

# HOUSE JOURNAL

**First Regular Session of the Fifty-first Legislature**

**of the State of Oklahoma**

**Thirty-ninth Legislative Day, Wednesday, April 11, 2007**

The House was called to order by Speaker Cargill.

The roll was called with 100 Members present.

The following Member was excused: Thompson.—1.

The Speaker declared a quorum present.

Prayer was offered by Pastor Joe Elam, First Baptist Church, Pauls Valley.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HAs to SBs 1, 398, 473, 494 and 736** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

**HBs 1081, 1618, 1707 and 1798** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**HR 1021** was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

**MESSAGE FROM THE SENATE**

Announcing that Enrolled **HBs 1081, 1618, 1707** and **1798** have been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measures were ordered transmitted to the Honorable Governor.

**MEASURES REASSIGNED**

The following measures were reassigned:

**SB 37** –Withdrawn from Rules and referred to Natural Resources.

**SB 407** –Withdrawn from Rules and referred to Energy and Technology.

**SB 747** –Withdrawn from Rules and referred to Natural Resources.

**GENERAL ORDER**

**SB 1038** by Nichols of the Senate and Terrill of the House was read and considered.

Representative Terrill moved that **SB 1038** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 1038** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Armes, Auffet, Banz, Benge, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Johnson (Rob), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Luttrell, Martin (Scott), Martin (Steve), McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--94.

Nay: Reynolds.--1.

Excused: Carey, McAffrey, McMullen, Morgan, Shelton, Thompson.--6.

The measure and emergency passed.

**SB 1038** was referred for engrossment.

### **GENERAL ORDER**

**SB 140** by Bass of the Senate and Schwartz of the House was read and considered.

Representative Schwartz moved that **SB 140** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 140** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Armes, Auffet, Benge, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Johnson (Rob), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Mr. Speaker.--93.

Nay: Peterson (Pam), Reynolds, Tibbs, Wright.--4.

Excused: Banz, Carey, Shelton, Thompson.--4.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 140** and ordered same returned to the Honorable Senate.

### **GENERAL ORDER**

**SB 829** by Wilcoxson of the Senate and Kern of the House was read and considered.

Representative Kern moved that **SB 829** be advanced from General Order, which motion was declared adopted.

Representative Wright moved to suspend House Rules to return **SB 829** to General Order for the purpose of offering an untimely-filed floor amendment, which motion was withdrawn.

Representative Wright moved to rescind the motion to advance **SB 829** from General Order, which motion was declared adopted upon a division of the question.

Representative Wright moved to recommit **SB 829** to committee.

Representative Winchester raised a point of order that only the principal author could moved to recommit a bill to committee.

The Presiding Officer ruled the point not well taken pursuant to House Rule 8.14 and the Wright motion in order.

Representative Wright pressed adoption of his motion to recommit **SB 829** to committee, which motion was declared adopted upon a division of the question.

**SB 829** was rereferred to the Education Committee.

## **MESSAGES FROM THE SENATE**

Announcing the passage of and returning engrossed measures as amended: **HBs 1184** and **2118**.

Senate amendments were read on the above numbered measures.

### **Returning engrossed measures**

Announcing the passage of **HBs 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1346, 1374** and **1796**.

The above-numbered measures were referred for enrollment.

### **Conference requested**

Advising rejection of **HAs** to **SBs 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331** and **332** and requesting conference thereon, the Senate naming conferees later.

## MESSAGE FROM THE GOVERNOR

Advising of his approval of **HB 1038** on April 11, 2007.

## RESOLUTION

The following was introduced and read:

**HCR 1028** – By Worthen.

A Concurrent Resolution; establishing Task Force on Juvenile Offender Substance Abuse Assessment; providing for appointments; providing for designation of cochairs; providing for meetings and staffing; providing for reimbursement for travel; providing for purpose; and requiring certain report.

## COMMITTEE REPORTS

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

DO PASS:

**SB 60** – Economic Development and Financial Services

**SB 160** – General Government and Transportation

**SB 437** – General Government and Transportation

**SB 482** – Education

**SB 483** – Education

**SB 903** – Public Health

**SB 994** – General Government and Transportation

DO PASS, As Amended:

**SB 98** – Economic Development and Financial Services

**CS** for **SB 107** – Human Services

**CS** for **SB 119** – Appropriations and Budget

**SB 481** – Education

**SB 580** – Education

**CS** for **SB 605** – Appropriations and Budget

**CS** for **SB 620** – Public Health

**CS** for **SB 787** – Human Services, Coauthored by Representative(s) Peterson (Pam), Kern, Billy

**SB 871** – Appropriations and Budget

**CS** for **SB 923** – Public Health

**CS** for **SB 1021** – Appropriations and Budget

Representative Piatt moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Thursday, April 12, 2007, which was the order.

Pursuant to the motion of Representative Piatt, the House was adjourned at 2:30 p.m., to reconvene Thursday, April 12, 2007, at 9:00 a.m.