

HOUSE JOURNAL

First Regular Session of the Fifty-third Legislature

of the State of Oklahoma

Thirty-ninth Legislative Day, Thursday, April 14, 2011

The House was called to order by Representative Armes.

The roll was called with 96 Members present.

The following Members were excused: Enns, Martin (Steve), McCullough, Richardson, Wesselhoft.—5.

Representative Armes declared a quorum present.

Prayer was offered by Brother Doyle Pryor, First Baptist Church, Sapulpa.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HCR 1015 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HBs 1061, 1274, 1310, 1327, 1339, 1372, 1472, 1826 and 1888 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HCR 1014 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HR 1026 was called up for consideration.

Upon motion of Representative Morgan, **HR 1026** was considered and adopted.

HR 1026 was referred for enrollment.

GENERAL ORDER

SB 346 by Jolley et al of the Senate and Kern of the House was read and considered.

Coauthored by Representative(s) Coody

Representative Kern moved that **SB 346** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 346 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Christian, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Faught, Grau, Hall, Hickman, Holland, Jackson, Johnson, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Renegar, Reynolds, Ritze, Roberts (Sean), Russ, Sanders, Schwartz, Scott, Sears, Shannon, Stiles, Sullivan, Terrill, Tibbs, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--59.

Nay: Bennett, Brown, Cannaday, Casey, Condit, Dorman, Farley, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Inman, Jordan, Kouplun, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morgan, Morrissette, Nollan, Proctor, Pruett, Roan, Roberts (Dustin), Rousselot, Shelton, Sherrer, Shoemake, Thomsen, Virgin, Walker, Williams.--34.

Excused: Enns, Hilliard, Martin (Steve), McCullough, Pittman, Richardson, Shumate, Wesselhoft.--8.

The measure passed.

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

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Cockroft, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Faught, Grau, Hall, Hickman, Holland, Jackson, Johnson, Joyner, Kern, Liebmann, Martin (Scott), McDaniel (Randy), McNiel, Moore, Murphey, Nelson,

Newell, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Sullivan, Tibbs, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--48.

Nay: Bennett, Brown, Cannaday, Casey, Christian, Condit, Dorman, Farley, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Inman, Jordan, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Proctor, Pruett, Renegar, Reynolds, Roan, Roberts (Dustin), Rousselot, Scott, Shelton, Sherrer, Shoemake, Thomsen, Virgin, Walker, Williams.--36.

Excused: Dank, Enns, Hilliard, Key, Kirby, Martin (Steve), McCullough, Morgan, Mulready, Nollan, Pittman, Richardson, Ritze, Shumate, Stiles, Terrill, Wesselhoft.--17.

The emergency failed.

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

MOTION

Representative Sears asked that the Journal reflect that had he been present in the Chamber on Wednesday, April 13, 2011, he would have voted aye on **SBs 170, 547 and 801**, which was the order.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HBs 1061, 1274, 1310, 1327, 1339, 1372, 1472, 1826 and 1888** 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.

Announcing that Enrolled **HCR 1014** has been signed by the Presiding Officer of Senate, in open session.

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

Returning engrossed measures

Announcing the passage of **HBs 1421**, Coauthored by Senator Fields, **1649, 1672**, Coauthored by Senators Lerblance, Brecheen and Johnson (Constance), **HB 1686** (emergency failed), Coauthored by Senators Johnson (Constance), Sparks and Representative Shelton and **HCRs 1012 and 1015**.

The above-numbered measures were referred for enrollment.

Returning engrossed measures, as amended

Announcing the passage of and returning engrossed measures as amended **HBs 1282**, Coauthored by Representative Moore, **1322, 1338, 1355, 1461**, Coauthored by Senators Johnson (Constance), Garrison, Eason McIntyre and Representative Pittman, **1854, 1990**, Coauthored by Senator Sparks, **2121**, Coauthored by Senator Ivester and **HJR 1002**, Coauthored by Senators Treat, Branam and Representative Shelton.

Senate amendments were read on the above-numbered measures.

