

HOUSE JOURNAL

Second Regular Session of the Fifty-third Legislature

of the State of Oklahoma

Fifty-third Legislative Day, Tuesday, May 8, 2012

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

The roll was called with 98 Members present.

Vacancy: District 23, District 71, District 88.—3.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Larry Baker, Fortieth Street Baptist Church, Oklahoma City. Pastor Baker was sponsored by Representative Terrill.

Upon motion of Representative Thomsen, Pastor Baker was confirmed as House Chaplain for this legislative day.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HJRs 1126 and 1127 were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HBs 2446 and 2641 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

RESOLUTION

The following was introduced and read:

HR 1057 – By Steele.

A Resolution recognizing the employees of the Oklahoma House of Representatives for the essential services they perform.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **SB 243** was called up for consideration.

Coauthored by Representative(s) Cockroft, Cooksey

Upon motion of Representative Jordan, the **2nd CCR** on **SB 243** was adopted upon a division of the question.

SB 243, as amended in conference, 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, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Thomsen, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--88.

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

Excused: Blackwell, Hamilton, Hilliard, Morgan, Osborn, Scott, Williams.--7.

Vacancy: District 23, District 71, District 88.--3.

The measure and emergency passed.

SB 243, together with the conference committee report thereon, was ordered returned to the Honorable Senate.

MESSAGE FROM THE SENATE

Announcing the passage of the following engrossed measure:

SCR 24 – By Brecheen of the Senate and Murphey of the House.

A Concurrent Resolution directing the Committee for Incentive Awards for State Employees to meet and study certain proposals to increase awareness and promote the Incentive Awards for State Employees Act; requiring report by certain date; and directing distribution.

The measure was introduced and read.

RESOLUTION FOR CONSIDERATION

HCR 1038 was called up for consideration.

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

Authored by Senator Jolley (principal Senate author)

Upon motion of Representative Fourkiller, **HCR 1038** was considered and adopted.

HCR 1038 was referred for engrossment.

CONFERENCE GRANTED

Upon motion of Representative DeWitt, the House granted the request of the Honorable Senate for conference on the following measures and the Speaker named conferees:

SB 1055 – Conference Committee on Public Safety, Judiciary and Military Affairs

SB 1222 – Conference Committee on Public Safety, Judiciary and Military Affairs

SB 1242 – GCCA

SB 1253 – GCCA

SB 1314 – Conference Committee on Public Safety, Judiciary and Military Affairs

SB 1320 – Conference Committee on General Government and Transportation

SB 1328 – GCCA

SB 1397 – GCCA

SB 1419 – Conference Committee on Government Modernization and Rules

SB 1420 – Conference Committee on Natural Resources

SB 1451 – Conference Committee on General Government and Transportation

SB 1716 – Conference Committee on Natural Resources

SB 1743 – Conference Committee on Natural Resources

SB 1887 – Conference Committee on Public Safety, Judiciary and Military Affairs

SB 1890 – Conference Committee on Government Modernization and Rules

SB 1943 – Conference Committee on Public Safety, Judiciary and Military Affairs

PENDING CONSIDERATION OF SAs

SAs to HB 2250 were called up for consideration.

Upon motion of Representative Shannon, the House concurred in the **SAs to HB 2250**.

HB 2250, 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, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Glenn, Grau, Hall, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiell, McPeak, Moore, Morgan, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, 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, Terrill, Thomsen, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--93.

Excused: Fourkiller, Hamilton, Hilliard, McCullough, Williams.--5.

Vacancy: District 23, District 71, District 88.--3.

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 2524 were called up for consideration.

Coauthored by Representative(s) Cooksey

Upon motion of Representative Martin (Steve), the House concurred in the **SAs to HB 2524**.

HB 2524, 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, DeWitt, Dorman, Enns, Faught, Glenn, Grau, Hall, Hardin, Hickman, Holland, Hoskin, Inman, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplén, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, 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, Terrill, Thomsen, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--92.

Nay: Morgan.--1.

Excused: Fourkiller, Hamilton, Hilliard, Jackson, Williams.--5.

Vacancy: District 23, District 71, District 88.--3.

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 2511 were called up for consideration.

Upon motion of Representative Coody, the House concurred in the **SAs to HB 2511** upon a division of the question.

