

HOUSE JOURNAL

Second Regular Session of the Fifty-second Legislature

of the State of Oklahoma

Twentieth Legislative Day, Thursday, March 4, 2010

The House was called to order by Speaker Bengé.

The roll was called with 98 Members present.

The following Members were excused: Jordan, McPeak, Peters.—3.

The Speaker 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.

REMARKS

Upon request of Representative Dorman, the remarks given by Reverend Reynolds were ordered printed in full as follows:

“Sometime back I had the privilege of walking with a breast cancer survivor in the Susan G. Komen Race for the Cure. The Komen race in Oklahoma City begins at the ballpark and makes a circuit as you walk west toward the ‘entrance’ to Bricktown, north towards Sheridan and east to Oklahoma Avenue back to the ballpark. When you participate in this sort of walk there is no walking alone - EVERYONE has a story to tell. Everyone shares their story and their story becomes a part of your experience and your story. As you walk, you can hear the chatter of conversations. As you walk, you are having your own conversation. There is a rush of excitement in walking with that many people.

As we walked, I asked Grace to tell me her story, as I hadn’t known her during that time in her life. She shared her story as we made our way west. For a time we walked in silence. Then, as we approached the ‘entrance’ to Bricktown, I asked Grace, ‘Can you just imagine what it must have been like to walk across the bed of the Red Sea with the Israelites? Can you imagine the conversations they must have had? All the things they

must have seen?’ As we entered the underpass I asked her, ‘Can you imagine getting halfway across?’ Just imagine you could not afford to get scared. There would be no way to turn back. The bed of the Red Sea would be littered with all sorts of sea creatures in all stages of life and decay. Looking back is really not an option. Looking down is really not pleasant. The only real thing you can do is to look forward and focus on the other side. Focus on the outcome. Focus on the goal of freedom.

Sometimes weariness is your greatest adversary. The task seems too big for your strength. The calendar is too full, the debates too long, and patience is too thin. Deliverance means not looking back rather working towards the goal. You are not walking this road alone, you share in the stories of the people you serve. They too must travel across towards the goal. Freedom comes not only in being heard but also in the listening. Strength for the journey comes from remembering that people must continue moving. Moving forward requires vision. The commonality for the people of the Komen Race for the Cure is the vision of hope, the vision of a Cure. The conversations you have with the people are the way the vision of the future will bring them along the journey, it gives hope. Isaiah 40:31 is a reminder that:

³¹ those who hope in the LORD will renew their strength. They will soar on wings like eagles; they will run and not grow weary, they will walk and not be faint.

Here you are. You are past the first month of session. Not yet the half-way point. There are many, many bills that litter your path, some are struggling to stay alive, and some will make the ‘other side’ and some are in all states of life and decay. This is not the time to look down. This is not the time to look back. This is the time to stay focused on the outcome. The bills you have passed and will pass are for the freedom and protection of the people of Oklahoma. You cannot give in, or give up. Now is the time to stay fixed on the outcome. How can you best represent the people? How can you best serve the people’s needs? How can you keep their best interests at heart? Don’t look down, don’t look back, keep moving forward. Let’s pray.”

ENGROSSED AND ENROLLED MEASURES

HBs 1613, 1658, 2275, 2281, 2282, 2300, 2333, 2348, 2529, 2567, 2575, 2595, 2624, 2629, 2630, 2671, 2732, 2747, 2777, 2850, 2911, 2939, 2944, 2957, 2969, 2991, 3000, 3026, 3160, 3171, 3221, 3284 and 3314 were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HBs 2435 and 2455 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HR 1069 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

RESOLUTION

The following was introduced and read:

HCR 1053 – By Wright (Harold).

A Concurrent Resolution proclaiming the third full week of September 2010 “Mitochondrial Disease Awareness Week”; urging education about the disease and participation in certain activities program; and directing distribution.

GENERAL ORDER

HB 2276 by Duncan of the House and Anderson of the Senate was read and considered.

Coauthored by Representative(s) Hickman

Representative Thomsen moved to amend **HB 2276**, Page 3, Section 1, Lines 1-3 by striking the language “proceeding at less than the maximum posted speed, except when reduced speed is necessary for safe operation,” and Lines 4-7 by striking the following language: “6. Upon a roadway which is divided into four ~~or more~~ lanes, a vehicle shall be driven in the right-hand lane except when overtaking and passing another vehicle proceeding in the same direction or when preparing for a left turn at an intersection or into a private road or driveway. Provided,” and by inserting in lieu thereof the following language “; provided,” and by renumbering subsequent paragraph, which amendment was declared adopted.

Representative Duncan moved that **HB 2276** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2276 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Auffet, Bailey, Banz, Billy, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), Morgan, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Russ, Sanders, Schwartz, Sears, Shannon, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--80.

Nay: Hamilton, Shelton, Williams.--3.

Excused: Armes, Blackwell, Christian, Derby, Hickman, Jordan, Kirby, Kouplen, McNeil, McPeak, Miller, Moore, Morrisette, Peters, Rousselot, Scott, Shumate, Trebilcock.--18.

The measure passed.

HB 2276 was referred for engrossment.

GENERAL ORDER

HB 2678 by Faught of the House and Jolley of the Senate was read and considered.

Representative Faught moved that **HB 2678** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2678 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, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNeil, Miller, Moore, Morgan, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--91.

