

HOUSE JOURNAL

First Regular Session of the Fifty-fourth Legislature

of the State of Oklahoma

Sixty-fourth Legislative Day, Thursday, May 23, 2013

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

The roll was called with 100 Members present.

The following Member was excused: Hickman—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Doyle Pryor, First Baptist Church, Sapulpa. Pastor Pryor was sponsored by Representative McCullough.

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

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1233, 1683, 1688, 1690, 1700, 1703, 1717, 1989 and 2062 and HJR 1047, 1051, 1053, 1057 and 1069 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1030** was called up for consideration.

Representative Reynolds raised a point of order as to whether the **CCR** on **SB 1030** was germane to the subject of **SB 1030**, to which the Presiding Officer referenced Joint Rule 5.1(e)(2) and the point was not well taken.

Representative Sherrer raised a point of order as to whether the **CCR** on **SB 1030** was out of order to consider based on House Rule 7.19(c), to which the Presiding Officer again referenced Joint Rule 5.1(e)(2) and the point was not well taken.

Representative Rousselot moved to suspend Joint Rule 5.1(e)(2) for the purpose of allowing the question of germaneness on the **CCR**, which motion failed of adoption upon roll call as follows:

Aye: Brown, Cannaday, Condit, Cox, Dorman, Floyd, Glenn, Hoskin, Inman, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Perryman, Proctor, Pruett, Renegar, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake.--26.

Nay: Banz, Bennett, Biggs, Brumbaugh, Casey, Cleveland, Cockroft, Coody, Denney, Derby, Echols, Enns, Grau, Henke, Jackson, Johnson, Jordan, Joyner, Kern, Martin (Scott), Martin (Steve), McBride, McCall, McCullough, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ownbey, Peterson, Quinn, Roberts (Sean), Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wood, Wright, Mr. Speaker.--49.

Excused: Armes, Billy, Blackwell, Christian, Cooksey, Dank, DeWitt, Fisher, Fourkiller, Hall, Hamilton, Hardin, Hickman, Hulbert, Kirby, McDaniel (Randy), McNiel, Morrisette, Ortega, Osborn, Pittman, Roberts (Dustin), Trebilcock, Virgin, Wesselhoft, Williams.--26.

Representative Wright moved adoption of the **CCR** on **SB 1030**.

Representative McPeak moved to table the Wright motion, which tabling motion failed of adoption upon a division of the question.

Representative Wright pressed his motion to adopt the **CCR** on **SB 1030**, which motion failed of adoption upon roll call as follows:

Aye: Biggs, Blackwell, Cleveland, Coody, Cox, Dank, Denney, Enns, Henke, Jackson, Johnson, Martin (Steve), Mulready, Nelson, Nollan, Ortega, Osborn, Ownbey, Peterson, Roberts (Dustin), Russ, Sanders, Sears, Smalley, Stiles, Thomsen, Wright, Mr. Speaker.--28.

Nay: Armes, Banz, Bennett, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Derby, DeWitt, Dorman, Echols, Fisher, Floyd, Glenn, Grau, Hall, Hardin, Hoskin, Inman, Jordan, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Murphey, Newell, O'Donnell, Perryman, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Rousselot, Schwartz, Scott, Shelton, Sherrer, Shoemake, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Williams, Wood.--64.

Excused: Billy, Cooksey, Fourkiller, Hamilton, Hickman, Hulbert, Morrisette, Roberts (Sean), Virgin.--9.

Representative Wright attempted to serve notice to reconsider the vote whereby the **CCR** failed of adoption, which notice was not recognized by the Presiding Officer.

Representative Inman moved to reject the **CCR** on **SB 1030** with instructions, which motion was ruled out of order pursuant to House Rule 7.20(d).

Representative Reynolds raised a point of order as to how a member would have previous knowledge of the need to file instructions electronically on a **CCR**, to which the Presiding Officer stated that the **CCR** on **SB 1030** had been previously published on the House Floor Agenda.

Representative Inman moved to suspend House Rule 7.20(d) for the purpose of allowing consideration of the motion to reject with instructions, which motion failed of adoption upon roll call as follows:

Aye: Bennett, Brown, Cannaday, Condit, Dank, Dorman, Enns, Floyd, Glenn, Grau, Hardin, Hoskin, Inman, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Perryman, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Turner, Williams.--33.

Nay: Armes, Banz, Biggs, Blackwell, Brumbaugh, Cleveland, Cockroft, Coody, Cox, Derby, Echols, Fisher, Hall, Jackson, Johnson, Jordan, Joyner, Kern, Martin (Scott), Martin (Steve), McBride, McCall, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Quinn, Roberts (Dustin), Russ, Sanders, Sears, Smalley, Stiles, Thomsen, Trebilcock, Vaughan, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--49.

Excused: Billy, Casey, Christian, Cooksey, Denney, DeWitt, Fourkiller, Hamilton, Henke, Hickman, Hulbert, Kirby, Morrissette, Osborn, Peterson, Roberts (Sean), Schwartz, Virgin, Walker.--19.

