

Senate Journal

First Regular Session of the Fifty-third Legislature of the State of Oklahoma Twentieth Legislative Day, Monday, March 14, 2011

The Senate was called to order by Senator Myers.

Roll Call:

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

Excused: Adelson and Mazzei.—2.

Senator Sykes declared a quorum present.

The prayer was offered by Reverend Chad Overton, Victory Worship Center, Spiro, the guest of Senator Allen.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SB 19, 21, 132, 162, 185, 248, 285, 510, 563, 606, 687, 878, 964 and 965 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 553 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

INTRODUCTIONS

Senator Marlatt introduced his wife, Tatum, and his children Kade, Kole and Kloey; and Senator Anderson introduced his daughter, Lauren, to the Senate.

GENERAL ORDER

SB 110 by Myers of the Senate and Sanders and DeWitt of the House was called up for consideration.

Senator Fields and Representative Ortega asked to coauthor **SB 110**, which was the order.

Senator Myers moved that **SB 110** be advanced, which motion was declared adopted.

THIRD READING

SB 110 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, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Bingman, Mazzei, Nichols and Reynolds.--5.

The bill and emergency passed.

SB 110 was referred for engrossment.

GENERAL ORDER

SB 713 by Myers and Jolley of the Senate and Sears and Martin (Scott) of the House was called up for consideration.

Senator Myers moved that **SB 713** be advanced, which motion was declared adopted.

THIRD READING

SB 713 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, Bass, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster,

Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Bingman, Mazzei, Nichols and Reynolds.--5.

The bill passed.

SB 713 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Ballenger moved to reconsider the vote whereby **SB 172** failed, which motion was declared adopted upon roll call as follows:

Aye: Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--37.

Nay: Aldridge, Allen, Brinkley, Brown, Halligan, Holt and Shortey.--7.

Excused: Adelson, Mazzei, Nichols and Reynolds.--4.

THIRD READING

SB 172 was read for the third time at length.

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

Aye: Aldridge, Ballenger, Barrington, Bass, Bingman, Brecheen, Brinkley, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Ivester, Johnson (C), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes, Wilson and Wyrick.--35.

Nay: Allen, Anderson, Branan, Brown, Halligan, Holt, Johnson (R), Shortey and Treat.--9.

Excused: Adelson, Mazzei, Nichols and Reynolds.--4.

The bill passed.

SB 172 was referred for engrossment.

Senator Jolley presiding.

SENATE RULE INVOKED

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

GENERAL ORDER

SB 495 by Ballenger of the Senate and Joyner of the House was called up for consideration.

Senator Ballenger moved that **SB 495** be advanced, which motion was declared adopted.

THIRD READING

SB 495 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, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Ivester, Mazzei and Nichols.--4.

The bill and emergency passed.

SB 495 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Holt moved to reconsider the vote whereby **SB 826** passed.

Senator Schulz moved to table the motion to reconsider the vote whereby **SB 826** passed.

SB 826 was referred for engrossment.

GENERAL ORDER

SB 567 by Anderson and Johnson (Constance) of the Senate and Peters of the House was called up for consideration.

Senator Anderson moved to amend **SB 567**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Anderson moved that **SB 567** be advanced, which motion was declared adopted.

THIRD READING

SB 567 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Excused: Adelson, Mazzei and Nichols.--3.

The bill passed.

SB 567 was referred for engrossment.

GENERAL ORDER

SB 844 by Anderson of the Senate and Armes of the House was called up for consideration.

Senator Barrington asked to coauthor **SB 844**, which was the order.

Senator Anderson moved to amend **SB 844**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Anderson moved that **SB 844** be advanced, which motion was declared adopted.

THIRD READING

SB 844 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Nay: David.--1.

Excused: Adelson and Mazzei.--2.

The bill passed.

SB 844 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Ford moved to reconsider the vote whereby **SB 1** passed.

Senator Schulz moved to table the motion to reconsider the vote whereby **SB 1** passed.

SB 1 was referred for engrossment.

GENERAL ORDER

SB 756 by Newberry of the Senate and McDaniel (Randy) of the House was called up for consideration.

Senator Newberry moved that **SB 756** be advanced, which motion was declared adopted.

THIRD READING

SB 756 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, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields,

Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat and Wyrick.--45.

Nay: Wilson.--1.

Excused: Adelson and Mazzei.--2.

The bill and emergency passed.

SB 756 was referred for engrossment.

GENERAL ORDER

SB 956 by Newberry of the Senate and Peterson of the House was called up for consideration.

Senator Brecheen asked to coauthor **SB 956**, which was the order.

Senator Newberry asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 956**.

Senator Newberry moved to amend **SB 956**, Page 2, Line 2, by inserting between the word "section" and the word "who" the words, ",who is a first-time nonviolent offender, who has not violated the terms of parole, and", which amendment was declared adopted.

Senator Newberry moved that **SB 956** be advanced, which motion was declared adopted.

THIRD READING

SB 956 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Excused: Adelson and Mazzei.--2.

The bill passed.

