

# Senate Journal

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

Seventh Legislative Day, Thursday, February 17, 2011

The Senate was called to order by Senator Aldridge.

Roll Call:

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

Excused: Bingman.—1.

Senator Aldridge declared a quorum present.

The prayer was offered by Reverend David Desmond Player, First United Methodist Church, Altus, the guest of Senator Schulz.

### INTRODUCTION

Senator Brinkley introduced his sister, Rebecca Howard, and his niece, Brinkley, to the Senate.

### CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

**SB 237** – Withdrawn from Health and Human Services committee and referred to Public Safety

**SB 373** – Withdrawn from Health and Human Services and Appropriations committees and referred to Appropriations

**SB 374** – Withdrawn from Health and Human Services and Appropriations committees and referred to Appropriations

**SB 387** – Withdrawn from Health and Human Services and Appropriations committees and referred to Appropriations

**SB 388** – Withdrawn from Health and Human Services committee and referred to Appropriations

**SB 668** – Withdrawn from Health and Human Services committee and referred to Appropriations

**SB 778** – Withdrawn from Business and Commerce committee and referred to Retirement

**SB 785** – Withdrawn from Public Safety committee and referred to Retirement

**SJR 10** – Withdrawn from Health and Human Services committee and referred to Public Safety

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 21, 2011, at 1:30 p.m., which motion prevailed.

## COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar:

DO PASS:

**SB 2** – Education, coauthored by Coody (principal House author)

Ayes: Branán, Brecheen, David, Eason McIntyre, Ford, Garrison, Halligan, Holt, Jolley, Lerblance, Nichols, Paddack, Reynolds, Sparks, Stanislawski

**SB 11** – Transportation, coauthored by Denney (principal House author)

Ayes: Allen, Branán, Burrage, Holt, Johnson (Constance), Marlatt, Newberry, Paddack, Stanislawski

**SB 235** – Transportation, coauthored by Wright (principal House author)

Ayes: Allen, Branán, Burrage, Johnson (Constance), Newberry, Paddack, Stanislawski

**SB 426** – Education, coauthored by Thomsen (principal House author)

Ayes: Branán, Brecheen, David, Eason McIntyre, Ford, Garrison, Halligan, Holt, Jolley, Lerblance, Nichols, Paddack, Reynolds, Stanislawski

**SB 657** – Judiciary, coauthored by Kirby (principal House author)

Ayes: Brecheen, Eason McIntyre, Johnson (Rob), Laster, Lerblance, Shortey, Sykes  
Nays: Crain

**SB 761** – Judiciary, coauthored by Sullivan (principal House author)

Ayes: Brecheen, Crain, Johnson (Rob), Laster, Lerblance, Nichols, Shortey, Sykes  
Nays: Eason McIntyre

**SB 850** – Judiciary, coauthored by Nelson (principal House author)

Ayes: Brecheen, Crain, Eason McIntyre, Johnson (Rob), Laster, Lerblance, Nichols, Shortey, Sykes

**SB 867** – Judiciary, coauthored by Murphey (principal House author)

Ayes: Brecheen, Crain, Eason McIntyre, Johnson (Rob), Laster, Nichols, Shortey, Sykes

**SB 870** – Judiciary, coauthored by McCullough (principal House author)

Ayes: Brecheen, Crain, Eason McIntyre, Laster, Lerblance, Nichols, Shortey, Sykes  
Nays: Johnson (Rob)

DO PASS, As Amended:

**SB 693** – Redistricting, coauthored by Inman (principal House author)

Ayes: Allen, Barrington, Burrage, David, Eason McIntyre, Fields, Jolley, Marlatt, Nichols, Rice, Sparks

**SB 694** – Redistricting, coauthored by Inman (principal House author)

Ayes: Allen, Barrington, Burrage, David, Eason McIntyre, Fields, Jolley, Marlatt, Nichols, Rice, Sparks

**SB 898** – Judiciary, coauthored by Terrill (principal House author)

Ayes: Brecheen, Crain, Johnson (Rob), Nichols, Shortey, Sykes  
Nays: Eason McIntyre, Laster, Lerblance

