

Senate Journal

Second Regular Session of the Fifty-third Legislature

of the State of Oklahoma

Fifty-eighth Legislative Day, Friday, May 18, 2012

The Senate was called to order by Senator Ford.

Roll Call:

Present: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Burrage, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.—44.

Excused: Adelson, Brown, Ivester and Newberry.—4.

Senator Ford declared a quorum present.

The prayer was offered by Reverend Brent Gifford, The Link Church, Elk City, the guest of Senator Ivester.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 39 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Laster introduced his daughter, Kara; Senator Griffin introduced her daughter, Alexandra; and Senator Childers introduced his son, Cameron, to the Senate. Senator Schulz asked unanimous consent, which was granted, that Kara, Alexandra and Cameron be named Honorary Pages for this legislative day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 2319, 2367 and 3049** and **HJR 1098, 1123 and 1126**.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1943** was adopted upon motion of Senator Anderson.

SB 1943, 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, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Burrage, Childers, Coates, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, McAffrey, Nichols, Paddack, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat and Wilson.--38.

Excused: Adelson, Bingman, Brown, Crain, Ivester, Marlatt, Mazzei, Newberry, Shortey and Wyrick.--10.

The bill and emergency passed.

SB 1943, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 447** was called up for consideration upon motion of Senator Barrington.

The **CCR** on **SB 447** failed of adoption upon division of the question.

The **CCR** on **SB 447** was rejected upon motion of Senator Barrington, further conference requested and same Senate conferees appointed as follows: Barrington, Sykes, Russell, Anderson, Ballenger and Ivester.

GENERAL ORDER

HJR 1124 by Thomsen of the House and Paddack of the Senate was called up for consideration.

Senator Paddack moved that **HJR 1124** be advanced, which motion was declared adopted.

THIRD READING

HJR 1124 was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Branan, Brecheen, Brinkley, Burrage, Childers, Coates, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Laster, Lerblance, Marlatt, Mazzei, McAffrey, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Treat, Wilson and Wyrick.--39.

Nay: Bass and Sykes.--2.

Excused: Adelson, Brown, Crain, Ivester, Jolley, Justice and Newberry.--7.

The bill passed.

HJR 1124 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 3148 by Steele of the House and Bingman of the Senate was called up for consideration.

Senator Bingman moved that **HB 3148** be advanced, which motion was declared adopted.

THIRD READING

HB 3148 was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Burrage, Childers, Coates, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Laster, Lerblance, Marlatt,

Mazzei, McAffrey, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Adelson, Brown, Crain, Ivester, Jolley, Justice and Newberry.--7.

The bill and emergency passed.

HB 3148 was properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Schulz asked unanimous consent to refer **SR 58** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 58 by Schulz was called up for consideration.

SR 58 was adopted upon motion of Senator Schulz and referred for enrollment.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Bingman asked unanimous consent to refer **SCR 41** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 41 by Bingman of the Senate and Steele of the House was called up for consideration.

SCR 41 was adopted upon motion of Senator Bingman and referred for engrossment.

ELECTRONIC DISTRIBUTION

Pursuant to the provisions of Senate Rule 5-6, copies of the Conference Committee Substitute for **SB 1887** (2nd CCR) have been made available electronically, via e-mail to all Senators and Executive Assistants.

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 132
SB 134
SB 456
SB 1235
SB 1253
SB 1336
SB 1436
SB 1464
SB 1533
SB 1795
SB 1887 (2nd CCR)
SB 1890
SJR 52

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

HB 2746 – remove GCCA and add Marlatt, Jolley, Childers, Treat, Ivester and Sparks.

**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 2198
HB 2659

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

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 1001

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

Advising passage of and returning the following Engrossed bills:

SCR 23

SCR 28 - coauthored by Osborn of the House

SCR 40 - coauthored by all other members of the House

The above-numbered measures were referred for enrollment.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 21, 2012, at 1:30 p.m., which motion prevailed.

SECOND READING

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

HJR 1132 – Business and Commerce

FIRST READING

The following were introduced and read the first time:

SB 1988 – By Jolley and Justice of the Senate and Sears and Martin (Scott) of the House.

An Act relating to the Department of Corrections; requiring budgeting in certain categories and amounts; requiring certain performance measures; providing for duties and compensation of employees; limiting the salary of the Director; authorizing employment of certain percentage of employees in the unclassified service; providing budgetary limitations; and providing an effective date.

SB 1989 – By Jolley and Justice of the Senate and Sears and Martin (Scott) of the House.

An Act relating to public finance; amending 62 O.S. 2011, Section 695.1, which relates to the Oklahoma Bond Oversight and Reform Act; clarifying reference; and providing an effective date.

SB 1990 – By Jolley and Justice of the Senate and Sears and Martin (Scott) of the House.

An Act relating to public finance; amending 62 O.S. 2011, Section 695.1, which relates to the Oklahoma Bond Oversight and Reform Act; clarifying reference; and providing an effective date.

SB 1991 – By Jolley and Justice of the Senate and Sears and Martin (Scott) of the House.

An Act relating to children; amending 10 O.S. 2011, Section 601.3, which relates to the Oklahoma Commission on Children and Youth; clarifying language; and providing an effective date.

Pursuant to the Schulz motion, the Senate adjourned at 10:55 a.m. to meet Monday, May 21, 2012, at 1:30 p.m.