

HOUSE JOURNAL

First Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Fifty-seventh Legislative Day, Wednesday, May 13, 2015

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

The roll was called with 99 Members present.

Vacancy: District 73, District 85.—2.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Dr. Joe Ligon, First Baptist Church, Marlow. Dr. Ligon was sponsored by Representative Biggs.

The Journal for the last legislative day was approved.

RESOLUTION FOR CONSIDERATION

HR 1027 was called up for consideration.

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

Upon motion of Representative Echols, **HR 1027** was considered and adopted.

HR 1027 was referred for enrollment.

SECOND READING

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

HB 2237 – Joint Committee on Appropriations and Budget

HJR 1031 – Administrative Rules

RESOLUTION FOR CONSIDERATION

HR 1022 was called up for consideration.

Coauthored by Representative(s) Cockroft, Fisher

Representative Kern moved to suspend House Rule 6.7(d) for the purpose of allowing consideration of an untimely filed floor amendment, which motion was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Fisher, Fourkiller, Hall, Hardin, Hoskin, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Nelson, Newell, O'Donnell, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Rousselot, Russ, Sanders, Scott, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Wesselhoft, Wood, Wright, Mr. Speaker.--74.

Excused: Biggs, Brown, Dunnington, Enns, Grau, Griffith, Henke, Inman, Johnson, Kouplun, McDaniel (Jeannie), McPeak, Morrissette, Murphey, Nollan, Ortega, Roberts (Dustin), Roberts (Sean), Rogers, Sears, Shelton, Virgin, Watson, Williams, Young.--25.

Vacancy: District 73, District 85.--2.

Representative Kern moved to amend **HR 1022**, Page 2, Line 14 by inserting the words "killing of" after the word "the" and before the word "increasing", which amendment was declared adopted.

Upon motion of Representative Kern, **HR 1022** was considered and adopted.

HR 1022 was referred for enrollment.

ENGROSSED AND ENROLLED MEASURES

HR 1027 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SB 764**.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1442** was called up for consideration.

Upon motion of Representative Caldwell, the **CCR** on **HB 1442** was adopted.

HB 1442, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin (Scott), McBride, McCall, McDaniel (Randy), Montgomery, Moore, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Pruett, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--67.

Nay: Cannaday, Dunnington, Fourkiller, Griffith, Hoskin, Inman, Kouplen, Lockhart, Loring, McCullough, McDaniel (Jeannie), McPeak, Morrisette, Perryman, Proctor, Renegar, Rousselot, Scott, Sherrer, Shoemake, Stone, Tadlock, Williams, Young.--24.

Excused: Brown, Coody (Jeff), Henke, Johnson, Mulready, Nollan, Shelton, Virgin.--8.

Vacancy: District 73, District 85.--2.

The measure passed.

HB 1442, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 15 was called up for consideration.

Coauthored by Representative(s) Perryman

Upon motion of Representative Thomsen, **SCR 15** was considered and adopted.

SCR 15 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

POINT OF ORDER

Upon recognition of the Assistant Majority Floor Leader after the conclusion of the vote on **HB 1442**, Representative Shelton attempted to lodge notice of possible intent to reconsider the vote whereby the conference committee report on **HB 1442** passed, which notice of possible reconsideration of the conference committee report was not recognized by the Presiding Officer on the basis of not being permissible under House Rules. Representative Inman raised a point of order as to whether the typical course of action would be for the Presiding Officer to assist a member in the proper phrasing of notice to reconsider, which point the Presiding Officer ruled not well taken.

ENGROSSED AND ENROLLED MEASURES

HR 1022 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

MESSAGES FROM THE SENATE

Advising the Honorable House of Representatives that the Senate has rescinded the rejection of **HAs** to **SB 789**.

Conference requested

Advising rejection of **HAs** to **SB 592** and requesting conference thereon, the Senate naming conferees later.

FIRST READING

The following were introduced and read for the first time:

HB 2238 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to workers' compensation; amending Section 28, Chapter 208, O.S.L. 2013, as amended by Section 1, Chapter 169, O.S.L. 2014, Section 31, Chapter 208, O.S.L. 2013, and Section 165, Chapter 208, O.S.L. 2013 (85A O.S. Supp. 2014, Sections 28, 31 and 122), which relate to the Administrative Workers' Compensation Act; eliminating certain fund; providing for deposit of fines and penalties; creating the Workers' Compensation Commission Revolving Fund; providing for source of funding; providing purpose; providing for budgeting and expenditures; eliminating certain payments excluded from the Multiple Injury Trust Fund; stating permissible uses of the Workers' Compensation Revolving Fund; expanding purpose of certain assessments; providing for allocation of certain monies collected; creating the Workers' Compensation Administrative Fund; providing source of funding; providing purpose; providing for budgeting and expenditures; amending 68 O.S. 2011, Section 6101, which relates to rebates for assessments required under repealed section of law; modifying amount of rebate; providing for codification; providing an effective date; and declaring an emergency.

HB 2239 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to the Office of Juvenile Affairs; providing for duties and compensation of employees; authorizing certain attorney position; providing budgetary limitations; authorizing certain requests for exemptions from expenditure limitations and budgetary limitations; requiring certain procedures; requiring certain filings; requiring certain approvals; requiring written notice; providing lapse dates; requiring and prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

HB 2240 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to the Department of Mental Health and Substance Abuse Services; authorizing certain transfers; authorizing early allocation and establishing procedure; exempting certain funds from expenditure and budgetary limitations; providing intended expenditures for certain purposes; requiring certain expenditures for certain purposes; providing lapse dates; and requiring and prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

HJR 1032 – By Russ.

A Joint Resolution disapproving proposed permanent rules of the Department of Environmental Quality; stating legislative intent; and directing distribution.

HJR 1033 – By Walker.

A Joint Resolution disapproving proposed permanent rules of the Department of Environmental Quality; stating legislative intent; and directing distribution.

HJR 1034 – By Walker.

A Joint Resolution disapproving proposed permanent rules of the Oklahoma Department of Agriculture, Food, and Forestry; stating legislative intent; and directing distribution.

RESOLUTIONS

The following was introduced and read:

HCR 1012 – By Scott.

A Concurrent Resolution memorializing Congress to oppose the Trans-Pacific Partnership; making findings regarding potential adverse consequences of the Trans-Pacific Partnership; requesting Congress to deny Trade Promotion Authority; and directing distribution.

CCRs SUBMITTED

The conference committee report was read on the following measure:

HB 1687

Representative Billy moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Thursday, May 14, 2015, which was the order.

Pursuant to the motion of Representative Billy, the House was adjourned at 2:50 p.m., to reconvene Thursday, May 14, 2015, at 9:00 a.m.