was originally assigned~~, as required in subsection B of Rule 5-8, shall be deemed to be out of order and the bill or resolution shall be returned to the conference committee from which it was reported with instructions to remove the amendment.

If the Senate adopts a Conference Committee Report, the bill or resolution is before the Senate for Fourth Reading and final passage. If the Senate rejects a Conference Committee Report or a motion to adopt the report fails, the bill or resolution shall be returned to the conference committee. Upon a report by the Senate conferees that the conferees cannot agree, the bill or resolution reverts to its former status of consideration of House Amendments to Senate bills or resolutions.

B. The committee report proposed by the Senate author of a measure considered by the General Conference Committee on Appropriations may not be amended during the committee meeting at which the measure is considered.

RULE 12-11. FOURTH READING. Upon Fourth Reading of a bill or resolution, debate shall be in order on final passage of the bill or resolution, after which the vote shall occur on final passage. After final passage of a bill or resolution, it shall be signed by the Presiding Officer in open session.

RULE 12-12. COMMITTEE REPORTS ON EXECUTIVE NOMINATIONS. Committee reports on Executive Nominations may be combined by the Majority Floor Leader for consideration by the Senate. At the request of any member, however, a nominee shall be separated from the combined report and considered individually by the Senate. A majority vote of the members of the Senate shall be required for adoption of a combined report.

RULE 12-13. OTHER COMMITTEE REPORTS. Committee reports on matters other than legislation or Executive Nominations shall be filed with the Secretary of the Senate and explained by the chair of the committee making the report, whereupon the Senate may consider any action called for in the report.

RULE 12-14. FIRST READING. A bill or resolution shall be considered introduced upon First Reading and shall automatically be advanced to Second Reading.

RULE 12-15. SECOND READING.

A. The Second Reading of a bill or resolution shall occur the next legislative day following the First Reading. Upon or after Second Reading of a bill or resolution, the same shall be assigned for committee consideration or assigned directly to the calendar. All bills

carrying appropriations which are referred to any committee other than the Appropriations Committee shall, immediately upon a report by the committee to which referred, be referred to the Appropriations Committee. Any bill or resolution which is determined to affect the receipt, expenditure or budgeting of state funds or funds under the control of an entity created by state law may be double-assigned to a committee other than the Appropriations Committee or the Finance Committee and then to the Appropriations Committee or Finance Committee.

B. All “shell bills”, except for appropriation bills as defined in Rule 5-6, and except for a bill which is exempt from Senate Rule 16-1, shall be assigned to the Rules Committee. For purposes of this rule a “shell bill” shall mean a measure which does not make a substantive change in the law.

C. After preparation of a committee substitute which proposes a substantive change in the law, a shell bill which has been assigned to the Rules Committee may be withdrawn from the Rules Committee and assigned to another committee. No shell bill, except for appropriation bills as defined in Rule 5-6, and except for a bill which is exempt from Senate Rule 16-1, shall be reported out of a committee until it has been amended to include a substantive change in the law.

RULE 12-16. DEBATE. When a question subject to debate is before the Senate, a motion to limit the time for debate shall be in order, even if debate already has begun. The motion shall fix the time limits to be allowed for and against the motion, provided that in no case shall the total debate allotted to each side be less than one-half hour. If such motion is successful, the Presiding Officer shall cause the time limits to be enforced and shall divide the time equally for each side of the question. If the motion is once rejected on a question being debated, it can only be adopted with the approval of two-thirds of those voting.

RULE 12-17. ADJOURNMENT. A motion to adjourn shall always be in order except when the motion shall have been the last voted on and no business is transacted thereafter.

RULE 12-18. AFTER ADOPTION OF MOTION TO ADJOURN. Once a motion to adjourn when the desk is clear has been adopted, no motion shall be considered from the floor of the Senate, whether by unanimous consent or otherwise.

RULE 12-19. SINE DIE ADJOURNMENT. The date and time of sine die adjournment of the Senate shall be fixed by motion or resolution; provided, that once the date and time of such sine die adjournment has arrived, no further business shall be conducted by the Senate, and the Presiding Officer shall declare the Senate adjourned sine die.

RULE 12-20. WITHDRAWAL FROM COMMITTEE. Any bill or resolution may be withdrawn from any committee of the Senate upon a two-thirds vote of the members of the Senate. Any bill or resolution so withdrawn shall be on General Order. The provisions of this rule shall not prevent a bill or resolution from being reassigned from one committee to another, from being assigned directly to the calendar, or from being double-assigned as provided in subsection A of Rule 12-15.

RULE 12-21. RECONSIDERATION. The final vote on Third Reading or Fourth Reading of any bill or joint resolution or on the emergency clause or special election feature or other special feature of any bill or joint resolution may be reconsidered only if a member of the Senate serves notice ~~on the same day the vote to be reconsidered is taken~~ before any other business is considered by the Senate. Once such notice is served, the following procedures shall be observed:

A. In anticipation of the closing days of a regular session or a deadline for third reading and final passage of a measure in the Senate, a majority of the members of the Senate may vote that all motions to reconsider made thereafter shall be disposed of on the same day such notice is served, or disposed of immediately on the last Friday in May, or an earlier day set for sine die adjournment pursuant to the provisions of Rule 12-19.

B. Except as heretofore provided, the member serving notice for reconsideration shall not be permitted to make the motion to reconsider on the day notice is served, but shall have the exclusive right to make such a motion on the next two succeeding legislative days; provided, that on the third succeeding legislative day, any member of the Senate shall have the right to make such a motion. If no such motion is made on the third succeeding legislative day, then no reconsideration shall be permitted.

C. If the Senate refuses to reconsider or if, upon reconsideration, affirms the first decision, no further consideration shall be in order.

D. For adoption, a motion to reconsider the final vote on a bill or resolution or on the emergency clause or special election feature or other special feature must be approved by a majority of the members of the Senate.

E. A motion to reconsider any other action by the Senate must be made by a Senator who voted on the prevailing side before any other business is considered by the Senate and shall be disposed of on the same day it is lodged. The motion to reconsider shall be decided by a majority of those voting on the question.

F. It shall not be in order for the Senate, by suspension of the Rules or by any other means, to reconsider in the Second Regular Session of a Legislature the vote by which any bill or joint resolution was defeated in the First Regular Session.

RULE 12-22. OVERRIDES OF VETOES. When a bill or resolution is returned to the Senate because of veto by the Governor, a motion to vote to override the veto shall be in order at any time.

RULE 12-23. CORRECTIONS TO LEGISLATION.

A. The Title of a bill or resolution shall be made to conform to the text, unless the same has been ordered stricken. A stricken title shall be shown in brackets. The ballot title of a bill or resolution proposing a state question shall be made to conform to the text. The Enacting Clause shall be a part of every bill unless the same shall have been ordered

stricken. A stricken Enacting Clause shall be shown by striking through the words of the Enacting Clause.

B. The Senate Service Staff is authorized to correct misspelled words, incorrect citations, typographical errors, repeated words and other similar errors when engrossing or enrolling Senate bills or joint resolutions, or Senate amendments to engrossed House bills or joint resolutions and when preparing committee reports and floor versions of Senate bills or joint resolutions.

C. When engrossing or enrolling Senate bills or joint resolutions, or Senate amendments to engrossed House bills or joint resolutions and when preparing committee reports and floor versions of Senate bills or joint resolutions, the Senate Service Staff is authorized to:

1. Remove sections from a bill or joint resolution labeled as amendatory sections but which consist entirely of existing law and contain no amendments to the existing law;

2. Incorporate amendments to sections of law in the bill or joint resolution which are contained in measures enacted previously during the same legislative session and amending the same sections of law and repeal such previous versions of the section at issue if, in the opinion of the General Counsel, or a staff attorney designated by the Chief of Staff, the incorporation of such amendments and repeal of the previous version would clearly not conflict with the amendments contained in the measure at issue;

3. Modify sections of such measures which provide for a measure to become effective on July 1 or a date earlier than ninety days after the date of expected sine die adjournment to read to reflect an effective date of ninety days after the date of sine die adjournment, or to delete such sections, if the emergency clause has failed to receive the required number of votes for passage;

4. Delete sections of such measures which provide for a measure to become effective on a date prior to such engrossment or enrollment; and

5. Include a designation of the subject of an act as provided in Section 452.9 of Title 74 of the Oklahoma Statutes.

D. The Secretary of the Senate shall, at the direction of the President Pro Tempore and with the approval of the Senate author, have the authority to correct nonsubstantive errors in the language of any bill or resolution at the time the same is engrossed or enrolled. A detailed record of all such corrections shall be maintained by the Secretary and printed in the Journal.

CHAPTER 13 MOTIONS

RULE 13-1. ORDER OF PRIORITY. Motions shall be considered in the following order of priority:

A. To adjourn to a time certain.

B. To adjourn.

- C. Substitute ruling motion.
- D. To recess.
- E. To operate under Call of the Senate.
- F. To limit debate.
- G. To advance a measure or adopt a Conference Committee Report.
- H. To suspend the rules.
- I. To commit to a committee or conference committee without instructions.
- J. To commit to a committee or conference committee with instructions.
- K. To amend.

