

# HOUSE JOURNAL

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

**of the State of Oklahoma**

**Eighteenth Legislative Day, Monday, March 2, 2009**

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

The roll was called with 100 Members present.

The following Member was excused: Cox.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend Elwyn Rogers, First Assembly of God, Marlow. Reverend Rogers was sponsored by Representative Watson.

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

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HBs 1003, 1028, 1050, 1069, 1095, 1303, 1307, 1315, 1318, 1420, 1518, 1554, 1599, 1778, 1867, 1872, 1887 and 1890** were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **SECOND READING**

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

**SB 764** – Direct To Calendar

**MESSAGE FROM THE SENATE**

Announcing the passage of SBs 257, 290, 301, 348, 349, 354, 355, 383, 418, 432, 446, 482, 490, 521, 562, 595, 598, 603, 608, 614, 659, 698, 700, 714, 745, 812, 830, 880, 881, 887, 1012, 1013, 1029, 1066, 1129, 1169 and 1172. The measures were introduced and read for the first time.

**SB 257** – By Corn of the Senate and Denney of the House.

[ career and technology education - technology center school districts - effective date - emergency ]

**SB 290** – By Corn of the Senate and Sears of the House.

[ schools - concurrently enrolled classes - specifying credit - correlation - effective date - emergency ]

**SB 301** – By Bingman of the Senate and Thompson of the House.

[ motor carriers - modifying participation - definitions - effective date ]

**SB 348** – By Myers of the Senate and DeWitt and Sanders of the House.

An Act relating to cities and counties; authorizing municipalities to offer reward for convictions relating to theft and defacing municipal property; authorizing municipalities to establish reward fund; authorizing certain fines to be deposited in reward fund; providing exception; amending 19 O.S. 2001, Section 455, which relates to county reward funds; modifying amount of certain rewards and reward funds; providing for codification; and declaring an emergency.

**SB 349** – By Myers of the Senate and Richardson of the House.

An Act relating to environment and natural resources; amending 27A O.S. 2001, Section 2-7-123, as last amended by Section 25, Chapter 1, O.S.L. 2005 (27A O.S. Supp. 2008, Section 2-7-123), which relates to environmental remediation; stating liability for certain actions; authorizing the Department of Environmental Quality to recover certain administrative penalties; providing for remediation notices to be recorded and run with the land; providing an effective date; and declaring an emergency.

**SB 354** – By Myers and Easley of the Senate and DeWitt of the House.

[ higher education - Oklahoma Higher Learning Access Program - income limitation - effective date - emergency ]

**SB 355** – By Adelson of the Senate and Peters of the House.

An Act relating to crimes and punishments; amending Section 1, Chapter 98, O.S.L. 2003 (21 O.S. Supp. 2008, Section 1959), which relates to subpoenas; allowing use of certain subpoenas for specified offenses; clarifying statutory reference; and providing an effective date.

**SB 383** – By Myers of the Senate and Hickman of the House.

[ professions and occupations - Oklahoma Health Spa Act - effective date ]

**SB 418** – By Bass of the Senate and Armes of the House.

[ Consumer Credit Code - modifying qualifications - effective date ]

**SB 432** – By Justice of the Senate and Armes of the House.

An Act relating to agriculture; amending 2 O.S. 2001, Section 8-77.7, as amended by Section 6, Chapter 383, O.S.L. 2002 (2 O.S. Supp. 2008, Section 8-77.7), which relates to inspection fee; modifying certain fee; modifying distribution of fee; expanding purpose of fee; and providing an effective date.

