

HOUSE JOURNAL

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Sixteenth Legislative Day, Thursday, February 25, 2016

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

The roll was called with 99 Members present.

The following Members were excused: Lockhart, McCullough.—2.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Micky Miller, First Baptist Church, Grandfield.
Pastor Miller was sponsored by Representatives Coody (Ann), Coody (Jeff) and Park.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 2273, 2404, 2546, 2619, 2642, 2694, 2710, 2757, 3116, 3117 and 3126 were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MILEAGE CHANGE

The following mileage change was submitted:

Name	Mileage Round Trip	Amount Due
Sean Roberts, Hominy and return	242	\$ 130.68

GENERAL ORDER

HB 3102 by Caldwell of the House was read and considered.

Coauthored by Representative(s) Kern

Authored by Senator Smalley (principal Senate author)

Representative Caldwell moved that **HB 3102** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3102 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, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplén, Leewright, Lepak, Loring, Martin, McBride, McCall, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Strohm, Tadlock, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Young, Mr. Speaker.--82.

Nay: Morrissette, Proctor, Rousselot, Stone, Williams.--5.

Excused: Billy, Dunnington, Henke, Hoskin, Inman, Lockhart, McCullough, Munson, Newell, Park, Pfeiffer, Ritze, Thomsen, Wright.--14.

The measure and emergency passed.

HB 3102 was referred for engrossment.

Representative Watson Presiding**GENERAL ORDER**

HB 2444 by O'Donnell of the House and Smalley of the Senate was read and considered.

Representative O'Donnell moved that **HB 2444** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2444 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, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Hall, Hardin, Henke, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Loring, Martin, McBride, McCall, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Walker, Watson, Wesselhoft, Williams, Wood, Young, Mr. Speaker.--88.

Excused: Griffith, Hoskin, Lockhart, McCullough, Morrissette, Mulready, Renegar, Ritze, Sears, Shelton, Virgin, Wallace, Wright.--13.

The measure and emergency passed.

HB 2444 was referred for engrossment.

GENERAL ORDER

HB 3017 by Calvey of the House and Sykes of the Senate was read and considered.

Representative Calvey moved that **HB 3017** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3017 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Inman, Johnson, Jordan, Kannady, Kern, Kirby, Leewright, Lepak, Loring, Martin, McBride, McCall, McDaniel (Randy), Montgomery, Moore, Morrissette, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Roberts (Sean), Rogers, Russ, Sanders, Sears, Sherrer, Stone, Strohm, Tadlock, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Mr. Speaker.--68.

Nay: Brown, Cannaday, Cox, Denney, Dunnington, Fourkiller, Goodwin, Griffith, Joyner, Kouplen, McDaniel (Jeannie), McPeak, Munson, Renegar, Rousselot, Scott, Shelton, Shoemake, Thomsen, Virgin, Williams, Young.--22.

Excused: Bennett, Christian, Henke, Hoskin, Lockhart, McCullough, Ortega, Osborn, Ritze, Roberts (Dustin), Wright.--11.

The measure passed.

HB 3017 was referred for engrossment.

RESOLUTION FOR CONSIDERATION

HR 1040 was called up for consideration.

Upon motion of Representative Grau, **HR 1040** was considered and adopted.

HR 1040 was referred for enrollment.

MOTION

Representative Sears asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HB 2444**, which was the order.

MESSAGES FROM THE SENATE

Announcing the passage of **SBs 945, 1070, 1217, 1350, 1446** and **1490**. The measures were introduced and read for the first time.

SB 945 – By Stanislawski of the Senate and Strohm of the House.

An Act relating to schools; amending 70 O.S. 2011, Section 5-123, which relates to expenditures; directing superintendents to provide certain financial report monthly; requiring such report to be posted online within certain time frame; providing an effective date; and declaring an emergency.

SB 1070 – By Sharp of the Senate and Cockroft of the House.

[mental health - transportation of certain persons - effective date]

SB 1217 – By Sharp of the Senate and Grau of the House.

