

HOUSE JOURNAL

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Fifty-eighth Legislative Day, Thursday, May 12, 2016

The House was called to order by Representative Cockroft.

The roll was called with 97 Members present.

The following Members were excused: Echols, Enns, Inman, Virgin.—4.

Representative Cockroft declared a quorum present.

Prayer was offered by Reverend Matthew Halsted, First Baptist Church, McCloud. Reverend Halsted was sponsored by Representative Cockroft.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HCR 1020 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HBs 2599 and **2957** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HRs 1070 and **1073** were reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

SECOND READING

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

HB 3207 – Joint Committee on Appropriations and Budget

HB 3208 – Joint Committee on Appropriations and Budget

PENDING CONSIDERATION OF SAs

SAs to **HB 2446** were called up for consideration.

Upon motion of Representative O'Donnell, the House concurred in the **SAs** to **HB 2446**.

HB 2446, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Faught, Fisher, Fourkiller, Goodwin, Griffith, Hall, Hoskin, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrisette, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Roberts (Sean), Rogers, Russ, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--80.

Nay: Dunnington.--1.

Excused: Christian, Cleveland, Echols, Enns, Grau, Hardin, Henke, Inman, Kannady, McBride, Ortega, Osborn, Ritze, Roberts (Dustin), Rousselot, Sanders, Scott, Virgin, Walker, Williams.--20.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

RESOLUTION FOR CONSIDERATION

SCR 39 as considered and laid over on Page 1004 was called up for further consideration.

Upon motion of Representative Roberts (Sean), **SCR 39** was considered and adopted.

SCR 39 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

GENERAL ORDER

HJR 1072 by Faught of the House was read and considered.

Authored by Senator Dahm (principal Senate author)

Representative Faught moved to amend **HJR 1072**, Page 2, Section 1, Lines 12-13 by deleting “7. Oklahoma Uniform Building Code Commission, OAC 748:17-1-1, 748:17-1-2, 748:17-1-3, and 748:17-1-4;” and renumbering subsequent paragraphs, which amendment was declared adopted.

Representative Faught moved that **HJR 1072** be advanced from General Order, which motion was declared adopted.

THIRD READING

HJR 1072 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Faught, Fisher, Grau, Hall, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), McPeak, Montgomery, Mulready, Murdock, Nelson, Newell, Nollan, O’Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Renegar, Roberts (Sean), Rogers, Russ, Sanders, Sears, Shelton, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--64.

Nay: Brown, Cannaday, Condit, Dunnington, Griffith, Hoskin, Kouplen, Lockhart, Loring, McDaniel (Jeannie), Moore, Morrissette, Munson, Murphey, Perryman, Proctor, Pruett, Rousselot, Scott, Sherrer, Shoemake, Stone, Strohm, Tadlock, Wesselhoft, Young.--26.

Excused: Echols, Enns, Fourkiller, Goodwin, Hardin, Inman, Pfeiffer, Ritze, Roberts (Dustin), Virgin, Williams.--11.

The measure passed.

HJR 1072 was referred for engrossment.

Speaker Hickman Presiding

MESSAGES FROM THE SENATE

Advising naming Senate Conferees as follows:

SB 253 - Fields, Standridge, David, Simpson, Treat, Paddack, Pittman

Returning enrolled measures

Announcing that Enrolled **HBs 2599** and **2957** 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.

Transmitting enrolled measures

Advising fourth reading of and transmitting for signature Enrolled **SB 1459**.

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

Advising the signing of and transmitting for signature Enrolled **SCRs 35** and **39**.

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

Transmitting engrossed measures

Announcing the passage of **SCRs 40, 41** and **42**. The measures were introduced and read.

SCR 40 – By Schulz, Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Shumate, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen of the Senate and Ortega of the House.

A Concurrent Resolution congratulating the Altus High School swim team, 5A boys State Swimming Champions; and directing distribution.

SCR 41 – By Schulz, Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry,

Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Shumate, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen of the Senate and Ortega of the House.

A Concurrent Resolution congratulating the 2016 National Federation of High School State Associations Boys' Swimming Coach of the Year, Linda Wiginton; recognizing her accomplishments; and directing distribution.

SCR 42 – By Schulz, Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Shumate, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen of the Senate and Ortega of the House.

A Concurrent Resolution congratulating the 2015 Class 5A Football State Champions, the Altus Bulldogs; commending the team's hard work and dedication to win their first title since 1971; and directing distribution.

Request for conference rescinded

Advising rescinding rejection of **HAs**, requesting conference and naming of Senate Conferees to **SB 1287**.

