

Senate Journal

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

Fourteenth Legislative Day, Tuesday, February 28, 2012

The Senate was called to order by Senator Sykes.

Roll Call:

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

Vacancy: District 20. – 1.

Senator Sykes declared a quorum present.

The prayer was offered by Dr. Bryan Haynes, College Heights Baptist Church, Chickasha, the guest of Senator Justice.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 994, 1006, 1016, 1067, 1068, 1180, 1210, 1214, 1242 and 1287 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 992 by Fields of the Senate and Roberts (Sean) of the House was called up for consideration.

Senator Fields moved that **SB 992** be advanced, which motion was declared adopted.

THIRD READING

SB 992 was read for the third time 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, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, Newberry, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Excused: McAffrey.--1.

Vacancy: District 20.--1.

The bill passed.

SB 992 was referred for engrossment.

GENERAL ORDER

SB 1036 by Stanislawski of the Senate and Jackson of the House was called up for consideration.

Senator Stanislawski moved that **SB 1036** be advanced, which motion was declared adopted.

THIRD READING

SB 1036 was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Nay: Bass.--1.

Vacancy: District 20.--1.

The bill passed.

SB 1036 was referred for engrossment.

GENERAL ORDER

SB 1314 by Crain and Shortey of the Senate and Jordan of the House was called up for consideration.

Senator Shortey asked to coauthor **SB 1314**, which was the order.

Senator Crain moved that **SB 1314** be advanced, which motion was declared adopted.

THIRD READING

SB 1314 was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Nay: Bass.--1.

Excused: Mazzei.--1.

Vacancy: District 20.--1.

The bill passed.

SB 1314 was referred for engrossment.

GENERAL ORDER

SB 1325 by Crain of the Senate and Richardson of the House was called up for consideration.

Senator Fields asked to coauthor **SB 1325**, which was the order.

Senator Crain moved that **SB 1325** be advanced, which motion was declared adopted.

THIRD READING

SB 1325 was read for the third time at length.

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

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

Nay: Bass, Wilson and Wyrick.--3.

Excused: Mazzei.--1.

Vacancy: District 20.--1.

The bill and emergency passed.

SB 1325 was referred for engrossment.

FIRST READING

The following was introduced and read the first time:

HCR 1030 – By Billy and Russ of the House and Paddack of the Senate.

A Concurrent Resolution disapproving the Department of Human Services plan to change or discontinue services at certain resource centers; and directing distribution.

SECOND READING

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

HCR 1030 – Finance

COMMITTEE REPORT

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

DO PASS:

HCR 1030 – Finance, coauthored by Johnson (Constance)

Ayes: Adelson, Aldridge, Ballenger, Brinkley, Childers, David, Ford, Halligan, Ivester, Jolley, Mazzei, Russell, Simpson, Treat, Wilson

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Paddack asked unanimous consent to refer **HCR 1030** direct to the Calendar for immediate consideration, which was the order.

GENERAL ORDER

HCR 1030 by Billy and Russ of the House and Paddack of the Senate was called up for consideration.

Senator Johnson (Constance) asked to coauthor **HCR 1030**, which was the order.

Senator Paddack moved to advance **HCR 1030**, to which request objection was heard.

Senator Paddack pressed a motion to adopt **HCR 1030**.

Senator Anderson raised a point of order that there was an amendment on the desk to **HCR 1030**.

The Chair ruled that Senator Paddack's motion to adopt was a prior motion.

HCR 1030 was adopted upon motion of Senator Paddack and returned to the Honorable House.

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Schulz, the request of the Honorable House for conference on **HB 1465** was ordered granted and Senate conferees appointed as follows: Senators Jolley, Ford, Brinkley, Brecheen, McAffrey, Eason McIntyre.

GENERAL ORDER

SB 1009 by Allen of the Senate and Lockhart and Bennett of the House was called up for consideration.

Senator Allen moved that **SB 1009** be advanced, which motion was declared adopted.

THIRD READING

SB 1009 was read for the third time 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, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Russell, Schulz, Shortey, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Excused: Simpson.--1.

Vacancy: District 20.--1.

The bill passed.

SB 1009 was referred for engrossment.

GENERAL ORDER

SB 1008 by Allen of the Senate and Bennett of the House was called up for consideration.

Senator Allen moved that **SB 1008** be advanced, which motion was declared adopted.

THIRD READING

SB 1008 was read for the third time 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, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, Newberry, Nichols, Paddack, Russell, Schulz, Shortey, Sparks, Sykes, Treat, Wilson and Wyrick.--44.

Excused: McAffrey, Simpson and Stanislawski.--3.

Vacancy: District 20.--1.

The bill passed.

SB 1008 was referred for engrossment.

GENERAL ORDER

SB 1464 by Bingman of the Senate and McNiel of the House was called up for consideration.

Senator Mazzei asked to coauthor **SB 1464**, which was the order.

Senator Mazzei moved to amend **SB 1464**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Mazzei moved that **SB 1464** be advanced, which motion was declared adopted.

THIRD READING

SB 1464 was read for the third time at length.

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

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

Excused: McAffrey, Nichols, Simpson and Stanislawski.--4.

Vacancy: District 20.--1.

The bill and emergency passed.

SB 1464 was referred for engrossment.

GENERAL ORDER

SB 1465 by Bingman of the Senate and McNiel of the House was called up for consideration.

Senator Mazzei asked to coauthor **SB 1465**, which was the order.

Senator Mazzei moved to amend **SB 1465**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Mazzei moved that **SB 1465** be advanced, which motion was declared adopted.

THIRD READING

SB 1465 was read for the third time at length.

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

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

Excused: Laster, McAffrey, Nichols and Simpson.--4.

Vacancy: District 20.--1.

The bill and emergency passed.

SB 1465 was referred for engrossment.

GENERAL ORDER

SB 1164 by Marlatt of the Senate and Watson of the House was called up for consideration.

Senator Johnson (Constance) asked to coauthor **SB 1164**, which was the order.

Senator Marlatt moved that **SB 1164** be advanced, which motion was declared adopted.

THIRD READING

SB 1164 was read for the third time at length.

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

Aye: Adelson, Aldridge, 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, Lerblance, Marlatt, Mazzei, Newberry, Paddack, Russell, Schulz, Shortey, Sparks, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Childers, Laster, McAffrey, Nichols, Simpson and Stanislawski.--6.

Vacancy: District 20.--1.

The bill and emergency passed.

SB 1164 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1968, 2319, 2367, 2390, 2392, 2502 and 2577.**

HB 1968 – By Mulready of the House and Brown of the Senate.

An Act relating to insurance; amending 36 O.S. 2011, Section 1250.5, which relates to unfair claims settlement practices; adding certain denials, refusals, or modifications of coverage to list of prohibited actions; amending 36 O.S. 2011, Section 4024, which relates to insurance policy liability limitations; prohibiting insurer refusals or modifications based upon certain travel of insured claimants; specifying limitations and exceptions; and specifying certain action shall be an unfair claims settlement practice.

HB 2319 – By McDaniel (Randy) of the House and Anderson of the Senate.

An Act relating to public retirement systems; amending 11 O.S. 2011, Sections 50-109 and 50-110, which relate to the Oklahoma Police Pension and Retirement System; modifying employee contribution rate; modifying employer contribution rate; amending 36 O.S. 2011, Section 312.1, which relates to the apportionment of insurance premium tax revenue; modifying apportionment of revenue to the Oklahoma Police Pension and Retirement System; providing an effective date; and declaring an emergency.

HB 2367 – By Billy, Hoskin, Sherrer, Reynolds and Denney of the House and Sykes of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Sections 6-101, 6-105, 6-110 and 6-122, which relate to the issuance and renewal of driver licenses; authorizing waiver of written and driving examination for motorcycle endorsements and driver licenses under certain circumstances; allowing eligible certified driver education instructors to administer the Class D driving skills examination; directing Department of Public Safety to adopt curriculum of courses and training; establishing fees for initial and annual designated examiner certifications; directing deposit of fees into certain revolving fund; authorizing designated examiners to charge fee for driving skills examination; providing for the promulgation of rules; modifying procedures for renewing driver licenses by mail; authorizing motor license agents, employees and contractors to become designated examiners for the Department; stating purpose; requiring Department to adopt certain curriculum; requiring payment of certification fees; providing duration of certification; requiring deposit of fees in certain fund; and providing an effective date.

HB 2390 – By Liebmann of the House and Bingman of the Senate.

An Act relating to the Corporation Commission; amending 17 O.S. 2011, Section 353, which relates to the Petroleum Storage Tank Indemnity Fund; allowing reimbursement to certain government storage tanks; removing minimum cost requirement; deleting obsolete language; providing an effective date; and declaring an emergency.

HB 2392 – By Liebmann of the House and Mazzei of the Senate.

An Act relating to public finance; amending 62 O.S. 2011, Section 901, which relates to the Long-Range Capital Planning Commission; modifying gender references; modifying provisions related to membership; modifying provisions related to staffing; modifying duties and responsibilities; removing duties of Oklahoma Department of Commerce; modifying provisions related to the Policy Advisory Committee; and providing an effective date.

HB 2502 – By Watson of the House and David of the Senate.

An Act relating to the Grand River Dam Authority; amending 82 O.S. 2011, Section 863.2, which relates to the Board of Directors; modifying terms of Board members; deleting obsolete language; and authorizing directors to serve multiple terms.

HB 2577 – By Ownbey of the House and Mazzei of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 1128, which relates to in-transit license plates; expanding to include trailers; amending 47 O.S. 2011, Section 1135.2, which relates to special license plates; incorporating similar plates for widows of veterans; and providing an effective date.

The above-numbered measures were read the first time.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 29, 2012, at 1:30 p.m., which motion prevailed.