SB 956 was referred for engrossment.

GENERAL ORDER

SB 691 by Bass of the Senate and Brown of the House was called up for consideration.

Senator Bass asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 691**.

Senator Bass moved to amend **SB 691**, Page 4, Line 7, by inserting between the word “is” and the word “required” the word “otherwise”; and by deleting the word “It” and inserting in lieu thereof the words, “Except for offenders designated as Level I sex offenders pursuant to Section 582.5 of this title, it”, which amendment was declared adopted.

Senator Bass moved to amend **SB 691**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Bass moved that **SB 691** be advanced, which motion was declared adopted.

THIRD READING

SB 691 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, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Excused: Adelson, Eason McIntyre and Mazzei.--3.

The bill and emergency passed.

SB 691 was referred for engrossment.

GENERAL ORDER

SB 137 by Ford of the Senate and Denney of the House was called up for consideration.

Senator Ivester asked to coauthor **SB 137**, which was the order.

Senator Ford moved to amend **SB 137**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Ford moved that **SB 137** be advanced, which motion was declared adopted.

THIRD READING

SB 137 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Excused: Adelson, Eason McIntyre and Mazzei.--3.

The bill passed.

SB 137 was referred for engrossment.

GENERAL ORDER

SB 260 by Ford of the Senate and Denney of the House was called up for consideration.

Senator Ford moved to amend **SB 260**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Ford moved that **SB 260** be advanced, which motion was declared adopted.

THIRD READING

SB 260 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, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Coates, Crain, David, Eason McIntyre, Fields, Ford, Halligan, Holt, Jolley, Justice, Marlatt, Myers, Newberry, Nichols, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--32.

Nay: Ballenger, Bass, Burrage, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, Paddack, Sparks, Wilson and Wyrick.--13.

Excused: Adelson, Johnson (R) and Mazzei.--3.

The bill and emergency passed.

SB 260 was referred for engrossment.

GENERAL ORDER

SB 445 by Ford of the Senate and Denney of the House was called up for consideration.

Senator Ford moved that **SB 445** be advanced, which motion was declared adopted.

THIRD READING

SB 445 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, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Fields, Ford, Garrison, Halligan, Holt, Ivester, Jolley, Justice, Laster, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--36.

Nay: Ballenger, Bass, Ellis, Johnson (C), Lerblance, Sparks, Wilson and Wyrick.--8.

Excused: Adelson, Johnson (R), Mazzei and Reynolds.--4.

The bill and emergency passed.

SB 445 was referred for engrossment.

GENERAL ORDER

SB 46 by Barrington and Garrison of the Senate and Coody of the House was called up for consideration.

Senators Bass and Shortey asked to coauthor **SB 46**, which was the order.

Senator Barrington moved that **SB 46** be advanced, which motion was declared adopted.

THIRD READING

SB 46 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, Bass, Bingman, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Branan, Eason McIntyre and Mazzei.--4.

The bill passed.

SB 46 was referred for engrossment.

GENERAL ORDER

SB 854 by Halligan and Johnson (Constance) of the Senate and Denney of the House was called up for consideration.

Senator Halligan moved to amend **SB 854**, Page 1, by striking the title, which amendment was declared adopted.

Senator Halligan moved that **SB 854** be advanced, which motion was declared adopted.

THIRD READING

SB 854 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, Bass, Bingman, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Branan, Eason McIntyre and Mazzei.--4.

The bill passed.

SB 854 was referred for engrossment.

GENERAL ORDER

SB 100 by Coates of the Senate and Liebmann of the House was called up for consideration.

Senator Coates moved that **SB 100** be advanced, which motion was declared adopted.

THIRD READING

SB 100 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, Bass, Bingman, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Branan, Eason McIntyre and Mazzei.--4.

The bill passed.

SB 100 was referred for engrossment.

GENERAL ORDER

SB 622 by Aldridge of the Senate and Banz of the House was called up for consideration.

Senator Sparks moved to amend **SB 622**, Page 2, Line 4, by deleting the words "State Auditor and Inspector,"; Page 2, Line 10, by restoring all language after the word "Governor" and before the word ", and"; Page 3, Lines 5-6, by restoring all language after the word "Governor" on Line 5 and before the word "or" on line 6; Page 6, line 20, by deleting the numeral "8" and inserting the numeral "7"; Page 6, Line 21, by inserting after the words "Lieutenant Governor" and before the word "and" the words ", State Auditor and Inspector"; Page 6, Line 23, by deleting all language before the words "State Treasurer", which amendment was declared adopted.

Senator Aldridge moved that **SB 622** be advanced, which motion was declared adopted.

THIRD READING

SB 622 was read for the third time at length.

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

Aye: Aldridge, Anderson, Barrington, Brinkley, Brown, Burrage, Coates, Crain, David, Ford, Halligan, Holt, Jolley, Justice, Marlatt, Myers, Newberry, Rice, Russell, Schulz, Simpson, Sparks, Stanislawski, Sykes and Treat.--25.

