

HOUSE JOURNAL

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

Forty-eighth Legislative Day, Monday, April 28, 2008

The House was called to order by Speaker Pro Tempore Blackwell.

The roll was called with 99 Members present.

The following Members were excused: Cargill, McNiel.—2.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Dr. Marvin J. Hudson, Wesley United Methodist Church, Shawnee. Dr. Hudson was sponsored by Representative Steele.

Upon motion of Representative Thompson, Dr. Hudson was confirmed as House Chaplain for this legislative week.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HAs to SBs 74, 498, 746, 1010, 1024, 1168, 1186, 1413, 1420, 1422, 1525, 1533, 1618, 1628, 1658, 1697, 1709, 1714, 1725, 1769, 1807, 1865, 1869, 1880, 1881, 1891, 1900, 1941, 1956, 1964, 1985, 2001, 2007, 2016, 2034, 2037, 2041, 2046, 2047, 2066, 2104, 2106, 2129, 2143, 2153 and **SJR 36** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

HR 1052 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF SAs

SAs to **HB 2713** were rejected upon motion of Representative Billy. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2238** were rejected upon motion of Representative Schwartz. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2239** were rejected upon motion of Representative Schwartz. Conferees to be named later.

RESOLUTION FOR CONSIDERATION

HCR 1077 was called up for consideration.

Upon unanimous consent request of Representative Dorman, all Members of the House were added as coauthors.

Authored by Senator Laster (principal Senate author)

Upon motion of Representative Dorman, **HCR 1077** was considered and adopted.

HCR 1077 was referred for engrossment.

PENDING CONSIDERATION OF SAs

SAs to **HB 2587** were rejected upon motion of Representative Braddock. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2642** were rejected upon motion of Representative Peters. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2714** were rejected upon motion of Representative Billy. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2732** were rejected upon motion of Representative Renegar. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2775** were rejected upon motion of Representative DeWitt. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 3112** were rejected upon motion of Representative Peterson (Ron). Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 3114** were rejected upon motion of Representative Peterson (Ron). Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 3162** were rejected upon motion of Representative Peters. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 3396** were rejected upon motion of Representative Winchester. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 1418** were rejected upon motion of Representative Coody. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 1546 were rejected upon motion of Representative Winchester. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 1622 were rejected upon motion of Representative Derby. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 1903 were rejected upon motion of Representative Hamilton. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2242 were rejected upon motion of Representative Ingmire. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2446 were rejected upon motion of Representative Braddock. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2725 were rejected upon motion of Representative Winchester. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2726 were rejected upon motion of Representative Winchester. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2793 were rejected upon motion of Representative Winchester. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2862** were rejected upon motion of Representative Shelton. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 2891** were rejected upon motion of Speaker Bengé. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 3070** were rejected upon motion of Representative Shannon. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 3118** were rejected upon motion of Representative Jones. Conferees to be named later.

MOTION

Representative Derby moved to rescind the motion to reject the SAs to **HB 1622**, which motion was declared adopted upon a division of the question.

PENDING CONSIDERATION OF SAs

SAs to **HB 3122** were rejected upon motion of Representative Jones. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 3326** were rejected upon motion of Representative Miller. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to **HB 1519** were rejected upon motion of Representative Dorman. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 3335 were rejected upon motion of Representative Thompson. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 3336 were rejected upon motion of Representative Thompson. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2250 were rejected upon motion of Representative Cooksey. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2462 were called up for consideration.

Upon motion of Representative Braddock, the House concurred in the **SAs to HB 2462**.

HB 2462, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Adkins, Armes, Auffet, Banz, BigHorse, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dorman, Ellis, Gilbert, Glenn, Hamilton, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Johnson (Dennis), Johnson (Rob), Jones, Jordan, Key, Kiesel, Lamons, Liebmann, Lindley, Luttrell, Martin (Scott), McAffrey, McCarter, McDaniel (Jeannie), McMullen, Morgan, Morrisette, Nations, Peters, Piatt, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Thomsen, Turner, Walker, Watson, Winchester, Mr. Speaker.--66.

Nay: Billy, Dank, Denney, DeWitt, Duncan, Enns, Faight, Harrison, Hickman, Jett, Joyner, Kern, Martin (Steve), McCullough, McDaniel (Randy), McPeak, Miller, Murphey, Peterson (Pam), Peterson (Ron), Reynolds, Richardson, Schwartz, Sears, Shannon, Thompson, Tibbs, Trebilcock, Wesselhoft, Wright.--30.