COMMITTEE REPORT

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

DO PASS, As Amended:

SB 1890 – General Government, coauthored by Brumbaugh (principal House author)
Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

COMMITTEE REPORTS

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

DO PASS:

SB 1000 – General Government, coauthored by Johnson (principal House author)

Ayes: Adelson, Aldridge, Ballenger, Brown, Coates

SB 1031 – Finance

Ayes: Adelson, Aldridge, Ballenger, Brinkley, Childers, David, Ford, Halligan, Ivester, Jolley, Mazzei, Russell, Simpson, Treat, Wilson

SB 1056 – Education, coauthored by Ownbey (principal House author)

Ayes: Childers, David, Ford, Garrison, Halligan, Lerblance, Paddack, Sparks, Stanislowski

SB 1082 – Business and Commerce, coauthored by Dorman (principal House author)

Ayes: Brinkley, Childers, Ford, Halligan, Newberry

Nays: Holt

SB 1083 – Health and Human Services, coauthored by Nelson (principal House author), and coauthored by Johnson (Constance) of the Senate

Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Russell, Wilson

SB 1134 – General Government, coauthored by Murphey (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

SB 1156 – Retirement and Insurance, coauthored by Faught (principal House author)

Ayes: Aldridge, Anderson, Bass, Brown, Crain, Sparks, Stanislowski, Wilson

SB 1170 – Rules, coauthored by Mulready (principal House author)

Ayes: Anderson, Branan, Brecheen, Eason McIntyre, Ellis, Fields, Ford, Garrison, Holt, Johnson (Rob), McAffrey, Newberry, Nichols, Wyrick

SB 1246 – Judiciary, coauthored by Jordan (principal House author)

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

SB 1274 – Health and Human Services

Ayes: Brinkley, Burrage, Crain, Johnson (Rob), Newberry

Nays: Johnson (Constance)

SB 1277 – Health and Human Services, coauthored by Mulready (principal House author), and coauthored by Johnson (Constance) of the Senate

Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Russell, Wilson

SB 1279 – Health and Human Services, coauthored by Mulready (principal House author)

Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Russell, Wilson

SB 1300 – Health and Human Services, coauthored by Stiles (principal House author)

Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Johnson (Rob), Newberry, Wilson

SB 1304 – Judiciary, coauthored by Schwartz (principal House author)

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

SB 1346 – General Government, coauthored by Osborn (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

SB 1363 – Public Safety, coauthored by Martin (Scott) (principal House author)

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

SB 1364 – Public Safety, coauthored by Peterson (principal House author), and coauthored by Sykes of the Senate

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

SB 1401 – Health and Human Services, coauthored by McNiel (principal House author)

Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Johnson (Rob), Russell, Wilson

SB 1474 – Retirement and Insurance, coauthored by Jordan (principal House author)

Ayes: Aldridge, Anderson, Brecheen, Brown, Stanislawski
Nays: Bass, Sparks, Wilson

SB 1520 – Judiciary, coauthored by Jordan (principal House author)

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

SB 1522 – Judiciary, coauthored by Schwartz (principal House author)

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

SB 1539 – Agriculture and Rural Development, coauthored by Armes (principal House author)

Ayes: Allen, Barrington, Ellis, Fields, Ivester, Justice, Sykes, Wyrick

SB 1544 – General Government, coauthored by Cockroft (principal House author)

Ayes: Adelson, Aldridge, Ballenger, Coates, Marlatt, Shortey, Treat

SB 1546 – Public Safety, coauthored by Jackson (principal House author)
Ayes: Ballenger, Barrington, David, Garrison, Johnson (Constance), Justice, Russell,
Shortey, Sykes

SB 1616 – Retirement and Insurance, coauthored by Quinn (principal House author)
Ayes: Anderson, Bass, Brecheen, Brown, Crain, Sparks, Stanislawski, Wilson
Nays: Aldridge

SB 1638 – Transportation, coauthored by Liebmann (principal House author)
Ayes: Allen, Burrage, Holt, Johnson (Constance), Marlatt, Newberry, Paddack,
Stanislawski

SB 1640 – Transportation, coauthored by Liebmann (principal House author)
Ayes: Allen, Burrage, Holt, Johnson (Constance), Marlatt, Newberry, Paddack,
Stanislawski

SB 1672 – Business and Commerce, remove Johnson (Rob) and substitute Newberry
as principal Senate author and coauthored by Denney (principal House author)
Ayes: Brinkley, Childers, Eason McIntyre, Ellis, Ford, Halligan, Holt, McAffrey,
Newberry, Wyrick

SB 1695 – Health and Human Services, coauthored by Johnson (principal House
author)
Ayes: Brinkley, Burrage, Crain, Johnson (Rob), Newberry
Nays: Johnson (Constance)

SB 1751 – Agriculture and Rural Development, coauthored by Armes (principal House
author), and coauthored by Allen of the Senate
Ayes: Allen, Barrington, Ellis, Fields, Ivester, Justice, Sykes, Wyrick

SB 1761 – Judiciary, coauthored by Wright (principal House author)
Ayes: Crain, Johnson (Rob), Laster, Nichols, Shortey, Sykes
Nays: Eason McIntyre, Lerblance

SB 1785 – Public Safety, coauthored by Osborn (principal House author)
Ayes: Ballenger, Barrington, David, Garrison, Johnson (Constance), Justice, Russell,
Shortey

SB 1795 – Health and Human Services, coauthored by Cox (principal House author)
Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Johnson (Rob), Newberry

SB 1798 – General Government, coauthored by Peterson (principal House author)
Ayes: Aldridge, Ballenger, Marlatt, Shortey, Treat
Nays: Adelson, Coates

SB 1811 – Public Safety, coauthored by Enns (principal House author)

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

SB 1821 – Education, coauthored by Denney (principal House author)

Ayes: Branan, Childers, Eason McIntyre, Ford, Garrison, Halligan, Holt, Jolley, Paddack, Stanislawski
Nays: Lerblance

SB 1823 – Health and Human Services, coauthored by Steele (principal House author)

Ayes: Bingman, Brinkley, Burrage, Crain, Johnson (Rob), Newberry

SB 1830 – Judiciary, coauthored by Schwartz (principal House author)

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

SB 1831 – Judiciary, coauthored by Schwartz (principal House author)

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

SB 1867 – Business and Commerce, coauthored by Denney (principal House author)

Ayes: Brinkley, Childers, Eason McIntyre, Ellis, Ford, Halligan, Holt, McAffrey, Newberry, Wyrick

SB 1869 – Business and Commerce, coauthored by Denney (principal House author)

Ayes: Brinkley, Childers, Eason McIntyre, Ellis, Ford, Halligan, Holt, McAffrey, Newberry, Wyrick

SB 1874 – Public Safety, coauthored by Schwartz (principal House author), and coauthored by Marlatt of the Senate

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

SB 1875 – General Government, coauthored by Banz (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

SB 1882 – Judiciary, coauthored by Jordan (principal House author), and coauthored by Brecheen, Johnson (Constance) of the Senate

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

SB 1905 – Veterans and Military Affairs, coauthored by Wesselhoft (principal House author), and coauthored by Garrison, Ivester of the Senate

Ayes: Allen, Barrington, Brown, Coates, David, Garrison, Ivester, Johnson (Constance), Russell, Simpson, Treat

SB 1953 – Judiciary, coauthored by Stiles (principal House author)
Ayes: Brecheen, Crain, Eason McIntyre, Johnson (Rob), Laster, Lerblance, Nichols, Shortey, Sykes

DO PASS, As Amended:

CS for SB 134 – Health and Human Services, remove Rice and substitute David as principal Senate author, and coauthored by Cox (principal House author)
Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Russell, Wilson

SB 178 – Health and Human Services, coauthored by Cox (principal House author)
Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Johnson (Rob), Newberry

CS for SB 221 – General Government, coauthored by Sanders (principal House author)
Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

CS for SB 222 – General Government, coauthored by Jackson (principal House author)
Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

CS for SB 448 – Public Safety, coauthored by Billy (principal House author)
Ayes: Ballenger, Barrington, David, Garrison, Johnson (Constance), Justice, Russell, Shortey, Sykes

SB 616 – Retirement and Insurance, coauthored by Martin (Scott) (principal House author)
Ayes: Aldridge, Anderson, Bass, Brecheen, Brown, Crain, Sparks, Stanislawski, Wilson
Nays: Mazzei

CS for SB 963 – Judiciary, coauthored by Brumbaugh (principal House author)
Ayes: Brecheen, Crain, Eason McIntyre, Johnson (Rob), Laster, Lerblance, Shortey, Sykes
Nays: Nichols

CS for SB 990 – Judiciary, coauthored by Derby (principal House author)
Ayes: Brecheen, Crain, Eason McIntyre, Johnson (Rob), Laster, Lerblance, Nichols, Shortey

SB 1001 – Retirement and Insurance, coauthored by Quinn (principal House author)
Ayes: Aldridge, Brecheen, Brown, Sparks, Stanislawski
Nays: Anderson, Bass, Crain, Wilson

SB 1035 – Judiciary, coauthored by Hickman (principal House author)
Ayes: Brecheen, Crain, Eason McIntyre, Laster, Lerblance, Nichols, Shortey
Nays: Johnson (Rob), Sykes

SB 1046 – General Government, coauthored by McCullough (principal House author)

Ayes: Aldridge, Brown, Marlatt, Shortey, Treat

Nays: Adelson, Ballenger, Coates

CS for SB 1052 – General Government, coauthored by Liebmann (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

CS for SB 1053 – General Government, coauthored by Newell (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

CS for SB 1055 – Veterans and Military Affairs, remove Simpson and substitute Russell as principal Senate author, and coauthored by Enns (principal House author), and Simpson of the Senate

Ayes: Adelson, Allen, Barrington, Brown, Coates, David, Garrison, Ivester, Johnson (Constance), Russell, Simpson, Treat