Nay: Allen, Ballenger, Bass, Bingman, Brecheen, Ellis, Fields, Garrison, Ivester, Johnson (C), Johnson (R), Laster, Lerblance, Nichols, Paddack, Reynolds, Shortey, Wilson and Wyrick.--19.

Excused: Adelson, Branan, Eason McIntyre and Mazzei.--4.

The bill passed.

Pursuant to Rule 12-21, Senator Aldridge served notice that the vote be reconsidered whereby **SB 622** passed.

GENERAL ORDER

SB 623 by Aldridge of the Senate and Mulready of the House was called up for consideration.

Senator Aldridge moved that **SB 623** be advanced, which motion was declared adopted.

THIRD READING

SB 623 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, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Eason McIntyre, Mazzei and Nichols.--4.

The bill and emergency passed.

SB 623 was referred for engrossment.

GENERAL ORDER

SB 91 by Brinkley of the Senate and Tibbs of the House was called up for consideration.

Senator Shortey asked to coauthor **SB 91**, which was the order.

Senator Shortey moved to amend **SB 91**, Page 2, Line 10 ½, by inserting a new SECTION 2 to read as follows;

“SECTION 2. AMENDATORY 26 O.S. 2001, Section 20-102, as amended by Section 24, Chapter 485, O.S.L. 2003 (26 O.S. Supp. 2010, Section 20-102), is amended to read as follows:

Section 20-102. A. Candidates for the nomination for President of the United States shall file with the Secretary of the State Election Board. Such candidates shall be members of political parties recognized under the laws of the State of Oklahoma and shall have filed a statement of candidacy with the Federal Election Commission and shall have raised and expended not less than Five Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates shall be required to swear an oath or affirm that they meet the aforementioned qualifications, and their signatures shall be witnessed by a notary public. The candidates shall further be required to provide proof of identity and United States citizenship to the State Election Board. A candidate shall present a current state or federal government-issued photo identification to provide proof of identity, and shall also present one of the following documents to provide proof of United States natural-born citizenship:

1. An original birth document issued by a state, the Commonwealth of Puerto Rico, or the District of Columbia, or a certified copy thereof;

2. An original birth certificate issued by the federal government, or a certified copy thereof;

3. An original United States Certificate of Birth Abroad; or

4. An original Report of Birth Abroad of a Citizen of the United States.

Copies of these documents shall be made by the State Election Board and kept available for public inspection pursuant to the Oklahoma Open Records Act.

B. Such filing ~~beginning~~ shall begin at 8:00 a.m. on the first Monday in December and ~~ending~~ end at 5:00 p.m. on the next succeeding Wednesday, or at a time prescribed by the State Election Board for a Presidential Preferential Primary to be held on a date other than the first Tuesday in February. A statement of candidacy must be accompanied by a petition supporting a candidate's filing signed by one percent (1%) of the registered voters in each congressional district eligible to vote for a candidate or one thousand (1,000) registered voters in each congressional district eligible to vote for a candidate, whichever is less, as reflected by the latest January 15 registration report; or by a cashier's check or certified check in the amount of Two Thousand Five Hundred Dollars (\$2,500.00). Such check shall be forfeited unless a candidate receives more than fifteen percent (15%) of the votes cast. The State Election Board shall cause the names of all candidates who have filed within the proper time to be printed on the official ballots. The ballots shall be prepared as provided for by law. Voters shall be restricted to one vote for the candidate of his or her choice of the political party in which the voter is registered.

~~B. C.~~ Each page of a petition supporting a candidate's filing shall identify the county and the congressional district, and shall contain the names of registered voters in only one congressional district and in only one county.

~~C. D.~~ Each page of a petition supporting a candidate's filing shall be verified. Verification shall be made in substantial compliance with the provisions of Section 6 of Title 34 of the Oklahoma Statutes”, and by renumbering the subsequent section and by amending the title to conform, which amendment was declared adopted.

Senator Brinkley moved that **SB 91** be advanced, which motion was declared adopted.

THIRD READING

SB 91 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, Barrington, Bingman, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Marlatt, Myers, Newberry, Nichols, Paddack, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes and Treat.--34.

Nay: Ballenger, Bass, Eason McIntyre, Ellis, Johnson (C), Laster, Lerblance, Rice, Wilson and Wyrick.--10.

Excused: Adelson, Branam, Mazzei and Reynolds.--4.

The bill passed.

SB 91 was referred for engrossment.

Senator Sykes presiding.

GENERAL ORDER

SB 411 by Brown of the Senate and Moore of the House was called up for consideration.

Senator Ivester asked to coauthor **SB 411**, which was the order.