Transmitting enrolled measures

Advising fourth reading of and transmitting for signature Enrolled **SBs 12, 170, 547** and **801**.

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

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby the emergency failed on **SB 147**.

The Presiding Officer signed, in open session, Engrossed **SB 147** and ordered same returned to the Honorable Senate.

ENGROSSED AND ENROLLED MEASURES

HCR 1015 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

RESOLUTIONS

The following were introduced and read:

HR 1027 – By Richardson.

A Resolution proclaiming April 19, 2011, as the 15th Annual 4-H Day at the State Capitol; recognizing 4-H as the largest youth-serving organization in the state; and encouraging all Oklahomans to learn more about 4-H.

HR 1028 – By Bennett, Farley, Reynolds and Ritze.

A Resolution memorializing Congress to refrain from taking action to increase the current legal limit on federal indebtedness.

HR 1029 – By Cooksey.

A Resolution congratulating Emoly West, Miss Oklahoma 2010; distribution.

MESSAGE FROM THE SENATE

Announcing that Enrolled **HCR 1015** has been signed by the Presiding Officer of Senate, in open session.

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

MESSAGES FROM THE GOVERNOR

Advising of her approval of **HBs 1044, 1296** and **1511** on April 14, 2011.

COMMITTEE REPORTS

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

DO PASS:

- SB 4** – Appropriations and Budget
- SB 38** – Appropriations and Budget
- SB 286** – Appropriations and Budget
- SB 392** – Appropriations and Budget
- SB 577** – Economic Development, Tourism and Financial Services
- SB 584** – Economic Development, Tourism and Financial Services
- SB 737** – Redistricting
- SJR 31** – Rules

DO PASS, As Amended:

CS for HB 1527 – Redistricting, Remove Representative DeWitt as principal House author and substitute with Representative Steele, Coauthored by Representative DeWitt and Authored by Senator Bingman (principal Senate author)

- CS for SB 21** – Appropriations and Budget
- SB 122** – Appropriations and Budget
- SB 123** – Appropriations and Budget
- CS for SB 127** – Government Modernization
- SB 154** – Appropriations and Budget
- CS for SB 190** – Government Modernization
- CS for SB 216** – Appropriations and Budget
- CS for SB 251** – Appropriations and Budget, Coauthored by Representative(s) Dorman
- CS for SB 260** – Appropriations and Budget

- SB 261** – Appropriations and Budget
CS for SB 305 – Economic Development, Tourism and Financial Services
CS for SB 529 – Appropriations and Budget, Coauthored by Representative(s) Cockroft, Sanders, Bennett
CS for SB 567 – Appropriations and Budget, Coauthored by Representative(s) Pittman
CS for SB 668 – Economic Development, Tourism and Financial Services
CS for SB 709 – Government Modernization, Coauthored by Senator(s) Brecheen
CS for SB 731 – Appropriations and Budget
CS for SB 756 – Economic Development, Tourism and Financial Services
CS for SB 757 – Appropriations and Budget, Coauthored by Representative(s) Cox
CS for SB 772 – Government Modernization, Remove Representative Shannon as principal House author and substitute with Representative Murphey
CS for SB 788 – Economic Development, Tourism and Financial Services
SB 798 – Economic Development, Tourism and Financial Services
SB 825 – Appropriations and Budget, Coauthored by Representative(s) Billy
CS for SB 826 – General Government, Coauthored by Senator(s) Brecheen, Newberry, Simpson, Treat, Bingman, Ford
SB 872 – General Government
CS for SB 891 – Economic Development, Tourism and Financial Services
CS for SB 929 – Rules
SB 935 – Appropriations and Budget
SB 939 – Appropriations and Budget
CS for SB 949 – Appropriations and Budget, Coauthored by Representative(s) Dorman
CS for SB 952 – Government Modernization
CS for SB 953 – Appropriations and Budget
CS for SB 954 – Appropriations and Budget

Representative Sullivan moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, April 18, 2011, which was the order.

Pursuant to the motion of Representative Sullivan, the House was adjourned at 11:25 a.m., to reconvene Monday, April 18, 2011, at 1:30 p.m.