An Act relating to mental health; amending 43A O.S. 2011, Section 5-502, which relates to definitions; expanding certain definition to include certain osteopathic psychiatrist and physician assistants; and providing an effective date.

SB 1350 – By Ford of the Senate and Casey of the House.

An Act relating to teacher evaluations; amending 70 O.S. 2011, Section 6-101.3, as last amended by Section 1, Chapter 365, O.S.L. 2015 (70 O.S. Supp. 2015, Section 6-101.3), which relates to definitions; modifying certain definition; amending 70 O.S. 2011, Section

6-101.10, as last amended by Section 2, Chapter 365, O.S.L. 2015 (70 O.S. Supp. 2015, Section 6-101.10), which relates to evaluation policies; providing for district evaluation ratings to be comprised of certain components; removing reference to certain ratings; removing requirement for certain consultation; amending 70 O.S. 2011, Section 6-101.13, as last amended by Section 3, Chapter 365, O.S.L. 2015 (70 O.S. Supp. 2015, Section 6-101.13), which relates to due process; modifying reference to certain ratings; amending 70 O.S. 2011, Section 6-101.16, as last amended by Section 4, Chapter 365, O.S.L. 2015 (70 O.S. Supp. 2015, Section 6-101.16), which relates to the Teacher and Leader Effectiveness Evaluation System; removing requirement for the State Board of Education to determine certain calculation and system; modifying reference to certain ratings; modifying description of quantitative component; removing language applicable to certain teachers; requiring discussion of student performance with certain teachers; amending 70 O.S. 2011, Section 6-101.22, as last amended by Section 5, Chapter 365, O.S.L. 2015 (70 O.S. Supp. 2015, Section 6-101.22), which relates to dismissal of career teachers; modifying reference to certain ratings; removing language regarding dismissal of teachers receiving certain ratings; providing an effective date; and declaring an emergency.

SB 1446 – By Jech of the Senate and Wright of the House.

An Act relating to agriculture and forestry forms and applications; amending 2 O.S. 2011, Sections 6-504, 8-77.7, 10-9.5, as amended by Section 4, Chapter 313, O.S.L. 2015, 20-7, as amended by Section 1, Chapter 35, O.S.L. 2012, and 20-45 (2 O.S. Supp. 2015, Sections 10-9.5 and 20-7), which relate to license applications, inspection fee report and necessary forms and applications; removing certain application and reporting requirements; amending 59 O.S. 2011, Section 1213, as amended by Section 12, Chapter 118, O.S.L. 2013 (59 O.S. Supp. 2015, Section 1213), which relates to forester applications; removing certain application requirements; and providing an effective date.

SB 1490 – By Jech of the Senate and Wright of the House.

An Act relating to memorial highway designations; designating the John Cooper West Sr. Memorial Highway; requiring certain markers; providing for codification; and providing an effective date.

Conference granted, GCCA

Advising conference granted on **HB 1622** and naming GCCA as Senate conferees.

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby the emergency failed on **HB 3103**.

HB 3103 was referred for engrossment.

RESOLUTIONS

The following was introduced and read:

HR 1041 – By Ritze.

A Resolution urging the United States Congress to resist implementation of any changes to the Aid and Attendance Pension that would have a negative impact on Oklahoma veterans.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar unless otherwise indicated:

DO PASS:

HB 2321 – Appropriations and Budget

HB 2322 – Appropriations and Budget, Authored by Senator Shaw (principal Senate author)

HB 2334 – Public Safety

HB 2535 – Common Education, Authored by Senator Smalley (principal Senate author)

HB 2681 – Appropriations and Budget

HB 2686 – Appropriations and Budget, Coauthored by Representative(s) Nelson, and Authored by Senator Mazzei (principal Senate author)

HB 2690 – Appropriations and Budget, Authored by Senator Mazzei (principal Senate author)

HB 2697 – Public Safety

HB 2716 – Insurance, Authored by Senator Brown (principal Senate author)

HB 2774 – Appropriations and Budget, Authored by Senator Smalley (principal Senate author)

