

HOUSE JOURNAL

Second Regular Session of the Fifty-second Legislature

of the State of Oklahoma

Eighteenth Legislative Day, Tuesday, March 2, 2010

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

The roll was called with 99 Members present.

The following Members were excused: Enns, Schwartz.—2.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend Sharla Reynolds, Rush Springs First United Methodist Church and Sterling United Methodist Church, Sterling.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1611, 1686, 2302, 2314, 2330, 2541, 2552, 2566, 2609, 2626, 2628, 2652, 2658, 2659, 2730, 2745, 2775, 2836, 2854, 2862, 2894, 2936, 2964, 2965, 2999, 3154, 3169, 3231, 3292, 3294, 3323, 3338, 3366, 3379 and **HJR 1065** were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HAs to SB 1133 were reported correctly engrossed, properly signed, in open session, and the measure, as amended, was ordered returned to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing the passage of **HCR 1051**, Coauthored by all Senators, and **HCR 1052**.

The above-numbered measures were referred for enrollment.

Returning CCRs

Returning **HBs 2351, 2352, 2353, 2355, 2356, 2381, 2401, 2411, 2421, 2431, 2433, 2461, 2491, 2497, 2499, 2501, 2505** and **2511** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

GENERAL ORDER

HB 2283 by Wright (John) of the House and Aldridge of the Senate was read and considered.

Representative Wright (John) moved that **HB 2283** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2283 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, Cox, Dank, Derby, Dorman, Duncan, Faught, Fields, Glenn, Harrison, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McPeak, Miller, Morgan, Morrissette, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Renegar, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Sears, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Wright (John), Mr. Speaker.--81.

Nay: Murphey, Reynolds.--2.

Excused: Denney, DeWitt, Enns, Hamilton, Hickman, Key, McDaniel (Randy), McNiel, Moore, Pittman, Schwartz, Scott, Shannon, Shumate, Terrill, Trebilcock, Williams, Wright (Harold).--18.

The measure passed.

HB 2283 was referred for engrossment.

GENERAL ORDER

HB 2561 by Cooksey of the House was read and considered.

Coauthored by Representative(s) Nations, Kern, Ortega

Authored by Senator Brown (principal Senate author)

Representative Cooksey moved that **HB 2561** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2561 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--89.

Excused: Armes, Denney, Enns, Hickman, McDaniel (Randy), Ortega, Schwartz, Scott, Shumate, Terrill, Trebilcock, Williams.--12.

The measure and emergency passed.

HB 2561 was referred for engrossment.

GENERAL ORDER

HB 2572 by Wesselhoft et al of the House and Leftwich of the Senate was read and considered.

Coauthored by Representative(s) Reynolds, Faught, Roan, Walker, Kern, Renegar, Cannaday, Cox

Remove Senator Leftwich as principal Senate author and substitute with Senator Russell

Representative Wesselhoft moved that **HB 2572** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2572 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, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hilliard, 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), McNeil, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--92.

Excused: Armes, Denney, Enns, Hickman, McDaniel (Randy), Schwartz, Scott, Shumate, Trebilcock.--9.

The measure passed.

HB 2572 was referred for engrossment.

GENERAL ORDER

HB 2585 by Pruett of the House and Justice of the Senate was read and considered.

Coauthored by Representative(s) Roan

Representative Pruett moved that **HB 2585** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2585 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hilliard, Holland, Hoskin, Jackson, Jones, Jordan, Joyner, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNeil, McPeak, Miller, Moore,

Morgan, Morrisette, Nations, Nelson, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Thompson, Tibbs, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--78.

Nay: Christian, Cooksey, Jett, Kern, Key, Murphey, Reynolds, Ritze, Terrill, Wesselhoft.--10.

Excused: Armes, Denney, Enns, Hickman, Inman, Johnson, Ortega, Osborn, Schwartz, Scott, Shumate, Thomsen, Trebilcock.--13.

The measure and emergency passed.

HB 2585 was referred for engrossment.

GENERAL ORDER

HB 2600 by Morrisette of the House was read and considered.

Coauthored by Representative(s) Scott, Hoskin, McAffrey

Authored by Senator Corn (principal Senate author)

Representative Morrisette moved that **HB 2600** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2600 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, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrisette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Scott, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Williams, Wright (Harold), Mr. Speaker.--90.

Nay: Martin (Steve), Sears, Wright (John).--3.