RULE 13-2. DEBATE. Debate shall be in order on all motions, except the following:

- A. To adjourn to a time certain.
- B. To adjourn.
- C. To recess.
- D. To operate under Call of the Senate.
- E. To limit debate.
- F. To advance.
- G. To commit to a committee without instructions.
- H. To table.
- I. To suspend the rules.

RULE 13-3. MOTIONS TO TABLE. Motions to table shall be in order for all motions except the following:

- A. To adjourn to a time certain.
- B. To adjourn.
- C. To recess.

D. To operate under Call of the Senate.

E. To limit debate.

F. To advance.

RULE 13-4. PRECEDENCE. Motions to table shall take precedence over the original motion. If successful, a motion to table shall constitute a final disposition of the original motion.

RULE 13-5. PRIORITY OF MOTIONS NOT ENUMERATED. Except for those motions otherwise enumerated by priority, all motions shall have equal priority and shall be considered in the order made, or in the order placed on the clerk's desk.

RULE 13-6. WRITTEN MOTIONS OR OTHER ITEMS OF BUSINESS. The Presiding Officer may require any motion, point of order, substitute ruling, or other item of business to be in writing and placed upon the clerk's desk.

RULE 13-7. SUBSTITUTE MOTIONS. Only one substitute motion for a motion of equal priority shall be considered. If the substitute motion fails, the original motion shall be disposed of before another motion of the same priority can be considered.

RULE 13-8. VOTE REQUIRED. Unless otherwise provided, a motion shall be declared adopted if it is approved by a majority of the members present and voting thereon.

CHAPTER 14 VOTING

RULE 14-1. MANNER OF VOTING. All votes of the Senate shall be by voice vote, division or roll call vote subject to the following:

A. The voting machine shall be used to record the vote whenever a roll call vote is taken on any question. The machine shall also be used to determine the presence or absence of a quorum. In the event the machine is not operating properly, all roll call votes and determinations of quorums may be taken by calling the roll. The voting machine shall be under the control of the Presiding Officer and shall be operated by a clerk designated by the Presiding Officer.

B. During any roll call, every Senator present shall vote. During a roll call, the Presiding Officer shall request every Senator in the chamber who has not voted to vote. If any Senator so requested fails to vote, the Presiding Officer shall, upon declaring the roll, order that said Senator be shown as voting "NO" on the question. Said order shall be printed in the Journal directly following the printing of the results of the roll call as reflected by the voting machine, and said "NO" vote shall be included in the determination of the passage or failure of the question. In all other cases, a Senator who fails to vote shall be shown as "excused" in the Journal.

C. On any question for which a roll call vote is not required, a roll call vote shall be in order only if requested before the question is put. Once the question has been put and a voice vote taken, the Presiding Officer shall state the side that appears to the Presiding Officer to have prevailed, and any member then may request a division, but shall not be entitled to request a roll call vote. The declaration of the vote by the Presiding Officer shall be final.

D. No Senator shall be permitted to vote or change a vote after the result has been announced by the Presiding Officer.

E. If a member's voting machine is inoperative, the member shall rise and advise the Presiding Officer of the malfunction; and the Senator will be permitted to verbally vote on the question; and the vote will then be recorded by the clerk.

F. When a division is called for, those voting in the affirmative shall rise at their seats and remain standing until counted; then those voting in the negative shall rise and stand until they are counted, whereupon the Presiding Officer shall declare the result.

CHAPTER 15 LOBBYISTS AND MEDIA REPRESENTATIVES

RULE 15-1. LOBBYISTS. All lobbying activities in the Senate shall be governed and regulated by law and by the Rules of the Senate.

RULE 15-2. MEDIA REPRESENTATIVES. The Chief of Staff, at the direction of the President Pro Tempore, may issue credentials to representatives of the news media and may limit access to the Press Gallery to those members of the news media holding such credentials.

CHAPTER 16

RULE 16-1. SENATE LEGISLATIVE PROCEDURE SCHEDULE.

A. During the First Regular Session of the ~~52nd~~ 53rd Oklahoma Legislature, the Senate shall adhere to the following legislative procedure schedule:

1. The First Regular Session of the ~~52nd~~ 53rd Oklahoma Legislature shall convene at twelve noon on ~~January 6, 2009~~ January 4, 2011, for the purpose only of performing the duties set forth in Section 5 of Article VI of the Constitution and organizing pursuant to the provisions of Article V of the Constitution, and shall recess no later than five p.m. on that same day until ~~February 2, 2009~~ February 7, 2011, beginning at twelve noon.

2. ~~December 12, 2008~~ December 10, 2010, shall be the final date for requesting the drafting of bills or joint resolutions in the Senate for introduction for consideration during the First Regular Session.

3. ~~January 15, 2009~~ January 20, 2011, at 4:00 p.m., shall be the final date and time for introduction of bills and joint resolutions in the Senate for consideration on the floor of the Senate during the First Regular Session. Bills and joint resolutions subsequently introduced if reported from committee, shall not be placed on the Calendar for consideration in the Senate until the first legislative day of the Second Regular Session.

4. ~~February 19, 2009~~ February 28, 2011, shall be the final legislative day for reporting Senate bills and Senate joint resolutions from committee in the Senate, ~~and the Committee Report must be properly filed in the Senate within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in the Senate during the First Regular Session;~~ provided, for Senate bills and Senate joint resolutions double-assigned to a committee other than the Appropriations Committee or Finance Committee and then to the Appropriations Committee or Finance Committee, February 21, 2011, shall be the final legislative day for reporting such bills and resolutions from the first committee to which assigned and March 3, 2011, shall be the final legislative day for reporting such bills and resolutions from the Appropriations Committee or Finance Committee. Committee Reports must be properly filed in the Senate within one (1) legislative day after the dates specified in this paragraph, no later than 4:30 p.m., in order for the bill or joint resolution to be placed on the calendar for consideration in the Senate during the First Regular Session. Bills and joint resolutions subsequently reported from committee shall not be placed on the Calendar for consideration in the Senate until the first legislative day of the Second Regular Session.

5. ~~March 12, 2009~~ March 17, 2011, shall be the final legislative day for third reading and final passage of a Senate bill or Senate joint resolution in the Senate.

6. ~~April 2, 2009~~ April 7, 2011, shall be the final legislative day for reporting House bills and House joint resolutions from Committee in the Senate, ~~and the Committee Report must be properly filed in the Senate within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in the Senate during the First Regular Session;~~ provided, for House bills and House joint resolutions double-assigned to a committee other than the Appropriations Committee or Finance Committee and then to the Appropriations Committee or Finance Committee, March 31, 2011, shall be the final legislative day for reporting such bills and resolutions from the first committee to which assigned and April 14, 2011, shall be the final legislative day for reporting such bills and resolutions from the Appropriations Committee or Finance Committee. Committee Reports must be properly filed in the Senate within one (1) legislative day after the dates specified in this paragraph, no later than 4:30 p.m., in order for the bill or joint resolution to be placed on the calendar for consideration in the Senate during the First Regular Session. Bills and joint resolutions subsequently reported from Committee shall not be placed on the Calendar for consideration in the Senate until the first legislative day of the Second Regular Session.

7. ~~April 23, 2009~~ April 28, 2011, shall be the final legislative day for third reading and final passage of a House bill or a House joint resolution in the Senate.

8. The First Regular Session shall adjourn sine die not later than five p.m. on ~~May 29, 2009~~ May 27, 2011.

9. Upon a two-thirds (2/3) vote of the membership of the Senate, a bill or joint resolution can be exempt from all cutoff dates in the Senate.

B. During the Second Regular Session of the ~~52nd~~ 53rd Oklahoma Legislature, the Senate shall adhere to the following legislative procedure schedule:

1. ~~December 11, 2009~~ December 9, 2011, shall be the final date for requesting the drafting of bills or joint resolutions in the Senate for introduction for consideration during the Second Regular Session.

2. ~~January 14, 2010~~ January 19, 2012 at 4:00 p.m., shall be the final date and time for introduction of bills and joint resolutions in the Senate for consideration on the floor of the Senate during the Second Regular Session.

3. The Second Regular Session of the ~~52nd~~ 53rd Oklahoma Legislature shall convene at twelve o'clock noon on ~~February 1, 2010~~ February 6, 2012.

