

HOUSE JOURNAL

First Regular Session of the Fifty-second Legislature

of the State of Oklahoma

Forty-ninth Legislative Day, Thursday, April 23, 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: Banz.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Tom Vineyard, Windsor Hills Baptist Church, Oklahoma City.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HAs to SBs 117, 118, 119, 120, 121, 128, 129, 130, 131, 138, 139, 142, 143, 146, 147, 148, 149, 216, 217, 218, 219, 220, 221, 222, 223, 224, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 240, 241, 242, 243, 244, 318, 432, 521, 595, 604, 612, 613, 622, 721, 789, 796, 815, 833, 881, 907, 909, 929, 934, 959, 989, 994, 1066, 1179, 1182 and **SJR 5, 11, 13** and **34** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

HB 1368 was reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HCR 1004 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

VETO CONSIDERATION

Representative Reynolds moved that **HB 1326** become law notwithstanding the veto of the Governor.

Representative Shelton moved to table the Reynolds motion, which motion was withdrawn.

The roll was ordered called and resulted as follows:

Aye: Armes, Billy, Blackwell, Brannon, Carey, Christian, Coody, Cooksey, Dank, Denney, DeWitt, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Holland, Inman, Jackson, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Miller, Moore, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Reynolds, Richardson, Ritze, Sanders, Schwartz, Sears, Shannon, Sherrer, Shumate, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--68.

Nay: Bailey, Brown, Cannaday, Collins, Cox, Dorman, Harrison, Hoskin, Kiesel, Kouplun, Lamons, McAffrey, McDaniel (Jeannie), McMullen, McPeak, Morgan, Nations, Pittman, Renegar, Roan, Rousselot, Scott, Shelton, Shoemake, Smithson, Williams.--26.

Excused: Auffet, Banz, Derby, Hickman, Hilliard, Jett.--6.

Constitutional Priv: Buck.--1.

The Reynolds motion, having received a two-thirds majority vote of the Members elected to and constituting the House, as provided in Article VI, Section 11, Oklahoma Constitution, prevailed and the Governor's veto was overridden.

HB 1326, with veto message thereon, was ordered transmitted to the Honorable Senate.

GENERAL ORDER

SB 277 by Schulz of the Senate and Armes of the House was read and considered.

Representative Nelson moved to amend **SB 277**, Page 2, Section 1 by adding a new Subsection C to read as follows:

“C. In addition to the penalties provided for in subsection B of this section, the Department of Wildlife Conservation shall suspend the hunting, trapping, or fishing licenses, permits, tags and privileges of any person convicted of violating the provisions of subsection B of this section. The suspension shall remain in effective for a period of not less than five (5) years from the date of conviction.”, which amendment was declared adopted upon a division of the question.

Representative Morgan moved to suspend House Rule 8.6 for the purpose of allowing consideration of an untimely filed floor amendment, which motion was declared adopted upon roll call as follows:

Aye: Armes, Auffet, Bailey, Billy, Brannon, Brown, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, DeWitt, Dorman, Duncan, Faught, Fields, Harrison, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Key, Kirby, Kouplén, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Richardson, Ritze, Roan, Rousselot, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--78.

Excused: Banz, Blackwell, Buck, Cox, Derby, Enns, Glenn, Hamilton, Hickman, Hilliard, Jordan, Kern, Kiesel, McAffrey, McDaniel (Jeannie), Morrissette, Renegar, Reynolds, Schwartz, Shoemake, Sullivan, Trebilcock, Wesselhoft.--23.

Upon request of Representative Armes, **SB 277** was laid over.

GENERAL ORDER

SB 431 by Aldridge of the Senate and Banz of the House was read and considered.

Representative Banz moved to amend **SB 431** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment failed of adoption.

Representative Martin (Steve) moved to reconsider the vote whereby the amendment failed of adoption.

Representative Shelton moved to table the Martin (Steve) motion to reconsider, which tabling motion failed of adoption upon roll call as follows:

Aye: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Collins, Derby, Dorman, Glenn, Kiesel, Kouplén, Lamons, Luttrell, McAffrey, McDaniel (Jeannie), McMullen, McPeak, Morgan, Morrissette, Nelson, Ortega, Pittman, Proctor, Pruett, Renegar, Rousselot, Shelton, Sherrer, Shumate, Walker, Williams, Wright (John).--34.

Nay: Armes, Billy, Coody, Cooksey, Dank, Denney, Duncan, Enns, Faught, Holland, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Miller, Moore, Murphey, Osborn, Ownbey, Peters, Richardson, Ritze, Sanders, Schwartz, Sears, Shannon, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Mr. Speaker.--46.

Excused: Banz, Blackwell, Christian, Cox, DeWitt, Fields, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Inman, Kirby, Nations, Peterson, Reynolds, Roan, Scott, Shoemake, Sullivan, Wright (Harold).--21.

Representative Martin (Steve) pressed his motion to reconsider the vote whereby the amendment failed of adoption, which motion failed of adoption upon roll call as follows:

Aye: Blackwell, Cooksey, Cox, Duncan, Johnson, Jones, Kern, Liebmann, Martin (Steve), McCullough, Miller, Peters, Richardson, Sears, Steele, Thompson, Tibbs, Mr. Speaker.--18.

Nay: Armes, Auffet, Bailey, Billy, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Denney, Derby, DeWitt, Dorman, Enns, Glenn, Hamilton, Holland, Jett, Jordan, Joyner, Key, Kirby, Kouplen, Lamons, Luttrell, Martin (Scott), McDaniel (Randy), McMullen, McNiell, McPeak, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Rousselot, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shumate, Smithson, Terrill, Thomsen, Trebilcock, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John).--63.

Excused: Banz, Christian, Dank, Faught, Fields, Harrison, Hickman, Hilliard, Hoskin, Inman, Jackson, Kiesel, McAffrey, McDaniel (Jeannie), Nations, Peterson, Roan, Shoemake, Sullivan, Williams.--20.