**SB 446** – By Bingman of the Senate and Richardson of the House.

An Act relating to the Oklahoma Brownfields Voluntary Redevelopment Act; amending 27A O.S. 2001, Section 2-15-101, which relates to title of act; updating statutory references; amending 27A O.S. 2001, Section 2-15-102, as amended by Section 3, Chapter 141, O.S.L. 2004 (27A O.S. Supp. 2008, Section 2-15-102), which relates to purpose of act; modifying reference to certain entity; amending 27A O.S. 2001, Section 2-15-103, as amended by Section 4, Chapter 141, O.S.L. 2004 (27A O.S. Supp. 2008, Section 2-15-103), which relates to definitions; modifying terms; defining term; amending 27A O.S. 2001, Section 2-15-104, which relates to administration of the brownfields program; stating requirements for the Department of Environmental Quality; amending 27A O.S. 2001, Section 2-15-105, as amended by Section 5, Chapter 141, O.S.L. 2004 (27A O.S. Supp. 2008, Section 2-15-105), which relates to certain proposals; modifying requirements to be included in proposals; amending 27A O.S. 2001, Section 2-15-106, as amended by Section 6, Chapter 141, O.S.L. 2004 (27A O.S. Supp. 2008, Section 2-15-106), which relates to brownfields proposals; modifying certain terms; amending 27A O.S. 2001, Section 2-15-107, which relates to land use disclosures; modifying certain terms; amending 27A O.S. 2001, Section 2-15-108, as last amended by Section 5, Chapter 381, O.S.L. 2004 (27A O.S. Supp. 2008, Section 2-15-108), which relates to administrative penalties; modifying certain terms; amending 27A O.S. 2001, Section 2-15-109, which relates to agency costs; authorizing the Department to require participants to reimburse agency for certain costs; amending 27A O.S. 2001, Section 2-15-110, which relates to removing obsolete language; modifying terms; providing an effective date; and declaring an emergency.

**SB 482** – By Coates, Sweeden and Leftwich of the Senate and Liebmann of the House.

[ capitol and capitol buildings - Oklahoma State Capitol Centennial Commemoration and Preservation Act - codification - emergency ]

**SB 490** – By Crain of the Senate and Sullivan of the House.

[ public finance - taxpayer instituted lawsuits - effective date ]

**SB 521** – By Halligan, Easley and Eason McIntyre of the Senate and Peters of the House.

[ public finance - Oklahoma Centennial Botanical Garden Authority - codification - effective date - emergency ]

**SB 562** – By Anderson of the Senate and Jackson of the House.

An Act relating to the Oklahoma Public Employees Retirement System; amending 74 O.S. 2001, Section 913.4, as last amended by Section 1, Chapter 105, O.S.L. 2008 (74 O.S. Supp. 2008, Section 913.4), which relates to elected officials retirement; providing exception; allowing elected officials to elect to make maximum contribution rate under certain conditions; providing procedures; providing an effective date; and declaring an emergency.

**SB 595** – By Anderson of the Senate and Johnson of the House.

[ children - Juvenile Justice Public Works Act - codification - effective date ]

**SB 598** – By Anderson and Crain of the Senate and Martin (Scott) of the House.

[ mental health - Department of Mental Health and Substance Abuse Services - definitions - codification - effective date ]

**SB 603** – By Ford of the Senate and Coody of the House.

An Act relating to schools; creating the Task Force on Concurrent Enrollment; stating duties; providing for membership, appointment, designation of officers, quorum, staff support, and travel reimbursement; requiring report of findings and recommendations by certain deadline; providing for noncodification; providing an effective date; and declaring an emergency.

**SB 608** – By Anderson of the Senate and Jackson of the House.

[ revenue and taxation - cigarette and tobacco taxes - effective date - emergency ]

**SB 614** – By Anderson of the Senate and Duncan of the House.

[ criminal procedure - supervision fee - sunset provision - effective date - emergency ]

**SB 659** – By Justice of the Senate and Steele of the House.

[ children - postadjudication review boards - effective date ]

**SB 698** – By Anderson of the Senate and Armes of the House.

[ agriculture - seizure of property - forfeiture - codification - effective date ]

**SB 700** – By Brown of the Senate and Sullivan of the House.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 7-600, which relates to compulsory liability insurance; modifying definition; and providing an effective date.

**SB 714** – By Aldridge of the Senate and Banz of the House.

[ revenue and taxation - expanding tax refund claimants - emergency ]

**SB 745** – By Jolley of the Senate and Sullivan of the House.

An Act relating to torts; amending 76 O.S. 2001, Section 5A, as amended by Section 1, Chapter 127, O.S.L. 2004 (76 O.S. Supp. 2008, Section 5A), which relates to use of automated external defibrillator; modifying eligibility for immunity from liability related to certain equipment; and providing an effective date.