Representative Reynolds offered a motion to recess, which was not recognized by the Presiding Officer because the motion was new business which had not been scheduled through the Majority Floor Leader.

Representative Blackwell Presiding

MESSAGES FROM THE SENATE

Advising rescinding the change in Senate Conferees on **SB 792**.

Transmitting enrolled measures

Advising fourth reading of and transmitting for signature Enrolled **SBs 629, 1016 and 1101**.

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

Transmitting CCRs

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

SB 343 - Remove Representative Sears as principal House author and substitute with Representative Hall and Coauthored by Senator Allen

SB 432 - Coauthored by Representative Hickman

SB 613 - Coauthored by Representative Hall

SB 679

SB 684 - Coauthored by Representatives Christian, Kirby, and Enns

SB 788 - Remove Representative McDaniel (Randy) as principal House author and substitute with Representative Osborn

SB 899

Conference committee reports were read on the above-numbered measures.

Returning enrolled measures

Announcing that Enrolled **HBs 1233, 1683, 1688, 1690, 1700, 1703, 1717, 1989 and 2062** and **HJR 1047, 1051, 1053, 1057 and 1069** 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 CCR

Returning **HB 2182** together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended.

The above-numbered measure, as amended by the conference committee report, was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 249** was called up for consideration.

Coauthored by Representative(s) Proctor, Dorman, Echols, McBride, Henke, Wood, O'Donnell, Hulbert, Hoskin, Sherrer, McDaniel (Curtis), Billy

Coauthored by Senator(s) Allen, Sparks, Paddack, Burrage, Simpson, McAffrey, Ballenger, Wyrick, Ellis, Shumate, Johnson (Constance), Ivester, Crain

Upon motion of Representative Nelson, the **CCR** on **SB 249** was adopted.

SB 249, as amended in conference, was read at length for the fourth time. Pursuant to Article X, Section 23, Constitution of the State of Oklahoma, on the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott), Martin (Steve), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--95.

Excused: Christian, Cooksey, Hamilton, Hickman, Hulbert, Morrissette.--6.

The measure and emergency passed.

SB 249, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **HB 1441** was called up for consideration.

Representative Sherrer raised a point of order as to whether the **2nd CCR** on **HB 1441** was germane to the original subject of **HB 1441**.

The Presiding Officer stated that germaneness is determined by subject matter and the **2nd CCR** on **HB 1441** was germane and as such, the point was not well taken.

Upon motion of Representative Turner, the **2nd CCR** on **HB 1441** was adopted upon a division of the question.

HB 1441, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Bennett, Biggs, Blackwell, Brumbaugh, Cleveland, Cockroft, Coody, Dank, Derby, Dorman, Enns, Fisher, Grau, Hall, Henke, Jackson, Johnson, Jordan, Joyner, Kern, Martin (Scott), Martin (Steve), McCall, McCullough, McDaniel (Randy), McNeil, Moore, Mulready, Murphey, Nelson, Newell, O'Donnell, Osborn, Ownbey, Perryman, Proctor, Quinn, Ritze, Roberts (Sean), Sanders, Schwartz, Sears, Smalley, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Wesselhoft, Wood, Mr. Speaker.--53.

Nay: Banz, Billy, Brown, Cannaday, Casey, Condit, Cox, Denney, DeWitt, Floyd, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Inman, Kirby, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Nollan, Ortega, Peterson, Pittman, Pruett, Renegar, Roberts (Dustin), Rousselot, Russ, Scott, Shelton, Sherrer, Shoemake, Trebilcock, Watson, Williams, Wright.--40.

Excused: Christian, Cooksey, Echols, Hickman, Hulbert, McBride, Morrissette, Reynolds.--8.

The measure passed.

HB 1441, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MOTION

Representative Peterson moved that the House stand in recess until 1:15 p.m., which was the order.

Speaker Pro Tempore Jackson Presiding

RESOLUTIONS

The following were introduced and read:

HCR 1022 – By Shannon of the House and Bingman of the Senate.

A Concurrent Resolution setting the date for sine die adjournment of the 1st Session of the 54th Oklahoma Legislature.

HCR 1023 – By Mulready.

A Concurrent Resolution directing the Oklahoma Health Care Authority to run certain program independent of federal money or mandates beginning certain date; prohibiting Authority to seek federal matching funds for certain program; prohibiting Authority to expand eligibility criteria requirements of certain program; requiring Authority to use certain funds to pay for certain program; prohibiting Authority from diverting certain money for other purpose; and directing distribution.

HR 1030 – By Blackwell.

A Resolution stating legislative intent; distribution.

REPORT FROM CALENDAR COMMITTEE

The Calendar Committee met on Thursday, May 23, 2013, and approved the following measures with an Open Rule to be placed on the Floor Agenda: **HCR 1022, SB 343, SB 460, SB 688, SB 788, SB 789** and **SB 900**.

Representative Armes Presiding

MESSAGES FROM THE SENATE

Announcing the passage of **HBs 2308**, Coauthored by Representatives McBride, Cleveland and O'Donnell, **2310** and **HJR 1056**, Coauthored by Senator McAffrey and **HCRs 1012** and **1021**.

