

Senate Journal

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

Sixtieth Legislative Day, Tuesday, May 22, 2012

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, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.—47.

Excused: Russell.—1.

Senator Ford declared a quorum present.

The prayer was offered by Dr. Dennis Clark, First Christian Church, Guthrie, the guest of Senator Griffin.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SCR 22 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 259 and 1866 and **SJR 91** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 2390, 2391, 2684 and 2689** and **HJRs 1116 and 1119**.

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

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

SB 1743 - coauthored by Ritze of the House

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

**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 2392

HB 2790 - (Emergency Failed) coauthored by Holland of the House

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

GENERAL ORDER

HJR 1114 by Banz of the House and Branán of the Senate was called up for consideration.

Senator Branán moved that **HJR 1114** be advanced, which motion was declared adopted.

THIRD READING

HJR 1114 was read for the third time at length.

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

Aye: Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Branán, Brecheen, Brinkley, Brown, Burrage, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Laster,

Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Simpson, Stanislawski, Treat, Wilson and Wyrick.--40.

Nay: Mazzei, Shortey and Sykes.--3.

Excused: Bass, Bingman, Johnson (C), Russell and Sparks.--5.

The resolution passed.

HJR 1114 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SJR 52** was called up for consideration.

Senators Crain, Newberry and Branam and Representatives Murphey and Hamilton asked to coauthor **SJR 52**, which was the order.

Senator Mazzei moved adoption of the **CCR** on **SJR 52**.

A motion was placed on the desk by Senator Ballenger that the **CCR** on **SJR 52** be rejected and returned to conference with instructions.

The Chair advised that pursuant to Senate Rule 13-1 that the motion to adopt a conference committee report is a prior motion to commit to conference committee with instructions.

Senator Ivester pressed adoption of the **CCR** on **SJR 52**, which **CCR** was adopted.

SJR 52, as amended in conference, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branam, Brecheen, Brinkley, Brown, Childers, Coates, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--31.

Nay: Adelson, Ballenger, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Wilson and Wyrick.--14.

Excused: Bass, Russell and Sparks.--3.

The resolution passed.

SJR 52, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1436** was adopted upon motion of Senator Mazzei.

SB 1436, 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, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Schulz, Shortey, Simpson, Stanislawski, Sykes, Treat and Wyrick.--42.

Nay: Ballenger, Eason McIntyre and Wilson.--3.

Excused: Bingman, Russell and Sparks.--3.

The bill passed.

SB 1436, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1968** was adopted upon motion of Senator Jolley.

Senators Treat and Shortey asked to coauthor **SB 1968**, which was the order.

SB 1968 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, Childers, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Nichols, Paddack, Schulz, Shortey, Simpson, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Excused: Bingman, Russell and Sparks.--3.

The bill passed.

SB 1968, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

GENERAL ORDER

HJR 1095 by Peters of the House and David of the Senate was called up for consideration.

Senator David asked that **HJR 1095** be laid over for this legislative day, which was the order.

HJR 1095 remains on General Order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 259** and **1866** and **SJR 91**.

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

Senator Schulz moved that the Senate recess until 1:30 p.m., which motion was declared adopted.

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The Senate reconvened with Senator Stanislawski presiding.

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

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1975** was adopted upon motion of Senator Jolley.

SB 1975 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley,

Justice, Marlatt, Mazzei, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--30.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates and Russell.--3.

The bill passed.

SB 1975, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1067** was rejected upon motion of Senator Schulz, further conference requested, and same Senate conferees appointed as follows: Barrington, Crain, Fields, Justice, Garrison, Ellis.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 134** was adopted upon motion of Senator David.

SB 134, 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, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--41.

Excused: Adelson, Aldridge, Bingman, Coates, Johnson (R), Nichols and Russell.--7.

The bill passed.

SB 134, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1960** was adopted upon motion of Senator Jolley.

SB 1960 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--30.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates and Russell.--3.

The bill passed and the emergency failed.

Pursuant to Rule 12-21, Senator Jolley served notice that the vote be reconsidered whereby the emergency on **SB 1960** failed.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1973** was adopted upon motion of Senator Jolley.

SB 1973 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--29.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates, Mazzei and Russell.--4.

The bill passed and the emergency failed.

SB 1973, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1974** was adopted upon motion of Senator Jolley.