**SB 812** – By Stanislawski of the Senate and Liebmann of the House.

[ Consumer Protection Act - providing exception - codification - effective date ]

**SB 830** – By Brown of the Senate and Kirby of the House.

An Act relating to retirement; amending 11 O.S. 2001, Sections 50-101, as last amended by Section 1, Chapter 137, O.S.L. 2003, 50-114, as last amended by Section 2, Chapter 152, O.S.L. 2007, 50-114.1, as last amended by Section 5, Chapter 177, O.S.L. 2008, Section 4, Chapter 152, O.S.L. 2007, 50-115, as last amended by Section 6, Chapter 152, O.S.L. 2007 and 50-128, as last amended by Section 4, Chapter 137, O.S.L. 2005 (11 O.S. Supp. 2008, Sections 50-101, 50-114, 50-114.1, 50-114.3, 50-115 and 50-128), which relate to the Oklahoma Police Pension and Retirement System; modifying definition; updating statutory citation; specifying that certain limitation is not applicable to certain members; clarifying requirements for certain accounts or annuities; updating statutory citation; allowing certain survivors to be entitled to certain additional benefits; amending 47 O.S. 2001, Sections 2-300, as last amended by Section 7, Chapter 177, O.S.L. 2008, 2-305, as last amended by Section 7, Chapter 152, O.S.L. 2007, Section 9, Chapter 152, O.S.L. 2007, 2-305.4, as last amended by Section 10, Chapter 177, O.S.L. 2008 and 2-307, as last amended by Section 11, Chapter 177, O.S.L. 2008 (47 O.S. Supp. 2008, Sections 2-300, 2-305, 2-305.1B, 2-305.4 and 2-307), which relate to the Oklahoma Law Enforcement Retirement System; modifying definition; updating statutory citation; specifying that certain limitation is not applicable to certain members; clarifying requirements for certain accounts or annuities; allowing certain survivors to be entitled to certain additional benefits; and declaring an emergency.

**SB 880** – By Ford of the Senate and Sears of the House.

An Act relating to the Teachers' Retirement System of Oklahoma; amending Section 2, Chapter 243, O.S.L. 2003 (70 O.S. Supp. 2008, Section 17-122.1), which relates to qualification as a retired teachers' organization; defining a qualified teachers' organization; and providing an effective date.

**SB 881** – By Russell, Barrington, Garrison, Bass and Easley of the Senate and Banz of the House.

[ revenue and taxation - modifying income tax deduction - effective date ]

**SB 887** – By Anderson of the Senate and Carey of the House.

[ civil procedure - Uniform Foreign-Country Money Judgments Recognition Act - codification - repealer - effective date ]

**SB 1012** – By Coates of the Senate and Sullivan of the House.

[ contracts - requiring progress payments be made for certain private construction contracts - codification - effective date ]

**SB 1013** – By Newberry of the Senate and Sullivan of the House.

[ trade secrets - larceny - effective date ]

**SB 1029** – By Russell, Corn, Paddock and Sykes of the Senate and Nelson of the House.

[ adoption - full disclosure statement - home studies - codification - effective date ]

**SB 1066** – By Marlatt of the Senate and Sanders of the House.

An Act relating to counties and county officers; amending 19 O.S. 2001, Section 1505, as last amended by Section 5, Chapter 132, O.S.L. 2007 (19 O.S. Supp. 2008, Section 1505), which relates to procedures for requisition of supplies, material and equipment; modifying certain bid amount for certain purchases; and providing an effective date.

**SB 1129** – By Anderson of the Senate and Cox of the House.

An Act relating to public health and safety; creating the Uniform Emergency Volunteer Health Practitioners Act; providing short title; defining terms; providing for application; authorizing the State Department of Health to regulate volunteer health practitioners in a declared emergency; requiring certain consultation and compliance of specified host entities; setting requirements for a volunteer health practitioner registration system; permitting certain confirmation; requiring certain notification; authorizing host entities to refuse the services of a volunteer health practitioner; permitting certain volunteer health practitioners to practice in this state during a declared emergency; prohibiting certain volunteer health practitioners from certain protections; clarifying credentialing or privileging standards; requiring adherence to certain scopes of practice; prohibiting the providing of services outside a practitioner's scope of practice; authorizing the Department or a host entity to restrict certain services; providing certain protection; permitting certain licensing boards to impose administrative sanctions; requiring certain reporting; requiring certain consideration; providing for certain rights, privileges or immunities; permitting the Department to incorporate certain volunteer health practitioners; authorizing the State Board of Health to promulgate rules; requiring consideration for uniformity; amending 63 O.S. 2001, Sections 683.9 and 683.13, as amended by Sections 9 and 12, Chapter 329, O.S.L. 2003 (63 O.S. Supp. 2008, Sections 683.9 and 683.13), which relate to the Emergency Management Act of 2003, modifying definition; providing certain exclusion; repealing Section 19, Chapter 473, O.S.L. 2003 (63 O.S. Supp. 2008, Section 6602), which relates to emergency powers regarding licensing and appointment of health personnel; providing for codification; and providing an effective date.