Excused: Christian, Dorman, Jordan, Kiesel, McPeak, Morrisette, Peters, Scott, Shumate, Steele.--10.

The measure passed.

HB 2678 was referred for engrossment.

GENERAL ORDER

HB 2973 by Sanders of the House and Marlatt of the Senate was read and considered.

Coauthored by Representative(s) Scott, Fields, Williams, Blackwell, Sherrer, Hoskin

Representative Sanders moved that **HB 2973** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2973 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Nay: Brown, McAffrey, Wright (John).--3.

Excused: Blackwell, Christian, Harrison, Jordan, Kiesel, McPeak, Morrissette, Peters, Scott, Shumate, Steele.--11.

The measure and emergency passed.

HB 2973 was referred for engrossment.

GENERAL ORDER

HB 2835 by Ownbey of the House and Crutchfield of the Senate was read and considered.

Coauthored by Representative(s) Dorman, Buck

Representative Ownbey moved to amend **HB 2835** 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 Ownbey moved that **HB 2835** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2835 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Bailey, Billy, Buck, Coody, Cox, Dank, DeWitt, Dorman, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Holland, Inman, Kirby, Kouplen, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Moore, Morrisette, Nelson, Ortega, Osborn, Ownbey, Proctor, Richardson, Roan, Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shoemake, Steele, Sullivan, Terrill, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Mr. Speaker.--53.

Nay: Armes, Auffet, Banz, Brannon, Brown, Cannaday, Carey, Christian, Collins, Cooksey, Denney, Derby, Duncan, Harrison, Hilliard, Hoskin, Jackson, Jett, Johnson, Jones, Joyner, Kern, Key, Kiesel, Lamons, McDaniel (Jeannie), Miller, Morgan, Murphey, Nations, Peterson, Pittman, Pruett, Renegar, Reynolds, Ritze, Schwartz, Shelton, Sherrer, Shumate, Smithson, Thompson, Trebilcock, Wright (John).--44.

Excused: Blackwell, Jordan, McPeak, Peters.--4.

The measure passed.

Representative Ownbey served notice to reconsider the vote whereby **HB 2835** passed.

GENERAL ORDER

HB 3202 by Armes of the House was read and considered.

Coauthored by Representative(s) Richardson, Shoemake

Authored by Senator Schulz (principal Senate author)

Representative Armes moved to amend **HB 3202** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

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

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

Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNeil, Miller, Moore, Morgan, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams, Wright (Harold), Mr. Speaker.--87.

Nay: Murphey, Wesselhoft, Wright (John).--3.

Excused: Harrison, Jordan, Key, Kiesel, McDaniel (Jeannie), McPeak, Morrissette, Nations, Peters, Reynolds, Thompson.--11.

Representative Armes moved to amend the floor substitute, Page 14, Section 3, Line 14 by adding after the word "Examiners" and before the word "under" the language "and pays a certification fee of Two Hundred Dollars (\$200.00)", which amendment was declared adopted.

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

Representative Armes moved that **HB 3202** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3202 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Bailey, Banz, Billy, Blackwell, Brannon, Buck, Cannaday, Carey, Christian, Coody, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hickman, Hilliard, Holland, Jackson, Jett, Johnson, Jones, Joyner, Key, Kiesel, Kirby, Kouplen, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNeil, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Pittman, Pruett, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Trebilcock, Walker, Wesselhoft, Wright (Harold), Mr. Speaker.--71.

Nay: Auffet, Brown, Collins, Cooksey, Cox, Denney, Hamilton, Harrison, Hoskin, Inman, Kern, Lamons, McAffrey, McDaniel (Jeannie), Miller, Peterson, Proctor, Renegar, Reynolds, Ritze, Sullivan, Tibbs, Watson, Williams, Wright (John).--25.

Excused: Jordan, McPeak, Morrissette, Nations, Peters.--5.

The measure passed.

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

Aye: Armes, Auffet, Banz, Billy, Blackwell, Buck, Cannaday, Carey, Coody, Dank, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hilliard, Holland, Jackson, Jett, Johnson, Jones, Joyner, Key, Kirby, Kouplen, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Pruett, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Trebilcock, Walker, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--65.

Nay: Bailey, Brannon, Brown, Christian, Collins, Cooksey, Cox, Denney, Derby, Hamilton, Harrison, Hoskin, Inman, Kern, Kiesel, Lamons, McAffrey, McDaniel (Jeannie), Miller, Morrissette, Peterson, Pittman, Proctor, Renegar, Reynolds, Ritze, Scott, Sullivan, Tibbs, Watson, Williams.--31.

Excused: Hickman, Jordan, McPeak, Nations, Peters.--5.

The emergency failed.

Representative Armes served notice to reconsider the vote whereby the emergency failed.

Speaker Pro Tempore Steele Presiding

GENERAL ORDER

HB 3393 by Nelson et al of the House and Anderson of the Senate was read and considered.

Representative Nelson moved to amend **HB 3393** by striking the title, which amendment was declared adopted.

Representative Duncan moved that **HB 3393** be advanced from General Order, which motion was declared adopted upon a division of the question.

THIRD READING

HB 3393 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Billy, Blackwell, Brown, Buck, Carey, Christian, Collins, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Hilliard, Inman, Jackson, Johnson, Jones, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel

(Jeannie), McDaniel (Randy), Miller, Moore, Morgan, Morrissette, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Reynolds, Richardson, Ritze, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shoemake, Shumate, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--78.