The above-numbered measures were referred for enrollment.

Returning CCRs

Returning **HBs 1426, 1922** and **1923** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

Transmitting enrolled measure

Advising fourth reading of and transmitting for signature Enrolled **SB 249**.

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

Conferees unable to agree

Advising conferees are unable to agree on **SB 521**.

GENERAL ORDER

HJR 1071 by McDaniel (Jeannie) of the House was read and considered.

Authored by Senator Simpson (principal Senate author)

Representative McDaniel (Jeannie) moved that **HJR 1071** be advanced from General Order, which motion was declared adopted.

THIRD READING

HJR 1071 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hoskin, Hulbert, Inman, Jackson, Johnson, Joyner, Kern, Kirby, Kouplén, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Thomsen, Turner, Virgin, Walker, Watson, Williams, Wood, Wright, Mr. Speaker.--80.

Excused: Bennett, Christian, Cleveland, Echols, Henke, Hickman, Jordan, McBride, McPeak, Morrisette, Nollan, O'Donnell, Reynolds, Ritze, Roberts (Sean), Shoemake, Smalley, Stiles, Trebilcock, Vaughan, Wesselhoft.--21.

The measure passed.

HJR 1071 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2097** as considered and laid over on Page 1322 was called up for further consideration.

Representative Jackson moved adoption of the **CCR** on **HB 2097**.

Representative Inman moved to reject the **CCR** on **HB 2097** and requested further conference with instructions.

The Presiding Officer stated that the pending motion before the House was the motion to adopt the **CCR** on **HB 2097**.

Representative Reynolds moved to table the Jackson motion to adopt the **CCR** on **HB 2097**, which motion failed of adoption upon roll call as follows:

Aye: Banz, Brown, Cannaday, Cleveland, Condit, Cox, Dank, DeWitt, Enns, Fisher, Floyd, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Hulbert, Inman, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Ortega, Ownbey, Perryman, Pittman, Proctor, Renegar, Reynolds, Roberts (Sean), Rousselot, Scott, Sears, Shelton, Sherrer, Shoemake, Virgin, Walker, Williams, Wood.--41.

Nay: Armes, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cockroft, Coody, Cooksey, Denney, Derby, Grau, Hall, Henke, Jackson, Johnson, Jordan, Kern, Martin (Scott), Martin (Steve), McCall, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Osborn, Peterson, Pruett, Roberts (Dustin), Russ, Sanders, Schwartz, Stiles, Thomsen, Trebilcock, Turner, Watson, Wright, Mr. Speaker.--45.

Excused: Bennett, Dorman, Echols, Hickman, Joyner, Kirby, Kouplen, McBride, Morrisette, O'Donnell, Quinn, Ritze, Smalley, Vaughan, Wesselhoft.--15.

Representative Jackson pressed adoption of the **CCR** on **HB 2097**, which motion failed of adoption upon roll call as follows:

Aye: Armes, Blackwell, Christian, Cockroft, Cooksey, Derby, Dorman, Echols, Grau, Hall, Henke, Jackson, Martin (Steve), McBride, McCullough, Moore, Mulready, Newell, Nollan, Pruett, Sanders, Schwartz, Smalley, Thomsen, Trebilcock, Turner, Virgin, Williams, Mr. Speaker.--29.

Nay: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Condit, Coody, Cox, Dank, Denney, DeWitt, Enns, Fisher, Floyd, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Hulbert, Inman, Johnson, Jordan, Joyner, Kern, Kouplen, Lockhart, Martin (Scott), Matthews, McCall, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrisette, Murphey, Nelson, Ortega, Osborn, Ownbey, Perryman, Peterson, Proctor, Quinn, Renegar, Reynolds, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Scott, Sears, Shelton, Sherrer, Shoemake, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright.--66.

Excused: Hickman, Kirby, O'Donnell, Pittman, Ritze, Stiles.--6.

Upon request of Representative Jackson the **CCR** on **HB 2097** was withdrawn from further consideration.

Representative Inman offered a motion to reject **HB 2097** and request further conference with instructions, which was not recognized by the Presiding Officer pursuant to House Rule 10.4(b).

Representative Dorman and Representative Inman then raised a point of order stating that the applicable rule was Joint Rule 5.1(c) rather than House Rule 10.4(b), which point was not well taken.

Representative Inman appealed the ruling of the Presiding Officer receiving the required 15 seconds.

"The question is, shall the decision of the Presiding Officer be the decision of the House? All those in favor signify by voting 'Aye'; those opposed 'Nay'. The vote is now in progress."

The decision of the Presiding Officer was upheld upon roll call as follows:

Aye: Armes, Billy, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Cooksey, Cox, Denney, Derby, Echols, Enns, Grau, Hall, Henke, Jackson, Johnson, Jordan, Joyner, Kirby, Martin (Scott), Martin (Steve), McBride, McCall, McCullough, McDaniel (Randy), McNeil, Moore, Mulready, Murphey, Newell, Osborn, Peterson, Quinn, Roberts (Dustin), Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Thomsen, Turner, Vaughan, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--50.