SB 1060 – Retirement and Insurance, coauthored by Grau (principal House author)

Ayes: Aldridge, Anderson, Bass, Brown, Crain, Sparks, Stanislawski, Wilson

CS for SB 1090 – General Government, coauthored by Faught (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

CS for SB 1096 – General Government, coauthored by Martin (Scott) (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

SB 1101 – Retirement and Insurance, coauthored by Coody (principal House author)

Ayes: Anderson, Bass, Brecheen, Brown, Crain, Sparks, Wilson

Nays: Aldridge, Stanislawski

CS for SB 1229 – Education, coauthored by Denney (principal House author)

Ayes: Branan, Brecheen, Childers, David, Eason McIntyre, Ford, Garrison, Halligan, Holt, Jolley, Lerblance, Paddack, Stanislawski

SB 1247 – Appropriations, coauthored by Hardin (principal House author)

Ayes: Branan, Brinkley, Burrage, Crain, David, Ford, Halligan, Jolley, Justice, Marlatt, McAffrey, Newberry, Nichols, Paddack, Stanislawski, Sykes, Wyrick

SB 1253 – Appropriations, coauthored by Faught (principal House author)

Ayes: Branan, Brinkley, Crain, David, Ford, Halligan, Ivester, Jolley, Justice, Marlatt, McAffrey, Newberry, Nichols, Paddack, Stanislawski, Sykes, Wilson

SB 1256 – Appropriations, coauthored by Cockroft (principal House author)
Ayes: Branan, Brinkley, Crain, David, Ford, Halligan, Jolley, Justice, Marlatt, McAffrey, Newberry, Nichols, Paddack, Stanislawski, Sykes, Wyrick

SB 1257 – General Government, coauthored by Denney (principal House author)
Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

SB 1263 – Business and Commerce, coauthored by Nelson (principal House author)
Ayes: Brinkley, Childers, Ford, Halligan, Holt, McAffrey, Newberry

SB 1264 – Appropriations, coauthored by McDaniel (Randy) (principal House author), and coauthored by Marlatt, Stanislawski of the Senate
Ayes: Branan, Brinkley, Crain, David, Ford, Halligan, Jolley, Justice, Marlatt, McAffrey, Newberry, Paddack, Stanislawski, Sykes, Wyrick

SB 1272 – Health and Human Services, coauthored by Martin (Scott) (principal House author)
Ayes: Brinkley, Burrage, Crain, Johnson (Constance), Johnson (Rob), Newberry

SB 1327 – Energy, coauthored by Richardson (principal House author)
Ayes: Adelson, Allen, Branan, Fields, Ivester, Johnson (Rob), Lerblance, Marlatt, Nichols, Paddack, Simpson

CS for SB 1338 – Energy, coauthored by Peters (principal House author)
Ayes: Allen, Branan, Fields, Ivester, Johnson (Rob), Jolley, Lerblance, Marlatt, Paddack, Simpson

CS for SB 1340 – Energy, coauthored by Jackson (principal House author)
Ayes: Allen, Branan, Fields, Ivester, Johnson (Rob), Lerblance, Marlatt, Paddack, Simpson

SB 1355 – Judiciary, remove Burrage and substitute Holt as principal Senate author, and coauthored by Schwartz (principal House author)
Ayes: Brecheen, Crain, Eason McIntyre, Johnson (Rob), Laster, Lerblance, Shortey, Sykes

CS for SB 1366 – Judiciary, coauthored by Sherrer (principal House author)
Ayes: Brecheen, Crain, Eason McIntyre, Johnson (Rob), Laster, Lerblance, Nichols, Shortey, Sykes

SB 1372 – Appropriations, coauthored by Billy (principal House author)
Ayes: Branan, Brinkley, Crain, David, Ford, Ivester, Jolley, Justice, Marlatt, McAffrey, Newberry, Nichols, Paddack, Stanislawski, Sykes, Wilson

CS for SB 1378 – Judiciary, coauthored by Steele (principal House author), and coauthored by Shortey of the Senate

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

Nays: Eason McIntyre, Laster, Lerblance

SB 1420 – Tourism and Wildlife, coauthored by Bennett (principal House author)

Ayes: Anderson, Bass, Brown, Ellis, Fields, Justice, Wyrick

Nays: Barrington, Garrison

CS for SB 1425 – General Government, coauthored by Richardson (principal House author)

Ayes: Adelson, Aldridge, Ballenger, Brown, Coates, Marlatt, Shortey, Treat

CS for SB 1440 – Public Safety, coauthored by McNiel (principal House author)

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

SB 1443 – Education, coauthored by Casey (principal House author)

Ayes: Branan, Brecheen, Childers, David, Eason McIntyre, Ford, Garrison, Halligan, Holt, Jolley, Lerblance, Paddack, Stanislawski

SB 1451 – Appropriations, coauthored by Ownbey (principal House author)

Ayes: Branan, Brinkley, Crain, David, Ford, Ivester, Jolley, Justice, Marlatt, McAffrey, Newberry, Nichols, Paddack, Stanislawski, Sykes, Wilson

SB 1453 – Judiciary, coauthored by Billy (principal House author)

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

SB 1471 – Finance

Ayes: Adelson, Aldridge, Ballenger, Brinkley, Childers, David, Ford, Halligan, Ivester, Jolley, Mazzei, Russell, Simpson, Treat, Wilson

CS for SB 1475 – Retirement and Insurance, coauthored by Jordan (principal House author)

Ayes: Aldridge, Anderson, Bass, Brecheen, Brown, Crain, Stanislawski

Nays: Sparks, Wilson

SB 1480 – General Government, coauthored by Roberts (Sean) (principal House author)

Ayes: Adelson, Aldridge, Ballenger, Brown, Coates

CS for SB 1501 – Public Safety, coauthored by Wright (principal House author)

Ayes: Ballenger, Barrington, David, Garrison, Justice, Russell, Shortey

SB 1505 – Appropriations, coauthored by Martin (Steve) (principal House author)

Ayes: Brinkley, Crain, David, Ford, Halligan, Ivester, Jolley, Justice, Marlatt, McAffrey, Newberry, Nichols, Paddack, Stanislawski, Sykes, Wilson

SB 1521 – Judiciary, coauthored by Schwartz (principal House author)

Ayes: Johnson (Rob), Nichols, Shortey, Sykes

Nays: Eason McIntyre, Laster, Lerblance

CS for SB 1530 – Education, coauthored by Holland (principal House author)

Ayes: Branan, Brecheen, Childers, David, Ford, Halligan, Holt, Stanislawski

Nays: Eason McIntyre, Garrison, Lerblance, Paddack

CS for SB 1564 – Education, coauthored by Denney (principal House author)

Ayes: Childers, Eason McIntyre, Ford, Garrison, Halligan, Holt, Lerblance, Paddack, Stanislawski

SB 1569 – Rules, coauthored by Murphey (principal House author)

Ayes: Anderson, Branan, Brecheen, Ellis, Fields, Ford, Garrison, Holt, Johnson (Rob), Newberry, Nichols, Sparks, Wyrick

Nays: Eason McIntyre, McAffrey

SB 1588 – Retirement and Insurance, coauthored by Armes (principal House author)

Ayes: Aldridge, Anderson, Bass, Brown, Crain, Sparks, Stanislawski, Wilson

SB 1594 – Judiciary, coauthored by Newell (principal House author)

Ayes: Brecheen, Johnson (Rob), Laster, Nichols, Sykes

Nays: Crain, Eason McIntyre, Lerblance, Shortey

CS for SB 1601 – Business and Commerce

Ayes: Brinkley, Childers, Ford, Halligan, Holt, McAffrey, Newberry

SB 1617 – Retirement and Insurance, coauthored by Mulready (principal House author)

Ayes: Aldridge, Anderson, Bass, Brown, Crain, Sparks, Stanislawski, Wilson

CS for SB 1618 – Retirement and Insurance, coauthored by Mulready (principal House author)

Ayes: Aldridge, Anderson, Brown, Crain, Sparks, Stanislawski, Wilson

Nays: Bass

CS for SB 1621 – Retirement and Insurance, coauthored by Mulready (principal House author)

Ayes: Aldridge, Anderson, Brown, Crain, Sparks, Stanislawski, Wilson

Nays: Bass

CS for SB 1629 – Health and Human Services, coauthored by Steele (principal House author)

Ayes: Bingman, Brinkley, Crain, Johnson (Rob), Newberry, Russell, Schulz

Nays: Burrage, Johnson (Constance)

SB 1644 – Public Safety, coauthored by Blackwell (principal House author)

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

CS for SB 1667 – Rules, coauthored by Jackson (principal House author)

Ayes: Anderson, Eason McIntyre, Ellis, Fields, Ford, Holt, Johnson (Rob), McAffrey, Newberry, Nichols, Wyrick

CS for SB 1706 – Public Safety, coauthored by Peterson (principal House author)

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

CS for SB 1728 – Business and Commerce, coauthored by Denney (principal House author)

Ayes: Brinkley, Childers, Eason McIntyre, Ellis, Ford, Halligan, Holt, McAffrey, Newberry, Wyrick

CS for SB 1743 – Agriculture and Rural Development, coauthored by Osborn (principal House author)

Ayes: Allen, Anderson, Barrington, Bass, Ellis, Fields, Ivester, Justice, Simpson, Sykes
Nays: Wyrick

SB 1758 – Judiciary, coauthored by McCullough (principal House author), and coauthored by Shortey of the Senate

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

SB 1771 – Judiciary, coauthored by Schwartz (principal House author)

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

CS for SB 1776 – Rules, coauthored by Grau (principal House author)

Ayes: Anderson, Eason McIntyre, Ellis, Fields, Ford, Holt, Johnson (Rob), McAffrey, Newberry, Nichols, Wyrick