Nay: Auffet, Bailey, Brannon, Cannaday, Coody, Harrison, Holland, Hoskin, Jett, Kiesel, Lamons, Luttrell, McNiel, Pruett, Renegar, Roan, Shelton, Sherrer, Smithson.--19.

Excused: Jordan, McPeak, Peters, Walker.--4.

The measure and emergency passed.

HB 3393 was referred for engrossment.

MOTION

Representative Blackwell asked unanimous consent that the Journal reflect that the Rules Committee voted Wednesday, March 3, to approve the principal authors' requests to strike the title on the following measures: **HBs 2310** and **2324** by Representative Murphey, **HB 2819** by Representative Auffet, **HB 2829** by Representative Peters, **HB 2888** by Representative Moore and **HB 3393** by Representative Nelson, which was the order.

MESSAGE FROM THE SENATE

Announcing the passage of the following engrossed measures: **SBs 1275, 1284, 1309, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1428, 1597, 1609, 1640, 1662, 1685, 1817, 1858, 1864, 1927, 1932, 1957, 2007, 2017, 2037, 2039, 2041, 2051, 2105, 2108, 2109, 2126, 2127, 2129, 2130, 2230, 2239, 2242, 2253, 2293, 2301** and **2311**.

The measures were introduced and read for the first time.

SB 1275 – By Gumm of the Senate and Carey of the House.

An Act relating to game and fish; authorizing certain persons to sell certain items under certain circumstances; stating requirements; providing for notification; adding definition; providing for codification; and providing an effective date.

SB 1284 – By Stanislawski of the Senate and Liebmann of the House.

[economic development - Oklahoma Quality Events Incentive Act - codification - effective date]

SB 1309 – By Anderson of the Senate and Enns of the House.

[public finance - bond oversight - Oklahoma Development Finance Authority - emergency]

SB 1405 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Arts Council - appropriation - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1406 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Arts Council - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1407 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[State Board of Career and Technology Education - appropriation - budgeting - duties and compensation - salary of the Director - effective date]

SB 1408 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[State Board of Career and Technology Education - budgeting - duties and compensation - salary of the Director - effective date]

SB 1409 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[State Department of Education - appropriation - duties and compensation - effective date]

SB 1410 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[State Department of Education - duties and compensation - effective date]

SB 1411 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Educational Television Authority - appropriation - budgeting - duties and compensation - salary of the Director - effective date]

SB 1412 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Educational Television Authority - budgeting - duties and compensation - salary of the Director - effective date]

SB 1413 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma State Regents for Higher Education - appropriation - nonfiscal - lapse dates - effective date]

SB 1414 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma State Regents for Higher Education - appropriation - nonfiscal - lapse dates - effective date]

SB 1415 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Commissioners of the Land Office - appropriation - budgeting - duties and compensation - effective date]

SB 1416 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Commissioners of the Land Office - budgeting - duties and compensation - effective date]

SB 1417 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Department of Libraries - appropriation - budgeting - duties and compensation - salary of the Director - effective date]

SB 1418 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Department of Libraries - categories and amounts - duties and compensation - salary of the Director - effective date]

SB 1419 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Physician Manpower Training Commission - appropriation - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1420 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Physician Manpower Training Commission - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1421 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Board of Private Vocational Schools - appropriation - budgeting - duties and compensation - salary of the Director - effective date]

SB 1422 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Board of Private Vocational Schools - budgeting - duties and compensation - salary of the Director - effective date]

SB 1423 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma School of Science and Mathematics - appropriation - budgeting - duties and compensation - salary of the Director - effective date]

SB 1424 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma School of Science and Mathematics - budgeting - duties and compensation - salary of the Director - effective date]

SB 1425 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Center for the Advancement of Science and Technology - appropriation - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1426 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Center for the Advancement of Science and Technology - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1427 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Commission for Teacher Preparation - appropriation - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1428 – By Johnson (Mike) and Myers of the Senate and Miller and Martin (Scott) of the House.

[Oklahoma Commission for Teacher Preparation - budgeting - duties and compensation - salary of the Executive Director - effective date]

SB 1597 – By Stanislawski of the Senate and Wright (John) of the House.

[state boards and commissions - limiting terms - codification - effective date]

SB 1609 – By Halligan of the Senate and Denney of the House.

An Act relating to state government; amending 74 O.S. 2001, Section 5060.6, as last amended by Section 1, Chapter 82, O.S.L. 2005 (74 O.S. Supp. 2009, Section 5060.6), which relates to the Oklahoma Science and Technology Research and Development Board; specifying certain acronyms; modifying authorization of certain member designees to vote at board meetings; providing an effective date; and declaring an emergency.

SB 1640 – By Halligan of the Senate and Williams of the House.

[state government - creating Certified Retirement Communities Program Act - defining term - issue certification - authorizing pilot project - codification - effective date - emergency]

SB 1662 – By Schulz of the Senate and Ortega of the House.

[retirement - Teachers' Retirement System of Oklahoma - one-time election - effective date - emergency]

SB 1685 – By Brogdon, Ivester, Gumm and Russell of the Senate and Key of the House.