HB 2511, 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, DeWitt, Dorman, Enns, Faught, Hall, Hardin, Hickman, Holland, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplén, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pruett, Quinn, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Shoemake, Shumate, Stiles, Terrill, Thomsen, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--76.

Nay: Fourkiller, Glenn, Grau, Hamilton, Hilliard, Hoskin, Inman, McPeak, Moore, Morrisette, Pittman, Proctor, Renegar, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer.--19.

Excused: Jackson, Morgan, Williams.--3.

Vacancy: District 23, District 71, District 88.--3.

The measure passed.

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

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Enns, Faught, Hall, Hardin, Hickman, Holland, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Shumate, Stiles, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wright, Mr. Speaker.--64.

Nay: Bennett, Cannaday, Dorman, Fourkiller, Glenn, Grau, Hamilton, Hoskin, Inman, Kouplen, McDaniel (Curtis), McPeak, Morgan, Morrisette, Pittman, Proctor, Pruett, Renegar, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Virgin, Wesselhoft.--26.

Excused: Brown, Christian, Hilliard, Jackson, Moore, Reynolds, Terrill, Williams.--8.

Vacancy: District 23, District 71, District 88.--3.

The emergency failed.

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

MESSAGES FROM THE SENATE

Advising conference granted and the Senate naming conferees as follows:

HB 2330 - Brown, Aldridge, Treat, Brecheen, Bass, Sparks

Returning enrolled measures

Announcing that enrolled **HBs 2446** and **2641** 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.

Transmitting enrolled measures

Advising fourth reading of and transmitting for signature enrolled **SBs 243, 1019, 1053, 1183, 1313, 1386, 1465, 1523, 1582, 1627 and 1628.**

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

Concurrence in HAs

Announcing the concurrence of Senate in **HAs to SBs 1111, 1199, 1246, 1412, 1471, 1474, 1497, 1905,** Coauthored by Senator Simpson and Representative Walker, and **1951** and the passage of said measures, as amended thereby.

Conferees named

Advising naming Senate Conferees as follows:

SB 134 - David, Crain, Fields, Brinkley, Burrage, Wilson
SB 1222 - GCCA
SB 1242 - GCCA
SB 1253 - GCCA
SB 1314 - Crain, Sykes, Johnson (Rob), Anderson, Burrage, Laster
SB 1419 - GCCA
SB 1480 - David, Aldridge, Fields, Brinkley, Garrison, Ballenger
SB 1795 - David, Crain, Fields, Treat, Johnson (Connie), Adelson
SB 1890 - GCCA

Conference granted

Advising conference granted and the Senate naming conferees as follows:

HB 1058 - Johnson (Rob), Jolley, Holt, Treat, Sparks, Burrage
HB 2247 - Aldridge, Bingman, Schulz, Johnson (Rob), Burrage, Paddack
HB 2396 - David, Sykes, Griffin, Brinkley, Burrage, Garrison
HB 2440 - Marlatt, Sykes, Nichols, Jolley, Burrage, Sparks
HB 2525 - Barrington, Aldridge, Brown, Simpson, Bass, Paddack
HB 2535 - Anderson, Sykes, Johnson (Rob), Lerblance, Laster, Brown
HB 2700 - Crain, Barrington, Johnson (Rob), Brecheen, Paddack, Ivester
HB 2836 - David, Branan, Fields, Allen, Paddack, Ivester
HB 2959 - Paddack, Barrington, Johnson (Rob), Marlatt, Ivester, Bass
HB 3090 - Anderson, Ford, Crain, Halligan, Burrage, Garrison
HB 3134 - Treat, Johnson (Rob), Crain, Bingman, Burrage, Ballenger
HB 3137 - Treat, Johnson (Rob), Crain, Bingman, Burrage, Ballenger
HJR 1092 - Treat, Johnson (Rob), Crain, Bingman, Burrage, Ballenger

MESSAGE FROM THE GOVERNOR

Advising of her approval of **HBs 2204, 2374, 2561, 2566, 2573, 2654, 2710, 2835, 2841, 2928 and 2941** on May 8, 2012.

Representative DeWitt moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Wednesday, May 9, 2012, which was the order.

Pursuant to the motion of Representative DeWitt, the House was adjourned at 11:20 a.m., to reconvene Wednesday, May 9, 2012, at 1:30 p.m.