Excused: Armes, Enns, Hickman, Hilliard, Miller, Schwartz, Trebilcock, Wesselhoft.--8.

The measure passed.

HB 2600 was referred for engrossment.

GENERAL ORDER

HB 2644 by Thomsen et al of the House was read and considered.

Authored by Senator Jolley (principal Senate author)

Representative Thomsen moved that **HB 2644** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2644 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Dorman, Fields, Glenn, Hamilton, Harrison, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McNiel, McPeak, Moore, Morgan, Morrisette, Nations, Ortega, Osborn, Ownbey, Peters, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Thomsen, Tibbs, Walker, Watson, Williams, Wright (Harold), Mr. Speaker.--79.

Nay: Christian, Dank, Duncan, Faught, Kern, Key, McDaniel (Randy), Murphey, Peterson, Reynolds, Ritze, Terrill, Thompson, Wesselhoft, Wright (John).--15.

Excused: Armes, Enns, Hickman, Miller, Nelson, Schwartz, Trebilcock.--7.

The measure and emergency passed.

HB 2644 was referred for engrossment.

GENERAL ORDER

HB 2830 by Peters et al of the House and Anderson of the Senate was read and considered.

Coauthored by Representative(s) Scott, McAffrey

Representative Peters moved that **HB 2830** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2830 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, Cox, Dank, Denney, Derby, DeWitt, Dorman, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, 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: Duncan, Murphey, Reynolds, Ritze.--4.

Excused: Armes, Enns, Schwartz.--3.

The measure passed.

HB 2830 was referred for engrossment.

GENERAL ORDER

HB 3253 by Blackwell et al of the House and Brogdon of the Senate was read and considered.

Coauthored by Representative(s) Tibbs, Murphey, Thompson, Johnson

Representative Blackwell moved that **HB 3253** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3253 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, 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: Armes, Enns, Russ, Sanders, Schwartz.--5.

The measure and emergency passed.

HB 3253 was referred for engrossment.

GENERAL ORDER

HB 2579 by Trebilcock et al of the House and Schulz of the Senate was read and considered.

Representative Trebilcock moved that **HB 2579** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2579 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, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, 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: Armes, Buck, Enns, Schwartz.--4.

The measure passed.

HB 2579 was referred for engrossment.

GENERAL ORDER

HB 3251 by Tibbs of the House and Crain of the Senate was read and considered.

Coauthored by Representative(s) Roan

Representative Tibbs moved that **HB 3251** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3251 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, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kiesel, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, 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.--95.

Excused: Armes, Enns, Kirby, McDaniel (Randy), Pittman, Schwartz.--6.

The measure passed.

HB 3251 was referred for engrossment.

GENERAL ORDER

HB 3170 by Hickman of the House was read and considered.

Authored by Senator Marlatt (principal Senate author)

Representative Hickman moved that **HB 3170** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3170 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Bailey, Billy, Blackwell, Brown, Buck, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNeil, McPeak, Miller, Moore, Morgan, Morrisette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--93.

Nay: Banz, Brannon, Cannaday, Pruett.--4.

Excused: Armes, Enns, Schwartz, Wesselhoft.--4.

The measure and emergency passed.

HB 3170 was referred for engrossment.

Representative Hickman Presiding

GENERAL ORDER

HB 3340 by Christian of the House was read and considered.

Authored by Senator Sykes (principal Senate author)

Representative Christian moved that **HB 3340** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3340 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, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--96.

Nay: Shelton.--1.

Excused: Armes, Enns, Schwartz, Terrill.--4.

The measure passed.

HB 3340 was referred for engrossment.

GENERAL ORDER

HB 3398 by McNiel et al of the House and Anderson of the Senate was read and considered.

Coauthored by Representative(s) Duncan

Representative McNiel moved that **HB 3398** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3398 was read at length for the third time. On passage of the measure and emergency, 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, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, 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, Morrissette, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams, Wright (Harold), Mr. Speaker.--87.

Nay: Cox, Kern, Key, Murphey, Reynolds, Ritze, Thompson, Wesselhoft, Wright (John).--9.

Excused: Armes, Enns, Kirby, Schwartz, Terrill.--5.

The measure and emergency passed.

HB 3398 was referred for engrossment.

GENERAL ORDER

HB 2778 by Steele et al of the House and Crain of the Senate was read and considered.