Senator Jolley moved to amend **SB 411**, Page 3, Line 11, by inserting a new SECTION 2 to read as follows:

“SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 6046 of Title 36, unless there is created a duplication in numbering, reads as follows:

A. Any health benefit plan, as defined in subsection C of Section 6060.4 of Title 36 of the Oklahoma Statutes, that provides coverage for medically necessary diagnostic or surgical treatment of conditions affecting skeletal joints shall provide comparable coverage for diagnostic or surgical treatment of conditions affecting the temporomandibular joint if the treatment is medically necessary as a result of:

1. An accident;
2. A Trauma;
3. A congenital defect;
4. A developmental defect; or
5. A pathology.

B. Coverage required under this section may be subject to any provision in the health benefit plan that is generally applicable to surgical treatment, including a requirement for precertification of coverage.”, and by renumbering subsequent section, which amendment was declared adopted.

Senator Brown moved that **SB 411** be advanced, which motion was declared adopted.

THIRD READING

SB 411 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, Bass, Bingman, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Branan, Mazzei, Nichols and Reynolds.--5.

The bill passed.

SB 411 was referred for engrossment.

Senator Jolley presiding.

GENERAL ORDER

SB 412 by Brown of the Senate and Cox of the House was called up for consideration.

Senator Brown moved that **SB 412** be advanced, which motion was declared adopted.

THIRD READING

SB 412 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, Bass, Bingman, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Branan, Mazzei, Nichols and Reynolds.--5.

The bill passed.

SB 412 was referred for engrossment.

FIRST READING

The following were introduced and read the first time:

SJR 45 – By Newberry of the Senate and Sullivan of the House.

A Joint Resolution relating to the Construction Industries Board; disapproving emergency rules which relate to the Roofing Contractor Registration Act; directing distribution; and declaring an emergency.

SCR 9 – By Schulz.

A Concurrent Resolution recognizing the Oklahoma Department of Transportation for 100 years of service to the citizens of Oklahoma; declaring 2011 “Transportation Year,” and encouraging all citizens to celebrate Oklahoma’s many transportation accomplishments; and directing distribution.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Newberry asked unanimous consent to refer **SJR 45** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SJR 45 by Newberry of the Senate was called up for consideration.

Senator Newberry moved that **SJR 45** be advanced, which motion was declared adopted.

THIRD READING

SJR 45 was read for the third time at length.

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

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

Excused: Adelson and Mazzei.--2.

The resolution and emergency passed.

Pursuant to Rule 12-21, Senator Newberry served notice that the vote be reconsidered whereby **SJR 45** passed.

MOTION TO RECONSIDER VOTE

Senator Newberry moved to reconsider the vote whereby **SJR 45** passed, which motion was declared adopted upon roll call as follows:

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

Excused: Adelson, Eason McIntyre, Mazzei, Nichols, Reynolds and Wilson.--6.

THIRD READING

Senator Newberry moved to reconsider the vote whereby which **SJR 45** was advanced. By means of explanation, there is a requirement that this receive a first and second reading. Staff is working to see if this can be accomplished through a Concurrent Resolution, which is the process we utilized today.

Senator Newberry asked unanimous consent, which was granted, to place the **SJR 45** on First Reading of Bills and Resolutions.

SJR 45 remains on First Reading.

GENERAL ORDER

SB 685 by Sykes of the Senate and Sanders of the House was called up for consideration.

Senator Sykes moved that **SB 685** be advanced, which motion was declared adopted.

THIRD READING

SB 685 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, Bass, Bingman, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Brecheen, Eason McIntyre and Mazzei.--4.

The bill passed.

SB 685 was referred for engrossment.

GENERAL ORDER

SB 688 by Sykes and Ivester of the Senate and Christian of the House was called up for consideration.

Senator Shortey asked to coauthor **SB 688**, which was the order.

Senator Sykes moved that **SB 688** be advanced, which motion was declared adopted.

THIRD READING

SB 688 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, Bass, Bingman, Branan, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Excused: Adelson, Brecheen and Mazzei.--3.

The bill passed.

SB 688 was referred for engrossment.

GENERAL ORDER

SB 867 by Sykes of the Senate and Murphey of the House was called up for consideration.

Senator Sykes moved that **SB 867** be advanced, which motion was declared adopted.

THIRD READING

SB 867 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Excused: Adelson and Mazzei.--2.

The bill passed.

SB 867 was referred for engrossment.

GENERAL ORDER

SB 875 by Sykes of the Senate and Johnson of the House was called up for consideration.

Senators Russell and Allen asked to coauthor **SB875**, which was the order.

Senator Sykes moved that **SB 875** be advanced, which motion was declared adopted.

THIRD READING

SB 875 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat and Wyrick.--41.

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

Excused: Adelson, Marlatt, Mazzei and Nichols.--4.

The bill passed.

SB 875 was referred for engrossment.

GENERAL ORDER

SJR 10 by Aldridge of the Senate and Roan of the House was called up for consideration.

Senator Aldridge moved that **SJR 10** be advanced, which motion was declared adopted.

THIRD READING

SJR 10 was read for the third time at length.

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

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

Excused: Adelson, Marlatt and Mazzei.--3.

The resolution and emergency passed.

SJR 10 was referred for engrossment.

GENERAL ORDER

SB 180 by Paddack of the Senate and Cox of the House was called up for consideration.

Senator Paddack moved that **SB 180** be advanced, which motion was declared adopted.