**SB 1169** – By Anderson of the Senate and Denney of the House.

[ schools - School Consolidation Assistance Fund - effective date - emergency ]

**SB 1172** – By Leftwich of the Senate and Morgan of the House.

[ labor - the Oklahoma Recently Unemployed Worker Training Fund Act of 2009 - noncodification - codification - effective date ]

## **GENERAL ORDER**

**HB 1298** by Jordan of the House and Stanislawski of the Senate was read and considered.

Representative Jordan moved that **HB 1298** be advanced from General Order, which motion was declared adopted.

## **THIRD READING**

**HB 1298** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--94.

Excused: Auffet, Cox, DeWitt, Harrison, Johnson, Shumate, Sullivan.--7.

The measure passed.

**HB 1298** was referred for engrossment.

## **GENERAL ORDER**

**HB 1821** by Martin (Steve) of the House was read and considered.

Authored by Senator Bingman (principal Senate author)

Representative Martin (Steve) moved to amend **HB 1821**, Page 1, Section 1, Line 11 by inserting the following language:

“C. This section applies to all new applicants filing for real estate licenses on and after November 1, 2009, and does not apply to the renewal or reissuance of real estate licenses.”

Representative Martin (Steve) moved to amend the amendment, Page 1, Section 1, Line 6 by inserting after the word “license” and before the period “.” the words “within ten (10) years of the completion of any criminal sentence, including parole and probation.” and Line 10 by inserting after the word “license” and before the period “.” the words “within twenty (20) years of the completion of any criminal sentence, including parole and probation.”, which amendment was declared adopted.

Representative Martin (Steve) moved adoption of the amendment, as amended, which amendment was declared adopted.

Representative Martin (Steve) moved that **HB 1821** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**HB 1821** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Hamilton, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiell, McPeak, Miller, Moore, Morgan, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Wright (Harold), Mr. Speaker.--86.

Nay: Glenn, Hilliard, McAffrey, Morrisette, Murphey, Reynolds, Ritze, Shelton, Sherrer, Williams.--10.

Excused: Armes, Cox, Harrison, Johnson.--4.

Constitutional Priv: Wright (John).--1.

The measure passed.

**HB 1821** was referred for engrossment.

## **GENERAL ORDER**

**HB 1575** by Banz of the House was read and considered.

Coauthored by Representative(s) Kern, Sears

Authored by Senator Ford (principal Senate author)

Representative Banz moved that **HB 1575** be advanced from General Order, which motion was declared adopted.

## **THIRD READING**

**HB 1575** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrisette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--96.

Nay: Reynolds.--1.

Excused: Cox, Harrison, Johnson, Key.--4.

The measure and emergency passed.

**HB 1575** was referred for engrossment.

## **GENERAL ORDER**

**HB 2263** by Christian et al of the House and Leftwich of the Senate was read and considered.

Representative Miller moved to amend **HB 2263** by striking the title, which amendment was declared adopted.

Representative Christian moved that **HB 2263** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**HB 2263** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Moore, Morgan, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--93.

Nay: McPeak, Morrissette, Shelton, Sherrer.--4.

Excused: Cox, Harrison, Johnson, Joyner.--4.

The measure and emergency passed.

**HB 2263** was referred for engrossment.

**GENERAL ORDER**

**HB 1365** by Buck of the House and Crutchfield of the Senate was read and considered.

Representative Buck moved that **HB 1365** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**HB 1365** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott,

Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--96.

Excused: Brown, Cox, Harrison, Johnson, McAffrey.--5.

The measure passed.

