Senate Journal

First Regular Session of the Fifty-third Legislature
of the State of Oklahoma
Fifty-fifth Legislative Day, Tuesday, May 17, 2011

The Senate was called to order by Senator Ford.

Roll Call:

Present: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, 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.—48.

Senator Ford declared a quorum present.

The prayer was offered by Associate Minister Kristi Harrington, Henderson Hills Baptist Church, Edmond, the guest of Senator Jolley.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 56, 610 and **821** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 105** was adopted upon motion of Senator Justice.

SB 105, as amended in conference, was read at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brinkley, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Mazzei, Myers,

Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Brecheen, Brown, Holt, Laster, Lerblance and Marlatt.--6.

The bill passed.

SB 105, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2170** was adopted upon motion of Senator Myers.

HB 2170 was read at length.

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

Aye: Aldridge, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Coates, David, Fields, Ford, Halligan, Johnson (R), Jolley, Justice, Mazzei, Myers, Newberry, Nichols, Reynolds, Russell, Schulz, Shortey, Simpson, Stanislawski and Treat.--26.

Nay: Adelson, Allen, Anderson, Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Paddack, Rice, Sparks, Sykes, Wilson and Wyrick.--17.

Excused: Crain, Holt, Laster, Lerblance and Marlatt.--5.

The bill passed.

HB 2170, together with the joint conference report thereon, was ordered returned to the Honorable House.

SCs NAMED

Upon motion of Senator Schulz, Senate conferees were appointed as follows:

SB 397 – Stanislawski, Brown, Crain, Sykes, Sparks, Ellis
SB 608 – GCCA

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Jolley asked unanimous consent to suspend Rule 6-4 and refer **HCR 1013** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1013 by Trebilcock of the House and Jolley of the Senate was called up for consideration.

HCR 1013 was adopted upon motion of Senator Jolley and properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2171** was adopted upon motion of Senator Myers.

HB 2171 was read at length.

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

Aye: Aldridge, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Coates, David, Fields, Ford, Halligan, Johnson (R), Jolley, Justice, Mazzei, Myers, Newberry, Nichols, Schulz, Simpson, Stanislawski and Treat.--23.

Nay: Adelson, Allen, Anderson, Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Paddack, Reynolds, Rice, Russell, Shortey, Sparks, Sykes, Wilson and Wyrick.--21.

Excused: Crain, Holt, Lerblance and Marlatt.--4.

The bill failed.

Pursuant to Rule 13-22, Senator Myers served notice that the vote be reconsidered whereby **HB 2171** failed.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2179** was adopted upon motion of Senator Justice.

HB 2179 was read at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, David, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Treat, Wilson and Wyrick.--42.

Nay: Sykes.--1.

Excused: Crain, Eason McIntyre, Holt, Lerblance and Marlatt.--5.

The bill passed.

HB 2179, together with the joint conference report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2173** was adopted upon motion of Senator Nichols.

HB 2173 was read at length.

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

Aye: Adelson, Aldridge, Allen, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, David, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Anderson, Bingman, Crain, Eason McIntyre, Holt, Lerblance and Marlatt.--7.

The bill passed.

HB 2173, together with the joint conference report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2174** was adopted upon motion of Senator Nichols.

HB 2174 was read at length.

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

Aye: Adelson, Ballenger, Barrington, Bass, Bingman, Brown, Burrage, Ellis, Ford, Ivester, Johnson (C), Jolley, Laster, Myers, Paddack, Rice, Russell, Schulz and Sparks.--19.

Nay: Aldridge, Allen, Anderson, Branan, Brecheen, Brinkley, Coates, Crain, David, Fields, Garrison, Halligan, Johnson (R), Justice, Mazzei, Newberry, Nichols, Reynolds, Shortey, Simpson, Stanislawski, Sykes, Treat, Wilson and Wyrick.--25.
Excused: Eason McIntyre, Holt, Lerblance and Marlatt.--4.

The bill failed.

Pursuant to Rule 13-22, Senator Myers served notice that the vote be reconsidered whereby **HB 2174** failed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1322** and **1594**.

The above-numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS

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

HB 1676 - (emergency failed)
HB 1953 - coauthored by Sherrer and Ownbey

Conference committee reports were read on the above-numbered bills.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2176** was adopted upon motion of Senator Nichols.

HB 2176 was read at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster,

Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Excused: Holt, Lerblance and Marlatt.--3.

The bill and emergency passed.

HB 2176, together with the joint conference report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2177** was adopted upon motion of Senator Myers.

HB 2177 was read at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Eason McIntyre, Holt, Lerblance and Mazzei.--4.

The bill and emergency passed.

HB 2177, together with the joint conference report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2178** was adopted upon motion of Senator Halligan.