An Act relating to firearms; creating the Oklahoma Firearms Freedom Act; providing short title; stating legislative findings; defining terms; providing that certain firearms are not subject to certain federal regulation; stating applicability of provisions; clarifying extent of certain authority; requiring certain stamp on specified items; stating exceptions; requiring collaboration by certain entities for specified purpose; requiring designation of certain liaison; stating legislative findings and intent; providing for codification; and declaring an emergency.

SB 1817 – By Crain of the Senate and Holland of the House.

[treat the eyes of a newborn infant - State Board of Health - religious grounds - repealing - effective date]

SB 1858 – By Paddock of the Senate and Coody of the House.

[schools - textbook allocation - class size limitations - providing certain penalties - effective date - emergency]

SB 1864 – By Bingman of the Senate and McNeil of the House.

An Act relating to cities and towns; amending 11 O.S. 2001, Section 21-104, as last amended by Section 2, Chapter 197, O.S.L. 2009 (11 O.S. Supp. 2009, Section 21-104), which relates to annexation procedure for towns; providing for court costs and attorney fees for certain persons in certain circumstances; providing additional exception for land exempt from certain ordinances; and providing an effective date.

SB 1927 – By Newberry of the Senate and Peters of the House.

[public health and safety - city-county health departments - clarifying language - effective date]

SB 1932 – By Sparks of the Senate and Martin (Scott) of the House.

An Act relating to elections; amending 26 O.S. 2001, Section 6-109, which relates to order of names on ballot; requiring rotation of candidates' names on ballots for school offices; allowing Secretary of the State Election Board to suspend certain provisions; and providing an effective date.

SB 1957 – By Sykes of the Senate and DeWitt of the House.

An Act relating to counties and county officers; requiring substate planning districts to employ certain person; setting out duties; providing leadership and support to Rural Fire Coordinators; providing for codification; and providing an effective date.

SB 2007 – By Barrington of the Senate and Nelson of the House.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 6-107.1, as amended by Section 12, Chapter 61, O.S.L. 2006 (47 O.S. Supp. 2009, Section 6-107.1), which relates to cancellation or denial of driving privileges; deleting time specific language; establishing age-related language; amending 47 O.S. 2001, Sections 6-205.1 and 754.1, as last amended by Sections 3 and 4, Chapter 388, O.S.L. 2009 (47 O.S. Supp. 2009, Sections 6-205.1 and 754.1), which relate to revocations; allowing for modification of driving privileges for certain vehicle classification; prohibiting modification after two or more revocations; updating reference to certain revocation procedures; amending 47 O.S. 2001, Section 761, as amended by Section 4, Chapter 178, O.S.L. 2003 (47 O.S. Supp. 2009, Section 761) which relates to operating a motor vehicle while impaired; deleting certain modification procedure; allowing for modification of certain vehicle classification; and providing an effective date.

SB 2017 – By Sykes of the Senate and Terrill of the House.

[schools - Council on Law Enforcement Education and Training - adding penalty - effective date]

SB 2037 – By Newberry and Russell of the Senate and Jordan of the House.

An Act relating to soldiers and sailors; directing the Department of Central Services to furnish flags to the family of members of the Armed Forces killed in action; allowing for condolences by certain officials; directing the flags be mailed to surviving family; requiring purchase of flags produced by U.S. manufacturers only; providing for codification; and providing an effective date.

SB 2039 – By Anderson of the Senate and Sullivan of the House.

An Act relating to civil procedure; amending 12 O.S. 2001, Sections 158.1, as amended by Section 1, Chapter 440, O.S.L. 2003, 2004.1, as last amended by Section 5, Chapter 12, O.S.L. 2007, 2005, as amended by Section 7, Chapter 12, O.S.L. 2007, 3226, as last amended by Section 20, Chapter 228, O.S.L. 2009, 3230, as last amended by Section 1, Chapter 66, O.S.L. 2005, 3233, 3234, as amended by Section 1, Chapter 394, O.S.L. 2008, and 3237, as amended by Section 75, Chapter 468, O.S.L. 2002 (12 O.S. Supp. 2009, Sections 158.1, 2004.1, 2005, 3226, 3230, 3234 and 3237), which relate to process servers, subpoena, service and filing of pleadings, discovery, depositions, interrogatories, production of documents, and sanctions; modifying certain licensing requirements; establishing requirements for subpoena of electronically stored information; requiring notice of certain claim; modifying service requirements for certain papers; modifying requirements for initial disclosures; authorizing court to alter certain limits; establishing requirements for discovery of electronically stored information; authorizing court to limit certain discovery; requiring inclusion of certain information in certain recording; allowing party to designate method for certain recording; including electronically stored information

in business records for certain purposes; establishing requirements for requests for production of electronically stored information; prohibiting sanctions for failure to provide electronically stored information under certain circumstances; making language gender neutral; and providing an effective date.

SB 2041 – By Sykes of the Senate and Johnson of the House.

[crimes and punishments - prisoners - pay costs - medical care - effective date]

SB 2051 – By Coffee, Burrage, Lamb, Bingman, Bass, Ballenger, Corn, Stanislawski, Aldridge, Russell, Branam, Ivester and Jolley of the Senate and Benge, Jones, Nations and Steele of the House.

An Act relating to insurance; specifying certain contract requirements for services rendered by a dentist; defining terms; providing for codification; and providing an effective date.

SB 2105 – By Barrington of the Senate and Duncan of the House.

An Act relating to the Uniform Commercial Code; amending 12A O.S. 2001, Section 1-9-501, which relates to filing office; specifying office in which to file certain financing statement; and providing an effective date.

