

# HOUSE JOURNAL

**First Regular Session of the Fifty-third Legislature**

**of the State of Oklahoma**

**Forty-seventh Legislative Day, Monday, May 2, 2011**

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

The roll was called with 100 Members present.

The following Member was excused: Enns.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Preacher Bruce Lewis, Church of Christ, Weatherford. Preacher Lewis was sponsored by Representative Wright.

Upon motion of Representative Thomsen, Preacher Lewis was confirmed as House Chaplain for this legislative week.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HAs to SBs 56, 82, 91, 138, 201, 248, 250, 251, 264, 377, 483, 529, 597, 610, 614, 671, 722, 867, 953, 954 and 969** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

**HBs 1998 and 2004** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**MESSAGES FROM THE GOVERNOR**

Advising of her approval of **HBs 1308, 1348, 1360, 1398, 1593, 1604, 1675, 1736, 1776, 1798 and 1800** on April 29, 2011.

Advising of her veto of **HB 1227** on April 29, 2011. The veto message reads as follows:

To the Honorable Speaker of the House  
and Members of the House of Representatives  
First Regular Session, Fifty-third Oklahoma Legislature

Enrolled House Bill No. **1227**

By: Ownbey, et al of the House and Simpson, et al of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill **1227**.

This bill would convert the Ardmore Higher Education Center to a branch campus of Southeastern Oklahoma State University. While I support providing access to quality higher education throughout the state, this bill does not adequately identify the funding source for its objectives. I cannot sign this bill, especially in this economic climate, without a clearly defined approach to the long-term funding issues. More study and planning is necessary with all parties involved to ensure its future success.

By the Governor of the State of Oklahoma

/s/ Mary Fallin

**RESOLUTION**

The following was introduced and read:

**HR 1030** – By Denney.

A Resolution observing May 5, 2011, as the National Day of Prayer.

**SECOND READING**

The following were read for the second time and referred to committee:

**HJR 1061** – Administrative Rules and Government Oversight

**HJR 1062** – Administrative Rules and Government Oversight

**HJR 1063** – Administrative Rules and Government Oversight

## RESOLUTION FOR CONSIDERATION

**HCR 1018** was called up for consideration.

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

Authored by Senator Bass (principal Senate author)

Upon motion of Representative Dorman, **HCR 1018** was considered and adopted.

**HCR 1018** was referred for engrossment.

## POINT OF ORDER

Representative Shelton was recognized for a point of order and upon recognition, offered a motion placing new business before the House, for which he was not recognized. The Presiding Officer stated that Representative Shelton must schedule such a motion with the Majority Floor Leader.

Representative Morrisette raised a point of order as to where in the House Rules it states that a motion such as the one offered by Representative Shelton must be scheduled with the Majority Floor Leader.

The Presiding Officer cited House Precedent 9.2-5. (2009) and ruled the point not well taken.

## PENDING CONSIDERATION OF SAs

**SAs to HB 1079** were rejected upon motion of Representative Martin (Scott). The Speaker named the Conference Committee on Natural Resources.

## PENDING CONSIDERATION OF SAs

**SAs to HB 1086** were rejected upon motion of Representative Murphey. The Speaker named the Conference Committee on Government Modernization and Rules.

## PENDING CONSIDERATION OF SAs

**SAs to HB 1207** were rejected upon motion of Representative Murphey. The Speaker named the Conference Committee on Government Modernization and Rules.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1304** were rejected upon motion of Representative Derby. The Speaker named the Conference Committee on Government Modernization and Rules.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1225** were rejected upon motion of Representative Ownbey, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, Farley, Hall, Hickman, Holland, Jackson, Johnson, Joyner, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNeil, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Reynolds, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Sanders, Schwartz, Shannon, Stiles, Sullivan, Thomsen, Vaughan, Watson, Wright, Mr. Speaker.--56.

Nay: Brown, Cannaday, Condit, Fourkiller, Glenn, Grau, Hamilton, Hilliard, Hoskin, Inman, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), Morgan, Morrissette, Pittman, Proctor, Pruett, Renegar, Rousselot, Scott, Shelton, Sherrer, Trebilcock, Virgin, Williams.--27.