4. ~~February 18, 2010~~ February 27, 2012, shall be the final legislative day for reporting Senate bills and Senate joint resolutions from Committee in the Senate, ~~and the Committee Report must be properly filed within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the calendar for consideration in the Senate during the Second Regular Session; provided, for Senate bills and Senate joint resolutions double-assigned to a committee other than the Appropriations Committee or Finance Committee and then to the Appropriations Committee or Finance Committee, February 20, 2012, shall be the final legislative day for reporting such bills and resolutions from the first committee to which assigned and March 1, 2012, shall be the final legislative day for reporting such bills and resolutions from the Appropriations Committee or Finance Committee. Committee Reports must be properly filed in the Senate within one (1) legislative day after the dates specified in this paragraph, no later than 4:30 p.m., in order for the bill or joint resolution to be placed on the calendar for consideration in the Senate during the First Regular Session.~~

5. ~~March 11, 2010~~ March 15, 2012, shall be the final legislative day for third reading and final passage of a Senate bill or a Senate joint resolution in the Senate.

6. ~~April 1, 2010~~ April 5, 2012, shall be the final legislative day for reporting a House bill or a House joint resolution from Committee in the Senate, ~~and the Committee Report must be properly filed in the Senate within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in the Senate during the Second Regular Session; provided, for House bills and House joint resolutions double-assigned to a committee other than the Appropriations Committee or Finance Committee and then to the Appropriations Committee or Finance Committee, March 29, 2012, shall be the final legislative day for reporting such bills and resolutions~~

from the first committee to which assigned and April 12, 2012, shall be the final legislative day for reporting such bills and resolutions from the Appropriations Committee or Finance Committee. Committee Reports must be properly filed in the Senate within one (1) legislative day after the dates specified in this paragraph, no later than 4:30 p.m., in order for the bill or joint resolution to be placed on the calendar for consideration in the Senate during the First Regular Session.

7. ~~April 22, 2010~~ April 26, 2012, shall be the final legislative day for third reading and final passage of a House bill or a House joint resolution in the Senate.

8. The Second Regular Session shall adjourn sine die not later than five p.m. on ~~May 28, 2010~~ May 25, 2012.

9. Upon a two-thirds (2/3) vote of the membership of the Senate, a bill or joint resolution can be exempt from all cutoff dates in the Senate.

C. This rule shall be inapplicable to any:

1. Joint resolution introduced for the purpose of disapproving or approving agency rules pursuant to the provisions of the Administrative Procedures Act as set forth in Section 250 et seq. of Title 75 of the Oklahoma Statutes;

~~D. This rule shall be inapplicable to any bills~~ 2. Bill introduced for the purposes of incorporation and merging different versions of a statute amended in more than one measure at the same or different sessions of the Legislature as set forth in Section 23.1 of Title 75 of the Oklahoma Statutes;

~~E. This rule shall be inapplicable to any~~ 3. Bill or joint resolution introduced for the purpose of approving, disapproving, repealing or modifying rules of the Ethics Commission pursuant to the provisions of Section 3 of Article XXIX of the Oklahoma Constitution;

~~F. This rule shall be inapplicable to any~~ 4. Bill or joint resolution which proposes a special or local law and for which notice of intended introduction is published in a newspaper for four consecutive weeks pursuant to the provisions of Section 32 of Article V of the Oklahoma Constitution;

5. Bill or joint resolution authored by the chairs and vice-chairs of the Senate Appropriations Committee and the House Appropriations and Budget Committee which affects the receipt, expenditure or budgeting of state funds or funds under the control of an entity created by state law;

6. Bill or joint resolution authored by the President Pro Tempore of the Senate and the Speaker of the House of Representatives which is deemed by them to be necessary for the preservation of the public peace, health and safety; or

7. Bill or joint resolution authored by the President Pro Tempore of the Senate and the Speaker of the House of Representatives which provides for redistricting pursuant to the 2010 federal census.

~~G. D.~~ Paragraph 2 of subsection A and paragraph 2 of subsection B of this rule shall be inapplicable to any bill or joint resolution which contains an “RB” number pursuant to the provisions of the Oklahoma Pension Legislation Actuarial Analysis Act. Such measures shall be submitted to the legislative actuary not later than the date specified in such paragraphs, and may be introduced not later than the first Monday in February following such submission.

RULE 16-2. PENDING LEGISLATION AT ADJOURNMENT OF FIRST REGULAR SESSION

A. Any bill or joint resolution pending in the Senate at the final adjournment of the First Regular Session of the ~~52nd~~ 53rd Oklahoma Legislature shall carry over to the Second Regular Session with the same status as if there had been no adjournment. Bills and joint resolutions pending in a Conference Committee at such time shall not carry over to the Second Regular Session of the ~~52nd~~ 53rd Oklahoma Legislature.

B. Simple and concurrent resolutions pending in the Senate at the final adjournment of the First Regular Session of the ~~52nd~~ 53rd Oklahoma Legislature shall not carry over for consideration during the Second Regular Session.

CODE OF CONDUCT AND STANDARDS FOR MEMBERS OF THE SENATE AND STAFF

1. A coat, tie and slacks or trousers shall be worn by male members and appropriate attire shall be worn by female members of the Senate and other persons granted privileges of the floor in the chamber during sessions of the Senate.

2. Each executive assistant is under the authority and supervision of the Senator is personally responsible for his or her own executive assistant designating him or her as such. All other staff members of the Senate are under the authority and supervision of the Chief of Staff. Complaints pertaining to employees should be made to the proper authority rather than to the individual. Under no circumstances should complaints pertaining to employees be made on the floor of the Senate, in committee meetings or in other public forums.

3. (a) On the floor during session and in committee, members should endeavor to be congenial and complimentary. Members should avoid personal attacks and dealing in personalities.

(b) During public occasions away from the Capitol, members should endeavor to keep personalities out of their discussions and deal with programs, not personalities.

4. The consumption of alcohol is forbidden in the chamber, and any member who is in the chamber in an intoxicated state will be removed by security personnel.

5. It is beneath the dignity of the Senate for members to consume food products in the chamber.

6. Members of the Senate should continually conduct themselves in accordance with the standards which will reflect credit upon themselves and the Senate. It is beneath the dignity of the Senate for a member to sit upon a desk, or to place his or her feet upon a desk in the chamber.

7. While a Senator is speaking, no Senator should enter into any disturbing private conversation or pass between the speaking Senator and the Presiding Officer. Profane, obscene, or indecent language is discouraged in the Senate and in all standing or special committees of the Senate. The use of cellular telephones, pagers or other audible electronic devices during formal Senate proceedings, either on the floor of the Senate or in committee, is discouraged.

8. A Senator shall address other members with the title "Senator" when addressing one another during formal Senate proceedings either on the floor of the Senate or in committee.

9. The Presiding Officer may direct a designated Senate employee to activate his or her roll call switch. No member shall be permitted to vote on any question unless said member is physically present in the chamber at the time the vote is taken.

10. The President Pro Tempore (or the Majority Floor Leader) shall designate those Senate employees who shall be granted privileges of the floor during any session of the Senate, said employees to be limited to those whose work requires their presence. Any member desiring to bring a guest to the floor of the Senate shall first notify the Majority Floor Leader. No such guest shall enter the chamber until privileges of the floor have been granted pursuant to Rule 10-9.

11. No person other than a member of the Senate shall cause materials to be distributed on each desk in the Senate chamber without first having obtained approval by the Majority Floor Leader. The sponsoring Senator will be identified. Any material so distributed shall be considered a public record from the time of such distribution.

12. The President Pro Tempore shall designate persons to act as Sergeants-at-Arms for the Senate, who shall have responsibility of serving legal processes and enforcing Rules and policies of the Senate.

13. Any member who feels that the standards of the Senate are being violated by either a member of the Senate or the staff should seek redress by submitting a complaint to the President Pro Tempore concerning the violation. The President Pro Tempore may refer any matter concerning exercise of the Senate's discretionary powers and duties under

Section 30 of Article V of the Oklahoma Constitution to a standing committee or select committee as the President Pro Tempore deems appropriate.

SENATE OFFICERS

President Pro Tempore Bingman announced members of the Senate Republican Caucus designated to serve in the leadership of the Fifty-third Legislature:

Majority Floor Leader – Senator Schulz
Assistant Majority Floor Leaders – Senator Sykes, Senator Jolley and Senator Ford
Majority Whips – Senator Branan, Senator Newberry,
Senator Stanislawski and Senator Rob Johnson
Republican Caucus Chair – Senator Marlatt
Republican Caucus Vice-Chair – Senator Holt

Senator Lamb addressed the Senate and relinquished the office of Majority Floor Leader to Senator Schulz.

Senator Rice announced members of the Senate Democratic Caucus designated to serve in the leadership of the Fifty-third Legislature:

Democratic Floor Leader – Senator Rice
Assistant Democratic Floor Leaders – Senator Burrage, Senator Ballenger,
Senator Sparks and Senator Wyrick
Democratic Whips – Senator Garrison and Senator Eason McIntyre
Democratic Caucus Chair – Senator Ivester
Democratic Caucus Vice-Chair – Senator Paddock

Senator Jolley moved that Paul Ziriaux of Edmond be elected Secretary of the Senate.

Senator Schulz seconded the nomination of Paul Ziriaux and moved that nominations for the office of Secretary of the Senate cease and Paul Ziriaux be elected by acclamation, which motion was declared adopted.