CS for SB 1780 – Judiciary, coauthored by McDaniel (Randy) (principal House author)

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

SB 1799 – Tourism and Wildlife, coauthored by Richardson (principal House author)

Ayes: Anderson, Barrington, Bass, Brown, Coates, Fields, Garrison, Justice, Wyrick
Nays: Ellis

SB 1814 – Veterans and Military Affairs, coauthored by Banz (principal House author), and coauthored by Allen, Brown, David, Garrison, Treat of the Senate

Ayes: Allen, Barrington, Brown, Coates, David, Garrison, Ivester, Johnson (Constance), Russell, Simpson, Treat

SB 1819 – Education, coauthored by Denney (principal House author)

Ayes: Childers, Eason McIntyre, Ford, Garrison, Halligan, Holt, Lerblance, Paddack, Stanislawski

SB 1847 – Appropriations, coauthored by Billy (principal House author)

Ayes: Brinkley, Crain, David, Ford, Halligan, Ivester, Jolley, Justice, Marlatt, McAffrey, Newberry, Stanislawski, Sykes, Wilson

SB 1851 – Transportation, coauthored by Ownbey (principal House author)

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

SB 1853 – Judiciary, coauthored by Faught (principal House author)

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

SB 1865 – Appropriations, coauthored by Denney (principal House author)

Ayes: Branan, Brinkley, Crain, David, Ford, Halligan, Ivester, Jolley, Justice, Marlatt, McAffrey, Newberry, Nichols, Paddack, Stanislawski, Sykes
Nays: Wilson

CS for SB 1868 – Business and Commerce, coauthored by Newell (principal House author)

Ayes: Brinkley, Childers, Eason McIntyre, Ellis, Ford, Halligan, Holt, McAffrey, Newberry, Wyrick

SB 1872 – Business and Commerce, coauthored by Faught (principal House author)

Ayes: Brinkley, Childers, Ellis, Ford, Halligan, Holt, McAffrey, Newberry, Wyrick

CS for SB 1877 – General Government, coauthored by Martin (Scott) (principal House author)

Ayes: Aldridge, Brown, Coates, McAffrey, Shortey, Treat

SB 1887 – Judiciary, coauthored by Virgin (principal House author), and coauthored by Simpson of the Senate

Ayes: Brecheen, Crain, Eason McIntyre, Laster, Lerblance, Nichols, Shortey, Sykes

SB 1889 – Public Safety, coauthored by Jackson (principal House author)

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

SB 1908 – Rules, coauthored by Reynolds (principal House author)

Ayes: Branan, Brecheen, Ellis, Ford, Holt, Johnson (Rob), Jolley, Nichols, Sparks

Nays: Anderson, Eason McIntyre, Fields, Garrison, McAffrey, Newberry, Wyrick

CS for SB 1919 – Agriculture and Rural Development, coauthored by Armes (principal House author)

Ayes: Anderson, Barrington, Bass, Ellis, Fields, Justice, Simpson, Wyrick

Nays: Ivester

SB 1951 – Judiciary, coauthored by Jordan (principal House author), and coauthored by Simpson of the Senate

Ayes: Brecheen, Crain, Eason McIntyre, Laster, Lerblance, Nichols, Shortey, Sykes

CS for SJR 78 – Appropriations, coauthored by Murphey (principal House author)

Ayes: Branan, Brinkley, Crain, Ford, Halligan, Ivester, Jolley, Justice, Newberry, Stanislawski, Sykes, Wilson, Wyrick

Nays: Burrage, David, McAffrey, Nichols, Paddack

FIRST READING

The following were introduced and read the first time:

SR 34 – By Branan.

A Resolution welcoming and recognizing visiting dignitaries from the Republic of Azerbaijan; and directing distribution.

Pursuant to the Schulz motion, the Senate adjourned at 3:40 p.m. to meet Wednesday, February 29, 2012, at 1:30 p.m.

COMMUNICATION

The following report was received from the State Board of Equalization and ordered printed in the Journal.

STATE OF OKLAHOMA
OFFICE OF STATE FINANCE

February 21, 2012

State Board of Equalization
State Capitol Building
Oklahoma City, OK 73105

Members of the Board:

The Constitution of the State of Oklahoma, Article X, Section 23, as last amended November 2, 2004, provides in pertinent part:

...Legislative appropriations for any fiscal year...shall be limited to a sum not to exceed the total amount appropriated from all funds in the preceding fiscal year plus twelve percent (12%), adjusted for inflation for the previous calendar year... The limit on the growth of appropriations shall be certified to by the State Board of Equalization.

...The State Board of Equalization shall meet within five (5) days after the monthly apportionment in February of each year, and at that time may adjust the certification, based upon the most current information available, and determine the amount of funds available for appropriation for that legislative session. At said meeting, the Board shall determine the limit on the growth of appropriations as provided for in this section.

The following report has been prepared in accordance with the procedures set forth above, and is respectfully submitted for your consideration.

Very truly yours,

/s/Preston Doerflinger
Director of State Finance

**STATE BOARD OF EQUALIZATION
PROPOSED FY-2013 REVENUE CERTIFICATION**

21-Feb-12

Shelly Paulk
Revenue Analyst
Office of State Finance

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APPROPRIATION LIMITATION	
Schedule 1	
<p>Section 23, paragraph 1 of Article X, Constitution of Oklahoma, provides for a limitation on appropriations, except for appropriations from the Constitutional Reserve Fund. Pursuant to said limitation, appropriations for the fiscal year ending June 30, 2013, shall not exceed the amount appropriated for the current fiscal year, 2012, plus 12 percent (12%) adjusted for inflation as measured at the close of the calendar year. The amount appropriated from each fund by the First Regular Session of the Fifty-third Legislature and acted upon by the Governor was \$5,457,789,900. The limit on appropriations for the Second Regular Session of the Fifty-third Legislature is \$5,925,675,313 for the fiscal year ending June 30, 2013.</p>	
<i>Column 1</i>	<i>Column 2</i>
FUND NAME	AMOUNT
FY-2012 General Revenue Fund	4,968,375,954
FY-2011 General Revenue Fund	7,767,495
FY-2010 General Revenue Fund	41,873,389
FY-2012 Mineral Leasing Fund	2,850,000
FY-2010 Mineral Leasing Fund	0
FY-2012 Land Office Fund	7,109,000
FY-2011 Land Office Fund	0
FY-2010 Land Office Fund	0
FY-2012 Public Building Fund	1,384,416
FY-2010 Public Building Fund	1,039,907
Special Cash	357,298,121
FY-2012 OHSA Fund	1,471,075
FY-2010 OHSA Fund	1,236,425
FY-2012 CLEET Fund	3,226,565
FY-2011 CLEET Fund	0
Gen'l Obligation Bonds Series A	174
Gen'l Obligation Bonds Series B	71
Education Lottery Trust Fund	64,157,308
TOTAL	<u>\$5,457,789,900</u>
<p>The appropriation growth limitation is calculated by multiplying the preceding years' total appropriation by the sum of 100% plus 12% adjusted for inflation [(100% plus 12%) times 0.9694%(adjustment for inflation)]=108.57%</p>	
Total Appropriation FY-2012	\$5,457,789,900
Factor	<u>108.57%</u>
Limit on Appropriation FY-2013	<u>\$5,925,675,313</u>

FUNDS TO BE CERTIFIED		
Schedule 2		
<p>The summation of the itemized estimates of revenue, Schedule 5, and the amounts available for appropriation are proposed as the amounts to be certified by the State Board of Equalization in accordance with Section 23, Article X, Constitution of Oklahoma. The amounts proposed as available for appropriation are calculated as 95 percent (95%) of the summation of the itemized estimate of revenue for the respective funds, except for appropriated federal funds which shall be certified for the full amount of the estimate.</p>		
Column 1	Column 2	Column 3
	TOTAL ESTIMATED COLLECTIONS	APPROPRIATIONS AUTHORITY
	Proposed FY-2013 Estimates	
GENERAL REVENUE	\$5,571,066,484	\$5,292,513,159
C.L.E.E.T.	\$3,482,543	\$3,308,416
COMMISSIONERS OF THE LAND OFFICE	\$16,905,916	\$16,060,620
MINERAL LEASING	\$4,000,000	\$3,800,000
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$2,612,452	\$2,481,829
PUBLIC BUILDING	\$1,757,280	\$1,669,416
OK EDUCATION LOTTERY TRUST FUND	\$60,522,350	\$57,496,233
TOTALS	<u>\$5,660,347,025</u>	<u>\$5,377,329,673</u>