Speaker Pro Tempore Denney Presiding

CONFERENCE GRANTED

Upon motion of Representative Ortega, the House granted the request of the Honorable Senate for conference on the following measures and the Speaker named conferees:

SB 253 – Conference Committee on Public Health

SB 929 – Conference Committee on Higher Education and Career Tech

SJR 68 – Conference Committee on Rules

PENDING CONSIDERATION OF SAs

SAs to **HB 2531** were called up for consideration.

Coauthored by Representative(s) Hickman

Coauthored by Senator(s) Jech

Upon motion of Representative Caldwell, the House concurred in the **SAs to HB 2531** upon roll call as follows:

Aye: Banz, Billy, Brown, Caldwell, Calvey, Casey, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Faught, Griffith, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Pruett, Roberts (Dustin), Rogers, Russ, Sanders, Sears, Thomsen, Vaughan, Wallace, Watson, Wood, Wright, Mr. Speaker.--61.

Nay: Bennett, Biggs, Brumbaugh, Cannaday, Condit, Fisher, Fourkiller, Goodwin, Hoskin, Kouplen, Lockhart, McPeak, Morrisette, Murphey, Perryman, Proctor, Renegar, Rousselot, Shelton, Sherrer, Shoemake, Stone, Strohm, Walker, Wesselhoft, Young.--26.

Excused: Christian, Cleveland, Dunnington, Echols, Enns, Grau, Inman, Newell, Ritze, Roberts (Sean), Scott, Tadlock, Virgin, Williams.--14.

HB 2531, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Billy, Brown, Caldwell, Calvey, Cannaday, Casey, Christian, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Joyner, Kannady, Kirby, Kouplen, Leewright, Lepak, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Munson, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Dustin), Rogers, Russ, Sanders, Sears, Shoemake, Thomsen, Vaughan, Wallace, Watson, Wood, Wright, Young, Mr. Speaker.--70.

Nay: Bennett, Biggs, Brumbaugh, Faught, Fisher, Goodwin, Kern, Lockhart, Morrisette, Murphey, Proctor, Rousselot, Shelton, Sherrer, Stone, Strohm, Walker, Wesselhoft.--18.

Excused: Cleveland, Echols, Enns, Fourkiller, Grau, Inman, Jordan, Ritze, Roberts (Sean), Scott, Tadlock, Virgin, Williams.--13.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 2261
HB 2304

COMMITTEE REPORTS

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

DO PASS:

HB 3205 – Joint Committee on Appropriations and Budget, Coauthored by Senator(s) Mazzei

DO PASS, As Amended:

CS for HB 3208 – Joint Committee on Appropriations and Budget

FIRST READING

The following were introduced and read for the first time:

HB 3209 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to public finance; amending 62 O.S. 2011, Section 34.49, as amended by Section 376, Chapter 304, O.S.L. 2012 (62 O.S. Supp. 2015, Section 34.49), which relates to allotment of appropriations and reductions of certain revenue amounts; requiring reduction of certain apportioned revenues in the event of revenue failure; providing exceptions; providing an effective date; and declaring an emergency.

HB 3210 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to health care funding; imposing additional tax levy upon cigarettes; specifying amount of additional levy; providing for apportionment of revenues to the Healthcare Revolving Fund; providing for expenditure of revenues; prescribing method for expenditure; prohibiting sale of cigarette excise tax stamps to wholesalers in excess of certain amount; providing exception; providing for codification; providing for noncodification; providing an effective date; and declaring an emergency.

HB 3211 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to revenue and taxation; enacting the Oklahoma Revenue and Taxation Act of 2016; providing for noncodification; and providing an effective date.

HB 3212 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to revenue and taxation; enacting the Oklahoma Revenue and Taxation Act of 2016; providing for noncodification; and providing an effective date.

HB 3213 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to revenue and taxation; enacting the Oklahoma Revenue and Taxation Act of 2016; providing for noncodification; and providing an effective date.

HB 3214 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to revenue and taxation; enacting the Oklahoma Revenue and Taxation Act of 2016; providing for noncodification; and providing an effective date.

HB 3215 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to revenue and taxation; enacting the Oklahoma Revenue and Taxation Act of 2016; providing for noncodification; and providing an effective date.

HB 3216 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to revenue and taxation; enacting the Oklahoma Revenue and Taxation Act of 2016; providing for noncodification; and providing an effective date.

Representative Nelson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, May 16, 2016, which was the order.

Pursuant to the motion of Representative Nelson, the House was adjourned at 1:35 p.m., to reconvene Monday, May 16, 2016, at 1:30 p.m.