COMMITTEES APPOINTED

Senator Schulz moved that the Standing Committees and the members thereof appointed for the Fifty-third Legislature be approved.

The Standing Committees and their membership are as follows:

SENATE STANDING COMMITTEES**First Regular Session
Fifty-third Legislature**

President Pro Tempore Bingman and Senator Schulz are
“Ex-Officio Voting Members” of all Senate committees.

AGRICULTURE and RURAL DEVELOPMENT

Fields, Chair
Justice, Vice Chair

Allen	Ivester
Anderson	Myers
Barrington	Simpson
Bass	Sykes
Ellis	Wyrick

APPROPRIATIONS

Myers, Chair
Jolley, Vice Chair

Ballenger	Marlatt
Branan	Newberry
Brinkley	Nichols
Burrage	Paddack
Crain	Rice
Ford	Stanislawski
Halligan	Sykes
Ivester	Wilson
Justice	Wyrick

BUSINESS and COMMERCE

Newberry, Chair
Holt, Vice Chair

Brinkley	Ford
Coates	Halligan
David	Laster
Eason McIntyre	Wyrick
Ellis	

EDUCATION

Ford, Chair
Stanislowski, Vice Chair

Branan	Laster
Brecheen	Lerblance
David	Mazzei
Eason McIntyre	Nichols
Garrison	Paddack
Halligan	Reynolds
Holt	Sparks
Jolley	

ENERGY

Branan, Chair
Marlatt, Vice Chair

Adelson	Jolley
Allen	Lerblance
Burrage	Myers
Fields	Nichols
Ivester	Paddack
Johnson, R.	Simpson

FINANCE

Mazzei, Chair
Brinkley, Vice Chair

Adelson	Jolley
Aldridge	Reynolds
Ballenger	Russell
David	Simpson
Ford	Sparks
Halligan	Wilson
Ivester	

GENERAL GOVERNMENT

Aldridge, Chair
Ballenger, Vice Chair

Adelson	Marlatt
Brown	Rice
Coates	Shortey

HEALTH and HUMAN SERVICES

Crain, Chair
Burrage, Vice Chair

Brinkley	Newberry
Johnson, C.	Russell
Johnson, R.	Wilson

JUDICIARY

Sykes, Chair
Rob Johnson, Vice Chair

Brecheen	Lerblance
Crain	Nichols
Eason McIntyre	Shortey
Laster	

PUBLIC SAFETY

Barrington, Chair
Shortey, Vice Chair

Ballenger	Reynolds
Garrison	Russell
Johnson, C. Justice	Sykes

RETIREMENT and INSURANCE

Brown, Chair
Aldridge, Vice Chair

Anderson	Rice
Bass	Sparks
Brecheen	Stanislawski
Crain	Wilson
Mazzei	

RULES

Rob Johnson, Chair
Nichols, Vice Chair

Anderson	Holt
Branan	Jolley
Brecheen	Mazzei
Eason McIntyre	Newberry
Ellis	Rice
Fields	Sparks
Ford	Sykes
Garrison	Wyrick

TOURISM and WILDLIFE

Coates, Chair
Ellis, Vice Chair

Anderson	Garrison
Barrington	Justice
Bass	Myers
Brown	Wyrick
Fields	

TRANSPORTATION

Stanislowski, Chair
Allen, Vice Chair

Branan	Marlatt
Burrage	Newberry
Holt	Paddack
Johnson, C.	

VETERANS and MILITARY AFFAIRS

Reynolds, Co-Chair
Russell, Co-Chair
Simpson, Vice Chair

Adelson	Coates
Aldridge	David
Allen	Garrison
Barrington	Ivester
Bass	Johnson, C.
Brown	Shortey

**APPROPRIATIONS
SUBCOMMITTEES**

Senator Myers and Senator Jolley are “Ex-Officio Voting Members”
of all Appropriations Subcommittees.

EDUCATION

Halligan, Chair
Ford, Vice Chair

Aldridge	Mazzei
Brecheen	Paddack
Brinkley	Simpson
Eason McIntyre	Sparks
Garrison	Stanislawksi

GENERAL GOVERNMENT and TRANSPORTATION

Marlatt, Chair
Branan, Vice Chair

Bass	Coates
Brown	Sykes
Burrage	Wyrick

HEALTH and HUMAN SERVICES

Jolley, Chair
David, Vice Chair

Adelson	Johnson, C.
Allen	Newberry
Holt	Wilson

NATURAL RESOURCES

Justice, Chair
Fields, Vice Chair

Ballenger	Ellis
Crain	Johnson, R.

PUBLIC SAFETY and JUDICIARY

Nichols, Chair
Barrington, Vice Chair

Ivester	Reynolds
Laster	Russell
Lerblance	Shortey

EXPENSES OF THE OFFICE AND POSTAGE

Senator Schulz moved that each Senator be allotted the following maximum amounts from Senate funds for official state business in calendar year 2011:

1. \$1,100 for expenses relating to communications, in the form of 2,500 first class stamps, reimbursement for electronic communications equipment or its usage, office equipment and supplies including but not limited to, letterhead, business cards and printing supplies, or for a combination thereof; and

2. \$350 for expenses of the office.

Such amounts are hereby authorized for expenses incurred from November 17, 2010, through December 31, 2011. If a member of the Senate incurs such expenses paid for by the Senate in excess of these amounts during such period, the member shall reimburse the Senate in full for such excess amount no later than December 31, 2011, which motion was declared adopted.

MILEAGE ALLOWANCE

Senator Schulz moved adoption of the following report on mileage allowance prepared by the Office of the Senate Administrator, which motion was declared adopted.

Senator	Hometown	Total Miles Round Trip	Amount Round Trip
Adelson, Tom	Tulsa	180	91.80
Aldridge, Cliff	Choctaw	38	19.38
Allen, Mark	Spiro	360	183.60
Anderson, Patrick	Enid	198	100.98
Ballenger, Roger	Okmulgee	234	119.34
Barrington, Don	Lawton	182	92.82
Bass, Randy	Lawton	190	96.90
Bingman, Brian	Sapulpa	188	95.88
Branan, Cliff	Oklahoma City	0	None Requested

Brecheen, Josh	Coalgate	234	119.34
Brinkley, Rick	Owasso	240	122.40
Brown, Bill	Broken Arrow	244	124.44
Burrage, Sean	Claremore	264	134.64
Coates, Harry	Seminole	120	61.20
Crain, Brian	Tulsa	212	108.12
David, Kim	Porter	290	147.90
Eason McIntyre, Judy	Tulsa	216	110.16
Ellis, Jerry	Valliant	448	228.48
Fields, Eddie	Wynona	260	132.60
Ford, John	Bartlesville	292	148.92
Garrison, Earl	Muskogee	316	161.16
Halligan, Jim	Stillwater	120	61.20
Holt, David	Oklahoma City	0	None Requested
Ivester, Tom	Sayre	260	132.60
Johnson, Constance	Oklahoma City	8	4.08
Johnson, Rob	Kingfisher	102	52.02
Jolley, Clark	Edmond	0	None Requested
Justice, Ron	Chickasha	98	49.98
Lamb, Todd	Edmond	0	None Requested
Laster, Charlie	Shawnee	84	42.84
Lerblance, Richard	Hartshorne	290	147.90
Marlatt, Bryce	Woodward	284	144.84
Mazzei, Mike	Bixby	212	108.12
Myers, David	Ponca City	214	109.14
Newberry, Dan	Tulsa	200	102.00
Nichols, Jonathan	Norman	0	None Requested
Paddack, Susan	Ada	180	91.80
Reynolds, James	Oklahoma City	22	11.22
Rice, Andrew	Oklahoma City	0	None Requested
Russell, Steve	Oklahoma City	24	12.24
Schulz, Mike	Altus	286	145.86
Shortey, Ralph	Oklahoma City	0	None Requested
Simpson, Frank	Ardmore	188	95.88
Sparks, John	Norman	46	23.46
Stanislowski, Gary	Tulsa	212	108.12
Sykes, Anthony	Moore	28	14.28
Wilson, Jim	Tahlequah	334	170.34
Wyrick, Charles	Fairland	376	191.76

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives is ready to convene in Joint Session.

Senator Schulz moved that the Senate recess for a reception in honor of President Pro Tempore Bingman in the Senate Lounge and to meet with the House in Joint Session at 1:30 p.m, and upon adjournment of the Joint Session, that the Senate stand adjourned to convene Monday, February 7, 2011, at 12:00 noon, which motion prevailed.

Pursuant to the Schulz motion, the Senate adjourned at 12:50 p.m. to meet Monday, February 7, 2011, at 12:00 noon

*

JOINT SESSION

The First Joint Session of the First Regular Session of the Fifty-third Legislature was called to order by the President of the Senate, Lieutenant Governor Jari Askins.