Excused: Cargill, Derby, McNiel, Terrill, Worthen.--5.

The measure passed.

The roll was called on the emergency and resulted as follows:

Aye: Adkins, Armes, Auffet, Banz, BigHorse, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Dorman, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Johnson (Dennis), Johnson (Rob), Jones, Jordan, Key, Kiesel, Lamons, Liebmann, Lindley, Luttrell, Martin (Scott), McAffrey, McCarter, McDaniel (Jeannie), McMullen, McPeak, Morgan, Morrissette, Nations, Peters, Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Thomsen, Tibbs, Turner, Walker, Watson, Winchester, Mr. Speaker.--68.

Nay: Billy, Cox, Dank, Denney, Duncan, Faught, Hickman, Jett, Joyner, Martin (Steve), McCullough, McDaniel (Randy), Miller, Murphey, Peterson (Pam), Schwartz, Sears, Shannon, Thompson, Trebilcock, Wesselhoft, Wright.--22.

Excused: Cargill, Derby, DeWitt, Enns, Kern, McNiel, Reynolds, Richardson, Shelton, Terrill, Worthen.--11.

The emergency passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

PENDING CONSIDERATION OF SAs

SAs to HB 2530 were rejected upon motion of Representative Steele. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2566 were rejected upon motion of Representative Cooksey. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2580 were rejected upon motion of Representative Hyman. Conferees to be named later.

RESOLUTION FOR CONSIDERATION

SCR 59 was called up for consideration.

Upon unanimous consent request of Representative Hoskin, all Members of the House were added as coauthors.

Upon motion of Representative Hoskin, **SCR 59** was considered and adopted.

SCR 59 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

RESOLUTION

The following was introduced and read:

HCR 1084 – By DeWitt.

A Concurrent Resolution renaming the Oklahoma State Art Collection Gallery the Betty Price Gallery; and directing distribution.

MESSAGES FROM THE SENATE

Transmitting the following measure, together with the conference committee report thereon, advising adoption of conference committee report and passage of measure as amended.

SB 811 (2nd)

Conference committee report was read on the above-numbered measure.

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SBs 1392, 1453, 1463, 1507, 1641, 1662, 1673, 1685, 1766, 1839, 1872, 2000, 2163** and **2186** and the passage of said measures, as amended thereby.

GCCA named

Advising the Senate naming GCCA as follows:

President Pro Tempore Morgan and Co-President Pro Tempore Coffee announced the appointment of the following Senators as conferees on the General Conference Committee on Appropriations:

GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS

Johnson (Mike), Co-Chair
Crutchfield, Co-Chair

Adelson	Justice
Aldridge	Lamb
Anderson	Laster
Ballenger	Laughlin
Barrington	Leftwich
Bass	Lerblance
Bingman	Mazzei
Branan	Myers
Brogdon	Nichols
Brown	Paddack
Burrage	Rabon
Coates	Reynolds
Corn	Rice
Crain	Riley
Easley	Schulz
Eason McIntyre	Sparks
Ford	Sweeden
Garrison	Sykes
Gumm	Wilcoxson
Ivester	Williamson
Johnson (Constance)	Wilson
Jolley	Wyrick

Conference requested

Advising rejection of **HAs** to **SBs** and requesting conference thereon, the Senate naming conferees later: **SBs 1533, 1599, 1604, 1754, 1765, 1956, 2034, 2047, 2104, 2129 and 2153.**

Conference requested, GCCA

Advising rejection of **HAs** to **SBs** and requesting conference thereon, the Senate naming **GCCA** as conferees as follows: **SBs 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1377 and 1378.**

MESSAGES FROM THE GOVERNOR

Advising of his approval of **HBs 1959** and **2639** on April 25, 2008.

Advising of his approval of **HBs 2245, 2544** and **2675** on April 28, 2008.

APPOINTMENTS

The Speaker announced the following appointments:

April 23, 2008 – Representatives BigHorse, Morrisette, Peters, Rousselot, Steele and Winchester as Members of the Department of Human Services Legislative Working Group. (74 O.S. 456.2)

Representative Piatt moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Tuesday, April 29, 2008, which was the order.

Pursuant to the motion of Representative Piatt, the House was adjourned at 3:00 p.m., to reconvene Tuesday, April 29, 2008, at 1:30 p.m.