

HOUSE JOURNAL

Second Regular Session of the Fifty-second Legislature

of the State of Oklahoma

Forty-first Legislative Day, Monday, April 12, 2010

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

The roll was called with 98 Members present.

The following Members were excused: Joyner, McCullough, Shumate.—3.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Minister Willie Mayes, First and Georgia Church of Christ, Chickasha. Minister Mayes was sponsored by Representative Osborn.

Upon motion of Representative Osborn, Minister Mayes was confirmed as House Chaplain for Monday, Wednesday and Thursday of this legislative week.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1520, 2566, 2609, 2653, 2775, 2776 and 2989 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGE FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SB 2137**.

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

RESOLUTIONS

The following were introduced and read:

HCR 1057 – By Rousselot of the House and Garrison of the Senate.

A Concurrent Resolution recalling from the Office of the Governor Enrolled House Bill No. 2733, passed by the 2nd Session of the 52nd Oklahoma Legislature.

HR 1081 – By Jackson.

A Resolution proclaiming Sunday, April 18, 2010, as Church Women United Day and recognizing the display of the Ribbons of Tangible Hope; distribution.

HR 1082 – By McNiel.

A resolution commending Millard C. Pickering.

GENERAL ORDER

SB 2125 by Burrage of the Senate and Sherrer of the House was read and considered.

Representative Sherrer moved that **SB 2125** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2125 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, Brannon, Brown, Buck, Cannaday, Carey, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kiesel, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), 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, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Thompson, Thomsen, Tibbs, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--90.

Excused: Blackwell, Christian, Joyner, Kirby, Kouplen, McAffrey, McCullough, Scott, Shumate, Terrill, Trebilcock.--11.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 2125** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1351 by Myers of the Senate and DeWitt et al of the House was read and considered.

Remove Representative DeWitt as principal House author and substitute with Representative Hickman

Coauthored by Representative(s) Pittman, DeWitt

Representative Hickman moved that **SB 1351** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1351 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Bailey, Banz, Billy, Brannon, Brown, Buck, Cannaday, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Kirby, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Nations, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wright (John), Mr. Speaker.--68.

Nay: Auffet, Blackwell, Carey, Christian, Collins, Dank, Hamilton, Hilliard, Hoskin, Inman, Kern, Key, Lamons, McAffrey, McDaniel (Jeannie), Morgan, Morrissette, Murphey, Nelson, Proctor, Reynolds, Ritze, Shelton, Sherrer, Shoemake, Wesselhoft, Williams.--27.

Excused: Joyner, Kiesel, Kouplen, McCullough, Shumate, Wright (Harold).--6.

The measure passed.

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

Aye: Armes, Bailey, Banz, Billy, Brannon, Brown, Cannaday, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Duncan, Enns, Fields, Harrison, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Kirby, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Nations, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Pruett, Richardson, Russ, Sanders, Schwartz, Sears, Shannon, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wright (Harold), Wright (John), Mr. Speaker.--61.

Nay: Buck, Carey, Christian, Collins, Derby, Faught, Glenn, Hamilton, Hilliard, Hoskin, Inman, Kern, Key, Lamons, McAffrey, McDaniel (Jeannie), Morgan, Morrissette, Murphey, Nelson, Proctor, Renegar, Reynolds, Ritze, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Smithson, Wesselhoft, Williams.--33.

Excused: Auffet, Blackwell, Joyner, Kiesel, Kouplen, McCullough, Shumate.--7.

The emergency failed.

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

GENERAL ORDER

SB 1793 by Paddock of the Senate and Thomsen of the House as read and laid over Thursday, April 8, on Page 1198 was read and considered further.

Representative Thomsen moved that **SB 1793** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1793 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Blackwell, Brannon, Brown, Buck, Christian, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Duncan, Enns, Fields, Hickman, Holland, Jackson, Johnson, Jones, Jordan, Kirby, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiel, Miller, Moore, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pruett, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Trebilcock, Walker, Watson, Wright (Harold), Mr. Speaker.--62.

Nay: Auffet, Bailey, Cannaday, Carey, Collins, Dorman, Faught, Glenn, Hamilton, Harrison, Hilliard, Hoskin, Inman, Jett, Kern, Key, Kiesel, Lamons, McAffrey, McDaniel (Jeannie), McPeak, Morgan, Morrissette, Pittman, Proctor, Renegar, Reynolds, Ritze, Scott, Shelton, Sherrer, Tibbs, Wesselhoft, Williams, Wright (John).--35.