Senator Schulz moved that the attendance roll call of the Senate be considered the attendance roll call of the Senate in Joint Session, which motion was declared adopted.

Representative Sullivan moved that the attendance roll call of the House of Representatives be considered the attendance roll call of the House in Joint Session, which motion was declared adopted.

Lieutenant Governor Jari Askins declared quorums of the Senate and House present and Joint Session duly assembled.

The invocation was offered by Pastor Larry Sparks of New Beginnings Church in Shawnee and Chaplain at the Unity Health Center, the guest of Speaker Steele.

Pursuant to Article VI, Section 5, Oklahoma Constitution, Speaker Steele directed the clerk to proceed with the canvassing of the returns of the General Election held on November 2, 2010, as certified to the House of Representatives by the Secretary of the State Election Board, Paul Ziriak and transmitted to the House of Representatives by Secretary of State, Susan Savage.

Senator Schulz moved to dispense with the reading of the election returns and ordered same printed in the Journals of the House and Senate respectively, which motion was declared adopted.

COMMUNICATION

December 21, 2010

The Honorable Kris Steele, Speaker
Oklahoma State House of Representatives
State Capitol
Oklahoma City, Oklahoma 73105

Sir:

I hereby certify that the attached compilation is a complete list of the names of all candidates voted for at the General Election held November 2, 2010, for the offices indicated, and that the figures set by the names represent the sum of the total votes cast for each as certified to this office by the County Election Boards of the State. Candidates who were unopposed in the General Election also are listed.

Respectfully submitted,

/s/PAUL ZIRIAX, Secretary
State Election Board

The Speaker declared elected to the respective offices listed below the candidates whose names are show in boldface type:

State of Oklahoma
Official Returns
General Election — November 2, 2010

UNITED STATES SENATOR

TOM COBURN	Republican	Muskogee	718,482
JIM ROGERS	Democrat	Midwest City	265,814
STEPHEN P. WALLACE	Independent	Tulsa	25,048
RONALD F. DWYER	Independent	Tulsa	7,807

UNITED STATES REPRESENTATIVE

District 1

JOHN SULLIVAN	Republican	Tulsa	151,173
ANGELIA O'DELL	Independent	Tulsa	45,656

District 2

CHARLES THOMPSON
DAN BOREN

Republican
Democrat

Hulbert
Muskogee

83,226
108,203

District 3

FRANK D. LUCAS
FRANKIE ROBBINS

Republican
Democrat

Cheyenne
Medford

161,927
45,689

District 4

TOM COLE

Republican

Moore

Unopposed

District 5

JAMES LANKFORD
BILLY COYLE
CLARK DUFFE
DAVE WHITE

Republican
Democrat
Independent
Independent

Edmond
Oklahoma City
Edmond
Edmond

123,236
68,074
3,067
2,728

GOVERNOR

MARY FALLIN
JARI ASKINS

Republican
Democrat

Edmond
Duncan

625,506
409,261

LIEUTENANT GOVERNOR

TODD LAMB
KENNETH CORN
RICHARD PRAWDZIENSKI

Republican
Democrat
Independent

Edmond
Poteau
Edmond

659,242
334,711
35,665

STATE AUDITOR AND INSPECTOR

GARY JONES
STEVE BURRAGE

Republican
Democrat

Cache
Antlers

570,174
449,152

ATTORNEY GENERAL

SCOTT PRUITT
JIM PRIEST

Republican
Democrat

Broken Arrow
Oklahoma City

666,407
357,162

STATE TREASURER

KEN MILLER
STEPHEN E COVERT

Republican
Democrat

Edmond
Midwest City

675,515
339,272

SUPERINTENDENT OF PUBLIC INSTRUCTION

JANET BARRESI
SUSAN PADDACK
RICHARD E. COOPER

Republican
Democrat
Independent

Norman
Ada
Ada

573,716
387,007
65,243

COMMISSIONER OF LABOR

MARK COSTELLO	Republican	Edmond	649,748
LLOYD L. FIELDS	Democrat	Norman	362,805

INSURANCE COMMISSIONER

JOHN DOAK	Republican	Tulsa	555,740
KIM HOLLAND	Democrat	Tulsa	464,310

CORPORATION COMMISSIONER

DANA MURPHY	Republican	Edmond	Unopposed
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DISTRICT JUDGE

District 1, Office 1			
GREG A. ZIGLER	Nonpartisan	Guymon	Unopposed

District 2, Office 1			
DOUG HAUGHT	Nonpartisan	Elk City	9,968
RICHARD PHILLIPS	Nonpartisan	Clinton	8,319

District 3, Office 1			
RICHARD B. DARBY	Nonpartisan	Altus	Unopposed

District 4, Office 1			
RAY DEAN LINDER	Nonpartisan	Alva	Unopposed

District 4, Office 2			
PAUL K. WOODWARD	Nonpartisan	Enid	Unopposed

District 4, Office 3			
DENNIS HLADIK	Nonpartisan	Enid	Unopposed

District 5, Office 1			
C. ALLEN McCALL	Nonpartisan	Lawton	Unopposed

District 5, Office 2			
JOE ENOS	Nonpartisan	Duncan	Unopposed

District 5, Office 3			
KEITH AYCOCK	Nonpartisan	Lawton	Unopposed

District 5, Office 4			
MARK RANDALL SMITH	Nonpartisan	Lawton	Unopposed

District 5, Office 5			
GERALD F. NEUWIRTH	Nonpartisan	Lawton	Unopposed

District 6, Office 1 RICHARD G. VAN DYCK	Nonpartisan	Chickasha	Unopposed
District 7, Office 1 KENNETH C. WATSON	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 2 TWYLA GRAY	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 3 DONALD L. DEASON	Nonpartisan	Edmond	Unopposed
District 7, Office 4 BRYAN C. DIXON	Nonpartisan	Edmond	Unopposed
District 7, Office 5 PATRICIA G. PARRISH	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 6 DANIEL L. OWENS	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 7 CINDY TRUONG PAT CRAWLEY	Nonpartisan Nonpartisan	Oklahoma City Choctaw	95,786 73,528
District 7, Office 8 GLENN M. JONES	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 9 TAMMY L. BASS-LESURE	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 10 BILL GRAVES	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 11 BARBARA SWINTON	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 12 LISA TIPPING DAVIS	Nonpartisan	Edmond	Unopposed
District 7, Office 13 NOMA GURICH	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 14 RAY C. ELLIOTT	Nonpartisan	Oklahoma City	Unopposed
District 7, Office 15 JERRY D. BASS	Nonpartisan	Edmond	Unopposed
District 8, Office 1 D. W. BOYD	Nonpartisan	Ponca City	Unopposed

District 9, Office 1 PHILLIP CORLEY	Nonpartisan	Stillwater	Unopposed
District 10, Office 1 JOHN KANE	Nonpartisan	Pawhuska	Unopposed
District 11, Office 1 CURTIS L. DeLAPP	Nonpartisan	Bartlesville	Unopposed
District 12, Office 1 TERRY H. McBRIDE	Nonpartisan	Pryor	Unopposed
District 12, Office 2 DYNDA R. POST	Nonpartisan	Locust Grove	Unopposed
District 12, Office 3 DWAYNE STEIDLEY	Nonpartisan	Claremore	Unopposed
District 13, Office 1 ROBERT G. HANEY	Nonpartisan	Miami	Unopposed
District 14, Office 1 WILLIAM C. KELLOUGH	Nonpartisan	Tulsa	Unopposed
District 14, Office 2 JESSE S. HARRIS	Nonpartisan	Tulsa	Unopposed
District 14, Office 3 JAMES M CAPUTO	Nonpartisan	Owasso	Unopposed
District 14, Office 4 DAMAN H. CANTRELL	Nonpartisan	Owasso	Unopposed
District 14, Office 5 JEFFERSON D. SELLERS	Nonpartisan	Cleveland	Unopposed
District 14, Office 6 CARLOS J. CHAPPELLE	Nonpartisan	Tulsa	Unopposed
District 14, Office 7 TOM GILLERT	Nonpartisan	Tulsa	Unopposed
District 14, Office 8 P. THOMAS THORNBRUGH	Nonpartisan	Tulsa	Unopposed
District 14, Office 9 JOHN M. EAGLETON	Nonpartisan	Tulsa	57,302
LINDA MORRISSEY	Nonpartisan	Tulsa	91,380
District 14, Office 10 MARY FITZGERALD	Nonpartisan	Tulsa	Unopposed

