

HOUSE JOURNAL

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Twenty-eighth Legislative Day, Monday, March 21, 2016

The House was called to order by Representative Hall.

The roll was called with 99 Members present.

The following Members were excused: Nollan, Sanders.—2.

Representative Hall declared a quorum present.

Prayer was offered by Pastor Steve Kern, Olivet Baptist Church, Oklahoma City.
Pastor Kern was sponsored by Representative Kern.

The Journal for the last legislative day was approved.

SECOND READING

Representative Billy moved that the Senate Bills be considered read for the second time pursuant to the list electronically distributed by the Majority Leader's office to the members this morning, which motion was declared adopted.

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

- SB 1236** – Administrative Rules
- SB 1237** – County and Municipal Government
- SB 1250** – Judiciary and Civil Procedure
- SB 1257** – Criminal Justice and Corrections
- SB 1264** – Appropriations and Budget
- SB 1265** – Appropriations and Budget
- SB 1268** – Common Education
- SB 1269** – Higher Education and Career Tech
- SB 1275** – Rules

SB 1282 – Appropriations and Budget
SB 1291 – Environmental Law
SB 1301 – Appropriations and Budget
SB 1316 – Appropriations and Budget
SB 1326 – Rules
SB 1351 – Government Oversight and Accountability
SB 1362 – Appropriations and Budget
SB 1375 – Agriculture and Rural Development
SB 1377 – Appropriations and Budget
SB 1378 – Judiciary and Civil Procedure
SB 1379 – Utilities
SB 1380 – Common Education
SB 1406 – Public Safety
SB 1414 – Energy and Natural Resources
SB 1423 – Common Education
SB 1431 – Appropriations and Budget
SB 1433 – Appropriations and Budget
SB 1454 – Appropriations and Budget
SB 1462 – County and Municipal Government
SB 1465 – Veterans and Military Affairs
SB 1484 – Appropriations and Budget
SB 1489 – Business, Labor and Retirement Laws
SB 1491 – Criminal Justice and Corrections
SB 1496 – Business, Labor and Retirement Laws
SB 1499 – Appropriations and Budget
SB 1541 – Appropriations and Budget
SB 1554 – Children, Youth and Family Services
SB 1556 – Business, Labor and Retirement Laws
SB 1561 – Appropriations and Budget
SJR 45 – Rules
SJR 62 – Appropriations and Budget
SJR 71 – Rules

GENERAL ORDER

SB 1572 by Jolley et al of the Senate and Sears et al of the House was read and considered.

Coauthored by Representative(s) Cockroft, Sherrer

Representative Martin moved adoption of the Joint Committee Report on **SB 1572**, which motion was declared adopted.

THIRD READING

SB 1572 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, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--96.

Excused: Christian, Grau, Morrissette, Nollan, Sanders.--5.

The measure and emergency passed.

The Presiding Officer signed Engrossed **SB 1572** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1571 by Jolley et al of the Senate and Sears et al of the House was read and considered.

Coauthored by Representative(s) Ritze

Representative Rousselot moved to suspend Joint Rule 4.14(d) for the purpose of offering an amendment on the House floor, which motion failed upon roll call as follows:

Aye: Brown, Cannaday, Condit, Cox, Derby, Dunnington, Fourkiller, Griffith, Hoskin, Inman, Kouplen, Lockhart, Loring, McPeak, Munson, Perryman, Proctor, Pruett, Renegar, Rousselot, Scott, Sherrer, Shoemake, Stone, Tadlock, Virgin, Williams, Young.--28.

Nay: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Denney, Dunlap, Echols, Enns, Faught, Fisher, Hall, Hardin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Rogers, Sears, Strohm, Vaughan, Walker, Wallace, Wood, Wright, Mr. Speaker.--58.

Excused: Biggs, Goodwin, Grau, Henke, McDaniel (Jeannie), Montgomery, Morrisette, Nollan, Roberts (Sean), Russ, Sanders, Shelton, Thomsen, Watson, Wesselhoft.--15.