**HB 1365** was referred for engrossment.

## **GENERAL ORDER**

**HB 2004** by Wright (Harold) et al of the House was read and considered.

Coauthored by Representative(s) Shelton

Authored by Senator Stanislawski (principal Senate author)

Representative Wright (Harold) moved that **HB 2004** be advanced from General Order, which motion was declared adopted.

Representative Inman raised a point of inquiry regarding what the procedure should be for questioning the accuracy of a fiscal summary.

The Presiding Officer stated that pursuant to House Rule 7.11(c) the accuracy of a fiscal or actuarial analysis contained within the bill summary cannot be a basis for a point of order under the House Rules.

## **THIRD READING**

**HB 2004** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Billy, Brannon, Buck, Cannaday, Collins, Coody, Dank, Denney, DeWitt, Enns, Fields, Hickman, Jackson, Jones, Jordan, Kiesel, Kirby, Kouplén, Liebmann, McCullough, McDaniel (Jeannie), McMullen, McNiel, Miller, Ortega, Osborn, Ownbey, Sanders, Scott, Sears, Shannon, Shelton, Shumate, Steele, Wright (Harold), Mr. Speaker.--36.

Nay: Auffet, Bailey, Banz, Brown, Carey, Cooksey, Derby, Dorman, Duncan, Faight, Glenn, Hamilton, Harrison, Holland, Hoskin, Inman, Jett, Joyner, Kern, Key, Lamons, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Randy), McPeak, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Schwartz, Sherrer, Shoemake, Smithson, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (John).--59.

Excused: Armes, Blackwell, Christian, Cox, Hilliard, Johnson.--6.

The measure failed.

Representative Wright (Harold) served notice to reconsider the vote whereby **HB 2004** failed.

#### **RESOLUTION FOR CONSIDERATION**

**HR 1012** was called up for consideration.

Coauthored by Representative(s) Thompson, McDaniel (Randy)

Upon motion of Speaker Bengé, **HR 1012** was considered and adopted.

**HR 1012** was referred for enrollment.

#### **MESSAGE FROM THE SENATE**

Announcing the passage of **SCR 7**. The measure was introduced and read.

**SCR 7** – By Coffee, Lamb, Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (Constance), Johnson (Mike), Jolley, Justice, Laster, Leftwich, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick of the Senate and Bengé of the House.

A Concurrent Resolution honoring the University of Oklahoma Sooners football team for winning the Big 12 title; commending them for competing for the BCS national title; and directing distribution.

#### **MOTION**

Representative Jones moved that the House stand in recess until 3:45 p.m., which was the order.

## **Speaker Pro Tempore Steele Presiding**

### **GENERAL ORDER**

**HB 1615** by Sullivan of the House and Crain of the Senate was read and considered.

Coauthored by Representative(s) Tibbs

Representative McCullough moved to amend **HB 1615**, Page 3, Section 1, Line 9 by adding after the language “by cash or” and before the word “cashier’s” the language “business, personal, or” and by adding after the word “However” and before the comma “,” the language “in any county with a population in excess of five hundred thousand (500,000)”, which amendment was declared adopted.

Representative Sullivan moved that **HB 1615** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**HB 1615** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McMullen, McNiel, McPeak, Moore, Morrissette, Murphey, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--90.

Excused: Buck, Cox, Hilliard, Johnson, Kiesel, McDaniel (Jeannie), Miller, Morgan, Osborn, Roan, Walker.--11.

The measure passed.

**HB 1615** was referred for engrossment.

**GENERAL ORDER**

**HB 1761** by Enns of the House was read and considered.

Coauthored by Representative(s) Sherrer

Authored by Senator Barrington (principal Senate author)

Representative Enns moved that **HB 1761** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**HB 1761** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McMullen, McNiel, McPeak, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--93.

Excused: Cox, Hilliard, Johnson, Kiesel, McDaniel (Jeannie), Miller, Osborn, Roan.--8.

The measure and emergency passed.

**HB 1761** was referred for engrossment.

**MOTION**

Representative Brown asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HB 1365**, which was the order.

## **GENERAL ORDER**

**HB 1755** by Martin (Scott) of the House and Jolley of the Senate was read and considered.

Coauthored by Representative(s) Pittman, Derby

Representative Morrissette raised a point of order as to whether the title of **HB 1755** met constitutional requirements.