HB 2821 – Appropriations and Budget, Coauthored by Representative(s) Nelson, and Authored by Senator Halligan (principal Senate author)

HB 2834 – Public Safety, Coauthored by Representative(s) Bennett, and Authored by Senator Dahm (principal Senate author)

HB 2860 – Common Education

HB 2931 – Appropriations and Budget

HB 2947 – Common Education

HB 2967 – Common Education, Authored by Senator Holt (principal Senate author)

HB 2994 – State and Federal Relations, Authored by Senator Griffin (principal Senate author)

HB 3119 – Appropriations and Budget, Authored by Senator Shaw (principal Senate author)

HB 3131 – Public Safety

HB 3143 – Public Safety

DO PASS, As Amended:

CS for HB 1302 – Elections and Ethics, Remove Representative Wesselhoft as principal House author and substitute with Representative Walker, and Coauthored by Representative(s) Wesselhoft

CS for HB 1553 – Appropriations and Budget

CS for HB 1951 – Utilities, Authored by Senator Griffin (principal Senate author)

CS for HB 2134 – Common Education

CS for HB 2277 – Elections and Ethics, Authored by Senator Floyd (principal Senate author)

CS for HB 2313 – Appropriations and Budget

CS for HB 2378 – Appropriations and Budget

CS for HB 2452 – Rules

CS for HB 2515 – Appropriations and Budget, Authored by Senator Stanislawski (principal Senate author)

CS for HB 2549 – Appropriations and Budget, Remove Representative Mulready as principal House author and substitute with Representative Cox

CS for HB 2552 – Appropriations and Budget, Authored by Senator Garrison (principal Senate author)

CS for HB 2616 – Utilities, Coauthored by Representative(s) Roberts (Dustin), Condit

CS for HB 2623 – Appropriations and Budget, Authored by Senator Justice (principal Senate author)

CS for HB 2650 – Appropriations and Budget

CS for HB 2689 – Appropriations and Budget, Authored by Senator Mazzei (principal Senate author)

CS for HB 2691 – Appropriations and Budget, Authored by Senator Mazzei (principal Senate author)

CS for HB 2711 – Rules

CS for HB 2764 – Appropriations and Budget

CS for HB 2784 – Common Education

CS for HB 2790 – Common Education, Coauthored by Representative(s) Denney

CS for HB 2803 – Appropriations and Budget

CS for HB 2816 – Elections and Ethics

CS for HB 2818 – Appropriations and Budget

CS for HB 2820 – Appropriations and Budget, Authored by Senator Halligan (principal Senate author)

CS for HB 2822 – Common Education, Authored by Senator Halligan (principal Senate author)

CS for HB 2843 – Appropriations and Budget

CS for HB 2864 – Appropriations and Budget

CS for HB 2898 – Appropriations and Budget

CS for HB 2902 – Appropriations and Budget, Remove Representative Biggs as principal House author and substitute with Representative Loring

CS for HB 2930 – Appropriations and Budget, Authored by Senator Simpson (principal Senate author)

CS for HB 2946 – Common Education

- CS for HB 2957** – Common Education, Coauthored by Representative(s) Park
- CS for HB 2969** – Common Education
- CS for HB 3058** – Appropriations and Budget, Authored by Senator Treat (principal Senate author)
- CS for HB 3109** – Common Education
- CS for HB 3114** – Appropriations and Budget, Coauthored by Representative(s) Coody (Ann), and Authored by Senator Griffin (principal Senate author)
- CS for HB 3129** – Appropriations and Budget, Authored by Senator Griffin (principal Senate author)
- CS for HB 3146** – Appropriations and Budget, Authored by Senator Treat (principal Senate author)
- CS for HB 3168** – Appropriations and Budget
- CS for HB 3192** – Appropriations and Budget
- CS for HB 3196** – Elections and Ethics, Authored by Senator Holt (principal Senate author)

Representative Nelson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, February 29, 2016, which was the order.

Pursuant to the motion of Representative Nelson, the House was adjourned at 10:10 a.m., to reconvene Monday, February 29, 2016, at 1:30 p.m.