LEGISLATED REVENUE ADJUSTMENTS			
INFORMATIONAL ROADS FUND APPORTIONMENT SUMMARY			
Schedule 3			
Column 1	Column 2	Column 3	Column 4
Legislated Adjustments for FY-2010 and FY-2011:			
House Bill 2272, passed in the 2008 Legislative Session, amends Title 69, Section 1521 of the Oklahoma Highway Code. Effective July 1, 2009 for FY-2010, the Transportation Department will receive the total amount apportioned to the ROADS fund for the preceding fiscal year plus an additional \$30 million each year until a cap of \$370 million is reached.			
Legislated Apportionment Comparison:			
	FY-2009 ESTIMATE 19-Feb-08	FY-2010 ESTIMATE 22-Dec-08	FY-2011 ESTIMATE 22-Dec-09
Apportionment to ROADS Fund	\$137,500,000	\$155,000,000	\$185,000,000
Additional ROADS Fund	17,500,000	30,000,000	30,000,000
OK Tourism & Passenger Rail Rev. Fund	2,000,000	2,000,000	2,000,000
Public Transit Rev. Fund	3,000,000	3,000,000	3,000,000
Total Apportionment from Individual Income Tax	\$160,000,000	\$190,000,000	\$220,000,000
Legislated Adjustments for FY-2012 and FY-2013:			
Senate Bill 1466, passed in the 2010 Legislative Session, amends Title 69, Section 1521 of the Oklahoma Highway Code. Effective July 1, 2011 for FY-2012 and for each fiscal year thereafter, the Transportation Department will receive the total amount apportioned to the ROADS fund for the preceding fiscal year plus an additional \$35.7 million each year until a cap of \$400 million is reached. Senate Bill 976, passed in the 2011 Legislative Session, amends Title 69, Section 1521 of the Oklahoma Highway Code. Effective August 26, 2011 for FY-2013 and for each fiscal year thereafter, the Transportation Department will receive the total amount apportioned to the ROADS FUND for the preceding fiscal year plus an additional \$41.7 million each year until a cap of \$435 million is reached.			
	FY-2012 ESTIMATE 21-Dec-10	PROPOSED FY-2013 ESTIMATE 20-Dec-11	
Apportionment to ROADS Fund	\$215,000,000	\$250,700,000	
Additional ROADS Fund	35,700,000	41,700,000	
OK Tourism & Passenger Rail Rev. Fund	2,000,000	2,000,000	
Public Transit Rev. Fund	3,000,000	3,000,000	
Total Apportionment from Individual Income Tax	\$255,700,000	\$297,400,000	
Pursuant to Title 69, Section 1521 of the Oklahoma Statutes, a finding must be made to determine whether "expenditures from the ROADS Fund were used to enhance or supplant State funding for the Department of Transportation (ODOT)." Effective July 1, 2006, the State Transportation Fund, ODOT's primary source of state funding, became a revolving fund. As shown above, the ROADS Fund provided an additional \$35.7 million for FY-2012 and, therefore, enhanced transportation funding.			

**OKLAHOMA EDUCATION LOTTERY TRUST FUND
FEBRUARY APPROPRIATIONS ANALYSIS
Schedule 4**

Article X, Section 41 of the Oklahoma Constitution and Title 3A, Section 713 of the Oklahoma Statutes require the State Board of Equalization to determine if appropriations from the Oklahoma Education Lottery Trust Fund were used to enhance or supplant education funding.

Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2011 APPROPRIATION	FY-2012 APPROPRIATION	INCREASE OR (DECREASE)	PERCENT CHANGE
Education Funding	3,382,908,595	3,306,205,974	(\$76,702,621)	-2.3%
Education Lottery Trust Fund	<u>61,552,734</u>	<u>64,157,308</u>	2,604,574	4.2%
Total Education Funding*	\$3,444,461,329	3,370,363,282	(\$74,098,047)	-2.2%
	FY-2011 AUTHORIZED APPROPRIATIONS	FY-2012 AUTHORIZED APPROPRIATIONS		
Total Appropriations	6,720,837,226	6,502,883,889	(\$217,953,337)	-3.2%
Education Lottery Trust Fund	61,552,734	64,157,308	\$2,604,574	4.2%

*To determine if the Oklahoma Education Lottery Trust Fund supplanted education funding, actual FY-2011 appropriations are compared to FY-2012 appropriations. Education funding in FY-2011 was affected negatively by the economic downturn. However, this negative impact was mitigated by the inclusion of Federal Stimulus funding and Rainy Day funds. Although overall appropriations for FY-2012 decreased by 3.2%, education funding (from sources other than the Education Lottery Trust Fund) only decreased by 2.3%. Additionally, authorized lottery funds were fully appropriated. Therefore, the Oklahoma Education Lottery Trust Fund did not supplant funding for education.

ITEMIZED ESTIMATES OF REVENUE
Schedule 5

The itemized estimate of revenues displayed in this schedule represents 100% of the estimate for the General Revenue Fund and the Special Revenue Funds to be appropriated by the Legislature for the fiscal year ending June 30, 2013 (FY-2013) and are the basis for the summation proposed for certification in Schedule 2. For informational purposes the FY-2013 estimates of revenues are compared to both the itemized estimates and the projections of revenues for the current fiscal year (FY-2012).

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
FUND NAME	FY-2011 ACTUAL	FY-2012 ESTIMATE 17-Jun-11	FY-2012 PROJECTED 20-Dec-11	FY-2013 ESTIMATE 20-Dec-11	FY-2012 PROJECTED 21-Feb-12	PROPOSED FY-2013 ESTIMATE 21-Feb-12
GENERAL REVENUE						
Alcohol Beverage Tax	\$21,882,525	\$23,057,000	\$22,244,000	\$22,789,000	\$22,244,000	\$22,789,000
Mixed Beverage Receipts Tax	35,615,638	36,540,000	38,105,000	39,919,000	38,105,000	39,919,000
Beverage Tax	25,010,953	26,318,000	25,960,000	26,612,000	25,960,000	26,612,000
Cigarette Tax	67,282,028	56,491,510	45,731,124	48,106,942	45,762,543	48,140,993
Tobacco Products Tax	18,531,962	17,518,215	21,779,070	23,529,159	21,783,502	23,533,947
Franchise Tax/Business Activity Tax	29,144,157	45,073,000	49,720,000	49,720,000	49,720,000	49,720,000
Gross Production Tax-Gas	275,913,167	333,110,000	308,339,000	267,304,000	273,105,000	188,420,000
Gross Production Tax-Oil	212,545,738	185,643,000	234,753,000	195,075,000	250,978,000	188,623,000
Income Tax-Individual	1,775,100,943	1,829,463,079 *	1,912,165,239 *	1,972,911,102 *	1,947,234,443 *	1,999,625,886 *
Income Tax-Corporate	274,328,355	202,812,075	263,017,950	270,291,325	325,480,625	320,884,875
Estate Tax	5,725,078	0	0	0	0	0
Insurance Premium Tax	81,652,995	66,441,362	75,554,580	75,554,580	75,554,580	75,554,580
Motor Vehicle Taxes	198,592,883	221,280,000	215,497,000	209,586,000	217,158,000	211,111,000
Sales Tax	1,668,336,492	1,747,397,999	1,796,073,232	1,877,035,303	1,809,920,720	1,910,897,353
Use Tax	150,136,643	158,859,000	173,075,208	187,025,537	173,075,208	187,025,537
Interest & Investments	80,484,928	96,000,000	80,000,000	83,000,000	80,000,000	83,000,000
Other (Schedule 6)	216,926,068	189,270,572	196,654,427	192,475,361	198,750,257	194,209,312
General Revenue Totals	\$5,137,210,551	\$5,235,274,811	\$5,458,668,832	\$5,540,934,309	\$5,554,831,878	\$5,570,066,484
Transfers & Lapses	598,781	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000
Revenue Comparison	\$5,137,809,332	\$5,236,274,811	\$5,459,668,832	\$5,541,934,309	\$5,555,831,878	\$5,571,066,484
One-Time Receipts	0	0	0	0	0	0
Total General Revenue	\$5,137,809,332	\$5,236,274,811	\$5,459,668,832	\$5,541,934,309	\$5,555,831,878	\$5,571,066,484
C.L.E.E.T.	\$3,435,654	\$3,396,384	\$3,368,528	\$3,368,528	\$3,458,268	\$3,482,543
COMM of LAND OFFICE	\$17,981,316	\$10,432,906	\$14,050,030	\$16,905,916	\$14,050,030	\$16,905,916
MINERAL LEASING	\$4,219,632	\$3,000,000	\$4,000,000	\$4,000,000	\$4,000,000	\$4,000,000
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$2,675,625	\$1,548,500	\$1,471,075	\$2,500,000	\$2,612,452	\$2,612,452
PUBLIC BUILDING	\$5,359,312	\$1,457,280	\$1,759,160	\$1,757,280	\$1,759,160	\$1,757,280
OK EDUCATION LOTTERY TRUST FUND	\$69,396,091	\$60,587,100	\$64,007,300	\$60,522,350	\$64,007,300	\$60,522,350
GRAND TOTAL	\$5,240,876,981	\$5,316,696,981	\$5,548,324,925	\$5,630,988,383	\$5,645,719,088	\$5,660,347,025

*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transportation Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for the Oklahoma's Promise Scholarship program. For more ROADS Fund detail, see Schedule 3, page 3.

*In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$63m for funding of Oklahoma's Promise scholarship fund. Action taken by the Board in December reduced the amount of money allocated from state funds to \$57m which has been removed from the FY-2013 Individual Income Tax Estimate. Any additional scholarship funding required is to come from the OHLAP Trust Fund. \$63.2m was funded for FY-2012 and \$57m for FY-2011; both amounts have been removed from the respective individual income tax numbers.