The Presiding Officer ruled the point not well taken pursuant to House Precedent 14.2-1. (2007)

Representative Morrissette appealed the ruling of the Presiding Officer receiving the required 15 seconds.

"The question is, shall the decision of the Presiding Officer be the decision of the House? All those in favor signify by voting 'Aye'; those opposed 'Nay'. The vote is now in progress."

The decision of the Presiding Officer was upheld upon roll call as follows:

Aye: Armes, Banz, Billy, Blackwell, Christian, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiell, Miller, Moore, Murphey, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Reynolds, Richardson, Ritze, Sanders, Schwartz, Sears, Shannon, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--60.

Nay: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Collins, Dorman, Glenn, Hamilton, Harrison, Hoskin, Inman, Kouplen, Lamons, Luttrell, McAffrey, McDaniel (Jeannie), McMullen, McPeak, Morgan, Morrissette, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Smithson, Williams.--36.

Excused: Cox, Hilliard, Kiesel, Osborn, Walker.--5.

Representative Brown asked a ruling of the Presiding Officer whether **HB 1755** is germane.

The Presiding Officer stated that the question of germaneness may only be raised with regard to amendments and ruled the point not well taken pursuant to House Precedent 8.11-4. (2008)

Representative Peters moved that **HB 1755** be advanced from General Order, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Billy, Blackwell, Christian, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Kirby, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Miller, Moore, Murphey, Nelson, Ortega, Ownbey, Peters, Peterson, Richardson, Sanders, Sears, Shannon, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--54.

Nay: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Collins, Glenn, Hamilton, Harrison, Hoskin, Inman, Key, Kiesel, Kouplen, Lamons, Luttrell, McAffrey, McDaniel (Jeannie), McPeak, Morgan, Morrisette, Nations, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smithson, Williams.--38.

Excused: Cox, Dorman, Hilliard, Liebmann, McMullen, Osborn, Schwartz, Scott, Walker.--9.

### **THIRD READING**

**HB 1755** was read at length for the third time.

Upon unanimous consent request of Representative Martin (Scott), **HB 1755** was laid over on Third Reading.

### **Representative Hickman Presiding**

### **GENERAL ORDER**

**HB 2093** by Kirby of the House and Crain of the Senate was read and considered.

Representative Kirby moved that **HB 2093** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**HB 2093** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen,

Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--97.

Excused: Cox, Dorman, Hilliard, Osborn.--4.

The measure passed.

**HB 2093** was referred for engrossment.

### **GENERAL ORDER**

**HB 1564** by Schwartz of the House was read and considered.

Authored by Senator Branan (principal Senate author)

Representative Schwartz moved that **HB 1564** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**HB 1564** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Nations, Nelson, Ortega, Ownbey, Peters, Pittman, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--86.

Nay: Blackwell, Duncan, Kern, Key, Murphey, Peterson, Proctor, Reynolds, Ritze, Trebilcock, Wesselhoft.--11.

Excused: Cox, Dorman, Hilliard, Osborn.--4.

The measure and emergency passed.

**HB 1564** was referred for engrossment.

### **GENERAL ORDER**

**HB 2029** by Steele et al of the House and Coates of the Senate was read and considered.

Coauthored by Representative(s) McDaniel (Jeannie), Shelton

Representative Steele moved that **HB 2029** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**HB 2029** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrisette, Murphey, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--96.

Excused: Cox, Dorman, Harrison, Hilliard, Osborn.--5.

The measure and emergency passed.

**HB 2029** was referred for engrossment.

## **GENERAL ORDER**

**HB 1608** by Sullivan of the House and Crain of the Senate was read and considered.

Coauthored by Representative(s) Roan, Tibbs

Representative Brown raised a point of order as to whether the measure was out of order because it exceeded the eight (8) bill limit as governed by House Rule 6.4.

The Presiding Officer ruled the point not well taken pursuant to House Rule 6.4(c)(9) and the measure in order for consideration.

Representative Brown appealed the ruling of the Presiding Officer receiving the required 15 seconds.

"The question is, shall the decision of the Presiding Officer be the decision of the House? All those in favor signify by voting 'Aye'; those opposed 'Nay'. The vote is now in progress."