Excused: Christian, DeWitt, Dorman, Enns, Faught, Hardin, Jordan, Kern, McPeak, Ritze, Russ, Sears, Shoemake, Shumate, Terrill, Tibbs, Walker, Wesselhoft.--18.

The Speaker named the Conference Committee on Government Modernization and Rules.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1229** were rejected upon motion of Representative Ownbey. The Speaker named the Conference Committee on Public Safety, Judiciary and Military Affairs.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1361** were rejected upon motion of Representative Peters. The Speaker named the Conference Committee on Public Safety, Judiciary and Military Affairs.

## PENDING CONSIDERATION OF SAs

SAs to **HB 1464** were rejected upon motion of Representative Johnson.

During consideration of the SAs to **HB 1464**, Representative Inman raised a point of order that pursuant to House Rule 8.10 all amendments must be accompanied by a fiscal analysis in order to be considered.

The Presiding Officer stated that House Rule 8.10 pertains only to amendments offered to measures on General Order and the measure under consideration was not on General Order.

Representative Johnson pressed his motion to reject the SAs to **HB 1464**, which motion was declared adopted.

The Speaker named the Conference Committee on Public Safety, Judiciary and Military Affairs.

## MOTION

Representative Shelton moved pursuant to the authority granted to the House of Representatives in Article 5, Section 30 of the Oklahoma Constitution that Representative Kern be publicly reprimanded for the comments made on the House floor, Wednesday, April 27, 2011, and that said reprimand be placed in the House Journal. The following excerpts of Representative Kern's debate were included within the Shelton motion:

Representative Kern, speaking during her debate stated of African Americans:

“Discrimination is part of our fallen nature.”

“In prison there are more black people and yes it's tragic - it's tragic that our prisons are at what, 99% occupancy, but the other side of the story perhaps we need to consider is, is this just because they're black that they're in prison, or could it be because they didn't want to work hard in school?”

“I taught school for twenty years, and I saw a lot of people of color who didn't want to work as hard. They wanted it given to them. Matter of fact, I had one student that said, ‘I don't need to study. You know why? The government's going to take care of me.’ That's kind of revealing there.”

Later during the debate, Kern said of women:

“They make 77 cents on the dollar less...you see women don't usually want to work as hard as a man. Women tend to think more of their family. I'm not saying women don't work hard....women like to....have a moderate work life with plenty of time for work and spouse and children and other things like that. ... They work very hard, but sometimes they aren't willing to commit their whole life to their job like a lot of men do.”

Representative Kern requested unanimous consent that the Shelton motion be adopted, to which objection was heard.

Representative Shelton pressed his motion, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Billy, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Faught, Fourkiller, Glenn, Hall, Hamilton, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Kouplen, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McNiel, Moore, Morgan, Morrissette, Mulready, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Renegar, Richardson, Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Watson, Williams, Wright, Mr. Speaker.--76.

Nay: Blackwell, Farley, Grau, Johnson, Key, Lockhart, Murphey, Pruett, Quinn, Reynolds, Ritze, Roberts (Dustin), Russ, Terrill, Walker, Wesselhoft.--16.

Excused: Bennett, Christian, Enns, Hardin, Kirby, McDaniel (Jeannie), McDaniel (Randy), McPeak.--8.

Constitutional Priv: Roan.--1.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 1465** were rejected upon motion of Representative Johnson. The Speaker named the Conference Committee on Education.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 1743** were rejected upon motion of Representative Johnson. The Speaker named the Conference Committee on Public Safety, Judiciary and Military Affairs.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 1418** were rejected upon motion of Representative Casey. The Speaker named the General Conference Committee on Appropriations.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 1475** were rejected upon motion of Representative Armes. The Speaker named the General Conference Committee on Appropriations.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1601** were rejected upon motion of Representative Stiles. The Speaker named the Conference Committee on Government Modernization and Rules.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1655** were rejected upon motion of Representative Jackson. The Speaker named the Conference Committee on Health and Human Services.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1676** were rejected upon motion of Representative Billy. The Speaker named the General Conference Committee on Appropriations.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1917** were rejected upon motion of Representative Coody. The Speaker named the Conference Committee on Education.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 2156** were rejected upon motion of Representative Murphey. The Speaker named the Conference Committee on Government Modernization and Rules.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1456** were called up for consideration.