## **COMMITTEE REPORTS**

The following were reported by the committees named and referred to a second committee:

DO PASS:

**SB 412** – Retirement and Insurance, coauthored by Cox (principal House author)

Ayes: Aldridge, Anderson, Brown, Mazzei, Rice, Sparks, Stanislawski, Treat  
Nays: Crain

**SB 476** – Business and Commerce, coauthored by Sanders (principal House author)

Ayes: Brinkley, Coates, Eason McIntyre, Ford, Holt, Laster, Newberry, Wyrick

DO PASS, As Amended:

**SB 137** – Public Safety, coauthored by Denney (principal House author)  
Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds,  
Shortey, Sykes

**SB 180** – Public Safety, coauthored by Cox (principal House author)  
Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds,  
Russell, Shortey, Sykes

**SB 198** – Public Safety, coauthored by Thomsen (principal House author)  
Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds,  
Shortey, Sykes

**SB 250** – Public Safety, coauthored by Johnson (Constance), Ballenger, Garrison of  
the Senate  
Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds,  
Shortey, Sykes

**SB 285** – Public Safety, coauthored by Ritze (principal House author)  
Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds,  
Shortey, Sykes

**SB 408** – Public Safety, coauthored by Billy (principal House author)  
Ayes: Ballenger, Barrington, Garrison, Justice, Reynolds, Shortey, Sykes

**SB 413** – Business and Commerce, coauthored by Shannon (principal House author)  
Ayes: Brinkley, Coates, David, Eason McIntyre, Ford, Halligan, Holt, Newberry

**SB 487** – Public Safety, coauthored by Moore (principal House author), and  
coauthored by Halligan of the Senate  
Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Russell, Shortey,  
Sykes  
Nays: Reynolds

**SB 604** – Business and Commerce, coauthored by McNiel (principal House author)  
Ayes: Brinkley, Coates, David, Eason McIntyre, Ford, Halligan, Holt, Newberry

**SB 687** – Business and Commerce, coauthored by Armes (principal House author)  
Ayes: Brinkley, Coates, Eason McIntyre, Ellis, Halligan, Holt, Laster, Newberry,  
Wyrick

**SB 758** – Public Safety, coauthored by Armes (principal House author)  
Ayes: Ballenger, Barrington, Johnson (Constance), Justice, Russell  
Nays: Garrison, Reynolds, Shortey, Sykes

**SB 844** – Public Safety, coauthored by Armes (principal House author)

Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Russell, Shortey, Sykes

Nays: Reynolds

**SB 852** – Public Safety, coauthored by Schwartz (principal House author)

Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds, Russell, Shortey, Sykes

**SB 859** – Public Safety, coauthored by Denney (principal House author)

Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds, Russell, Shortey, Sykes

**SB 885** – Energy

Ayes: Adelson, Allen, Branan, Burrage, Fields, Ivester, Johnson (Rob), Jolley, Lerblance, Marlatt, Myers, Nichols, Paddack

**SB 923** – Public Safety, coauthored by Johnson (principal House author)

Ayes: Ballenger, Barrington, Garrison, Johnson (Constance), Justice, Reynolds, Russell, Shortey, Sykes

FAILED:

**SB 810** – Retirement and Insurance

Ayes: Crain

Nays: Aldridge, Anderson, Brown, Mazzei, Rice, Sparks, Stanislawski, Treat, Wilson

**SB 811** – Retirement and Insurance

Ayes: Crain, Mazzei

Nays: Aldridge, Anderson, Brown, Rice, Sparks, Stanislawski, Treat, Wilson

## **FIRST READING**

The following was introduced and read the first time:

**SR 3** – By Ballenger.

A Resolution declaring March 28 - April 1, 2011, “County Government Week” in Oklahoma; and directing distribution.

Pursuant to the Schulz motion, the Senate adjourned at 10:00 a.m. to meet Monday, February 21, 2011, at 1:30 p.m.