SB 2108 – By Leftwich and Russell of the Senate and Terrill of the House.

An Act relating to schools; amending 70 O.S. 2001, Section 5-117, as last amended by Section 3, Chapter 250, O.S.L. 2009 (70 O.S. Supp. 2009, Section 5-117), which relates to powers and duties of school district boards of education; modifying authority to convey real property; and declaring an emergency.

SB 2109 – By Stanislawski of the Senate and Coody of the House.

[schools - state aid to school districts - modifying formula - effective date - emergency]

SB 2126 – By Leftwich and Russell of the Senate and Terrill of the House.

An Act relating to the Governmental Tort Claims Act; amending 51 O.S. 2001, Section 152, as last amended by Section 1, Chapter 315, O.S.L. 2009 (51 O.S. Supp. 2009, Section 152), which relates to definitions; modifying definition; and providing an effective date.

SB 2127 – By Aldridge of the Senate and Moore of the House.

[health insurance for state employees - State Employee Health Insurance Review Working Group - modifying duties - exempting certain contract - specifying termination date - emergency]

SB 2129 – By Stanislawski of the Senate and Coody of the House.

An Act relating to schools; creating the Statewide Virtual School Task Force; stating duties; providing for membership, appointment, designation of officers, quorum, staff support, and travel reimbursement; requiring report of findings and recommendations; providing for noncodification; and declaring an emergency.

SB 2130 – By Barrington of the Senate and Armes of the House.

[retirement - Oklahoma Firefighters Pension and Retirement System - modifying definition - make irrevocable election - specifying certain election - survivor benefits - emergency]

SB 2230 – By Russell of the Senate and Enns of the House.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1277, as amended by Section 2, Chapter 128, O.S.L. 2007 (21 O.S. Supp. 2009, Section 1277), which relates to areas it is unlawful to carry a concealed handgun; modifying definition of technology center school; including technology center schools in exclusions; allowing concealed handgun in vehicle on certain property; allowing administrator to report

violation; amending 21 O.S. 2001, Section 1280.1, as amended by Section 2, Chapter 465, O.S.L. 2003 (21 O.S. Supp. 2009, Section 1280.1), which relates to possession of firearms on school property; allowing concealed handgun on technology center school property; and providing an effective date.

SB 2239 – By Russell of the Senate and Enns of the House.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1290.12, as amended by Section 3, Chapter 549, O.S.L. 2004 (21 O.S. Supp. 2009, Section 1290.12), which relates to procedure to apply for a concealed handgun license; directing fingerprints meet certain standards; modifying time frame for application issuance; and providing an effective date.

SB 2242 – By Newberry of the Senate and Faught of the House.

[crimes and punishments - assault upon an office of juvenile affairs employee - modifying penalty - effective date]

SB 2253 – By Barrington of the Senate and Armes of the House.

An Act relating to revenue and taxation; amending 68 O.S. 2001, Sections 1622, 1623, 1624, 1625, 1625.1, 1626, 1629, 1630, and 1633, which relate to fireworks; clarifying certain terms; adding certain term; allowing for certain transaction of fireworks; specifying regulations for retail sale; modifying authorizing agency; modifying licensing agency; specifying delivery of retail licensing documentation; clarifying collection and placement of licensing fees; modifying permitting authority; modifying permitting process; requiring evidence of certain liability insurance; clarifying name of certain fireworks; specifying authorizing agency; modifying name of certain fireworks; and declaring an emergency.

SB 2293 – By Crain and Eason McIntyre of the Senate and McCullough of the House.

[crimes and punishment - relatives who cannot hold office - district judges and special judges - emergency]

SB 2301 – By Newberry, Gumm, Eason McIntyre and Leftwich of the Senate and Duncan of the House.

[prisons and reformatories - Electronic Monitoring Program - Sex Offenders Registration Act - noncodification - codification - effective date]

SB 2311 – By Coffee and Gumm of the Senate and Bengé of the House.

An Act relating to the Commissioners of the Land Office; amending 64 O.S. 2001, Sections 1, 1.1, 2, 3, 10, 41, 43, 51, Section 1, Chapter 190, O.S.L. 2007, 61, 64, 88, 90, 92, as amended by Section 1, Chapter 205, O.S.L. 2003, 92a, 92b, 101, 115, 123, 126, 130, 151, 153.1, 154, 155, 156, 158, 160, 181, 184, 192, 223, 224, 225.1, 226, 227, 228, 241, 244, 246, 249, 252, 259, 289, 290, 291, 293, 451, 454 and 459 (64 O.S. Supp. 2009, Sections 51.2 and 92), which relate to the Department of Commissioners of the Land Office, sales, leases, segregation and lease of oil and gas lands and mineral leases and prospecting permits; modifying authority, powers and duties of Commissioners of the Land Office; specifying purpose therefor; providing for administration of Land Office; specifying duties, qualifications and term of Secretary; providing procedures for appointment of replacement; modifying procedures for selection and duties of employees; deleting reference to Auditor; modifying certain revolving fund; modifying purposes for which revolving fund may be expended; creating cash drawer change fund and specifying purpose; limiting amount and providing procedures for expenditures therefrom; prohibiting certain purchases and transactions; specifying duties of Director of Accounting for Land Office; providing procedures for issuance of formal resolutions; modifying procedures for investment of certain funds; limiting investment in equity securities; specifying certain