ITEMIZED ESTIMATES OF "OTHER" REVENUE						
GENERAL REVENUE FUND						
Schedule 6						
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
	FY-2011 ACTUAL	FY-2012 ESTIMATE 17-Jun-11	FY-2012 PROJECTED 20-Dec-11	FY-2013 ESTIMATE 20-Dec-11	FY-2012 PROJECTED 21-Feb-12	PROPOSED FY-2013 ESTIMATE 21-Feb-12
OTC:						
Pari-Mutuel	\$1,130,420	\$1,215,000	\$1,215,000	\$1,215,000	\$1,215,000	\$ 1,215,000
Tribal Cigarette Compacts	13,855,903	14,036,000	13,134,000	13,068,000	13,134,000	13,068,000
Bingo Excise & Charity Games	165,803	197,000	174,000	183,000	174,000	183,000
Workers Comp Ins. Premium Tax	8,806,054	7,026,000	8,280,000	8,317,000	8,280,000	8,317,000
Petroleum Excise Tax	10,844,996	9,131,000	9,632,000	9,982,000	10,045,000	10,339,000
Other OTC	29,230,023	21,448,000	21,226,000	21,535,000	21,226,000	21,535,000
TOTAL OTC	\$64,033,199	\$53,053,000	\$53,661,000	\$54,300,000	\$54,074,000	\$54,657,000
COLLECTIONS BY OTHER AGENCIES						
ABLE	\$5,442,073	\$5,232,138	\$5,457,115	\$5,490,676	\$5,457,115	\$5,490,676
Attorney General (Tobacco)	21,280	21,000	4,824,715	390,000	4,939,188	390,000
Central Services	434,139	1,051,209	855,645	505,295	755,645	405,295
CLEET	597,916	611,266	601,397	601,097	590,158	525,982
Consumer Credit	856,646	684,094	817,086	817,086	843,410	843,410
DPS	44,453,276	46,753,710	44,075,739	44,372,782	45,789,171	45,789,171
Employees Benefit Council	1,173,119	1,547,309	1,173,119	1,173,119	1,173,119	1,306,236
Horseracing	524,204	409,225	409,225	409,225	410,725	409,225
Insurance Comm	39,393,971	32,921,921	35,515,321	35,515,321	35,515,321	35,515,321
Labor	976,095	979,850	976,095	976,095	987,475	987,475
Medical Licensure	350,376	220,000	250,000	220,000	250,000	220,000
Nursing Board	303,157	301,818	301,818	304,846	301,818	304,846
Sec of State	2,714,634	2,267,000	2,636,409	2,684,000	2,304,512	2,390,000
Securities Comm	14,603,680	12,674,872	14,327,611	14,337,611	14,586,468	14,596,468
Treasurer (Unclaimed Property)	10,000,000	10,000,000	10,000,000	10,000,000	10,000,000	10,000,000
Tribal Gaming	16,690,211	15,688,000	16,128,000	15,828,000	16,128,000	15,828,000
OPM	4,677,644	4,654,160	4,403,695	4,350,208	4,403,695	4,350,208
OSF	204,336	200,000	240,438	200,000	240,438	200,000
Other	9,476,111	0	0	0	0	0
TOTAL MISC	152,892,868	136,217,572	142,993,427	138,175,361	144,676,257	139,552,312
GRAND OTHER	\$216,926,068	\$189,270,572	\$196,654,427	\$192,475,361	\$198,750,257	\$194,209,312

COMPARISON OF REVENUE ESTIMATES				
FY-2012 ESTIMATE: LAW CHANGES vs. FY-2013 PROPOSED ESTIMATE				
Schedule 7				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2012 ESTIMATE 17-Jun-11	PROPOSED FY-2013 ESTIMATE 21-Feb-12	INCREASE OR (DECREASE)	PERCENT CHANGE
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$23,057,000	\$22,789,000	(\$268,000)	-1.2%
Mixed Beverage Receipts Tax	36,540,000	39,919,000	3,379,000	9.2%
Beverage Tax	26,318,000	26,612,000	294,000	1.1%
Cigarette Tax	56,491,510	48,140,993	(8,350,517)	-14.8%
Tobacco Products Tax	17,518,215	23,533,947	6,015,732	34.3%
Franchise Tax	45,073,000	49,720,000	4,647,000	10.3%
Gross Production Tax-Gas	333,110,000	188,420,000	(144,690,000)	-43.4%
Gross Production Tax-Oil	185,643,000	188,623,000	2,980,000	1.6%
Income Tax-Individual	1,829,463,079 *	1,999,625,886 *	170,162,807	9.3%
Income Tax-Corporate	202,812,075	320,884,875	118,072,800	58.2%
Estate Tax	0	0	0	0.0%
Insurance Premium Tax	66,441,362	75,554,580	9,113,218	13.7%
Motor Vehicle Taxes	221,280,000	211,111,000	(10,169,000)	-4.6%
Sales Tax	1,747,397,999	1,910,897,353	163,499,354	9.4%
Use Tax	158,859,000	187,025,537	28,166,537	17.7%
Interest & Investments	96,000,000	83,000,000	(13,000,000)	-13.5%
Other (Schedule 7)	189,270,572	194,209,312	4,938,740	2.6%
General Revenue Totals	\$5,235,274,811	\$5,570,066,484	\$334,791,672	6.4%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$5,236,274,811	\$5,571,066,484	\$334,791,672	6.4%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$5,236,274,811	\$5,571,066,484	\$334,791,672	6.4%
C.L.E.E.T.	\$3,396,384	\$3,482,543	\$86,159	2.5%
COMM of LAND OFFICE	\$10,432,906	\$16,905,916	\$6,473,010	62.0%
MINERAL LEASING	\$3,000,000	\$4,000,000	\$1,000,000	33.3%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,548,500	\$2,612,452	\$1,063,952	68.7%
PUBLIC BUILDING	\$1,457,280	\$1,757,280	\$300,000	20.6%
OK EDUCATION LOTTERY TRUST FUND	\$60,587,100	\$60,522,350	(\$64,750)	-0.1%
GRAND TOTAL	\$5,316,696,981	\$5,660,347,025	\$343,650,043	6.5%

*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$63m for funding of Oklahoma's Promise scholarship fund. Action taken by the Board in December reduced the amount of money allocated from state funds to \$57m which has been removed from the FY-2013 Individual Income Tax Estimate. Any additional scholarship funding required is to come from the OHLAP Trust Fund. \$63.2m was funded for FY-2012 and has been removed from the individual income tax number.

COMPARISON OF REVENUE ESTIMATES				
FY-2012 FINAL PROJECTION vs. FY-2013 PROPOSED ESTIMATE				
Schedule 8				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2012 PROJECTED 21-Feb-12	PROPOSED FY-2013 ESTIMATE 21-Feb-12	INCREASE OR (DECREASE)	PERCENT CHANGE
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$22,244,000	\$22,789,000	\$545,000	2.5%
Mixed Beverage Receipts Tax	38,105,000	39,919,000	1,814,000	4.8%
Beverage Tax	25,960,000	26,612,000	652,000	2.5%
Cigarette Tax	45,762,543	48,140,993	2,378,450	5.2%
Tobacco Products Tax	21,783,502	23,533,947	1,750,445	8.0%
Franchise Tax	49,720,000	49,720,000	0	0.0%
Gross Production Tax-Gas	273,105,000	188,420,000	(84,685,000)	-31.0%
Gross Production Tax-Oil	250,978,000	188,623,000	(62,355,000)	-24.8%
Income Tax-Individual	1,947,234,443 *	1,999,625,886 *	52,391,443	2.7%
Income Tax-Corporate	325,480,625	320,884,875	(4,595,750)	-1.4%
Estate Tax	0	0	0	0.0%
Insurance Premium Tax	75,554,580	75,554,580	0	0.0%
Motor Vehicle Taxes	217,158,000	211,111,000	(6,047,000)	-2.8%
Sales Tax	1,809,920,720	1,910,897,353	100,976,633	5.6%
Use Tax	173,075,208	187,025,537	13,950,329	8.1%
Interest & Investments	80,000,000	83,000,000	3,000,000	3.8%
Other (Schedule 7)	198,750,257	194,209,312	(4,540,945)	-2.3%
General Revenue Totals	\$5,554,831,878	\$5,570,066,484	\$15,234,605	0.3%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$5,555,831,878	\$5,571,066,484	\$15,234,605	0.3%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$5,555,831,878	\$5,571,066,484	\$15,234,605	0.3%
C.L.E.E.T.	\$3,458,268	\$3,482,543	\$24,275	0.7%
COMM of LAND OFFICE	\$14,050,030	\$16,905,916	\$2,855,886	20.3%
MINERAL LEASING	\$4,000,000	\$4,000,000	\$0	0.0%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$2,612,452	\$2,612,452	\$0	0.0%
PUBLIC BUILDING	\$1,759,160	\$1,757,280	(\$1,880)	-0.1%
OK EDUCATION LOTTERY TRUST FUND	\$64,007,300	\$60,522,350	(\$3,484,950)	-5.4%
GRAND TOTAL	\$5,645,719,088	\$5,660,347,025	\$14,627,937	0.3%

*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail, see Schedule 3, page 3.)

*In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$63m for funding of Oklahoma's Promise scholarship fund. Action taken by the Board in December reduced the amount of money allocated from state funds to \$57m which has been removed from the FY-2013 Individual Income Tax Estimate. Any additional scholarship funding required is to come from the OHLAP Trust Fund. \$63.2m was funded for FY-2012 and has been removed from the individual income tax number.