Coauthored by Representative(s) McDaniel (Jeannie), Tibbs, Inman

Representative Steele moved that **HB 2778** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2778 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, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNiel, Miller, Moore, Morgan, Morrissette, Murphey,

Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, 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: Armes, Enns, McPeak, Schwartz.--4.

The measure passed.

HB 2778 was referred for engrossment.

Speaker Pro Tempore Steele Presiding

GENERAL ORDER

HB 2780 by Billy et al of the House and Sykes of the Senate was read and considered.

Coauthored by Representative(s) Ownbey, Wright (Harold), Tibbs, Cooksey, Kern, Thompson, Derby, Faught

Representative Billy moved that **HB 2780** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2780 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Rousselot, Russ, Sanders, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--87.

Nay: Collins, Cox, McAffrey, McDaniel (Jeannie), Nations, Scott, Williams.--7.

Excused: Armes, Enns, Kiesel, McPeak, Roan, Schwartz, Shelton.--7.

The measure and emergency passed.

HB 2780 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1740** was called up for consideration.

Coauthored by Representative(s) Shumate

Upon motion of Representative Peters, the **CCR** on **HB 1740** was adopted.

HB 1740, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Auffet, Bailey, Billy, Brannon, Brown, Buck, Carey, Collins, Coody, Cox, Denney, Dorman, Duncan, Fields, Glenn, Harrison, Hickman, Hilliard, Hoskin, Inman, Johnson, Jones, Jordan, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Steve), McAffrey, McDaniel (Jeannie), McPeak, Morgan, Morrissette, Nations, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Russ, Scott, Sears, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wright (John), Mr. Speaker.--61.

Nay: Banz, Blackwell, Cannaday, Christian, Cooksey, Dank, Derby, DeWitt, Faught, Hamilton, Holland, Jackson, Jett, Joyner, Kern, Key, Martin (Scott), McCullough, McDaniel (Randy), Miller, Moore, Murphey, Nelson, Ortega, Osborn, Reynolds, Ritze, Sanders, Shannon, Terrill, Thompson, Wesselhoft, Wright (Harold).--33.

Excused: Armes, Enns, McNeil, Richardson, Schwartz, Shelton, Williams.--7.

The measure passed.

HB 1740, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing the passage of the following engrossed measures: **SBs 1281, 1289, 1303, 1349, 1357, 1606, 1616, 1626, 1628, 1633, 1686, 1700, 1712, 1752, 1759, 1772, 1799, 1819, 1836, 1907, 1914, 1925, 1940, 1941, 1954, 1966, 1977, 1989, 1998, 2027, 2040, 2045, 2132, 2154, 2163, 2207, 2210 and 2291.**

The measures were introduced and read for the first time.

SB 1281 – By Anderson of the Senate and Jackson of the House.

[professions and occupations - fees - effective date - emergency]

SB 1289 – By Coates, Gumm, Jolley and Johnson (Constance) of the Senate and Shelton of the House.

An Act relating to public health and safety; amending 63 O.S. 2001, Section 1-1950.1, as last amended by Section 12, Chapter 436, O.S.L. 2004 (63 O.S. Supp. 2009, Section 1-1950.1), which relates to criminal history background checks for long-term care facility employees; expanding list of persons who may not be hired or contracted by certain employers; and providing an effective date.

SB 1303 – By Coates of the Senate and Liebmann of the House.

An Act relating to public buildings and public works; amending 61 O.S. 2001, Sections 103, as amended by Section 15, Chapter 271, O.S.L. 2006, 107, as last amended by Section 16, Chapter 271, O.S.L. 2006, 130, as last amended by Section 1, Chapter 265, O.S.L. 2007, 202.1, as last amended by Section 28, Chapter 271, O.S.L. 2006, and Section 1, Chapter 414, O.S.L. 2002, as amended by Section 33, Chapter 271, O.S.L. 2006 (61 O.S. Supp. 2009, Sections 103, 107, 130, 202.1 and 220), which relate to the Public Competitive Bidding Act of 1974; modifying bid limit on certain contracts; authorizing certain waiver for certain bids; authorizing the Oklahoma Conservation Commission to declare an emergency in certain circumstances; deleting certain requirement for certain entities; specifying nonconsent for certain entities; and providing an effective date.

SB 1349 – By Crain of the Senate and Nelson of the House.

