

HOUSE JOURNAL

First Regular Session of the Fifty-fourth Legislature

of the State of Oklahoma

Twenty-sixth Legislative Day, Monday, March 18, 2013

The House was called to order by Speaker Shannon.

The roll was called with 92 Members present.

The following Members were excused: Christian, Cox, Hamilton, O'Donnell, Ritze, Shelton, Stiles, Wesselhoft, Williams—9.

The Speaker declared a quorum present.

Prayer was offered by Pastor Emeritus Tom Ramsey, First Lutheran Church and School, Ponca City. Pastor Ramsey was sponsored by Representative Vaughan.

Upon motion of Representative Cockroft, Pastor Ramsey was confirmed as House Chaplain for this legislative week.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1056, 1062, 1100, 1107, 1240, 1242, 1248, 1252, 1343, 1412, 1415, 1419, 1476, 1477, 1612, 1623, 1661, 1699, 1722, 1723, 1742, 1759, 1768, 1794, 1880, 1884, 1886, 1931, 1938, 1940, 2020, 2044, 2048, 2055, 2057, 2068, 2086, 2087, 2099, 2131, 2145, 2182, 2186, 2201, 2221, 2226, 2228 and 2264 were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HR 1009 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 1009** was considered and adopted.

HR 1009 was referred for enrollment.

SECOND READING

Representative Peterson moved pursuant to the list emailed this morning from the Majority Floor Leader's office to the membership of the House that the Senate measures be considered read for the second time, which motion was declared adopted.

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

- SB 1** – Judiciary
- SB 5** – Economic Development and Financial Services
- SB 7** – Government Modernization
- SB 8** – Insurance
- SB 12** – Appropriations and Budget
- SB 13** – Appropriations and Budget
- SB 16** – Appropriations and Budget
- SB 25** – Appropriations and Budget
- SB 26** – Appropriations and Budget
- SB 30** – Public Safety
- SB 33** – Utility and Environmental Regulation
- SB 40** – Agriculture and Wildlife
- SB 41** – Utility and Environmental Regulation
- SB 50** – Tourism and International Relations
- SB 64** – Judiciary
- SB 66** – Economic Development and Financial Services
- SB 70** – Transportation
- SB 79** – Agriculture and Wildlife
- SB 89** – Judiciary
- SB 106** – Judiciary
- SB 156** – Higher Education and CareerTech
- SB 166** – Appropriations and Budget
- SB 167** – Appropriations and Budget
- SB 169** – Common Education
- SB 173** – Public Safety

- SB 196** – Tourism and International Relations
- SB 197** – Public Safety
- SB 199** – Common Education
- SB 200** – Human Services
- SB 206** – Judiciary
- SB 207** – Common Education
- SB 208** – Common Education
- SB 237** – Appropriations and Budget
- SB 244** – Common Education
- SB 251** – Common Education
- SB 272** – Public Health
- SB 276** – Rules
- SB 277** – Rules
- SB 282** – Rules
- SB 283** – Common Education
- SB 285** – Judiciary
- SB 292** – Appropriations and Budget
- SB 294** – Economic Development and Financial Services
- SB 295** – Public Health
- SB 302** – Public Health
- SB 315** – Public Safety
- SB 320** – Appropriations and Budget
- SB 321** – Appropriations and Budget
- SB 322** – Appropriations and Budget
- SB 330** – Appropriations and Budget
- SB 331** – Appropriations and Budget
- SB 332** – Appropriations and Budget
- SB 343** – Appropriations and Budget
- SB 345** – Public Health
- SB 347** – Government Modernization
- SB 355** – Judiciary
- SB 365** – Economic Development and Financial Services
- SB 375** – Agriculture and Wildlife
- SB 376** – Appropriations and Budget
- SB 380** – Common Education
- SB 387** – Appropriations and Budget
- SB 394** – Judiciary
- SB 399** – Appropriations and Budget
- SB 402** – Judiciary
- SB 404** – Judiciary
- SB 413** – Utility and Environmental Regulation
- SB 418** – Appropriations and Budget
- SB 422** – Economic Development and Financial Services
- SB 432** – Appropriations and Budget