requirements for out-of-state custodial banks; deleting definition of fair market value; modifying duties and prohibitions relating to appraisers for Commissioners of Land Office; providing that certain communications and information not records and not subject to disclosure except under certain circumstances; modifying prohibited acts and penalties; subjecting certain persons to civil action and criminal sanctions; providing for certain interest; modifying property on which Commissioners of Land Office have first lien; modifying procedures relating to sales of oil and gas leases; deleting obsolete language; modifying lands upon which Commissioners of Land Office reserve oil, gas and other minerals; deleting requirement for legislative approval of certain sales; allowing Commissioners of Land Office to refuse to accept certain bids, leases or contracts; deleting authority to endorse certain instruments; modifying certain civil liability; modifying form of certain instruments; modifying procedures for processing of mail and certain payments; allowing Secretary to purchase certain services; allowing Secretary to employ Internal Auditor; specifying qualifications; deleting certain provisions relating to county treasurer; deleting exception from certain requirements for mortgages; modifying procedures relating to meetings of Commissioners; specifying duties of Accounting Division; requiring certain financial statements; modifying procedures for audits of accounts and records; allowing contracts therefor; providing severability; providing for legal services; modifying preference rights of lessee; subjecting certain property to conditions of title; deleting certain procedures relating to appeal of appraisal; modifying procedures for auction and sale of certain property; modifying procedures if lessee in default; modifying certain fee; specifying procedures upon termination of lease; providing exception; modifying required rental; providing for distribution of certain rental income; clarifying language and statutory references; modifying procedures for issuance of prospecting permits; amending 70 O.S. 2001, Section 614, which relates to apportionment of certain funds; modifying procedure and time requirements for certain apportionment; amending 74 O.S. 2001, Section 840-5.5, as last amended by Section 1, Chapter 300, O.S.L. 2008 (74 O.S. Supp. 2009, Section 840-5.5), which relates to the Oklahoma Personnel Act; unclassifying certain employees; repealing 64 O.S. 2001, Sections 1.2, 1.3, as amended by Section 1, Chapter 433, O.S.L. 2004, 9, 11, 12, 13, 14, 52, 56, 57, 58.1, 59, 63, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80.1, 80.2, 80.3, 80.4, 81, 82, 82.1, 82.2, 83, 84, 86, 86.1, 87c, 89, 91, 93, 94, 95, 96, 97, 99, 100, 111, 112, 121, 124, 125, 127, 128, 129, 131, 132, 157, 159, 161, 162, 162.2, 163, 164, 165, 166, 187, 188, 189, 190, 191, 193, 195, 196, 214, 215, 216.1, 216.2, 216.3, 216.4, 216.5, 216.6, 216.7, 216.8, 229.1, 229.2, 229.3, 229.4, 229.5, 245, 248, 250, 251, 253, 254, 255, 256, 256.1, 260.1, 260.2, 294, 452, 453, 455 and 456 (64 O.S. Supp. 2009, Section 1.3), which relate to the Department of Commissioners of the Land Office, sales, leases, segregation and lease of oil and gas lands and mineral leases and prospecting permits; and declaring an emergency.

Announcing the passage of the following engrossed measure.

The measure was introduced and read.

SCR 46 – By Leftwich, Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ellis, Ford, Garrison, Gumm, Halligan, Ivester, Johnson (Constance), Johnson (Mike), Jolley, Justice, Lamb, Laster, Lerblance, Marlatt, Mazzei,

Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Sparks, Stanislawski, Sweeden, Sykes, Wilson and Wyrick of the Senate and Denney of the House.

A Concurrent Resolution recognizing March 2010 as “National Colon Cancer Awareness Month” in the State of Oklahoma; and directing distribution.

Returning enrolled measures

Announcing that Enrolled **HBs 2435** and **2455** have been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measures were ordered transmitted to the Honorable Governor.

MOTION

Representative Wright (Harold) moved that the House stand in recess until 1:15 p.m., which was the order.

Representative Hickman Presiding

GENERAL ORDER

HB 1043 by Sears et al of the House and Crain of the Senate was read and considered.

Coauthored by Representative(s) Proctor, Inman

Representative Sears moved that **HB 1043** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 1043 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, Carey, Collins, Coody, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McNiel, Miller, Morgan, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Thomsen, Tibbs, Walker, Wright (Harold), Wright (John), Mr. Speaker.--77.

Nay: Banz, Blackwell, Christian, Cooksey, Key, McDaniel (Randy), Moore, Murphey, Reynolds, Ritze, Thompson, Trebilcock, Wesselhoft, Williams.--14.

Excused: Cannaday, Derby, Jordan, McPeak, Morrissette, Nations, Peters, Shumate, Terrill, Watson.--10.

The measure passed.

HB 1043 was referred for engrossment.

GENERAL ORDER

HB 2540 by Cooksey et al of the House was read and considered.

Authored by Senator Jolley (principal Senate author)

Representative Cooksey moved that **HB 2540** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2540 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, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Key, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Pittman, Proctor, Pruett, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--88.

Nay: Kiesel.--1.

Excused: Buck, Cannaday, Derby, Jordan, McAffrey, McPeak, Nations, Peters, Peterson, Renegar, Shumate, Watson.--12.

The measure passed.

HB 2540 was referred for engrossment.

GENERAL ORDER

HB 2551 by Roan of the House and Paddock of the Senate was read and considered.