Excused: Joyner, Kouplen, McCullough, Shumate.--4.

The measure passed.

SB 1793 was referred for engrossment.

GENERAL ORDER

SB 1881 by Lamb et al of the Senate and McNiel of the House was read and considered.

Coauthored by Representative(s) Walker

Representative McNiel moved that **SB 1881** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1881 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Cannaday, Christian, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Enns, Faught, Fields, Hamilton, Harrison, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Kern, Kirby, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pruett, Renegar, Richardson, Roan, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Wright (Harold), Wright (John), Mr. Speaker.--73.

Nay: Auffet, Buck, Carey, Collins, Derby, Duncan, Glenn, Hilliard, Hoskin, Inman, Key, Kiesel, Lamons, Morgan, Morrisette, Murphey, Nations, Pittman, Proctor, Reynolds, Ritze, Rousselot, Sherrer, Williams.--24.

Excused: Joyner, Kouplen, McCullough, Shumate.--4.

The measure passed.

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

Aye: Armes, Banz, Billy, Blackwell, Coody, Cooksey, Cox, Denney, DeWitt, Dorman, Enns, Fields, Hamilton, Hickman, Holland, Jackson, Jett, Johnson, Jones, Jordan, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiel, Miller, Ortega, Osborn, Ownbey, Peters, Peterson, Richardson, Roan, Russ, Sanders, Sears, Shannon, Shelton, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wright (Harold), Wright (John), Mr. Speaker.--52.

Nay: Bailey, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Dank, Derby, Duncan, Faught, Glenn, Harrison, Hilliard, Hoskin, Inman, Kern, Key, Kiesel, Kirby, Lamons, McAffrey, McDaniel (Jeannie), McPeak, Moore, Morgan, Morrisette, Murphey, Nations, Nelson, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Rousselot, Scott, Sherrer, Shoemake, Wesselhoft, Williams.--43.

Excused: Auffet, Joyner, Kouplen, McCullough, Schwartz, Shumate.--6.

The emergency failed.

SB 1881 was referred for engrossment.

GENERAL ORDER

SB 1910 by Ford of the Senate and Jackson of the House was read and considered.

Upon request of Representative Jackson, **SB 1910** was laid over.

GENERAL ORDER

SB 1997 by Jolley of the Senate and Sanders of the House was read and considered.

Coauthored by Representative(s) Duncan

Representative Sanders moved that **SB 1997** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1997 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, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kiesel, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, 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, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--97.

Excused: Joyner, Kouplen, McCullough, Shumate.--4.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 1997** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 2108 by Leftwich et al of the Senate and Terrill of the House was read and considered.

Representative Terrill moved that **SB 2108** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2108 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Nay: Kern, McPeak, Ritze, Wright (John).--4.

Excused: Joyner, Kouplen, McCullough, Shumate.--4.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 2108** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 2154 by Crain of the Senate and Sullivan of the House was read and considered.

Representative Sullivan moved that **SB 2154** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2154 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, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kiesel, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--95.

Nay: Hamilton, Morrissette.--2.

Excused: Joyner, Kouplen, McCullough, Shumate.--4.

The measure passed.

SB 2154 was referred for engrossment.

GENERAL ORDER

SB 2203 by Crain of the Senate and Sullivan of the House was read and considered.

Representative Sullivan moved that **SB 2203** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2203 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, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kiesel, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, 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, Schwartz,

Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--97.

Excused: Joyner, Kouplen, McCullough, Shumate.--4.

The measure passed.

SB 2203 was referred for engrossment.

GENERAL ORDER

SB 2231 by Branan et al of the Senate and Martin (Scott) of the House was read and considered.

Coauthored by Representative(s) Luttrell, Ritze, Walker

Representative Martin (Scott) 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, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Hickman, Hilliard, Holland, Inman, Jackson, Jett, Johnson, Jordan, Kern, Key, Kiesel, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Morgan, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Roan, Rousselot, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams, Wright (Harold), Wright (John), Mr. Speaker.--84.

Excused: Cox, Harrison, Hoskin, Jones, Joyner, Kouplen, McCullough, McPeak, Moore, Morrissette, Murphey, Richardson, Russ, Sanders, Shelton, Shumate, Wesselhoft.--17.

Representative Martin (Scott) moved to amend **SB 2231** 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 Martin (Scott) moved that **SB 2231** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2231 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, 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, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--94.