Representative Ritz asked to coauthor **HB 2178**, which was the order.

HB 2178 was read at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, Myers,

Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Bingman, Eason McIntyre, Holt, Jolley, Mazzei and Reynolds.--6.

The bill passed.

HB 2178, together with the joint conference report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 250** was adopted upon motion of Senator Marlatt.

SB 250, as amended in conference, was read at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Bingman, Eason McIntyre, Holt, Jolley, Mazzei and Reynolds.--6.

The bill passed.

SB 250, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 738** was adopted upon motion of Senator Schulz.

SB 738, as amended in conference, was read at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Bingman, David, Eason McIntyre, Holt, Jolley, Mazzei and Reynolds.--7.

The bill and emergency passed.

SB 738, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 56, 610** and **821**.

The above-numbered enrolled measures were referred to the Governor.

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

SB 671 – remove GCCA and add Jolley, Myers, Treat, Johnson (Rob), Burrage, Sparks
SB 878 – remove Anderson and replace with Bingman
HB 1464 – remove GCCA and add Sykes, Bingman, Schulz, Stanislawski, Rice, Laster

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 91
SB 96
SB 123
SB 154
SB 175
SB 201
SB 218
SB 247
SB 264
SB 398
SB 487
SB 729
SB 772
SB 798

Senator Schulz moved that the Senate recess to the call of the Chair, which motion was declared adopted.

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The Senate reconvened with Senator Marlatt presiding.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 280** was adopted upon motion of Senator Stanislawski.

SB 280, as amended in conference, was read at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat and Wilson.--41.

Excused: Adelson, Aldridge, Holt, Mazzei, Reynolds, Shortey and Wyrick.--7.

The bill and emergency passed.

SB 280, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1243** was adopted upon motion of Senator Brown.

HB 1243, as amended in conference, was read at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Aldridge, Holt, Mazzei and Nichols.--5.

The bill and emergency passed.

HB 1243, together with the conference committee report thereon, was ordered returned to the Honorable House.

EXECUTIVE NOMINATONS

The following executive nominations have been approved by the committees named:

Bostwick, Keri, Bartlesville, to the State Textbook Committee, to serve a three year term ending March 1, 2014, succeeding Nancy Grayless. (Education Committee) Motion to confirm made by Senator John Ford.

Brown, Mike, Weatherford, to the Physician Manpower Training Commission, to serve an unexpired term ending June 5, 2011, succeeding Don Hill. (Health and Human Services Committee) Motion to confirm made by Senator Mike Schulz.

Burger, Martha, Oklahoma City, to the State Board of Health, to serve an unevpired term ending June 30, 2015, succeeding Michael D. Anderson. (Health and Human Services Committee) Motion to confirm made by Senator Cliff Branan.

Harlow, Rhonda, Enid, to the State Textbook Committee, to serve an unexpired term ending March 1, 2013, succeeding Kevin McDonald. (Education Committee) Motion to confirm made by Senator Patrick Anderson.

Hayes, Martin, MD, McAlester, to the Physicain Manpower Training Commission, to serve a five year term ending June 5, 2015, succeeding J. Clifton Coffey. (Health and Human Services Committee) Motion to confirm made by Senator Richard Lerblance.

Houghton, Carole, Yukon, to the State Board of Veterinary Medical Examiners, to serve an unexpired term ending May 9, 2014, succeeding Tammy Ward. (Agriculture and Rural Development Committee) Motion to confirm made by Senator Rob Johnson.

James, Keith, Enid, to the Board of Regents for Northern Oklahoma College, to serve a five year term ending June 30, 2016, succeeding himself. (Education Committee) Motion to confirm made by Senator Patrick Anderson.

Maddux, Elmer, Mooreland, to the Organ Donor Education and Awareness Program Advisory Council, to serve a four year term ending November 1, 2015, succeeding himself. (Health and Human Services Committee) Motion to confirm made by Senator Bryce Marlatt.

Meyers, Karl L., Warner, to the State Board of Career and Technology Education, to serve a six year term expiring April 1, 2017, succeeding Nevyle R. Cable. (Education Committee) Motion to confirm made by Senator Earl Garrison.

Moazami, Masoud, Tulsa, to the Board of Regents for Tulsa Community College, to serve a seven year term expiring June 30, 2018, succeeding Talia R. Shaull. (Education Committee) Motion to confirm made by Senator Gary Stanislawski.

Rulison, Sheila, Lawton, to the State Textbook Committee, to serve a three year term ending March 1, 2014, succeeding Jeff Prater. (Education Committee) Motion to confirm made by Senator Don Barrington.