Coauthored by Representative(s) Cox

Representative Roan moved that **HB 2551** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2551 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Excused: Cannaday, Derby, Jordan, Key, McPeak, Nations, Peters, Watson.--8.

The measure and emergency passed.

HB 2551 was referred for engrossment.

GENERAL ORDER

HB 2604 by Johnson of the House was read and considered.

Coauthored by Representative(s) Inman, Kern

Authored by Senator Barrington (principal Senate author)

Representative Johnson moved that **HB 2604** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2604 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, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Williams, Wright (Harold), Wright (John), Mr. Speaker.--91.

Nay: Shelton.--1.

Excused: Cannaday, Derby, Jordan, Key, McPeak, Nations, Peters, Watson, Wesselhoft.--9.

The measure passed.

HB 2604 was referred for engrossment.

GENERAL ORDER

HB 2615 by Liebmann of the House and Stanislawski of the Senate was read and considered.

Representative Liebmann moved that **HB 2615** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2615 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, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake,

Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Williams, Wright (Harold), Wright (John), Mr. Speaker.--91.

Excused: Cannaday, Derby, Jordan, Key, Kiesel, McPeak, Nations, Peters, Watson, Wesselhoft.--10.

The measure passed.

HB 2615 was referred for engrossment.

GENERAL ORDER

HB 2623 by Ownbey of the House and Bingman of the Senate was read and considered.

Coauthored by Representative(s) Liebmann

Representative Ownbey moved that **HB 2623** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2623 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, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Walker, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--92.

Excused: Cannaday, Derby, Jordan, Key, McPeak, Nations, Peters, Trebilcock, Watson.--9.

The measure passed.

HB 2623 was referred for engrossment.

GENERAL ORDER

HB 2748 by Denney of the House and Halligan of the Senate was read and considered.

Coauthored by Representative(s) Pittman

Representative Denney moved that **HB 2748** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2748 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, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Enns, Fields, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Russ, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--81.

Nay: Duncan, Faught, Glenn, McCullough, Murphey, Nelson, Reynolds, Ritze, Rousselot, Sears, Shoemake.--11.

Excused: Cannaday, Derby, Jordan, Key, Kouplen, McPeak, Nations, Peters, Watson.--9.

The measure passed.

HB 2748 was referred for engrossment.

GENERAL ORDER

HB 2906 by Morgan et al of the House and Eason McIntyre of the Senate was read and considered.

Coauthored by Representative(s) Luttrell, Roan, Hoskin

Representative Morgan moved that **HB 2906** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2906 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Carey, Christian, Collins, Coody, Cox, Dank, Denney, DeWitt, Dorman, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jett, Johnson, Jones, Joyner, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Nelson, Ortega, Osborn, Ownbey, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Williams, Wright (Harold), Wright (John), Mr. Speaker.--83.

Nay: Cooksey, Duncan, Kern, Murphey, Peterson, Reynolds, Ritze, Wesselhoft.--8.

Excused: Cannaday, Derby, Jackson, Jordan, Key, McPeak, Nations, Peters, Shelton, Watson.--10.

The measure and emergency passed.

HB 2906 was referred for engrossment.

GENERAL ORDER

HB 2971 by Sanders of the House and Marlatt of the Senate was read and considered.

Coauthored by Representative(s) Roan, Walker

Representative Sanders moved that **HB 2971** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2971 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, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ,

Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--88.

Nay: Reynolds, Ritze.--2.

Excused: Cannaday, Carey, Derby, Jordan, Key, McPeak, Nations, Peters, Shelton, Watson, Williams.--11.

The measure passed.

HB 2971 was referred for engrossment.

GENERAL ORDER

HB 3056 by Banz et al of the House was read and considered.

Authored by Senator Brown (principal Senate author)

Representative Banz moved that **HB 3056** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3056 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, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--90.

Excused: Cannaday, Carey, Derby, Jordan, Key, McPeak, Nations, Peters, Shelton, Shumate, Watson.--11.

The measure passed.

HB 3056 was referred for engrossment.

MOTION

Representative Blackwell asked unanimous consent that the Journal reflect that the Rules Committee voted today, March 4, to approve the principal authors' requests to strike the title on the following measures: **HBs 1530** and **1574** by Representative Coody, **HB 2538** by Representative Tibbs, **HB 2582** by Representative Thomsen, **HBs 2927, 2928** and **2929** by Representative Coody, **HB 2986** by Representative Schwartz and **HB 3267** by Representative Jackson, which was the order.

GENERAL ORDER

HB 3128 by Dorman of the House was read and considered.

Coauthored by Representative(s) Smithson, Brannon, Roan, Holland, McAffrey

Authored by Senator Barrington (principal Senate author)

Representative Sanders 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, Banz, Brannon, Brown, Buck, Christian, Collins, Coody, Cooksey, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrisette, Murphey, Nelson, Ortega, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Walker, Williams, Wright (Harold), Wright (John), Mr. Speaker.--83.

Excused: Billy, Blackwell, Cannaday, Carey, Cox, Derby, Jett, Jordan, Key, McPeak, Nations, Osborn, Peters, Scott, Shannon, Thompson, Watson, Wesselhoft.--18.

Representative Sanders moved to amend **HB 3128** 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 Dorman moved that **HB 3128** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3128 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, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McNiel, Miller, Moore, Morgan, Morrisette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--90.