THIRD READING

SB 180 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--45.

Excused: Adelson, Marlatt and Mazzei.--3.

The bill passed.

SB 180 was referred for engrossment.

GENERAL ORDER

SB 216 by Paddack of the Senate and Peters of the House was called up for consideration.

Senator Paddack moved that **SB 216** be advanced, which motion was declared adopted.

THIRD READING

SB 216 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, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Bingman, Marlatt and Mazzei.--4.

The bill and emergency passed.

SB 216 was referred for engrossment.

GENERAL ORDER

SB 408 by Paddack of the Senate and Billy of the House was called up for consideration.

Senator Paddack moved that **SB 408** be advanced, which motion was declared adopted.

THIRD READING

SB 408 was read for the third time at length.

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

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

Nay: Allen and Barrington.--2.

Excused: Adelson and Mazzei.--2.

The bill passed.

SB 408 was referred for engrossment.

GENERAL ORDER

SB 599 by Paddack of the Senate and Nollan of the House was called up for consideration.

Senator Paddack moved that **SB 599** be advanced, which motion was declared adopted.

THIRD READING

SB 599 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, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Excused: Adelson and Mazzei.--2.

The bill and emergency passed.

SB 599 was referred for engrossment.

GENERAL ORDER

SB 825 by Paddack of the Senate and Kouplen of the House was called up for consideration.

Senators Garrison and Bass asked to coauthor **SB 825**, which was the order.

Senator Paddack moved that **SB 825** be advanced, which motion was declared adopted.

THIRD READING

SB 825 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, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Excused: Adelson and Mazzei.--2.

The bill and emergency passed.

SB 825 was referred for engrossment.

GENERAL ORDER

SB 251 by Russell of the Senate and Wesselhoft of the House was called up for consideration.

Senators Stanislawski, Ivester, Marlatt, Garrison and Bass asked to coauthor **SB 251**, which was the order.

Senator Russell moved that **SB 251** be advanced, which motion was declared adopted.

THIRD READING

SB 251 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, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Eason McIntyre, Mazzei and Reynolds.--4.

The bill and emergency passed.

SB 251 was referred for engrossment.

GENERAL ORDER

SB 511 by Russell of the Senate and Christian of the House was called up for consideration.

Senators Bass and Garrison asked to coauthor **SB 511**, which was the order.

Senator Russell moved that **SB 511** be advanced, which motion was declared adopted.

THIRD READING

SB 511 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Nay: Johnson (C).--1.

Excused: Adelson, Eason McIntyre and Mazzei.--3.

The bill passed.

SB 511 was referred for engrossment.

GENERAL ORDER

SB 608 by Russell of the Senate and Wesselhoft of the House was called up for consideration.

Senator Russell moved that **SB 608** be advanced, which motion was declared adopted.

THIRD READING

SB 608 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, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--46.

Excused: Adelson and Mazzei.--2.

The bill and emergency passed.

SB 608 was referred for engrossment.

GENERAL ORDER

SB 80 by Stanislawski of the Senate and Jordan of the House was called up for consideration.

Senators Fields and Brecheen asked to coauthor **SB 80**, which was the order.

Senator Stanislawski moved to amend **SB 80**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Stanislawski moved that **SB 80** be advanced, which motion was declared adopted.

THIRD READING

SB 80 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, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat and Wyrick.--43.

Nay: Eason McIntyre, Johnson (C) and Wilson.--3.

Excused: Adelson and Mazzei.--2.

The bill and emergency passed.

SB 80 was referred for engrossment.

GENERAL ORDER

SB 681 by Johnson (Rob) of the Senate and Schwartz of the House was called up for consideration.

Senator Johnson (Rob) moved that **SB 681** be advanced, which motion was declared adopted.

THIRD READING

SB 681 was read for the third time at length.

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

Aye: Barrington, Bingman, Branan, Burrage, Coates, Eason McIntyre, Ford, Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Nichols, Schulz and Simpson.--16.

Nay: Aldridge, Allen, Anderson, Ballenger, Bass, Brecheen, Brinkley, Brown, Crain, David, Ellis, Fields, Garrison, Halligan, Holt, Ivester, Johnson (C), Myers, Newberry, Paddack, Reynolds, Rice, Russell, Shortey, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--30.

Excused: Adelson and Mazzei.--2.

The bill failed.

GENERAL ORDER

SB 487 by Rice and Halligan of the Senate and Moore of the House was called up for consideration.

Senator Rice moved that **SB 487** be advanced, which motion was declared adopted.

THIRD READING

SB 487 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Nay: Johnson (C).--1.

Excused: Adelson, Eason McIntyre and Mazzei.--3.

The bill passed.

SB 487 was referred for engrossment.

Senator Sykes presiding.

GENERAL ORDER

SB 799 by Laster of the Senate and Tibbs of the House was called up for consideration.

Senator Laster moved that **SB 799** be advanced, which motion was declared adopted.

THIRD READING

SB 799 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster,

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

Excused: Adelson, Mazzei and Nichols.--3.