SB 1974 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--29.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates, Mazzei and Russell.--4.

The bill passed and the emergency failed.

SB 1974, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1979** was adopted upon motion of Senator Jolley.

SB 1979 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--29.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates, Mazzei and Russell.--4.

The bill passed and the emergency failed.

SB 1979, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1980** was adopted upon motion of Senator Jolley.

SB 1980 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--29.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates, Mazzei and Russell.--4.

The bill passed and the emergency failed.

SB 1980, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1983** was adopted upon motion of Senator Jolley.

SB 1983 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--30.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates and Russell.--3.

The bill passed and the emergency failed.

SB 1983, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1984** was adopted upon motion of Senator Jolley.

SB 1984 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--30.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates and Russell.--3.

The bill passed.

SB 1984, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1985** was adopted upon motion of Senator Jolley.

SB 1985 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--30.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates and Russell.--3.

The bill passed and the emergency failed.

SB 1985, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1988** was adopted upon motion of Senator Jolley.

SB 1988 was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Childers, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Newberry, Nichols, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--30.

Nay: Ballenger, Bass, Burrage, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, McAffrey, Paddack, Sparks, Wilson and Wyrick.--15.

Excused: Adelson, Coates and Russell.--3.

The bill passed and the emergency failed.

SB 1988, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1533** was adopted upon motion of Senator Jolley.

SB 1533, 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, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Adelson, Bingman, Coates, Halligan, Mazzei and Russell.--6.

The bill passed.

SB 1533, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

EXECUTIVE NOMINATIONS

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

Benge, J. Wesley, Park Hill, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2014, succeeding Art Besa. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Jim Wilson.

Boevers, Anthony L, Piedmont, to the Construction Industries Board, to serve a four year term ending September 1, 2015, succeeding W. Mike Burton. (Business and Commerce Committee) Motion to confirm made by Senator Rob Johnson.

Bohlman, Curtis O., Woodward, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2013, succeeding W. Dean Derieg. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Clark Jolley on behalf of Senator Bryce Marlatt.

Bower, Michael W., Midwest City, to the Oklahoma State Athletic Commission, to serve a three year term ending June 30, 2014, succeeding himself. (Business and Commerce Committee) Motion to confirm made by Senator Cliff Aldridge.

Campbell, Sherry L., Nowata, to the State Textbook Committee, to serve a three year term ending March 1, 2015, succeeding Nancy Hindenburg. (Education Committee) Motion to confirm made by Senator John Ford.

Craddock, Michael R., Tulsa, to the Oklahoma Real Estate Commission, to serve a four year term ending July 1, 2016, succeeding Randy Saunier. (Business and Commerce Committee) Motion to confirm made by Senator Gary Stanislawski.

Davies, Shannon F., Edmond, to the Oklahoma Employment Security Commission, to serve a six year term ending July 2, 2017, succeeding Gayle Harris. (Business and Commerce Committee) Motion to confirm made by Senator Clark Jolley.

Evans, R. Don, Jr., Oklahoma City, to the Oklahoma Department of Libraries Board, to serve a six year term ending July 1, 2018, succeeding Tom Terry. (General Government Committee) Motion to confirm made by Senator Al McAffrey.

Gandara, Teresa A., Muskogee, to the State Textbook Committee, to serve a three year term ending March 1, 2015, succeeding Majan Seirafi-Pour. (Education Committee) Motion to confirm made by Senator Earl Garrison.

Gardner, Clint J., Pryor, to the State Board of Veterinary Medical Examiners, to serve an unexpired term ending May 9, 2016, succeeding Paul Sells. (Agriculture and Rural Development Committee) Motion to confirm made by Senator Charles Wyrick.

Hanstein, Mark T., Oklahoma City, to the Oklahoma State Athletic Commission, to serve a three year term ending June 30, 2015, succeeding himself. (Business and Commerce Committee) Motion to confirm made by Senator David Holt.

Hodge, Dan A., Perry, to the Oklahoma State Athletic Commission, to serve a three year term ending June 30, 2014, succeeding himself. (Business and Commerce Committee) Motion to confirm made by Senator AJ Griffin.

Howell, Thomas H., Duncan, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2014, succeeding Dennis Wayne Parrott. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Anthony Sykes.