Nay: Kiesel.--1.

Excused: Enns, Joyner, Kouplen, McCullough, Shelton, Shumate.--6.

The measure and emergency passed.

SB 2231 was referred for engrossment.

GENERAL ORDER

SB 747 by Jolley of the Senate and Nations et al of the House was read and considered.

Representative Nations moved that **SB 747** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 747 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Bailey, Banz, Billy, Blackwell, Brannon, Brown, Buck, Cannaday, Carey, Christian, Collins, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kiesel, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, 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, Schwartz,

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

Nay: Williams.--1.

Excused: Joyner, Kouplen, McCullough, Shumate.--4.

The measure and emergency passed.

SB 747 was referred for engrossment.

GENERAL ORDER

SB 573 by Coates et al of the Senate and Sullivan et al of the House was read and considered.

Representative Sullivan moved that **SB 573** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 573 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Excused: Joyner, Kouplen, McCullough, Shumate, Wesselhoft.--5.

The measure and emergency passed.

SB 573 was referred for engrossment.

GENERAL ORDER

SB 1326 by Myers of the Senate and Watson of the House was read and considered.

Representative Watson moved that **SB 1326** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1326 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, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Moore, Morgan, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--91.

Nay: Cannaday, McPeak, Reynolds, Ritze.--4.

Excused: Joyner, Kiesel, Kouplen, McCullough, Morrisette, Shumate.--6.

The measure and emergency passed.

SB 1326 was referred for engrossment.

GENERAL ORDER

SB 1692 by Myers of the Senate and Watson of the House was read and considered.

Representative Watson moved that **SB 1692** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1692 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Nay: Reynolds, Ritze.--2.

Excused: Joyner, Kouplen, McCullough, Morrissette, Rousselot, Shumate.--6.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1692** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1592 by Schulz of the Senate and Wright (Harold) of the House was read and considered.

Representative Wright (Harold) moved to amend **SB 1592** 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 Wright (Harold) moved that **SB 1592** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1592 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nations, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Mr. Speaker.--93.

Nay: Reynolds, Ritze, Wright (John).--3.

Excused: Joyner, Kouplen, McCullough, Morrissette, Shumate.--5.

The measure and emergency passed.

SB 1592 was referred for engrossment.

GENERAL ORDER

SB 1888 by Bingman of the Senate and Thompson of the House was read and considered.

Coauthored by Representative(s) Tibbs

Representative Thompson moved that **SB 1888** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1888 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, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--91.

Nay: Hamilton, Russ, Walker.--3.

Excused: Joyner, Kiesel, Kouplen, McCullough, Morrissette, Nations, Shumate.--7.

The measure passed.

SB 1888 was referred for engrossment.

GENERAL ORDER

SB 1250 by Nichols of the Senate and Terrill et al of the House was read and considered.

Coauthored by Representative(s) Reynolds, Duncan, Tibbs

Representative Terrill moved that **SB 1250** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1250 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Excused: Joyner, Kiesel, Kouplen, McCullough, Morrissette, Nations, Shumate.--7.

The measure and emergency passed.

SB 1250 was referred for engrossment.

GENERAL ORDER

SB 1927 by Newberry of the Senate and Peters of the House was read and considered.

Representative Peters moved that **SB 1927** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1927 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, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiell, McPeak, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, 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, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--93.

Excused: Joyner, Kiesel, Kouplén, McCullough, Morrissette, Nations, Shelton, Shumate.--8.

The measure passed.

SB 1927 was referred for engrossment.

GENERAL ORDER

SB 2038 by Anderson of the Senate and Duncan of the House was read and considered.

Representative Duncan moved that **SB 2038** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2038 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, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Fields, Glenn, Hamilton, Harrison, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jett, Johnson, Jones, Jordan, Kern, Key, Kiesel, Kirby, Lamons, Liebmann, Luttrell, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Miller, Moore, Morgan, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Ritze, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Walker, Watson, Wesselhoft, Williams, Wright (Harold), Wright (John), Mr. Speaker.--95.

Excused: Joyner, Kouplen, McCullough, Morrissette, Nations, Shumate.--6.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 2038** and ordered same returned to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HR 1079 was called up for consideration.

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

Upon motion of Representative Dorman, **HR 1079** was considered and adopted.

HR 1079 was referred for enrollment.

MOTION

Representative Fields asked that the Journal reflect that had he been present in the Chamber on Thursday, April 8, he would have voted aye on **HB 3202** and **SB 2137**, which was the order.