The bill passed.

SB 799 was referred for engrossment.

GENERAL ORDER

SB 857 by Laster of the Senate and Dorman of the House was called up for consideration.

Senator Laster moved that **SB 857** be advanced, which motion was declared adopted.

THIRD READING

SB 857 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

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

The bill passed.

SB 857 was referred for engrossment.

GENERAL ORDER

SB 232 by Marlatt of the Senate and Armes of the House was called up for consideration.

Senator Johnson (Constance) asked to coauthor **SB 232**, which was the order.

Senator Marlatt moved that **SB 232** be advanced, which motion was declared adopted.

THIRD READING

SB 232 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, Brown, Burrage, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

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

The bill and emergency passed.

SB 232 was referred for engrossment.

GENERAL ORDER

SB 297 by Marlatt of the Senate and Shannon of the House was called up for consideration.

Senator Marlatt moved that **SB 297** be advanced, which motion was declared adopted.

THIRD READING

SB 297 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, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Allen, Coates, Mazzei and Nichols.--5.

The bill and emergency passed.

SB 297 was referred for engrossment.

GENERAL ORDER

SB 666 by Marlatt and Johnson (Rob) of the Senate and Jackson of the House was called up for consideration.

Senator Marlatt moved that **SB 666** be advanced, which motion was declared adopted.

THIRD READING

SB 666 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, Brown, Burrage, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Nay: Crain.--1.

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

The bill and emergency passed.

SB 666 was referred for engrossment.

GENERAL ORDER

SB 750 by Marlatt of the Senate and Sullivan and Trebilcock of the House was called up for consideration.

Senator Marlatt asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 750**.

Senator Marlatt moved to amend **SB 750**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Marlatt moved that **SB 750** be advanced, which motion was declared adopted.

THIRD READING

SB 750 was read for the third time at length.

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

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

Nay: Bass and Johnson (C).--2.

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

The bill passed.

SB 750 was referred for engrossment.

GENERAL ORDER

SB 805 by Shortey of the Senate and Christian of the House was called up for consideration.

Senator Shortey moved that **SB 805** be advanced, which motion was declared adopted.

THIRD READING

SB 805 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, Brown, Burrage, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat and Wilson.--44.

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

The bill and emergency passed.

SB 805 was referred for engrossment.

GENERAL ORDER

SB 895 by Shortey of the Senate and Christian of the House was called up for consideration.

Senator Shortey moved that **SB 895** be advanced, which motion was declared adopted.

THIRD READING

SB 895 was read for the third time at length.

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

Aye: Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Laster, Marlatt, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes and Treat.--36.

Nay: Aldridge, Ballenger, Bass, Johnson (C), Lerblance, Myers, Wilson and Wyrick.--8.

Excused: Adelson, Coates, Eason McIntyre and Mazzei.--4.

The bill passed.

SB 895 was referred for engrossment.

GENERAL ORDER

SB 89 by Jolley of the Senate and Murphey of the House was called up for consideration.

Senator Jolley asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 89**.

Senator Jolley moved to amend **SB 89**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Jolley moved that **SB 89** be advanced, which motion was declared adopted.

THIRD READING

SB 89 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Coates, Eason McIntyre, Mazzei and Nichols.--5.

The bill passed.

SB 89 was referred for engrossment.

GENERAL ORDER

SB 141 by Jolley of the Senate and Coody of the House was called up for consideration.

Senator Jolley asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 141**.

Senator Jolley moved to amend **SB 141**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Jolley moved that **SB 141** be advanced, which motion was declared adopted.

THIRD READING

SB 141 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, Brown, Burrage, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

Excused: Adelson, Coates, Eason McIntyre and Mazzei.--4.

The bill and emergency passed.

SB 141 was referred for engrossment.

GENERAL ORDER

SB 264 by Jolley of the Senate and Nelson of the House was called up for consideration.

Senator Jolley asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 264**.

Senator Jolley moved to amend **SB 264**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Jolley moved that **SB 264** be advanced, which motion was declared adopted.

THIRD READING

SB 264 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, Brown, Burrage, Crain, David, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--43.

Excused: Adelson, Coates, Eason McIntyre, Mazzei and Nichols.--5.

The bill and emergency passed.

SB 264 was referred for engrossment.

GENERAL ORDER

SB 346 by Jolley of the Senate and Kern of the House was called up for consideration.

Senator Jolley asked unanimous consent, which was granted, to suspend Senate Rule 12-4 as it pertains to **SB 346**.

Senator Jolley moved to amend **SB 346**, Page 1, by restoring the title, to which request objection was heard.

Senator Jolley moved that **SB 346** be advanced, which motion was declared adopted.

THIRD READING

SB 346 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, Brown, Coates, Crain, David, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Lerblance, Marlatt, Myers, Newberry, Nichols, Reynolds, Rice, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--36.

Nay: Eason McIntyre, Ellis, Johnson (C), Laster, Paddack, Sparks, Wilson and Wyrick.--8.