The decision of the Presiding Officer was upheld upon roll call as follows:

Aye: Armes, Banz, Billy, Blackwell, Christian, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Miller, Moore, Murphey, Nelson, Ortega, Ownbey, Peters, Peterson, Reynolds, Richardson, Ritze, Sanders, Schwartz, Sears, Shannon, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--59.

Nay: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Collins, Glenn, Hamilton, Harrison, Hoskin, Inman, Kiesel, Kouplen, Lamons, Luttrell, McAffrey, McDaniel (Jeannie), McMullen, McPeak, Morgan, Morrissette, Nations, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Smithson, Walker, Williams.--37.

Excused: Cox, Dorman, Hilliard, Osborn, Shumate.--5.

Representative Inman raised a point of inquiry as to how the Presiding Officer receives notification regarding which measures are appropriate to take up for consideration by the House.

The Presiding Officer stated that because the Speaker appoints the Floor Leader and the Floor Leader publishes the Floor Calendar, a measure scheduled on the Floor Calendar is presumed to be scheduled with the approval of the Speaker.

Representative Sullivan moved that **HB 1608** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**HB 1608** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplén, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--98.

Excused: Cox, Hilliard, Osborn.--3.

The measure and emergency passed.

**HB 1608** was referred for engrossment.

**GENERAL ORDER**

**HB 1759** by Enns et al of the House was read and considered.

Coauthored by Representative(s) Walker

Authored by Senator Justice (principal Senate author)

Representative Enns moved that **HB 1759** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**HB 1759** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplén, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Ownbey, Peters, Peterson,

Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--96.

Nay: Reynolds, Ritze.--2.

Excused: Cox, Hilliard, Osborn.--3.

The measure and emergency passed.

**HB 1759** was referred for engrossment.

## **GENERAL ORDER**

**HB 1948** by Benge et al of the House was read and considered.

Coauthored by Representative(s) Inman, Walker, Tibbs, Shumate

Authored by Senator Bingman (principal Senate author)

Representative Rousselot moved that **HB 1948** be advanced from General Order, which motion was declared adopted.

## **THIRD READING**

**HB 1948** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--94.

Nay: Murphey, Reynolds, Ritze.--3.

Excused: Cox, Hilliard, Morrissette, Osborn.--4.

The measure passed.

**HB 1948** was referred for engrossment.

### **GENERAL ORDER**

**HB 1949** by Bengé et al of the House was read and considered.

Coauthored by Representative(s) McAffrey, Shumate, Walker

Authored by Senator Bingman (principal Senate author)

Speaker Bengé moved that **HB 1949** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**HB 1949** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Nations, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--94.

Nay: Murphey, Reynolds, Ritze, Shelton.--4.

Excused: Cox, Hilliard, Osborn.--3.

The measure passed.

**HB 1949** was referred for engrossment.

## **GENERAL ORDER**

**HB 1645** by Rousselot et al of the House and Ballenger of the Senate was read and considered.

Coauthored by Representative(s) Roan

Representative Rousselot moved that **HB 1645** be advanced from General Order, which motion was declared adopted.

## **THIRD READING**

**HB 1645** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Hickman, Holland, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--88.

Nay: Hamilton, Hoskin, Kiesel, Lamons, McAffrey, McDaniel (Jeannie), Morrissette, Shelton.--8.

Excused: Christian, Cox, Hilliard, Nations, Osborn.--5.

The measure and emergency passed.

**HB 1645** was referred for engrossment.

## **MOTION EXPIRED**

Time expired for consideration of the motion to reconsider the vote whereby **HB 1473** passed.

**HB 1473** was referred for engrossment.

**RESOLUTIONS**

The following were introduced and read:

**HCR 1012** – By Thompson of the House and Bingman of the Senate.

A Concurrent Resolution expressing support for the preservation of the exemption for hydraulic fracturing from the Safe Drinking Water Act; urging Congress not to pass legislation that removes the exemption; and directing distribution.

**HR 1013** – By Jackson.

A Resolution recognizing March as American Red Cross Month in the State of Oklahoma; encouraging Oklahomans to support the organization's mission; and directing distribution.

Representative Jones moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Tuesday, March 3, 2009, which was the order.

Pursuant to the motion of Representative Jones, the House was adjourned at 5:55 p.m., to reconvene Tuesday, March 3, 2009, at 9:00 a.m.