Nay: Banz, Bennett, Brown, Cannaday, Condit, Coody, Dank, Dorman, Fisher, Floyd, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Hulbert, Inman, Kern, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrisette, Nollan, Perryman, Pittman, Proctor, Pruett, Reynolds, Roberts (Sean), Rousselot, Scott, Shelton, Sherrer, Shoemake, Virgin, Walker, Williams.--40.

Excused: Biggs, Blackwell, DeWitt, Hickman, Nelson, O'Donnell, Ortega, Ownbey, Renegar, Ritze, Trebilcock.--11.

Upon receiving recognition from the Presiding Officer, Representative Jackson consented to further consideration of **HB 2097**, at which time Representative Inman was recognized for the motion to reject **HB 2097** and request further conference with instructions as follows:

"Retain only the following section:

SECTION 1. AMENDATORY 37 O.S. 2011, Section 600.3, is amended to read as follows:

Section 600.3 A. It is unlawful for any person to sell, give or furnish in any manner any tobacco product, tobacco-derived product or vapor product to another person who is under eighteen (18) years of age, or to purchase in any manner a tobacco product, tobacco-derived product or vapor product on behalf of any such person. It shall not be unlawful for an employee under eighteen (18) years of age to handle tobacco products, tobacco-derived products or vapor products when required in the performance of the employee's duties.",

which motion was declared adopted.

The Speaker named the same conferees as follows:

HB 2097 – Jackson, Derby, Armes, Biggs, Christian, Hall, Schwartz, Sanders, Dorman, Virgin

ENGROSSED AND ENROLLED MEASURES

HJR 1071 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HBs 1426, 2182, 2308 and 2310 and **HJR 1056** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HCR 1012 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Returning **HBs 1419, 1622 (2nd), 1695, 1763, 1924, 2099**, Coauthored by Representative Condit and **2193** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

Returning engrossed measures

Announcing the passage of **HJRs 1054**, Remove Senator Treat as principal Senate author and substitute with Senator Standridge, **1060** and **1070** and **HCR 1019**.

The above-numbered measures were referred for enrollment.

Conferees changed

Advising changing Senate Conferees as follows:

HB 1465 - Remove GCCA and name Holt, Jolley, Justice, Brinkley, Sparks, and Burrage

HB 2232 - Remove GCCA and name Barrington, Jolley, Justice, Brinkley, Burrage and Sparks

Returning CCRs

Returning **HBs 1418**, Coauthored by Representative Cannaday, **2055**, Coauthored by Senator Sparks and **2226** (emergency failed), together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

Returning enrolled measures

Announcing that Enrolled **HBs 1426, 2182, 2308, 2310** and **HJR 1056** 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 1012** has been signed by the Presiding Officer of Senate, in open session.

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

Conferees unable to agree

Advising conferees are unable to agree on **SB 355**.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2195** was called up for consideration.

Coauthored by Representative(s) Echols, Cockroft

Upon motion of Representative Newell, the **CCR** on **HB 2195** was adopted upon roll call as follows:

Aye: Armes, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Denney, Derby, Echols, Enns, Fisher, Grau, Hall, Hamilton, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Martin (Scott), Martin (Steve), McCall, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Proctor, Quinn, Roberts (Dustin), Roberts (Sean), Sanders, Schwartz, Scott, Sears, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--64.

Nay: Brown, Cannaday, Condit, Cox, Dorman, Floyd, Fourkiller, Glenn, Hardin, Hoskin, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrisette, Perryman, Pittman, Pruett, Reynolds, Rousselot, Shelton, Sherrer, Virgin, Williams.--25.

Excused: Banz, Dank, DeWitt, Hickman, Inman, Kirby, Kouplen, McBride, O'Donnell, Renegar, Ritze, Russ.--12.

HB 2195, 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, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Derby, DeWitt, Echols, Enns, Fisher, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), Martin (Steve), McCall, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Proctor, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--65.

Nay: Brown, Cannaday, Condit, Cox, Denney, Dorman, Floyd, Fourkiller, Glenn, Hamilton, Hoskin, Inman, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrisette, Perryman, Pittman, Pruett, Reynolds, Rousselot, Scott, Shelton, Sherrer, Shoemake, Virgin, Williams.--29.

Excused: Dank, Hickman, Kouplén, McBride, O'Donnell, Renegar, Ritze.--7.

The measure passed.

Representative Reynolds served notice to reconsider the vote whereby **HB 2195** passed.

MOTION

Representative Denney moved to suspend House Rule 7.19(c) for the purpose of allowing consideration of the **CCR** on **HB 1660**, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), Martin (Steve), McCall, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Scott, Sears, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--68.

Nay: Brown, Cannaday, Condit, Dorman, Floyd, Fourkiller, Glenn, Hamilton, Hoskin, Inman, Lockhart, Matthews, McDaniel (Jeannie), Morrisette, Perryman, Pittman, Proctor, Pruett, Rousselot, Shelton, Sherrer, Shoemake, Virgin, Williams.--24.

