

# HOUSE JOURNAL

**Second Regular Session of the Fifty-fourth Legislature**

**of the State of Oklahoma**

**Forty-third Legislative Day, Thursday, April 17, 2014**

The House was called to order by Representative Wright.

The roll was called with 96 Members present.

The following Members were excused: Enns, Kouplen, Osborn, Virgin, Williams.—5.

Representative Wright declared a quorum present.

Prayer was offered by Minister Jerl Joslin, Forest Hill Christian Church, Oklahoma City. Minister Joslin was sponsored by Representative Kern.

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

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HAs to SBs 862, 1499, 1612, 1808, 1853, 1887, 1905, 1914, 1970, 2078, 2120 and 2121** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

**HBs 2353, 2378, 2548, 2571, 2585, 2604, 2665, 2666, 2706, 2790, 3001, 3090, 3159, 3337 and 3346** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**GENERAL ORDER**

**SB 1604** by Allen et al of the Senate and Bennett et al of the House was read and considered.

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

Representative Bennett moved that **SB 1604** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 1604** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Glenn, Hall, Hamilton, Hardin, Hoskin, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNeil, McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright.--83.

Excused: Christian, Cooksey, Dorman, Enns, Grau, Henke, Inman, Kirby, Kouplen, Matthews, McDaniel (Randy), Osborn, Roberts (Sean), Rousselot, Scott, Virgin, Williams, Mr. Speaker.--18.

The measure passed.

**SB 1604** was referred for engrossment.

**GENERAL ORDER**

**SB 2024** by Barrington of the Senate and Armes of the House was read and considered.

Representative Armes moved that **SB 2024** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 2024** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Newell, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--86.

Excused: Blackwell, Christian, Dorman, Enns, Henke, Kouplen, Matthews, Nelson, Nollan, Osborn, Roberts (Sean), Scott, Virgin, Walker, Williams.--15.

The measure and emergency passed.

**SB 2024** was referred for engrossment.

### GENERAL ORDER

**SB 1206** by Loveless of the Senate and Hulbert of the House was read and considered.

Representative Reynolds moved to suspend House Rule 8.6 for the purpose of allowing consideration of an untimely filed floor amendment, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Hall, Hardin, Henke, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--81.

Nay: Hamilton, Hoskin, Inman, Sherrer.--4.

Excused: Brown, Christian, Dorman, Enns, Glenn, Grau, Kouplen, Matthews, McDaniel (Jeannie), Morrisette, Nelson, Osborn, Roberts (Sean), Schwartz, Virgin, Williams.--16.

Representative Reynolds moved to amend **SB 1206**, Page 2, Section 1, Lines 3-9 by striking paragraph B. and relettering subsequent paragraphs, which amendment was declared adopted.

Representative Hulbert moved that **SB 1206** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 1206** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--89.

Nay: Morrissette, Shelton.--2.

Excused: Christian, Cockroft, Dorman, Enns, Kouplen, Matthews, Osborn, Roberts (Sean), Virgin, Williams.--10.

The measure and emergency passed.

**SB 1206** was referred for engrossment.

### GENERAL ORDER

**SB 1257** by Simpson et al of the Senate and Hardin et al of the House was read and considered.

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

Representative Hardin moved that **SB 1257** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 1257** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hoskin, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--87.

Excused: Brown, Christian, Dorman, Enns, Henke, Inman, Jackson, Kouplen, Matthews, Osborn, Roberts (Sean), Rousselot, Virgin, Williams.--14.

The measure passed.

**SB 1257** was referred for engrossment.

### GENERAL ORDER

**SB 1431** by Newberry of the Senate and Peterson of the House was read and considered.

Coauthored by Representative(s) Pittman, Bennett, Wood

Representative Peterson moved that **SB 1431** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 1431** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Glenn, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer,

Shoemake, Smalley, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--85.

Excused: Brown, Christian, Dorman, Enns, Grau, Inman, Jackson, Kouplen, Matthews, Nollan, Osborn, Roberts (Sean), Shelton, Stiles, Virgin, Williams.--16.

The measure passed.

**SB 1431** was referred for engrossment.

### **GENERAL ORDER**

**SB 1538** by Dahm et al of the Senate and Kern of the House was read and considered.

Representative Kern moved that **SB 1538** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 1538** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--89.

Excused: Blackwell, Christian, Dorman, Enns, Inman, Kouplen, Matthews, Nollan, Osborn, Roberts (Sean), Virgin, Williams.--12.

The measure passed.

**SB 1538** was referred for engrossment.

## Speaker Pro Tempore Jackson Presiding

### GENERAL ORDER

**SB 1433** by Newberry et al of the Senate and Peterson of the House was read and considered.

Coauthored by Representative(s) Pittman, Wood

Representative Peterson moved that **SB 1433** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 1433** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNeil, McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--90.

Excused: Brown, Christian, Dorman, Enns, Kouplen, Matthews, O'Donnell, Osborn, Roberts (Sean), Virgin, Williams.--11.