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

The bill and emergency passed.

SB 346 was referred for engrossment.

Senator Marlatt presiding.

GENERAL ORDER

SB 348 by Jolley of the Senate and Denney of the House was called up for consideration.

Senator Brecheen asked to coauthor **SB 348**, which was the order.

Senator Jolley moved that **SB 348** be advanced, which motion was declared adopted.

THIRD READING

SB 348 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, Barrington, Bingman, Branan, Brecheen, Brinkley, Brown, Coates, Crain, David, Fields, Ford, Halligan, Holt, Johnson (R), Jolley, Justice, Marlatt, Myers, Newberry, Nichols, Reynolds, Schulz, Shortey, Simpson, Stanislawski, Sykes and Treat.--30.

Nay: Ballenger, Bass, Eason McIntyre, Ellis, Garrison, Ivester, Johnson (C), Laster, Lerblance, Paddack, Rice, Sparks, Wilson and Wyrick.--14.

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

The bill passed and emergency failed.

SB 348 was referred for engrossment.

GENERAL ORDER

SB 391 by Jolley of the Senate and Hickman of the House was called up for consideration.

Senator Jolley moved that **SB 391** be advanced, which motion was declared adopted.

THIRD READING

SB 391 was read for the third time at length.

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

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

Nay: Aldridge, Anderson, Crain, Reynolds and Sykes.--5.

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

The bill passed.

SB 391 was referred for engrossment.

GENERAL ORDER

SB 679 by Jolley of the Senate and Trebilcock of the House was called up for consideration.

Senator Jolley moved to amend **SB 679**, Page, 7, Line 11 ½, by inserting a new SECTION 2 to read as follows;

“SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5054 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Health Care Authority may administer administrative sanctions to Medicaid recipients who abuse the state Medicaid program.

B. Administrative sanctions shall not be administered by the Oklahoma Health Care Authority until notice and hearing have been provided to the Medicaid recipient.

C. For purposes of this section, “abuse” means practices that result in reimbursement for services that are not medically necessary, including reimbursement for a gross overutilization of services.”, and by renumbering subsequent section.

Senator Wilson moved to amend the above amendment to **SB 679**, Line 4, before the word “who”, by deleting the word “recipients” and inserting the word “providers”; Lines 8 through 9, after the word “necessary” on Line 8 and before the period on Line 9, by deleting all language.

Senator Jolley moved to table the Wilson amendment, which tabling motion was declared adopted upon roll call as follows:

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

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

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

Senator Jolley pressed adoption of his previous amendment, which amendment was declared adopted.

Senator Jolley moved that **SB 679** be advanced, which motion was declared adopted.

THIRD READING

SB 679 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, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Laster, Lerblance, Marlatt, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick.--44.

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

The bill passed.

SB 679 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1275, 1311, 1321, 1361, 1446, 1512, 1555, 1595 and 1652.**

HB 1275 – By Ownbey of the House and Jolley of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2001, Section 567.3a, which relates to definitions; modifying certain terms; amending 59 O.S. 2001, Section 567.5, as amended by Section 2, Chapter 190, O.S.L. 2003 (59 O.S. Supp. 2010, Section 567.5), which relates to applicant requirements to practice as registered nurse; requiring minimum age; applicant requirements to practice as Advanced Practice Registered Nurse; amending 59 O.S. 2001, Section 567.6, as amended by Section 3, Chapter 190, O.S.L. 2003 (59 O.S. Supp. 2010, Section 567.6), which relates to applicant requirements to practice as licensed practical nurse; requiring minimum age; requiring certificate to practice as Advanced Unlicensed Assistant; providing requirements for certificate to practice as Advanced Unlicensed Assistant; amending 59 O.S. 2001, Section 567.7, as amended by Section 4, Chapter 190, O.S.L. 2003 (59 O.S. Supp. 2010, Section 567.7), which relates to the renewal or reinstatement of a license; requiring suspension of license or certificate for nonpayment after notification; providing for reinstatement if payment is made; amending 59 O.S. 2001, Section 567.8, as amended by Section 5, Chapter 190, O.S.L. 2003 (59 O.S. Supp. 2010, Section 567.8), which relates to the denial, revocation or suspension of a license or certification; adding items for which discipline action may be imposed; modifying who may issue subpoenas; providing Board shall retain jurisdiction over certain individuals; providing for immediate suspension upon proof of incarceration; amending 59 O.S. 2001, Section 567.11, which relates to exceptions to applicability of certain act; providing exceptions for nurses with licenses in another state under certain circumstances; providing that certain education programs meet certain requirements; amending 59 O.S. 2001, Section 567.17, as amended by Section 6, Chapter 190, O.S.L. 2003 (59 O.S. Supp. 2010, Section 567.17), which relates to a peer assistance program; requiring the payment of costs; requiring conditions to be placed on license under certain circumstance; requiring criminal background checks; permitting certain persons to rescind or withdraw license instanter under certain circumstance; amending 74 O.S. 2001, Section 3601.1, as last amended by Section 5, Chapter 300, O.S.L. 2008 (74 O.S. Supp. 2010, Section 3601.1), which relates to the maximum number of employees at certain state agencies; increasing the maximum number of employees at certain board; providing for codification; and providing an effective date.