Excused: Hickman, Kouplén, McBride, McDaniel (Curtis), McPeak, O'Donnell, Renegar, Reynolds, Ritze.--9.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1660** was called up for consideration.

Upon motion of Representative Denney, the **CCR** on **HB 1660** was adopted upon a division of the question.

HB 1660, 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, Biggs, Billy, Blackwell, Brown, Brumbaugh, Casey, Christian, Cleveland, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Floyd, Grau, Hall, Henke, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiel, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Scott, Sears, Stiles, Trebilcock, Turner, Vaughan, Walker, Watson, Wright, Mr. Speaker.--60.

Nay: Bennett, Cannaday, Cockroft, Dorman, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Hulbert, Inman, Lockhart, Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrisette, Perryman, Pittman, Proctor, Rousselot, Shelton, Sherrer, Shoemake, Smalley, Virgin, Williams, Wood.--30.

Excused: Condit, Hickman, Kouplen, McBride, Moore, O'Donnell, Renegar, Reynolds, Ritze, Thomsen, Wesselhoft.--11.

The measure passed.

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

Aye: Armes, Banz, Biggs, Billy, Brown, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cox, Dank, Denney, Derby, DeWitt, Echols, Grau, Hall, Henke, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), Martin (Steve), McCall, McDaniel (Randy), McNiel, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Trebilcock, Turner, Vaughan, Walker, Watson, Wright, Mr. Speaker.--57.

Nay: Cannaday, Floyd, Fourkiller, Glenn, Hamilton, Hardin, Hulbert, Inman, Lockhart, Matthews, McCullough, McDaniel (Jeannie), McPeak, Perryman, Pittman, Proctor, Rousselot, Shelton, Shoemake, Virgin, Wood.--21.

Excused: Bennett, Blackwell, Condit, Cooksey, Dorman, Enns, Fisher, Hickman, Hoskin, Kouplen, McBride, McDaniel (Curtis), Moore, Morrisette, O'Donnell, Renegar, Reynolds, Ritze, Scott, Sherrer, Thomsen, Wesselhoft, Williams.--23.

The emergency failed.

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

ENGROSSED AND ENROLLED MEASURES

HBs 1418, 1419, 1622, 1695, 1763, 1922, 1923, 1924, 2055, 2099, 2193 and **2226**, and **HJR 1054, 1060** and **1070** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HCRs 1019 and **1021** were reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MOTION

Representative Peterson moved that the House stand in recess until 7:05 p.m., which was the order.

Speaker Pro Tempore Jackson Presiding

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 519** was called up for consideration.

Coauthored by Representative(s) Turner, Biggs

Upon motion of Representative Derby, the **CCR** on **SB 519** was adopted.

SB 519, 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, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wood, Wright, Mr. Speaker.--84.

Excused: Christian, Cooksey, Fisher, Hickman, Kouplen, McBride, Moore, O'Donnell, Osborn, Renegar, Reynolds, Ritze, Russ, Shoemake, Thomsen, Turner, Wesselhoft.--17.

The measure passed.

SB 519, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 557** was called up for consideration.

Upon motion of Representative Martin (Scott), the **CCR** on **SB 557** was adopted.

SB 557, 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, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Sears, Shelton, Sherrer, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wood, Wright, Mr. Speaker.--79.

Nay: Hamilton, McPeak.--2.

Excused: Christian, Cooksey, Echols, Fisher, Hickman, Kirby, Kouplen, McBride, Moore, O'Donnell, Osborn, Renegar, Reynolds, Ritze, Russ, Scott, Shoemake, Thomsen, Turner, Wesselhoft.--20.

The measure and emergency passed.

SB 557, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

Representative Newell Presiding**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 584** was called up for consideration.

Coauthored by Representative(s) Smalley, McCullough

Upon motion of Representative Joyner, the **CCR** on **SB 584** was adopted.

SB 584, 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, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, Dorman, Echols, Enns, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke,

Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wood, Wright, Mr. Speaker.--85.

Excused: Cooksey, DeWitt, Fisher, Hickman, Kouplen, McBride, Moore, O'Donnell, Renegar, Reynolds, Ritze, Russ, Shoemake, Thomsen, Turner, Wesselhoft.--16.

The measure passed.

SB 584, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

GENERAL ORDER

SB 1121 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Representative Nelson moved adoption of the Joint Committee Report on **SB 1121**, which motion was declared adopted.

Representative Nelson moved that **SB 1121** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1121 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Wood, Wright, Mr. Speaker.--81.

Excused: Armes, Christian, Cooksey, Dorman, Fisher, Hickman, Kirby, Kouplen, McBride, Moore, O'Donnell, Renegar, Reynolds, Ritze, Russ, Shoemake, Thomsen, Turner, Wesselhoft, Williams.--20.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1121** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1123 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Representative Nelson moved adoption of the Joint Committee Report on **SB 1123**, which motion was declared adopted.

Representative Nelson moved that **SB 1123** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1123 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Sherrer, Smalley, Stiles, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--81.