Representative Bennett moved adoption of the Joint Committee Report on **SB 1571**, which motion was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Echols, Enns, Faught, Fisher, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Loring, Martin, McBride, McCall, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Scott, Sears, Shoemake, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--71.

Nay: Biggs, Brown, Cannaday, Derby, Dunnington, Fourkiller, Goodwin, Hoskin, Inman, Kouplen, Lockhart, Morrisette, Munson, Perryman, Proctor, Pruett, Shelton, Sherrer, Stone, Virgin, Williams, Young.--22.

Excused: Grau, Griffith, McCullough, McDaniel (Jeannie), McPeak, Nollan, Rousselot, Sanders.--8.

THIRD READING

SB 1571 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Echols, Enns, Faught, Fisher, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sears, Shelton, Shoemake, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--76.

Nay: Biggs, Brown, Cannaday, Derby, Dunnington, Fourkiller, Goodwin, Griffith, Inman, Lockhart, Morrisette, Munson, Perryman, Proctor, Pruett, Scott, Sherrer, Stone, Virgin, Williams, Young.--21.

Excused: Grau, McPeak, Nollan, Sanders.--4.

The measure passed.

On passage of the emergency, the roll call was as follows:

Aye: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Cooksey, Cox, Denney, Dunlap, Echols, Enns, Faught, Fisher, Hardin, Henke, Johnson, Jordan, Kannady, Kern, Kirby, Leewright, Loring, Martin, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Scott, Sears, Shoemake, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--67.

Nay: Biggs, Brown, Cannaday, Derby, Dunnington, Fourkiller, Goodwin, Griffith, Hall, Lockhart, McPeak, Morrissette, Munson, Perryman, Proctor, Pruett, Stone, Virgin, Williams, Young.--20.

Excused: Coody (Jeff), Grau, Hoskin, Inman, Joyner, Kouplén, Lepak, McBride, McDaniel (Jeannie), Newell, Nollan, Sanders, Shelton, Sherrer.--14.

The emergency failed.

Representative Bennett served notice to reconsider the vote whereby the emergency failed on **SB 1571**.

Representative Bennett moved to reconsider the vote whereby the emergency failed on **SB 1571**, which motion prevailed upon roll call as follows:

Aye: Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cockroft, Coody (Jeff), Cooksey, Cox, Dunlap, Echols, Enns, Faught, Fisher, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kern, Kirby, Lepak, Martin, McBride, McCall, McCullough, Montgomery, Mulready, Murdock, Murphey, Nelson, O'Donnell, Ortega, Osborn, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Rogers, Russ, Sears, Shelton, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--57.

Nay: Brown, Cannaday, Derby, Dunnington, Griffith, Kouplén, Lockhart, McPeak, Munson, Proctor, Pruett, Renegar, Virgin, Williams.--14.

Excused: Banz, Cleveland, Condit, Coody (Ann), Denney, Fourkiller, Goodwin, Grau, Inman, Kannady, Leewright, Loring, McDaniel (Jeannie), McDaniel (Randy), Moore, Morrissette, Newell, Nollan, Ownbey, Perryman, Roberts (Sean), Rousselot, Sanders, Scott, Sherrer, Shoemake, Stone, Tadlock, Wesselhoft, Young.--30.

On passage of the emergency, the roll call was as follows:

Aye: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Echols, Enns, Faught, Fisher, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson,

O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sears, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--69.

Nay: Biggs, Brown, Cannaday, Condit, Derby, Dunnington, Fourkiller, Goodwin, Griffith, Inman, Kouplen, Lockhart, Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Virgin, Williams, Young.--27.

Excused: Grau, McPeak, Newell, Nollan, Sanders.--5.

The emergency passed.

The Presiding Officer signed Engrossed **SB 1571** and ordered same returned to the Honorable Senate.

MOTION

Representative Billy moved that the House stand in recess to the call of the Chair, which was the order.

MESSAGES FROM THE SENATE

Announcing the passage of **SJR 75**. The measure was introduced and read for the first time.

SJR 75 – By Brecheen and Sykes of the Senate and Peterson of the House.

