

HOUSE JOURNAL

Second Regular Session of the Fifty-third Legislature

of the State of Oklahoma

Sixtieth Legislative Day, Friday, May 18, 2012

The House was called to order by Representative Denney.

The roll was called with 89 Members present.

The following Members were excused: Bennett, Christian, Cockroft, Hamilton, Kouplén, Peters, Ritze, Schwartz, Terrill.—9.

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

Representative Denney declared a quorum present.

Prayer was offered by Reverend Sam Steele, The Federated Church, Kingfisher. Reverend Steele was sponsored by Representative Sanders.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 2319, 2367 and 3049 and HJR 1098, 1123 and 1126 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

SECOND READING

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

HB 3160 – Joint Committee on Appropriations and Budget

MESSAGE FROM THE SENATE

Announcing the passage of the following engrossed measure:

SCR 39 – By Coates of the Senate and Morgan of the House.

A Concurrent Resolution authorizing the Board of Regents of Seminole State College to issue certain revenue bonds pursuant to Sections 4001 through 4018 of Title 70 of the Oklahoma Statutes; and directing distribution.

The measure was introduced and read.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2790** was called up for consideration.

Upon motion of Representative Holland, the **CCR** on **HB 2790** was adopted.

HB 2790, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Richardson, Roberts (Sean), Russ, Sanders, Sears, Shannon, Thomsen, Trebilcock, Vaughan, Virgin, Watson, Wesselhoft, Mr. Speaker.--60.

Nay: Brown, Fourkiller, Glenn, Grau, Hilliard, Hoskin, Inman, Lockhart, McCullough, McDaniel (Curtis), McPeak, Morgan, Morrisette, Pittman, Proctor, Renegar, Reynolds, Roan, Roberts (Dustin), Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Stiles, Walker, Williams, Wright.--29.

Excused: Bennett, Christian, Cockroft, Hamilton, Kouplen, Peters, Ritze, Schwartz, Terrill.--9.

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, Brumbaugh, Cannaday, Casey, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan,

Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Richardson, Roberts (Sean), Russ, Sanders, Sears, Shannon, Thomsen, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--58.

Nay: Brown, Fourkiller, Glenn, Hoskin, Inman, Lockhart, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrisette, Pittman, Proctor, Renegar, Reynolds, Roan, Roberts (Dustin), Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Stiles, Virgin, Walker, Williams.--27.

Excused: Bennett, Blackwell, Christian, Cockroft, Faught, Hamilton, Hilliard, Kouplén, Morgan, Peters, Ritze, Schwartz, Terrill.--13.

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

The emergency failed.

Representative Holland served notice to reconsider the vote whereby the emergency on **HB 2790** failed.

Speaker Pro Tempore Hickman Presiding

MESSAGES FROM THE SENATE

Announcing that enrolled **HBs 2319, 2367** and **3049** and **HJRs 1098, 1123** and **1126** 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.

Returning engrossed measures

Announcing the passage of **HB 3148** and **HJR 1124**.

The above-numbered measures were referred for enrollment.

Transmitting CCR

Transmitting the following measure, together with the conference committee report thereon, advising adoption of conference committee report and passage of measure as amended.

SB 1943

Conference committee report was read on the above-numbered measure.

RESOLUTION FOR CONSIDERATION

SCR 40 was called up for consideration.

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

Upon motion of Representative Hardin, **SCR 40** was considered and adopted.

SCR 40 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 28 was called up for consideration.

Coauthored by Representative(s) Osborn

Upon motion of Representative Osborn, **SCR 28** was considered and adopted.

SCR 28 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2198** was called up for consideration.

Upon motion of Representative Vaughan, the **CCR** on **HB 2198** was adopted.

HB 2198, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kirby, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, McPeak, Moore, Mulready, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Pittman, Proctor, Pruett, Quinn, Renegar, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Shoemake, Shumate, Stiles, Thomsen, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wright, Mr. Speaker.--76.

Nay: Cooksey, Kern, Key, McDaniel (Randy), Morrissette, Murphey, Peterson, Reynolds, Wesselhoft.--9.

Excused: Bennett, Billy, Christian, Cockroft, Hamilton, Kouplén, Liebmann, Morgan, Peters, Ritze, Schwartz, Sherrer, Terrill.--13.

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

The measure passed.

HB 2198, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 23 was called up for consideration.

Upon motion of Representative Blackwell, **SCR 23** was considered and adopted.

SCR 23 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1001** was called up for consideration.

Upon motion of Representative McDaniel (Randy), the **CCR** on **SB 1001** was adopted.

SB 1001, as amended in conference, 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, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hardin, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Shoemake, Shumate, Stiles, Thomsen, Trebilcock, Vaughan, Virgin, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--81.

Nay: Hilliard.--1.

Excused: Bennett, Christian, Cockroft, Hamilton, Hickman, Kouplen, Liebmann, Morgan, Morrissette, Peters, Ritze, Schwartz, Sherrer, Terrill, Walker.--15.

Constitutional Priv: Roan.--1.

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

The measure passed.

SB 1001, together with the conference committee report thereon, was ordered returned to the Honorable Senate.

Speaker Steele Presiding

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2659** was called up for consideration.

Upon motion of Representative Jordan, the **CCR** on **HB 2659** was adopted.

HB 2659, as amended in conference, 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, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Shoemake, Shumate, Stiles, Thomsen, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--85.

Excused: Bennett, Christian, Cockroft, Hamilton, Kouplen, Liebmann, Morgan, Peters, Pittman, Ritze, Schwartz, Sherrer, Terrill.--13.

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

The measure passed.

HB 2659, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

MESSAGE FROM THE SENATE

Advising rejection of **CCR** and requesting further conference thereon, the Senate naming same conferees as follows:

SB 447 - Barrington, Sykes, Russell, Anderson, Ballenger, Ivester

MOTION

Representative Sears asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HBs 2247, 2390, 2391, 2684** and **2689**, which was the order.

MOTION

Representative Martin (Scott) asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HBs 2391, 2689** and **HJR 1113** and nay on **SJR 91**, which was the order.

MESSAGE FROM THE SENATE

Advising changing Senate Conferees, withdrawing from GCCA and naming conferees as follows:

HB 2746 - Marlatt, Jolley, Childers, Treat, Ivester, Sparks

RESOLUTION

The following was introduced and read:

HCR 1041 – By Grau.

A Concurrent Resolution authorizing the Regional University System of Oklahoma, acting on behalf of the University of Central Oklahoma, to issue certain revenue bonds pursuant to Sections 4001 through 4018 of Title 70 of the Oklahoma Statutes; and directing distribution.

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 2258

HB 2494

HB 2522, Coauthored by Representative(s) Roberts (Sean)

HB 2563, Coauthored by Representative(s) Scott

HB 2645

HB 2676

HB 2939

Representative DeWitt moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:00 a.m., Monday, May 21, 2012, which was the order.

Pursuant to the motion of Representative DeWitt, the House was adjourned at 12:05 p.m., to reconvene Monday, May 21, 2012, at 10:00 a.m.