Nay: Hamilton, Morrissette.--2.

Excused: Armes, Cooksey, Fisher, Hickman, Kirby, Kouplen, McBride, Moore, O'Donnell, Renegar, Reynolds, Ritze, Russ, Shelton, Shoemake, Thomsen, Trebilcock, Turner.--18.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1123** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1125 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Representative Cox moved adoption of the Joint Committee Report on **SB 1125**, which motion was declared adopted.

Representative Cox moved that **SB 1125** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1125 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--85.

Excused: Armes, Cooksey, Fisher, Hickman, Kouplen, McBride, McDaniel (Curtis), Moore, O'Donnell, Renegar, Reynolds, Ritze, Russ, Thomsen, Turner, Walker.--16.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1125** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1128 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Representative McNiel moved adoption of the Joint Committee Report on **SB 1128**, which motion was declared adopted.

Representative McNiel moved that **SB 1128** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1128 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrissette, Mulready, Murphey, Nelson, Newell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Stiles, Vaughan, Virgin, Walker, Watson, Williams, Wood, Wright, Mr. Speaker.--83.

Nay: Wesselhoft.--1.

Excused: Armes, Christian, Cooksey, Fisher, Hickman, Kouplen, McBride, Moore, Nollan, O'Donnell, Renegar, Reynolds, Ritze, Russ, Thomsen, Trebilcock, Turner.--17.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1128** and ordered same returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 645** was called up for consideration.

Upon motion of Representative Ortega, the **CCR** on **SB 645** was adopted.

SB 645, 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, Biggs, Blackwell, Brown, Casey, Coody, Cox, Dank, Denney, DeWitt, Dorman, Echols, Enns, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Jackson, Johnson, Jordan, Kirby, Martin (Scott), Martin (Steve), McDaniel (Curtis), McDaniel (Randy), McNiel, Mulready, Nelson, Newell, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Roberts (Dustin), Rousselot, Sanders, Scott, Sears, Shoemake, Smalley, Stiles, Vaughan, Watson, Wood, Wright, Mr. Speaker.--51.

Nay: Bennett, Billy, Brumbaugh, Cannaday, Cleveland, Cockroft, Derby, Floyd, Hamilton, Hoskin, Hulbert, Inman, Kern, McCall, McCullough, McPeak, Morrissette, Murphey, Perryman, Pittman, Proctor, Roberts (Sean), Schwartz, Shelton, Sherrer, Virgin, Walker, Wesselhoft, Williams.--29.

Excused: Christian, Condit, Cooksey, Fisher, Hickman, Joyner, Kouplen, Lockhart, Matthews, McBride, McDaniel (Jeannie), Moore, Nollan, O'Donnell, Renegar, Reynolds, Ritze, Russ, Thomsen, Trebilcock, Turner.--21.

The measure passed.

SB 645, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 788** was called up for consideration.

Coauthored by Representative(s) Sherrer, Hoskin

Upon motion of Representative Osborn, the **CCR** on **SB 788** was adopted.

SB 788, 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, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Stiles, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--84.

Excused: Christian, Cleveland, Cooksey, Grau, Hickman, Kouplen, McBride, Moore, O'Donnell, Renegar, Reynolds, Ritze, Russ, Sanders, Thomsen, Trebilcock, Turner.--17.

The measure and emergency passed.

SB 788, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

Representative Wright moved to reject the **CCR** on **SB 1030** and request further conference with instructions as follows:

“Effective July 1, 2014, employees of the Department of Public Safety, including commissioned officers within the Highway Patrol Division and employees of the Communications Section of the Highway Patrol Division, shall receive a sixteen percent (16%) increase in salary compensation.”

Representative Inman raised a point of order stating that he had electronically submitted the motion to reject the **CCR** with instructions prior to submission of Representative Wright’s motion to reject with instructions.

The Presiding Officer stated that all motions placing new business before the House must be scheduled through the Majority Floor Leader and that Representative Wright’s motion to reject with instructions was the motion brought before the House by the Majority Floor Leader and as such, the Wright motion was the motion presently under consideration.

Representative Morrissette raised a point of order as to whether further consideration of the motion was in order pursuant to Joint Rule Three.

The Presiding Officer ruled that the motion to reject a Conference Committee Report with instructions was a procedural motion and therefore did not fall under the purview of Joint Rule Three.

Representative Wright pressed his motion to reject the **CCR** on **SB 1030** and request further conference with instructions, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wood, Wright, Mr. Speaker.--87.

Nay: Wesselhoft.--1.

Excused: Brown, Christian, Cooksey, Hickman, Kouplen, McBride, Moore, O'Donnell, Renegar, Reynolds, Ritze, Thomsen, Turner.--13.