Upon motion of Representative Denney, the House concurred in the **SAs to HB 1456**.

**HB 1456**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

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

Nay: Bennett, Brown, Cannaday, Casey, Condit, Dorman, Farley, Fourkiller, Glenn, Hilliard, Hoskin, Jordan, Kouplén, Lockhart, McAffrey, McDaniel (Jeannie), Morgan, Morrissette, Nollan, Proctor, Pruett, Renegar, Roan, Roberts (Dustin), Rousselot, Scott, Sherrer, Shoemake, Thomsen, Walker, Williams.--31.

Excused: DeWitt, Enns, Hamilton, Hardin, Inman, McPeak, Pittman, Russ, Shelton, Shumate, Virgin.--11.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

### **PENDING CONSIDERATION OF SAs**

**SAs to HB 1267** were called up for consideration.

Upon motion of Representative Sears, the House concurred in the **SAs to HB 1267**.

**HB 1267**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure and emergency as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Dorman, Farley, Fought, Glenn, Grau, Hall, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplén, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Morgan, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--79.

Nay: Brown, Fourkiller, Hoskin, Lockhart, McAffrey, Proctor, Sherrer, Williams.--8.

Excused: DeWitt, Enns, Hamilton, Hardin, Hilliard, Inman, McDaniel (Jeannie), McPeak, Morrissette, Mulready, Pittman, Shelton, Shumate, Virgin.--14.

The measure and emergency passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 2033** were called up for consideration.

Upon motion of Representative Sullivan, the House concurred in the **SAs to HB 2033**.

**HB 2033**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Dorman, Farley, Faight, Fourkiller, Glenn, Grau, Hall, Hickman, Hilliard, Holland, Hoskin, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--89.

Excused: DeWitt, Enns, Hamilton, Hardin, Inman, McDaniel (Jeannie), McPeak, Morrissette, Pittman, Shelton, Shumate, Virgin.--12.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1347** were called up for consideration.

Upon motion of Representative Newell, the House concurred in the **SAs to HB 1347**.

**HB 1347**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Dorman, Farley, Faight, Fourkiller, Glenn, Grau, Hall, Hickman, Holland, Hoskin, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--89.

Excused: DeWitt, Enns, Hamilton, Hardin, Hilliard, Inman, McPeak, Morrissette, Pittman, Shelton, Shumate, Virgin.--12.

The measure passed.

The roll was called on the emergency and resulted as follows:

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, Farley, Faught, Grau, Hall, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Liebmann, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Newell, Nollan, Osborn, Ownbey, Peters, Peterson, Quinn, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--60.

Nay: Bennett, Brown, Cannaday, Christian, Condit, Dorman, Fourkiller, Glenn, Hoskin, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), Morgan, Morrissette, Nelson, Pittman, Proctor, Pruett, Renegar, Rousselot, Scott, Sherrer, Shoemake, Walker, Williams.--26.

Excused: DeWitt, Enns, Hamilton, Hardin, Hilliard, Inman, Kirby, McCullough, McPeak, Ortega, Russ, Shelton, Shumate, Terrill, Virgin.--15.

The emergency failed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

## **PENDING CONSIDERATION OF SAs**

**SAs to HB 1648** were called up for consideration.

Upon motion of Representative Newell, the House concurred in the **SAs to HB 1648**.

**HB 1648**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Billy, Blackwell, Brown, Brumbaugh, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Farley, Faught, Fourkiller, Grau, Hall, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Quinn, Reynolds, Richardson, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--70.

Nay: Bennett, Cannaday, Dorman, Glenn, Hamilton, Hilliard, Hoskin, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), Morgan, Pittman, Renegar, Roan, Rousselot, Scott, Sherrer, Shoemake, Walker, Williams.--21.