A Joint Resolution approving in part with instructions certain subject matter standards adopted by the State Board of Education; providing certain instructions; repealing Section 4, Chapter 430, O.S.L. 2014 (70 O.S. Supp. 2015, Section 11-103.6a-1), which relates to legislative review of subject matter standards; directing distribution; and declaring an emergency.

Representative Cockroft Presiding

GENERAL ORDER

HJR 1070 by Hickman of the House was read and considered.

Authored by Senator Ford (principal Senate author)

Speaker Hickman moved to suspend House Rule 8.6(b) 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, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--68.

Nay: Cannaday, Condit, Dunnington, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Loring, McDaniel (Jeannie), Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Rousselot, Scott, Sherrer, Shoemake, Stone, Tadlock, Virgin, Williams, Young.--25.

Excused: Brown, Christian, Kouplén, Lockhart, McPeak, Nollan, Sanders, Shelton.--8.

Speaker Hickman moved to amend **HJR 1070**, Section 2, Paragraph 2, Line 12 by inserting the word “fully” before the word “implementing” and after the word “Education”, and on Page 4, Section 2, Line 2 ½ by inserting a new paragraph to read as follows:

“6. The State Board of Education shall have the authority to set any deadline to facilitate taking any of the steps required pursuant to Paragraphs 1 through 5 of this section and to immediately take any action which must take place prior to implementation of the standards in the classroom as the Board may deem necessary.”, which amendment was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sears, Strohm, Thomsen, Vaughan, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--66.

Nay: Cannaday, Condit, Dunnington, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kouplén, Lockhart, Loring, McDaniel (Jeannie), Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Rousselot, Scott, Sherrer, Stone, Tadlock, Virgin, Young.--25.

Excused: Brown, Christian, Cooksey, McPeak, Nollan, Sanders, Shelton, Shoemake, Walker, Williams.--10.

Representative Denney moved that **HJR 1070** be advanced from General Order, which motion was declared adopted.

THIRD READING

HJR 1070 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Biggs, Billy, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--60.

Nay: Bennett, Brown, Brumbaugh, Cannaday, Condit, Dunnington, Fisher, Goodwin, Griffith, Hoskin, Inman, Kern, Kouplen, Loring, McDaniel (Jeannie), Morrisette, Munson, Murphey, Perryman, Proctor, Pruett, Renegar, Ritze, Rousselot, Scott, Sherrer, Stone, Tadlock, Virgin, Wesselhoft.--30.

Excused: Christian, Cooksey, Fourkiller, Lockhart, McPeak, Nollan, Sanders, Shelton, Shoemake, Williams, Young.--11.

The measure passed.

On passage of the emergency, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--68.

Nay: Brown, Condit, Dunnington, Goodwin, Griffith, Hoskin, Inman, Loring, McDaniel (Jeannie), Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Scott, Sherrer, Stone, Tadlock, Virgin.--20.

Excused: Cannaday, Christian, Fourkiller, Kouplen, Lockhart, McPeak, Nollan, Rousselot, Sanders, Shelton, Shoemake, Williams, Young.--13.

The emergency passed.

Speaker Hickman served notice to reconsider the vote whereby the emergency passed on **HJR 1070**.

Speaker Hickman moved to reconsider the vote whereby the emergency passed on **HJR 1070**.

Representative Denney moved to table the Hickman motion, which tabling motion prevailed.

HJR 1070 was referred for engrossment.

ENGROSSED AND ENROLLED MEASURES

HJR 1070 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

RESOLUTIONS

The following were introduced and read:

HR 1044 – By Wright.

A Resolution expressing deep appreciation; designating March 22, 2016, as General Stafford Day in Oklahoma; and directing distribution.

HR 1045 – By Munson.

A Resolution proclaiming March 24, 2016, as Oklahoma Nonprofit Day.

HR 1046 – By Brown.

A Resolution relating to the Secretary of Finance, Administration, and Information Technology; creating a Resolution of No Confidence; and directing distribution.

Representative Billy moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Tuesday, March 22, 2016, which was the order.

Pursuant to the motion of Representative Billy, the House was adjourned at 6:05 p.m., to reconvene Tuesday, March 22, 2016, at 9:00 a.m.