HB 1311 – By Richardson of the House and Fields of the Senate.

An Act relating to endangered species; creating the Endangered Species and Economic Development Task Force; providing expiration date; specifying duties; providing for membership; directing selection of chair and vice-chair; requiring quorum; providing for staff support; requiring certain report; providing for noncodification; and declaring an emergency.

HB 1321 – By Wright, Russ and Ritze of the House and Justice of the Senate.

An Act relating to amusements and sports; amending Section 10, Chapter 58, O.S.L. 2003 (3A O.S. Supp. 2010, Section 709), which relates to the powers of the Oklahoma Lottery Commission; and prohibiting advertisements involving children.

HB 1361 – By Peters of the House and Johnson (Rob) of the Senate.

An Act relating to homestead and exemptions; amending Sections 2, 3 and 8, Chapter 509, O.S.L. 2004, as amended by Sections 1, 2 and 7, Chapter 438, O.S.L. 2005 (31 O.S. Supp. 2010, Sections 11, 12 and 17), which relate to the Family Wealth Preservation Trust Act; modifying definition; removing exception allowing for attachment of certain trust funds; requiring notice of date of certain transfer to be filed with the Oklahoma County clerk; and providing an effective date.

HB 1446 – By Faight, Osborn and Cockroft of the House and Justice of the Senate.

(immigration - amending 21 O.S., Sections 446 and 1738 - unlawful transport - amending 70 O.S., Section 3242.2 - resident tuition - repealing 70 O.S., Section 3242 - enrollment – codification - effective date)

HB 1512 – By Liebmann of the House and Aldridge of the Senate.

An Act relating to deferred maintenance finance; creating the Deferred Maintenance Revolving Fund; specifying source of revenue for fund; and authorizing expenditures from fund.

HB 1555 – By Jordan, Bennett, Sherrer, McDaniel (Jeannie), Inman, Dorman, Derby, Pittman and Shelton of the House and Simpson of the Senate.

An Act relating to criminal procedure; creating the Oklahoma Veterans' Treatment Court Act; giving judicial districts authority to establish Veterans' Treatment Court program; giving discretion for how and where the program may be administered; defining terms; setting guidelines for admission to program; requiring defendants be asked about veteran status before arraignment; describing eligibility screening process for program; requiring eligibility assessment contain certain elements; exempting assessment requirements in certain cases; allowing participation to be revoked; mandating written agreement between defendant and court; allowing court to order defendant complete treatment and counseling programs; excluding defendants charged with or convicted of a violent felony; excluding defendants unwilling to participate; excluding defendants previously discharged from program; allowing program to maintain network of certain treatment providers; mandating that participant has legal counsel before entering program; allowing participant to withdraw from program within certain time period; providing participant with individualized treatment program; ensuring program does not continue longer than certain time; requiring program to make, establish, and publish procedures; describing certain conditions for termination from program; allowing court to dismiss charges, terminate sentence or discharge defendant from proceedings upon program completion; providing for codification; providing an effective date; and declaring an emergency.

HB 1595 – By Martin (Steve) of the House and Barrington of the Senate.

An Act relating to emergency telephone service; amending Section 3, Chapter 191, O.S.L. 2010 (63 O.S. Supp. 2010, Section 2843.2), which relates to the emergency pre-paid wireless telephone fee; updating statutory citations; modifying entities eligible to receive revenue from the fee; stating duty of substate planning districts to hold revenue from the fee; and changing how distribution of the revenue from the fee is calculated.

HB 1652 – By Enns, Murphey, Cockroft, Key, Bennett, Faught, Ritze, Rousselot, Newell, Reynolds, Roberts (Sean), Holland, Tibbs, Derby, Kirby, Trebilcock, Kern, Wright and Wesselhoft of the House and Russell of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1277, as amended by Section 2, Chapter 128, O.S.L. 2007 (21 O.S. Supp. 2010, Section 1277), which relates to the unlawful carrying of concealed handguns; deleting technology center schools from list of prohibited places; authorizing the carrying of concealed handguns on technology center property under certain circumstances; amending 21 O.S. 2001, Section 1280.1, as amended by Section 2, Chapter 465, O.S.L. 2003 (21 O.S. Supp. 2010, Section 1280.1), which relates to the possession of firearms on school property; authorizing possession of concealed handguns on technology center property under certain circumstances; and providing an effective date.

The above-numbered measures were read the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 553**.

The above-numbered enrolled measure was referred to the Governor.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 15, 2011, at 9:00 a.m., which motion prevailed.

BILLS RELEASED TIME EXPIRED TO RECONSIDER

SBs 189, 258, 290 and 622 were referred for engrossment.

Pursuant to the Schulz motion, the Senate adjourned at 5:50 p.m. to meet Tuesday, March 15, 2011, at 9:00 a.m.