The measure passed.

**SB 1433** was referred for engrossment.

### GENERAL ORDER

**SB 1462** by Stanislawski of the Senate and Denney of the House was read and considered.

Representative Denney moved that **SB 1462** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 1462** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Biggs, Billy, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Echols, Floyd, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Ownbey, Peterson, Pittman, Quinn, Renegar, Ritze, Russ, Sanders, Schwartz, Sears, Shoemake, Stiles, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--66.

Nay: Bennett, Blackwell, DeWitt, Fisher, Fourkiller, Glenn, Hamilton, Hoskin, Inman, McDaniel (Curtis), Morrissette, O'Donnell, Perryman, Proctor, Pruett, Roberts (Dustin), Rousselot, Scott, Shelton, Sherrer, Smalley, Thomsen.--22.

Excused: Christian, Dorman, Enns, Kouplén, Lockhart, Matthews, McCall, Osborn, Reynolds, Roberts (Sean), Shannon, Virgin, Williams.--13.

The measure passed.

**SB 1462** was referred for engrossment.

**GENERAL ORDER**

**SB 1691** by Sparks of the Senate and Blackwell of the House was read and considered.

Representative Blackwell moved that **SB 1691** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 1691** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Excused: Christian, Cox, Dorman, Enns, Jackson, Kouplen, Matthews, McCall, Osborn, Reynolds, Roberts (Sean), Shannon, Virgin, Williams.--14.

The measure and emergency passed.

**SB 1691** was referred for engrossment.

## RECONSIDERATION

Representative Hall moved to reconsider the vote whereby **SB 1639** failed, which motion prevailed upon roll call as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Dank, Denney, Derby, Echols, Floyd, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiell, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Pruett, Quinn, Renegar, Roberts (Dustin), Russ, Sanders, Schwartz, Scott, Sears, Sherrer, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--76.

Nay: Fisher, Morrissette, Proctor.--3.

Excused: Cox, DeWitt, Dorman, Enns, Fourkiller, Glenn, Inman, Kouplen, Matthews, McCall, McDaniel (Curtis), McPeak, Osborn, Reynolds, Ritze, Roberts (Sean), Rousselot, Shannon, Shelton, Shoemake, Virgin, Williams.--22.

Coauthored by Representative(s) Lockhart

Representative Hall moved to rescind the Third Reading of **SB 1639**, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Biggs, Billy, Brumbaugh, Christian, Cleveland, Cockroft, Coody, Cooksey, Dank, Denney, Derby, Echols, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Jackson, Johnson, Jordan, Kern, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), McNiell, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Quinn, Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--56.

Nay: Cannaday, Fisher, Floyd, Hamilton, Hoskin, Inman, Joyner, McDaniel (Curtis), Morrissette, Perryman, Proctor, Renegar, Reynolds, Roberts (Dustin), Rousselot, Shelton, Sherrer, Shoemake.--18.

Excused: Bennett, Blackwell, Brown, Casey, Condit, Cox, DeWitt, Dorman, Enns, Fourkiller, Glenn, Kirby, Kouplen, Lockhart, Matthews, McDaniel (Jeannie), McPeak, Osborn, Pittman, Pruett, Ritze, Roberts (Sean), Scott, Shannon, Turner, Virgin, Williams.--27.

Representative Hall moved to rescind the motion to advance **SB 1639** from General Order, which motion was declared adopted.

Representative Hall moved to suspend House Rule 8.5(d) and House Rule 8.6 for the purpose of allowing consideration of an untimely filed floor amendment, which motion failed of adoption upon roll call as follows:

Aye: Armes, Banz, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, Echols, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Quinn, Roberts (Dustin), Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--63.

Nay: Bennett, Cannaday, Fisher, Floyd, Fourkiller, Glenn, Hamilton, Hoskin, Inman, McDaniel (Curtis), McDaniel (Jeannie), Morrisette, Pittman, Proctor, Renegar, Reynolds, Rousselot, Scott, Shelton, Sherrer, Shoemake.--21.

Excused: Brown, Condit, DeWitt, Dorman, Enns, Kouplen, Lockhart, Matthews, Osborn, Perryman, Pruett, Ritze, Roberts (Sean), Shannon, Turner, Virgin, Williams.--17.

Upon request of Representative Hall, **SB 1639** was laid over.

## **MOTION EXPIRED**

Time expired for consideration of the motion to reconsider the vote whereby **SB 1790** failed.

## **RESOLUTIONS**

The following was introduced and read:

### **HR 1056 – By Denney.**

A Resolution sending heartfelt remembrances to the families, friends and neighbors of those killed in the terrorist bombing of the Murrah Building; encouraging citizens to pause to remember those who died; sending heartfelt remembrances to those injured in the bombing and expressing gratitude to those who answered the call for help; and directing distribution.

Representative Johnson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, April 21, 2014, which was the order.

Pursuant to the motion of Representative Johnson, the House was adjourned at 11:10 a.m., to reconvene Monday, April 21, 2014, at 1:30 p.m.