[public health and safety - Oklahoma Health Care Authority - eligibility for program - scope of program - legislative intent - codification - effective date]

SB 1357 – By Anderson and Johnson (Constance) of the Senate and Jackson of the House.

An Act relating to public health and safety; directing the State Department of Health to develop certain form; specifying content of certain form; requiring certain form to be completed and submitted to specified entities; directing the Department to publish certain form in specified formats; directing the State Board of Health to promulgate certain rules; defining term; providing for codification; and providing an effective date.

SB 1606 – By Coates of the Senate and McNiel of the House.

An Act relating to public buildings and public works; amending 61 O.S. 2001, Section 113, as last amended by Section 18, Chapter 271, O.S.L. 2006 (61 O.S. Supp. 2009, Section 113), which relates to the Public Competitive Bidding act of 1974; modifying certain amount; and providing an effective date.

SB 1616 – By Crain of the Senate and Cox of the House.

[insurance - State Insurance Commissioner Revolving Fund - creating fund - defining terms - authorizing penalties - codification - effective date - emergency]

SB 1626 – By Coates of the Senate and Jackson of the House.

[labor - prevailing wage - disclaimer language - effective date - emergency]

SB 1628 – By Coates of the Senate and Murphey of the House.

[labor - repealing hazardous industries list - effective date - emergency]

SB 1633 – By Brogdon, Gumm and Ivester of the Senate and Blackwell of the House.

[schools - creating the School District Transparency Act - information on website - prohibiting fees - codification - effective date]

SB 1686 – By Coates, Burrage and Barrington of the Senate and Sullivan and Jones of the House.

[liens - pre-lien notice - modifying time period - repealer - effective date]

SB 1700 – By Anderson, Garrison and Gumm of the Senate and Cox of the House.

[schools - sports-related injuries - develop guidelines - codification - effective date - emergency]

SB 1712 – By Anderson of the Senate and Denney of the House.

[professions and occupations - Commercial Pet Breeders Act - defining terms - establishing procedure - establishing fees - codification - effective date - emergency]

SB 1752 – By Coates of the Senate and Banz of the House.

[public finance - Oklahoma Capitol Improvement Authority - use of investment earnings - codification - emergency]

SB 1759 – By Sykes, Jolley, Aldridge and Ivester of the Senate and Murphey of the House.

[public finance - Taxpayer Transparency Act - civil suit - attorney fees - emergency]

SB 1772 – By Anderson of the Senate and Martin (Scott) of the House.

[mental health - Department of Mental Health and Substance Abuse Services - information confidential - modifying reporting requirement - modifying fees - promulgate rules - codification - effective date]

SB 1799 – By Paddack of the Senate and Coody of the House.

[schools - Oklahoma School Testing Program Act - establishing time period for tests - effective date - emergency]

SB 1819 – By Crain and Johnson (Constance) of the Senate and Cox of the House.

[Direct Support Professional Advisory Council - report - codification - emergency]

SB 1836 – By Crain of the Senate and Cox of the House.

[public health and safety - Health Information Infrastructure Advisory Board - modifying definition - modifying language - modifying duties - effective date]

SB 1907 – By Aldridge of the Senate and Wright (John) of the House.

An Act relating to sunset; amending 74 O.S. 2001, Sections 3905, as last amended by Section 2, Chapter 24, O.S.L. 2009 and 3906, as last amended by Section 20, Chapter 329, O.S.L. 2008 (74 O.S. Supp. 2009, Sections 3905 and 3906), which relate to recreating certain entities; recreating certain entities; modifying list of statutory entities subject to re-creation; and modifying termination date.

SB 1914 – By Anderson of the Senate and Hickman of the House.

[Consumer Protection - Oklahoma Tax Refund Services Oversight Act - exemptions - codification - emergency]

SB 1925 – By Sykes of the Senate and Christian of the House.

[crimes and punishments - disaster areas and penalties - creating Rescue Operations In A Disaster Area Act - recodification - emergency]

SB 1940 – By Marlatt of the Senate and Sanders of the House.

[roads, bridges and ferries - bidding road contracts - modifying requirements - emergency]

SB 1941 – By Marlatt of the Senate and Nelson of the House.

An Act relating to the Innovative Funding for Oklahoma Roads Task Force; creating task force; stating purpose; stating membership; requiring appointments by certain date; providing for staffing and travel reimbursement; providing for administrative support; requiring report by certain date; directing distribution; providing for noncodification; and declaring an emergency.