The Speaker named the same conferees:

SB 1030 – Conference Committee on Judiciary

GENERAL ORDER

SB 1126 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Representative Sears moved adoption of the Joint Committee Report on **SB 1126**, which motion was declared adopted upon roll call as follows:

Aye: Armes, Biggs, Billy, Blackwell, Brown, Coody, Cox, Denney, Dorman, Floyd, Hall, Henke, Johnson, Jordan, Martin (Scott), Martin (Steve), McCall, McDaniel (Randy), McNiell, Mulready, Newell, Nollan, Ortega, Osborn, Peterson, Pittman, Pruett, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Sears, Shoemake, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Wright, Mr. Speaker.--42.

Nay: Banz, Bennett, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Dank, Derby, Echols, Enns, Fisher, Fourkiller, Glenn, Grau, Hamilton, Hoskin, Hulbert, Inman, Joyner, Kern, Lockhart, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Moore, Morrisette, Murphey, Ownbey, Proctor, Quinn, Rousselot, Schwartz, Scott, Shelton, Sherrer, Wesselhoft, Williams, Wood.--41.

Excused: Christian, Cooksey, DeWitt, Hardin, Hickman, Jackson, Kirby, Kouplen, Matthews, McBride, Nelson, O'Donnell, Perryman, Renegar, Reynolds, Ritze, Thomsen, Turner.--18.

Representative Sears moved that **SB 1126** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1126 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Biggs, Billy, Blackwell, Brown, Coody, Cox, Denney, Dorman, Floyd, Grau, Hall, Henke, Jackson, Johnson, Jordan, Kirby, Martin (Scott), Martin (Steve), McCall, McDaniel (Randy), McNiell, Mulready, Newell, Nollan, Ortega, Osborn, Peterson, Pittman, Pruett, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Sears, Shoemake, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Wright, Mr. Speaker.--45.

Nay: Banz, Bennett, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Dank, Derby, Echols, Enns, Fisher, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Hulbert, Inman, Joyner, Kern, Lockhart, Matthews, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Moore, Morrisette, Murphey, Nelson, Ownbey, Perryman, Proctor, Quinn, Rousselot, Schwartz, Scott, Shelton, Sherrer, Wesselhoft, Williams, Wood.--44.

Excused: Christian, Cooksey, DeWitt, Hickman, Kouplen, McBride, O'Donnell, Renegar, Reynolds, Ritze, Thomsen, Turner.--12.

The measure failed.

Representative Sears served notice to reconsider the vote whereby **SB 1126** failed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1103** was called up for consideration.

Upon motion of Representative Sears, the **CCR** on **HB 1103** was adopted.

HB 1103, 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, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, Dorman, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--88.

Excused: Christian, Cooksey, DeWitt, Hickman, Kouplen, McBride, O'Donnell, Renegar, Reynolds, Ritze, Schwartz, Thomsen, Turner.--13.

The measure passed.

HB 1103, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1104** was called up for consideration.

Upon motion of Representative Sears, the **CCR** on **HB 1104** was adopted.

HB 1104, 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, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Dorman, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Martin (Steve), Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Sherrer, Shoemake, Smalley, Stiles, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--87.

Nay: Derby.--1.

Excused: Christian, Cooksey, DeWitt, Hickman, Kouplen, McBride, O'Donnell, Renegar, Reynolds, Ritze, Shelton, Thomsen, Turner.--13.

The measure and emergency passed.

HB 1104, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 343** was called up for consideration.

Upon motion of Representative Hall, the **CCR** on **SB 343** was adopted.

SB 343, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Bennett, Biggs, Blackwell, Brown, Cannaday, Cockroft, Condit, Coody, Denney, Dorman, Echols, Floyd, Fourkiller, Hall, Henke, Hoskin, Inman, Jackson, Jordan, Joyner, Kirby, Lockhart, Martin (Steve), Matthews, McCall, McDaniel (Curtis), McDaniel (Jeannie), McNiel, McPeak, Mulready, Newell, Nollan, Ortega, Perryman, Peterson, Pittman, Pruett, Roberts (Dustin), Rousselot, Sanders, Schwartz, Scott, Shelton, Sherrer, Smalley, Stiles, Thomsen, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wood, Wright, Mr. Speaker.--57.

Nay: Banz, Billy, Brumbaugh, Casey, Cleveland, Cox, Dank, Derby, Fisher, Grau, Hardin, Hulbert, Johnson, Kern, Martin (Scott), McCullough, Moore, Morrisette, Murphey, Nelson, Osborn, Ownbey, Proctor, Quinn, Reynolds, Roberts (Sean), Russ, Sears, Wesselhoft.--29.

Excused: Christian, Cooksey, DeWitt, Enns, Glenn, Hamilton, Hickman, Kouplen, McBride, McDaniel (Randy), O'Donnell, Renegar, Ritze, Shoemake, Turner.--15.

The measure passed.

Representative Hall served notice to reconsider the vote whereby **SB 343** passed.

Speaker Pro Tempore Jackson Presiding

GENERAL ORDER

SB 1127 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Representative Denney moved adoption of the Joint Committee Report on **SB 1127**.

Representative Derby moved to advance the question.

Representative McPeak moved to table the Derby motion, which tabling motion failed of adoption upon a division of the question.