Upon request of Representative Martin (Steve), **SB 431** was laid over.

MOTION

Representative Derby asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on the motion to override the veto on **HB 1326**, which was the order.

MOTION

Representative Jett asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on the motion to override the veto on **HB 1326**, which was the order.

GENERAL ORDER

SB 867 by Anderson of the Senate and McNiel et al of the House was read and considered.

Representative Proctor moved to amend **SB 867** by adding a new Section 2 to read as follows, and by renumbering subsequent section:

“SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2283 of Title 70, unless there is created a duplication in numbering, reads as follows:

A. The dependent of a deceased serviceperson shall receive the benefits of free tuition at an institution that is a member of The Oklahoma State System of Higher Education, as set forth in Section 3201 of Title 70 of the Oklahoma Statutes, if the following factors are met:

1. The serviceperson died after January 1, 2000, while actively serving in the Armed Forces of the United States of America; and

2. The serviceperson timely filed an Oklahoma state income tax return, and if applicable, paid state income taxes for the taxable year preceding death and any taxes due for the taxable year in which the serviceperson died.

B. To be eligible for free tuition, the dependent of a deceased serviceperson shall:

1. Prove the relationship of the dependent to the deceased serviceperson; and

2. Satisfy the entrance and eligibility requirements imposed by the institution of higher learning.

C. Free tuition shall not exceed a period of more than forty-eight (48) months for qualified dependents.”

Representative McNiel asked a ruling of the Presiding Officer whether the Proctor amendment is germane to **SB 867**.

The Presiding Officer ruled the point well taken and the amendment nongermane.

Representative Proctor moved to suspend House Rule 8.11 for the purpose of allowing consideration of the floor amendment, which motion failed of adoption upon roll call as follows:

Aye: Auffet, Bailey, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Denney, Dorman, Duncan, Glenn, Hamilton, Harrison, Hoskin, Jackson, Jett, Jordan, Kern, Kouplun, Lamons, McMullen, McPeak, Moore, Morgan, Morrisette, Nelson, Ortega, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Sherrer, Shumate, Smithson, Walker, Williams, Wright (Harold), Wright (John).--42.

Nay: Armes, Collins, Cooksey, Dank, DeWitt, Enns, Faught, Fields, Holland, Johnson, Jones, Joyner, Key, Kirby, Liebmann, Martin (Scott), McAffrey, McCullough, McDaniel (Randy), McNiel, Miller, Murphey, Osborn, Ownbey, Peters, Peterson, Richardson, Ritze, Sanders, Schwartz, Sears, Shannon, Steele, Terrill, Thompson, Thomsen, Trebilcock, Watson, Wesselhoft, Mr. Speaker.--40.

Excused: Banz, Christian, Coody, Cox, Derby, Hickman, Hilliard, Inman, Kiesel, Luttrell, Martin (Steve), McDaniel (Jeannie), Nations, Reynolds, Scott, Shelton, Shoemake, Sullivan, Tibbs.--19.

Representative Proctor moved to appeal the ruling of the Presiding Officer, which motion was withdrawn.

Representative McNiell moved that **SB 867** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 867 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, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Holland, Hoskin, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplén, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiell, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Wright (Harold), Mr. Speaker.--89.

Nay: Derby, Nelson, Wright (John).--3.

Excused: Banz, Christian, Hickman, Hilliard, Inman, Kiesel, Shoemake, Sullivan, Williams.--9.

The measure and emergency passed.

SB 867 was referred for engrossment.

GENERAL ORDER

SB 982 by Ford of the Senate and Thomsen of the House was read and considered.

Representative Thomsen moved to amend **SB 982** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

Representative Proctor moved to amend the floor substitute by adding a new Section 1 to read as follows, and by renumbering subsequent sections:

“SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2283 of Title 70, unless there is created a duplication in numbering, reads as follows:

A. The dependent of a deceased serviceperson shall receive the benefits of free tuition at an institution that is a member of The Oklahoma State System of Higher Education, as set forth in Section 3201 of Title 70 of the Oklahoma Statutes, if the following factors are met:

1. The serviceperson died after January 1, 2000, while actively serving in the Armed Forces of the United States of America; and

2. The serviceperson timely filed an Oklahoma state income tax return, and if applicable, paid state income taxes for the taxable year preceding death and any taxes due for the taxable year in which the serviceperson died.

B. To be eligible for free tuition, the dependent of a deceased serviceperson shall:

1. Prove the relationship of the dependent to the deceased serviceperson; and

2. Satisfy the entrance and eligibility requirements imposed by the institution of higher learning.

C. Free tuition shall not exceed a period of more than forty-eight (48) months for qualified dependents.”, which amendment was declared adopted.

Representative Thomsen moved adoption of the floor substitute, as amended, which amendment was declared adopted.

Representative Thomsen moved that **SB 982** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 982 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, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Holland, Hoskin, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrisette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Mr. Speaker.--91.

Nay: Wright (John).--1.

Excused: Banz, Christian, Hickman, Hilliard, Inman, Kiesel, Nations, Shoemake, Sullivan.--9.

The measure and emergency passed.

SB 982 was referred for engrossment.

GENERAL ORDER

SB 1119 by Sykes of the Senate and Terrill et al of the House was read and considered.

Representative Terrill moved that **SB 1119** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1119 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, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Holland, Hoskin, 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, Moore, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--83.

Nay: Billy, Hamilton, Kern, Key, Reynolds, Ritze, Wesselhoft.--7.

Excused: Banz, Christian, Cooksey, Hickman, Hilliard, Inman, Miller, Morgan, Morrisette, Shoemake, Sullivan.--11.

The measure and emergency passed.

SB 1119 was referred for engrossment.