SB 1954 – By Anderson of the Senate and Jackson of the House.

[motor vehicles - Task Force on the Motor Vehicle License Plate Delivery System - codification - effective date]

SB 1966 – By Justice of the Senate and McNeil of the House.

[revenue and taxation - the Small Employer Quality Jobs Incentive Act - effective date]

SB 1977 – By Garrison of the Senate and Faught of the House.

An Act relating to marriage; prohibiting the recognition of common-law marriage in Oklahoma; providing exception; construing provision; providing for codification; and providing an effective date.

SB 1989 – By Brown of the Senate and Sullivan of the House.

An Act relating to retirement; amending 11 O.S. 2001, Sections 50-101, as last amended by Section 1, Chapter 169, O.S.L. 2009, 50-111.3, as last amended by Section 4, Chapter 177, O.S.L. 2008, 50-114, as last amended by Section 2, Chapter 169, O.S.L. 2009, 50-114.1, as last amended by Section 3, Chapter 169, O.S.L. 2009, 50-114.2, as last amended by Section 6, Chapter 177, O.S.L. 2008, Section 4, Chapter 152, O.S.L. 2007, as amended by Section 4, Chapter 169, O.S.L. 2009 and 50-128, as last amended by Section 6, Chapter 169, O.S.L. 2009 (11 O.S. Supp. 2009, Sections 50-101, 50-111.3, 50-114, 50-114.1, 50-114.2, 50-114.3 and 50-128), which relate to the Oklahoma Police Pension and Retirement System; modifying definition; providing that a member of the Oklahoma Police Pension and Retirement System must make an irrevocable election to participate in certain plans; specifying when certain distributions under certain plan shall commence; providing that no minimum distribution is required for certain time period; specifying how certain limitations are to be computed; updating statutory citation; allowing successor rulings to be used for certain purposes; modifying the computation of certain annuities; eliminating certain exception; modifying procedures relating to certain distributions; modifying definition; specifying how certain distributions are to be made; modifying treatment of certain trust; specifying definition applicable to certain situation; amending 47 O.S. 2001, Sections 2-300, as last amended by Section 7, Chapter 169, O.S.L. 2009, 2-305.1A, as last amended by Section 9, Chapter 177, O.S.L. 2008, Section 9, Chapter 152, O.S.L. 2007, as amended by Section 10, Chapter 169, O.S.L. 2009, 2-305.2, as last amended by Section 20, Chapter 46, 2nd Extraordinary Session, O.S.L. 2006, 2-305.4, as last amended by Section

11, Chapter 169, O.S.L. 2009 and 2-307, as last amended by Section 12, Chapter 169, O.S.L. 2009 (47 O.S. Supp. 2009, Sections 2-300, 2-305.1A, 2-305.1B, 2-305.2, 2-305.4 and 2-307), which relate to the Oklahoma Law Enforcement Retirement System; modifying definition; modifying procedures relating to certain distributions; modifying definition; modifying treatment of certain trust; providing that a member of the Oklahoma Law Enforcement Retirement System must make an irrevocable election to participate in certain plans; specifying when certain distributions under certain plan shall commence; specifying how certain limitations are to be computed; updating statutory citation; allowing successor rulings to be used for certain purposes; modifying the computation of certain annuities; eliminating certain exception; specifying definition applicable to certain situation; and declaring an emergency.

SB 1998 – By Newberry and Ballenger of the Senate and Jordan of the House.

[counties - general powers of the commissioners - population limits]

SB 2027 – By Jolley of the Senate and Jackson of the House.

[intoxicating liquors - distribution sales agreements - codification - effective date - emergency]

SB 2040 – By Anderson of the Senate and Sullivan of the House.

An Act relating to fees; amending 28 O.S. 2001, Section 152.1, as last amended by Section 1, Chapter 195, O.S.L. 2006 (28 O.S. Supp. 2009, Section 152.1), which relates to civil actions; specifying time of payment of certain fee; and providing an effective date.

SB 2045 – By Brown and Branan of the Senate and Sullivan of the House.

An Act relating to insurance; amending 36 O.S. 2001, Section 6519, which relates to the Small Employer Health Insurance Reform Act; requiring the Insurance Commissioner to develop certain questionnaire for use by small employers applying for certain health insurance coverage; specifying time period when use of the questionnaire shall be required; specifying certain coverage for certain persons; defining term; construing act; providing for codification; and providing an effective date.