SB 440 – Judiciary
SB 447 – Common Education
SB 450 – Judiciary
SB 454 – Judiciary
SB 455 – Judiciary
SB 459 – Public Health
SB 460 – Human Services
SB 470 – Appropriations and Budget
SB 484 – Judiciary
SB 488 – Appropriations and Budget
SB 495 – Appropriations and Budget
SB 503 – Appropriations and Budget
SB 513 – Common Education
SB 520 – Economic Development and Financial Services
SB 522 – Appropriations and Budget
SB 535 – Common Education
SB 536 – Common Education
SB 546 – Appropriations and Budget
SB 547 – Public Health
SB 551 – Economic Development and Financial Services
SB 557 – Appropriations and Budget
SB 619 – Judiciary
SB 630 – Appropriations and Budget
SB 633 – Judiciary
SB 641 – Agriculture and Wildlife
SB 645 – Appropriations and Budget
SB 646 – Appropriations and Budget
SB 648 – Appropriations and Budget
SB 652 – Appropriations and Budget
SB 659 – Appropriations and Budget
SB 661 – Economic Development and Financial Services
SB 668 – Judiciary
SB 671 – Judiciary
SB 678 – Appropriations and Budget
SB 679 – Judiciary
SB 687 – General Government
SB 691 – Judiciary
SB 700 – Insurance
SB 738 – Appropriations and Budget
SB 751 – Public Safety
SB 752 – Rules
SB 754 – Judiciary
SB 759 – Common Education
SB 770 – Administrative Rules, Government Oversight and Repealer

- SB 772** – Public Safety
- SB 780** – Agriculture and Wildlife
- SB 788** – Economic Development and Financial Services
- SB 804** – Appropriations and Budget
- SB 814** – Economic Development and Financial Services
- SB 819** – Agriculture and Wildlife
- SB 820** – Judiciary
- SB 831** – Judiciary
- SB 844** – Appropriations and Budget
- SB 848** – General Government
- SB 863** – Economic Development and Financial Services
- SB 864** – Judiciary
- SB 875** – Agriculture and Wildlife
- SB 877** – Common Education
- SB 891** – Judiciary
- SB 900** – Long-term Care and Senior Services
- SB 907** – Government Modernization
- SB 911** – Insurance
- SB 912** – Utility and Environmental Regulation
- SB 919** – Agriculture and Wildlife
- SB 927** – Judiciary
- SB 931** – Judiciary
- SB 934** – Judiciary
- SB 937** – Public Health
- SB 945** – Appropriations and Budget
- SB 955** – Human Services
- SB 961** – Judiciary
- SB 966** – Public Safety
- SB 969** – Utility and Environmental Regulation
- SB 970** – Public Health
- SB 976** – Appropriations and Budget
- SB 984** – Judiciary
- SB 985** – Appropriations and Budget
- SB 989** – Judiciary
- SB 991** – Insurance
- SB 1000** – Insurance
- SB 1002** – Appropriations and Budget
- SB 1011** – Government Modernization
- SB 1013** – Judiciary
- SB 1015** – Judiciary
- SB 1016** – Judiciary
- SB 1024** – Judiciary
- SB 1025** – Economic Development and Financial Services
- SB 1030** – Judiciary
- SB 1037** – Judiciary

SB 1040 – Human Services

SB 1041 – Judiciary

SB 1042 – Economic Development and Financial Services

SJR 33 – Rules

MESSAGE FROM THE SENATE

Announcing the passage of **SBs 309, 461, 592, 596, 767, 887, 889, 965** and **1058**. The measures were introduced and read for the first time.

SB 309 – By Holt of the Senate and Banz of the House.

An Act relating to Presidential Electors; amending 26 O.S. 2011, Sections 10-102 and 10-108, which relate to oaths and vacancies of Presidential Electors; providing that refusal or failure to vote for certain persons deemed violation of oath of office; providing for forfeiture of office and filling of vacancy; and providing an effective date.

SB 461 – By Holt of the Senate and Brumbaugh of the House.