District 14, Office 11 REBECCA NIGHTINGALE	Nonpartisan	Tulsa	Unopposed
District 14, Office 12 DORIS L. FRANSEIN	Nonpartisan	Tulsa	Unopposed
District 14, Office 13 BILL MUSSEMAN CARL FUNDERBURK	Nonpartisan Nonpartisan	Broken Arrow Tulsa	91,005 52,890
District 14, Office 14 JON R. PATTON KURT G. GLASSCO	Nonpartisan Nonpartisan	Tulsa Tulsa	69,917 72,751
District 15, Office 1 MIKE NORMAN	Nonpartisan	Muskogee	Unopposed
District 15, Office 2 DARRELL SHEPHERD	Nonpartisan	Wagoner	Unopposed
District 15, Office 3 JEFF PAYTON	Nonpartisan	Stilwell	Unopposed
District 15, Office 4 THOMAS H. ALFORD	Nonpartisan	Muskogee	Unopposed
District 16, Office 1 JONATHAN K. SULLIVAN MARION D. FRY	Nonpartisan Nonpartisan	Poteau Poteau	9,952 8,177
District 17, Office 1 WILLARD DRIESEL J. P. LONGACRE	Nonpartisan Nonpartisan	Broken Bow Valliant	7,992 7,036
District 18, Office 1 THOMAS M BARTHELD	Nonpartisan	McAlester	Unopposed
District 19, Office 1 MARK R. CAMPBELL	Nonpartisan	Durant	Unopposed
District 20, Office 1 DENNIS MORRIS THOMAS S WALKER	Nonpartisan Nonpartisan	Ardmore Ardmore	13,198 10,299
District 20, Office 2 WALLACE COPPEDGE	Nonpartisan	Tishomingo	Unopposed
District 21, Office 1 TRACY SCHUMACHER JONATHAN NICHOLS	Nonpartisan Nonpartisan	Norman Norman	45,696 33,640

District 21, Office 2			
GREG DIXON	Nonpartisan	Purcell	42,944
JOHN A. MANTOOTH	Nonpartisan	Purcell	36,449
District 21, Office 3			
JEFF HARLEY BRYANT	Nonpartisan	Norman	26,555
TOM A. LUCAS	Nonpartisan	Norman	52,091
District 21, Office 4			
CHARLES L. BROADWAY	Nonpartisan	Norman	27,761
LORI M. WALKLEY	Nonpartisan	Norman	50,332
District 22, Office 1			
GEORGE W. BUTNER	Nonpartisan	Wewoka	Unopposed
District 22, Office 2			
TOM LANDRITH	Nonpartisan	Ada	Unopposed
District 22, Office 3			
GARY SNOW	Nonpartisan	Seminole	Unopposed
District 23, Office 1			
CINDY FERRELL ASHWOOD	Nonpartisan	Chandler	16,511
ROBERT THOMPSON	Nonpartisan	Carney	9,635
District 23, Office 2			
DOUGLAS L. COMBS	Nonpartisan	Shawnee	Unopposed
District 24, Office 1			
DOUGLAS W. GOLDEN	Nonpartisan	Sapulpa	Unopposed
District 24, Office 2			
LAWRENCE W. PARISH	Nonpartisan	Okemah	Unopposed
District 24, Office 3			
KEN ADAIR	Nonpartisan	Henryetta	17,450
JOHN MALEY	Nonpartisan	Okmulgee	12,002
District 24, Office 4			
JOE SAM VASSAR	Nonpartisan	Bristow	Unopposed
District 24, Office 5			
MIKE CLAVER	Nonpartisan	Henryetta	Unopposed
District 25, Office 1			
RICHARD E. BRANAM	Nonpartisan	Coalgate	Unopposed
District 26, Office 1			
GARY E. MILLER	Nonpartisan	Yukon	Unopposed

ASSOCIATE DISTRICT JUDGE

Adair County LIZ BROWN	Nonpartisan	Stilwell	Unopposed
Alfalfa County LOREN E. ANGLE	Nonpartisan	Burlington	Unopposed
Atoka County PRESTON HARBUCK	Nonpartisan	Atoka	Unopposed
Beaver County GERALD H. RIFFE	Nonpartisan	Beaver	Unopposed
Beckham County MIKE ABEL	Nonpartisan	Elk City	2,169
MICHELLE KIRBY-ROPER	Nonpartisan	Elk City	3,133
Blaine County MARK A. MOORE	Nonpartisan	Watonga	Unopposed
Bryan County CHRIS D. JONES	Nonpartisan	Durant	3,706
ROCKY L. POWERS	Nonpartisan	Durant	5,885
Caddo County WYATT HILL	Nonpartisan	Fort Cobb	Unopposed
Canadian County BOB W. HUGHEY	Nonpartisan	El Reno	Unopposed
Carter County LEE CARD	Nonpartisan	Ardmore	Unopposed
Cherokee County MARK L. DOBBINS	Nonpartisan	Tahlequah	Unopposed
Choctaw County JAMES R. WOLFE	Nonpartisan	Hugo	2,188
THOMAS J. HADLEY	Nonpartisan	Grant	1,707
Cimarron County RONALD L. KINCANNON	Nonpartisan	Boise City	Unopposed
Cleveland County STEPHEN BONNER	Nonpartisan	Norman	Unopposed
Coal County D. CLAY MOWDY	Nonpartisan	Coalgate	Unopposed

Comanche County C. WILLIAM BILL STRATTON	Nonpartisan	Lawton	Unopposed
Cotton County MICHAEL C. FLANAGAN	Nonpartisan	Walters	Unopposed
Craig County GARY MAXEY	Nonpartisan	Vinita	Unopposed
Creek County MARK IHRIG	Nonpartisan	Bristow	Unopposed
Custer County JILL CARPENTER WEEDON	Nonpartisan	Arapaho	Unopposed
Delaware County BARRY DENNEY	Nonpartisan	Grove	Unopposed
Dewey County RICK BOZARTH	Nonpartisan	Seiling	Unopposed
Ellis County JOE L. JACKSON	Nonpartisan	Shattuck	Unopposed
Garfield County TOM L. NEWBY	Nonpartisan	Enid	Unopposed
Garvin County JOHN BLAKE	Nonpartisan	Pauls Valley	Unopposed
Grady County JOHN E. HERNDON	Nonpartisan	Chickasha	Unopposed
Grant County JACK D. HAMMONTREE	Nonpartisan	Medford	Unopposed
Greer County DANNY R. DEAVER	Nonpartisan	Mangum	Unopposed
Harmon County WINFORD MIKE WARREN	Nonpartisan	Hollis	Unopposed
Harper County G. WAYNE OLMSTEAD	Nonpartisan	Laverne	Unopposed
Haskell County BRIAN C. HENDERSON	Nonpartisan	Stigler	Unopposed
Hughes County B. GORDON ALLEN	Nonpartisan	Holdenville	Unopposed

Jackson County CLARK HUEY	Nonpartisan	Altus	Unopposed
Jefferson County DENNIS GAY JON TOM STATON	Nonpartisan Nonpartisan	Hastings Waurika	917 859
Johnston County ROBERT M. HIGHSMITH	Nonpartisan	Tishomingo	Unopposed
Kay County PHILIP ARNOLD ROSS	Nonpartisan	Newkirk	Unopposed
Kingfisher County ROBERT E. BOB DAVIS	Nonpartisan	Okarche	Unopposed
Kiowa County NORMAN L. RUSSELL	Nonpartisan	Hobart	Unopposed
Latimer County BILL WELCH	Nonpartisan	Wilburton	Unopposed
LeFlore County TED A. KNIGHT	Nonpartisan	Poteau	Unopposed
Lincoln County SHEILA KIRK	Nonpartisan	Meeker	Unopposed
Logan County LUKE DUEL	Nonpartisan	Guthrie	Unopposed
Love County CHARLES E. ROBERTS	Nonpartisan	Marietta	Unopposed
McClain County CHARLES N. GRAY	Nonpartisan	Purcell	Unopposed
McCurtain County MICHAEL D. DeBERRY	Nonpartisan	Idabel	Unopposed
McIntosh County JAMES PRATT	Nonpartisan	Eufaula	Unopposed
Major County TIM HAWORTH JOHN W. McCUE, II	Nonpartisan Nonpartisan	Fairview Fairview	1,574 1,316
Marshall County RICHARD A. MILLER	Nonpartisan	Madill	Unopposed

Mayes County SHAWN S. TAYLOR	Nonpartisan	Adair	Unopposed
Murray County AARON SCOTT DUCK	Nonpartisan	Sulphur	Unopposed
Muskogee County NORMAN D. THYGESEN	Nonpartisan	Muskogee	Unopposed
Noble County DAN ALLEN	Nonpartisan	Perry	Unopposed
Nowata County CARL G. GIBSON	Nonpartisan	Nowata	Unopposed
Okfuskee County DAVID N. MARTIN	Nonpartisan	Okemah	Unopposed
Oklahoma County RICHARD W. KIRBY	Nonpartisan	Oklahoma City	Unopposed
Okmulgee County DUANE A. WOODLIFF	Nonpartisan	Henryetta	Unopposed
Osage County BRUCE DAVID GAMBILL	Nonpartisan	Pawhuska	Unopposed
Ottawa County ROBERT E REAVIS, II	Nonpartisan	Miami	Unopposed
Pawnee County MATTHEW D. HENRY	Nonpartisan	Pawnee	Unopposed
Payne County STEPHEN R. KISTLER	Nonpartisan	Stillwater	Unopposed
Pittsburg County JAMES D. BLAND	Nonpartisan	McAlester	Unopposed
Pontotoc County MARTHA K. KILGORE	Nonpartisan	Ada	Unopposed
Pottawatomie County JOHN GARDNER	Nonpartisan	McLoud	Unopposed
Pushmataha County JANA WALLACE	Nonpartisan	Antlers	Unopposed
Roger Mills County PAT VerSTEEG	Nonpartisan	Cheyenne	Unopposed