SB 2132 – By Marlatt and Ivester of the Senate and Sanders of the House.

[Corporation Commission - Oklahoma Wind Energy Development Act - codification - noncodification - effective date - emergency]

SB 2154 – By Crain of the Senate and Sullivan of the House.

[civil procedure - judgment in foreclosure suit - modifying procedure - effective date]

SB 2163 – By Paddack of the Senate and Sullivan of the House.

An Act relating to damages; creating the Health Care Indemnity Fund Act; providing short title; providing for codification; and providing an effective date.

SB 2207 – By Aldridge of the Senate and Nelson of the House.

[motor vehicles - payment of fines or penalties to a municipality - payment of fines or penalties to a county - Oklahoma Vehicle License and Registration Act - effective date]

SB 2210 – By Branan of the Senate and Sullivan of the House.

[intoxicating liquor - package store license - spouse - effective date - emergency]

SB 2291 – By Paddack of the Senate and Billy of the House.

[motor vehicles - driving under the influence - Department of Public Safety - courts of record - effective date]

Transmitting enrolled measure

Advising fourth reading of and transmitting for signature Enrolled **SB 2113**.

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

MOTION

Representative Jones moved that the House stand in recess until 1:00 p.m., which was the order.

Representative Hickman Presiding

GENERAL ORDER

HJR 1080 by Bengé of the House was read and considered.

Authored by Senator Coffee (principal Senate author)

Speaker Bengé moved to amend **HJR 1080** by striking the title, which amendment was declared adopted.

Speaker Bengé moved that **HJR 1080** be advanced from General Order, which motion was declared adopted.

THIRD READING

HJR 1080 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Auffet, Banz, Billy, Blackwell, Brannon, Cannaday, Carey, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Duncan, Faught, Fields, Hickman, Holland, Inman, Jackson, Johnson, Jones, Jordan, Joyner, Kern, Kirby, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Richardson, Russ, Sanders, Scott, Sears, Shannon, Sherrer, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--64.

Nay: Bailey, Brown, Buck, Collins, Dorman, Glenn, Hamilton, Harrison, Hilliard, Hoskin, Jett, Key, Kiesel, Kouplen, Luttrell, Morgan, Morrissette, Pittman, Proctor, Renegar, Reynolds, Ritze, Roan, Rousselot, Shelton, Shoemake, Shumate, Smithson, Walker, Williams.--30.

Excused: Armes, Christian, Enns, Nations, Pruett, Schwartz, Trebilcock.--7.

The measure passed.

HJR 1080 was referred for engrossment.

GENERAL ORDER

HB 3028 by Bengé et al of the House and Myers of the Senate was read and considered.

Coauthored by Representative(s) Jett, Luttrell, Buck, Morrissette, Scott, Walker

Speaker Bengé moved to amend **HB 3028** by striking the title, which amendment was declared adopted.

Speaker Bengé moved that **HB 3028** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3028 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, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--91.

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

Excused: Armes, Enns, Hamilton, Nations, Pruett, Schwartz, Trebilcock.--7.

The measure passed.

HB 3028 was referred for engrossment.

MOTION

Representative Kiesel asked that the Journal reflect that had he been present in the Chamber, he would have voted nay on **HB 2780**, which was the order.

GENERAL ORDER

HB 3029 by Bengé of the House and Halligan of the Senate was read and considered.

Coauthored by Representative(s) Fields, Cooksey, Banz, Coody, Hilliard, Peterson, Denney

Speaker Bengé moved that **HB 3029** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3029 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Fought, Fields, Glenn, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--94.

Excused: Armes, Enns, Hamilton, Nations, Pruett, Schwartz, Trebilcock.--7.

The measure and emergency passed.

HB 3029 was referred for engrossment.

MOTION

Representative Blackwell asked unanimous consent that the Journal reflect that the Rules Committee voted today, March 2, to approve the principal authors' requests to strike the title on the following measures: **HB 2701** by Representative McDaniel (Randy), **HB 2929** by Representative Coody, **HB 2983** by Representative Duncan and **HB 3380** by Representative Terrill, which was the order.

GENERAL ORDER

HB 2998 by Steele et al of the House and Lamb of the Senate was read and considered.