Huckabay, Deatra J., Snyder, to the Board of Trustees for the Quartz Mountain Arts and Conference Center and Nature Park, to serve a seven year term ending June 30, 2018, succeeding Joe Hancock. (Education Committee) Motion to confirm made by Senator Mike Schulz.

Keister, Robert E., Granite, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2015, succeeding Ray Penrod. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Tom Ivester.

Kitch, James R., Yukon, to the Board of Regents for Redlands Community College, to serve an unexpired term ending April 22, 2014, succeeding Terry Dean. (Education Committee) Motion to confirm made by Senator Ron Justice.

McGee, Darrell R., Lawton, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2015, succeeding Harlan Jay Bjorgo. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Randy Bass.

McKenzie, Joseph A. III, Edmond, to the Uniform Building Code Commission, to serve a four year term ending July 1, 2015, succeeding himself. (Business and Commerce Committee) Motion to confirm made by Senator Clark Jolley.

Nye, Jerry G., Weatherford, to the Oklahoma Educational Television Authority, to serve a seven year term ending June 30, 2019, succeeding Mary Ann Ferguson. (Education Committee) Motion to confirm made by Senator Mike Schulz.

Putnam, Richard R., Ada, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2014, succeeding Phillip Boatner. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Susan Paddack.

Riley, T. G. Jerry, Bristow, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2015, succeeding himself. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Cliff Branan on behalf of Senator Brian Bingman.

Ritchie, Ann H., Enid, to the Oklahoma Department of Libraries Board, to serve an unexpired term ending July 1, 2017, succeeding LaWalta Turner. (General Government Committee) Motion to confirm made by Senator Patrick Anderson.

Sellers, Tommy L., Claremore, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2013, succeeding Wesley Hull. (Veterans and Military Affairs Committee) Motion to confirm made by Senator John Ford.

Smith, Lenardo D., Oklahoma City, to the Capitol-Medical Center Improvement and Zoning Commission, to serve a three year term ending January 31, 2014, succeeding Anita Hood. (General Government Committee) Motion to confirm made by Senator Constance Johnson.

Stough, Phyllis J., Oklahoma City, to the Oklahoma Arts Council, to serve a three year term ending July 1, 2015, succeeding Jean Richardson. (Education Committee) Motion to confirm made by Senator Cliff Branan.

Wadley, Don J., Afton, to the War Veterans Commission of Oklahoma, to serve a three year term ending July 1, 2013, succeeding Michael Taylor. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Charles Wyrick.

Wooldridge, Carl D., Wilburton, to the Board of Regents of Eastern Oklahoma State College, to serve a seven year term ending June 1, 2019, succeeding John Shero. (Education Committee) Motion to confirm made by Senator Richard Lerblance.

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

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

Excused: Adelson, Bingman, Coates, Mazzei and Russell.--5.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 132** was adopted upon motion of Senator Justice.

SB 132, 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, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Shortey, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Adelson, Bingman, Coates, Mazzei, and Russell.--5.

Not voting: Simpson.--1.

The bill passed.

*Senator Simpson asked to be shown not voting on **SB 132** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SB 132, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2659** was adopted upon motion of Senator Newberry.

HB 2659, 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, Ballenger, Barrington, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Childers, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--42.

Excused: Adelson, Bingman, Coates, Ivester, Mazzei and Russell.--6.

The bill passed.

HB 2659, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **2ND CCR** on **HB 2921** was adopted upon motion of Senator Brecheen.

HB 2921, 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, Ballenger, Barrington, Brecheen, Brinkley, Brown, Burrage, Childers, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Ivester, Jolley, Justice, Laster, Lerblance, Marlatt, McAffrey, Newberry, Nichols, Paddack, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes and Wyrick.--34.

Nay: Anderson, Bass, Branan, Crain, Holt, Johnson (C), Johnson (R), Treat and Wilson.--9.

Excused: Adelson, Bingman, Coates, Mazzei and Russell.--5.

The bill and emergency passed.

HB 2921, together with the conference committee report thereon, was ordered returned to the Honorable House.

ELECTRONIC DISTRIBUTION

Pursuant to the provisions of Senate Rule 5-6, copies of the Conference Committee Substitute for **SB 1889** 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 1314

SB 1355

SB 1434

SB 1451

SB 1520

SB 1716

SB 1728

SB 1868

SB 1889 - remove Marlatt and substitute Brecheen as principal Senate author

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

SB 1280 – remove GCCA and add Schulz, Jolley, Bingman, Brinkley, Burrage and Ballenger.