Representative Derby pressed his motion to advance the question, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Biggs, Billy, Blackwell, Brumbaugh, Cleveland, Cockroft, Coody, Cox, Denney, Derby, Echols, Fisher, Grau, Hall, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Martin (Scott), Martin (Steve), McCall, McCullough, McNiel, Moore, Mulready, Murphey, Newell, Nollan, Ortega, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Thomsen, Walker, Watson, Wood, Wright, Mr. Speaker.--49.

Nay: Bennett, Brown, Cannaday, Condit, Dorman, Floyd, Fourkiller, Hardin, Hoskin, Inman, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrissette, Perryman, Pittman, Proctor, Pruett, Reynolds, Rousselot, Scott, Shelton, Sherrer, Virgin.--26.

Excused: Casey, Christian, Cooksey, Dank, DeWitt, Enns, Glenn, Hamilton, Hickman, Kirby, Kouplen, McBride, McDaniel (Randy), Nelson, O'Donnell, Osborn, Renegar, Ritze, Shoemake, Smalley, Stiles, Trebilcock, Turner, Vaughan, Wesselhoft, Williams.--26.

Representative Reynolds moved to put the previous question, which motion was declared adopted.

Representative Denney pressed adoption of the Joint Committee Report on **SB 1127**, which motion failed of adoption upon roll call as follows:

Aye: Banz, Billy, Coody, Cox, Denney, Dorman, Floyd, Henke, Hoskin, Inman, Jordan, Martin (Scott), Martin (Steve), Matthews, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, Morrissette, Mulready, Nelson, Nollan, Ortega, Ownbey, Perryman, Pittman, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Virgin, Watson, Wright.--35.

Nay: Armes, Bennett, Biggs, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Derby, Echols, Fisher, Fourkiller, Grau, Hall, Hardin, Hulbert, Jackson, Johnson, Joyner, Kern, Lockhart, McCall, McPeak, Moore, Murphey, Newell, Peterson, Proctor, Pruett, Quinn, Reynolds, Roberts (Dustin), Roberts (Sean), Rousselot, Schwartz, Smalley, Thomsen, Vaughan, Walker, Wesselhoft, Wood, Mr. Speaker.--45.

Excused: Christian, Cooksey, Dank, DeWitt, Enns, Glenn, Hamilton, Hickman, Kirby, Kouplun, McBride, McDaniel (Randy), O'Donnell, Osborn, Renegar, Ritze, Shoemake, Stiles, Trebilcock, Turner, Williams.--21.

Representative Martin (Scott) withdrew **SB 1127** from further consideration.

Representative Blackwell moved to reject the Joint Committee Report on **SB 1127** and rerefer the measure to committee with instructions.

The Presiding Officer stated that the measure had been withdrawn from consideration pursuant to House Rule 10.4(b).

Representative Reynolds raised a point of inquiry as to who may withdraw a measure from consideration.

The Presiding Officer stated pursuant to House Rule 10.4(b) that the principal author or the member designated by the principal author may withdraw a measure from further consideration.

Representative Blackwell appealed the ruling of the Presiding Officer receiving the required 15 seconds.

"The question is, shall the decision of the Presiding Officer be the decision of the House? All those in favor signify by voting 'Aye'; those opposed 'Nay'. The vote is now in progress."

The decision of the Presiding Officer was upheld upon roll call as follows:

Aye: Armes, Banz, Biggs, Brumbaugh, Casey, Cleveland, Cockroft, Coody, Denney, Derby, Echols, Fisher, Grau, Hall, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Martin (Scott), Martin (Steve), McCall, McCullough, McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Ownbey, Peterson, Quinn, Sanders, Schwartz, Sears, Smalley, Thomsen, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--48.

Nay: Bennett, Brown, Cannaday, Condit, Dorman, Floyd, Fourkiller, Hoskin, Inman, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrissette, Perryman, Pittman, Proctor, Pruett, Reynolds, Rousselot, Scott, Shelton, Sherrer, Virgin, Williams.--26.

Excused: Billy, Blackwell, Christian, Cooksey, Cox, Dank, DeWitt, Enns, Glenn, Hamilton, Hardin, Hickman, Kirby, Kouplen, McBride, McDaniel (Randy), O'Donnell, Osborn, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Shoemake, Stiles, Trebilcock, Turner.--27.

Representative Inman raised a point of order pursuant to Joint Rule 5.1(c), to which the Presiding Officer replied that Joint Rule 5 applies to Conference Committee Reports and not Joint Committee Reports.

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 1465 (Conferees Unable to Agree), Remove Senator Holt as principal Senate author and substitute with Senator Brecheen, and Coauthored by Senator(s) Holt

HB 1623 (Conferees Unable to Agree)

HB 2232 (Conferees Unable to Agree)

HB 2264 (Conferees Unable to Agree), Coauthored by Representative(s) Proctor, and Coauthored by Senator(s) Branan, Sparks

Representative Peterson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Friday, May 24, 2013, which was the order.

Pursuant to the motion of Representative Peterson, the House was adjourned at 11:55 p.m., to reconvene Friday, May 24, 2013, at 9:00 a.m.