Nay: Hamilton.--1.

Excused: Cannaday, Carey, Derby, Jordan, Key, McDaniel (Randy), McPeak, Nations, Peters, Watson.--10.

The measure passed.

HB 3128 was referred for engrossment.

GENERAL ORDER

HB 3032 by Benge et al of the House and Anderson et al of the Senate was read and considered.

Coauthored by Representative(s) Inman, Luttrell, Banz, Liebmann, Cooksey, Williams, Buck, Kouplen, Proctor, Sherrer

Speaker Benge moved that **HB 3032** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3032 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, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann,

Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Williams, Wright (Harold), Mr. Speaker.--86.

Nay: Murphey, Reynolds, Ritze, Wright (John).--4.

Excused: Cannaday, Carey, Glenn, Jordan, Key, McPeak, Nations, Peters, Roan, Shoemake, Watson.--11.

The measure passed.

HB 3032 was referred for engrossment.

GENERAL ORDER

HB 3054 by Bengé of the House and Lamb of the Senate was read and considered.

Coauthored by Representative(s) Sherrer

Speaker Bengé moved to amend **HB 3054** by striking the title, which amendment was declared adopted.

Speaker Bengé moved that **HB 3054** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3054 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Bailey, Banz, Billy, Blackwell, Brannon, Christian, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Duncan, Enns, Faught, Fields, Harrison, Hickman, Holland, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kirby, Lamons, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Miller, Moore, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pruett, Richardson, Roan, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--68.

Nay: Auffet, Brown, Buck, Collins, Dorman, Hamilton, Hilliard, Hoskin, Inman, Kiesel, Kouplen, Luttrell, McAffrey, Morgan, Morrissette, Pittman, Proctor, Renegar, Reynolds, Ritze, Rousselot, Williams.--22.

Excused: Cannaday, Carey, Glenn, Jordan, Key, McDaniel (Jeannie), McPeak, Nations, Peters, Shoemake, Watson.--11.

The measure passed.

HB 3054 was referred for engrossment.

GENERAL ORDER

HB 2569 by Wesselhoft et al of the House and Newberry of the Senate was read and considered.

Coauthored by Representative(s) Reynolds, Murphey

Representative Wesselhoft moved to amend **HB 2569** by restoring the title, which amendment was declared adopted.

Representative Wesselhoft moved that **HB 2569** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2569 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Bailey, Banz, Billy, Blackwell, Buck, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Hamilton, Hickman, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Miller, Moore, Morrissette, Murphey, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Reynolds, Richardson, Ritze, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--76.

Nay: Auffet, Brannon, Brown, Harrison, Hilliard, Kiesel, Morgan, Renegar, Roan, Rousselot, Shoemake, Smithson, Williams.--13.

Excused: Cannaday, Carey, Glenn, Jordan, Key, McDaniel (Jeannie), McPeak, Nations, Nelson, Peters, Walker, Watson.--12.

The measure and emergency passed.

HB 2569 was referred for engrossment.

GENERAL ORDER

HB 3267 by Jackson of the House and Sparks of the Senate was read and considered.

Representative Jackson moved to amend **HB 3267** by striking the title, which amendment was declared adopted.

Representative Jackson moved that **HB 3267** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3267 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, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplun, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--89.

Excused: Cannaday, Carey, Christian, Glenn, Jordan, Key, McDaniel (Jeannie), McPeak, Nations, Peters, Rousselot, Watson.--12.

The measure passed.

HB 3267 was referred for engrossment.

GENERAL ORDER

HB 3289 by McNiel of the House was read and considered.

Authored by Senator Bingman (principal Senate author)

Representative McNiel moved that **HB 3289** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3289 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, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Joyner, Kern, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Miller, Moore, Morgan, Morrissette, Murphey, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Reynolds, Richardson, Ritze, Roan, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--87.

Excused: Cannaday, Carey, Christian, Glenn, Jordan, Key, Kiesel, McDaniel (Jeannie), McPeak, Nations, Peters, Renegar, Rousselot, Watson.--14.

The measure passed.

HB 3289 was referred for engrossment.

GENERAL ORDER

HB 3315 by Martin (Scott) of the House was read and considered.

Authored by Senator Anderson (principal Senate author)

Representative Martin (Scott) moved that **HB 3315** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3315 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, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jett, Johnson, Jones, Joyner, Kern, Kiesel, Kirby, Kouplen, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Miller, Moore, Morgan, Nelson, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thompson, Thomsen, Tibbs, Walker, Williams, Wright (Harold), Wright (John), Mr. Speaker.--81.

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

Excused: Cannaday, Carey, Christian, Glenn, Jackson, Jordan, Key, McDaniel (Jeannie), McPeak, Morrissette, Nations, Peters, Rousselot, Sullivan, Trebilcock, Watson.--16.

The measure passed.

HB 3315 was referred for engrossment.

PENDING CONSIDERATION OF SAs

SAs to HB 1591 were rejected upon motion of Representative Coody. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 2010 were rejected upon motion of Representative Coody. Conferees to be named later.

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby **HB 3161** passed.

HB 3161 was referred for engrossment.

Representative Wright (Harold) moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:00 a.m., Monday, March 8, 2010, which was the order.

Pursuant to the motion of Representative Wright (Harold), the House was adjourned at 3:40 p.m., to reconvene Monday, March 8, 2010, at 10:00 a.m.