Excused: DeWitt, Enns, Hardin, Inman, McPeak, Morrissette, Ortega, Shelton, Shumate, Virgin.--10.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

### **PENDING CONSIDERATION OF SAs**

**SAs to HB 1468** were called up for consideration.

Representative Terrill raised a point of order as to whether the **SAs to HB 1468** were germane to the original purpose of the measure pursuant to House Rule 8.11.

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

**SAs to HB 1468** were rejected upon motion of Representative Johnson. The Speaker named the Conference Committee on General Government and Transportation.

Representative Inman raised a point of order as to whether the Johnson motion to reject the **SAs** was in order without first being published on the "Rejections List" within the House Floor Agenda.

The Presiding Officer stated that no provision exists within House rules prohibiting a member from seeking recognition for a motion to reject Senate amendments if the motion to adopt the Senate amendments had previously failed.

Representative Terrill raised a point of order as to whether Senate amendments initially scheduled on the "Rejections List" would be susceptible to an unanticipated motion to accept offered by the author in lieu of the scheduled motion to reject the Senate amendments.

The Presiding Officer stated that House Rule 7.20 contains permissive language and that the "Rejection List" merely reflects a method of organizing the House Floor Agenda and as such, measures scheduled within one area of the Floor Agenda would not have to be republished within another area of the Floor Agenda as long as the requirements of Joint Rule 6 were observed.

**PENDING CONSIDERATION OF SAs**

**SAs to HB 1051** were called up for consideration.

Representative Terrill raised a point of order as to whether pursuant to House Rule 8.10 an amendment summary was required for the Senate amendments to **HB 1051**.

The Presiding Officer stated that if an amendment has no fiscal impact, an amendment summary containing a fiscal analysis is not required under House Rule 8.10 even though House staff may provide a summary as a courtesy.

Upon motion of Representative Sanders, the House concurred in the **SAs to HB 1051**.

**HB 1051**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Dorman, Farley, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--93.

Excused: Bennett, DeWitt, Enns, Liebmann, McPeak, Morrissette, Ortega, Trebilcock.--8.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

**POINT OF PERSONAL PRIVILEGE**

Upon unanimous consent request of Representative Peterson, Representative Kern's point of personal privilege offered today, Monday, May 2, 2011, was ordered printed in full as follows:

"I would like to thank Speaker Steele for giving me the opportunity to speak to you today.

You can be sure I am speaking from prepared notes I've written that have been reviewed by a number of people, including the Speaker. I did this because the Bible says there's wisdom in many counselors.

The Bible also says in James 3:16, 'We all stumble in many ways. If anyone is never at fault in what he says he is a perfect man.' That word perfect can also mean mature. I certainly stumbled in my words the other night proving that I'm not perfect and even at my age, not fully mature according to the Biblical standard. And I'm definitely not an accomplished extemporaneous speaker.

In the Good News Bible, Proverbs 12:18 says, 'Thoughtless words can wound as deeply as any sword.' Last Wednesday night while debating a bill, I said some words that were not well thought out and that offended many African Americans and many women. That was not my intent but, sadly, it happened and I take full responsibility for it and I apologize.

While my words were not expressed well and implied things I did not mean, they were not spoken with any contempt or malice. In my debate I quoted MLK where he said he dreamed of a day when the creed of America would be, that all men are created equal and that his children would not be judged by the color of their skin but by the content of their character. I agree with Dr. King's words with all my heart. The Bible says in John 3:16, 'For God so loved the world...' The 'world' is everyone regardless of who we are.

My poor choice of words was hurtful and offensive to many. I hope that you will remember that they were just part of an eight minute debate. Eight minutes do not a life make. There's a saying we all know that says, actions speak louder than words. While my words were very hurtful they do not represent my heart and my actions of the past 60 plus years.