Coauthored by Representative(s) Cox, Scott, Jett, Hilliard, Faught, Tibbs, McAffrey, McCullough, Sullivan, Morgan, McDaniel (Jeannie), Kern, Walker, Ownbey

Representative Steele moved that **HB 2998** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2998 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, Faught, Fields, Glenn, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--92.

Excused: Armes, Cox, Enns, Hamilton, Nations, Pruett, Schwartz, Thompson, Trebilcock.--9.

The measure passed.

HB 2998 was referred for engrossment.

GENERAL ORDER

HB 3422 by Miller et al of the House was read and considered.

Coauthored by Representative(s) Scott, Tibbs

Authored by Senator Jolley (principal Senate author)

Representative Miller moved to amend **HB 3422** by striking the title, which amendment was declared adopted upon roll call as follows:

Aye: Bailey, Banz, Billy, Blackwell, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Wright (Harold), Mr. Speaker.--81.

Nay: Brown, Dank, Morrissette, Reynolds, Ritze, Williams, Wright (John).--7.

Excused: Armes, Auffet, Brannon, Christian, Cox, Enns, Hamilton, Jett, Kiesel, Nations, Pruett, Schwartz, Trebilcock.--13.

Representative Reynolds moved to amend **HB 3422** by inserting new Sections 2 and 3, and by renumbering subsequent sections.

Representative Reynolds moved to amend his amendment by adding a new subsection D. to read as follows:

“D. The provisions of this section shall become effective upon the availability of funds.”,

which amendment was declared adopted.

Representative Miller pressed adoption of the amendment, as amended, which amendment was declared adopted.

Representative Miller moved that **HB 3422** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3422 was read at length for the third time. On passage of the measure and emergency, 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, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar,

Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--94.

Excused: Armes, Cox, Enns, Nations, Pruett, Schwartz, Trebilcock.--7.

The measure and emergency passed.

HB 3422 was referred for engrossment.

GENERAL ORDER

HB 2556 by Martin (Steve) of the House and Bingman of the Senate was read and considered.

Representative Martin (Steve) moved to suspend House Rule 8.6 for the purpose of allowing consideration of an untimely filed floor amendment.

Representative Wright (John) raised a point of inquiry as to whether a fiscal summary for a proposed amendment was required when the fiscal impact would result in positive revenue.

The Presiding Officer ruled that House Rule 8.10 requires a fiscal summary to be provided whether the fiscal impact of an amendment would result in a positive or negative impact on revenues.

Representative Martin (Steve) pressed his motion to suspend House Rule 8.6, which motion was declared adopted upon roll call as follows:

Aye: Auffet, Bailey, Banz, Billy, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Reynolds, Richardson, Ritze, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--85.

Nay: Harrison.--1.

Excused: Armes, Blackwell, Cox, Enns, Kiesel, Morrissette, Nations, Pruett, Roan, Schwartz, Shelton, Terrill, Thompson, Thomsen, Trebilcock.--15.

Representative Martin (Steve) moved to amend **HB 2556**, Page 13, Section 3, Lines 19-20 by deleting the language “Ten Thousand Dollars (\$10,000.00)” and inserting in lieu thereof the language “Three Hundred Thousand Dollars (\$300,000.00)”, which amendment was declared adopted.

Representative Martin (Steve) moved that **HB 2556** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2556 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, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Williams, Wright (Harold), Mr. Speaker.--87.

Nay: Faight, Murphey, Reynolds, Ritze, Wesselhoft, Wright (John).--6.

Excused: Armes, Cox, Enns, Joyner, Nations, Pruett, Schwartz, Trebilcock.--8.

The measure passed.

HB 2556 was referred for engrossment.

GENERAL ORDER

HB 3285 by McNiel et al of the House was read and considered.

Coauthored by Representative(s) Pittman

Authored by Senator Coates (principal Senate author)

Representative McNiel moved that **HB 3285** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3285 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, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, 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), McNiel, McPeak, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Mr. Speaker.--92.

Nay: Wright (John).--1.

Excused: Armes, Christian, Cox, Enns, Nations, Pruett, Schwartz, Trebilcock.--8.

The measure passed.

HB 3285 was referred for engrossment.

Representative Jones moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Wednesday, March 3, 2010, which was the order.

Pursuant to the motion of Representative Jones, the House was adjourned at 3:40 p.m., to reconvene Wednesday, March 3, 2010, at 9:00 a.m.