RECONSIDERATION

Representative Terrill moved to reconsider the vote whereby **SB 810** failed, which motion prevailed upon roll call as follows:

Aye: Auffet, Bailey, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Cox, Derby, DeWitt, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Holland, Hoskin, Inman, Jackson, Jones, Jordan, Joyner, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Murphey, Nations, Nelson, Osborn, Ownbey, Peters, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Scott, Shannon, Sherrer, Shumate, Smithson, Steele, Terrill, Thomsen, Watson, Mr. Speaker.--65.

Nay: Billy, Coody, Cooksey, Dank, Denney, Dorman, Jett, Johnson, Kern, Key, McMullen, Ortega, Peterson, Reynolds, Ritze, Sanders, Sears, Thompson, Tibbs, Wesselhoft, Williams, Wright (Harold), Wright (John).--23.

Excused: Armes, Banz, Christian, Hickman, Hilliard, Miller, Morgan, Morrissette, Shelton, Shoemake, Sullivan, Trebilcock, Walker.--13.

THIRD READING

SB 810 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Collins, Cox, Denney, Derby, DeWitt, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Holland, Hoskin, Inman, Jackson, Jones, Jordan, Joyner, Kiesel, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), McCullough, McDaniel (Jeannie), McDaniel (Randy), Miller, Moore, Morgan, Nations, Osborn, Ownbey, Peters, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Schwartz, Scott, Shannon, Sherrer, Smithson, Steele, Terrill, Thompson, Thomsen, Walker, Watson, Mr. Speaker.--59.

Nay: Armes, Billy, Blackwell, Coody, Cooksey, Dank, Dorman, Enns, Jett, Johnson, Kern, Key, Kirby, Martin (Steve), McAffrey, McMullen, McNiel, Morrissette, Murphey, Nelson, Ortega, Peterson, Reynolds, Richardson, Ritze, Sanders, Sears, Tibbs, Wesselhoft, Williams, Wright (Harold), Wright (John).--32.

Excused: Banz, Christian, Hickman, Hilliard, McPeak, Shelton, Shoemake, Shumate, Sullivan, Trebilcock.--10.

The measure passed.

On passage of the emergency, the roll call was as follows:

Aye: Auffet, Bailey, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Cox, Denney, Derby, DeWitt, Duncan, Fields, Glenn, Hamilton, Harrison, Holland, Hoskin, Inman, Jones, Jordan, Joyner, Kiesel, Kouplen, Lamons, Liebmann, Martin (Scott), Martin (Steve), McCullough, Miller, Moore, Morgan, Nations, Nelson, Ownbey, Peters, Peterson, Proctor, Pruett, Richardson, Roan, Rousselot, Schwartz, Sherrer, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Walker, Watson, Mr. Speaker.--55.

Nay: Armes, Coody, Cooksey, Dank, Dorman, Enns, Faight, Jett, Johnson, Kern, Key, Kirby, McAffrey, McDaniel (Randy), McMullen, McNiel, Morrissette, Murphey, Ortega, Pittman, Ritze, Sanders, Sears, Shelton, Tibbs, Wesselhoft, Williams, Wright (Harold), Wright (John).--29.

Excused: Banz, Billy, Christian, Hickman, Hilliard, Jackson, Luttrell, McDaniel (Jeannie), McPeak, Osborn, Renegar, Reynolds, Scott, Shannon, Shoemake, Sullivan, Trebilcock.--17.

The emergency failed.

SB 810 was referred for engrossment.

RECONSIDERATION

Representative Terrill moved to reconsider the vote whereby the emergency failed on **SB 878**, which motion prevailed upon roll call as follows:

Aye: Armes, Auffet, Bailey, Blackwell, Brannon, Brown, Cannaday, Carey, Collins, Coody, Denney, DeWitt, Dorman, Duncan, Fields, Glenn, Harrison, Holland, Hoskin, Inman, Jackson, Jones, Jordan, Kiesel, Kouplen, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McMullen, McNiel, McPeak, Miller, Morgan, Morrissette, Nations, Nelson, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sherrer, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Mr. Speaker.--65.

Nay: Cooksey, Dank, Derby, Enns, Jett, Johnson, Joyner, Kern, Key, McDaniel (Randy), Murphey, Ortega, Reynolds, Ritze, Sanders, Schwartz, Sears, Shannon, Wright (John).--19.

Excused: Banz, Billy, Buck, Christian, Cox, Faight, Hamilton, Hickman, Hilliard, Kirby, Luttrell, Moore, Osborn, Scott, Shelton, Shoemake, Sullivan.--17.

On passage of the emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Fields, Glenn, Harrison, Hilliard, Holland, Inman, Jackson, Jones, Jordan, Joyner, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), McAffrey, McCullough, McDaniel (Jeannie), McMullen, Miller, Moore, Morgan, Morrissette, Nelson, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Scott, Shelton, Sherrer, Shumate, Smithson, Steele, Terrill, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wright (Harold), Mr. Speaker.--69.

Nay: Cooksey, Derby, Faught, Hamilton, Jett, Johnson, Kern, Key, McDaniel (Randy), McNiel, Murphey, Ortega, Reynolds, Ritze, Sanders, Schwartz, Sears, Shannon, Thompson, Wesselhoft, Williams, Wright (John).--22.

Excused: Banz, Billy, Hickman, Hoskin, Martin (Steve), McPeak, Nations, Richardson, Shoemake, Sullivan.--10.

The emergency passed.

SB 878 was referred for engrossment.

GENERAL ORDER

SB 1181 by Jolley of the Senate and Cox of the House was read and considered.

Representative Cox moved to amend **SB 1181** by striking the title and enacting clause, which amendment was declared adopted.

Representative Reynolds moved to amend **SB 1181**, Page 17, Section 4, Line 7 by deleting the words "or is eligible to become a licensed pharmacist" and Page 21, Section 6, Line 6 by inserting the following language after the word "Act" and before the semi-colon ":", "All fees and charges collected by the Board shall be paid to the General Revenue Fund of the State Treasury."

Representative Cox moved to table the Reynolds amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Armes, Auffet, Bailey, Blackwell, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jones, Jordan, Joyner, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McMullen, McPeak, Miller, Morgan, Murphey, Nelson, Ortega, Peters, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Trebilcock, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--76.