MESSAGES FROM THE SENATE

Announcing the passage of **HBs 2168, 2305**, Remove Senator Ellis as principal Senate author and substitute with Senator Lamb, Coauthored by Senators Ellis, Corn, **2729**, Coauthored by Representative Pittman, **2827, 2846, 2967, 3015**, Coauthored by Senators Marlatt, Adelson, Jolley, Sparks, Johnson (Constance) and Representative Morrisette.

The above-numbered measures were referred for enrollment.

Returning engrossed measures, as amended

Announcing the passage of and returning engrossed measures as amended: **HBs 1574, 2345**, Coauthored by Senator Ivester and Representative Walker, **2530, 2585, 2631, 2911**, Coauthored by Representative Walker, **2918**, Coauthored by Representative Pittman, **2936, 3127, 3251, 3285, 3338**, Coauthored by Representative Pittman and **3381**, Coauthored by Senator Crain.

Senate amendments were read on the above numbered measures.

Returning enrolled measures

Announcing that Enrolled **HBs 1520, 2566, 2609, 2653, 2775, 2776** and **2989** 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.

Conference requested

Advising rejection of **HAs to SBs 1365, 1393, 1585, 1589, 1590, 1594, 1961** and **2034**, and requesting conference thereon, the Senate naming conferees later.

Conferees named

Advising the Senate naming conferees as follows:

SB 1071 – Coffee, Lamb, Aldridge, Burrage, Johnson (Mike)

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar unless otherwise indicated:

DO PASS, As Amended:

- CS for **SB 461** – Appropriations and Budget, Remove Representative Terrill as principal House author and substitute with Representative Hickman
- CS for **SB 509** – Appropriations and Budget, Coauthored by Senator(s) Rice
- CS for **SB 805** – Appropriations and Budget, Remove Representative Liebmann as principal House author and substitute with Representative Hickman
- CS for **SB 1016** – Appropriations and Budget, Coauthored by Representative(s) Martin (Scott), and Coauthored by Senator(s) Ivester
- CS for **SB 1070** – Appropriations and Budget, Remove Representative Hilliard as principal House author and substitute with Representative Peters, and Coauthored by Representative(s) Hilliard
- CS for **SB 1267** – Appropriations and Budget
- CS for **SB 1284** – Appropriations and Budget, Coauthored by Representative(s) Hickman
- CS for **SB 1321** – Appropriations and Budget
- CS for **SB 1396** – Appropriations and Budget
- CS for **SB 1397** – Appropriations and Budget
- CS for **SB 1398** – Appropriations and Budget
- CS for **SB 1637** – Appropriations and Budget
- CS for **SB 1658** – Appropriations and Budget
- CS for **SB 1659** – Appropriations and Budget
- CS for **SB 1662** – Appropriations and Budget
- CS for **SB 1756** – Appropriations and Budget
- CS for **SB 1769** – Appropriations and Budget
- CS for **SB 1772** – Appropriations and Budget
- CS for **SB 1819** – Appropriations and Budget, Coauthored by Representative(s) Faught, Pittman, Derby, Armes, Dorman
- CS for **SB 1882** – Appropriations and Budget
- CS for **SB 1914** – Appropriations and Budget
- CS for **SB 1919** – Appropriations and Budget
- CS for **SB 1941** – Transportation
- CS for **SB 1960** – Transportation, Coauthored by Senator(s) Ivester, Corn
- CS for **SB 1966** – Appropriations and Budget
- CS for **SB 2109** – Appropriations and Budget, Coauthored by Representative(s) Cannaday, Kern
- CS for **SB 2124** – Appropriations and Budget
- CS for **SB 2128** – Appropriations and Budget
- CS for **SB 2173** – Transportation
- CS for **SB 2290** – Appropriations and Budget, Coauthored by Representative(s) Jones
- CS for **SB 2300** – Appropriations and Budget

CCR SUBMITTED

The conference committee report was read on the following measure:

HB 1888

MESSAGES FROM THE GOVERNOR

Advising of his approval of **HBs 2264, 2325, 2747, 2779, 2907, 2921, 3006 and 3204** on April 9, 2010.

Representative Jones moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Tuesday, April 13, 2010, which was the order.

Pursuant to the motion of Representative Jones, the House was adjourned at 4:00 p.m., to reconvene Tuesday, April 13, 2010, at 9:00 a.m.