COMPARISON OF REVENUE ESTIMATES				
FY-2012 ESTIMATE: LAW CHANGES vs. FY-2012 FINAL PROJECTION				
Schedule 9				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2012 ESTIMATE 17-Jun-11	FY-2012 PROJECTED 21-Feb-12	INCREASE OR (DECREASE)	PERCENT CHANGE
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$23,057,000	\$22,244,000	(\$813,000)	-3.5%
Mixed Beverage Receipts Tax	36,540,000	38,105,000	1,565,000	4.3%
Beverage Tax	26,318,000	25,960,000	(358,000)	-1.4%
Cigarette Tax	56,491,510	45,762,543	(10,728,967)	-19.0%
Tobacco Products Tax	17,518,215	21,783,502	4,265,287	24.3%
Franchise Tax/Business Activity Tax	45,073,000	49,720,000	4,647,000	10.3%
Gross Production Tax-Gas	333,110,000	273,105,000	(60,005,000)	-18.0%
Gross Production Tax-Oil	185,643,000	250,978,000	65,335,000	35.2%
Income Tax-Individual	1,829,463,079 *	1,947,234,443 *	117,771,364	6.4%
Income Tax-Corporate	202,812,075	325,480,625	122,668,550	60.5%
Estate Tax	0	0	0	0.0%
Insurance Premium Tax	66,441,362	75,554,580	9,113,218	13.7%
Motor Vehicle Taxes	221,280,000	217,158,000	(4,122,000)	-1.9%
Sales Tax	1,747,397,999	1,809,920,720	62,522,721	3.6%
Use Tax	158,859,000	173,075,208	14,216,208	8.9%
Interest & Investments	96,000,000	80,000,000	(16,000,000)	-16.7%
Other (Schedule 7)	189,270,572	198,750,257	9,479,685	5.0%
General Revenue Totals	\$5,235,274,811	\$5,554,831,878	\$319,557,067	6.1%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$5,236,274,811	\$5,555,831,878	\$319,557,067	6.1%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$5,236,274,811	\$5,555,831,878	\$319,557,067	6.1%
C.L.E.E.T.	\$3,396,384	\$3,458,268	\$61,884	1.8%
COMM of LAND OFFICE	\$10,432,906	\$14,050,030	\$3,617,124	34.7%
MINERAL LEASING	\$3,000,000	\$4,000,000	\$1,000,000	33.3%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,548,500	\$2,612,452	\$1,063,952	68.7%
PUBLIC BUILDING	\$1,457,280	\$1,759,160	\$301,880	20.7%
OK EDUCATION LOTTERY TRUST FUND	\$60,587,100	\$64,007,300	\$3,420,200	5.6%
GRAND TOTAL	\$5,316,696,981	\$5,645,719,088	\$329,022,107	6.2%
<p>*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education was funded \$63.2m for Oklahoma's Promise scholarships for FY-2012. This number has been removed from the FY-2012 Individual Tax estimates.</p>				

COMPARISON OF REVENUE ESTIMATES				
FY-2012 INITIAL PROJECTION vs. FY-2012 FINAL PROJECTION				
Schedule 10				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2012 PROJECTED 20-Dec-11	FY-2012 PROJECTED 21-Feb-12	INCREASE OR (DECREASE)	PERCENT CHANGE
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$22,244,000	\$22,244,000	\$0	0.0%
Mixed Beverage Receipts Tax	38,105,000	38,105,000	0	0.0%
Beverage Tax	25,960,000	25,960,000	0	0.0%
Cigarette Tax	45,731,124	45,762,543	31,418	0.1%
Tobacco Products Tax	21,779,070	21,783,502	4,431	0.0%
Franchise Tax	49,720,000	49,720,000	0	0.0%
Gross Production Tax-Gas	308,339,000	273,105,000	(35,234,000)	-11.4%
Gross Production Tax-Oil	234,753,000	250,978,000	16,225,000	6.9%
Income Tax-Individual	1,912,165,239 *	1,947,234,443 *	35,069,204	1.8%
Income Tax-Corporate	263,017,950	325,480,625	62,462,675	23.7%
Estate Tax	0	0	0	0.0%
Insurance Premium Tax	75,554,580	75,554,580	0	0.0%
Motor Vehicle Taxes	215,497,000	217,158,000	1,661,000	0.8%
Sales Tax	1,796,073,232	1,809,920,720	13,847,488	0.8%
Use Tax	173,075,208	173,075,208	0	0.0%
Interest & Investments	80,000,000	80,000,000	0	0.0%
Other (Schedule 7)	196,654,427	198,750,257	2,095,830	1.1%
General Revenue Totals	\$5,458,668,832	\$5,554,831,878	\$96,163,046	1.8%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$5,459,668,832	\$5,555,831,878	\$96,163,046	1.8%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$5,459,668,832	\$5,555,831,878	\$96,163,046	1.8%
C.L.E.E.T.	\$3,368,528	\$3,458,268	\$89,740	2.7%
COMM of LAND OFFICE	\$14,050,030	\$14,050,030	\$0	0.0%
MINERAL LEASING	\$4,000,000	\$4,000,000	\$0	0.0%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,471,075	\$2,612,452	\$1,141,377	77.6%
PUBLIC BUILDING	\$1,759,160	\$1,759,160	\$0	0.0%
OK EDUCATION LOTTERY TRUST FUND	\$64,007,300	\$64,007,300	\$0	0.0%
GRAND TOTAL	\$5,548,324,925	\$5,645,719,088	\$97,394,163	1.8%

*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education was funded \$63.2m for Oklahoma's Promise scholarships for FY-2012. This number has been removed from the FY-2012 Individual Tax estimates.

COMPARISON OF REVENUE ESTIMATES				
FY-2013 INITIAL ESTIMATE vs. FY-2013 FINAL ESTIMATE				
Schedule 11				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2013 ESTIMATE 20-Dec-11	PROPOSED FY-2013 ESTIMATE 21-Feb-12	INCREASE OR (DECREASE)	PERCENT CHANGE
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$22,789,000	\$22,789,000	\$0	0.0%
Mixed Beverage Receipts Tax	39,919,000	39,919,000	0	0.0%
Beverage Tax	26,612,000	26,612,000	0	0.0%
Cigarette Tax	48,106,942	48,140,993	34,051	0.1%
Tobacco Products Tax	23,529,159	23,533,947	4,788	0.0%
Franchise Tax	49,720,000	49,720,000	0	0.0%
Gross Production Tax-Gas	267,304,000	188,420,000	(78,884,000)	-29.5%
Gross Production Tax-Oil	195,075,000	188,623,000	(6,452,000)	-3.3%
Income Tax-Individual	1,972,911,102 *	1,999,625,886 *	26,714,784	1.4%
Income Tax-Corporate	270,291,325	320,884,875	50,593,550	18.7%
Estate Tax	0	0	0	0.0%
Insurance Premium Tax	75,554,580	75,554,580	0	0.0%
Motor Vehicle Taxes	209,586,000	211,111,000	1,525,000	0.7%
Sales Tax	1,877,035,303	1,910,897,353	33,862,050	1.8%
Use Tax	187,025,537	187,025,537	0	0.0%
Interest & Investments	83,000,000	83,000,000	0	0.0%
Other (Schedule 7)	192,475,361	194,209,312	1,733,952	0.9%
General Revenue Totals	\$5,540,934,309	\$5,570,066,484	\$29,132,175	0.5%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$5,541,934,309	\$5,571,066,484	\$29,132,175	0.5%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$5,541,934,309	\$5,571,066,484	\$29,132,175	0.5%
C.L.E.E.T.	\$3,368,528	\$3,482,543	\$114,015	3.4%
COMM of LAND OFFICE	\$16,905,916	\$16,905,916	\$0	0.0%
MINERAL LEASING	\$4,000,000	\$4,000,000	\$0	0.0%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$2,500,000	\$2,612,452	\$112,452	4.5%
PUBLIC BUILDING	\$1,757,280	\$1,757,280	\$0	0.0%
OK EDUCATION LOTTERY TRUST FUND	\$60,522,350	\$60,522,350	\$0	0.0%
GRAND TOTAL	\$5,630,988,383	\$5,660,347,025	\$29,358,642	0.5%

*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$63m for funding of Oklahoma's Promise scholarships for the upcoming fiscal year. Action taken by the Board in December reduced the amount of money allocated from state funds to \$57m which has been removed from the FY-2013 Individual Income Tax Estimate.

EDUCATION REFORM ACT - HB 1017					
Schedule 12					
SB 826 of the Second Regular Session of the Forty-fifth Legislature amended Section 41.29a of Title 62 to require that the Office of Accountability account for and report monthly revenues which accrue to the Education Reform Revolving Fund. The Education Reform Revolving Fund on June 1, 1996 began receiving revenue attributable to the revenue provisions of HB 1017 rather than these revenues first being apportioned to the General Revenue Fund.					
CALCULATIONS					
EDUCATION REFORM ACT					
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
SOURCE	FY-2012 ESTIMATE 17-Jun-11	FY-2012 PROJECTED 20-Dec-11	FY-2013 ESTIMATE 20-Dec-11	FY-2012 PROJECTED 21-Feb-12	PROPOSED FY-2013 ESTIMATE 21-Feb-12
Income Tax-Individual	\$209,168,201	\$217,220,221	\$226,590,878	\$220,634,617	229,191,874
Income Tax-Corporate	43,179,345	55,997,370	57,545,895	69,295,875	68,317,425
Sales Tax	218,607,620	224,697,118	234,825,849	226,429,503	239,062,149
Use Tax	19,874,000	21,652,514	23,397,765	21,652,514	23,397,765
Cigarette Tax	2,907,626	3,251,784	3,524,279	3,251,784	3,524,279
Tobacco Products Tax	364,548	458,629	495,517	458,629	495,517
Tribal Gaming	115,312,000	118,272,000	116,072,000	118,272,000	116,072,000
Special License Plates	0	0	0	0	0
Business Activity Tax	0	502,750	502,750	502,750	502,750
TOTAL - 100% OF ESTIMATE	\$609,413,339	\$642,052,385	\$662,954,932	\$660,497,671	\$680,563,758
Increase in FY-2013 proposed estimate from FY-2012 estimate					\$71,150,419