Rogers County SHEILA A. CONDREN	Nonpartisan	Owasso	Unopposed
Seminole County TIMOTHY L. OLSEN	Nonpartisan	Seminole	Unopposed
Sequoyah County DENNIS M. SPROUSE	Nonpartisan	Sallisaw	Unopposed
Stephens County G. BRENT RUSSELL	Nonpartisan	Duncan	Unopposed
Texas County RYAN D. REDDICK	Nonpartisan	Guymon	Unopposed
Tillman County BRADFORD LEE BENSON	Nonpartisan	Frederick	Unopposed
Tulsa County DANA LYNN KUEHN	Nonpartisan	Tulsa	Unopposed
Wagoner County DENNIS N. SHOOK	Nonpartisan	Coweta	Unopposed
Washington County RUSSELL VACLAW	Nonpartisan	Bartlesville	Unopposed
Washita County CHRISTOPHER S. KELLY	Nonpartisan	Corn	Unopposed
Woods County MICKEY J. HADWIGER	Nonpartisan	Alva	Unopposed
Woodward County DON A. WORK	Nonpartisan	Woodward	Unopposed

DISTRICT ATTORNEY

District 1 JAMES M. BORING	Republican	Guymon	Unopposed
District 2 DENNIS A. SMITH	Democrat	Clinton	Unopposed
District 3 JOHN M. WAMPLER	Democrat	Duke	Unopposed
District 4 MIKE FIELDS	Republican	Enid	Unopposed

District 5 FRED C. SMITH	Democrat	Lawton	Unopposed
District 6 JASON HICKS BRET BURNS	Republican Democrat	Duncan Amber	22,557 16,097
District 7 DAVID W. PRATER	Democrat	Edmond	Unopposed
District 8 BRIAN HERMANSON THOMAS SALISBURY	Republican Democrat	Ponca City Ponca City	12,039 5,237
District 9 ROBERT L. HUDSON	Republican	Guthrie	Unopposed
District 10 REX DUNCAN JEFF S. JONES	Republican Democrat	Sand Springs Skiatook	9,956 8,980
District 11 KEVIN D. BUCHANAN ALAN W. GENTGES	Republican Democrat	Bartlesville Bartlesville	14,082 5,296
District 12 JANICE STEIDLEY	Democrat	Claremore	Unopposed
District 13 EDDIE WYANT	Democrat	Miami	Unopposed
District 14 TIM HARRIS	Republican	Tulsa	Unopposed
District 15 LARRY D. MOORE	Democrat	Fort Gibson	Unopposed
District 16 JEFFREY C. SMITH	Democrat	Poteau	Unopposed
District 17 MARK MATLOFF	Democrat	Idabel	Unopposed
District 18 FARLEY WARD	Democrat	McAlester	Unopposed
District 19 EMILY REDMAN	Democrat	Durant	Unopposed
District 20 CRAIG LADD	Democrat	Ardmore	Unopposed

District 21 GREG MASHBURN	Republican	Norman	Unopposed
District 22 CHRIS L. ROSS	Democrat	Ada	Unopposed
District 23 RICHARD L. SMOTHERMON	Democrat	McLoud	Unopposed
District 24 MAX COOK	Republican	Sapulpa	Unopposed
District 25 O. R. BARRIS, III	Democrat	Okmulgee	Unopposed
District 26 HOLLIS THORP	Republican	Fairview	Unopposed
District 27 BRIAN J. KUESTER JERRY S. MOORE	Republican Democrat	Broken Arrow Tahlequah	27,628 19,250

STATE SENATOR

District 2 SEAN BURRAGE	Democrat	Claremore	Unopposed
District 4 MARK ALLEN NEIL BRANNON	Republican Democrat	Spiro Arkoma	9,974 9,451
District 6 JOSH BRECHEEN JAY PAUL GUMM	Republican Democrat	Coalgate Durant	11,719 8,925
District 8 JANICA EDMONDS ROGER BALLENGER	Republican Democrat	Morris Okmulgee	9,064 10,564
District 10 EDDIE FIELDS DALE CHRISTENSON, JR.	Republican Democrat	Wynona Pawhuska	14,324 8,641
District 12 BRIAN BINGMAN	Republican	Sapulpa	Unopposed
District 14 FRANK SIMPSON DARRYL ROBERTS	Republican Democrat	Ardmore Ardmore	13,408 7,987

District 16			
SHARON PARKER	Republican	Norman	9,460
JOHN SPARKS	Democrat	Norman	10,507
District 18			
KIM DAVID	Republican	Porter	13,334
JANICE ALDRIDGE	Democrat	Wagoner	6,902
District 20			
DAVID MYERS	Republican	Ponca City	Unopposed
District 22			
ROB JOHNSON	Republican	Kingfisher	Unopposed
District 24			
ANTHONY SYKES	Republican	Moore	Unopposed
District 26			
TOM IVESTER	Democrat	Sayre	Unopposed
District 28			
HARRY COATES	Republican	Seminole	Unopposed
District 30			
DAVID HOLT	Republican	Oklahoma City	Unopposed
District 32			
RANDY BASS	Democrat	Lawton	Unopposed
District 34			
RICK BRINKLEY	Republican	Owasso	Unopposed
District 36			
BILL BROWN	Republican	Broken Arrow	Unopposed
District 38			
MIKE SCHULZ	Republican	Altus	Unopposed
District 40			
CLIFF BRANAN	Republican	Oklahoma City	Unopposed
District 42			
CLIFF A ALDRIDGE	Republican	Choctaw	14,954
MIKE KELLY	Democrat	Choctaw	6,934
District 44			
RALPH SHORTEY	Republican	Oklahoma City	6,060
RANDY ROSE	Democrat	Oklahoma City	4,509

District 46			
JOSHUA JANTZ	Republican	Oklahoma City	3,507
ANDREW RICE	Democrat	Oklahoma City	7,548
District 48			
CONNIE JOHNSON	Democrat	Forest Park	Unopposed
STATE REPRESENTATIVE			
District 1			
RUSTY FARLEY	Republican	Haworth	4,118
DENNIS R. BAILEY	Democrat	Broken Bow	3,984
District 2			
JOHN R. BENNETT	Republican	Sallisaw	4,794
GLEN BUD SMITHSON	Democrat	Sallisaw	4,004
District 3			
ROGER MATTOX	Republican	Poteau	4,178
JAMES LOCKHART	Democrat	Heavener	4,713
District 4			
DWAYNE THOMPSON	Republican	Fort Gibson	3,262
MIKE BROWN	Democrat	Fort Gibson	5,555
District 5			
DOUG COX	Republican	Grove	Unopposed
District 6			
CHUCK HOSKIN	Democrat	Vinita	Unopposed
District 7			
LARRY GLENN	Democrat	Miami	Unopposed
District 8			
BEN SHERRER	Democrat	Chouteau	Unopposed
District 9			
MARTY QUINN	Republican	Claremore	9,914
ERIC CULLEN	Democrat	Claremore	3,407
District 10			
STEVE MARTIN	Republican	Bartlesville	6,330
NICK BROWN	Democrat	Dewey	3,468
District 11			
EARL SEARS	Republican	Bartlesville	Unopposed
District 12			
WADE ROUSSELOT	Democrat	Wagoner	Unopposed

District 13 JERRY McPEAK	Democrat	Warner	Unopposed
District 14 GEORGE FAUGHT	Republican	Muskogee	Unopposed
District 15 PAUL C. PARROTT ED CANNADAY	Republican Democrat	Vian Porum	3,325 5,894
District 16 JERRY SHOEMAKE	Democrat	Morris	Unopposed
District 17 MICAH THOMPSON BRIAN RENEGAR	Republican Democrat	Canadian McAlester	4,176 5,740
District 18 KYLE BURMEIER DONNIE CONDIT	Republican Democrat	McAlester McAlester	4,708 4,817
District 19 R. C. PRUETT	Democrat	Antlers	Unopposed
District 20 PAUL D. ROAN	Democrat	Tishomingo	Unopposed
District 21 DUSTIN ROBERTS NATHAN W. WILLIAMS	Republican Democrat	Durant Calera	4,965 4,623
District 22 ALLIE BURGIN WES HILLIARD	Republican Democrat	Wynnewood Sulphur	3,894 6,008
District 23 SUE TIBBS MARK W. MANLEY	Republican Democrat	Tulsa Tulsa	4,801 2,300
District 24 STEVE KOUPLEN	Democrat	Beggs	Unopposed
District 25 TODD THOMSEN	Republican	Ada	Unopposed
District 26 KRIS STEELE	Republican	Shawnee	Unopposed
District 27 JOSH COCKROFT CHRIS ODNEAL	Republican Democrat	McLoud Shawnee	5,667 3,810