HB 3133 – remove GCCA and add Treat, Bingman, David, Crain, Burrage and Ballenger.

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Schulz, the request of the Honorable House for further conference was ordered granted and same Senate conferees appointed as follows:

HB 2396 – David, Sykes, Griffin, Brinkley, Burrage, Garrison

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Schulz, the request of the Honorable House for further conference was ordered granted and Senate conferees appointed as follows:

HB 2523 – GCCA

**MESSAGES 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 2248

HB 2249 - coauthored by Sanders and Walker of the House

HB 2254

HB 2320

HB 2645 - coauthored by Ritze of the House

HB 2741

HB 3137

HJR 1092 – coauthored by Peterson of the House

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

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SCR 41

The above-numbered measure was referred for enrollment.

EXECUTIVE NOMINATIONS

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

Dunn, Jeffrey T., Tulsa, as a member of the Regional University System of Oklahoma - Education

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 23, 2012, at 10:00 a.m., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS, As Amended:

CS for SB 1969 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Branan, Brinkley, David, Ford, Griffin, Jolley, Justice, Marlatt, Nichols, Stanislawski, Sykes, Wilson

House:

Ayes: Armes, Cox, Hoskin, Peters, Billy, Denney, Liebmann, Sears, Brown, DeWitt, Martin (Scott), Walker

Nays: Dorman, McPeak, Nelson

CS for SB 1970 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Branan, Brinkley, David, Ford, Griffin, Jolley, Justice, Marlatt, Nichols, Stanislawski, Sykes, Wilson

House:

Ayes: Armes, Denney, Martin (Scott), Sears, Billy, DeWitt, Nelson, Cox, Liebmann, Peters

Nays: Brown, Hoskin, Walker, Dorman, McPeak

CS for SB 1971 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Branan, Brinkley, David, Ford, Griffin, Jolley, Justice, Marlatt, Nichols, Stanislawski, Sykes, Wilson

House:

Ayes: Armes, DeWitt, Liebmann, Sears, Dank, Dorman, Martin,, Sc, Walker, Denney, Hoskin, Nelson

CS for SB 1989 – Joint Committee on Appropriations and Budget, remove Jolley and substitute Bingman as principal Senate author

Senate:

Ayes: Ballenger, Bingman, Branan, Brinkley, Burrage, Crain, Ivester, McAffrey, Nichols, Paddack, Stanislawski, Wilson

Nays: David, Ford, Griffin, Halligan, Justice, Sykes, Wyrick

House:

Ayes: Armes, Denney, Martin (Scott), Steele, Billy, Dorman, Nelson, Brown, Hoskin, Peters, Dank, Liebmann, Walker

Nays: Cox, DeWitt, McPeak, Sears

CS for SB 1990 – Joint Committee on Appropriations and Budget, remove Jolley and substitute Bingman as principal Senate author and remove as coauthor Martin (Scott) of the House.

Senate:

Ayes: Ballenger, Bingman, Branan, Brinkley, Burrage, Crain, Ivester, McAffrey, Nichols, Paddack, Wilson, Wyrick

Nays: David, Ford, Griffin, Halligan, Justice, Stanislawski, Sykes

House:

Ayes: Armes, Dank, Hoskin, Peters, Billy, Denney, Liebmann, Walker, Brown, Dorman, Nelson, Steele

Nays: Cox, DeWitt, Martin,, Sc, Sears

CS for SB 1991 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Branan, Brinkley, David, Ford, Griffin, Jolley, Justice, Marlatt, Newberry, Nichols, Stanislawski, Sykes, Wilson

House:

Ayes: Armes, Denney, Liebmann, Sears, Billy, DeWitt, Martin., Sc, Walker, Brown, Dorman, Nelson, Cox, Hoskin, Peters

MOTION EXPIRED

Time expired for consideration of the motion to reconsider whereby the emergency on **SB 1960** failed.

SB 1960, together with the joint committee report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE GOVERNOR

Advising her approval May 22, 2012, of Enrolled **SBs 1196** and **1247**.

Pursuant to the Schulz motion, the Senate adjourned at 4:30 p.m. to meet Wednesday, May 23, 2012, at 10:00 a.m.