Nay: Derby, Hamilton, Kern, Key, Reynolds, Ritze, Tibbs, Wesselhoft.--8.

Excused: Banz, Billy, Brannon, Hickman, Jett, Kiesel, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morrissette, Nations, Osborn, Ownbey, Peterson, Shoemake, Sullivan.--17.

Representative Cox moved that **SB 1181** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1181 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Key, Kiesel, Kirby, Kouplén, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Morgan, Murphey, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Richardson, Roan, Rousselot, Scott, Sears, Shelton, Sherrer, Shumate, Smithson, Steele, Terrill, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--78.

Nay: Derby, Harrison, Kern, McCullough, Moore, Morrissette, Nelson, Reynolds, Ritze, Sanders, Schwartz, Shannon, Wesselhoft.--13.

Excused: Banz, Hickman, Johnson, Luttrell, McDaniel (Jeannie), Nations, Pruett, Shoemake, Sullivan, Thompson.--10.

The measure passed.

SB 1181 was referred for engrossment.

GENERAL ORDER

SB 277 by Schulz of the Senate and Armes of the House as read, amended and laid over on Pages 1510-1511 was considered further.

Representative Morgan moved to amend **SB 277** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted.

Representative Armes moved that **SB 277** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 277 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, 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, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--93.

Excused: Banz, Cox, Hickman, Kirby, McDaniel (Jeannie), Nations, Sullivan, Williams.--8.

The measure passed.

SB 277 was referred for engrossment.

Representative Peters Presiding

GENERAL ORDER

SB 676 by Paddock of the Senate and Coody of the House was read and considered.

Representative Coody moved to amend **SB 676** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

SB 676 was laid over.

MOTION

Representative Jones moved to suspend House Rule 4.4(h) for the remainder of this legislative day, which motion was declared adopted upon roll call as follows:

Aye: Armes, Auffet, Bailey, Billy, Brannon, Brown, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Jones, Jordan, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Murphey,

Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Rousselot, Schwartz, Scott, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Tibbs, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--71.

Nay: Buck, Walker.--2.

Excused: Banz, Blackwell, Cox, Dorman, Harrison, Hickman, Johnson, Key, Liebmann, McAffrey, McMullen, Miller, Morgan, Morrissette, Nations, Nelson, Peters, Reynolds, Ritze, Roan, Sanders, Sears, Shannon, Shelton, Sullivan, Thomsen, Trebilcock, Williams.--28.

GENERAL ORDER

SB 676 by Paddack of the Senate and Coody of the House as read and laid over on Page 1521 was considered further.

Representative Coody moved adoption of the floor substitute as read on Page 1521, which amendment was declared adopted upon a division of the question.

Representative Coody moved that **SB 676** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 676 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Billy, Blackwell, Coody, Cooksey, Dank, Denney, Dorman, Enns, Fields, Hickman, Hilliard, Holland, Jackson, Jett, Jones, Kern, Key, Kirby, Liebmann, Martin (Steve), McDaniel (Randy), Miller, Moore, Murphey, Ownbey, Peters, Peterson, Pittman, Richardson, Shannon, Shumate, Steele, Thompson, Thomsen, Tibbs, Trebilcock, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--41.

Nay: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Derby, Duncan, Faught, Glenn, Hamilton, Harrison, Inman, Johnson, Jordan, Joyner, Kouplun, Lamons, Luttrell, Martin (Scott), McCullough, McDaniel (Jeannie), McMullen, McPeak, Morgan, Morrissette, Nelson, Osborn, Proctor, Pruett, Renegar, Reynolds, Ritze, Roan, Rousselot, Schwartz, Scott, Shelton, Sherrer, Shoemake, Smithson, Walker, Watson, Williams.--47.

Excused: Banz, Cox, DeWitt, Hoskin, Kiesel, McAffrey, McNiel, Nations, Ortega, Sanders, Sears, Sullivan, Terrill.--13.

The measure failed.

Representative Coody served notice to reconsider the vote whereby **SB 676** failed.

GENERAL ORDER

SB 1168 by Ford of the Senate and Coody of the House was read and considered.

Coauthored by Representative(s) Hickman

Representative Blackwell moved to amend **SB 1168** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

Representative Coody moved to amend the Blackwell floor substitute by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted.

Representative Blackwell moved adoption of the floor substitute, as amended, which amendment was declared adopted.

Representative Coody moved that **SB 1168** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1168 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, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--92.

Excused: Banz, Cox, DeWitt, Hoskin, Kiesel, McAffrey, Nations, Sears, Sullivan.--9.

The measure and emergency passed.

SB 1168 was referred for engrossment.

GENERAL ORDER

SB 738 by Coffee et al of the Senate and Benge et al of the House was read and considered.

Speaker Benge moved to amend **SB 738** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

Speaker Benge moved to amend the floor substitute by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted.

Speaker Benge moved adoption of the floor substitute, as amended, which amendment was declared adopted.

Speaker Benge moved that **SB 738** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 738 was read at length for the third time. On passage of the measure, the roll call was as follows:

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

Nay: Brown, Collins, Morrissette, Williams.--4.

Excused: Banz, Brannon, Cox, Hoskin, Kiesel, McAffrey, Nations, Sears, Sullivan.--9.

The measure passed.

SB 738 was referred for engrossment.

MOTION

Representative Blackwell asked unanimous consent that the Journal reflect that the Rules Committee voted today to approve Representative Banz's request to strike the title on **SB 431**, which was the order.

GENERAL ORDER

SB 646 by Coffee et al of the Senate and Benge of the House was read and considered.

Coauthored by Representative(s) Nelson

Representative Dorman moved to amend **SB 646** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

Representative Dorman moved to amend floor substitute by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

Representative Reynolds moved to table the Dorman amendment to the floor substitute, which tabling motion failed of adoption upon roll call as follows:

Aye: Faught, Osborn, Reynolds, Ritze, Wesselhoft.--5.