Smith, Russell D., Midwest City, to the Board of Regents for Rose State College, to serve a seven year term ending July 1, 2018, succeeding James Howell. (Education Committee) Motion to confirm made by Senator Mike Schulz on behalf of Senator Cliff Aldridge.

Stafford, Whitney, Moore, to the State Textbook Committee, to serve an unexpired term ending March 1, 2013, succeeding Stephanie Crane. (Education Committee) Motion to confirm made by Senator Steve Russell.

Williams, Lavon A., Poteau, to the Board of Regents for Carl Albert State College, to serve a seven year term ending July 1, 2018, succeeding himself. (Education Committee) Motion to confirm made by Senator Mark Allen.

Williams, Lavon A., Poteau, to the Board of Regents for Carl Albert State College, to serve an unexpired term ending July 1, 2011, succeeding Eddie Freeman. (Education Committee) Motion to confirm made by Senator Mark Allen.

Wills, Tracey L., Edmond, to the Board of Regents for Redlands Community College, to serve a seven year term ending April 22, 2018, succeeding Billy G. Pope. (Education Committee) Motion to confirm made by Senator Greg Treat.

Youngblood, Devery R., Yukon, to the Board of Regents for Oklahoma City Community College, to serve an unexpired term ending April 22, 2015, succeeding Dave Lopez. (Education Committee) Motion to confirm made by Senator Rob Johnson.

Motions to confirm the above-named executive nominations were declared adopted upon roll call as follows:

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Treat and Wilson.--39.

Excused: Adelson, Aldridge, Bingman, Brecheen, Holt, Mazzei, Reynolds, Sykes and Wyrick.--9.

UNANIMOUS CONSENT REQUEST
MOTION TO RECONSIDER VOTES

Senator Schulz asked unanimous consent, which was granted, to invoke the provisions of Senate Rule 12-21A and that all motions to reconsider votes be disposed of on the same day such notice is served.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1079** was adopted upon motion of Senator Jolley.

HB 1079, as amended in conference, was read at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Treat and Wilson.--40.

Nay: Wyrick.--1.

Excused: Adelson, Aldridge, Bingman, Holt, Laster, Reynolds and Sykes.--7.

The bill passed.

HB 1079, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1086** was adopted upon motion of Senator Jolley.

HB 1086, as amended in conference, was read at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Treat and Wilson.--40.

Excused: Adelson, Aldridge, Bingman, Holt, Mazzei, Reynolds, Sykes and Wyrick.--8.

The bill passed.

HB 1086, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1363** was adopted upon motion of Senator Jolley.

HB 1363, as amended in conference, was read at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Treat and Wilson.--41.

Excused: Adelson, Aldridge, Holt, Mazzei, Reynolds, Sykes and Wyrick.--7.

The bill passed.

HB 1363, together with the conference committee report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Returning following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

SB 435

The above-numbered measure, as amended in conference, was referred for enrollment.

Advising rejection of **CCR** to the following bill, requesting further conference and naming same House conferees as follows:

HB 1559 - Conference Committee on Public Safety, Judiciary and Military Affairs

MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS

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

HB 1202
HB 1211 - (2ND CCR), coauthored by Ritze
HB 1229 - (emergency failed)
HB 1652
HB 1655 - coauthored by Scott
HB 2032
HB 2156

Conference committee reports were read on the above-numbered bills.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2180, 2182** and **2183**.

HB 2180 – By Sears, Martin (Scott), Jackson and Hickman of the House and Myers and Jolley of the Senate.

An Act relating to the Oklahoma School of Science and Mathematics; making an appropriation to the Board of Trustees of the Oklahoma School of Science and Mathematics; stating purpose; requiring expenditure of certain sum for certain purpose; requiring budgeting in certain categories and amounts; requiring performance measures; making certain students eligible for certain programs; requiring budgeting of certain funds in certain years; providing lapse dates; requiring certain budget procedures; prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

HB 2182 – By Sears, Martin (Scott) and Pittman of the House and Myers and Jolley of the Senate.

An Act relating to the Oklahoma Center for the Advancement of Science and Technology; requiring deposit of certain funds; providing an effective date; and declaring an emergency.

HB 2183 – By Sears and Martin (Scott) of the House and Myers and Jolley of the Senate.

An Act relating to the Department of Human Services; requiring that portions of certain appropriated funds be used for certain purposes; specifying certain funding shall be considered additional funding; stating legislative intent; directing Department to disburse certain funds; specifying funds to be distributed; appropriating certain federal monies; stating purpose; prohibiting the finalization of certain rates; providing exception; prohibiting the changing of certain rates; providing exception; authorizing certain rate

changes; directing Commission for Human Services to make certain changes effective on certain date; requiring Director of Department to provide certain notice; requiring Director to provide certain explanation; making certain changes subject to The Oklahoma Central Purchasing Act; authorizing early transfers of certain funds for specific purposes; authorizing transfer of appropriated funds in requested amounts and ratios; specifying purposes; requiring certain records; authorizing certain interyear transfers; providing lapse dates; requiring certain budget procedures; prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

The above-numbered measures were read the first time.