An Act relating to state purchasing; amending 61 O.S. 2011, Section 102, as amended by Section 311, Chapter 304, O.S.L. 2012 (61 O.S. Supp. 2012, Section 102), which relates to the Public Competitive Bidding Act of 1974; defining term; amending 61 O.S. 2011, Section 103, as amended by Section 312, Chapter 304, O.S.L. 2012 (61 O.S. Supp. 2012, Section 103), which relates to solicitation and award of contracts; prohibiting awarding of certain public construction contracts with certain purchasing cooperatives; stating exception; prohibiting certain purchasing cooperatives bidding on certain public construction contracts; stating exception; amending 74 O.S. 2011, Section 85.2, which relates to the Oklahoma Central Purchasing Act; defining term; amending 74 O.S. 2011, Section 85.7, as amended by Section 738, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 85.7), which relates to competitive bidding procedures; prohibiting use of certain contracts without compliance with the Oklahoma Central Purchasing Act; stating application; and providing an effective date.

SB 592 – By Holt of the Senate and Schwartz of the House.

An Act relating to public health and safety; permitting assisted living facilities to participate in informal dispute resolution panels; authorizing the Oklahoma State Department of Health to appoint members to informal dispute resolution panels; providing for codification; and providing an effective date.

SB 596 – By Holt of the Senate and Murphey of the House.

An Act relating to state government; amending 62 O.S. 2011, Section 45.8, which relates to requiring evaluation of certain report in certain performance audits; requiring annual report to certain legislative committees and state agency by certain date; stating required information; stating procedures for developing report; defining terms; requiring posting of certain reports on certain agency website; requiring notice of posting; providing for codification; and providing an effective date.

SB 767 – By Marlatt of the Senate and Jackson of the House.

An Act relating to marginal oil and gas wells; transferring duties, assets and obligations of the Commission on Marginally Producing Oil and Gas Wells to the Committee for Sustaining Oklahoma's Energy Resources on certain date; terminating employees and appointments of Commission members by certain date; stating procedures; transferring

authority for certain functions; transferring monies in certain revolving funds; authorizing rulemaking; providing for assistance by the Secretary of Energy; amending 52 O.S. 2011, Sections 288.5A and 288.5B, as amended by Section 214, Chapter 304, O.S.L. 2012 (52 O.S. Supp. 2012, Section 288.5B), which relate to the Sustaining Oklahoma's Energy Resources Committee and Revolving Fund; creation of advisory committee for certain purposes; modifying duties of committee; modifying purposes of fund; amending 52 O.S. 703, which relates to levying fees for the Commission on Marginally Producing Oil and Gas Wells; transferring fees to certain Committee; modifying statutory references; amending 52 O.S. 2011, Section 704, which relates to fee refund procedures; transferring duty to refund fees to certain Committee; repealing 52 O.S. 2011, Sections 700, 701, 702, 705, as amended by Section 220, Chapter 304, O.S.L. 2012, 706 and 707 (52 O.S. Supp. 2012, Section 705), which relate to the Commission on Marginally Producing Oil and Gas Wells; providing for codification; providing for recodification; providing an effective date; and declaring an emergency.

SB 887 – By Holt and Standridge of the Senate and Grau of the House.

[poor persons - penalties for fraud - extending periods of incarceration for convictions - effective date]

SB 889 – By Holt of the Senate and Schwartz of the House.

An Act relating to sex offender registration; amending 57 O.S. 2011, Section 583, which relates to time limit and duration; modifying time periods for certain registration requirements; requiring maintenance of certain records; and providing an effective date.

SB 965 – By Marlatt, Fields and Ivester of the Senate and Jackson of the House.

[Oklahoma Water Resources Board - modifying appointments to the Board based on regional representation -emergency]

SB 1058 – By Schulz of the Senate and Ortega of the House.

[consumer sales and loans - refund and credit - gender neutral - initiate certain refund or credit - prohibiting retention - effective date]

REPORT FROM CALENDAR COMMITTEE

The Calendar Committee met on Monday, March 18, 2013, and approved the following measures with an Open Rule to be placed on the Floor Agenda: **HCR 1005, HCR 1006** and **HR 1009**.

Representative Peterson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Tuesday, March 19, 2013, which was the order.

Pursuant to the motion of Representative Peterson, the House was adjourned at 2:00 p.m., to reconvene Tuesday, March 19, 2013, at 9:00 a.m.