Nay: Armes, Auffet, Bailey, Billy, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Fields, Glenn, Hickman, Hilliard, Holland, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplun, Lamons, Liebmann, Martin (Scott), McAffrey, McCullough, McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Rousselot, Sanders, Schwartz, Scott, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Trebilcock, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--80.

Excused: Banz, Blackwell, Cox, Hamilton, Harrison, Hoskin, Kiesel, Luttrell, Martin (Steve), McDaniel (Jeannie), Nations, Roan, Sears, Shelton, Sullivan, Tibbs.--16.

Speaker Benge asked unanimous consent that the Dorman amendment to the floor substitute be adopted, which was the order.

Speaker Benge asked unanimous consent that the Dorman floor substitute, as amended, be adopted, which was the order.

Speaker Benge moved that **SB 646** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 646 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, Billy, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, 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, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams, Wright (Harold), Mr. Speaker.--84.

Nay: Dank, Faught, Kern, Key, Pruett, Reynolds, Ritze, Wesselhoft, Wright (John).--9.

Excused: Banz, Blackwell, Cox, Hoskin, Morrissette, Nations, Sears, Sullivan.--8.

The measure and emergency passed.

SB 646 was referred for engrossment.

GENERAL ORDER

SB 1170 by Leftwich of the Senate and Christian of the House was read and considered.

Coauthored by Representative(s) Roan, Smithson, Tibbs

Representative Christian moved that **SB 1170** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1170 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, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, 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, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor,

Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Mr. Speaker.--93.

Nay: Wright (John).--1.

Excused: Banz, Cox, Hoskin, Morrisette, Nations, Sears, Sullivan.--7.

The measure and emergency passed.

SB 1170 was referred for engrossment.

GENERAL ORDER

SB 431 by Aldridge of the Senate and Banz of the House as read and laid over on Pages 1511-1512 was considered further.

Coauthored by Representative(s) Tibbs, Martin (Steve)

Representative Martin (Steve) moved to amend **SB 431** by striking the title, which amendment was declared adopted.

Representative Martin (Steve) moved that **SB 431** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 431 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, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Fields, Hamilton, Harrison, Hickman, Hilliard, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kiesel, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Nelson, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruet, Renegar, Richardson, Roan, Rousselot, Schwartz, Scott, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wright (Harold), Mr. Speaker.--77.

Nay: Christian, Faught, Holland, Kern, Key, McMullen, Murphey, Ortega, Reynolds, Ritze, Sanders, Wesselhoft, Wright (John).--13.

Excused: Banz, Cox, Glenn, Hoskin, Kirby, Morrisette, Nations, Sears, Sullivan, Terrill, Williams.--11.

The measure and emergency passed.

SB 431 was referred for engrossment.

GENERAL ORDER

SB 991 by Coffee et al of the Senate and Duncan of the House was read and considered.

Representative Trebilcock moved that **SB 991** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 991 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--92.

Excused: Banz, Cox, Hoskin, Kirby, Morrisette, Nations, Sears, Sullivan, Terrill.--9.

The measure passed.

SB 991 was referred for engrossment.

GENERAL ORDER

HJR 1047 by Sherrer of the House and Burrage of the Senate was read and considered.

Coauthored by Representative(s) Martin (Steve)

While on General Order, the Presiding Officer allowed questions regarding **HJR 1047**. Representative Reynolds raised a point of order as to whether it was in order to discuss what had previously occurred during consideration of the measure in committee.

The Presiding Officer ruled the point not well taken and the questions in order.

Representative Sherrer moved that **HJR 1047** be advanced from General Order, which motion was declared adopted.

Speaker Pro Tempore Steele Presiding

THIRD READING

HJR 1047 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Bailey, Blackwell, Brown, Cannaday, Carey, Cooksey, Dank, Derby, Dorman, Duncan, Faught, Hamilton, Harrison, Hilliard, Inman, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McMullen, McPeak, Moore, Morgan, Murphey, Nelson, Osborn, Ownbey, Peterson, Pruett, Reynolds, Rousselot, Schwartz, Scott, Shannon, Sherrer, Shumate, Thompson, Thomsen, Tibbs, Watson, Wright (Harold), Wright (John).--53.

Nay: Armes, Auffet, Billy, Brannon, Buck, Christian, Collins, Coody, Denney, DeWitt, Enns, Glenn, Hickman, Holland, Jackson, Jett, Liebmann, Luttrell, McDaniel (Randy), McNiel, Miller, Ortega, Peters, Pittman, Proctor, Renegar, Richardson, Roan, Sanders, Shoemake, Smithson, Steele, Trebilcock, Walker, Wesselhoft, Williams, Mr. Speaker.--37.

Excused: Banz, Cox, Fields, Hoskin, Morrissette, Nations, Ritze, Sears, Shelton, Sullivan, Terrill.--11.

The measure passed.

Representative Sherrer served notice to reconsider the vote whereby **HJR 1047** passed.

GENERAL ORDER

SB 598 by Anderson et al of the Senate and Martin (Scott) of the House was read and considered.

Representative Martin (Scott) moved to amend **SB 598** by striking the title and enacting clause, which amendment was declared adopted.

Representative Martin (Scott) moved that **SB 598** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 598 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Faught, Glenn, Hamilton, Harrison, Hickman, Hilliard, Inman, Jackson, Jett, Johnson, 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, Murphey, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Shannon, Sherrer, Shumate, Smithson, Steele, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--80.

Nay: Duncan, Holland, Nelson, Proctor, Reynolds, Trebilcock.--6.

Excused: Banz, Cox, Enns, Fields, Hoskin, McAffrey, Morrissette, Nations, Ritze, Sears, Shelton, Shoemake, Sullivan, Terrill, Williams.--15.

The measure passed.

SB 598 was referred for engrossment.

GENERAL ORDER

SJR 27 by Anderson et al of the Senate and Sullivan of the House was read and considered.