District 28			
TOM NEWELL	Republican	Seminole	5,339
ED SMITH	Democrat	Seminole	3,425
District 29			
SKYE McNIEL	Republican	Bristow	7,942
DAVID W. NARCOMNEY	Democrat	Bristow	2,203
District 30			
MARK E. McCULLOUGH	Republican	Sapulpa	7,726
DONNA MARIE VOGELPOHL	Democrat	Sapulpa	2,460
District 31			
JASON W. MURPHEY	Republican	Guthrie	Unopposed
District 32			
JOHN B. HUSTED	Republican	Agra	4,293
DANNY MORGAN	Democrat	Prague	6,936
District 33			
LEE DENNEY	Republican	Cushing	Unopposed
District 34			
RYAN SMITH	Republican	Stillwater	4,610
CORY T. WILLIAMS	Democrat	Stillwater	4,890
District 35			
DENNIS CASEY	Republican	Morrison	7,868
RODGER ENSIGN	Democrat	Pawnee	3,240
District 36			
SEAN ROBERTS	Republican	Hominy	5,912
GREG BROWN	Democrat	Skiatook	4,671
District 37			
STEVE VAUGHAN	Republican	Ponca City	5,028
KEN LUTTRELL	Democrat	Ponca City	4,534
District 38			
DALE R. DeWITT	Republican	Braman	Unopposed
District 39			
MARIAN COOKSEY	Republican	Edmond	Unopposed
District 40			
MIKE JACKSON	Republican	Enid	Unopposed
District 41			
JOHN ENNS	Republican	Enid	Unopposed

District 42 LISA J. BILLY	Republican	Lindsay	Unopposed
District 43 COLBY SCHWARTZ J. P. HEMMINGER	Republican Democrat	Yukon Yukon	10,491 2,393
District 44 KENT HUNT EMILY VIRGIN	Republican Democrat	Norman Norman	3,187 5,577
District 45 AARON STILES WALLACE COLLINS	Republican Democrat	Norman Norman	6,313 5,823
District 46 SCOTT MARTIN ZACHARY KNIGHT	Republican Independent	Norman Newcastle	10,972 2,692
District 47 LESLIE OSBORN	Republican	Tuttle	Unopposed
District 48 PAT OWNBEY	Republican	Ardmore	Unopposed
District 49 TOMMY C. HARDIN SAMSON R. BUCK	Republican Democrat	Madill Ardmore	5,237 5,201
District 50 DENNIS JOHNSON	Republican	Duncan	Unopposed
District 51 COREY HOLLAND	Republican	Marlow	Unopposed
District 52 CHARLES LARRY ORTEGA	Republican	Altus	Unopposed
District 53 RANDY TERRILL AMY CORLEY	Republican Democrat	Moore Newalla	8,230 5,273
District 54 PAUL WESSELHOFT	Republican	Moore	Unopposed
District 55 TODD RUSS	Republican	Cordell	Unopposed
District 56 PHIL RICHARDSON MAYA TORRALBA	Republican Democrat	Minco Anadarko	7,173 2,532

District 57 HAROLD WRIGHT	Republican	Weatherford	Unopposed
District 58 JEFF HICKMAN WILSON JOHN ADAMSON	Republican Democrat	Fairview Fairview	9,400 1,559
District 59 MIKE SANDERS	Republican	Kingfisher	Unopposed
District 60 PURCY D. WALKER	Democrat	Elk City	Unopposed
District 61 GUS BLACKWELL STEPHEN SKACALL	Republican Independent	Goodwell Goodwell	6,518 1,948
District 62 T. W. SHANNON	Republican	Lawton	Unopposed
District 63 DON ARMES	Republican	Faxon	Unopposed
District 64 ANN COODY MICHAEL J. CORRALES	Republican Democrat	Lawton Lawton	4,577 1,433
District 65 JOE DORMAN	Democrat	Rush Springs	Unopposed
District 66 JADINE NOLLAN ELI POTTS	Republican Democrat	Sand Springs Sand Springs	3,600 3,503
District 67 PAM PETERSON	Republican	Tulsa	Unopposed
District 68 GLEN MULREADY SETH WATKINS	Republican Democrat	Tulsa Tulsa	6,768 3,188
District 69 FRED JORDAN	Republican	Jenks	Unopposed
District 70 RON PETERS	Republican	Tulsa	Unopposed
District 71 DANIEL S. SULLIVAN JEFF TRACY	Republican Democrat	Tulsa Tulsa	5,774 3,910

District 72				
	RANDALL L. REESE	Republican	Tulsa	1,059
	SENECA D SCOTT	Democrat	Tulsa	3,326
District 73	JABAR SHUMATE	Democrat	Tulsa	Unopposed
District 74	DAVID DERBY	Republican	Owasso	Unopposed
District 75	DAN KIRBY	Republican	Tulsa	Unopposed
District 76	DAVID BRUMBAUGH	Republican	Broken Arrow	Unopposed
District 77	ERIC PROCTOR	Democrat	Tulsa	Unopposed
District 78	MOLLY McKAY	Republican	Tulsa	4,715
	JEANNIE McDANIEL	Democrat	Tulsa	5,407
District 79	WELDON WATSON	Republican	Tulsa	Unopposed
District 80	MIKE RITZE	Republican	Broken Arrow	Unopposed
District 81	RANDY GRAU	Republican	Edmond	Unopposed
District 82	GUY LIEBMANN	Republican	Oklahoma City	Unopposed
District 83	RANDY McDANIEL	Republican	Edmond	Unopposed
District 84	SALLY KERN	Republican	Oklahoma City	5,717
	BRITTANY M. NOVOTNY	Democrat	Oklahoma City	2,958
District 85	DAVID DANK	Republican	Oklahoma City	7,450
	GAIL VINES	Democrat	Oklahoma City	3,990
	EDWARD A. SHADID	Independent	Oklahoma City	1,346
District 86	WILLIAM T. WILL FOURKILLER	Democrat	Stilwell	Unopposed

District 87			
JASON NELSON	Republican	Oklahoma City	5,147
DANA ORWIG	Democrat	Oklahoma City	4,369
District 88			
DOMINIQUE DaMON BLOCK, SR.	Republican	Oklahoma City	1,826
AL McAFFREY	Democrat	Oklahoma City	4,173
District 89			
REBECCA HAMILTON	Democrat	Oklahoma City	Unopposed
District 90			
CHARLES KEY	Republican	Oklahoma City	Unopposed
District 91			
MIKE REYNOLDS	Republican	Oklahoma City	10,197
HOLLIS HARPER	Democrat	Oklahoma City	3,454
District 92			
RICHARD DANIEL MORRISSETTE	Democrat	Oklahoma City	Unopposed
District 93			
MIKE CHRISTIAN	Republican	Oklahoma City	2,722
WANDA JO PELTIER	Democrat	Oklahoma City	2,184
District 94			
KYLE COULTER	Republican	Del City	3,252
SCOTT INMAN	Democrat	Oklahoma City	4,814
District 95			
CHARLIE JOYNER	Republican	Midwest City	5,481
MICHAEL A. WALKER	Democrat	Oklahoma City	2,891
District 96			
LEWIS H. MOORE	Republican	Arcadia	Unopposed
District 97			
MIKE SHELTON	Democrat	Oklahoma City	8,514
DANIEL N. STANKIEWICZ	Independent	Midwest City	1,638
District 98			
JOHN TREBILCOCK	Republican	Broken Arrow	9,453
DENNIS W. WEESE	Democrat	Broken Arrow	2,987
District 99			
ANASTASIA A. PITTMAN	Democrat	Oklahoma City	Unopposed
District 100			
ELISE HALL	Republican	Oklahoma City	Unopposed

District 101

GARY BANZ

Republican

Midwest City

7,896

JOHNNY LAUDERMILK

Democrat

Midwest City

3,692

JUSTICE OF THE OKLAHOMA SUPREME COURT

District 2

STEVEN W. TAYLOR

YES: 575,570

NO: 311,608

District 5

JAMES R. WINCHESTER

YES: 571,893

NO: 307,615

JUDGE OF THE OKLAHOMA COURT OF CIVIL APPEALS

District 2, Office 1

DEBORAH B. BARNES

YES: 565,390

NO: 316,542

District 3, Office 1

DOUG GABBARD II

YES: 539,326

NO: 336,136

District 3, Office 2

JOHN F. FISCHER

YES: 549,756

NO: 326,506

District 4, Office 2

LARRY E. JOPLIN

YES: 548,247

NO: 329,520

Upon motion of Representative Sullivan, the Joint Session was ordered dissolved at the hour of 2:10 p.m.