COMPARISON OF AUTHORIZED EXPENDITURES 2011 SESSION TO PROPOSED EXPENDITURE AUTHORITY 2012 SESSION Appendix A-1				
Column 1	Column 2	Column 3	Column 4	Column 5
	AUTHORIZED EXPENDITURES* 2011 SESSION 17-Jun-11 FY-2012	PROPOSED EXPENDITURE AUTHORITY** 2012 SESSION 21-Feb-12 FY-2013	INCREASE OR (DECREASE)	PERCENT CHANGE
NON-RESTRICTED FUNDS				
GENERAL REVENUE FUND				
Certified	\$4,968,375,954	\$5,292,513,159	\$324,137,205	6.5%
Prior Year Certified	\$7,767,495	6,085,117	(1,682,378)	-21.7%
Cash	<u>\$41,873,389</u>	<u>94,981,649</u>	<u>53,108,260</u>	<u>126.8%</u>
TOTAL	\$5,018,016,838	\$5,393,579,925	\$375,563,087	7.5%
C.L.E.E.T. FUND				
Certified	\$3,226,565	\$3,308,416	\$81,851	2.5%
Cash	0	<u>308,914</u>	<u>308,914</u>	<u>0.0%</u>
TOTAL	\$3,226,565	\$3,617,330	\$390,765	12.1%
MINERAL LEASING FUND				
Certified	\$2,850,000	\$3,800,000	\$950,000	33.3%
Cash	0	<u>576,503</u>	<u>576,503</u>	<u>0.0%</u>
TOTAL	\$2,850,000	\$4,376,503	\$1,526,503	53.6%
OHSF FUND				
Certified	\$1,471,075	\$2,481,829	\$1,010,754	68.7%
Cash	<u>1,236,425</u>	<u>1,141,381</u>	<u>(95,044)</u>	<u>-7.7%</u>
TOTAL	\$2,707,500	\$3,623,210	\$915,710	33.8%
PUBLIC BUILDING FUND				
Certified	\$1,384,416	\$1,669,416	\$285,000	20.6%
Cash	<u>1,039,907</u>	<u>3,846,690</u>	<u>2,806,783</u>	<u>269.9%</u>
TOTAL	\$2,424,323	\$5,516,106	\$3,091,783	127.5%
SPECIAL CASH FUND				
Cash	<u>\$357,298,121</u>	\$0	<u>(\$357,298,121)</u>	<u>-100.0%</u>
TOTAL	\$357,298,121	\$0	(\$357,298,121)	-100.0%
BOND FUND - SERIES A				
	\$174	\$179	\$5	2.9%
BOND FUND - SERIES B				
	<u>71</u>	<u>73</u>	<u>2</u>	<u>2.8%</u>
TOTAL	\$245	\$252	\$7	2.9%
SUBTOTAL NON-RESTRICTED FUNDS	<u>\$5,386,523,592</u>	<u>\$5,410,713,326</u>	<u>\$24,189,734</u>	<u>0.4%</u>

COMPARISON OF AUTHORIZED EXPENDITURES 2011 SESSION TO PROPOSED EXPENDITURE AUTHORITY 2012 SESSION Appendix A-1 (Continued)				
Column 1	Column 2	Column 3	Column 4	Column 5
	AUTHORIZED EXPENDITURES* 2011 SESSION 17-Jun-11 FY-2012	PROPOSED EXPENDITURE AUTHORITY** 2012 SESSION 21-Feb-12 FY-2013	INCREASE OR (DECREASE)	PERCENT CHANGE
RESTRICTED FUNDS				
COMMISSION OF THE LAND OFFICE FUND				
Certified	\$7,109,000	\$16,060,620	\$8,951,620	125.9%
Prior Year Certified	0	2,802,261	2,802,261	0.0%
Cash	0	0	0	0.0%
TOTAL	\$7,109,000	\$18,862,881	\$11,753,881	165.3%
OK EDUCATION LOTTERY TRUST FUND				
Certified	\$57,557,744	\$57,496,233	(\$61,511)	-0.1%
Cash	6,599,564	7,843,356	1,243,792	18.8%
TOTAL	\$64,157,308	\$65,339,589	\$1,182,281	1.8%
SUBTOTAL RESTRICTED FUNDS	\$71,266,308	\$84,202,470	\$12,936,162	18.2%
TOTAL-RESTRICTED & NON-RESTRICTED	\$5,457,789,900	\$5,494,915,797	\$37,125,897	0.7%
COMMON ED. TECH FUND				
Revolving Fund Estimate	\$47,372,299	\$47,372,299	(\$0)	0.0%
OK. STUDENT AID FUND				
Revolving Fund Estimate	\$47,372,299	\$47,372,299	(\$0)	0.0%
HIGHER ED. CAPITAL FUND				
Revolving Fund Estimate	\$47,372,299	\$47,372,299	(\$0)	0.0%
1017 FUND				
Revolving Fund Estimate	\$634,894,569	\$680,563,758	\$45,669,189	7.2%
TOBACCO SETTLEMENT FUND				
Revolving Fund Estimate	\$18,150,000	\$4,750,000	(\$13,400,000)	-73.8%
STATE JUDICIAL REVOLVING FUND				
Revolving Fund Estimate	\$52,000,000	\$51,000,000	(\$1,000,000)	-1.9%
STATE TRANSPORTATION FUND***				
Revolving Fund Estimate	\$106,737,039	\$206,405,702	\$99,668,663	93.4%
TOTAL	\$6,411,688,405	\$6,579,752,153	\$168,063,748	2.6%

*Authorized Expenditures represent the total amount actually spent by the Legislature.
 **Expenditure Authority represents the total amount that is available for the Legislature to spend.
 ***Note: The State Transportation Fund became a revolving fund effective July 1, 2006.

COMPARISON OF EXPENDITURE AUTHORITY 2012 SESSION (20-Dec-2011) TO PROPOSED EXPENDITURE AUTHORITY 2012 SESSION Appendix A-2				
Column 1	Column 2	Column 3	Column 4	Column 5
	EXPENDITURE AUTHORITY* 2012 SESSION 20-Dec-11 FY-2013	PROPOSED EXPENDITURE AUTHORITY* 2012 SESSION 21-Feb-12 FY-2013	INCREASE OR (DECREASE)	PERCENT CHANGE
NON-RESTRICTED FUNDS				
GENERAL REVENUE FUND				
Certified	\$5,264,837,594	\$5,292,513,159	\$27,675,565	0.5%
Prior Year Certified	6,085,117	6,085,117	0	0.0%
Cash	<u>94,981,649</u>	<u>94,981,649</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$5,365,904,360	\$5,393,579,925	\$27,675,565	0.5%
C.L.E.E.T. FUND				
Certified	\$3,200,102	\$3,308,416	\$108,314	3.4%
Cash	<u>308,914</u>	<u>308,914</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$3,509,016	\$3,617,330	\$108,314	3.1%
MINERAL LEASING FUND				
Certified	\$3,800,000	\$3,800,000	\$0	0.0%
Cash	<u>576,503</u>	<u>576,503</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$4,376,503	\$4,376,503	\$0	0.0%
OHSA FUND				
Certified	\$2,375,000	\$2,481,829	\$106,829	4.5%
Cash	<u>1,141,381</u>	<u>1,141,381</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$3,516,381	\$3,623,210	\$106,829	3.0%
PUBLIC BUILDING FUND				
Certified	\$1,669,416	\$1,669,416	\$0	0.0%
Cash	<u>3,846,690</u>	<u>3,846,690</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$5,516,106	\$5,516,106	\$0	0.0%
SPECIAL CASH FUND				
Cash	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>0.0%</u>
TOTAL	\$0	\$0	\$0	0.0%
BOND FUND - SERIES A				
	\$5	\$179	\$174	3348.9%
BOND FUND - SERIES B				
	<u>2</u>	<u>73</u>	<u>71</u>	<u>2855.5%</u>
TOTAL	\$8	\$252	\$244	3189.8%
SUBTOTAL NON-RESTRICTED FUNDS	<u>\$5,382,822,374</u>	<u>\$5,410,713,326</u>	<u>\$27,890,952</u>	<u>0.5%</u>

COMPARISON OF EXPENDITURE AUTHORITY 2012 SESSION (20-Dec-2011) TO PROPOSED EXPENDITURE AUTHORITY 2012 SESSION Appendix A-2 (Continued)				
Column 1	Column 2	Column 3	Column 4	Column 5
	EXPENDITURE AUTHORITY* 2012 SESSION 20-Dec-11 FY-2013	PROPOSED EXPENDITURE AUTHORITY* 2012 SESSION 21-Feb-12 FY-2013	INCREASE OR (DECREASE)	PERCENT CHANGE
RESTRICTED FUNDS				
COMMISSION OF THE LAND OFFICE FUND				
Certified	\$16,060,620	\$16,060,620	\$0	0.0%
Prior Year Certified	2,802,261	2,802,261	0	0.0%
Cash	0	0	0	0.0%
TOTAL	\$18,862,881	\$18,862,881	\$0	0.0%
OK EDUCATION LOTTERY TRUST FUND				
Certified	\$57,496,233	\$57,496,233	0	0.0%
Cash	7,843,356	7,843,356	0	0.0%
TOTAL	\$65,339,589	\$65,339,589	0	0.0%
SUBTOTAL RESTRICTED FUNDS	\$84,202,470	\$84,202,470	\$0	0.0%
TOTAL-RESTRICTED & NON-RESTRICTED	\$5,467,024,845	\$5,494,915,797	\$27,890,952	0.5%
COMMON ED. TECH FUND				
Revolving Fund Estimate	\$47,372,299	\$47,372,299	\$0	0.0%
OK. STUDENT AID FUND				
Revolving Fund Estimate	\$47,372,299	\$47,372,299	\$0	0.0%
HIGHER ED. CAPITAL FUND				
Revolving Fund Estimate	\$47,372,299	\$47,372,299	\$0	0.0%
1017 FUND				
Revolving Fund Estimate	\$662,954,932	\$680,563,758	\$17,608,826	2.7%
TOBACCO SETTLEMENT FUND				
Revolving Fund Estimate	\$5,000,000	\$4,750,000	(\$250,000)	-5.0%
STATE JUDICIAL REVOLVING FUND				
Revolving Fund Estimate	\$49,000,000	\$51,000,000	\$2,000,000	4.1%
STATE TRANSPORTATION FUND**				
Revolving Fund Estimate	\$206,405,702	\$206,405,702	\$0	0.0%
TOTAL	\$6,532,502,375	\$6,579,752,153	\$47,249,778	0.7%

*Expenditure Authority represents the total amount that is available for the Legislature to spend.
**Note: The State Transportation Fund became a revolving fund effective July 1, 2006.