Representative Wright (Harold) moved to amend **SJR 27** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted.

Representative Brown moved to table **SJR 27**, which tabling motion failed of adoption upon a division of the question.

Representative Wright (Harold) moved that **SJR 27** be advanced from General Order, which motion was declared adopted.

THIRD READING

SJR 27 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Billy, Christian, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), McCullough, McDaniel (Randy), McNiel, Miller, Moore, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Reynolds, Richardson, Sanders, Schwartz, Shannon, Shumate, Steele, Thompson, Thomsen, Tibbs, Watson, Wesselhoft, Wright (Harold), Mr. Speaker.--51.

Nay: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Collins, Dorman, Glenn, Hamilton, Harrison, Hilliard, Inman, Kiesel, Kouplen, Lamons, Luttrell, Martin (Steve), McAffrey, McDaniel (Jeannie), McMullen, Morgan, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Scott, Sherrer, Smithson, Williams, Wright (John).--34.

Excused: Banz, Blackwell, Cox, Fields, Hoskin, McPeak, Morrissette, Nations, Ritze, Sears, Shelton, Shoemake, Sullivan, Terrill, Trebilcock, Walker.--16.

The measure passed.

SJR 27 was referred for engrossment.

GENERAL ORDER

SB 932 by Coffee of the Senate and Duncan of the House was read and considered.

Representative Morrissette moved to amend **SB 932**, Page 1, Section 1, Line 7 by inserting after the period "." the following language:

"The task force shall also conduct an analytical compilation of the number of cases since the 2006 passage of the 'Stand Your Ground Law', Section 1289.25 of Title 21 of the Oklahoma Statutes, in which self-defense, as provided in Section 1289.25 of Title 21 of the Oklahoma Statutes, was used or justified."

Representative Duncan moved to table the Morrissette amendment, which tabling motion was declared adopted upon a division of the question.

Representative Duncan moved that **SB 932** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 932 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, Billy, Brannon, Buck, Carey, Christian, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Glenn, Hamilton, Hickman, Hilliard, Holland, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McMullen, McNiel, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Sanders, Schwartz, Shannon, Sherrer, Shumate, Smithson, Steele, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--78.

Nay: Brown, Cannaday, Collins, Harrison, Kiesel, McAffrey, McDaniel (Jeannie), McPeak.--8.

Excused: Banz, Blackwell, Cox, Fields, Hoskin, Morrissette, Nations, Proctor, Ritze, Scott, Sears, Shelton, Shoemake, Sullivan, Terrill.--15.

The measure and emergency passed.

SB 932 was referred for engrossment.

GENERAL ORDER

SB 122 by Johnson (Mike) et al of the Senate and Miller et al of the House was read and considered.

Representative Miller moved to amend **SB 122** by striking the enacting clause, which amendment was declared adopted.

Representative Liebmann moved that **SB 122** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 122 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Billy, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Inman, Jackson, Jett, Johnson, 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, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--85.

Nay: Reynolds.--1.

Excused: Banz, Blackwell, Cox, Fields, Hoskin, McAffrey, Morrissette, Nations, Proctor, Ritze, Sears, Shelton, Sullivan, Terrill, Thompson.--15.

The measure passed.

SB 122 was referred for engrossment.

GENERAL ORDER

SB 123 by Johnson (Mike) et al of the Senate and Miller et al of the House was read and considered.

Representative Miller moved to amend **SB 123** by striking the enacting clause, which amendment was declared adopted.

Representative Liebmann moved that **SB 123** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 123 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Billy, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, 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, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--87.

Nay: Reynolds.--1.

Excused: Banz, Blackwell, Cox, Fields, Hoskin, Morrissette, Nations, Proctor, Ritze, Sears, Shelton, Sullivan, Terrill.--13.

The measure passed.

SB 123 was referred for engrossment.

GENERAL ORDER

SJR 24 by Schulz et al of the Senate and Dorman of the House was read and considered.

Representative Dorman moved that **SJR 24** be advanced from General Order, which motion was declared adopted upon a division of the question.

THIRD READING

SJR 24 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Auffet, Bailey, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Dorman, Glenn, Hamilton, Harrison, Hilliard, Inman, Jackson, Jett, Jones, Kiesel, Kirby, Kouplen, Lamons, Luttrell, McAffrey, McDaniel (Jeannie), McDaniel (Randy), McMullen, McPeak, Morgan, Morrissette, Pittman, Pruett, Renegar, Roan, Rousselot, Sanders, Scott, Sherrer, Shoemake, Shumate, Smithson, Steele, Thomsen, Trebilcock, Walker, Williams, Wright (Harold), Mr. Speaker.--48.

Nay: Armes, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Hickman, Holland, Johnson, Jordan, Joyner, Kern, Key, Liebmann, Martin (Scott), Martin (Steve), McCullough, McNiel, Miller, Moore, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Reynolds, Richardson, Schwartz, Shannon, Tibbs, Watson, Wesselhoft, Wright (John).--39.

Excused: Banz, Billy, Blackwell, Cox, Fields, Hoskin, Nations, Proctor, Ritze, Sears, Shelton, Sullivan, Terrill, Thompson.--14.

The measure failed.

MOTION

Representative Walker moved to suspend House Rule 4.4(d) for Monday, April 27 in recognition of Bob Wills Day, which motion failed of adoption upon roll call as follows:

Aye: Armes, Auffet, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Denney, Dorman, Fields, Glenn, Harrison, Hilliard, Holland, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McMullen, McNiel, Moore, Morgan, Morrissette, Murphey, Ownbey, Peterson, Pittman, Pruett, Renegar, Roan, Rousselot, Schwartz, Scott, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Thomsen, Walker, Watson, Williams, Wright (Harold), Mr. Speaker.--60.

Nay: Cooksey, Derby, Duncan, Faught, Kern, Kiesel, McDaniel (Randy), Nelson, Ortega, Sanders, Tibbs, Trebilcock, Wesselhoft, Wright (John).--14.