I'm apologizing today because it's a biblical principle to do so. In Matthew 5: 23 and 24 it says, 'If you bring your gift to the altar, and there remember that your brother has something against you, leave your gift there before the altar and go your way. First be reconciled to your brother, and then come and offer your gift.' I want to be able to worship the Lord with a clear conscience. I know there are those who have something against me because of my words and so I'm publicly offering my apology and asking for your forgiveness.

First John 1:9 says, 'If we confess our sins, he is faithful and just to forgive us our sins and to cleanse us from all unrighteousness.' I've already asked the Lord to forgive me for my careless words. I asked the Speaker to let me publicly make this apology because it is the right thing to do pertaining to this issue. I hope that you will find it in your heart to accept it. Thank you."

## **MESSAGES FROM THE SENATE**

Announcing that Enrolled **HBs 1998** and **2004** 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.

## **Concurrence in HAs**

Announcing the concurrence of Senate in **HAs** to **SBs 180, 206, 214, 256, 346, 445, 527** and **943** and the passage of said measures, as amended thereby.

**Returning engrossed measures, as amended**

Announcing the passage of and returning engrossed measures as amended **HBs 1232**, Coauthored by Senator Allen, **1446**, Coauthored by Senator Shortey and Representatives Christian, Key, **1488**, Coauthored by Senator Sparks and Representative Kirby, **1603**, Coauthored by Senators Russell, Simpson, **1943**, Coauthored by Senator Fields (emergency failed), **1953**, Coauthored by Representative Kirby and **2140**.

Senate amendments were read on the above-numbered measures.

**Transmitting enrolled measures**

Advising fourth reading of and transmitting for signature Enrolled **SBs 532** and **563**.

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

**Conference requested**

Advising rejection of **HAs** and requesting conference thereon, the Senate naming conferees later on **SBs 13, 96, 122, 123, 132, 154, 261, 728, 729, 730, 732, 733** and **738**.

**GCCA named**

Advising the naming of the General Conference Committee on Appropriations as follows:

Myers, Chair  
Jolley, Vice-Chair

Ballenger	Mazzei
Branan	Newberry
Brinkley	Nichols
Burrage	Paddack
Crain	Rice
Ford	Stanislowski
Halligan	Sykes
Ivester	Wilson
Justice	Wyrick
Marlatt	

## **MESSAGES FROM THE GOVERNOR**

Advising of her approval of **HBs 1415, 1554, 1614, 1715** and **2024** on May 2, 1011.

## **APPOINTMENTS**

The Speaker announced the following appointments:

April 26, 2011 – Representative Coody reappointed as a Member of the Education Policy Task Force Standing Committee of the Council of State Governments. (Bylaws of the Council of State Governments)

April 26, 2011 – Representative Cox reappointed as a Member of the Health Policy Task Force of the Council of State Governments. (Bylaws of the Council of State Governments)

April 26, 2011 – Representative McDaniel (Randy) reappointed as a Member of the National Conference Standing Committee of the Council of State Governments. (Bylaws of the Council of State Governments)

April 26, 2011 – Representative Peters reappointed as a Member of the Associates Advisory Standing Committee of the Council of State Governments. (Bylaws of the Council of State Governments)

April 26, 2011 – Representative Watson reappointed as a Member of the Energy and Environment Task Force of the Council of State Governments. (Bylaws of the Council of State Governments)

April 26, 2011 – Representative Denney appointed as a Member of the Committee on Suggested State Legislation of the Council of State Governments, replacing Representative Jordan. (Bylaws of the Council of State Governments)

April 26, 2011 – Representative Hall appointed as a Member of the Intergovernmental Affairs Standing Committee of the Council of State Governments, replacing Representative Schwartz. (Bylaws of the Council of State Governments)

April 26, 2011 – Representative Liebmann appointed as a Member of the Transportation Task Force of the Council of State Governments, replacing Representative Shannon. (Bylaws of the Council of State Governments)

Representative Sullivan moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:30 a.m., Tuesday, May 3, 2011, which was the order.

Pursuant to the motion of Representative Sullivan, the House was adjourned at 4:45 p.m., to reconvene Tuesday, May 3, 2011, at 10:30 a.m.