Senator Schulz moved that the Senate recess to the call of the Chair, which motion was declared adopted.

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The Senate reconvened with Senator Newberry presiding.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1271** was adopted upon motion of Senator Barrington.

HB 1271, as amended in conference, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--39.

Excused: Adelson, Ballenger, Brecheen, Holt, Mazzei, Nichols, Reynolds, Schulz and Shortey.--9.

The bill passed.

HB 1271, together with the conference committee report thereon, was ordered returned to the Honorable House.

INTRODUCTION

Senator Fields introduced his daughter, Jacie, to the Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1473** was adopted upon motion of Senator Fields.

HB 1473, as amended in conference, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, Myers, Newberry, Paddack, Rice, Russell, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Adelson, Ballenger, Brecheen, Holt, Nichols, Reynolds and Schulz.--7.

The bill passed.

HB 1473, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1507** was adopted upon motion of Senator Johnson (Rob).

HB 1507, as amended in conference, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, Myers, Newberry, Paddack, Rice, Russell, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat and Wyrick.--40.

Excused: Adelson, Ballenger, Brecheen, Holt, Nichols, Reynolds, Schulz and Wilson.--8.

The bill passed.

HB 1507, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 195** was adopted upon motion of Senator Paddack.

Senator Johnson (Constance) asked to coauthor **SB 195**, which was the order.

SB 195, as amended in conference, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Shortey, Simpson, Sparks, Stanislawski, Treat, Wilson and Wyrick.--39.

Excused: Adelson, Ballenger, Brecheen, Holt, Mazzei, Nichols, Reynolds, Schulz and Sykes.--9.

The bill and emergency passed.

SB 195, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Marlatt presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 260** was adopted upon motion of Senator Ford.

SB 260, as amended in conference, was read at length.

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

Aye: Aldridge, Anderson, Barrington, Bingman, Branan, Brinkley, Brown, Crain, David, Eason McIntyre, Fields, Ford, Garrison, Halligan, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Myers, Newberry, Nichols, Rice, Russell, Schulz, Simpson, Stanislawski, Sykes and Treat.--29.

Nay: Allen, Bass, Burrage, Ellis, Ivester, Johnson (C), Laster, Lerblance, Paddack, Sparks, Wilson and Wyrick.--12.

Excused: Adelson, Ballenger, Brecheen, Coates, Holt, Reynolds and Shortey.--7.

The bill passed.

SB 260, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1002** was adopted upon motion of Senator Mazzei.

HB 1002, as amended in conference, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brinkley, Brown, Coates, Crain, David, Fields, Ford, Halligan, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Myers, Newberry, Nichols, Russell, Schulz, Simpson, Stanislawski, Sykes and Treat.--28.

Nay: Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Laster, Lerblance, Paddack, Rice, Sparks and Wyrick.--12.

Excused: Adelson, Ballenger, Brecheen, Holt, Johnson (C), Reynolds, Shortey and Wilson.--8.

The bill passed.

HB 1002, together with the conference committee report thereon, was ordered returned to the Honorable House.

SCs NAMED

Upon motion of Senator Schulz, Senate conferees were appointed as follows:

SB 251 – GCCA

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1285** was adopted upon motion of Senator Mazzei.

HB 1285, as amended in conference, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat and Wyrick.--40.

Excused: Adelson, Ballenger, Brecheen, Johnson (C), Laster, Reynolds, Shortey and Wilson.--8.

The bill and emergency passed.

HB 1285, together with the conference committee report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 115
SB 232
SB 272, Remove Stanislawski and substitute Aldridge as principal Senate author and retain Stanislawski as coauthor
SB 278
SB 339
SB 492
SB 521
SB 529
SB 597
SB 614
SB 782
SB 852
SB 878
SB 935

MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORTS

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

HB 1388
HB 1852

Conference committee reports were read on the above-numbered bills.

EXECUTIVE NOMINATION

The following executive nomination was read and referred to committee as indicated:

Joseph, James C., Edmond, as the State Bond Advisor - Finance

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 18, 2011, at 9:30 a.m., which motion prevailed.

MESSAGE FROM THE GOVERNOR

Advising her approval May 17, 2011, of Enrolled **SBs 2, 11, 60, 200, 239, 252, 285, 299, 420, 668, 679** and **756**.

Pursuant to the Schulz motion, the Senate adjourned at 5:25 p.m. to meet Wednesday, May 18, 2011, at 9:30 a.m.