Excused: Bailey, Banz, Billy, Blackwell, Cox, Dank, DeWitt, Enns, Hamilton, Hickman, Hoskin, McAffrey, McDaniel (Jeannie), McPeak, Miller, Nations, Osborn, Peters, Proctor, Reynolds, Richardson, Ritze, Sears, Shelton, Sullivan, Terrill, Thompson.--27.

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby the emergency failed on **SB 281**.

SB 281 was referred for engrossment.

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby **SB 676** failed.

CONFEREES ADDED

The Speaker added the following conferees:

HB 1949 – Scott, McAffrey, Trebilcock, Jackson, Jones

RESOLUTIONS

The following were introduced and read:

HCR 1024 – By Derby of the House and Brogdon of the Senate.

A Concurrent Resolution expressing opposition to the proposed lockage fee for the McClellan-Kerr Arkansas River Navigation System; distribution.

HCR 1025 – By Morgan of the House and Coates of the Senate.

A Concurrent Resolution proclaiming July 2009 as Oklahoma Cowboy Heritage Month; designating July 25, 2009, as Oklahoma Day of the Cowboy; encouraging recognition and celebration; and directing distribution.

HCR 1026 – By Jones and Rousselot of the House and Coffee and Brogdon of the Senate.

A Concurrent Resolution expressing opposition to the proposed lockage fee which will disproportionately impact certain shippers; and directing distribution.

MESSAGES FROM THE SENATE

Announcing the passage of **HB 1975**.

The above-numbered measure was referred for enrollment.

Returning engrossed measures, as amended

Announcing the passage of and returning engrossed measures as amended **HBs 1021**, Coauthored by Senator Sykes, **1055**, Coauthored by Representative Liebmann, **1458**, Remove Representative McAffrey as principal House author and substitute with Representative Sullivan as principal House author, and Coauthored by Representative McAffrey, **1481**, Coauthored by Representative Pittman and Senator Leftwich, **1487**, Coauthored by Senator Ivester, **1737**, Coauthored by Senator Stanislawski, **1740**, **1775**, Coauthored by Senator Johnson (Constance) and **2026**, Coauthored by Representatives Cox, Pittman and **HJR 1041**.

Senate amendments were read on the above numbered measures.

Returning enrolled measures

Announcing that Enrolled **HB 1368** has been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measure was ordered transmitted to the Honorable Governor.

Announcing that Enrolled **HCR 1004** has been signed by the Presiding Officer of Senate, in open session.

The above measure was ordered filed with the Secretary of State.

Transmitting enrolled measure

Advising fourth reading of and transmitting for signature Enrolled **SB 1111**.

The above-numbered enrolled measure was, after fourth reading, properly signed and ordered returned to the Honorable Senate.

Conference requested

Advising rejection of **HAs to SBs 521, 723, 726 and 929** and requesting conference thereon, the Senate naming conferees later.

REMARKS

Upon unanimous consent request of Representative Kern, the remarks by Pastor Vineyard were ordered printed in full as follows:

“Thank you, Mr. Speaker. Thank you, Representative Kern, for the invitation to come and pray this week. Thank you all for representing our great state.

Proverbs 29:2 When the righteous are in authority, the people rejoice: but when the wicked beareth rule, the people mourn.

We are privileged in this country to have a representative form of government.

I believe that this verse gives us God’s ideal representative.

There are some things I’d like for you to consider to be that ideal Representative.

I. Realize that God has placed you here.

Daniel 4:17 This matter is by the decree of the watchers, and the demand by the word of the holy ones: to the intent that the living may know that the most High ruleth in the kingdom of men, and giveth it to whomsoever he will, and setteth up over it the basest of men.

God gave you this position. Through the people of this great state He entrusted to you the authority that you hold. Please do not hold it lightly.

Reverence it. Guard it. Preserve it.

‘A BODY OF MEN HOLDING THEMSELVES ACCOUNTABLE TO NOBODY OUGHT NOT TO BE TRUSTED BY ANYBODY.’ THOMAS PAINE

So realize that God has placed you here.

II. Remember the absolute importance of God’s Holy Word.

Psalm 119:160 Thy word is true from the beginning: and every one of thy righteous judgments endureth for ever.

Psalm 119:89 For ever, O LORD, thy word is settled in heaven.

The word of God is absolute. The Bible speaks a lot about God’s name, about the name of Jesus, but His word is exalted even above His name.

Psalm 138:2 I will worship toward thy holy temple, and praise thy name for thy loving kindness and for thy truth: for thou hast magnified thy word above all thy name.

Did you realize that right at forty different authors put God’s Word on paper over a period of 1400 years?

There were well over 100 Old Testament prophecies that the Lord Jesus Christ accomplished including time, place, and method of birth.

Archeological discoveries continue to reinforce the Bible.

The longest chapter, which is about the Bible, declares:

Psalm 119:105 Thy word is a lamp unto my feet, and a light unto my path.

Psalm 119:130 The entrance of thy words giveth light; it giveth understanding unto the simple.

Psalm 119:133 Order my steps in thy word: and let not any iniquity have dominion over me.

In studying early American History, we see that one of the prerequisites of practicing law was to know the Bible.

Law students were required to first be Bible students.

We would do well to get back to the Ten Commandments.

Jesus preached them in the Gospels. The Apostle Paul repeated them in the Epistles.

As God was giving His law to His chosen people Israel, He told them of how their kings were to read and to keep His word.

Deuteronomy 17:18-20

18 And it shall be, when he sitteth upon the throne of his kingdom, that he shall write him a copy of this law in a book out of that which is before the priests the Levites:

19 And it shall be with him, and he shall read therein all the days of his life: that he may learn to fear the LORD his God, to keep all the words of this law and these statutes, to do them:

20 That his heart be not lifted up above his brethren, and that he turn not aside from the commandment, to the right hand, or to the left: to the end that he may prolong his days in his kingdom, he, and his children, in the midst of Israel.

In that very same book of the Bible, God linked the very blessing of the rain to how they received His word. If they hearkened diligently with all their heart and soul, He promised the blessing of the rain.

Deuteronomy 11:13-19

13 And it shall come to pass, if ye shall hearken diligently unto my commandments which I command you this day, to love the LORD your God, and to serve him with all your heart and with all your soul,

14 That I will give you the rain of your land in his due season, the first rain and the latter rain, that thou mayest gather in thy corn, and thy wine, and thine oil.

15 And I will send grass in thy fields for thy cattle, that thou mayest eat and be full.

16 Take heed to yourselves, that your heart be not deceived, and ye turn aside, and serve other gods, and worship them;

17 And then the LORD'S wrath be kindled against you, and he shut up the heaven, that there be no rain, and that the land yield not her fruit; and lest ye perish quickly from off the good land which the LORD giveth you.

18 Therefore shall ye lay up these my words in your heart and in your soul, and bind them for a sign upon your hand, that they may be as frontlets between your eyes.

19 And ye shall teach them your children, speaking of them when thou sittest in thine house, and when thou walkest by the way, when thou liest down, and when thou risest up.

Oh, the blessings that would be possible if the Bible were re-introduced into the classrooms of Oklahoma!

Children would better learn to obey and honor their parents, respect authority, be good citizens.

I guarantee you that the crime rate would go down. The graduation rate would go up. Businesses would get better employees. Wives would get better husbands. Children would get better parents.

Remember the absolute importance of God's Holy Word.

III. Resolve to fear God.

Exodus 18:21 Moreover thou shalt provide out of all the people able men, such as fear God, men of truth, hating covetousness; and place such over them, to be rulers of thousands, and rulers of hundreds, rulers of fifties, and rulers of tens:

Jethro's counsel to his son-in-law Moses was that those who rule should be those who fear God. David's last words:

2 Samuel 23:3 The God of Israel said, the Rock of Israel spake to me, He that ruleth over men must be just, ruling in the fear of God.

It would help us to put the value back on the unborn human life that God created.

Every life is valuable in God's sight. The Bible says that we are fearfully and wonderfully made.

Did you know that you were pro-life at birth? You're here, aren't you?

'WE'VE FORGOTTEN GOD. . . IT BEHOOVES US TO HUMBLE OURSELVES, CONFESS OUR SINS, AND PRAY FOR FORGIVENESS.' LINCOLN

Resolve to fear God.

IV. Reclaim the importance of righteousness.

Proverbs 29:2 When the righteous are in authority, the people rejoice: but when the wicked beareth rule, the people mourn.

Proverbs 14:34 Righteousness exalteth a nation: but sin is a reproach to any people.

Dr. Bob Jones, Sr.: 'Do right 'til the stars fall.'

An old preacher once said, 'Your compromises will some day become your children's convictions.'

'STATESMEN, MY DEAR SIR, MAY PLAN AND SPECULATE FOR LIBERTY, BUT IT IS RELIGION AND MORALITY ALONE WHICH CAN ESTABLISH THE PRINCIPLES UPON WHICH FREEDOM CAN SECURELY STAND...THE ONLY FOUNDATION OF A FREE CONSTITUTION IS PURE VIRTUE, AND IF THIS CANNOT BE INSPIRED INTO OUR PEOPLE IN A GREATER MEASURE THAN THEY HAVE IT NOW, THEY MAY CHANGE THEIR RULERS AND THE FORMS OF GOVERNMENT BUT THEY WILL NOT OBTAIN A LASTING LIBERTY.' JOHN ADAMS

Reclaim the importance of righteousness.

V. Receive Christ as Savior.

John 1:12 But as many as received him, to them gave he power to become the sons of God, even to them that believe on his name:

Acts 16:30-31

30 And brought them out, and said, Sirs, what must I do to be saved?

31 And they said, Believe on the Lord Jesus Christ, and thou shalt be saved, and thy house.

John 3:7 Marvel not that I said unto thee, Ye must be born again.

Romans 5:8-10

8 But God commendeth his love toward us, in that, while we were yet sinners, Christ died for us.

9 Much more then, being now justified by his blood, we shall be saved from wrath through him.

10 For if, when we were enemies, we were reconciled to God by the death of his Son, much more, being reconciled, we shall be saved by his life.

John 10:27-28 My sheep hear my voice, and I know them, and they follow me: And I give unto them eternal life; and they shall never perish, neither shall any man pluck them out of my hand.

My family and I served as missionaries in Africa for 15 years. The last 12 years we were in the Ivory Coast in West Africa. I am thankful for the opportunity that God gave me to take the Gospel to those dear people.

Back in 1995, I rode in an old dilapidated taxi. The door was held shut by baling wire. I had to watch where I put my foot because there was a hole big enough for it to go through on the floor board. The springs were sticking through the seat and I realized as we were driving over potholes that the car had no shocks.

The driver was named Jean-Baptiste and during the course of the ride I was able to witness to him about the Lord Jesus Christ and what He did to give us salvation.

The following Sunday, he came to our church, sat through the message and came forward during the invitation.

I showed Jean-Baptiste from the Bible how Jesus had died on the cross for his sins and how he could have eternal life through trusting Jesus Christ as Savior.

In 1998, while we were back in the States on a furlough, Jean-Baptiste became very ill and ended up dying as a result of having contracted AIDS.

He told his wife while he was on his deathbed that he was not afraid to die because he knew he was saved. He knew he was going to Heaven, and he knew that the first person he would see when he got there was the Lord Jesus Christ.

If you are not saved, if you are not 100% sure that when you die you'll go to Heaven, I invite you to ask the Lord Jesus Christ to come into your heart, forgive your sins, and save your soul."

Representative Jones moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, April 27, 2009, which was the order.

Pursuant to the motion of Representative Jones, the House was adjourned at 2:25 p.m., to reconvene Monday, April 27, 2009, at 1:30 p.m.